

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 15th 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, Park Superintendent Pat Mrsny, Information Systems Manager Jim McKenzie, Administrative Secretary Bethene Hoff, Operations Manager Jim Dooley, and Assistant City Engineer Mark Dolechek.

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 Lange moved, seconded by Councilmember Fauss 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 December 1, 2014, City Council meeting

Minutes of the December 4, 2014, City Work Session

Resolution No. 2014-45 placing a left turn warning arrow and 15 mile-per-hour warning sign in the 1700 block of McDonald Road for westbound traffic

Maintenance Agreement No. 19 with the Nebraska Department of Roads for calendar year 2015, and authorization for Mayor to execute Certificate of Compliance at the end of 2015

Special Designated Liquor License for Fine Wine, LLC, Jim's Fine Wine & More, 2001 Market Lane, to serve beer, wine and distilled spirits at the Norfolk City Auditorium, 127 North 1st Street, Norfolk, Nebraska, on Wednesday, February 11, 2015, with an alternate date of Thursday, February 12, 2015, from 5 p.m. to 11 p.m., in conjunction with a For The Girls fundraiser

Accept the low bid of \$115,925.00 from Mid-Iowa Solid Waste Equipment Company for a replacement regenerative air street sweeper for the Street Division

Mayor's reappointment to the Railroad Transportation Safety District of Councilman Jim Lange, Councilman Thad Murren, and Councilman Dick Pfeil for one-year terms as required by state statutes.

Plans, specifications, and engineer's estimate on file in the City offices for Sanitary Sewer Extension District No. 247 project and authorization for the City Clerk to advertise for bids

Subcommittee appointments by Council President Jim Lange, as follows: Public Safety, Councilmen Josh Moenning and Dick Pfeil; Public Works, Councilmen Corey Granquist and Shane Clausen; Planning & Community Development, Councilmen Jim Lange and Rob Merrill; Culture & Recreation, Councilmen Dave Fauss and Thad Murren; Economic Development, Councilmen Shane Clausen, Rob Merrill, Corey Granquist and Josh Moenning

Bills in the amount of \$2,755,253.59

Public Hearings and Related Items

Public Hearing

(special assessments)

(213 Jefferson Avenue & 414 North 10th Street)

A public hearing was held for the City Council to sit as a Board of Equalization to levy a special assessment in the amount of \$313.47 against property located at 213 Jefferson Avenue for mowing, weed control, and litter removal, and to levy a special assessment in the amount of \$208.18 against property located at 414 N 10th Street for mowing, weed control, litter removal, and property maintenance.

Councilmember Lange moved, seconded by Fauss to adjourn as City Council and convene as a Board of Equalization.

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

City Clerk Beth Deck provided information to elected officials. The public hearing is to consider levying a special assessment mowing, weed control, and litter removal in the amount of \$313.47 against property on Lot 125, Homestead Addition in the City of Norfolk, Madison County, Nebraska (213 Jefferson Avenue) and to consider levying a special assessment for mowing, weed control, litter removal, and property maintenance in the amount of \$208.18 against property on Tax Lots NE ¼ SW ¼, 22-24-1, Tax Lots 13 & 14 in the City of Norfolk, Madison County, Nebraska (414 North 10th Street). The Health Official notified the property owners by certified mail prior to completion of the work. The property owners did not respond and the work was completed at the owner's expense. The City billed the property owners and mailed notice by certified mail of the public hearing to levy special assessment. Following adoption of a resolution to levy a special assessment, the City files a lien against the properties and interest accrues in the same manner as a special assessment. This is the usual and customary way the City of Norfolk uses to assure payment and the City followed State Statutes procedures.

No one appeared either in favor of or in opposition to levying the special assessments and the Mayor declared the hearing closed.

Councilmember Merrill moved, seconded by Councilmember Lange to adjourn as a Board of Equalization and reconvene as City Council.

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

Resolution No. 2014-46
(special assessment, 213 Jefferson Avenue)

Councilmember Lange moved, seconded by Councilmember Merrill, to adopt Resolution No. 2014-46 levying a special assessment in the amount of \$313.47 against property on Lot 125, Homestead Addition in the City of Norfolk, Madison County, Nebraska (213 Jefferson Avenue) for mowing, weed control, and litter removal.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried. Resolution No. 2014-46 was adopted.

Resolution No. 2014-47
(special assessment, 414 North 10th Street)

Councilmember Moenning moved, seconded by Councilmember Merrill, to adopt Resolution No. 2014-47 levying a special assessment in the amount of \$208.18 against property on Tax Lots NE ¼ SW ¼, 22-24-1, Tax Lots 13 & 14 in the City of Norfolk, Madison County, Nebraska (414 North 10th Street) for mowing, weed control, litter removal, and property maintenance.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried. Resolution No. 2014-47 was adopted.

Public Hearing
(Citizen Advisory Review Committee semi-annual report)

A public hearing was held to receive a report on findings and suggestions from the economic development Citizen Advisory Review Committee (CARC) as required by State Statutes Section 18-2715. Finance Officer Randy Gates provided information to the Mayor and City Council.

State Statutes require a Citizen Advisory Review Committee (CARC). The citizens serving on committee are: Bill Canham, Cindy Morrow, Jim Mangels, Aaron Otten, and Jan Einspahr and the City's Finance Officer serves as an ex officio non-voting member. As required by State Statutes, the CARC met on December 4, 2014 and discussed/reviewed the following:

- Current Funding of the City's Economic Development Fund (ED)
- Update on Petersen Ag project
- Update on Tejas Tubular project
- Economic Development update

As noted in the report, the CARC found that the City's Economic Development Program (EDP) is operating in compliance with the budget and EDP Guidelines and Procedures.

No one appeared either in favor of or in opposition to the CARC findings and suggestions and the Mayor declared the hearing closed.

Regular Agenda Items

Olsson Associates engineer services contract
(Norfolk Avenue Bridge study between 1st Street & Cottonwood Street)

Councilmember Fauss moved, seconded by Councilmember Moenning, to approve an engineering services contract with Olsson Associates for a bridge type selection study for the Norfolk Avenue Bridge between 1st Street and Cottonwood Street for an amount not to exceed of \$55,200.00.

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

Resolution No. 2014-48
(JMHS LLC Planned Development, 2001 South 37th Street)

Councilmember Merrill moved, seconded by Councilmember Lange, to adopt Resolution No. 2014-48 approving the preliminary planned development of JMHS L.L.C.'s Planned Development located at 2001 S 37th Street.

Lavern Schroeder, engineer for JMHS LLC, stated the applicant, Chris Merkel, has a small business manufacturing mud flaps.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Moenning, Fauss and Pfeil. Nays: None. Absent: None. Motion carried. Resolution No. 2014-48 was adopted.

Public Comment Period

Rick Wipperling, 407 S 2nd Street, had concerns with grass clippings on streets.

There being no further business, the Mayor declared the meeting adjourned at 5:51 p.m.

Sue Fuchtman
Mayor

ATTEST:

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 15, 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.

Elizabeth A. Deck
City Clerk

(S E A L)