

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

Monday, August 8, 2011

The Regular Meeting of the Chairperson and Board of Trustees for the Village of Fairmont was convened in open and public session on Monday, August 8, 2011 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. Chairperson Donald A. Moses called the meeting to order. Clerk Linda J. Carroll recorded minutes. Board members present upon roll call were: Jack R. Slocum, William W. Pfenning and David R. Seggerman. Absent: Gene R. Fischer. Chairperson Moses 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. Visitors to the meeting: Butch Long, Steve McLeish, Ted Rabenberg, Bill Schropfer, Stewart Wilson, Skip Radke and Bob Hester. Seggerman moved and Slocum seconded to approve the minutes from the July 11, 2011 board meeting and the July 18, 2011 board meeting. Voting aye: Seggerman, Slocum, Pfenning and Moses. Absent: Fischer. Motion carried. June 30, 2011 Treasurer's Report was reviewed and placed on file.

PUBLIC FORUM

Stewart Wilson was attending the board meeting as a requirement for completing a Citizenship Badge for scouting.

Chairperson Moses updated the residents attending the meeting about the status of the Verizon equipment to be placed on the village's water tower. Village has returned documents as needed by Verizon and currently waiting for approval from the FAA regarding the coordinates and height of the tower and equipment. Board also reviewed a letter which Verizon had sent Skip Radke.

SEALED BIDS

One bid was received for the 1999 Ford Crown Victoria cruiser in the amount of \$368 from Todd Simacek. Seggerman moved and Slocum seconded to accept the bid from Todd Simacek in the amount of \$368 for the 1999 Ford Crown Victoria cruiser. Voting aye: Seggerman, Slocum and Moses. Voting no: Pfenning. Absent: Fischer. Motion carried. Marshal McLeish will contact the Sheriff's office regarding the excess equipment or contact the Law Enforcement Training Center of the equipment as no bids were received for the adjustable metal cage, in car VHS style camera and a police scanner with speaker.

TED RABENBERG , FAIRMONT HOUSING ADVISORY BOARD

Ted updated the board regarding the village's housing rehab progress. Pfenning moved and Slocum seconded to approve a contract in the amount of \$24,000 Project #FAIR-OOR-009 for the Fairmont CDBG Community Wide Housing Rehabilitation 09-HO-6045. Voting aye: Slocum, Seggerman, Pfenning and Moses. Absent: Fischer. Motion carried.

Moses moved and Pfenning seconded to approve a contract in the amount of \$24,000 Project #FAIR-OOR-010 for the Fairmont CDBG Community Wide Housing Rehabilitation 09-HO-6045. Voting aye: Moses, Pfenning, Slocum and Seggerman. Absent: Fischer. Motion carried.

LINDSEY KOMENDA, FAIRMONT COMMUNITY CLUB

Lindsey Komenda, representing Fairmont Community Club, will be present at the September board meeting as she had not received the information from the Nebraska Recycling Association.

BOB HESTER

Bob Hester addressed the board regarding the front yard zoning set back of 25 feet and requested

he be allowed a variance of a front yard set back of 20 feet as he would like to erect a building for his fifth wheel and storage of other items. The front of his house has a set back of approximately 21 feet. The building would be 14 feet in height and would meet the lot coverage requirement. The board reviewed information from Donna Mainwaring, Fillmore County Zoning Administrator, regarding zoning procedures for variances and statutorily what constitutes a variance. Discussion was held regarding what is considered an undue hardship. Village Attorney Campbell will be contacted for additional information on an undue hardship. Before the board can take action on this request the Fillmore County Zoning Administrator must deny both the zoning permit and a variance request. Once the appeal process is completed with the zoning administrator, then a variance request can come before the board for approval or denial.

SKIP RADKE

Skip visited with the board regard installation of a larger garage door for parking the police pickup in the rear of the Village Hall building. The board is reviewing options which might be available to allow the police pickup to be parked inside. Skip also discussed remounting the village sign so it would be more visible because of the angle being narrow, a small viewing area and does not have much affect where it is placed currently. Skip suggested putting it on the northwest side of the library, facing north and closer to the side walk so it would be viewable while driving down 6th Ave. Chairperson Moses stated the Lions Club was the main organization which handled the sign and placement.

BILL SCHROPFER

The board reviewed a letter from Bill requesting Tax Increment Financing (TIF) for his business expansion. Bill is in the process of working with TIF Attorney Mike Bacon for drafting a redevelopment plan. The area has a blight and substandard designation.

CLAIMS

Seggerman moved and Slocum seconded to pay the following claims: ACCO-sup.\$1,071.60; ADAMSON IND. CORP.-sup.\$1,196.80; ALLIED INS.-ins. \$100; BLACK HILLS ENERGY-ut. \$299.27; BLUE CROSS BLUE SHIELD-ins.\$5,440.52; BURTON ENT.-ut. \$55; CASEY'S-fuel\$638.73; CASH-WA CANDY CO-sup. \$41.73; CENTURY LUMBER-sup. \$6.99; DELLA ROSE-sup. \$651.43; DOHENY'S-equip. \$1,162.94; DUTTON-LAINSON-sup. \$549.12; EAKES OFFICE PROD.-sup. \$53.45; FAIRMONT LIGHT & WATER-ut. \$3,810.12; FAMILY MARKET-sup. \$366.53; FARMERS COOP-fuel \$1,020.51; FILLMORE CO. TREAS.-fees \$15; FIRST CONCORD GROUP-ins. & pretax \$911; GAMBLES-sup.\$25.76; GENEVA WELDING-rep.\$98.39; GREAT PLAINS ONE-CALL-locates \$5.20; HAWKINS WATER TREATMENT-sup. \$711.72; HOMETOWN LEASING-rental \$94.94; IRS-payroll w.h. \$4,983.50; JEO-eng. \$8,092.50; LINE-X-exp. \$415; MIDLAND TELECOM -rep. \$297; MIDWEST LAB.-ins.\$8.55; NEBR. PUBLIC POWER DIST.-wholesale power chgs. \$38,469.15; NEBR. POWER REVIEW-dues \$40.87; PAYROLL-less ded \$23,156.62; PERENNIAL-sub transmission chgs. \$1,683; PROFESSIONAL CONST. SERV.-rehab work \$41,012.50; R & D PARTS-rep. \$10.18; RR DONNELLEY-sup.\$54.41; REFUND UTILITY DEP.-\$211.48; RALPH'S GENEVA TIRE-rep. \$194.94; SCHMADER ELECTRIC-rep.\$2,555; SENDD-admin. \$2,631.95; STATE OF NEBR. DEPT. OF REV.-payroll w.h. & sales tax \$2,973.23; SUMMIT SUPPLY-sup.\$42; THE NEBR. SIGNAL-pub.\$70.84; U S CELLULAR-ut. \$157.28; WAL-MART-sup.\$231.24; WEST BROTHERS-sup. \$298.80; WINDSTREAM-ut. \$681.69; U. S. POST OFFICE-postage \$201. Voting aye: Seggerman, Slocum, Pfenning and Moses. Absent: Fischer. Motion carried.

CORRESPONDENCE

Correspondence reviewed: 1) Annual budget request for the library; 2) Information from Fillmore County Planning Commission's July meeting from Mark Morgan, Fairmont's representative on the planning commission; 3) Zoning permits recently approved by the county zoning administrator; 4) Items for the Community Connections Newsletter.

OLD BUSINESS

Chairperson Moses inquired regarding if any progress was being made on the property located at 545 5th Ave. Marshal McLeish reported that Village Attorney Campbell was to have sent a letter outlining what was required for abating the nuisance.

MARSHAL REPORT

Village Marshal Steve McLeish reviewed his monthly report. Items discussed: 1) Pickup taken to X-Line in Lincoln for bed liner; 2) Platte Valley Communications will be installing equipment in the new pickup; 3) Has met with a security specialist regarding cameras- will have a follow up meeting; 4) Has contacted asbestos removal firms for 715 5th Ave and has not had any response from the firms; 5) Discharging of soft pellet guns are not address by the code book- perhaps have code book updated for other items-Village Marshal McLeish will contact Village Attorney Campbell.

UTILITY SUP. REPORT

Utility Sup. Butch Long reviewed his monthly report: Items discussed: 1) JEO flushing water hydrants for water study; 2) 12TH & G water line; 3) Budget work; 4) Drain, clean, caulk, and paint pool this fall; 5) Continue to clean culverts; 6) Paint lines on street; 7) Will be taking vacation; 8) Request from individual for placement of gravel/rock for mailboxes- if individual wanted gravel/rock he would be responsible for obtaining it as village does not perform this duty; 9) Tree trimming discussed- individual who will be cutting trees has equipment being repaired and then is anticipating coming into town

CLERK REPORT

Clerk Linda Carroll reviewed monthly report. Items discussed: 1) Petition for creation of Paving District-Village Attorney has drafted an Ordinance for creation of the district. Village Attorney Campbell will be contacted for additional information regarding costs associated and payment of the engineering fees for the plans and specifications for the street improvements and the intersections. 2) Budget workshops scheduled for August 22, 2011, August 29, 2011 and budget hearing will be scheduled for September 19, 2011.

JEFF THEIS

Board reviewed a request from Jeff Theis for the replat of a portion of Block 3, Fillmore Addition, Village of Fairmont. Jeff has sold the building he is currently using and is in the process of constructing another building on that block. Slocum moved and Seggerman seconded to approve the replat of a portion of Block 3, Fillmore Addition, Village of Fairmont, Fillmore County, Nebraska. Voting aye: Slocum, Seggerman, Pfenning and Moses. Absent: Fischer. Motion carried.

PAYMENT ARRANGEMENT FORMS

Moses moved and Slocum seconded to approve Payment Arrangement Form # 202. Voting aye: Moses, Slocum, Pfenning and Seggerman. Absent: Fischer. Motion carried.

Seggerman moved and Slocum seconded to approve Payment Arrangement Form #203. Voting aye: Seggerman, Slocum, Pfenning and Moses. Absent: Fischer. Motion carried.

Slocum moved and Pfenning seconded to approve Payment Arrangement Form #204. Voting aye: Slocum, Pfenning, Seggerman and Moses. Absent: Fischer. Motion carried.

ADJOURNMENT

Moses moved and Pfenning seconded to adjourn the meeting at 9:06 p.m. Voting aye: Moses, Pfenning, Slocum and Seggerman. Absent: Fischer. Motion carried.

Next Regular Meeting is scheduled for Monday, September 12, 2011 at 7:00 p.m.

DONALD A. MOSES, CHAIRPERSON

LINDA J. CARROLL,CMC
CLERK/TREAS.

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

MONDAY, AUGUST 22, 2011

A Special Meeting of the Chairperson and Board of Trustees was convened in open and public session on Monday, August 22, 2011 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. Chairperson Donald A. Moses called the meeting to order. Clerk Linda J. Carroll recorded minutes. Board members present upon roll call were: Gene R. Fischer, William W. Pfenning, Jack D. Slocum, and David R. Seggerman. Chairperson Moses noted a copy of the Open Meetings Act was posted on the bulletin board in the council meeting room for public inspection and review. Visitors to the meeting: Butch Long and Steve McLeish. The purpose of the special meeting was to conduct a workshop on the 2011-2012 budget.

Board reviewed expenditures for upcoming fiscal year.

Moses moved and Seggerman seconded to adjourn the meeting at 9:15 p.m. Voting aye: Moses, Seggerman, Fischer, Pfenning and Slocum. Motion carried.

DONALD A. MOSES, CHAIRPERSON

LINDA J. CARROLL,CMC
CLERK/TREAS

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

MONDAY, AUGUST 29, 2011

A Special Meeting of the Chairperson and Board of Trustees was convened in open and public session on Monday, August 29, 2011 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. Chairperson Donald A. Moses called the meeting to order. Clerk Linda J. Carroll recorded minutes. Board members present upon roll call were: Gene R. Fischer, William W. Pfenning, Jack D. Slocum, and David R. Seggerman. Chairperson Moses noted a copy of the Open Meetings Act was posted on the bulletin board in the council meeting room for public inspection and review. Visitor to the meeting was Kevin Kruse. The purpose of the special meeting was to conduct an additional budget workshop on the 2011-2012 budget and review the final items for completion of Phase 2 Storm Sewer Improvements.

Kevin Kruse, JEO Consulting, Inc. reviewed the warranty work items, proposed additional work requested by the board for completion of the Phase 2 Storm Sewer Improvements and costs associated with each item. Items discussed: 1)The amount of the additional work requested by

the board is in the amount of \$8,600; 2) On the warranty of the main project, the item of concern is the condition of the grass that was planted on top of the buried culverts. The board had requested that Van Kirk return and add additional topsoil, apply round up for the weed control and reseed the areas. The cost associated with the work is \$6,915; 3) JEO view is that it is warranty work and Van Kirk felt it is not warranty work; 4) May have been some miscommunication between JEO and Van Kirk regarding the improvements to the street that were to be associated with the storm sewer improvements; 5) Board felt the warranty work was an issue between Van Kirk and JEO and the village should not have to pay for the work; 6) Van Kirk willing to decrease the topsoil figure \$1,000; 7) JEO will deduct \$5,900 from the engineering fees for the Phase 3 storm sewer plans and specifications; 8) Warranty work being covered in this manner was acceptable to the board; 9) General consensus of the board was to have JEO contact Van Kirk with the proposed additional work items.

Board reviewed preliminary income information for the upcoming fiscal year. General consensus of the board was to prepare the budget within the range of a \$0.800000 - \$0.850000 levy.

Slocum moved and Moses seconded to adjourn the meeting at 8:16 p.m. Voting aye: Slocum, Moses, Fischer, Pfenning, and Seggerman. Motion carried.

DONALD A MOSES , CHAIRPERSON

LINDA J. CARROLL,CMC
CLERK/TREAS.