

February 3, 2025

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 3rd day of February 2025, at 6:00 o' clock P.M. Council met in regular session. Mayor Harkendorff called the meeting to order and Clerk Nussbaum recorded the minutes of the meeting. On roll call the following Council persons were present: Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. Absent: None. Notice of the meeting was given in advance thereof by posting in three public places, a designated method for giving notice as shown by the Certificate of Posting Notice attached to these minutes. Notice of this meeting was given to the mayor and all persons of the Council and a copy of their acknowledgment of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. Mayor Harkendorff publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

CONSENT AGENDA

It was noted by Mayor Harkendorff Item 3. Claims Approval is to be removed from the Agenda and added to the next regular meeting Agenda. A motion was made by Council person Leyden and seconded by Council person Buckminster to approve the Consent Agenda as follows: *WHEREAS*, certain business of the City Council (Council) of the City of Falls City (City) transpires on a regular and routine basis or is not of controversial nature; and *WHEREAS*, roll call votes on each individual issue greatly extend the meeting time. *NOW, THEREFORE, BE IT HEREBY RESOLVED* BY the City Council that in the interest of economizing time, yet complying with the Public Meeting Laws of the State of Nebraska, which require roll call voting, the following issues are hereby consolidated in this Consent Agenda: 1. *BE IT FURTHER RESOLVED* BY the Council that the minutes from the January 21, 2025, meeting is hereby approved. 2. *BE IT FURTHER RESOLVED* BY the Council that the agenda for February 3, 2025, is hereby approved. 3. *BE IT FURTHER RESOLVED* BY the Council that Claims Approval for Payable Date February 4, 2025 shall be postponed definitely to the next regular meeting. 4. *BE IT FURTHER RESOLVED* BY the Council that the monthly report for the Southeast Nebraska Land Bank is hereby approved. 5. *BE IT FURTHER RESOLVED* BY the Council that the Consent Agenda for February 3, 2025, is hereby approved. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

REVIEW AND APPROVAL OF THE 2025 RETAIL LIQUOR LICENSE RENEWALS AS PUBLISHED IN THE FALLS CITY JOURNAL

A motion was made by Council person Ferguson and seconded by Council person Buckminster to approve the liquor license renewals as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

AUTHORIZATION TO EXECUTE THE CUSTODIAL AGREEMENT WITH F&M BANK FOR CDARS AND ICS DEPOSIT PLACEMENT AGREEMENTS

A motion was made by Council person Ferguson and seconded by Council person F. Killingsworth to execute the Custodial Agreement as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

AUTHORIZATION TO EXECUTE A NON-DISCLOSURE AGREEMENT WITH CITRONIQ CHEMICALS LLC

A motion was made by Council person Buckminster and seconded by Council person Leyden to execute a Non-Disclosure Agreement with Citroniq Chemicals as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, K. Killingsworth, Leyden, Ruiz. "NAY" Kaster, F. Killingsworth. "ABSENT" None. Motion carried.

AUTHORIZATION TO EXECUTE A CONFIDENTIALITY AGREEMENT WITH CORDIA DEVELOPMENT LLC

A motion was made by Council member K. Killingsworth to learn more information. Motion died for a lack of a second. A motion was then made by Council member Buckminster and seconded by Council member Ferguson to execute the agreement as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Kaster, Leyden, Ruiz. "NAY" Fouraker, F. Killingsworth, K. Killingsworth. "ABSENT" None. Motion carried.

FALLS CITY EDGE QUARTERLY REPORT FOR THE 4TH QUARTER

Lucas Froeschl, EDGE Director, presented the EDGE Quarterly Report for the 4th Quarter of 2024.

AUTHORIZATION TO EXECUTE THE COMMITMENT LETTER AND SUBMIT AN APPLICATION TO THE 2025 CCCFF GRANT CYCLE FOR THE FALLS CITY AMPHITHEATER PARK DUE FEBRUARY 15, 2025. IN COLLABORATION WITH THE FALLS CITY CREATIVE DISTRICT

A motion was made by Council member Buckminster and seconded by Council member Ferguson to execute the Commitment Letter and submit an application. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

CONSIDER DONATION OF THE BUILDING AT 206 EAST 20TH STREET FOR CITY USE|FIRST PRESBYTERIAN CHURCH

A motion was made by Council member Ferguson and seconded by Council member Leyden to table the item and refer to the Rivoli Theatre Committee. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

DISCUSSION REGARDING FISCAL MANAGEMENT, CLAIMS AND PROCUREMENT

A motion was made by Council member Leyden and seconded by Council member Buckminster to move into closed session at 6:45pm to discuss fiscal management, claims and procurement and to protect sensitive information. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried. A motion was made by Council member Ferguson and seconded by Council member Buckminster to end the closed session at 7:25pm and return to public session. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Kaster, F. Killingsworth, K. Killingsworth, Leyden, Ruiz. "NAY" None. "ABSENT" None. Motion carried.

THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 7:26pm

I, the undersigned, City Clerk for the City of Falls City, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by Mayor Harkendorff and Council on February 3, 2025; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by persons of the public; that the

said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting; and that a current copy of the Nebraska Open Meetings Act was available and accessible to persons of the public, posted during such meeting in the room in which such meeting was held.

(SEAL)

CITY CLERK

CITY CLERK

MAYOR