



CITY OF FREMONT NEBRASKA

REGULAR CITY COUNCIL MEETING MINUTES March 10, 2020 - 7:00 PM City Council Chambers 400 East Military, Fremont NE

MEETING CALLED TO ORDER

ROLL CALL. Roll call showed Members McClain, Ellis, Kuhns, Yerger, Jensen, Jacobus and Legband present. 7 members present. Bechtel absent.

MAYOR COMMENTS: There will be no discussion from the Council or the public regarding comments made by the Mayor. Should anyone have questions regarding the comments, please contact the Mayor after the meeting

1. Motion to adopt current agenda for March 31, 2020 Regular Meeting. Motion made by Yerger, Seconded by Jacobus to move item #20 after item #4. Voting Yea: Yerger, Ellis, McClain, Jensen, and Jacobus. Voting Nay: Legband, Kuhns. Motion failed. Motion made by Jensen, Seconded by Kuhns to adopt current agenda for March 10, 2020 Regular Meeting. Voting Yea: Ellis, McClain, Jensen, Legband, Kuhns Voting Nay: Yerger, Jacobus. Motion carried.

BUSINESS FROM PREVIOUS MEETING:

2. Resolution 2020-053 of the City Council of the City of Fremont, Nebraska, approving the 2020 City of Fremont One Year-Six Year Street Improvement Plan. Motion made by Yerger, Seconded by Jacobus to amend the plan to add S. Clarmar Ave. from Cuming St. to Railroad St. and Railroad St. to Front St. as an item in the 2-6 year plan. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, and Jacobus. Motion carried. Motion made by Legband, Seconded by Jensen to approve Resolution 2020-053 as amended. Voting Yea: McClain, Jensen, Legband, Kuhns, Jacobus. Voting Nay: Yerger, Ellis. Motion carried.
3. Resolution 2020-040 to accept Itemized Statement of Cost, Complete Cost, Tentative Schedule of Assessments and set date of Board of Equalization for Sanitary Sewer District No. 704-18. Motion made by Jensen, Seconded by Yerger to approve Resolution 2020-040. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, and Jacobus. Motion carried.

4. Council Member Yerger item - receipt, discussion, and consideration of, and/or potential action on, the Library Board's recommendation to the Mayor and Council for filling a vacant Library Board position with Susan Allen. No action was taken.
5. Mayor Getzschman item: receive Audit Report for year ending September 30, 2019. Motion made by Yerger, Seconded by McClain receive Audit Report for year ending September 30, 2019. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, and Jacobus. Motion carried.

PUBLIC HEARINGS:

6. Resolution 2020-054 to allow a Child Care facility on property located at 749 N William Street. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Motion made by Jacobus, Seconded by Yerger to strike the final whereas paragraph. Voting Yea: Yerger, Ellis, Jensen, Kuhns, Jacobus. Voting Nay: McClain, Legband. Motion carried. Motion made by Yerger, Seconded by Jacobus to correct the vote of the Planning Commission recommendation to 6-0. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried. Motion made by Jensen, Seconded by Jacobus to approve Resolution 2020-054 as amended. Voting Yea: McClain, Jensen, Legband, Kuhns, Jacobus. Voting Nay: Yerger. Voting Abstaining: Ellis. Motion carried.
7. Ordinance 5528 for a change of zone from R, Rural to PD, Planned Development for property commonly known as Bluestem Commons (second reading). Mayor Getzschman opened the public hearing. Motion made by Jensen, Seconded by Legband to receive into the record document titled "Ritz Lake, LLC Opposition to application of Bluestem Commons changing zoning from R Rural to PD Planned Development. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried. Motion made by Jensen, Seconded by Ellis to receive protest petition into the record. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried. Motion made by McClain, Seconded by Jensen to receive document titled "Regarding the Proposed Bluestem Common Development". Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried. Mayor Getzschman closed the public hearing. Motion made by Jacobus, Seconded by Kuhns to introduce and hold first reading of Ordinance 5528. Voting Yea: Yerger, McClain, Jensen, Legband, Kuhns, Jacobus. Voting Nay: Ellis. Motion carried. City Clerk provided first reading.
8. Ordinance 5529 to change zoning from R, Rural to SR, Suburban Residential on property generally located between Ridge Road and Country Club Estates (first reading). Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving comments from the public. Motion made by Kuhns, Seconded by Jensen to introduce and hold first reading of Ordinance 5529. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried.
9. Resolution 2020-055 to approve the Country Club Estates 6th Addition Final Plat. Motion made by Kuhns, Seconded by Jensen to continue Resolution 2020-055 until the final reading of Ordinance 5529. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried.
10. Resolution 2020-056 to approve application for a Class I liquor license for Crush Pizza and Alehouse LLC dba Crush Pizza and Alehouse 102 N. Main St. Mayor Getzschman opened the public hearing. Mayor Getzschman closed the public hearing after receiving

comments from the public. Motion made by Kuhns, Seconded by Jacobus to approve Resolution 2020-056. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus

CONSENT AGENDA: All items in the consent agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member or a citizen so requests, in which event the item will be removed from the consent agenda and considered separately.

Motion made by McClain, Seconded by Legband to approve consent agenda items 11-13, 15 and 18. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried.

11. Motion to approve February 26, 2020 through March 10, 2020 claims and authorize checks to be drawn on the proper accounts
12. Move to receive Report of the Treasury
13. Dispense with and approve February 25, 2020 City Council Meeting Minutes, Community Development Agency Minutes and Board of Equalization Minutes
14. Resolution 2020-057 to accept the proposal of Racom and US Digital Designs Phoenix G2 for a new fire station alerting system and enter into a service agreement. Motion made by Jacobus, Seconded by Yerger to approve Resolution 2020-057. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried.
15. Motion to authorize the Mayor to sign Deed of Reconveyance; Frink; 505 E. 2nd Street
16. Resolution 2020-058 authorizing a contract for the Lon D. Wright Power Plant Rail Track Extension. Motion made by Yerger, Seconded by Kuhns to approve Resolution 2020-058. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried.
17. Resolution 2020-059 accepting and awarding the bid to C-R Menn Concrete, LCC. for the 2020 Pavement Rehab project. Motion made by Jensen, Seconded by Jacobus to approve Resolution 2020-059. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried.
18. Resolution 2020-060 awarding the Contract for Natural Gas Asset Management to BP Canada Energy Marketing Corp
19. Resolution 2020-061 authorizing the Fremont Department of Utilities Staff to purchase vehicles and equipment (two trucks and one Mini Skid Steer). Motion made by Kuhns, Seconded by Jacobus to approve Resolution 2020-061. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus

UNFINISHED BUSINESS: Requires individual associated action

20. Ordinance 5518 repealing and replacing Chapter 3, Article 7 Section 3-701 of the Fremont Municipal Code titled Municipal Library; operation and funding (second reading). Motion made by Jacobus, Seconded by Ellis to receive into the record amended language and documents. Voting Yea: Yerger, Ellis, Jensen, Jacobus. Voting Nay: McClain,

Legband, Kuhns. Motion failed. Motion made by Jacobus, Seconded by Yerger to continue the item to the next meeting. Voting Yea: Yerger, Ellis, McClain, Jensen, Jacobus. Voting Nay: Legband, Kuhns. Motion carried.

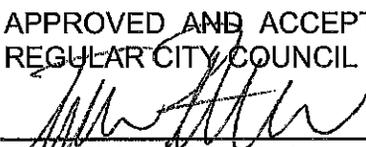
21. Ordinance 5527 to annex WholeStone Farms property (second reading). Motion made by Legband, Seconded by Yerger to hold second reading of Ordinance 5527. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried. City Clerk provided second reading.

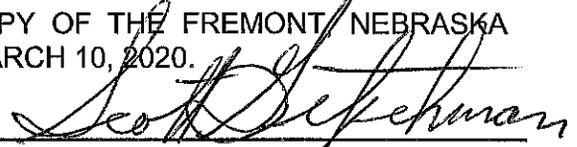
NEW BUSINESS: Requires individual associated action

22. Motion to receive Fire Department Annual Report. Motion made by Legband, Seconded by Kuhns to receive Fire Department Annual Report. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried.
23. Mayor Getzschman item - approve additional expenditure for emergency dike at Rod and Gun Club. Motion made by Kuhns, Seconded by Jensen to approve the additional expenses. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried.

ADJOURNMENT. Motion made by Jensen, Seconded by Kuhns to adjourn. Voting Yea: Yerger, Ellis, McClain, Jensen, Legband, Kuhns, Jacobus. Motion carried. Meeting adjourned at 11:17 P.M.

APPROVED AND ACCEPTED AS THE OFFICIAL COPY OF THE FREMONT, NEBRASKA
REGULAR CITY COUNCIL MEETING MINUTES FOR MARCH 10, 2020.


Tyler Ficken, City Clerk


Scott Getzschman, Mayor