

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

MONDAY AUGUST 10, 2020

The Regular Meeting of the Fairmont Village Board of Trustees was convened in open and public session on Monday, August 10, 2020 at 7:00 p.m. at the Fairmont Senior Center, 519 6th Ave, Fairmont NE due to the social distancing requirements. 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 Aaron T. Fintel Chairperson called the meeting to order. Clerk Treas. Linda Zuerlein recorded the minutes. Board members present upon roll call were: Chris Grant, Larry E. Klipp, Trisha Galusha-Chapman and David R. Seggerman. Visitors to the meeting were: Tyler Salmon, Dan Slocum, Mike Scheil, Sherry Rose, Linda Chambers, Jodi Fintel, Wanda Marget, Linda Richters, Cindy Slocum, Bryce Kassik and Mike Schultes. Chairperson Fintel noted that a copy of the Open Meetings Act was posted on the east wall of the Senior Center room for public inspection and review. Fintel moved and Seggerman seconded to approve the minutes of the July 13, 2020 and August 4, 2020 board meetings. Voting aye: Fintel, Seggerman, Klipp, Galusha-Chapman and Grant. Motion approved. The June 30, 2020 Treasurer's Report was placed on file.

PUBLIC FORUM

None

SALE OF 2001 DODGE PICKUP

No sealed bids were received. Grant moved and Klipp seconded to lower the bid to \$500 on the 2001 Dodge 2500 2 wheel drive V 10 pickup with odometer reading 125,839 and post on Village's face book page regarding sale by sealed bids at the August 24, 2020 meeting. Voting aye: Grant, Klipp, Galusha-Chapman, Seggerman and Fintel. Motion approved. Sealed bids will be opened 7:00 p.m. at the August 24, 2020 budget workshop board meeting.

HEARTLAND BANK

Bryce Kassik, Fairmont Branch Manager and Cindy Slocum, Universal Bank, visited with the board regarding additional services Heartland Bank can offer the village and competitive rates the bank is able to offer with loans and investments and thanked the board for being a loyal bank customer.

MIKE SCHULTES, JEO CONSULTING GROUP INC.

Mike reviewed Amendment No. 1 to the 1998 Preliminary Engineering Report for Fairmont's Wastewater System as a response to Nebr. Dept. of Environment & Energy (NDEE) Notice of Violation and Compliance Order dated March 18, 2020. Village was not in compliance due to wastewater flows exceeding the permitted lagoon storage capacity. Items reviewed and discussed: 1) Flow parameters a) Avg. flow (2013-2020) 51,000 gallons per day (gpd); b) Peak flow (2019) 147,000 gpd; c) Dry period flow (2013-2018) 38,000 gpd; d) Wet period flow (2019 & 2020) 94,000 gpd; 2) Various improvement options to bring the village's wastewater system into compliance a) Alternative No. 1 -Collection System Infiltration and Inflow Reduction –most expensive option and would not necessarily decrease the groundwater flow into the sewer system-est. cost \$4,993,000; b) Alternative No. 2-Permit to Discharge – least expensive option-village does not have historical data for discharge; however given typical lagoon treatment it is unlikely limits would be met on consistent bases, if permit limits cannot be met NDEE may issue a new Notice of Violation or Compliance Order at that time-est. cost \$95,000; c) Alternative No. 3 -Rehabilitate East Lagoon Cell-would currently bring Fairmont in compliance with NDEE; construction of a non-potable well would be needed to keep 2 ft. of water in lagoon during dry years-est. cost \$257,000; d) Alternative No. 4-Land Application West of Lagoon – application could be on 25 acres of land owned by the village-Authorization by Rule provision required and NDEE has all authority over implementation, this would handle flows between 80,000 gpd – 125,000 gpd-NDEE requires regulations on: i) wastewater applied; ii) setbacks and buffer zones; iii) soil & crop criteria; iv) site prohibitions; v) groundwater; vi) effluent criteria; vii) record keeping & recording; viii) monitoring frequency; viii) many factors to consider overall cost-and may still be in violation if unable to meeting NDEE requirements; d) Alternative 5- Land Application Via an Existing Center Pivot-could apply to fields South, East and or West, works well for avg. flow 100,000 gpd with maximum 150,000 gpd, need for application is during wet periods and property owners may not want extra moisture on ground, est. cost \$270,000; 3) Recommended water treatment system must be flexible to accommodate large swings in

wastewater flow rates and recommended improvements must make village's wastewater system NDEE compliant; 4) Galusha-Chapman moved and Seggerman seconded to accept JEO Amendment No. 1 Engineering Report for Village of Fairmont, Nebraska Municipal Wastewater System and proceed with Alternative No. 3 -Rehabilitate East Lagoon Cell, as noted in the report, to bring the Village of Fairmont in compliance with the NDEE . Voting aye: Galusha-Chapman, Seggerman, Grant, Klipp and Fintel. Motion approved; 5) Current debt and sewer rates – 20 year USDA bond for original lift station and lagoon system will be paid off in 2021-rates should not need to be raised with recommended upgrade.

CIVIC AND COMMUNITY CENTER FINANCING FUND (CCCCF)

Representatives of the CCCCFF planning committee updated the board on the following items: 1) Reviewed costs and properties which might be available for a community center, fitness center and library; 2) Vacant lot located at 539 6th Ave (owned by the Village), vacant lot located at 600 E Street (gifted to the Village by a resident who has deceased); utilizing existing library and convert fire barn for library space/small meeting room (this option would only be available if new fire barn would be constructed); 3) Deceased property of vacant lot located at 600 E Street had a stipulation the property can only be used to construct a library, not larger community room or fitness center; 4) CCCCFF grants are in three phases i) planning grant phase – this is the current grant received by the Village and allows for planning a facility (conceptual design documents) ii) construction phase – Village would need to apply for this phase, amount is determined by population of community-Fairmont would be eligible for \$375,000 grant; iii) finish phase – would provide for furnishings for the facility; 5) All grants must be matched by 50% - matching funds can be cash, bonds, etc.; 6) Competitive grants – the main criteria for the project is to bring tourism into a community-a larger community center would need to be part of the facility to be considered for construction phase; 6) Price for construction ranged from \$800,000 to \$1,200,000; 7) Committee felt they had completed their duties under the Planning Grant and given the board information needed.

ONE & SIX YEAR STREET PLAN

Board reviewed information on the One & Six Year Street Plan – no changes from previous street plan- public hearing will be at the September 14, 2020 board meeting.

CLAIMS

Fintel moved and Grant 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) Gen. fund: 34 ELECTRIC-Su\$193.72; AFLAC-Sa\$1,121.20; ALL ROUND LAWN & LAND-Su\$834.51; AMERITAS-Sa\$2,668.02; ASSURITY-Sa\$28.42; AQUA-CHEM-Su\$236.50; AURORA COOP-Ex\$623.57; BLACK HILLS-Ut\$241.52; BLUE CROSS/BLUE SHIELD-Sa\$9,707; BURTON-Ut.\$85; CITY OF CRETE-Su.\$536.53; COMPLETE MERCHANT SE.-Ex\$95.99; DUTTON-LAISON CO-Su\$945; EFTPS-Sa\$7,438.31; EAKES-Sup\$5.38; EMC-Ex\$25; FAIRMONT LIGHT & WATER-Ut.\$4,707.07; FARMERS COOP-Ex\$387.68; FILLMORE CO. COURT-Sa\$636.40; FIRST CONCORD-Sa\$1,144.77; FIRST NATIONAL BANK-Ex, Ma, Re, Su\$1,900.33; GENEVA HOME CENTER-Su\$10.98; HAWKINS-Su\$896.49; HEARTLAND-Se\$20; HOMETOWN LEASING-Ex\$231.82; IIMC-Misc\$170; JEO-Se\$2500; KOPCHOS-Ut\$54; LEAGUE OF NEBR. MUN.-Ex\$4,313; LINCOLN WINWATER WORKS CO-Su\$98.54; MADISON NATIONAL LIFE-Sa\$74.26; MIDWEST LAB-Se\$94.50; MIDWEST MOBILE TECH-Re\$7,132.53; MIDWEST STEEL FABRICATORS-Re\$24.02; MIERAU & CO-Se\$125; MUNICIPAL SUPPLY INC-Su\$1,220.42; NATIONWIDE-Ex\$100; NEBR. PUBLIC HEALTH LAB-Se\$15; NEBR. PUBLIC POWER DIST.-Ex\$33,922.33; NICK'S FARM STORE-Re\$646.41; ONE-CALL CONCEPTS-Se\$12.29; PAYROLL-Sa\$46,345.28; PERENNIAL PUBLIC POWER-Ex\$2,028.60; RVW-Se\$571.50; REFUND ELECTRIC DEPT.-Ex\$91.85; STATE OF NEBR. DEPT. OF REV.-Ex & Sa\$4,561.27; THE NEBR. SIGNAL-Se\$67.55; U S Post Office-Su\$201; WINDSTREAM-Ut\$801.45; VERICHECK-Ex\$35.25; VIAERO-Ut\$203.75; ZITO MEDIA-Ut\$133.59; BOND FUND-BOK FINANCIAL-bond pmt \$11,026.25; Voting aye: Fintel, Grant, Klipp, Galusha-Chapman and Seggerman. Motion approved.

CORRESPONDENCE:

Board reviewed the following correspondence: 1) Information for Community Connections Newsletter.

OLD BUSINESS

Agenda Item Form

Board reviewed information from Village Attorney Campbell on the *Agenda Item Form* and discontinuance of Public Forum as a standard agenda item. Village Attorney Campbell's response to the form: 1)Public Forum does not need to be allowed by the Board; 2) The Board can limit discussion to items that are on the agenda, but must allow the public to speak regarding those items-can't restrict people from only speaking if they are on the agenda; 3) Wording on the form could note that if the issue was resolved prior to board meeting item would not be on the agenda; 4)Copy of the *Agenda Item Form* will be distributed with the What's Happening and sent out with utility bills.

MARSHAL REPORT:

Marshal Salmon reviewed his monthly report. Items discussed: 1)Received state bid on Ford Pickup around \$3,000 more than Chevy or Dodge state bid and SUV state bid around \$39,000; 2)City of Geneva not interested in an Interlocal Agreement with Fairmont Marshal as their code enforcement officer; 3) Unlicensed vehicle letters sent out; 4) Nuisance abatement property – Village Attorney Campbell said wood chips do not meet a nuisance abatement criteria; 5)Received formal dog complaint; 6) Animal codes reviewed.

UTILITY SUP. REPORT

Ut. Sup. Dan Slocum reviewed monthly maintenance report - Items discussed: 1) Hein Construction from Fairbury will work on asphalt streets estimate between \$18,000 - \$20,000; Hein will also sweep hard surface streets for \$900/sweeping; 2) Ditch Witch vacuum trailer demo was used to clean 14 storm sewer boxes – approximate price \$55,000 a)could purchase and rent to other municipalities for use; b)would send operator with equipment; c)Could be delivered in September; 3)Water Samples; 4)Attempting to get a contractor to fix approach at Casey's and CPI.

CLERK REPORT

Clerk/Treas. Linda Zuerlein reviewed monthly clerk's report. Items discussed: 1)Pricing for tablets to replace 10 year old laptops and will get estimate for value of old laptops to be sold by sealed bids; 2) Burton Enterprises, Kocho Sanitation and Waste Connections of Nebraska will be invited to the September 14, 2020 meeting – Board is considering bidding refuse service to one garbage provider for Fairmont to reduce damage to streets, alleys and culverts; 3)Reviewed estimate from Knoell Construction for garage door removal/framing wall and entrance door weather strip in back of Village Hall -will contact Knoell Construction to reduce the garage door opening instead of completely sealing the opening and entrance door would be removed and sealed; 4) A second budget workshop is scheduled for Monday, August 24, 2020.

PAYMENT ARRANGEMENTS

Seggerman moved and Fintel seconded to approve Payment Arrangement Form 318. Voting aye: Seggerman, Fintel, Grant, Klipp and, Galusha-Chapman. Motion approved.

ADJOURNMENT

Seggerman moved and Galusha-Chapman seconded to adjourn the meeting at 9:16 p.m. Voting aye: Seggerman, Galusha-Chapman, Klipp and Fintel. Absent: Grant, Motion approved

The next Regular Meeting will be Monday, September 14, 2020 at 7:00 p.m.

AARON T. FINTEL,
CHAIRPERSON

LINDA J. ZUERLEIN
CLERK/TREAS.