

SPECIAL MEETING OF THE CHAIRPERSON AND BOARD OF TRUSTEES OF
FAIRMONT NEBRASKA

APRIL 20, 2016

A Special meeting of the Fairmont Village Board of Trustees was convened in open and public session on Wednesday, April 20, 2016 at 7:00 p.m. at the Fairmont Legion Hall, 525 F St., Fairmont NE. Notice of the meeting was given in advance according to proper notification by posting of meeting notice at Heartland Bank-Fairmont Branch, U.S. Post Office and Fairmont Village Hall. Chairperson Gene R. Fischer called the meeting to order. Clerk/Treas. Linda Carroll recorded the minutes. Board members present upon roll call were: William W. Pfenning, Jack D. Slocum, James D. Tol, and Chairperson Fischer. Absent: Donald A. Moses. Visitors to the meeting who signed in were: Jerry & Lea Johnson, Barbara Smith, Bob & Charlotte Hester, Dave Bristol, Ted and Marvie Rabenberg, Barb Trapp. Chairperson Fischer noted that a copy of the Open Meetings Act was on the table for public inspection and review. The purpose of the special meeting is set the hearing date for paving assessments for Street Improvement Districts #2014-1 (7th Ave E St. to F St.); #2014-3 (8th Ave. E St. to F St.); #2014-4 (8th Ave D St. to E St.) #2014-5 (8th Ave. F St. to G St.) and review preliminary assessments

STREET IMPROVEMENT ASSESSMENTS

Jake Vasa, Project Manager, JEO Consulting Group, Inc., John Trecek, Ameritas Investment Corp. and Barbara Trapp, Fillmore County Treasurer reviewed the following information for the assessments:

- 1) The cost of assessments is \$73.93/running foot-this is just the construction cost.
- 2) Overhead costs (engineering, legal, soil sampling, fiscal fees, etc.) will not be assessed to the property owner as the village has collected general tax dollars to pay for those costs.
- 3) Public made comments regarding the lack of cleanup that was done by the contractors and their dissatisfaction
- 4) Procedure for assessments- a)board will adopt a Resolution at this meeting setting the assessment levy hearing date to be Monday, June 13, 2016- b)Notice of the June 13, 2016 assessment levy hearing date must be published five weeks in a legal newspaper (The Nebr. Signal)prior to the hearing date-c)Property owners who will be receiving a paving assessment will receive a certified letter regarding the assessment hearing date
- 5)Payment of assessments-- a)property owners will have up to 15 years to make annual installment payments on the paving assessment --b)property owners who receive a paving assessment will have 50 days following the June 13, 2016 assessment levy hearing to pay for paving assessments in full or pay the first annual installment without incurring interest-- c)payments made within the 50 days following the June 13, 2016 assessment levy hearing are paid to the Village Clerk/Treasurer-- d) after to 50 day period following the June 13, 2016 assessment levy hearing the Village Clerk/Treasurer certifies the paid and the unpaid paving assessments to the Fillmore County Clerk. The Fillmore County Clerk certifies the districts and paving assessments to the Fillmore County Treasurer-- e) following the certification of the outstanding paving assessments any payments must be paid to the Fillmore County Treasurer's office-The Fillmore County Treasurer's office will mail a reminder post card a month before the payment becomes delinquent. The yearly payments will become the levy month. The special assessment is NOT included in your real estate tax statement f) if property owner is paying installments and the first installment is not paid within the 50 days following the June 13, 2016 assessed levy hearing than the County Treasurer will charge interest on the total principal from the levy date and the delinquent interest on the first installment amount from that due date. After the first installment is paid interest is figured like a bank note from the date it was last paid to when it is being paid. (Example-regular interest at whatever the village sets on the unpaid principal and delinquent interest on the delinquent amount of the annual payment. Scenario: A village has issued a special assessment with regular interest rate of 5% and delinquent interest rate of 9%. State Statue 14% minus 5% = 9%. --h) if assessment becomes delinquent, the property is advertised in the same manner as if someone has delinquent property taxes-- i) mortgage company may include paving assessment in escrow payment—property owners should contact their mortgage company.

Slocum moved and Tol seconded to pass and adopt Resolution #2016-02 that the Village Board shall met on June 13, 2016 to authorize setting a levy for special assessments on lots and parcels of land abutting on or adjacent to the streets, avenues and alleys in Street Improvement Districts No. 2014-1, 2014-3, 2014-4 and 2014-5 . Voting aye: Slocum, Tol, Pfenning and Fischer. Absent: Moses. Motion carried.

ADJOURNMENT

Slocum moved and Tol seconded to adjourn the meeting at 7:33 p.m. Voting aye: Slocum, Tol, Pfenning and Fischer Absent: Moses. Motion carried.

GENE R. FISCHER, Chairperson

LINDA J. CARROLL, CMC
Clerk/Treas.