

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, and Jim Svoboda. Absent: Kevin Dunbar.

The Mayor called for items not listed on the agenda. None presented.

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

1. Excused absence of Dunbar
2. Minutes of the February 13, 2014 meeting of the Mayor and Council

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

Lawver reported the Mayor and several Council members attended the League Mid-Winter conference in Lincoln. Tyler reported the Board of Public Works met and annual department reports were presented.

A motion was made by Lawver, seconded by Kavan, to accept the minutes of Board of Adjustments. Roll call vote: Lawver, yes; Kavan, yes; Tyler, yes; Krejci, yes; and Svoboda, yes. Absent and not voting: Dunbar. Motion carried.

Conditional Use Permit for operation of truck service facility by Banghart Repair, LLC was reviewed. Beavers stated parking lot has been hard surfaced and they are following the parking plan. Review in two years was recommended.

Ordinance No. 2151 was introduced by Council Member Kavan entitled: AN ORDINANCE OF THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, TO AMEND ORDINANCE 2122 PROVIDING A CONDITIONAL USE PERMIT FOR THE FOLLOWING-DESCRIBED REAL ESTATE, TO WIT: LOT 1, BURKLEY SUBDIVISION, LOCATED IN THE SW ¼ SW ¼ SEC 34 T15N, R7E OF THE 6TH P.M., LOCATED IN THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, BY EXTENDING THE CONDITIONAL USE PERMIT TO ALLOW THEREON A PERMITTED CONDITIONAL USE, THAT BEING AUTOMOBILE SERVICE AND REPAIR, AS ALLOWED UNDER NRC-NEIGHBORHOOD RESIDENTIAL COMMERCIAL ZONING DISTRICT SECTION 5.11.03 OF THE WAHOO ZONING REGULATIONS; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM. The Mayor then instructed the Clerk to read Ordinance No. 2151 of the City of Wahoo, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 2151 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 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: Lawver, yes; Krejci, yes; Svoboda, yes; Tyler, yes; and Kavan, yes. Absent and not voting: Dunbar. 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. 2151 may be read by title and moved for final passage in the same meeting.

Council Member Kavan moved that Ordinance No. 2151 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: Kavan, yes; Svoboda, yes; Lawver, yes; Tyler yes; and Krejci, yes. Absent and not voting: Dunbar. 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.

Board of Public Works and Street Committee have recommended acceptance of infrastructure improvements at Heritage Heights 5th Addition. It was noted that joint sealing has not been completed due to weather. Svoboda stated the section where new paving meets the old paving at Mark Drive needs to be replaced. Motion by Krejci, seconded by Tyler, to accept infrastructure improvements to Heritage Heights 5th Addition. Roll call vote: Krejci, yes; Tyler, yes; Kavan, yes; Lawver, yes; and Svoboda, yes. Absent and not voting: Dunbar. Motion carried.

Participation in Saunders County Mutual Finance Organization for FY 2014-15 was discussed. Council member Lawver introduced the following resolution, **Resolution 2014-04**, and moved for its approval, seconded by Kavan,

“WHEREAS, certain municipalities and fire protection districts located in Saunders County, Nebraska desire to enter into an Interlocal cooperation agreement for the creation of a Mutual Finance Organization pursuant to Legislative Bill 1120, 1998;

WHEREAS, the Interlocal Cooperation Agreement for a Mutual Finance Organization would be in the best interests of all participating members; and

WHEREAS, the members desire to enter into a written Interlocal Cooperation Agreement for a Mutual Finance Organization.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Wahoo, the City of Wahoo, Nebraska:

Section 1. The Interlocal Cooperation Agreement for a Mutual Finance Organization is hereby approved, ratified and accepted, and the Mayor of the City of Wahoo, Nebraska is hereby authorized, directed and empowered to execute the same;

Section 2. The Interlocal Cooperation Agreement for a Mutual Finance Organization shall not establish a separate legal entity, but rather shall be a joint and cooperative undertaking between the members and that a joint board shall be responsible for administering this joint and cooperative undertaking.

Section 3. All resolutions or parts of resolutions in conflict herewith are repealed.”

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

Gabriel Gonzales and Patricia Starr addressed the Council to request an extension of time to complete some items in the Settlement Stipulation Agreement. Lindahl stated the Council approved the Agreement, and any further action will be the decision of the Mayor and Building Inspector/Zoning Administrator. Beavers reported the deadline for action in the agreement is February 28 for many of the items. The Mayor and Beavers will meet with Gonzales and Starr on February 28, 2014 at 3:00 p.m.

The next meeting will be March 13, 2014.

A motion was made by Kavan seconded by Krejci, to adjourn at 7:22 p.m.

Approved:

Lucinda Morrow, Deputy Clerk

Janet A. Jonas, Mayor