

The Mayor and Council of the City of Fairbury met in regular session in the Council Chambers located at 612 D Street, Fairbury, Nebraska, on the 4th day of March, 2014, at 7:30 p.m. Mayor Homer L. Ward called the meeting to order.

Notice of meeting was given in advance thereof by publication in the Fairbury Journal News, Fairbury, Nebraska, the designated method of giving notice, as shown by affidavit of publication. The Open Meetings Act was posted in the meeting room and pointed out by Mayor Ward as required by law.

Roll call found the following Council Members present: Doug Brown, Rick Carmichael, Roger Bailey, Tim Polson, Phil Rogge, Ed Friesen, Brad Kuzelka, and Kelly Davis.

Mayor Ward called for the submittal of forms to request future agenda items. No forms were submitted during the meeting.

Mayor Ward read the Consent Agenda:

1. Approval of the minutes of the regular meeting of February 18, 2014.
2. Approval of the minutes of the special meeting of February 25, 2014.
3. Approval of claims.
4. Approval of the resignation of Anthony Whitmore from the Fairbury Police Department.
5. Approval of the resignation of Rebecca Moser from the Museum Board.
6. Approval of the appointment of Brian Bender to the Fairbury Volunteer Fire Department.
7. Approval of the resignation of Aaron Christ from the Fairbury Volunteer Fire Department.

Bailey moved to approve the consent agenda. Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried.

Mayor Ward opened the Public Hearing for the semi-annual review of the Local Option Sales Tax for Economic Development (LB840) Program. City Administrator Joseph Parker addressed the Council as no one was able to attend this meeting from the Citizens Advisory Review Committee. Parker stated during the time period from July 1, 2013 to December 31, 2013 the committee had received for the Performance Based Grant: zero applications were received, zero applications were processed, zero applications were denied by the committee, zero applications were approved, zero applications are pending, zero applications were approved and funded by the City, and zero applications were denied by the City. Parker stated during this time period the committee had received for the Downtown Design Challenge Grant/Historic Preservation Commission: two applications were received; one application was processed; zero applications were denied by the committee; one application was approved; one application is pending; one application was approved and funded by the City; and zero applications were denied by

the City. No one else addressed the Council during the public hearing. Mayor Ward declared the hearing closed.

Kuzelka moved to set a hearing date for the Nuisance Declaration Appeal for property owned by Chester and Margaret I. Veatch, located at 711 E Street, Fairbury, Nebraska for March 18, 2014 at 7:30 p.m. Motion seconded by Friesen. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried.

Friesen moved to approve the 2014 Certification Package for historical property "aircraft" on loan from the National Museum of the United States Air Force located at the Fairbury Airport and also authorizing Mayor Ward to sign the necessary documents. Motion seconded by Polson. City Administrator Joseph Parker stated the Department of the Air Force is still actively trying to find a new site for the T-33 aircraft. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried.

Brown moved to approve the recommendation from the Personnel Committee to approve the request from Police Chief Chad Sprunk to hire a replacement Full Time Police Officer (as Anthony Whitmore has resigned). Motion seconded by Bailey. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried.

Bailey moved to approve the appointments of Brad Kuzelka, chair, Craig Bontrager, Jake Friesen, Barbara Bedlan, Mary Mach, Crystal Stall, and Valerie Snyder to the Fairbury Pool and Aquatic Committee. Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried. Rogge complimented Mayor Ward for the diversification and the individuals on the committee. Mayor Ward stated he took information from the pool surveys and tried to choose people from various areas that have various interests.

Rogge moved to adopt Resolution No. 932 approving the successful completion of a previously approved and obligated "Performance Based Grant" in the amount of \$20,000.00 to Carmen Ragland d/b/a Sweet Creations (Project #10-02). Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried. City Administrator Joseph Parker congratulated and thanked Carmen Ragland.

Friesen moved to adopt Resolution No. 933 approving the successful completion of a previously approved and obligated "Performance Based Grant" in the amount of \$80,000.00 to Pure Serenite Spa (Project #10-03). Motion seconded by Brown. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried.

Friesen moved to adopt Resolution No. 934 approving the successful completion of a previously approved and obligated "Reuse Loan" in the amount of \$25,000.00 to Pure Serenite Spa (Project #10-03). Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion

carried. Mayor Ward stated it is refreshing having the performance based grant and reuse loan funds used and used well; we appreciate that.

Mayor Ward read by title Ordinance No. 3036: AN ORDINANCE AMENDING THE CITY OF FAIRBURY COMPREHENSIVE PLAN-2013 EDITION, TO ADD AREAS 15 AND 16 TO THE ANNEXATION PLAN. Bailey moved to give second reading to Ordinance No. 3036. Motion seconded by Kuzelka. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried.

Mayor Ward read by title Ordinance No. 3037: AN ORDINANCE AMENDING THE CITY OF FAIRBURY SUBDIVISION REGULATIONS-2013 EDITION. Rogge moved to give second reading to Ordinance No. 3037. Motion seconded by Friesen. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried.

Mayor Ward read by title Ordinance No. 3038: AN ORDINANCE AMENDING THE CITY OF FAIRBURY ZONING REGULATIONS-2013 EDITION. Carmichael moved to give second reading to Ordinance No. 3038. Motion seconded by Rogge. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried.

Rick Carmichael stated he attended the League Conference last week. Carmichael stated you meet new people and find out that they all struggle with the same problems we do. Carmichael stated it was a very good conference and encourages others to attend in the future; it is well worth the money.

Rogge moved to adjourn the meeting. Motion seconded by Polson. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis voted "yes." Motion carried. Meeting adjourned at 7:46 p.m.

Homer L. Ward, Mayor

ATTEST: Sharyl Preston, City Clerk