

The Council met in special 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 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. Absent: none.

The Mayor called for audience comments on items not listed on the agenda. Walker Luedtke addressed the Council about the airport.

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

1. Minutes of the March 14, 2013 meeting of the Mayor and Council
2. Minutes of March 12, 2013 meeting of Library Board

Roll call vote: Lawver, yes; Kavan, yes; Tyler, yes; Krejci, yes; Svoboda, yes; and Dunbar, yes. Absent and not voting: none. Motion carried.

Lawver reported the Street Committee met on March 16, 2013. The Street Committee will meet on April 11, 2013 at 6:15 p.m. Svoboda reported the Wahoo Airport Authority met on March 18, 2013.

Troy Johnston of JEO Consulting Group was present to answer questions regarding bids for the 12th Street project, by Omaha Steel Castings. Svoboda noted bids came in higher than the initial estimates. M. E. Collins was low bidder at \$214,626. A motion was made by Council member Krejci to accept the bid from M. E. Collins and award contract for the 2013 12th Street Improvement project. Motion was seconded by Dunbar. Roll call vote: Krejci, yes; Dunbar, yes; Kavan, yes; Svoboda, no; and Tyler, yes. Lawver abstained due to conflict of interest. Absent and not voting: none. Motion carried.

Harrell requested action on the ordinance to acquire property for the Maple Street North Trail be tabled. A motion was made by Kavan, seconded by Lawver, to table action to authorize the City of Wahoo to acquire property for the Maple Street North Trail. Roll call vote: Kavan, yes; Lawver, yes; Tyler, yes; Dunbar, yes; Svoboda, yes; and Krejci, yes. Absent and not voting: none. Motion carried.

The Mayor announced the next order of business was second reading of **Ordinance No. 2123**, entitled: AN ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, TO AMEND TITLE I: GENERAL PROVISIONS, AND IN PARTICULAR, CHAPTER 10, GENERAL PROVISIONS, BY ADDITION THERETO OF SECTION 10.20 ET. SEQ. PERTAINING TO PUBLIC AND/OR CONFIDENTIAL RECORDS OF THE CITY OF WAHOO, NEBRASKA, IN COMPLIANCE WITH APPLICABLE STATUTES OF THE STATE OF NEBRASKA, the first reading having been held on March 14, 2013. The Mayor then instructed the Clerk to read Ordinance No. 2123 of the City of Wahoo, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 2123 by title.

Council Member Tyler 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 Lawver 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: Tyler, yes; Lawver, yes; Dunbar, yes; Svoboda, yes; Kavan, yes; and Krejci, yes. Absent and not voting: none. 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. 2123 may be read by title and moved for final passage in the same meeting.

Council Member Lawver moved that Ordinance No. 2123 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; Krejci, yes; Tyler, yes; and Kavan, yes. Absent and not voting: none. 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 that the Ordinance be forwarded to the Mayor for the Mayor's signature. The 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 resolution to determine fees for records prepared in response to public information requests will be placed on a future agenda.

Status of nuisance on premises located at 539 North Broadway was discussed. Resolution 2013-01 declared the building a public nuisance and ordered abatement by March 26, 2013. Travis Beavers, Building Inspector/Zoning Administrator, reported he met with Gaylord Anderson on Friday, March 22, 2013 to discuss grading behind the building, and Beavers has not seen anything inside the building since the declaration. Gaylord Anderson reported he decided not to rent the building out, and instead will use it for personal storage for his family. He reported plans to repair the entrance in the back, replace plywood on four windows, and do grading and concrete work, and requested additional time. Beavers stated inspections will be required before any utilities will be turned on; safety issues with doors, windows, and fire escape, as well as moisture and mold, still must be abated regardless of the use of the property. The defects listed in the notice sent on December 26, 2012 still represent a hazard to health, safety, and public welfare, and must be corrected under Resolution 2013-01.

A motion was made by Council member Kavan to grant an extension for abatement of nuisance as stated in Resolution 2013-01 until June 26, 2013. Motion was seconded by Svoboda. Roll call vote: Kavan, yes; Svoboda, yes; Lawver, yes; Dunbar, yes; Tyler, yes; and Krejci, yes. Absent and not voting: none. Motion carried.

Gaylen Boldt of Wahoo Public Schools appeared to thank the City for addressing the school's concerns regarding safety of the detour route during Chestnut Street construction. He requested the City continue to look at options to improve the safety of pedestrians and vehicle traffic on Hackberry Street.

Harrell distributed a draft of a proposed interlocal agreement between the City of Wahoo and Saunders County regarding parking along the north and west side of the courthouse, and requested Council members review it.

A motion was made by Lawver, seconded by Kavan to adjourn at 7:45 p.m.

Approved: _____.

Lucinda Morrow, Deputy Clerk

Janet A. Jonas, Mayor