

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

October 13, 2020

The Regular Meeting of the Fairmont Village Board of Trustees was convened in open and public session on Tuesday, October 13, 2020 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 David R. Seggerman called the meeting to order. Clerk/Treas. Linda Zuerlein recorded the minutes. Board members present upon roll call were: Chris Grant, Tricia Galusha-Chapman, and David R. Seggerman. Absent: Larry E. Klipp and Chairperson Aaron T. Fintel. Visitors to the meeting: Don Moses, Ryan Kavan, Skip Radke, Dan Slocum, Mike Scheil, Tyler Salmon, Stuart Bridges, Paul, Ron and Tom Kopcho, John Siale, and John Propheter. Acting Chairperson Seggerman noted that a copy of the Open Meetings Act was posted on the bulletin board in the council meeting room for public inspection and review. Galusha-Chapman, moved and Grant seconded to approve minutes from the September 14, 2020 Board meeting. Voting aye: Galusha-Chapman, Grant and Seggerman. Absent: Klipp and Fintel. Motion approved. August 31, 2020 Treasurer's Report was placed on file.

2001 DODGE PICKUP SEALED BIDS

Acting Chairperson Seggerman opened the following sealed bids for the 2001 Dodge Pickup: Colton Jacobsen \$461; Thad Galusha \$1,200; Joel Hayse \$755; Skip Radke \$423 and Mike Kahler Jr. \$400. Grant moved and Galusha-Chapman seconded to approve the bid from Thad Galusha in the amount of \$1,200. Voting aye: Grant, Galusha-Chapman and Seggerman. Absent: Klipp and Fintel. Motion approved.

ONE AND SIX YEAR STREET PLAN

Public Hearing

Acting Chairperson Seggerman call the One & Six year Street Hearing to order at 7:10 p.m. to receive public comments on the plan. Ryan Kavan, JEO Consulting Group, Inc. reviewed the plan. No public comments were received on the plan. Acting Chairperson closed the public hearing at 7:20 p.m.

Resolution #2020-10 Approve One & Six Year Street Plan

Seggerman moved and Grant seconded to approve Resolution #2020-10 adopting the Village of Fairmont One & Six Year Street Plan. Voting aye: Seggerman, Grant, Galusha-Chapman. Absent: Klipp and Fintel. Motion approved. Resolution #2020-10 approved and adopted.

Resolution #2020-11 Annual Certification of Program Compliance

Galusha-Chapman moved and Seggerman seconded to approve Resolution #2020-11 authorizing the Chairperson to sign the Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards 2020. Voting aye: Galusha-Chapman, Seggerman and Grant. Absent: Klipp and Fintel. Motion approved. Resolution #2020-11 approved and adopted.

RYAN KAVAN, JEO CONSULTING GROUP, INC.

2021 Water Main Replacement Project

A Professional Services Agreement with JEO Consulting Group, Inc. was reviewed for the 2021 Water Main Replacement Project. Items discussed: 1) Revised Agreement and map showing correct project; 2) This project will replace water mains on “E” Street from 3rd Ave. to 6th Ave. and along 3rd Ave. from “E” Street to “I” Streets with new 8” PVC water main-project length 3,000 linear feet; 2) Cost of Agreement a) Design \$29,500; b) Bidding \$4,500; c) Construction Admin \$7,400; d) State Revolving Loan Fund Compliance –SRF \$3,000; RPR – Construction Observation for estimate of 40 hours \$5,400; 3) Funding options a) Drinking Water State Revolving Fund (DWSRF) Village would qualify for 20% loan forgiveness (\$80,000) and 80% (\$320,000) loan at 2% interest rate, loan would be for 20 years with annual payment of \$21,900 – increase would be approximately \$6.50 per month per user; b) USDA funding-water rates may need additional increase to meet USDA threshold; c) Ameritas general obligation bond funding – no grant associated with regular bond funding. Galusha-Chapman moved and Grant seconded to approve an Agreement with JEO Consulting Group, Inc. in the amount of \$49,800 for the 2021 Water Main Replacement Project. Voting aye: Galusha-Chapman, Grant and Seggerman. Absent: Klipp and Fintel. Motion approved. Galusha-Chapman moved and Seggerman seconded to authorize JEO Consulting Group, Inc. to submit a DWSRF application on behalf of the Village of Fairmont for the 2021 Water Main Replacement Project. Voting aye: Galusha-Chapman, Seggerman and Grant. Absent: Klipp and Fintel. Motion approved.

Road 12 and Road F Paving Improvements 2021 (CPI Approach at Hwy 6 and County Road 12 & Casey’s approach at Hwy 81 and County Road F)

A Professional Services Agreement with JEO Consulting Group, Inc. in the amount of \$48,900 (Final design \$44,900 and Bid Phase Services \$4,000) for Road 12 and Road F Paving Improvements 2021. Items reviewed: 1) Correspondence from Nebr. Dept. of Transportation regarding village’s responsibility to pave up to the highway paving; 2) Casey approach: a) Widening to accommodate truck turning movements; b) Road would be 36’ wide, existing road is 24’ wide-wider road way may impact driveway grades and truck turning movements; c) Assessment for Casey’s portion of project; d) Casey’s project would take 8 weeks; e) Access to Casey’s -temporary access or phasing plan during construction; 3) Board can go out for bids and may reject bids and do project at a later date if desired. Galusha-Chapman moved and Seggerman seconded to approve Agreement with JEO Consulting Group, Inc. in the amount of \$48,900 for Road 12 and Road F Paving Improvements 2021. Voting aye: Galusha-Chapman, Seggerman and Grant. Absent: Klipp and Fintel. Motion approved.

2021 Wastewater Lagoon Improvements

A Professional Services Agreement with JEO Consulting Group, Inc. for Wastewater Lagoon Improvements was reviewed. Items discussed: 1) Project will consist of rehabilitating the east lagoon cell and reworking the existing clay liner to meet Nebr. Dept. of Environment and Energy (NDEE) standards and a non-potable well to pump water into the lagoon during dry periods to keep a minimum water level in the lagoon cells; 2) Cost of Agreement a) Design- \$18,800; b) Bidding- \$4,500; c) Construction Admin -\$5,900; d) Funding Compliance -\$3,000; e) RPR (Construction Observation)- \$2,700-(20 hours estimate); 3) Funding options a) Clean Water State Revolving Fund (CWSRF) Village would qualify for a 30% loan forgiveness (\$77,000) and

70% loan (\$180,000) at 2% interest rate 20 year loan-annual principal payment approximately \$11,400- increase would be approximately \$3.95 per month per user; 3)USDA funding will be reviewed; 4) Grant moved and Galusha-Chapman seconded to approve an Agreement with JEO Consulting Group, Inc. for Wastewater Lagoon Improvements in the amount of \$34,900. Voting aye: Grant, Galusha-Chapman and Seggerman. Absent: Klipp and Fintel. Motion approved.

SKIP RADKE

Intersection of 8th Ave. & “G” Street

Skip would like Patch Master to level the crossing out with asphalt. The board was not in favor on placing asphalt on the concrete street.

“F” Street and “G” Street Railroad Crossings

Skip stated when he worked for the railroad the section crew did work on the crossings 30 years ago and the railroad crossings need to be maintained by the current owner. Skip requested the board instruct Village Attorney to request the owner repair crossings.

Town Hall Meeting

Skip would like to have a town hall meeting before the general election or stated the Village Board should hold a town hold meeting twice a year for individuals to express opinions. Board members conveyed concerns with COVID 19 and a public gathering such as a town hall meeting before the general election. Board members noted individuals could complete a *Request for Agenda Item Form* for opinions to be expressed to the Village Board.

REFUSE SERVICE HAULERS

Representatives from Kopchos and WasteConnections visited with the board on allowing one refuse service to pick up trash within Fairmont. Items discussed: 1)Reason for one refuse service is the deterioration of roads from three different refuse companies (Burton, Kopchos and WasteConnections) traveling on the gravel streets and alleys in Fairmont; 2)Companies would bid for service to town and board would select one company; 3)Board could pass an ordinance requiring trash receptacles be picked up on the street only – no alley service 4) Kopchos would require Village collect and remit fee to Kopchos; 5) WasteConnections would bill individually or village could collect and remit fee to WasteConnections; 6) This would be for residential customers only; 7) No action taken at this time.

TRUSTEE GRANT

Trustee Grant informed the board the fire department would be selling the fire department’s 1991 Chevy Attack Truck. Items discussed: 1)Price would be minimum of \$5,500; 2) Attack truck could be sold by sealed bids, open bidding or if attack truck is sold to another public entity a bidding process is not needed; 3)If attack truck is sold at an on-line auction company, public notice must be given regarding the sale of the attack truck; 4)Picture and on-line description will be posted on the Nebr. Municipal Clerks’ Serv listing unless a nearby pubic entity would be interested in the attack truck; 5) Funds from the sale of the attack truck will be deposited in the fire department’s equipment fund.

ORDINANCE #20-541- WATER ADJUSTMENT ORDINANCE

Randy Hellbush from Nebr. Rural Water Assn. was unable to attend the meeting; however the board reviewed the following information from Randy: 1)Income and expenses with current water rates; 2)Proposed water rates for a one year period – currently the village rates allow for 1,000 gallons usage with the base rate of \$25; 3) Proposed rate adjustment would set base rate at \$25.00 with any water usage billed per 100 gallons used (water meters register in 100 gallons); 4)Last water rate increase was in June 2011; 5) NeRWA recommends municipalities keep rates with income covering expenses and also have funds for reserve- to achieve this have a multiple year ordinance with a slight increase annually to ensure increased water expenses and reserve funding; 6) Seggerman introduced ORDINANCE #20-541 AN ORDINANCE OF THE VILLAGE OF FAIRMONT, NEBRASKA, ESTABLISHING RATES TO BE CHARGED BY FAIRMONT LIGHT & WATER FOR SERVICES FOR THE PUBLIC, PROVIDING FOR AN EFFECTIVE DATE AND REPEALING ALL OTHER RATES OR ORDINANCES AND PART OF ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE and moved to statutory rule requiring readings on three days be dispensed with. Galusha-Chapman seconded the motion. Voting aye: Seggerman, Galusha-Chapman and Grant. Absent: Klipp and Fintel. Motion approved. Galusha-Chapman moved and Seggerman seconded to approve and adopt Ordinance #20-541. Voting aye: Galusha-Chapman, Seggerman and Grant. Absent: Klipp and Fintel. Motion approved. Ordinance #20-541 approved and adopted.

DELINQUENT UTILITY LIEN

Galusha-Chapman moved and Grant seconded to approve a Delinquent Utility Lien in the amount of \$6,125.02 on 840 6th Ave, legally described as West 56' of the South One-Half(1/2) of Lot 17 and West 56' of Lot 18, Block 3, First Additional City of Fairmont, Fillmore County, NE. Voting aye: Galusha-Chapman, Grant and Seggerman. Absent: Klipp and Fintel. Motion approved. Galusha-Chapman moved and Seggerman seconded to Foreclosure of Delinquent Utility Lien in the amount of \$6,125.02 on 840 6th Ave, legally described as West 56' of the South One-Half(1/2) of Lot 17 and West 56' of Lot 18, Block 3, First Additional City of Fairmont, Fillmore County, NE. Voting aye: Galusha-Chapman, Seggerman and Grant. Absent: Klipp and Fintel. Motion approved.

CLAIMS

Seggerman moved and Galusha-Chapman 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) ADOPT A PET-Ex\$500; AFLAC-Sa\$1,121.20; AMERITAS-Sa\$2,770.95; ANGLE, MURPHY & CAMPBELL-Se\$903.65; ASSURITY-Sa\$28.42; AURORA COOP-Su\$333.64; BISHOP BUSINESS-Ex\$1,450; BLACK HILLS-Ut\$401.86; BLUE CROSS/BLUE SHIELD-Sa\$9,707; BROOKS & ASSOCIATES-Se\$130; BURTON-Ut\$85; CITY OF GENEVA-Ex\$126; COMPLETE MERCHANT SERVICE-Se\$111.99; DITCH WITCH-Eq\$55,000; DUTTON-LAISON CO-Su\$881.66; EAKES-Su\$1,129.76; EMC-Ex\$165; EFTPS-Sa\$5,247.08; FAIRMONT WATER & ELECTRIC-Ut\$3,669.81; FARMERS COOP-Ex\$330.24; FES-Ex\$2,355.80; FILLMORE CO. COURT-Sa\$683.16; FIRST CONCORD GROUP INC.-Sa\$736.88; FIRST NATIONAL BANK-Su, Ex, Ma, Re \$3,520.34; FYR-TEK-Re\$1,593.33; GRANT BUILT LOGISTICS-Ex\$5,461.76; HAWKINS-Su\$708; JEO-Ex\$4,057.50; HEARTLAND BANK-Se\$20.00; HOMETOWN LEASING-Ex\$231.82; KOPCHOS-Ut\$54; LINCOLN WINATER WORKS CO-

Su\$835.41; MADISON NATIONAL LIFE-Sa\$37.13; MARC-Su\$151.03; MIERAU & CO-Ex\$775; MUNICIPAL SUPPLY INC-Re\$211.25; NEBR. MUN. CLERK ASSN.-\$20; NEBR. PUBLIC HEALTH LAB-Se\$517; NEBR. PUBLIC POWER DIST-Ex\$29,445.05; NEONLINK-Se\$74.60; NICK'S FARM STORE-Re\$311.85; ONE-CALL CONCEPTS-Se\$7.31; OVERLAND READY MIXED-Su\$226.00; PAYROLL-Sa\$19,668.23; PERENNIAL PUBLIC POWER-Ex\$1,883.70; PLATTE VALLEY COMM.-Su\$844.87; STATE OF NEBR. DEPT. OF REV.-Ex&Sa\$3,619.64; THE NEBR.SIGNAL-Se\$233.50; U S POST OFFICE-Ex\$201; WESCO-Su\$17,770.30; WINDSTREAM-Ut.\$1,012.61; VERICHECK-Se\$31.45; VIAERO-Ut\$204.04; ZITO MEDIA-Ut\$133.59; Voting aye: Seggerman, Galusha-Chapman and Grant. Absent: Klipp and Fintel. Motion approved.

CORRESPONDENCE

The following correspondence was reviewed: 1) Fairmont Aging Service September 2020 Income and Expenses.

OLD BUSINESS

Ordinance #20-542 Zoning Change

Grant introduced ORDINANCE NO. 20-542 AN ORDINANCE PERTAINING TO MUNICIPAL PLANNING; ADOPTING AMENDED ZONING DISTRICT BOUNDARIES AND OFFICIAL ZONING MAP FOR THE VILLAGE OF FAIRMONT, NEBRASKA; PROVIDING FOR THE REPEAL OF ANY ORDINANCE OR PART OF ORDINANCE IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFETIVE DATE HEREOF and moved to statutory rule requiring readings on three days be dispensed with. Galusha-Chapman seconded the motion. Voting aye: Grant, Galusha-Chapman and Seggerman. Absent: Klipp and Fintel. Motion approved. Grant moved and Galusha-Chapman seconded to approve and adopt Ordinance #20-542. Voting aye: Grant, Galusha-Chapman and Seggerman. Absent: Klipp and Fintel. Motion approved. Ordinance #20-542 approved and adopted. This ordinance provided for zoning change on Lots 1-8 Block 3, Fillmore Additional, Fairmont, Fillmore County, NE from current R-1 Residential to proposed Zoning I-1 Light Industrial.

VILLAGE MARSHAL

Marshal Salmon reviewed his monthly report - discussed the following items: 1) Upgrade of Marshal vehicle -will check for trade in value for current vehicle on a state bid pickup; 2) Grass clippings in road; 3) Dog at large tickets issued; 4) Payment to York Adopt a Pet-have assisted the village with intake of dogs.

UT. REPORT

Ut. Sup. Slocum discussed the following items: 1) Reviewed proposal from AquaChem for the swim pool's sand filter and replace laterals with an estimated cost of \$4,115 – Galusha-Chapman moved and Grant seconded to approve purchase of sand filter and replace laterals from AquaChem in the amount of \$4,115. Voting aye: Galusha-Chapman, Grant and Seggerman. Absent: Klipp and Fintel. Motion approved; 2) Reviewed proposal from Matt Friend Truck Equipment for a snow plow attachment for the 2020 maintenance pickup - Seggerman moved and Grant seconded to approve a bid from Matt Friend Truck Equipment in the amount of \$8,795.75. Voting aye: Seggerman, Grant, Galusha-Chapman. Absent: Klipp and Fintel. Motion approved; 3) Agri-lime on ballfield must be kept wet or will harden – estimates for

underground sprinklers on the infield ranged between \$2,400-\$3,700- both infield and outfield could be around \$7,500-sprinkler system would make watering more efficient and keep field in excellent condition for teams to play. Grant moved and Galusha-Chapman seconded to get estimate for underground sprinklers on the ballfield (both infield and outfield) and if estimate is below \$7,500 to proceed with underground sprinkler project. Voting aye: Grant, Galusha-Chapman and Seggerman. Absent: Klipp and Fintel. Motion carried.

CLERK'S REPORT

Clerk Linda Zuerlein review report -items discussed: 1) Continue working with accounts payable vendors for ACH payments; 2)Reviewed current utility disconnect policy and procedures; 3)Reviewed commercial insurance coverages for bid information.

PAYMENT ARRANGEMENTS

Seggerman moved and Grant seconded to approve Payment Arrangement Form #320. Voting aye: Seggerman, Grant and Galusha-Chapman. Absent: Klipp and Fintel. Motion approved.

Galusha-Chapman moved and Grant seconded to approve Payment Arrangement Form#321. Voting aye: Galusha-Chapman, Grant and Seggerman. Absent: Klipp and Fintel. Motion approved.

ADJOURNMENT

Grant moved and Galusha-Chapman seconded to adjourn the meeting at 10:35 p.m. Voting aye: Grant, Galusha-Chapman and Seggerman. Absent: Klipp and Fintel. Motion approved.

DAVID R SEGGERMAN,
ACTING CHAIRPERSON

LINDA J. ZUERLEIN, CMC
CLERK/TREAS.