

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

Monday, April 9, 2018

The Regular meeting of the Fairmont Village Board of Trustees was convened in open and public session on Monday, April 9, 2018 at 7:16 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. Chairperson Donald A. Moses called the meeting to order. Clerk/Treas. Linda Carroll recorded the minutes. Board members present upon roll call were: Aaron T. Fintel and David R. Seggerman. Trustee Jack D. Slocum arrived at 8:46 p.m. Absent: Trustee Selina J. West. Visitors to the meeting were: Chris Grant, Jeff Ross, Jeff Neiman, Alan Janzen, Howard Lefler, Lynn West and Tyler Salmon. Chairperson Moses noted that a copy of the Open Meetings Act was posted in the council meeting room for public inspection and review. Seggerman moved and Moses seconded to approve the minutes of the March 12, 2018 and March 21, 2018 board meetings. Voting aye: Seggerman, Moses and Fintel. Absent: Slocum and West. Motion approved.

**PUBLIC HEARING**

Chairperson Moses open a public hearing at 7:17 p.m. to receive public comments regarding the passage of Ordinance 18-522 to acquire Lots 440 & 441, Original Town of Fairmont, Fillmore County Nebraska (545 5<sup>th</sup> Ave, Fairmont NE) in exchange for the release of a lien in the amount of \$10,000. Property will be used for economic development.

The board meeting continued as the public hearing remained opened.

**DAVE PETERSON, JEO CONSULTING GROUP, INC.**

*Annual review of electric revenues & expenses*

Dave review information for the village's annual income expenses for the electric utility; as well as the wholesale and sub transmission power charges. No adjustments will be necessary for the Village electric utility rates.

*Extension of village utilities (electric, water & sewer)*

Dave reviewed options for extending utilities for Chris Grant's proposed office building. Items discussed: 1)Current/future electrical requirements and costs associated—cost vary between \$10,000 - \$15,000; 2)Extending water and sewer services—an Opinion of Cost for a sewer service extension from a similar project constructed in a nearby community was \$29,120—construction cost only; 3)Options to limit village's liability for extending utility services; 4)Before village incurs costs for extending utility services, property should be annexed into village; 5)Property is in the process of being surveyed and when survey is complete annexation petition will be presented to the board. Discussion was held on the cost of providing electric service to Casey's since the property has been annexed into the village. General consensus was to not pursue the issue at this time, but reserve future rights to provide that service.

**2017 SANITARY SEWER AND WATER SYSTEM IMPROVEMENTS**

*Change Order #2*

Fintel moved and Seggerman seconded to accept Change Order #2 from Van Kirk Bros. Contracting requesting to change the substantial completion date from May 21, 2018 to July 20, 2018 for the 2017 Sanitary Sewer and Water System Improvements. Voting aye: Fintel, Seggerman and Moses. Absent: Slocum and West. Motion approved.

### **Close public hearing**

Chairperson Moses closed the public hearing at 7:41 p.m. No public comments were received regarding the passage of Ordinance 18-522 to acquire Lots 440 & 441, Original Town of Fairmont, Fillmore County Nebraska (545 5<sup>th</sup> Ave, Fairmont NE) in exchange for the release of a lien in the amount of \$10,000.

### **ORDINANCE #18-522 – CONVEY LOTS 440 & 441 ORIGINAL TOWN, FAIRMONT, FILLMORE CO NE**

Seggerman introduced Ordinance #18-522 –AN ORDINANCE OF THE VILLAGE OF FAIRMONT, NEBRASKA TO AUTHORIZE THE CONVEYANCE OF REAL ESTATE TO THE VILLAGE OF FAIRMONT AND TO ESTABLISH THE EFFECTIVE DATE OF THIS ORDINANCE and moved that the statutory rule requiring reading on three days be dispensed with. Moses seconded the motion. Voting aye: Seggerman, Moses and Fintel. Absent: Slocum and West. Motion approved. Moses moved and Fintel seconded to pass and adopt Ordinance #18-522. Voting aye: Moses, Fintel and Seggerman. Absent: Slocum and West. Motion approved. Ordinance #18-522 approved and adopted.

### **MARK EMMERT, LAWSON PRODUCTS**

Mark reviewed: 1) Lawson Products can assist the village with organization of shop supplies; 2) Stainless steel items for outdoor uses; 3) Municipal pricing, 4) Two day shipment – don't have to pay shipping; 5) Reviewed quotes on various storage bins and associated supplies for the bins ranging from \$1,408.63 – \$1,876.99; 6) General consensus was to order the \$1,599.57 quoted package.

### **JEFF ROSS INNOVATIVE CONTRACTORS**

Jeff reviewed the following updates on projects: 1) 80% complete on tornado slide at swim pool; 2) 1/3 complete with parking area and sidewalk; will probably finish up week of April 16<sup>th</sup> weather permitting; 3) Would like payment for both projects upon completion if prior to the May 14, 2018 board meeting; 4) Seggerman moved and Fintel seconded to authorize the Chairperson to approve the pool slide and swim pool parking area and sidewalk projects upon completion and authorize the Chairperson to make the final payments for the pool slide and swim pool parking area and sidewalk projects to Innovative Contractors. Voting aye: Seggerman, Fintel and Moses. Absent: Slocum and West. Motion carried.

### **PUBLIC FORUM**

*Alan Janzen, Jeff Neiman, Circle Five Cattle Company*

Alan Janzen, Owner of Circle Five Cattle Company and Jeff Neiman, Manager of the Circle Five Cattle Company Fairmont feed yard visited with the board regarding a proposed enclosed barn addition to the feed yard in Fairmont. Items discussed: 1) Feed yard property is within the village's one-mile extraterritorial zoning jurisdiction and if addition is allowed, village's zoning regulations must be amended; 2) Fillmore County Planning Commission would make a

recommendation to the village board regarding the amendment for the zoning regulations and the village board would have the final approval of the amended zoning regulations; 3) Alan has visited barns in Iowa and Minnesota- Environmentally sound facility-cattle are on rubberized slabs and waste goes into a sealed pit which eliminates run off; pit is pumped annually and this is excellent fertilizer which is in demand; 4) Construction cost is between \$2,000,000 –\$3,000,000; 5) Finish last stage of cattle would be fed in the barn-these cattle produce the most waste-thus this process will aid with odor control since waste is in the sealed pit; 6) Current waste at feed yard is hauled away; 7)This addition would increase capacity and improve efficiency; 8)Fairmont feed yard is currently permitted for 6,000 head with Nebr. Dept. of Environmental Quality- usually have 5,000 head—this would add 2,500 head; 9)Howard Lefler spoke in favor of the project; 10) General consensus of the board was to have the Fillmore County Planning Commission begin the process for publication of amendment for the zoning regulations.

### **2018 POOL WAGES & ADMISSIONS**

Current pool wages were reviewed. Fintel moved and Slocum seconded the following 2018 wages: Beginning lifeguards \$9.50/hr.; Advanced lifeguards \$10.25/hr.; Lifeguard w/WSI certificate \$.50/hr. ; Returning lifeguard \$.25/hr.; Manager \$14.75/hr.; Individual other than the pool manager, serving in the capacity as the Certified Pool Operator \$12.75/hr. Voting aye: Fintel, Slocum and Seggerman. Abstain: Moses. Absent: West. Motion approved. Fintel moved and Slocum seconded to set the 2018 wage for Asst. Pool Manager at \$14.25/hr. Voting aye: Fintel, Slocum and Moses. Abstain: Seggerman. Absent: West. Motion approved. There will be no daily admission for the swim pool and private pool parties will be \$25.00.

### **CLAIMS**

Fintel moved and Moses seconded to pay the following 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. General fund: ACTION AUTO PARTS-Su\$224.84 ;AFLAC-Sa\$818.18;AMERITAS-Sa\$2,344.05;ANGLE, MURPHY & CAMPBELL-Se\$730.47;ASSURITY-Sa\$28.42; BLACK HILLS ENERGY-Ut\$1,066.92;BLUE CROSS/BLUE SHIELD-Sa\$6,280.27; BURTON ENT.-Ut\$85;CASEY’S-Ex\$185.10;CHEMSEARCH-Su\$217.88;COMPLETE MERCHANT SERVICE-Se\$70.40; COTTONWOOD TITLE-Se\$100;DAYKIN LUMBER CO-Su\$1,800; DUTTON LAINSON-Su\$175.55; EAKES-Su\$278.58; EMC INS.-Ex\$3,695.01;EFTPS-Sa\$4,450.37;FAIRMONT LIGHT & WATER-Ut\$3,435.06;FARMERS COOP-Ex\$1,149.74; FILLMORE CO. REG. DEEDS-Ex\$10;FILLMORE CO. TREAS-Ex\$10;FIRST CONCORD INS.-Sa\$442.44;FIRST NATIONAL BANK-Ex,Re,Se,Su-\$1,487.41;HAWKINS-Su\$171.28; HEARTLAND-Ex\$29.84; HOMETOWN LEASING-Ex\$115;INNOVATIVE CONTRACTORS-Re\$9,353.06;INSPRO-Ex\$1,351;KOPCHOS-Ut\$54; LAMOTTE-Su\$72.16;LINCOLN WINWATER WORKS-Re\$1,769.61;MADISON NATIONAL LIFE-Sa\$31.95;MIDWEST LAB-Su\$16.80;MOMAR-Su\$1,194.15;MUNICIPAL SUPPLY INC.-Se\$979.64;NMPP/ENERGY-Se\$688.40; NEBR. HEALTH LAB-Se\$21.80;NEBR. PUBLIC POWER DIST.-Ex\$22,090.54;NEBR. RURAL WATER ASSN.-Ex\$175;ONE-CALL LOCATES-Se\$8.70; PAYROLL-Sa\$15,258.30;PLATTE VALLEY COMM-Su\$95.25;PERENNIAL PUBLIC POWER-Ex\$1,960.50;SCHMADER ELECTRIC-Re\$687.94;STATE OF NEBR. DEPT. OF REVENUE-Ex&Sa \$3,242.04;THE NEBR. SIGNAL-Ex\$137.12;UECO-Su\$230; US POST OFFICE-Su\$201;WINDSTREAM-

Ut\$586.93;VIAERO-Ut\$252.87; ZITO MEDIA-Ut\$132.54; Voting aye:, Fintel, Moses, Slocum and Seggerman. Absent: West. Motion approved.

### **CORRESPONDENCE**

Board reviewed the following correspondence: 1 )Burton Enterprises- January recycling receipts-\$19.25; 2)INSPRO – Dividend for insurance policy of \$3,939.50; 3)League of Nebr. Mun. Legislative Bulletins #12, #13, 14; 2) Fairmont Aging Service March 2018 Income & Expenses and Minutes from March 12, 2018 Fairmont Aging Service board meeting.

### **OLD BUSINESS**

None

### **MARSHAL REPORT**

Village Marshal Tyler Salmon reviewed monthly report: Items discussed: 1) All Traffic Solutions Quote for portable speed display-would be mounted to pole-could be moved to various poles- show traffic speed of vehicle-could be possible budget item price ranges from \$2,840 – 4,540; 2) Moses moved and Fintel seconded to authorize a Structural Condition Appraisal on E 32' Lots 592-594 Ex S 6' Lot 594, Fairmont Original Town, Fairmont NE. Voting aye: Moses, Fintel, Slocum and Seggerman. Absent: West. Motion approved.; 3)Security Camera upgrades; 4) Bike Safety event-- interested in funding to provide bike helmets; 5) Repairs to police pick up.

### **UTILITY SUP. REPORT**

Lynn West, Utility Superintendent reviewed monthly maintenance report. Items discussed: 1)Part-time summer help-will be discussed further at May 14<sup>th</sup> board meeting; 2)Pool preparation-paint has been ordered.

### **CLERK REPORT**

Linda Carroll, Clerk/Treas. reviewed monthly report. Items discussed: 1)Annexation process; 2) Zoning inquiries regarding storage units in residential areas.

### **PAYMENT ARRANGEMENT**

Moses moved and Fintel seconded to approve Payment Arrangement Form #300. Voting aye: Moses, Fintel, Slocum and Seggerman. Absent: West. Motion approved.

### **ADJOURNMENT**

Moses moved and Fintel seconded to adjourn the meeting at 9:50 p.m. Voting aye: Moses, Fintel, Slocum and Seggerman. Absent: West. Motion approved

The next Regular Meeting will be Monday, May 14, 2018 at 7:00 p.m.

DONALD A MOSES Chairperson

LINDA J. CARROLL, CMC  
Clerk/Treas.