

## **CITY OF NORFOLK, NEBRASKA**

The Mayor and City Council of the City of Norfolk, Nebraska met in regular session in the Council Chambers, 309 North 5th Street, Norfolk, Nebraska on the 1st day of December, 2014, beginning at 5:30 p.m.

Following a moment of silence and the Pledge of Allegiance to the flag of the United States of America, Mayor Sue Fuchtman called the meeting to order. Roll call found the following Councilmembers present: Corey Granquist, Jim Lange, Rob Merrill, Shane Clausen, Thad Murren, Josh Moenning, Dave Fauss, and Dick Pfeil. Absent: None.

Staff members present were: City Administrator Shane Weidner, Director of Public Works Dennis Smith, City Attorney Clint Schukei, City Clerk Beth Deck, Finance Officer Randy Gates, Police Chief Bill Mizner, Wastewater Plant Superintendent Todd Boling, Information Systems Manager Jim McKenzie, Water & Sewer Director Dennis Watts, Assistant City Engineer Mark Dolechek, Communications Director Diane Becker and Administrative Secretary Bethene Hoff.

The Mayor presided and the City Clerk recorded the proceedings.

The Mayor informed the public about the location of the current copy of the Open Meetings Act posted in the City Council Chambers and accessible to members of the public.

Notice of the meeting was given in advance thereof by publication in the Norfolk Daily News, Norfolk, Nebraska, the designated method of giving notice, as shown by affidavit of publication.

Notice was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public.

### **Agenda Motions**

Councilmember Merrill moved, seconded by Councilmember Clausen to approve the consent agenda as printed. Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried.

Councilmember Fauss moved, seconded by Councilmember Moenning to adopt the full agenda as printed. Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried.

### **Consent Agenda Items Approved**

*Minutes* of the November 17, 2014, City Council meeting

*Ratification* of the Mayor signing the Storm Water Management Plan Program Grant Intergovernmental Agreement

*Accept bid from Norfolk Truck Center for \$55,750.00 to purchase a previously owned semi-tractor for the Transfer Station*

*Change Order No. 1 with F.C. Industries for a chart recorder per NDEQ regulations for the incinerator resulting in a net increase of \$3,308.00*

*Change Order No. 1 with Industrial Process Technology to extend the grit wash project completion date to March 15, 2015 and authorization for the Mayor to sign all contracts and documents related to the project*

*Special Designated Liquor License for the NWTF Northeast Beards & Spurs Chapter to serve/consume beer, wine and distilled spirits in the Norfolk City Auditorium on Saturday, February 7, 2015, with an alternate date of Sunday, February 8, 2015, from 5:00 p.m. to 11:59 p.m. for their annual fund raising event*

*Resolution No. 2014-44 declaring the City's official intent under Internal Revenue Code Regulations to incur indebtedness which includes reimbursement of expenditures for portable radios and dispatch radio console upgrades and related equipment*

*Northeast Nebraska Beards and Spurs Chapter of the National Wild Turkey Federation (a nonprofit organization) agreement to rent the City Auditorium to exhibit or display firearms or explosive devices, to allow raffles conducted in full compliance with applicable Nebraska Statutes, and to have beer, wine and distilled spirits on the premises for a fundraising banquet on February 7, 2015, with an alternate date of Sunday, February 8, 2015*

*Change Order No. 1 with TDK Construction Company, LLC for the Trails 2014-1 project resulting in a net increase of \$6,427.70 for a total contract amount of \$72,208.20*

*Bills in the amount of \$1,501,618.16*

## **Special Presentations**

### Oaths of Office

Judge James Kube administered the oaths of office to newly elected officials: Councilmembers Corey Granquist, Ward 1; Dave Fauss, Ward 2; Rob Merrill, Ward 3; and Shane Clausen, Ward 4.

### Council President Selection

The Mayor requested selection of a President of the Council by the City Council.

Councilmember Fauss moved, seconded by Councilmember Merrill to nominate Councilmember Lange as President of the Council.

There being no further nominations, a motion was made by Councilmember Fauss and seconded by Councilmember Merrill to cease nominations.

Roll call on the nomination of Councilmember Lange as President of the Council. Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried.

Mayor Fuchtmann declared Councilmember Lange as President of the Council.

### **Regular Agenda Items**

#### Kirkham, Michael and Associates Amendment No. 2 (Southwest Sanitary Sewer Interceptor project)

Councilmember Merrill moved, seconded by Councilmember Fauss to approve Amendment No. 2 to the engineering services contract with Kirkham, Michael and Associates, Inc. for the Southwest Sanitary Sewer Interceptor project resulting in an additional fee of \$50,068.00 for a new contract amount not to exceed of \$393,376.00 for design, right-of-way acquisition and full time construction services.

Assistant City Engineer Mark Dolechek explained the amendment results from the need for a full time inspector for the project as well as using the competitive bidding process which allowed for the contractor to split construction between Fall 2014 and Spring 2015 and, therefore, extended the time for construction engineering services.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried.

#### Ordinance No. 5332 (create Sanitary Sewer Extension District No. 247)

Councilmember Lange introduced, seconded by Councilmember Fauss, Ordinance No. 5332 entitled: AN ORDINANCE CREATING SANITARY SEWER EXTENSION DISTRICT NO. 247 IN THE CITY OR WITHIN THE EXTRA TERRITORIAL ZONING JURISDICTION OF THE CITY OF NORFOLK, NEBRASKA; ESTABLISHING THE OUTER BOUNDARIES OF THE DISTRICT; DESIGNATING THE SIZE, LOCATION AND TERMINAL POINTS; REFERRING TO THE PLANS, SPECIFICATIONS, AND ENGINEER'S ESTIMATE IN CONNECTION THEREWITH; AND TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT, AND TO PROVIDE FOR PUBLICATION OF THIS ORDINANCE and moved that the ordinance be passed on first reading. Said ordinance was then read into the record by title by the City Clerk.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried. Ordinance No. 5332 passed on first reading.

Councilmember Lange moved, seconded by Councilmember Murren, that the statutory rule requiring reading on three different days be suspended.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried. The motion to suspend the rules was

adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilmember Lange moved, seconded by Councilmember Murren, that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance. The Mayor then stated the question "Shall Ordinance No. 5332 be passed and adopted?"

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 5332 as required by law.

There being no further business, the Mayor declared the meeting adjourned at 5:45 p.m.

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Sue Fuchtman  
Mayor

ATTEST:

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Elizabeth A. Deck  
City Clerk

( S E A L )

I, the undersigned Clerk, hereby certify that the foregoing is the full, true and correct original document of proceedings of Monday, December 1, 2014, had and done by the Mayor and City Council; that all of the subjects included in the proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to the meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Elizabeth A. Deck  
City Clerk

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