

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

Monday, May 14, 2018

The Regular meeting of the Fairmont Village Board of Trustees was convened in open and public session on Monday, May 14, 2018 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. Chairperson Donald A. Moses called the meeting to order. Clerk/Treas. Linda Carroll recorded the minutes. Board members present upon roll call were: Jack R. Slocum, Selina J. West, and David R. Seggerman. Trustee Aaron T. Fintel arrived at 7:14 p.m. Visitors to the meeting were: Skip Radke, Chris Grant, Margie Prentiss, Cindy Slocum, Georgia Schropfer, Dan Slocum, Jim Dunker, Leah Kottwitz, 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. Slocum moved and Seggerman seconded to approve the minutes of the April 9, 2018 board meeting. Voting aye: Slocum, Seggerman, West and Moses. Absent: Fintel. Motion approved. February 28, 2018 and March 31, 2018 Treasurer's Reports were placed on file.

CINDY SLOCUM, FAIRMONT COMMUNITY CLUB

Cindy Slocum, on behalf of the Fairmont Community Club, requested the following items for Old Sett's Picnic celebration: 1) Swim pool remain open Sunday evening, June 24th-pool will be open until 8:00 p.m. on June 24th; 2) Firework Display at ball field-the board was in general consensus; 3) Parade route will be same as previous year.

LEAH KOTTWITZ, JEO CONSULTING GROUP, INC

Scope of services 12th Ave Sanitary Sewer Extension

Leah reviewed the following with the board: 1) Scope of Service in the amount of \$14,700 (Design \$7,900 lump sum; Bidding \$4,000 lump sum-if needed; Construction Administration \$2,800 lump sum) for extending sanitary sewer extension to Chris & Aislee Grant for business expansion at their property located north of "E" Street & 12th Ave.; 2) Bidding phase may not be needed if contractor (Van Bros. Contracting) working on lagoon modifications are available to negotiate a price to assist with the project; 3) Currently property is located outside of village limits and the survey and plat map for annexation of the property should be available for board consideration at the June 11, 2018 meeting; 4) Slocum moved and West seconded to accept the Scope of Services in the amount of \$14,700 from JEO Consulting Group, Inc. for 12th Avenue Sanitary Sewer Extension, pending approval of annexation petition and annexation ordinance for Chris & Aislee Grant. Voting aye: Slocum, West, Seggerman and Moses. Absent: Fintel. Motion approved.

Fire hydrant and two additional storm sewer inlets

Leah reviewed cost proposal from Van Kirk Bros. Contracting regarding: 1) Installation of a fire hydrant at 3rd Avenue & "G" Street in the amount of \$6,250 – the new fire hydrant would replace an old hydrant and the new hydrant would be tapped into an 8" water line; 2) Installation of two additional storm sewer inlets- one at 3rd Avenue & "I" Street in the amount of \$4,400 and one at 4th Avenue & "I" Street in the amount of \$4,400; 3) Discussion was held regarding that a

culvert was removed by the contractor as part of the work on the sewer line extension to Casey's and the board felt the contractor should cost share with the village to correct the drainage issue at 3rd Avenue & "I" Street; 4) Seggerman moved and West seconded to approve \$6,250 to install a new fire hydrant at 3rd Avenue & "G" Street, \$4,400 for the Storm Sewer Inlet at 4th Avenue & "I" Street and negotiate with Van Kirk Bros. Contracting for the Storm Sewer Inlet at 3rd Avenue & "I" Street. Voting aye: Seggerman, West, Slocum and Moses. Absent: Fintel. Motion approved.

CHRIS GRANT, FRONTAGE FOR PROPOSED OFFICE BUILDING

Chris visited with the board regarding the frontage for his proposed office building. Items discussed: 1)Chris would like to have the front of the office building in line with the new shop constructed; 2)Board reviewed e-mail from Jennifer Slezak, Fillmore County Zoning Administrator regarding the placement of the shop building which Chris had previously constructed; 3)On-line zoning map indicated that "E" Street was vacated on part of the Grant property and because there was not a street shown, the set back requirement for the shop was not an issue as the on-line map indicated a vacated street; 4) The on-line zoning map is in error and "E" Street is not vacated on the Grant property; 5) Zoning regulations 9.2.01 Front Yards allows for a relaxed setback so buildings may have a uniform frontage; 6) Moses moved and Seggerman seconded for Chris and Aislee Grant to construct a new building according to section 9.2.01, allowing them a relaxed setback. Voting aye: Moses, Seggerman, Slocum, West and Fintel. Motion approved.

JIM DUNKER, FILLMORE COUNTY EMERGENCY MANAGEMENT DIRECTOR

Resolution #2018-03 2017 Local Emergency Operations Plan (LEOP)

Jim reviewed information for the 2017 Local Emergency Operation Plan (LEOP). This plan is updated every five years. West moved and Slocum seconded to pass and adopt Resolution #2018-03 authorizing approval of the 2017 Fillmore County Nebraska Local Emergency Operations Plan (LEOP). Voting aye: West, Slocum, Fintel, Seggerman and Moses. Motion approved. Resolution #2018-03 approved and adopted.

Resolution #2018-04 2018 Debris Management Plan & Master Plan

Fintel moved and Moses seconded to pass and adopt Resolution #2018-04 authorizing approval of the 2018 Fillmore County, Nebraska Debris Management Plan & Master Plan. Voting aye: Fintel, Moses, Slocum, West and Seggerman. Motion approved. Resolution #2018-04 approved and adopted.

GEORGIA SCHROPFER, BOY SCOUT TROOP #175

Georgia inquired about drilling holes in concrete in the business area for placement of flags for the Boy Scout Troop #175 Patriotic Project. Georgia had addressed the issue previously when the 2016 Street Improvement Project was in process. The holes would be capped when not used for flags. General consensus was to allow Boy Scout Troop #175 to drill necessary holes in concrete in the business area for their Patriotic Project. Marshal Tyler Salmon also extended thanks to Georgia and the Boy Scouts for their assistance with the bike safety training program.

SKIP RAKDE

Skip visited with the board on improvements to the horse shoe pits at the swim pool park with a metal canopy over the pits and upgrades the pits. Skip will get additional information and costs for this project.

AMERICAN LEGION - SPECIAL DESIGNATED LICENSE (SDL) REQUEST

Margie Prentis, Manager of the American Legion, reviewed information for a requested SDL for a beer garden for the Old Sett's Celebration on Saturday, June 23, 2018 for the dance in the City Park. Margie reviewed a diagram which indicated an estimated 210' x 86' (18,060 sq. feet) area which will be fenced off—A portion of the City Park, west across 6th Avenue to the back door of the Legion. Fintel moved and Slocum seconded to approve a SDL to the American Legion for a beer garden on Saturday, June 23, 2018-- estimated area 210' x 86' area which would be a portion of the City Park area-west across 6th Ave to back door of the American Legion. Voting aye: Fintel, Slocum, West, Seggerman and Moses. Motion approved.

ADAM OLSON & TERRY EHRISMAN

Adam Olson & Terry Ehrisman visited with the board regarding their interest in purchasing village property located at located at 545 5th Ave, Fairmont, Nebraska (Lots 440-441 Fairmont Original Town, Fairmont Fillmore County, NE) and property located at 535 5th Ave, Fairmont Nebraska (Lots 437-439 Fairmont Original Town, Fairmont Fillmore County, NE) for relocation of their existing boat business, Boat Bonanza. West moved and Moses seconded to authorize the Chairperson to negotiation on behalf of the Fairmont Village Board with Adam Olson & Terry Ehrisman for property located at 545 5th Ave, Fairmont, Nebraska (Lots 440-441 Fairmont Original Town, Fairmont Fillmore County, NE) and property located at 535 5th Ave, Fairmont Nebraska (Lots 437-439 Fairmont Original Town, Fairmont Fillmore County, NE). Voting aye: West, Moses, Slocum, Fintel and Seggerman. Motion approved.

CLAIMS

Seggerman moved and West 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: ACE SUPPLY-Se\$250; ADAMS BANK & TRUST-Tif \$424,998.98; AFLAC-Sa\$818.18; AGING PARTNERS-Se\$575; AMERITAS-Sa\$2,488.92; APPLIED CONCEPTS INC-Su\$1,102.50; AQUA-CHEM INC.-Su\$980.54; BARCO-Su\$378.69; CASEYS-Ex\$114.78; BLACK HILLS-Ut\$1,109.02; BCBS-Sa\$6,280.27; BURTON-Ut\$85; COMPLETE MERCHANT SERVICE-Se\$72.28; CPI LANSING-Tif\$126,309.16; CRETE GLASS-Re\$85; CUMMINS-Re\$382.36; DTC COMPUTER-Re\$249.95; DUTTON LAINSON-Su\$1,004; EAKES-Su\$40; EFTPS-Sa\$4,217.34; ELLISON LAWN & YARD SER.-Ex\$200; EMC INS.-Ex\$29,428.19; FAIRMONT LIGHT & WATER-Ut\$3,312.13; FARMERS COOP-Ex\$388.14; FIRST CONCORD GROUP INC.-Sa\$452.08; FILLMORE CO. REG. DEEDS-Se\$34; FIRST NATIONAL BANK-Ex, Ma, Re, Se, Su\$5,949.80; GENEVA HOME CENTER-Su\$49.76; GENEVA WELDING & SUPPLY-Su\$98; GRANT BUILT LOGISTICS, LLC-Se&Su\$1,363.80; HEARTLAND BANK-Se\$28.94; HOMETOWN LEASING-Se\$115; INNOVATIVE CONTRACTING LCC-Ex\$15,498; IOWA PUMP WORKS-Eq\$620; JEO-Se\$14,163.75; KOPCHOS-Ut\$54; LAWSON PRODUCTS-Su\$1,697.18; LYNN WEST-Su\$100; MIERAU & CO.-Se\$3,000; MADISON NATIONAL LIFE-Sa\$42.53; MIDWEST LAB-Se\$70.50; MIDWEST MOBILE TECH-Se\$375; MUNICIPAL

SUPPLY-Su\$200.20;NEONLINK-Se\$39.40;NMC-Re\$5,923.66;NEBR. HEALTH LAB-Se\$344;NEBR. POWER REVIEW BOARD-Misc\$63.86;NEBR. PUBLIC POWER DIST.-Ex\$21,136.89;ONE-CALL LOCATES-Se\$12.87;OVERLAND READY MIX-Su\$967.32;PAYROLL-Sa\$15,533.01;PERENNIAL-Ex\$1,960.50;PLATTE VALLEY COMM.-Su\$1,149.15; REFUND UT. DEPT.-Ex\$3.61;SCHMADER ELECTRIC-Re\$190; STATE OF NEBR. DEPT. OF REV.-Ex&Sa\$3,071.86;US POST OFFICE-Ex\$201; WINDSTREAM-Ut\$586.93;WILLIAM SCHROPFER-Tif \$2,154.03;VIAERO-Ut\$206.36;ZITO MEDIA-Ut\$132.54. Voting aye: Seggerman, West, Slocum, Fintel and Moses. Motion approved.

CORRESPONDENCE

Board reviewed the following correspondence: 1)E-mail and photos from Travis Knoell regarding the deteriorated pedestrian railroad crossings- Village will forward this e-mail and previous information for Sara Jo Kunert to village engineers to assist with contacting BNSF regarding these crossings; 2) Fairmont Aging Service April 2018 Income & Expenses and Minutes from April 9, 2018 Fairmont Aging Service board meeting; 3)February recycling income of \$28.10 from Burton Enterprises; 4)League of Nebr. Mun. Legislative Bulletin #16.

OLD BUSINESS

None

MARSHAL REPORT

Village Marshal Tyler Salmon reviewed monthly report: Items discussed: 1)Bike safety training and gave away two helmets; 2) School protocol for safety issues; 3) Reviewed quote from Diode Technologies for updated cameras; 4) Joint tactical team – York/Fillmore County –Slocum moved and West seconded to authorize the Chairperson to sign documentation authorizing Fairmont Village Marshal to assist with the York/Fillmore County Joint Tactical Team. Voting aye: Slocum, West, Fintel, Seggerman and Moses. Motion approved; 4) Process for nuisance abatement issues with items in yards and around buildings.

EXECUTIVE SESSION

West moved and Slocum seconded to convene into executive session at 8:30 p.m. pursuant to Neb. Rev. Stat. 84-1410 in order to prevent needless injury to the reputation of an individual. Voting aye: West, Slocum, Fintel, Seggerman and Moses. Motion approved. Chairperson Moses restated the reason for the closed session was to prevent needless injury to the reputation of an individual and that only that purpose will be discussed in the closed session. Moses moved and Slocum seconded to reconvene into open session at 8:40 p.m. Voting aye: Moses, Slocum, West, Fintel and Seggerman. Motion approved.

UTILITY SUP. REPORT

Lynn West, Utility Superintendent reviewed monthly maintenance report. Items discussed: 1)Paint pool bath house floor with non-slip paint-will check with Dave Henke, JEO Consulting Group, Inc. regarding other communities who may use this paint; 2) GPS locating for water; 3) Small playground set ordered for ball field – Fairmont Community Club will reimburse village for cost of set; 4) Holes in parks and lagoon dikes; 5)EMC inspection on village property; 6)Continue to work on organization of new shop building; 7) Reviewed estimate from Knoell Construction on the east (\$2,320.15) and north side (\$2,347.80) of the garage owned by the

village located at 6th & E St. – Fintel moved and West seconded to accept the estimate from Knoell Construction in the amount of \$2,320.15 and \$2,347.80 for work on the garage located at 6th & E Street. Voting aye: Fintel, West, Slocum, Seggerman and Moses. Motion approved; 8) General consensus was to allow village employees on fire/rescue calls or continuing their education for fire/rescue certifications during normal working hours be considered regular hours worked; 8) Seasonal mowing – currently have an individual on a temporary basis will post job opening in the three village posting placed (Village Hall, Heartland Bank, U S Post Office).

CLERK REPORT

Linda Carroll, Clerk/Treas. reviewed monthly report. Items discussed: 1) Blue Cross/Blue Shield (BCBS) health insurance renewal-a) Current policy with a \$1,000 deductible would have a 21% increase in premiums; b) Increase deductible to \$3,000 with the village offsetting \$2,000 of the deductible would have a decrease in premiums of 8.3%; c) Village could work with First Concord Group, Inc. to be the provider for the Health Reimbursement Account (HRA); d) Moses moved and Seggerman seconded to proceed with the health insurance renewal BCBS Bluepride 201 Silver with the \$3,000 deductible and a HRA with First Concord Group, Inc. Voting aye: Moses, Seggerman, Slocum and Fintel. Abstain: West. Motion approved; 2) Reviewed proposed zoning amendment changes as requested by Circle Five Cattle Company from the April 9, 2018 Village board meeting –a) AG-2 Agricultural District for regulations 5.2.02 Section 3 adding “unless operating under an approved Conditional Use Permit”; b) 5.2.04 adding “13. Expansion of existing operations for confined feeding of animals: c) 9.20 #2 adding “AG-2”; c) 9.20 #3 adding “unless operating under an approved conditional Use permit which specifically relaxes or waives said condition.”; d) Fillmore Co. Planning Commission will hold hearing for changes on May 21, 2018; e) Village board will conduct a public hearing for zoning changes at the June 11, 2018 Village board meeting.

PAYMENT ARRANGEMENT

Fintel moved and Moses seconded to approve Payment Arrangement Form #301. Voting aye: Fintel, Moses, Slocum, West and Seggerman. Motion approved.

ADJOURNMENT

Moses moved and Slocum seconded to adjourn the meeting at 9:25 p.m. Voting aye: Moses, Slocum, West, Fintel, and Seggerman. Motion approved

The next Regular Meeting will be Monday, June 11, 2018 at 7:00 p.m.

DONALD A MOSES Chairperson

LINDA J. CARROLL, CMC
Clerk/Treas.