

CITY OF NORFOLK, NEBRASKA

The Mayor and City Council of the City of Norfolk met in regular session in the Council Chambers, 309 West Madison Avenue, Norfolk, Nebraska on the 7th day of May, 2007, beginning at 7:30 p.m.

Following a moment of silence and the Pledge of Allegiance to the United States of America, Mayor Gordon Adams called the meeting to order. Roll call found the following Councilpersons present: Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss, and Saunders. Absent: None.

Staff members present were: City Administrator Mike Nolan, Director of Public Works Dennis Smith, City Attorney Clint Schukei, City Clerk Beth Deck, Fire Chief Shane Weidner, Police Chief Bill Mizner, Finance Officer Randy Gates and Property/Operations Manager Gary Miller.

The Mayor presided and the City Clerk recorded the proceedings.

The Mayor informed the public about the location of the current copy of the Open Meetings Act posted in the City Council Chambers and accessible to members of the public.

Notice of the meeting was given in advance thereof by publication in the Norfolk Daily News, Norfolk, Nebraska, the designated method of giving notice, as shown by affidavit of publication.

Notice was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Councilperson Lange moved, seconded by Councilperson Coy to approve the consent agenda as printed. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried.

Councilperson Fauss moved, seconded by Councilperson Lange to adopt the regular agenda as printed. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried.

SPECIAL PRESENTATION

The Mayor proclaimed Saturday, May 12, 2007, as "Jack Fischer Day".

Karen Linnenbrink provided an update on Elkhorn Valley Economic Development Council (EVEDC) activities.

CONSENT AGENDA

The City Council approved the minutes of the April 30, 2007 Special City Council meeting as printed.

The City Council adopted Resolution No. 2007-26 approving the final plat of **Meadow Ridge Phase 4, 1st Addition** and authorized the Mayor to sign the accompanying subdivision agreement.

The City Council adopted Resolution No. 2007-27 for the extension of an interlocal agreement with League Association of Risk Management (**LARM**). The extension qualifies the City for a 5% reduction in fees for the 2007-2008 budget year.

The City Council approved a Special Designated Liquor License for Uptown, Inc., dba **Uptown Brewery**, to sell beer, wine and distilled spirits on June 9, 2007 at the Norfolk Arts Center, 305 North 5th Street, for a wedding rehearsal dinner.

The City Council approved extending the authorization given on December 20, 1999 to **Northern Heights Baptist Church** to maintain a temporary building and add an additional temporary building at 708 Georgia Avenue for a period of one year.

The City Council approved award of and authorized the Mayor to sign an agreement with K. Porter Construction, Inc. of Norfolk, Nebraska for the site clearing project at **808 Oak Street** in an amount of \$26,444.28 to furnish all labor, materials, equipment and all else necessary to properly complete the site clearing. Only one sealed bid was received at the April 23, 2007 bid letting.

The City Council approved and authorized the Mayor to sign Change Order No. 2 with Elkhorn Paving Construction Co. for the Paving District No. 494, **Wyndham Hills**. The change order results in a net decrease of \$4,982.31.

The City Council approved and authorized the Mayor to sign an agreement with Norfolk **Cubs Baseball** for the use of Ta-Ha-Zouka Park for the 2007 baseball program.

The City Council approved and authorized the Mayor to sign an interlocal cooperation agreement in order to form the Madison County Fire Protection Mutual Finance Organization (**MFO**). The creation of the MFO allows members to levy an agreed limit of four (4) cents and qualifies the MFO for funding under the Nebraska Municipal Finance Act.

The City Council approved and authorized the City Clerk to advertise for proposals from construction management firms for the **sidewalk and landscaping improvements** along Norfolk Avenue from 1st to 8th Streets.

The City Council approved and authorized the Mayor to sign a Grant of Easement for construction and maintenance of utilities through Lot 1, Block 4, and Lots 1 and 2 and Lots 5 through 7, Block 5, all in **Wyndham Hills**, an Addition to the City of Norfolk, Madison County, Nebraska. Johnson Engineering Company requests the easement on behalf of the property owners.

The City Council approved and authorized Police Chief Bill Mizner to sign an agreement with KEXL radio for the closing of South 15th Street between Ta-Ha-Zouka Road and Monroe Avenue for a **stoplight drag race** on June 9, 2007.

The City Council approved and authorized the Mayor to sign an agreement with **Big Bang Boom, Inc.**, for the use of Skyview Park for the annual fireworks show and related activities on June 30, 2007.

The City Council approved and authorized the Mayor to sign a purchase agreement with Brandon **Svoboda** for the purchase of Lot 1, Springfield's Subdivision to the City of Norfolk, Nebraska, or more commonly known as **1009 Queen City Blvd**, for the purchase price of \$45,000.

The City Council approved and authorized the Mayor to sign an agreement with **U.S. Bank, N.A.** to act as the City's depository bank for the period June 1, 2007 through May 31, 2011 with the option of renewing the agreement for two additional one (1) year periods upon the same terms and conditions. Six proposals were received from banks. The City's present agreement with Wells Fargo expires May 31, 2007. A subcommittee consisting of Councilmen Brenneman and Coy met with staff on May 2 to evaluate the proposals and review staff's recommendation. The subcommittee recommends the City change to U.S. Bank for banking depository services primarily because U.S. Bank's proposal complies more closely with the Request for Proposal.

The City Council approved and authorized the Mayor to sign an agreement with Norfolk **Rural Fire Protection District** addressing the revenue shortfall to the Rural Fire Protection District giving a credit to the District against sums due under the June 19, 2000 agreement.

The City Council approved and authorized the Mayor to sign an agreement with Dan Spray and Jon Downey, d/b/a/ **Elkhorn Valley Cycling Club**, for a cycling event in Norfolk on June 9 and 10, 2007.

The City Council approved and authorized the Mayor to sign a contract with the **DLR Group** for the study and development of a master plan for improvements to the athletic facilities at **Memorial Field** for a lump sum fixed fee of \$20,000.

The City Council approved all bills on file in the amount of \$1,428,143.80.

REGULAR AGENDA

A public hearing was held for the Mayor and City Council to sit as a Board of Equalization to levy a special assessment in the amount of \$134.18 for litter and waste removal on property located at Lot 7, Block 9, Edgewater Park Addition to the City of Norfolk, Madison County, Nebraska (**109 West Maple Avenue**).

Councilperson Van Dyke moved, seconded by Councilperson Fauss an to adjourn as Mayor and City Council and convene as a Board of Equalization to hear and equalize a special assessment for litter and waste removal on property located at Lot 7, Block 9, Edgewater Park Addition to the City of Norfolk, Madison County, Nebraska (109 West Maple Avenue). Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried.

Fire Chief Shane Weidner provided information to the Mayor and City Council. The Health Official notified the owner(s) of this property by certified mail on November 17, 2006 prior to

removal of the litter and waste materials. Removal of the litter and waste in the total amount of \$134.18 occurred at the owner's expense on December 8. The City billed and mailed notice of the public hearing to levy special assessments to the property owner by certified mail. To secure the City's interest, staff recommends filing a lien against the property for the bill. Following adoption of the resolution to levy special assessments, the City will file a lien against the property and interest will accrue in the same manner as special assessments. This is the usual and customary way per statute that the City assures payment of the bill.

No one appeared either in favor of or in opposition to levying the special assessment and the Mayor declared the hearing closed.

Councilperson Saunders moved, seconded by Councilperson Fauss to adjourn as a Board of Equalization and reconvene as Mayor and City Council. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried.

The Mayor requested consideration of Resolution No. 2007-25 approving levying a special assessment in the amount of \$134.18 for litter and waste removal on Lot 7, Block 9, Edgewater Park Addition (109 West Maple Avenue).

Councilperson Van Dyke moved to adopt Resolution No. 2007-25 approving levy of special assessment in the amount of \$134.18 for litter and waste removal on Lot 7, Block 9, Edgewater Park Addition (109 West Maple Avenue), seconded by Councilperson Brenneman. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. Resolution No. 2007-25 was adopted.

The Mayor requested consideration of Ordinance No. 4934 **annexing** the right-of-way along East Omaha Avenue (U.S. Highway 275) east from Logan Street to Highway 35 and a tract of land north of U.S. Highway 275, east of Victory Road and west of Highway 35. Ordinance No. 4934 passed on first reading at the April 2, 2007 City Council meeting, and on second reading at the April 16, 2007 City Council meeting.

Councilperson Lange introduced Ordinance No. 4934 entitled: AN ORDINANCE OF THE CITY OF NORFOLK, NEBRASKA, TO ANNEX TO SAID CITY A PART OF THE SOUTHWEST ¼ OF SECTION 26, SOUTHEAST ¼ OF SECTION 26, SOUTHWEST ¼ OF SECTION 25, NORTHWEST ¼ OF SECTION 35, NORTHEAST ¼ OF SECTION 35, AND THE NORTHWEST ¼ OF SECTION 36, TOWNSHIP 24 NORTH, RANGE 1 WEST OF THE 6TH PRINCIPAL MERIDIAN, MADISON COUNTY, NEBRASKA. REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED IN PAMPHLET FORM and moved that the ordinance be passed on third reading. Councilperson Van Dyke seconded the motion. Said ordinance was then read into the record by title by the City Clerk. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. Ordinance No. 4934 passed on third reading.

The Mayor requested consideration of Ordinance No. 4939 creating Paving District No. 496 (**Meadow Ridge** – Phase 4, 1st Addition) to pave East Sycamore Avenue from 100 feet west of Blue Stem Circle west approximately 350 feet and West Meadow Ridge Road from East Sycamore Avenue north approximately 108 feet.

Councilperson Brenneman introduced Ordinance No. 4939 entitled: AN ORDINANCE CREATING PAVING DISTRICT NO. 496 IN THE CITY OF NORFOLK, NEBRASKA, ORDERING THE CONSTRUCTION OF STREET IMPROVEMENTS THEREIN AND ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM and moved that the ordinance be passed on first reading. Councilperson Fauss seconded the motion. Said ordinance was then read into the record by title by the City Clerk. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. Ordinance No. 4939 passed on first reading.

Councilperson Van Dyke moved that the statutory rule requiring reading on three different days be suspended. Councilperson Fauss seconded the motion to suspend the rules. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilperson Van Dyke moved that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance which motion was seconded by Councilperson Fauss. The Mayor then stated the question "Shall Ordinance No. 4939 be passed and adopted?" Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 4939 as required by law.

The Mayor requested consideration of Ordinance No. 4940 creating Paving District No. 497 (**Meadow Ridge** – Phase 4, 1st Addition) to pave Blue Stem Circle from approximately 60 feet north of East Sycamore Avenue to approximately 325 feet northeasterly of East Meadow Ridge Road and East Meadow Ridge Road from Blue Stem Circle northwesterly 129.64 feet.

Councilperson Fauss introduced Ordinance No. 4940 entitled: AN ORDINANCE CREATING PAVING DISTRICT NO. 497 IN THE CITY OF NORFOLK, NEBRASKA, ORDERING THE CONSTRUCTION OF STREET IMPROVEMENTS THEREIN AND ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM and moved that the ordinance be passed on first reading. Councilperson Wilson seconded the motion. Said ordinance was then read into the record by title by the City Clerk. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. Ordinance No. 4940 passed on first reading.

Councilperson Wilson moved that the statutory rule requiring reading on three different days be suspended. Councilperson Fauss seconded the motion to suspend the rules. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilperson Wilson moved that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance which motion was seconded by Councilperson Fauss. The Mayor then stated the question "Shall Ordinance No. 4940 be passed and adopted?" Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 4940 as required by law.

The Mayor requested consideration of Ordinance No. 4941 creating Sanitary **Sewer Extension District No. 246** (Meadow Ridge – Phase 4, 1st Addition) providing for construction of an 8-inch PVC sanitary sewer along with manholes and other appurtenances in Meadow Ridge – Phase 4, 1st Addition in East Sycamore Avenue from 100 feet west of Blue Stem Circle west approximately 350 feet; in West Meadow Ridge Road from East Sycamore Avenue north approximately 108 feet; in Blue Stem Circle from approximately 60 feet north of East Sycamore Avenue to approximately 325 feet northeasterly of East Meadow Ridge Road; and in East Meadow Ridge Road from Blue Stem Circle northwesterly 129.64 feet.

Councilperson Reeder introduced Ordinance No. 4941 entitled: AN ORDINANCE CREATING SANITARY SEWER EXTENSION DISTRICT NO. 246 IN THE CITY OF NORFOLK, NEBRASKA; ESTABLISHING THE OUTER BOUNDARIES OF THE DISTRICT; DESIGNATING THE SIZE, LOCATION AND TERMINAL POINTS; REFERRING TO THE PLANS, SPECIFICATIONS, AND ENGINEER'S ESTIMATE IN CONNECTION THEREWITH; AND TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT, AND TO PROVIDE FOR PUBLICATION OF THIS ORDINANCE and moved that the ordinance be passed on first reading. Councilperson Coy seconded the motion. Said ordinance was then read into the record by title by the City Clerk. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. Ordinance No. 4941 passed on first reading.

Councilperson Van Dyke moved that the statutory rule requiring reading on three different days be suspended. Councilperson Saunders seconded the motion to suspend the rules. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilperson Van Dyke moved that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance which motion was seconded by Councilperson Saunders. The Mayor then stated the question "Shall Ordinance No. 4941 be passed and adopted?" Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 4941 as required by law.

The Mayor requested consideration of Ordinance No. 4942 creating **Water Extension District No. 118** (Meadow Ridge – Phase 4, 1st Addition) providing for construction of a 6-inch ductile iron water main together with necessary appurtenances in Meadow Ridge – Phase 4, 1st Addition in East Sycamore Avenue from 100 feet west of Blue Stem Circle west approximately 350 feet; in West Meadow Ridge Road from East Sycamore Avenue north approximately 108 feet; in Blue Stem Circle from approximately 60 feet north of East Sycamore Avenue to approximately 325 feet northeasterly of East Meadow Ridge Road; and in East Meadow Ridge Road from Blue Stem Circle northwesterly 129.64 feet.

Councilperson Lange introduced Ordinance No. 4942 entitled: AN ORDINANCE CREATING WATER EXTENSION DISTRICT NO. 118 IN THE CITY OF NORFOLK, NEBRASKA; ESTABLISHING THE OUTER BOUNDARIES OF THE DISTRICT; DESIGNATING THE SIZE, LOCATION AND TERMINAL POINTS; REFERRING TO THE PLANS, SPECIFICATIONS, AND ENGINEER'S ESTIMATE IN CONNECTION THEREWITH; AND TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT, AND TO PROVIDE FOR PUBLICATION OF THIS ORDINANCE and moved that the ordinance be passed on first reading. Councilperson Reeder seconded the motion. Said ordinance was then read into the record by title by the City Clerk. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. Ordinance No. 4942 passed on first reading.

Councilperson Brenneman moved that the statutory rule requiring reading on three different days be suspended. Councilperson Saunders seconded the motion to suspend the rules. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilperson Brenneman moved that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance which motion was seconded by Councilperson Saunders. The Mayor then stated the question "Shall Ordinance No. 4942 be passed and adopted?" Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 4942 as required by law.

The Mayor requested consideration of Ordinance No. 4943 authorizing the sale of abandoned Chicago & Northwestern Railroad right-of-way property addressed as 1009 **Queen City** Boulevard to Brandon R. Svoboda.

Councilperson Van Dyke introduced Ordinance No. 4943 entitled: AN ORDINANCE OF THE CITY OF NORFOLK, NEBRASKA, TO AUTHORIZE THE SALE OF CITY PROPERTY; TO PROVIDE THE TERMS OF SALE AND AUTHORIZE THE MAYOR TO EXECUTE AND DELIVER A QUITCLAIM DEED TO THE PROPERTY; TO PROVIDE FOR A REMONSTRANCE TO SAID SALE AS PROVIDED BY LAW; TO PROVIDE WHEN THIS

ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM and moved that the ordinance be passed on first reading. Councilperson Lange seconded the motion. Said ordinance was then read into the record by title by the City Clerk. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. Ordinance No. 4943 passed on first reading.

Councilperson Van Dyke moved that the statutory rule requiring reading on three different days be suspended. Councilperson Saunders seconded the motion to suspend the rules. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilperson Van Dyke moved that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance which motion was seconded by Councilperson Saunders. The Mayor then stated the question "Shall Ordinance No. 4943 be passed and adopted?" Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 4943 as required by law.

The Mayor requested consideration of Ordinance No. 4944 **vacating** a portion of Square Turn Boulevard from Georgia Avenue north approximately 300 feet.

Councilperson Lange introduced Ordinance No. 4944 entitled: AN ORDINANCE OF THE CITY OF NORFOLK, NEBRASKA TO VACATE SQUARE TURN BOULEVARD FROM GEORGIA AVENUE NORTH APPROXIMATELY 300'; AND PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM and moved that the ordinance be passed on first reading. Councilperson Brenneman seconded the motion. Said ordinance was then read into the record by title by the City Clerk. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. Ordinance No. 4944 passed on first reading.

Councilperson Lange moved that the statutory rule requiring reading on three different days be suspended. Councilperson Van Dyke seconded the motion to suspend the rules. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule requiring reading on three different days was suspended for consideration of said ordinance.

Thereafter Councilperson Lange moved that the statutory rules requiring reading on three different days be suspended and for final passage of the ordinance which motion was seconded by Councilperson Van Dyke. The Mayor then stated the question "Shall Ordinance No. 4944 be passed and adopted?" Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried. The passage

and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor signed and approved the ordinance and the City Clerk attested the passage and adoption of the same and affixed her signature thereto. The Mayor then instructed the City Clerk to publish said Ordinance No. 4944 as required by law.

The Mayor requested consideration for approval of the plans, specifications, and engineer's estimate on file in the City Clerk's office for **Meadow Ridge** – Phase 4, 1st Addition, which includes Paving District Nos. 496 and 497, Water Extension District No. 118, and Sanitary Sewer Extension District No. 246 projects and authorization for the City Clerk to advertise for bids.

Councilperson Van Dyke moved, seconded by Councilperson Lange to approve the plans, specifications, and engineer's estimate on file in the City Clerk's office for Meadow Ridge – Phase 4, 1st Addition, which includes Paving District Nos. 496 and 497, Water Extension District No. 118, and Sanitary Sewer Extension District No. 246 projects and authorization for the City Clerk to advertise for bids. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried.

No comments were received regarding the Police Division reports for March 2007 and First Quarter 2007. The reports were included in the agenda packets.

A letter dated April 24, 2007 from Project Extra Mile to City Administrator Mike Nolan regarding the increase in number of Special Designated License applications for serving alcohol at community events due to summer approaching was distributed in the agenda packets. No comments were received regarding the letter.

Fire Chief Shane Weidner presented the Norfolk Fire Division's 2006 Annual Report.

No comments were received regarding the Works-In-Progress report for the period April 11 through May 1, 2007.

Councilperson Van Dyke moved, seconded by Councilperson Fauss to adjourn the meeting at 8:17 p.m. Roll call: Ayes: Councilpersons Coy, Lange, Van Dyke, Reeder, Wilson, Brenneman, Fauss and Saunders. Nays: None. Absent: None. Motion carried.

Gordon D. Adams
Mayor

ATTEST:

Elizabeth A. Deck
City Clerk

(S E A L)

I, the undersigned Clerk, hereby certify that the foregoing is the full, true and correct original document of proceedings of Monday, May 7, 2007, had and done by the Mayor and City Council; that all of the subjects included in the proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to the meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Elizabeth A. Deck
City Clerk

(S E A L)