

The Council of the City of Fairbury met in the Council Chambers located at 612 D Street, Fairbury, Nebraska, on the 3rd day of October 2023, at 7:30 PM. Mayor Brown called the meeting to order.

Notice of the meeting was given in advance thereof, and the Open Meetings Act was posted in the meeting room and pointed out by Mayor Brown as required by law.

Roll call found the following Council Members present- Doug Brown, John Ebke, Tim Polson, B. Schmidt, Kelly Davis, Phil Rogge, Dusty Schmidt, and Brad Kuzelka. Absent: None

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

Mayor Brown read the Consent Agenda:

1. Approval of the minutes of the regular meeting of September 19, 2023
2. Approval of the minutes of the budget hearing meeting of September 19, 2023
3. Approval of Claims \$967,309.56
4. Consider the appointment of Jason Minnich to the Planning and Zoning Committee

B. Schmidt moved to approve the minutes of the regular meeting of Council on September 19, the minutes of the budget hearing September 19, \$967,309.56 in claims, and the appointment of Jason Nimmich to the Planning and Zoning Committee. On roll call vote: Polson, Brown, Ebke, Kuzelka, B. Schmidt, Rogge, and Davis. "yes." D. Schmidt- abstaining. Motion carried.

PUBLIC HEARINGS & PRESENTATIONS: NONE

Next item of business: **Current Business**

Mayor Brown then introduced the first item of current business, "Consider the authorization of the city clerk to attain cashier's check for closing costs of the HMGP buyout project." In 2019 the city applied for and entered into a FEMA hazard mitigation grant program (HMGP) that covered 75% of the funding. In 2023 the city was awarded a CDBG grant to cover the remaining 25%. With this voluntary program, the city is now ready to close on the properties who wished to enter the program. Certified funding is required to move forwards. With no further questions Polson motioned to authorize the city clerk to attain cashier's check for closing costs of the HMGP buyout project. Seconded by Ebke. On roll call vote: Brown, Ebke, Polson, Davis, B. Schmidt, D. Schmidt, Rogge, and Kuzelka voting "yes." Motion carried.


RESOLUTIONS AND ORDINANCES:

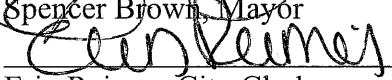
Resolution 1237 – to amend Resolution 1233 section #2- park closure to read "All of Fairbury city parks, park facilities, parking lots, and trailheads shall only be closed under the rarest conditions when there is imminent, inevitable, and very real danger to the personal safety of the public, or to protect Christmas decorations. Kuzelka motioned to approve the proposed language with Rogge seconding. Discussion occurred regarding how to enforce the closure, if it's closed can residents still drive thru? Hunters, visitors, ball games, and fireworks could all be impacted by closure. Ebke discussed that all 'rules' allow for exceptions and these rules allow the sheriff's department a resource tool. No voting occurred. With no further questions, Rogge then motioned to refer the motion made by Kuzelka to the public works committee for consideration of the potential rule change. Motion was seconded by B. Schmidt. On roll call vote: Brown, Ebke, Polson, Davis, B. Schmidt, D. Schmidt, Rogge, and Kuzelka voting "yes." Motion carried.

Reports: None

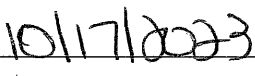
Mayor Brown then entertained a motion to adjourn. Rogge moved to adjourn. Motion was seconded by Ebke. On roll call vote: Brown, Ebke, Polson, Davis, B. Schmidt, D. Schmidt, Rogge, and Kuzelka voting "yes." Motion carried.

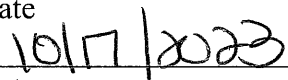
The meeting adjourned at 7:45 PM.



Spencer Brown, Mayor


Erin Reimer, City Clerk



Date


Date