

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, Diana Vasicek, Gerry Tyler, Jerry Johnson, Jim Svoboda, and Janet Jonas.

The Mayor called comments not listed on the agenda and none were presented.

Council Committee reports were given: Jonas reported the Park and Recreation Board had met and again stated the current facilities are lacking in expansion space. Jonas also reported the Finance Committee is meeting and working on budget for the next fiscal year. Johnson reported the Lake Wahoo Committee had met with Mike Murren to discuss financing possibilities for the Lake. Johnson also reported the Annexation Committee will be meeting briefly with the Subdivision Reps to discuss the financing package after the next Council meeting. Vasicek reported the Clean Up Committee has everything in order for their event on August 23 at the Fairgrounds. Volunteers are still needed. Svoboda reported the Street Committee will be meeting to discuss the budget for the Street Department for 2008-09.

Mike Murren from the Lake Wahoo Project was present to discuss bids recently received on the Lake Wahoo Dam Project. He explained only 3 bids were received with the lowest responsible bid being \$2M over the engineer’s estimate. Several of the contractors that did not bid were questioned as to why they did not bid and the risk associated with the flooding of Sand Creek was one of the primary reasons. A financing sheet was presented to the Council by Murren reviewing the funding mechanisms for the project and showing the shortfall of funding in the project. Murren requested the Council consider the additional \$300,000 of funding that was discussed when the original project agreement was signed with the NRD and County as the County and NRD’s additional commitment of funds are based on the City’s additional commitment of funds. Johnson discussed the importance of the project and the commitment of the multiple entities involved in this project. Murren stated the bids are good for 60 days and he expressed desire to have a decision from the City prior to that on the additional \$300,000 of funding.

A motion was made by Jonas, seconded by Johnson to repeal Resolution No. 2008-17 which placed the fluoridation issue on the ballot for November 2008. Roll call vote: Jonas, yes; Johnson, yes; Hennings, yes; Vasicek, yes; Tyler, yes; and Svoboda, yes. Motion carried.

Council member Jonas introduced the following resolution, Resolution No. 2008-18, and moved for its approval, seconded by Johnson:

“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?

A YES vote means fluoride will not be added to the water system. A NO vote means fluoride must be added to the water system as required by state law.

___ YES

___ NO

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; Vasicek, yes; Hennings, yes; Tyler, yes; Johnson, yes; and Svoboda, yes. Motion carried.

Motion by Jonas, seconded by Hennings to authorize participation in the League of Nebraska Municipalities for FY 2008-09. Roll call vote: Jonas, yes; Hennings, yes; Vasicek, yes; Tyler, yes; Johnson, yes; and Svoboda, yes. Motion carried.

Motion by Jonas, seconded by Svoboda, to table action on participation on the Nebraska Expressways for Economic Development to after the budget hearing to determine if financially able to participate. Roll call vote: Jonas, yes; Svoboda, yes; Hennings, yes; Vasicek, yes; Tyler, yes; and Johnson, yes. Motion carried.

Ordinance No. 2000 was introduced by Council Member Jonas entitled: AN ORDINANCE AUTHORIZING THE ISSUANCE OF PUBLIC SAFETY TAX ANTICIPATION BONDS OF THE CITY OF WAHOO, NEBRASKA, IN THE PRINCIPAL AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000) FOR THE PURPOSE OF PAYING THE COSTS OF THE ACQUISITION OF CERTAIN PUBLIC SAFETY EQUIPMENT AND FACILITIES; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASERS; PROVIDING FOR THE DISPOSITION OF BOND PROCEEDS; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM. The Mayor then instructed the Clerk to read Ordinance No. 2000 of the City of Wahoo, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 2000 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; Tyler, yes; and Svoboda, yes. 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. 2000 may be read by title and moved for final passage in the same meeting.

Council Member Jonas moved that Ordinance No. 2000 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; Tyler, yes; Johnson, yes; and Svoboda, yes. 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.

A motion was made by Jonas, seconded by Johnson to accept the minutes of the Park and Recreation Board meeting of August 6 and the Library Board meeting of July 9 as presented. Roll call vote: Jonas, yes; Johnson, yes; Hennings, yes; Vasicek, yes; Tyler, yes; and Svoboda, yes. Motion carried.

A motion was made by Hennings, seconded by Jonas, to approve the minutes of July 24 and the following licenses as presented: Kenneth Hughes, Jeremy Carter, Lincoln, renewal, plumber; Scott Macaluso, Alex Legge Plumbing, Fremont, renewal, plumber; Ron Voboril, Wahoo, renewal, plumber; Randy Bouwens, Bouwens Plumbing, Lincoln, renewal, plumber; Dan Pabian, Pabian Electric, renewal, plumber; Cory Pemberton, Platte Mechanical, Fremont, plumber, renewal; Anthony Leonardo, Tony Leonardo Plumbing, Plattsmouth, plumber, new; Tom Hester, Brian Hester Htg & Air, mechanical, renewal; Brian Pemberton, Platte Mechanical, Fremont, mechanical, renewal; Jesse Dunavan, Power D, Inc., Cedar Bluffs, electrician, renewal; and Richard Wolfe, Wolfe Electric, Lincoln, electrician, renewal. Roll call vote: Hennings, yes; Jonas, yes; Vasicek, yes; Tyler, yes; Johnson, yes; and Svoboda, yes. Motion carried.

A motion was made by Johnson, seconded by Jonas to adjourn at 7:37 p.m.

Approved: _____, 2008.

Melissa M. Harrell, Clerk

Daryl Reitmajer, Mayor