

The Council met in regular session and in compliance with agenda posted at City Hall, Post Office and First National Bank with each Council member being notified of agenda prior to the meeting. The meeting was called to order by Mayor Daryl Reitmajer at 7:00 p.m. and opened with the Pledge of Allegiance. The Mayor informed the public of the location of posting of the Open Meetings Law. Roll call was taken with the following Council members present: Merle Hennings, Gerry Tyler, Diana Vasicek, Jerry Johnson, Jim Svoboda, and Janet Jonas.

Doug Watts was present to report to the Council that Wahoo has been listed by the Department of Economic Development as a Certified ED Community. He explained who rail access around Wahoo would be a big benefit to Wahoo.

Harrell reported the Walk for Paws fundraiser would be held on September 20th at 8:30, organized by Saunders County Lost Pets.

Jonas reported the Finance Committee had met with Phil Lorenzen to review the financial position of the City going into annexation and infrastructure improvement discussions. His report was that Wahoo is in a very good financial position. Johnson reported the Annexation Committee would be working on the final details of a financing package to take to the Subdivision Representatives at a date to be determined in August. He also reported Country Club Acres will be meeting again to discuss pending improvements to the roads. Svoboda reported discussions were being held with Steve Zech regarding the removal of a tree, the Street Committee had met and discussed local traffic control on First Street and held a meeting with Region V to expand recycling in Wahoo. Johnson reported the City Hall Remodeling had met and worked on the final parts of the engineering agreement for the roof project.

Eric Gottschalk was present to discuss wellhead protection with the Council. He stated the Planning Commission has held several meetings on the issue and recommended moving ahead as they felt the City needs to act to protect our municipal water supply. A motion was made by Jonas, seconded by Johnson to request that Mike Sousek or others with wellhead protection programs to learn about the options available to the City. Roll call vote: Jonas, yes; Johnson, yes; Hennings, yes; Vasicek, yes; and Svoboda, yes. Tyler, absent and not voting.

Ordinance No. 1999 was introduced by Council Member Jonas entitled: AN ORDINANCE OF THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, TO AMEND TITLE IX: GENERAL REGULATIONS, AND IN PARTICULAR, CHAPTER 94: PERTAINING TO NUISANCES BY AMENDING §94.20 DEFINITIONS, GENERAL AND SPECIFIC; TO PROVIDE THAT ALL NUISANCE ENFORCEMENT MATTERS PENDING AS OF THE DATE OF THE ENACTMENT OF THIS ORDINANCE MAY CONTINUE UNDER THE EXISTING PROVISIONS OF THE WAHOO MUNICIPAL CODE UNTIL SAID NUISANCES HAVE BEEN ABATED OR THE ENFORCEMENT THEREOF RESOLVED. The Mayor then instructed the Clerk to read Ordinance No. 1999 of the City of Wahoo, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 1999 by title.

Council Member Jonas moved that the statutory rules in regard to the passage and adoption of ordinances be suspended so that the said ordinance might be introduced, read by title, and then moved for final passage at the same meeting. Council Member Johnson seconded said motion. The Mayor put the question and instructed the Clerk to call for the roll for the vote thereon. The Clerk called the roll and the following was the vote on the motion to suspend the rules: Jonas, yes; Johnson, yes; Hennings, yes; Vasicek, yes; and Svoboda, yes. Tyler, absent and not voting. The motion having been carried by the affirmative votes of no less than three-fourths of the members of the Council, the Mayor declared the statutory rules in regards to the passage and approval of ordinance be suspended so that Ordinance No. 1999 may be read by title and moved for final passage in the same meeting.

Council Member Jonas moved that Ordinance No. 1999 be approved and passed and its title agreed to. Council Member Vasicek seconded the motion. The Mayor instructed the Clerk to call the roll for the vote and the following was the vote on this motion: Jonas, yes; Vasicek, yes; Hennings, yes; Johnson, yes; and Svoboda, yes. Tyler, absent and not voting. Motion carried.

The passage and adoption of said Ordinance having been concurred then by a majority of all members of the Council, the Mayor declared the Ordinance adopted and the Mayor, in the presence of the Council, signed and approved the Ordinance and Clerk attested the passage and approval of the same and affixed her signature thereto. The Mayor ordered the Ordinance to be published in pamphlet form and that said Ordinance be kept in a separate and distinct Ordinance volume record, and that said and distinct Volume be incorporated and made a part of these proceedings the same as though it was read at large herein.

The following resolution, Resolution No. 2008-17 was introduced by Jonas, who moved for its approval, seconded by Svoboda:

“WHEREAS, Section 71-3305 of the Nebraska Statutes requires any city with a population of one thousand or more to add fluoride to the city’s water system; and

WHEREAS, Section 71-3305 allows the voters of a city to vote to adopt an ordinance before June 1, 2010, to prohibit the addition of fluoride to the city water system; and

WHEREAS, Section 71-3305 authorizes the governing body to place the ordinance to prohibit the addition of fluoride to the city water system on the ballot; and

WHEREAS, the Mayor and City Council of the City of Wahoo, Nebraska, have determined that there is interest in determining whether fluoride should be added to the city's water system.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WAHOO, NEBRASKA:

Section 1. That at the general election to be held on Tuesday, November 4th, 2008, the issue of whether the City of Wahoo, Nebraska, should adopt or reject an ordinance to prohibit the addition of fluoride to the City water system shall be submitted to the qualified electors of the City and to be presented in the following form:

Shall the City of Wahoo, Nebraska, adopt an ordinance to prohibit the addition of fluoride to the City's water system?

Yes (To prohibit fluoride from the water system)

No (Against the prohibition of fluoride from the water system)

Section 2. That the City Clerk is authorized and directed to certify a copy of this resolution to the election commissioner/county clerk by September 2, 2008. The City agrees to reimburse the election commissioner/county clerk for the expenses of conducting the election, as required by law."

Roll call vote: Jonas, yes; Svoboda, yes; Hennings, yes; Vasicek, yes; and Johnson, yes. Tyler, absent and not voting. Motion carried.

A motion was made by Vasicek, seconded by Jonas, to authorize a 3% cost-of-living increase for all employees affective August 1, 2008. Roll call vote: Vasicek, yes; Jonas, yes; Hennings, yes; Johnson, yes; and Svoboda, yes. Tyler, absent and not voting. Motion carried.

A motion was made by Jonas, seconded by Johnson, to accept the 2007 Audit of Wahoo Utilities as presented. Roll call vote: Jonas, yes; Johnson, yes; Hennings, yes; Vasicek, yes; and Svoboda, yes. Tyler, absent and not voting. Motion carried.

A motion was made by Hennings, seconded by Jonas, to authorize the Mayor to enter into an agreement with JEO Consulting Group for replacement of the roof at City Hall, as recommended by the City Hall Remodel Committee. Roll call vote: Hennings, yes; Jonas, yes; Vasicek, yes; Johnson, yes; and Svoboda, yes. Tyler, absent and not voting. Motion carried.

A motion was made by Jonas, seconded by Vasicek, to approve the Mayor's appointment of Merle Hennings to the Board of Public Works. Roll call vote: Jonas, yes; Vasicek, yes; Hennings, no; Johnson, yes; and Svoboda, yes. Tyler, absent and not voting. Motion carried.

A motion was made by Jonas, seconded by Johnson to accept the minutes of the July 24, 2008 meeting of the Planning Commission as presented. Roll call vote: Jonas, yes; Johnson, yes; Hennings, yes; Vasicek, yes; and Svoboda, yes. Tyler, absent and not voting. Motion carried.

A motion was made by Jonas, seconded by Vasicek to approve the minutes of July 10 2008 as presented. Roll call vote: Jonas, yes; Vasicek, yes; Hennings, yes; Johnson, yes; and Svoboda, yes. Tyler, absent and not voting. Motion carried.

A motion was made by Jonas, seconded by Hennings to adjourn at 7:50 p.m.

Approved: _____, 2008.

Melissa M. Harrell, Clerk

Daryl Reitmajer, Mayor