

The Council met in regular session 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 Jerry Johnson 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: Mike Lawver, Gerry Tyler, Stuart Krejci, Jim Svoboda, and Janet Jonas. Merle Hennings was absent.

The Mayor called for items not otherwise listed on the agenda and none were presented.

A motion was made by Jonas, seconded by Lawver, to approve the following items listed on the consent agenda:

1. Acceptance of excused absence of Hennings.
2. Approval of the minutes of July 26, 2012 of the Council
3. Accept the minutes of the July 10, 2012 Library Board meeting
4. The following licenses: Tom Trainor, Patriot Plumbing, Lincoln, plumber, renewal; Steve Roberson, Roberson Sheet Metal Inc., Lincoln, mechanical, renewal, and Thomas B. Hester, Brian Hester Heating & A/C, Lincoln, mechanical, renewal.

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

Department Head reports were reviewed. Harrell reported on the Chestnut Street Project. The intersection of 15th Street and Chestnut will be opened August 10th; Chestnut is still closed at the box culvert. Stop signs for north-south traffic are in place. A traffic study is required to determine if a change in direction is merited. No decision has been made by the Judge yet regarding annexation. The Mayor requested the Council enter a closed session at the end of the meeting to discuss a possible real estate purchase.

Ordinance No. 2099 was introduced by Council Member Jonas entitled: AN ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, TO AMEND TITLE III; ADMINISTRATION OF THE WAHOO MUNICIPAL CODE BY AMENDMENT OF CHAPTER 33: BOARD, COMMISSIONS AND COMMITTEES, SECTION 33.07 BOARD OF PUBLIC WORKS (D)(8) BY PROVIDING FOR ORGANIZATION OF SAID BOARD AT THE FIRST MEETING IN JULY OF EACH YEAR. The Mayor then instructed the Clerk to read Ordinance No. 2099 of the City of Wahoo, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 2099 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 Krejci 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; Krejci, yes; Tyler, yes; Svoboda, yes; and Lawver, yes. Hennings, 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. 2099 may be read by title and moved for final passage in the same meeting.

Council Member Jonas moved that Ordinance No. 2099 be approved and passed and its title agreed to. Council Member Krejci 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; Krejci, yes; Lawver, yes; Tyler, yes; and Svoboda, yes. Hennings, 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.

Harrell requested that action on the ordinance for maintenance and control of bridges, streets, sidewalk space not designated as public parking area, to add definitions, and designate public parking areas, be tabled. Harrell reported the ordinance is to set policy and define parking spots the City will maintain, and further review is needed to coordinate the Municipal Code and parking requirements in the Zoning Regulations. A motion was made by Jonas, seconded by Lawver, to table the ordinance to the next meeting. Roll call vote: Jonas, yes; Lawver, yes; Krejci, yes; Svoboda, yes; and Tyler, yes. Hennings, absent and not voting. Motion carried.

Harrell presented the proposed settlement agreement between the City of Wahoo and Louise and Lola Austin for replacement of a berm located east of Maple Street, south of A Street. A motion was made by Lawver, seconded by Svoboda, to authorize the Mayor to sign the agreement between the City of Wahoo and Louis and Lola Austin for replacement of the berm. Roll call vote: Lawver, yes; Svoboda, yes; Krejci, yes; Tyler, yes; and Jonas, yes. Hennings, absent and not voting. Motion carried.

The Mayor reported settlement agreement documents between the City of Wahoo, Saunders County, and Lower Platte North NRD are still being reviewed by the parties.

A motion was made by Svoboda, seconded by Krejci, to enter in to closed session to discuss possible purchase of real estate at 7:29 p.m. Roll call vote: Svoboda, yes; Krejci, yes; Jonas, yes; Tyler, yes; and Lawver, yes. Hennings, absent and not voting. Motion carried. The Mayor indicated the Council would be entering in to closed session to discuss possible purchase of real estate.

A motion was made by Lawver, seconded by Svoboda, to return to regular session at 8:00 p.m. Roll call vote: Lawver, yes; Svoboda, yes; Jonas, yes; Krejci, yes; and Tyler, yes. Hennings, absent and not voting. Motion carried.

A motion was made by Svoboda, seconded by Jonas to adjourn at 8:01 p.m.

Approved: _____.

Melissa M. Harrell, City Clerk

Gerald D. Johnson, Mayor