

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 August, 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: Roger Bailey, Tim Polson, Phil Rogge, Ed Friesen, Brad Kuzelka, and Kelly Davis. Absent: Doug Brown and Rick Carmichael.

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 July 19, 2016.
2. Approval of claims.

Polson moved to approve the Consent Agenda. Motion seconded by Bailey. On roll call, Polson, Bailey, Rogge, Friesen, Kuzelka, and Davis all voted "yes". Brown and Carmichael absent. 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 Collin Bielser addressed the Council. Bielser stated this public hearing is required by State Statute and is the semi-annual review of the LB840 program by the Citizens' Advisory Review Committee (CAR) from January 2016 through June 2016. One Performance Based Grant application has been received and approved which is the Industrial Drive project from 24<sup>th</sup> Street to 27<sup>th</sup> Street. The Industrial Drive project broke ground this week. Three Downtown Design Challenge Grant applications were processed and approved and one application is pending. No one else addressed the Council during the public hearing. Mayor Ward declared the hearing closed.

Friesen moved to approve the request from B-4 Investments LLC / Wally's Sports Bar and Grill to delete the back room from their liquor license #CK-101637. Motion seconded by Davis. City Administrator Collin Bielser stated the deletion is for the back room of Wally's that was used for parties and receptions. (The landlord has made this area unavailable for Wally's to use.) On roll call, Polson, Bailey, Rogge, Friesen, Kuzelka, and Davis all voted "yes". Brown and Carmichael absent. Motion carried.

Kuzelka moved to approve the recommendation from the Public Works Committee to approve the request from the Fairbury City Fire Department to block off City Pool Drive (located between the pool and community center) and for use of electricity, sanitary services, and the Swimming Pool and/or Community Center bathrooms for National Night Out on August 9, 2016 from 4:00 p.m. – 9:00 p.m. (rain date August 11, 2016). Motion seconded by Rogge. Kuzelka stated the National Night Out event will be the same as last year with the addition of a couple new exhibits and requesting sanitary services. On roll call, Polson, Bailey, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Brown and Carmichael absent. Motion carried.

Kuzelka moved to approve the recommendation from the Public Works Committee regarding the request from the Museum Board to block off Elm Street from 11<sup>th</sup> – 12<sup>th</sup> Street and 12<sup>th</sup> Street from Oak Street to A Street for a car show on September 18, 2016 from 8:00 a.m. to 5:00 p.m. Motion seconded by Friesen. Kuzelka stated the car show request is the same as years past. On roll call, Polson, Bailey, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Brown and Carmichael absent. Motion carried.

Rogge moved to approve a 1% increase in 2016-2017 Restricted Funds Limitation. Motion seconded by Polson. Bielser stated this is a normal procedure that the City does every year. The State of Nebraska only allows an additional 2.5% in expenditures or you can vote an additional 1% increase making it 3.5%. This is not a tax increase, it is an allowance for a spending increase should the need arise. On roll call, Polson, Bailey, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Brown and Carmichael absent. Motion carried.

Friesen moved to authorize Mayor Ward to sign all necessary documents relating to the Nebraska Department of Roads right-of-way acquisition. Project location U.S. Highway 136 - Fairbury West Viaduct, Jefferson County. Motion seconded by Rogge. On roll call, Polson, Bailey, Rogge, Friesen, Kuzelka, and Davis all voted “yes”. Brown and Carmichael absent. Motion carried.

Within the City Administrator’s report, Collin Bielser stated the Industrial Drive project has started which could take approximately four to five weeks to complete. The 8<sup>th</sup> Street project probably won’t get started until next week depending on the weather and the contractor’s schedule. The crosswalks in town are being painted getting ready for the new school year. The McNish Park Fountain project should be completed soon. Paul Poister Government Relation Manager for Agrium/Loveland Products addressed the City Council. Poister extended an invitation for everyone to attend a community meeting on August 11, 2016 in the City Council chambers at 7:00 p.m. to discuss the site improvements at the Loveland Products (LPI) site in Fairbury. Crop Production Services (CPS) and LPI have owned the property for five years. They will remediate and remove some of the buildings that have been there since 1970. On the right side of the property are the old dry fertilizer buildings and to the left is what LPI uses which is the liquid plant. They will be taking down almost all of the buildings on the dry side of the property; recycle where they can – grind up the

concrete and use that for resurfacing, etc. This will prepare that half of the property for future development that CPS or LPI decides upon. Hopefully at some time, they will add on to the LPI side. The facility will stay open while working on this project which will hopefully start within the next couple weeks and be completed within six months.

Rogge moved to adjourn the meeting. Motion seconded by Davis. On roll call, Polson, Bailey, Rogge, Friesen, Kuzelka, and Davis all voted "yes". Brown and Carmichael absent. Motion carried. Meeting adjourned at 7:45 p.m.

Homer L. Ward, Mayor

ATTEST: Sharyl Preston, City Clerk