

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

NOVEMBER 14, 2016

The Regular meeting of the Fairmont Village Board of Trustees was convened in open and public session on Monday, November 14, 2016 at 7:00 p.m. at the Fairmont Village Hall, 635 6th Ave., 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. Acting Chairperson Donald A. Moses 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 Acting Chairperson Moses. Absent: Gene R. Fischer. Visitors to the meeting were: Wally Peld, Skip Radke, Steve Parr, Irvin Stouffer, Selina West, Lynn West, Steve McLeish, Howard Lefler, Jeff Neiman, Bill Burgess, Julie Atmore. Acting Chairperson Moses noted that a copy of the Open Meetings Act was posted on the council table and in the council meeting room for public inspection and review. Acting Chairperson Moses nominated David R. Seggerman to full fill the term of Gene R. Fischer on the Fairmont Village Board of Trustees due to Gene R. Fischer's death. Slocum moved and Tol seconded to accept the nomination of David R. Seggerman to full fill the term of Gene R. Fischer on the Fairmont Village Board of Trustees. Voting aye: Slocum, Tol, Pfenning and Moses. Motion carried. Trustee Seggerman read the Oath of Office. Slocum moved and Tol seconded to approve the minutes of October 10, 2016 board meeting. Voting aye: Slocum, Tol, Pfenning and Moses. Abstain: Seggerman. Motion carried. August 31, 2016 Treasurer's Report was placed on file.

PUBLIC FORUM

Skip Radke spoke in opposition to Dave Seggerman fulfilling Gene Fischer's term on the board. Skip felt that Acting Chairperson Moses should have nominated someone who had not previously been on the Board of Trustees.

Irvin Stouffer visited with the board regarding installation of solar panels on his property and selling power back to the village. State Statues require a public entity to allow for net metering. Matt Kalin, Engineer from JEO Consulting Group, Inc. (village engineering firm) will be in contact with Irvin regarding the solar panels.

WALLY PELDS, CASEY'S GENERAL STORES, INC.

Wally Pelds, representating Casey's General Stores, requested the board give consideration of annexation of the Casey's General Store located south of Fairmont for the purpose of extending the village's water and sewer services to the store. Items discussed: 1) Best route for services – Steve Parr, JEO Consulting Group reviewed information regarding running water & sewer either south of town or west of town; 2) Preliminary cost associated with different routes for water and sewer around \$500,000 depending on many variables; 3) Owner of the adjacent ground to Casey's General Store would be agreeable to annexation of a strip of ground which is required by state statue so the Casey's General Store property would be contiguous to the existing village limits; 4) If extension of services was put to the west, could have a possible highway business corridor; 5) Casey's General Store might be willing to assist with financing; 6) Possible

expansion of Casey's General Store if water and sewer extension would be completed. Board will continue discussions with Casey's General Store representatives.

SKIP RAKDE

Skip Radke visited with the board regarding the following zoning issues: 1)The village board should give consideration to return of a local planning commission as it would be in the best interest of the community to have local control; 2)Village Clerk should oversee zoning regulations rather than a County Zoning Administrator who does not live in Fairmont and is not effected by her decisions;3) Acting Chairperson Moses stated the reason for going with the County Planning Commission back in 1997 was because Fairmont was unable to keep five positions filled on a local planning commission and Fairmont is represented by Matt Hafer on the Fillmore County Planning Commission; 4)Requested that the village board change the zoning regulations whereby the village board would have the authority to regulate the color of storage units which are built adjacent to a residential area; 5)Pastel colors would be better than the red doors which are on a storage units located adjacent to his property.

JEFF NEIMAN, BILL BURGESS

Fillmore County Supervisor and Fairmont Fire Chief, Jeff Neiman, and Fillmore County Sheriff Bill Burgess visited with the board regarding the railroad crossing located west of Fairmont on Hwy 6 which is crossed by semis going into CPI-Lansing facility. Since the facility has been built there have been three accidents on that crossing. Local area farmer, Howard Lefler, stated that it is a difficult crossing with vision issues for someone who is driving a semi. BNSF Railroad and the State of Nebraska Dept. of Roads will be doing an engineering study on the crossing. This crossing is within the corporate limits as the area of the CPI-Lansing facility was annexed to allow for Tax Increment Financing to assist with the construction of the facility.

RESOLUTION #2016-10 –AUTHORIZE SALE OF 1996 FORD RESCUE UNIT

At the October 14, 2016 village board meeting a resolution was passed to authorize the sale of the 1996 Ford Rescue Unit by sealed bids which were to be opened at the November 14, 2016 board meeting. Upon conferring with Village Attorney Campbell, if another political entity is interested in purchasing the rescue unit sealed bids would not be needed and that political entity could purchase the rescue unit. A resolution would be needed to authorize the sale to the political entity. Grafton Volunteer Fire Department expressed interest in purchasing the 1996 Ford Rescue Unit for \$7,500. Tol moved and Pfenning seconded to pass and adopt RESOLUTION #2016-10 AUTHORIZING THE SALE OF THE 1996 FORD RESCUE UNIT TO THE GRAFTON VOLUNTEER FIRE DEPARTMENT FOR \$7,500.00. Voting aye: Tol, Pfenning, Slocum, Seggerman and Moses. Motion carried. Resolution #2016-10 passed and adopted.

FAIRMONT HOUSING AUTHORITY BOARD APPOINTMENTS

Slocum moved and Seggerman seconded to appoint Ron Schropfer to replace Sally Stone who has resigned from the Fairmont Housing Authority Board and to appoint Aaron Veleba to replace Dick Ekwall who has resigned from the Fairmont Housing Authority Board. Voting aye: Slocum, Seggerman, Tol, Pfenning and Moses. Motion carried.

MILLER SEED PROPOSAL

A proposal from Miller Seed, York NE in the amount of \$1,200 for seeding of the vacant lot located at 539 6th Ave was reviewed by the board. General consensus of the board was to wait until spring before any decision would be made on seeding the vacant lot.

EXECUTIVE SESSION

Moses moved and Slocum seconded to convene into executive session at 8:30 p.m. pursuant to Nebr. State Statute Section 84-1410 to prevent the needless injury to the reputation of an individual. Voting aye: Moses, Slocum, Seggerman, Tol and Pfenning. Motion carried. Acting Chairperson Moses restated the reason for the executive session was to prevent the needless injury to the reputation of an individual. Pfenning moved and Slocum seconded to reconvene into open session at 8:34 p.m. Voting aye: Pfenning, Slocum, Seggerman, Tol and Moses. Motion carried.

CLAIMS

(Claims Abbreviations: Eq, Equipment; Ex, Expense; Ma, Maintenance; Mi, Mileage; Misc, Miscellaneous; Re, Repairs; Sa, Salaries; Se, Service; Su, Supplies; Ut, Utilities; CI, Capital Improvement; Tif, Tax Increment Financing). Pfenning moved and Tol seconded to pay the following claims: General Fund: AFLAC-Sa\$463.46; AMERITAS-Sa\$2,042.77; ASSURITY-Sa\$28.42; BARCO-Su\$695.24; BILL'S REPAIR-Re\$108.32; BLACK HILLS ENERGY-Ut\$364.72; BLUE CROSS/BLUE SHIELD-Sa\$8662.77; BURTON ENT.-Ut\$55; CASEY'S GENERAL STORE-Ex\$109.38; CENTURY LUMBER-Su\$22.26; COLLINS CONSTRUCTION-Re\$10,903.20; CONNIE JO FELTON-Mi\$58.86; DATA TECH COMPUTERS-Re\$329.95; DUTTON LAINSON-Su\$1,784.66; EFTPS-Sa\$3,826.86; FARMERS COOP-Ex\$1,144.77; FAIRMONT LIGHT & WATER-Ut\$3,074.72; FILLMORE CO. REG. DEEDS-Misc\$10; FIRST CONCORD BENEFIT GROUP-Sa\$536.69; FIRST NATIONAL BANK-Ex, Misc, Re, Se, Su \$3,481.14; GRANT BUILT LOGISTICS, LLC-Se.\$283.23; HEARTLAND BANK-Ex\$30.69; HOMETOWN LEASING-Ex\$79.92; HYDRAULIC EQUIP. SERVICE-Eq\$35,000; JEO CONSULTING GROUP, INC.-Se\$720; JEFF ROSS/INNOVATIVE CONTR.-Re\$550; JOHN DEERE FINANCIAL-Re\$75.13; KOPCHOS-Ut\$50; NEBR. PUBLIC HEALTH LAB-Se\$15; MADISON NATIONAL-Sa\$37.13; MOMAR-Su\$296.50; NICK'S FARM STORE-Eq\$7,943.92; NEBR. DEPT. OF ENV. QUALITY-Ex\$150; NEBR. PUBLIC POWER DIST.-Ex\$18,774.41; ONE-CALL LOCATES-Se\$8.64; PAYROLL-Sa\$17,369.71; PERENNIAL PUBLIC POWER DIST.-Ex\$2,114.42; PLATTE VALLY COMM.-Re&Su\$910; NSA/POAN-Misc\$100; STANLEY TATOR ENTERPRISES-Se\$7,794; STATE OF NEBR. DEPT. OF REV.-Sa&Ex \$2,893.37; STAYBRIDGE SUITES-Misc.\$147.08; T & T REP.-Re\$830.66; THE FLOWER BOX-Ex\$45.95; THE NEBR. SIGNAL-Ex\$134.59; U S CELLULAR-Ut\$88.74; U S POST OFFICE-Ex\$201; WINDSTREAM-Ut\$646.04; ZITO MEDIA-Ut\$110.49; Voting aye: Pfenning, Tol, Seggerman, Slocum and Moses. Motion carried.

CORRESPONDENCE

1) Items for the Community Connections Newsletter; 2) Thank you note from Gene Fischer Family; 3) Fairmont Senior Center November 2016 Financials

OLD BUSINESS

There was no old business

MARSHAL REPORT

Marshal Steve McLeish reviewed monthly report: Items discussed: 1)Nuisance abatement completed; 2)Mowing letters will be hand delivered; 3)Unlicensed vehicles

UTILITY SUP. REPORT

Maint. Tech Lynn West reviewed monthly maintenance report in the absence of Ut. Sup. Butch Long. Items discussed: 1)CPI-Lansing intersection and rock needed; 2)Water & Sewer extension to Casey's General Store; 3)Bucket for the front of skid loader cost around \$1,500-general consensus was to purchase the bucket; 4)Resolution for sale of 1985 Bucket Truck will be prepared for board consideration at the December 12, 2016 board meeting; 5)Areas repaired on street located on the south side of the middle school; 6)Maint. Tech Dan Slocum is attending wastewater training.

CLERK REPORT

Linda Carroll, Clerk/Treas. reviewed monthly report. Items discussed: 1)Village must pay state road tax on fuel used in any vehicle that is driven on public streets/highways; 2) USDA will be assisting with on-line application for funding of lagoon modifications; 3)Upgrade current copier/scanner/ fax lease to a copier/scanner/fax that will print color-Eakes Office Solutions will also lease a folding machine to assists with folding of the new full page utility bills-cost of lease will be approximately \$155/mo. Tol moved and Pfenning seconded to upgraded lease with Eakes Office Solutions which will include a color copier, scanner, fax and folding machine at a cost of approximately \$155/mo. Voting aye: Tol, Pfenning, Seggerman, Slocum and Moses. Motion carried; 4) Working with the Steering Committee for Save our Store.

PAYMENT ARRANGEMENT

Slocum moved and Pfenning seconded to approve payment arrangement forms #289 and #290. Voting aye: Slocum, Pfenning, Seggerman, Tol and Moses. Motion carried.

ADJOURNMENT

Toll moved and Pfenning seconded to adjourn the meeting at 9:04 p.m. Voting aye: Tol, Pfenning, Seggerman, Slocum and Moses. Motion carried.

The next Regular Meeting will be Monday December 12, 2016 at 7:00 p.m.

DONALD A MOSES Acting Chairperson

LINDA J. CARROLL, CMC
Clerk/Treas.