

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 Janet Jonas 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: Greg Kavan, Gerry Tyler, Stuart Krejci, Jim Svoboda, and Kevin Dunbar. Absent: Mike Lawver.

The Mayor recognized City and Utility departments and the Wahoo Volunteer Fire Department for their cooperation and assistance during the water line break at the library.

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

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

1. Acceptance of excused absence of Lawver
2. Minutes of the December 26, 2013 meeting of the Mayor and Council
3. Minutes of January 2, 2014 meeting of Planning Commission
4. Mayor's reappointment of Gerry Tyler to the Wahoo Board of Public Works, term expiring 2017, and notification of correction of term for Craig Breunig, expiring 2016, not 2017 as previously noted
5. Licenses: Plumbers: John Wonka, G & G Backhoe, Weston. HVAC: Jonathan Mumm, Mumm's Heating & Cooling, Ceresco; John Salmans, Service One, Omaha; Fred Hendry & Nizar S. Serhan, Hendry Heating & Air, Omaha; Bradley W. Ohlmann, Custom Cooling, Lincoln; Nick Buresh, Tech Masters, Lincoln. Electricians: Cory Vandenberg, Vandenberg Electric, David City; Brian Allison, Sentry Electric, Lincoln; Gregory S. Hall, Mr. Electric, Lincoln

Roll call vote: Kavan, yes; Svoboda, yes; Krejci, yes; Tyler, yes; and Dunbar, yes. Absent and not voting: Lawver. Motion carried.

Lawver entered the meeting at 7:02 p.m.

Department Head Reports were reviewed. Harrell reported on the water line break that occurred on Tuesday at the Library. The Fire Department and members of City staff responded quickly, covered shelves with plastic to prevent further damage, pushed water out of the building, and moved items out to safety. Paul Davis Restoration responded to evaluate the situation and begin cleanup process. Books were boxed for shipment to a freeze-drying facility. Library staff evaluated and weeded the collection while packing. The insurance company is hiring an investigator to determine what happened. Temporary office space is being set up in City Hall during the recovery process. Harrell and Denise Lawver thanked City staff, Fire Department, and community volunteers for their assistance.

The Mayor stated the public auction to receive bids for three-year lease of real property (vacated Maple Street between "A" and "B" Streets and adjoining property, as authorized by Council 12/12/13) was open. Dan Fagervik offered a bid of \$3,600 on behalf of Two Wheels LLC. There were no other bids offered. Motion by Krejci, seconded by Tyler, to close the bidding. Roll call vote: Krejci, yes; Tyler, yes; Lawver, yes; Kavan, yes; Dunbar, yes; and Svoboda, yes. Absent and not voting: None. Motion carried.

Motion by Lawver, seconded by Tyler, to authorize the Mayor to sign the lease agreement between the City of Wahoo and Two Wheels LLC for a three-year term for \$3,600. Roll call vote: Lawver, yes; Tyler, yes; Dunbar, yes; Svoboda, yes; Kavan, yes; and Krejci, yes. Absent and not voting: none. Motion carried.

Jake Vasa of JEO Consulting Group presented Pay Application #2 for 2013 23rd Street Paving Improvements, which included excavation for silt basin and placement of riprap. Motion by Kavan, seconded by Krejci, to approve Pay Application #2 to M E Collins Contracting Co. Inc. for \$76,282.38 for 2013 23rd Street Paving Improvements. Roll call vote: Kavan, yes; Krejci, yes; Dunbar, yes; Svoboda, yes; and Tyler, yes. Lawver abstained due to conflict of interest. Absent and not voting: none. Motion carried.

Ken Jackson, Chief of Police, reported on an incident involving a dog owned by James Reilley. James Reilley, James MacMillan, Riley Woods, and Denise Reilley presented statements to the Council. James Reilley provided a copy of a behavior evaluation done at the Nebraska Humane Society. Lindahl stated the Council, acting as the Animal Control Authority, must now consider whether the dog is a dangerous dog as defined in Municipal Code; if so declared, Sections 96.41, 96.42, 96.43 and 96.44 apply. A motion was made by Tyler, seconded by Kavan, to declare the animal a dangerous dog as defined in Wahoo Municipal Code. Roll call vote: Tyler, yes; Kavan, yes; Lawver, no; Krejci, yes; Svoboda, no; Dunbar, no; and Jonas, yes. Absent and not voting: none. Motion carried.

The farm lease for approximately 18 acres on North Chestnut Street was discussed. This would be a one-year lease, with 50% payable at signing and 50% due on or before November 1. Notification of local operators was discussed. Motion by Lawver, seconded by Krejci, to approve the one-year lease as to form. Roll call vote: Lawver, yes; Krejci, yes; Kavan, yes; Svoboda, yes; Dunbar, yes; and Tyler, yes. Absent and not voting: none. Motion carried. Motion by Svoboda, seconded by Lawver, to approve publication of notice of the lease with sealed bids due to City Hall by January 31, 2013 at 4:00 p.m. with approval at the February 13, 2014 Council meeting. Roll call vote: Svoboda, yes; Lawver, yes; Tyler, yes; Dunbar, yes; Krejci, yes; and Kavan, yes. Absent and not voting: none. Motion carried.

Motion was made by Svoboda, seconded by Tyler, to approve request to have City Hall closed on Monday, January 20, 2014, for cleaning, planning, and records management. Roll call vote: Svoboda, yes; Tyler, yes; Krejci, yes; Dunbar, yes; Lawver, yes; and Kavan, yes. Absent and not voting: none. Motion carried.

The Mayor announced there would be no closed session.

The next meeting will be January 23, 2014.

A motion was made by Kavan, seconded by Lawver, to adjourn at 7:44 p.m.

Approved:

Lucinda Morrow, Deputy Clerk

Janet A. Jonas, Mayor