

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. Prior to the start of the meeting the Council selected Mike Lawver as the acting President of the Council. The meeting was called to order by Acting Mayor Mike Lawver at 7:00 p.m. and opened with the Pledge of Allegiance. The Acting 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. Absent: Loren Lindahl, Mayor and Stuart Krejci.

Chief Jackson recognized Dale Weis for his 26 years of service to the City of Wahoo. He indicated Officer Weis will be retiring at the end of the month. He welcomed all Council members to the reception being held at City Hall on July 20<sup>th</sup> from 1 to 3:00 p.m.

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

1. Excused absence of Loren Lindahl and Stuart Krejci from the July 14, 2016 meeting
2. Minutes of the June 23, 2016 meeting of the Mayor and Council
3. Acceptance of the June 14, 2016 meeting of the Wahoo Library Board
4. Acceptance of the June 13, 2016 meeting of the Board of Adjustments

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

Department Head Reports were given. Beavers reported payment had been received in full from the Trailer Park owner on all abatements except the final abatement that was don. There are five trailers remaining in the west park to be removed. He also reported he is continuing to work on the nuisance properties along "C" Street. He reported on an upcoming subdivision as well as the property located on 9<sup>th</sup> Street (formerly burned) that he is working on. Jansa reported the tree pile had been burned recently. Harrell reported on the recent meeting with NDOR and the importance of public input in drawing the Hwy 77/92 4-lane project to the top of the priority list for NDOR. Harrell also reported she was continuing to work on information regarding EMS for Wahoo. Lawver thanked the Street Department for their assistance with a paver project. Jackson reported on a recent accident on the old hwy through Wahoo and discussion was held on how to get GPS companies to recognize the Expressway as a viable route for trucking companies.

The next meeting of the Council will be held Monday, July 25 at 7:00 due to the conflict on the 28<sup>th</sup> with the County Fair Parade.

The public hearing on an amendment to Ordinance No. 1886, the Wahoo Zoning Ordinance, Section 5.17 FF/FW Flood Plain Districts to adopt the new Flood Insurance Rate Map was declared open at 7:40 p.m. Beavers reported on the Planning Commission recommendation of approval. A motion was made by Kavan, seconded by Tyler, to close the public hearing at 7:42 p.m. Roll call vote: Kavan, yes; Tyler, yes; Dunbar, yes; Svoboda, yes; and Lawver, yes. Krejci, absent and not voting. Motion carried.

Ordinance No. 2218 was introduced by Council Member Dunbar entitled: AN ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, TO AMEND ORDINANCE NO. 1886, KNOWN, AND CITED, AS THE ZONING ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, ADOPTED JANUARY 27, 2005, BY THE AMENDMENT OF ARTICLE 5, ZONING DISTRICTS, SECTION 5.17 FF/FW FLOOD PLAIN DISTRICTS BY DESIGNATION OF

THE NEW FLOOD INSURANCE RATE MAP DATED AUGUST 3, 2016 AS THE OFFICIAL MAP TO BE USED IN DETERMINING AREAS OF SPECIAL FLOOD HAZARD. The Mayor then instructed the Clerk to read Ordinance No. 2218 of the City of Wahoo, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 2218 by title.

Council Member Kavan 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: Kavan, yes; Tyler, yes; Lawver, yes; Svoboda, yes; and Dunbar. Krejci, absent and not voting. 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. 2218 may be read by title and moved for final passage in the same meeting.

Council Member Dunbar moved that Ordinance No. 2218 be approved and passed and its title agreed to. Council Member Kavan seconded the motion. The Mayor instructed the Clerk to call the roll for the vote and the following was the vote on this motion: Dunbar, yes; Kavan, yes; Svoboda, yes; Lawver, yes; and Tyler, yes. Krejci, absent and not voting. 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 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 motion was made by Kavan, seconded by Svoboda, to approve pay application #2 to M.E. Collins Contracting for J Road Improvements for \$166,353.95. Roll call vote: Kavan, yes; Svoboda, yes; Tyler, yes; Dunbar, yes; and Lawver, abstained. Krejci, absent and not voting. Motion carried.

Discussion was held on an agreement between the City of Wahoo City Council and the Wahoo Library Board regarding segregation of responsibilities in relation to state statutes. A motion was made by Kavan, seconded by Dunbar, to authorize the Mayor to sign said agreement. Roll call vote: Kavan, yes; Dunbar, yes; Svoboda yes; Tyler, yes; and Lawver, yes. Krejci, absent and not voting. Motion carried.

A motion was made by Dunbar, seconded by Lawver, to authorize City Staff to proceed with filing an assessment against 657 East 13<sup>th</sup> for the abatement of a nuisance in the amount of \$900.00. Roll call vote: Dunbar, yes; Lawver, yes; Kavan, yes; Tyler, yes; and Svoboda, yes. Krejci, absent and not voting. Motion carried.

Under the Mayor's comments on items for discussion or not listed on the agenda, Acting Mayor Lawver asked the Council to consider whether or not the City wanted to purchase the west Trailer Park for the extension of 5<sup>th</sup> Street to Hackberry from Laurel Street. Concern was also expressed by Svoboda on the condition of the trail in a couple places where washouts had occurred.

A motion was made by Kavan, seconded by Svoboda to adjourn at 8:04 p.m.

Approved:

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Melissa M. Harrell, City Clerk

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R. Michael Lawver, Mayor