

The Council met in special work 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 6:00 p.m. 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, Stuart Krejci, Jim Svoboda, and Kevin Dunbar.

A review of the 2013-14 budget was done by City Administrator/Clerk/Treasurer Harrell. A power point presentation was given, questions addressed, and discussion held on various parts of the budget document.

A motion was made by Lawver, seconded by Krejci to adjourn the work session at 6:54 p.m..

Approved:

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Lucinda Morrow, Deputy Clerk

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Janet A. Jonas, Mayor

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

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

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

1. Minutes of the August 22, 2013 meeting of the Mayor and Council
2. Acceptance of Planning Commission minutes of September 5, 2013
3. Reappointment of Bryce Cook to the Park and Recreation Board
4. The following licenses: Plumbers: David W. Miller, Mainelli Mechanical Contractors, Inc., Omaha; Jeffery Adair, HandiJeff Inc., Wahoo. HVAC: Terrence McNeil, Mainelli Mechanical Contractors, Inc., Omaha; Steve Roberson, Roberson Heating & A/C, Lincoln. Electricians: Richard Peavy, Anthony's Air Conditioning & Heating, Ithaca; Robert Kerwin, AMK Electric, Prague.

Roll call vote: Lawver, yes; Kavan, yes; Tyler, yes; Dunbar, yes; Svoboda, yes; and Krejci, yes. Motion carried.

Department Head reports were reviewed. The Mayor called for Council Committee reports. Tyler reported the Board of Public Works met. A joint meeting of the BPW and Council is planned for Wednesday, September 18, 2013 at 7:30 p.m. at Omaha Steel for a plant tour. The Street Committee will meet at 6:30 on September 18. Lindahl reported he has been in contact with the League about a bill passed which makes the Mayor a voting member of the governing body in second class cities. Svoboda reported on the Airport Authority meeting. Dunbar reported the Parks and Recreation Board met.

The public hearing on the 2013-14 City of Wahoo budget was declared open by the Mayor at 7:12 p.m. The Mayor called for comments from the public on the budget proposed and none were made. A motion was made by Kavan, seconded by Tyler, to close the public hearing at 7:13 p.m. Roll call vote: Kavan, yes; Tyler, yes; Dunbar, yes; Lawver, yes; Krejci, yes; and Svoboda, yes. Motion carried. Lawver expressed thanks to all department heads for their work in maintaining their budgets again this year.

A motion was made by Dunbar, seconded by Lawver, to authorize an additional 1% increase in the restricted funds budget as per the State budget document, above and beyond the 2.5% and the growth factor of the valuation. Roll call vote: Dunbar, yes; Lawver, yes; Svoboda, yes; Krejci, yes; Tyler, yes; and Kavan, yes. Motion carried.

A motion was made by Krejci, seconded by Svoboda, to approve the 2013-14 Budget as presented. Roll call vote: Krejci, yes; Svoboda, yes; Dunbar, yes; Tyler, yes; Kavan, yes; and Lawver, yes. Motion carried.

The public hearing on the 2013 Property Tax Levy for the City of Wahoo was declared open by the Mayor at 7:14 p.m. The Mayor called for comments from the public and none were presented. A motion was made by Kavan, seconded by Lawver, to close the public hearing at 7:16 p.m. Roll call vote: Kavan, yes; Lawver, yes; Tyler, yes; Krejci, yes; Svoboda, yes; and Dunbar, yes. Motion carried.

The following resolution, **Resolution No. 2013-24**, was introduced by Lawver, who moved for its approval, seconded by Krejci:

“WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the City of Wahoo passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interest of the City of Wahoo that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the City of Wahoo, by a majority vote, resolves that:

1. The 2013 property tax request be set and allocated as follows:

	<u>Tax Amount</u>	<u>Levy</u>
General Fund	\$1,146,569.00	.49277
Debt Service Fund	<u>\$ 210,406.00</u>	<u>.09043</u>
Total	\$1,356,975.00	.58320

2. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2013.”

Roll call vote: Lawver, yes; Krejci, yes; Svoboda, yes; Tyler, yes; Kavan, yes; and Dunbar, yes. Motion carried.

The public hearing on an application for a Class IDK Liquor License for Wahoo Locker, 205 West 5<sup>th</sup> Street, Wahoo, as filed by Charles Emswiler, and as requested by the Nebraska Liquor Control Commission was declared open at 7:17 p.m. The Mayor called for comments from the public and none were presented. Charles Emswiler explained he is expanding the retail area of this business to include locally produced specialty cheeses, deli items, and wine. A motion was made by Kavan, seconded by Svoboda, to close the public hearing at 7:22 p.m. Roll call vote: Kavan, yes; Svoboda, yes; Tyler, yes; Dunbar, yes; Krejci, yes; and Lawver, yes. Motion carried.

A motion was made by Svoboda, seconded by Krejci, to recommend approval of said application to the Nebraska Liquor Control Commission. Roll call vote: Svoboda, yes; Krejci, yes; Kavan, yes; Lawver, yes; Tyler, yes; and Dunbar, yes. Motion carried.

Harrell requested that the dedication plat for 12<sup>th</sup> Street be removed from the agenda. Additional questions need to be answered before the plat is submitted.

Lawver was excused from the meeting at 7:24 p.m.

Troy Johnston of JEO Consulting Group reported Pay Application #1 for 12<sup>th</sup> Street Improvements represents approximately 80% of the total project costs. A motion was made by Krejci, seconded by Tyler to approve Pay Application #1 to M E Collins Construction Company for the 12th Street Project for \$160,470.70. Roll call vote: Krejci, yes; Tyler, yes; Kavan, yes; Dunbar, yes; and Svoboda, yes. Absent and not voting: Lawver. Motion carried.

Lawver returned to the meeting at 7:25 p.m.

Harrell reported on the League Association of Risk Management renewal and several changes in coverage and rates, and recommended renewal with 180 day notice of termination and three-year commitment with a 5% discount.

The following resolution, **Resolution No. 2013-25**, was introduced by Kavan, who moved for its approval, seconded by Svoboda:

“WHEREAS, the City of Wahoo is a member of the League Association of Risk Management (LARM);

WHEREAS, Section 7.3 of the Interlocal Agreement for the Establishment and Operation of the League Association of Risk Management provides that a member may voluntarily terminate its participation in LARM by written notice of termination given to LARM and the Director of Insurance at least ninety (90) days prior to the desired termination given to and that members may agree to extend the required termination beyond ninety (90) days in order to realize reduced excess coverage costs, stability of contribution rates and efficiency in operation of LARM; and

WHEREAS, the Board of Directors of LARM has adopted a plan to provide contribution credits in consideration of certain agreements by members of LARM as provided in the attached letter.

BE IT RESOLVED that the governing body of the City of Wahoo, Nebraska, in consideration of the contribution credits provided under the LARM Board's plan, agree to:

Provide written notice of termination at least 180 days prior to the desired termination date, which date shall be no sooner than September 30, 2016 (180 day and 3 year commitment; 5% discount)."

Roll call vote: Kavan, yes; Svoboda, yes; Dunbar, yes; Tyler, yes; Lawver, yes; and Krejci, yes. Motion carried.

Members were reminded of the special meeting on September 18, 2013.

A motion was made by Lawver, seconded by Kavan, to adjourn at 7:30 p.m.

Approved:

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Lucinda Morrow, Deputy Clerk

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Janet A. Jonas, Mayor