

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 2<sup>nd</sup> day of June, 2015, at 7:30 p.m. Mayor 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 May 19, 2015.
2. Approval of claims.

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

Mayor Ward read from the agenda: "consider recommendation from the Personnel Committee regarding the City Administrator agreement." Mayor Ward stated the agreement will be discussed at the end of the meeting.

Mayor Ward read from the agenda: "Ordinance No. 3052: AN ORDINANCE AMENDING FAIRBURY MUNICIPAL CODE §§ 133.20 AND 133.22 ADDING VAPOR PRODUCTS AND ALTERNATIVE NICOTINE PRODUCTS TO PROVISIONS REGARDING TOBACCO USE OFFENSES. Bailey moved to give 3<sup>rd</sup> reading to Ordinance No. 3052. Motion seconded by Brown. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted "yes". Motion carried. Kuzelka moved for the final passage of Ordinance No. 3052. Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted "yes". Motion carried.

Mayor Ward read from the agenda: "consider recommendation from the Personnel Committee regarding the City Administrator agreement." In open session, Brown moved to enter into closed session for the purpose of protecting the public interest, the subject matter of the closed session being discussion of the city administrator's contract and to give negotiation strategy guidance from the Council to the City Attorney. Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael,

Brown, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Motion carried. Mayor Ward confirmed the purpose of the closed session was to protect the public interest, and the subject matter for the closed session is to discuss the city administrator’s contract and to give negotiation strategy from the Council to the City Attorney – designating individuals to remain as Mayor Ward; Council Members Brown, Carmichael, Bailey, Polson, Rogge, Friesen, Kuzelka, and Davis; Personnel Committee member Glen Tedrow; City Attorney David Borgen; and City Clerk Sharyl Preston; and announced the time of the start of the closed session to be 7:35 p.m.

In open session, Carmichael moved to come out of closed session. Motion seconded by Rogge. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Motion carried. The Council came out of closed session at 7:50 p.m. Brown moved to allow Mayor Ward to sign the city administrator’s final contract with the necessary changes to finalize an agreement. Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Motion carried.

Within the Committee reports, Rogge thanked Jeff Sweetser with the Water Department and all the city employees that helped to get Crystal Springs reopened. Rogge stated the projected date to reopen Crystal Springs was June 12; but they were able to reopen June 1. Rogge stated that they did a fantastic job and Crystal Springs really looks good; they did all the repairs \$8,000.00 under budget. Kelly Davis thanked the Council, on behalf of Blue Valley Community Action, for allowing BVCA to use the City Park for the Duck-N-Run on May 30, 2015 since Crystal Springs wasn’t available because of the flooding.

Rogge moved to adjourn the meeting. Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Motion carried. Meeting adjourned at 7:55 p.m.

Homer L. Ward, Mayor

ATTEST: Sharyl Preston, City Clerk