

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 1st day of March, 2016, 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, Tim Polson, Phil Rogge, Ed Friesen, Brad Kuzelka, and Kelly Davis. Absent: Roger Bailey. (Phil Rogge attended by videoconference.)

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 16, 2016.
2. Approval of claims.
3. Approval of the appointment of Donovan Harris to the Museum Board. Term to expire July 2019.

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

Mayor Ward opened the public hearing concerning vacating a portion of E Street located West of Block Three and East of Block Four, Gross Heirs Addition, generally located at 1606 E Street. No one else addressed the Council during the public hearing. Mayor Ward declared the hearing closed.

Brown moved to authorize Mayor Ward to sign the 2016 Tree City USA application. Motion seconded by Carmichael. On roll call, Polson, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted "yes". Bailey absent. Motion carried.

Brown moved to authorize Mayor Ward to sign the agreement with Nebraska Interactive, LLC for credit/debit payment services. Motion seconded by Carmichael. On roll call, Polson, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted "yes". Bailey absent. Motion carried.

Presentation of Electric Utility Outlook.

Friesen moved to adopt Resolution No. 1006 to submit an application to the Nebraska Department of Environmental Quality and Department of Health & Human Services Drinking Water State Revolving Fund for a Water System Project Planning and Report Grant. Motion seconded by Brown. On roll call, Polson, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Bailey absent. Motion carried.

Mayor Ward read by title Ordinance No. 3060: AN ORDINANCE OF THE CITY OF FAIRBURY, NEBRASKA, VACATING A PORTION OF E STREET LOCATED WEST OF BLOCK THREE AND EAST OF BLOCK FOUR, GROSS HEIRS ADDITION, GENERALLY LOCATED AT 1606 E STREET. Friesen moved to introduce and give 1st reading of Ordinance No. 3060. Motion seconded by Carmichael. On roll call, Polson, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Bailey absent. Motion carried.

In open session, Carmichael moved to enter into closed session for the purpose of protecting the public interest, the subject matter of the closed session being discussing possible property acquisition. Motion seconded by Friesen. On roll call, Polson, Bailey, Carmichael, Brown, Friesen, Kuzelka, and Davis all voted “yes”. Rogge absent. 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 possible property acquisition – designating individuals to remain as Mayor Ward; Council Members Brown, Carmichael, Bailey, Polson, Friesen, Kuzelka, and Davis; City Administrator Collin Bielser, and City Clerk Sharyl Preston and announced the time of the start of the closed session to be 7:46 p.m.

In open session, Friesen moved to come out of closed session. Motion seconded by Carmichael. On roll call, Polson, Bailey, Carmichael, Brown, Friesen, Kuzelka, and Davis all voted “yes”. Rogge absent. Motion carried. The Council came out of closed session at 7:51 p.m.

Polson moved to adjourn the meeting. Motion seconded by Carmichael. On roll call, Polson, Carmichael, Brown, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Bailey absent. Motion carried. Meeting adjourned at 8:06 p.m.

Homer L. Ward, Mayor

ATTEST: Sharyl Preston, City Clerk