

The Council met in regular session and in compliance with agenda posted at City Hall, Post Office and First Bank of Nebraska with each Council member being notified of agenda prior to the meeting. The meeting was called to order by Mayor Loren Lindahl 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, Greg Kavan, Gerry Tyler, Jim Svoboda and Kevin Dunbar. Stuart Krejci was absent.

Motion made by Lawver, seconded by Kavan, to approve the following items listed on the consent agenda:

1. Excused absence of Krejci
2. Minutes of March 9, 2017 meeting of the Mayor and Council
3. Minutes of the March 2, 2017 meeting of the Wahoo Planning Commission
4. Approval of Jayden Burmeister, Bridget Burmeister, Christopher Davis, Shannon Hilker, Chris Kems, Alexandria Wonka, and Collin Nadrchal as members of the Wahoo Volunteer Fire Department

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

Lawver reported on bids for 12<sup>th</sup> Street Intersection Improvements and work beginning at Sycamore Hills. Tyler reported work on a forced sewer main to serve Country Club Estates. The Mayor reported work will begin next week on 15<sup>th</sup> Street/County Road L and demo of Wahoo State Bank building. Dunbar reported the Finance Committee met with Anderson to discuss collections for EMS services and options available, and salary scale for non-exempt employees.

The Mayor opened the public hearing at 7:07 p.m. on application for Conditional Use permit to install electronic message board sign on parcel described as NW ¼ SE ¼ 33-15-7, commonly known as 2056 N Hackberry, as filed by Wahoo Public Schools, in R-2 Residential zoning district. Beavers reported the message board will be mounted on an existing ground monument sign, and meets regulations. Motion by Kavan, seconded by Lawver, to close the public hearing at 7:10 p.m. Roll call vote: Kavan, yes; Lawver, yes; Tyler, yes; Svoboda, yes; and Dunbar, yes. Absent and not voting: Krejci. Motion carried.

**Ordinance No. 2238** was introduced by Lawver entitled: AN ORDINANCE OF THE CITY OF WAHOO AMENDING THE OFFICIAL ZONING MAP BY ALLOWING A PERMITTED CONDITIONAL USE, SIGN WITH ELECTRONIC MESSAGE DISPLAY IN R-2 ZONING, ON THE NW ¼ SE ¼ 33-15-7. The Mayor then instructed the Clerk to read Ordinance No. 2238 of the City of Wahoo, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 2238 by title.

Council Member Lawver 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 Tyler 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: Roll call vote: Lawver, yes; Tyler, yes; Svoboda, yes; Dunbar, yes; and Kavan, yes. Absent and not voting: Krejci. Motion carried. 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. 2238 may be read by title and moved for final passage in the same meeting.

Council Member Lawver moved that Ordinance No. 2238 be approved and passed and its title agreed to. Council Member Svoboda seconded the motion. The Mayor instructed the Clerk to call the roll for the vote and the following was the vote on this motion: Lawver, yes; Svoboda, yes; Dunbar, yes; Kavan, yes; and Tyler, yes. Absent and not voting: Krejci. 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 signatures 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.

Motion was made by Dunbar, seconded by Kavan, to table discussion of bids for 12<sup>th</sup> Street Intersection Improvements and award of contract. Roll call vote: Dunbar, yes; Kavan, yes; Tyler, yes; Svoboda, yes; and Lawver, yes. Absent and not voting: Krejci. Motion carried.

Mark Fisher appeared on behalf of Neumann High School to propose placement of a concrete pad within city right-of-way for discus practice on the east side of Linden Street, north of C Street. A survey was done to verify lot line. Fisher stated this would be flush with the ground, would not pose a traffic hazard. Drainage concerns, alternative locations on the property, and whether a cage or protective structure was planned were discussed. Beavers noted no structure would be allowed in the right-of-way.

Council member Lawver introduced the following resolution, **Resolution 2017-07**, and moved for its approval, seconded by Dunbar,

“WHEREAS, the City of Wahoo, Saunders County, Nebraska, is the owner of dedicated street right of way adjacent to Block 5, Stocking Second Addition to Wahoo, known as South Linden Street and East C Street, and

WHEREAS, Bishop Neumann Central High School, owner of property known as Balance of Lot 2, Block 5, Stocking Second Addition to Wahoo, has advised the City of Wahoo, Nebraska, of their desire to place a section of concrete paving adjacent to said lot, located within the dedicated Linden Street right of way, and

NOW, THEREFORE, BE IT RESOLVED:

1. That the City of Wahoo believes it is unnecessary for Bishop Neumann Central High School to obtain a permit, an easement from the City and/or request the City of Wahoo vacate the subject matter right-of-way in order for the school to pave the area in question, provided that:
  - a. Installation of paving by Bishop Neumann Central High School does not alter or adversely affect stormwater drainage;
  - b. No permanent structures are placed or erected within said right of way;and
  - c. Bishop Neumann Central High School shall furnish a Certificate of Insurance indicating that the above described paving is included within lessee’s liability insurance coverage naming the City of Wahoo as an additional insured.
2. That the City of Wahoo, Nebraska shall maintain ownership of said dedicated street right of way in all possible respects; and
3. The City of Wahoo retains the right to enter its street right-of-way at any time for installation, maintenance, and repair of utility lines and infrastructure or otherwise regulate and restrict activities within the street right of way.”

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

Beavers reported he and two Planning Commission members attended the NPZA conference. The Mayor presented an organization chart and discussed a possible new position.

Motion by Svoboda, seconded by Kavan, to adjourn at 7:42 p.m.

Approved:

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Lucinda Morrow, Deputy Clerk

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Loren L. Lindahl, Mayor