

CITY OF NORFOLK, NEBRASKA

The Mayor and City Council of the City of Norfolk, Nebraska met in regular session in the Council Chambers, 309 North 5th Street, Norfolk, Nebraska on the 1st day of October, 2018, beginning at 5:30 p.m.

Following a moment of silence and the Pledge of Allegiance to the flag of the United States of America, Mayor Josh Moenning called the meeting to order. Roll call found the following Councilmembers present: Corey Granquist, Jim Lange, Rob Merrill, Jarad Dahlkoetter, Thad Murren, Gary L. Jackson, and Dick Pfeil. Absent: Dave Fauss

Staff members present were: City Administrator Andy Colvin, City Attorney Danielle Myers-Noelle, City Clerk Beth Deck, Finance Officer Randy Gates, Public Safety Director Shane Weidner, Administrative Secretary Bethene Hoff, Public Works Director Steve Rames, Risk Manager Lyle Lutt, City Planner Val Grimes, Police Chief Bill Mizner, Public Safety Director Shane Weidner, Assistant City Engineer Mike Middendorf, Communications Manager Liz Wallace, Library Director Jessica Chamberlain, Fire Chief Scott Cordes, Emergency Manager/Assistant Chief Trent Howard and numerous Fire Division personnel

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.

Agenda Motions

Councilmember Merrill moved, seconded by Councilmember Jackson to approve the consent agenda as printed. Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Dahlkoetter, Murren, Jackson and Pfeil. Nays: None. Absent: Fauss. Motion carried.

Councilmember Lange moved, seconded by Councilmember Granquist to adopt the full agenda as printed. Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Dahlkoetter, Murren, Jackson and Pfeil. Nays: None. Absent: Fauss. Motion carried.

Consent Agenda Items Approved

Minutes of the September 17, 2018, City Council meeting

September sales tax report (July sales)

TR Harris Construction, Inc., Change Order No. 2F for the Riverfront Trail Project, RTP-2015 (001) resulting in a net decrease of \$26,748.50

Plans, specifications and engineer's estimate on file in the City offices for the Embrace Park Restroom project and authorize the City Clerk to advertise for bids

Special Designated Liquor License for Jim's Fine Wine & More to serve wine and distilled spirits at Magnolias, 432 W Norfolk Avenue, on Sunday, November 4, 2018, from 1:00 p.m. to 7:00 p.m. for a wine and cordial tasting event

Special Designated Liquor License for Jim's Fine Wine & More to serve wine and distilled spirits at Elegance Head To Toe, 802 Custer Street, on Thursday, November 29, 2018, from 4:00 p.m. to 9:00 p.m. for a wine and cordial tasting event

Norfolk Public Library's policy updates to reflect changes needed after the completion of the renovation and expansion project due to the updated fee ordinance approved by City Council at the September 17, 2018 meeting, and to clarify language

Elkhorn Paving Construction Co., Inc., Change Order No. 1 for the 2017-1 Concrete Repair Project (East Monroe Avenue) and the 2017-1 Alley Project (between 3rd & 4th, south of Norfolk Avenue) for a net increase of \$7,920.45

Black & Veatch Management Consulting, LLC engineering services contract to conduct the Wastewater Collection Master Plan for an amount not to exceed \$139,568.00

Advertise for a replacement ambulance for the Fire Division

Bills in the amount of \$2,156,625.28

Special Presentations

The Mayor proclaimed October 7-13, 2018, as "Fire Prevention Week"; and October 10, 2018, as "Imagine A Day Without Water Day".

Presentation by Mark Claussen, on behalf of the Norfolk Morning and Noon Optimists Clubs, of an award recognizing Norfolk Firefighter Brock Soderberg for outstanding dedication and service to the community

Public Hearings and Related Items

Public Hearing
(Annex Property)
(Vehicle Off-Street Parking District No. 1)

A public hearing was held to consider annexing additional property, located generally north of the alley north of Norfolk Avenue between First Street and Second Street, continuing north to the North Fork of the Elkhorn River and the railroad, and then west to Third Street north of Winter

Avenue, to the Vehicle Off-Street Parking District No. 1 (VPD) at the request of downtown business owners. Risk Manager Lyle Lutt provided information to the Mayor and City Council. Dan and Connie Geary officially requested to have property annexed into the VPD in October 2016. The VPD discussed annexing the Geary property on multiple occasions since that time, as well as the additional parcels in the area which includes approximately seven different owners. The Geary properties make up the majority of ownership inside the requested area.

No one else appeared either in favor of or in opposition to the annexation and the Mayor declared the hearing closed.

Ordinance No. 5572
(Annex Property)
(Vehicle Off-Street Parking District No. 1)

Councilmember Merrill introduced, seconded by Councilmember Jackson, Ordinance No. 5572 entitled: AN ORDINANCE OF THE CITY OF NORFOLK, NEBRASKA, TO PROVIDE FOR THE ANNEXATION OF ADDITIONAL PROPERTY TO THE VEHICLE OFF-STREET PARKING DISTRICT NO. 1 OF THE CITY OF NORFOLK WHICH BOUNDARIES WERE CREATED IN ORDINANCE NO. 2365 AND EXPANDED AS DESCRIBED IN ORDINANCE NO. 3279 AND ORDINANCE NO. 4894, AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT AND TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED IN PAMPHLET FORM and moved that the ordinance be passed on first reading. Said ordinance was then read into the record by title by the City Clerk.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Dahlkoetter, Murren, Jackson and Pfeil. Nays: None. Absent: Fauss. Motion carried. Ordinance No. 5572 passed on first reading only.

Public Hearing
(levy special assessment)
(401 N 4th Street)

A public hearing was held for the Mayor and City Council to sit as a Board of Equalization to levy a special assessment for mowing charges, litter and waste removal on the property located at 401 North 4th Street in the amount of \$388.42. The property is the former U.S. Post Office facility and owned by First Nationwide Postal Holdings.

Councilmember Lange, seconded by Councilmember Granquist to adjourn as Mayor and City Council and convene as a Board of Equalization to hear and equalize a special assessment for mowing charges, litter and waste removal on the property located at 401 North 4th Street in the amount of \$388.42.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Jackson and Pfeil. Nays: None. Absent: Fauss. Motion carried.

City Clerk Beth Deck provided information to elected officials. The public hearing is to consider levying a special assessment for mowing charges, litter and waste removal on the property located at 401 North 4th Street in the amount of \$388.42. The Health Official notified the property owner(s) by certified mail prior to completion of the work. The property owner(s) did

not respond and the work was completed at the owners' expense. The City billed the property owner and mailed notice by certified mail of the public hearing to levy the special assessment.

Following adoption of a resolution to levy a special assessment, the City files a lien against the property and interest accrues in the same manner as the special assessment. This is the usual and customary way the City of Norfolk uses to assure payment and the City followed State Statutes procedures.

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

Councilmember Merrill moved, seconded by Councilmember Lange to adjourn as a Board of Equalization and reconvene as Mayor and City Council.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Clausen, Murren, Jackson and Pfeil. Nays: None. Absent: Fauss. Motion carried.

Resolution No. 2018-57
(levy special assessment)
(401 North 4th Street)

Councilmember Lange moved, seconded by Councilmember Granquist, to adopt Resolution No. 2018-57 levying a special assessment for mowing charges, litter and waste removal on the property located at 401 North 4th Street in the amount of \$388.42.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Dahlkoetter, Murren, Jackson and Pfeil. Nays: None. Absent: Fauss. Motion carried. Resolution No. 2018-57 was adopted.

Regular Agenda Items

Resolution No. 2018-58
(2019-2028 Capital Improvement Program)

Councilmember Merrill moved, seconded by Councilmember Granquist, to adopt Resolution No. 2018-58 approving the 2019-2028 Capital Improvement Program.

Risk Manager Lyle Lutt provided information to elected officials.

Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Dahlkoetter, Murren, Jackson and Pfeil. Nays: None. Absent: Fauss. Motion carried. Resolution No. 2018-58 was adopted.


Rutjens Construction Change Order No. 2
(South Water Main Loop project)

Councilmember Lange moved, seconded by Councilmember Granquist, to approve Change Order No. 2 with Rutjens Construction, Inc. for the South Water Main Loop project resulting in a net increase of \$108,573.08.

Public Works Director Steve Rames provided information to elected officials. The majority of the increase results from additional pavement removal; foundation pours; and stubbing for future water connections to properties.

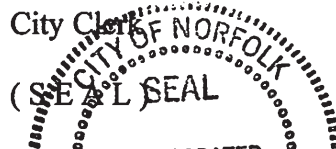
Roll call: Ayes: Councilmembers Granquist, Lange, Merrill, Dahlkoetter, Murren, Jackson and Pfeil. Nays: None. Absent: Fauss. Motion carried.

There being no further business, the Mayor declared the meeting adjourned at 6:00 p.m.


Jim Lange
Council President

ATTEST:


Elizabeth A. Deck
City Clerk



I, the undersigned Clerk, hereby certify that the foregoing is the full, true and correct original document of proceedings of Monday, October 1, 2018, 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

