

REGULAR MEETING OF THE CHAIRPERSON & BOARD OF TRUSTEES  
OF FAIRMONT NEBRASKA

FEBRUARY 8, 2010

The Regular meeting of the Chairperson and Board of Trustees was convened in open and public session on Monday, February 8, 2010 at 7:00 p.m. at the Fairmont Village Hall, 635 6<sup>th</sup> Ave, Fairmont NE. Chairperson David R. Seggerman called the meeting to order. Board members present upon roll call were: Dennis R. Melby, Donald A. Moses, Jack D. Slocum, William W. Pfenning and Chairperson Seggerman. Clerk Linda Carroll recorded the minutes of the meeting. Chairperson Seggerman noted that a copy of the Open Meetings Act was posted on the bulletin board in the council meeting room for public inspection and review. Visitors to the meeting were: Matt Kalin, Kevin Kruse, Patt Lentfer, Butch Long, Terry Ehrisman and Steve McLeish. Melby moved and Slocum seconded to approve the minutes of January 11, 2010 meeting and January 25, 2010 meeting. Voting aye: Melby, Slocum, Moses, Pfenning and Seggerman. Motion carried. December 31, 2009 Treasurer's Report was placed on file.

**MATT KALIN, JEO CONSULTING GROUP, INC**

*Electric Rate Review*

Matt reviewed the following: 1) Reviewed the proposed electric rate increase of 5.93%; 2) Comparison of rates; 3) Reviewed proposed electric rate ordinance – Moses introduced **ORDINANCE #10-474 AN ORDINANCE OF THE VILLAGE OF FAIRMONT, NEBRASKA, ESTABLISHING RATES TO BE CHARGED BY FAIRMONT LIGHT & WATER DEPARTMENT FOR ELECTRICAL SERVICES TO THE PUBLIC AND REPEALING ALL OTHER RATES OR ORDINANCES AND PART OF ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE.** Pfenning moved and Slocum seconded to suspend the statutory rule requiring the ordinance be read on three different days so Ordinance #10-474 might be introduced, read by title and then moved for final passage on the same day, without the same being read in full. Voting aye: Pfenning, Slocum, Melby, Moses and Seggerman. Motion carried. Melby moved and Moses seconded to pass and adopt Ordinance #10-474. Voting aye: Melby, Moses, Slocum, Pfenning and Seggerman. Motion carried. Ordinance #10-474 passed and adopted.

*Review of Six Year Distribution Plan*

Board reviewed a six year distribution plan with proposed projects, pole testing, tree trimming and other maintenance items.

Slocum was excused from the meeting at 7:55 p.m. for a fire call.

**KEVIN KRUSE, JEO CONSULTING GROUP, INC.**

Kevin Kruse reviewed the following information with the board regarding Phase 1 of the Storm Sewer Improvements: 1) Starting and ending date of contract with Van Kirk; 2) Easements from property owners-letters should be sent out shortly 3) Construction inspections; 4) Portion of Phase 2 Storm Sewer Improvements which might be moved to Phase 1 because of excess funds available from the low bid received from Phase 1; (a) Alternative 1 – Portion of 8<sup>th</sup> Ave. from G St. to F St.-this alternative would bring total Phase 1 to \$270,605.26; (b) Alternative 2 – 8<sup>th</sup> Ave from H to F St.-this alternative would bring total Phase 1 to \$352,355.26; 5) Kevin stated the board would need to consider if either alternative should be added to the original Phase 1 as Van Kirk would be ordering pipe in the very near future; 6) General consensus of the board was to proceed with the original Phase 1 Storm Sewer Improvements and tax funds collected and not used for Phase 1 improvements would be set aside to be used toward Phase 2 Storm Sewer

Improvements.

### **ONE & SIX YEAR STREET PLAN**

Chairperson Seggerman called a public hearing to order at 8:37 p.m. to hear comments on the Village of Fairmont's proposed One and Six Year Street Plan. Notice of the public hearing was given in advance according to proper notification and publication. No public comments received.

Kevin Kruse, JEO Consulting Group, Inc. reviewed funding information for Highway Allocation Funds received by the village. Chairperson Seggerman closed the hearing at 8:40 p.m. Melby moved and Pfenning seconded to pass RESOLUTION #2010-02 TO ADOPT THE ONE YEAR AND SIX-YEAR PLAN FOR THE STREET IMPROVEMENT PROGRAM FOR THE VILLAGE OF FAIRMONT, NEBRASKA. Voting aye: Melby, Pfenning, Moses and Seggerman. Absent: Slocum. Resolution #2010-02 passed and adopted.

Trustee Slocum returned to the meeting at 8:45 p.m.

### **PATT LENTFER, FILLMORE CO. DEV. CORP (FCDC).**

Patt Lentfer reviewed the following with the board: 1) Thanked the board for supporting FCDC for 2010; 2) FCDC annual financials; 3) Accomplishments for 2009; 4) Interlocal agreement for a Homeownership Opportunity Program (HOP) for down payer assistance. The Fillmore County Board of Supervisors has agreed to have the county act as the applicant for the program with Southeast Nebr. Development Dist. (SENDD) providing administration. To assist with the proposal, SENDD is requesting interlocal agreements be approved between Fillmore County, FCDC and local Fillmore County Communities. Seggerman moved and Slocum seconded to enter into an Interlocal Agreement with Fillmore County and FCDC for the Homeownership Opportunity Program (HOP) for down payer assistance. Voting aye: Seggerman, Slocum, Melby, Moses and Pfenning. Motion carried. 5) Board would like FCDC Website to include more information pertaining to Fairmont.

### **CLAIMS**

Melby moved and Moses seconded to pay the following claims Gen. Fund: AMERITAS-retirement \$1,504.89; ASAP APPLIANCE & AC SERVICE-sup. \$699; BLACK HILLS ENERGY-ut. \$3,359.59; BLUE CROSS/BLUE SHIELD-ins. \$4,759.59; BURTON ENT.-refuse \$55; CENTRAL COMMUNITY COLLEGE-meeting \$300; DELLA ROSE-reim. sup. \$663.22; DEPT. OF ENVIR. QUALITY-license \$150; EAKES OFFICE PROD.-sup. \$33.98; EMC INS.-ins. \$2,907.00; ERC COMMUN.rep. \$71.68; FAIRMONT LIGHT & WATER-ut. \$2,994.90; FAMILY MARKET-sup. \$513.23; FARMERS COOP-fuel \$1,069.60; FARMERS STATE BANK-payroll w.h & box rent. \$2,520.14; FASTENAL-sup. \$28.86; FIRST CONCORD GROUP-pretax, admin & ins. \$792.36; GENEVA BROADBAND-re. \$62.50; GREAT PLAINS ONE-CALL-locates \$1.04; HAWKINS WATER TREATMENT-sup. \$412.18; J & R HEATING, INC-sup. \$5,180; JEO-engineering \$8,518.54; KABREDLOS-fuel \$189.98; KELCH PLUMBING & HEATING-rep. \$662; LEAGUE OF NEBR. MUN.-UT. SECTION-meeting \$331; LINDA CARROLL-reim. mileage \$164; MOGUL'S TRANSMISSION-rep. \$89.83; NEBR. PUBLIC POWER DIST.-wholesale power chgs \$23,918.02; NEBR PUBLIC HEALTH LAB-lab analysis \$400; NEED COALITION-dues \$71.86; NORTH OFFICE SUPPLY-sup. \$18.29; PAYROLL-less ded \$11,170.95; PERENNIAL-subtransmission chgs \$1,865.70; R & D PARTS LLC-sup. \$24.23; STATE OF NEBR. DEPT. OF REV.-sales tax & payroll w.h. \$2,538.85; THE NEBR. SIGNAL-publication \$106.73; TOYNE-sup. \$280; U S CELL-ut. \$47.35; U S POST OFFICE-postage \$201; WAL-MART-sup. \$12.54; WEST BROTHERS INC-sup. \$178.78; WINDSTREAM-ut. \$550.47; YORK WHOLESALE & SUPPLY-sup. \$25.50. Voting aye: Melby, Moses, Slocum, Pfenning and Seggerman. Motion carried.

## **CORRESPONDENCE**

Board reviewed the following correspondence: 1) News articles for upcoming Community Connections Newsletter; 2) League of Nebr. Municipalities Legislative Bulletins #1, #2, #3, #4.

## **OLD BUSINESS**

Reviewed information regarding carry over of five vacation days. Pfenning moved and Melby seconded to pass and adopt RESOLUTION #2010-03 AMENDING OF THE VACATION BENEFITS POLICY CONTAINED IN SECTION 303 OF THE VILLAGE EMPLOYEE MANUAL TO PROVIDE THAT VILLAGE EMPLOYEES MAY CARRY OVER A MAXIMUM OF FIVE VACATION DAYS FROM ONE YEAR TO THE NEXT, WITH NO MORE THAN FIVE VACATION DAYS BEING CARRIED OVER AT ANY TIME. Voting aye: Pfenning, Melby, Moses, Slocum and Seggerman. Motion carried. Resolution #2010-03 passed and adopted.

## **MARSHAL REPORT**

Village Marshal Steve McLeish reviewed his monthly report. Item discussed: 1) EPA gave Public Health Solutions a grant to conduct a survey of Brownfield properties in a five county area, which included Fairmont (Fillmore County). Brownfield properties are under-utilized properties which may contain hazardous substance or contaminants that need to be removed to improve the value and use of the site. Brownfield funds can only go to communities and the properties must be owned by the village or deeded over to the village to qualify for Brownfield funds. Board reviewed properties located in Fairmont listed on the survey.

## **UTILITY WORK REPORT**

Utility Sup. Butch Long reviewed his monthly report. Items discussed: 1) Routine maintenance items; 2) Well houses ready for state inspection; 3) Pot holes; 4) Exit light in rescue unit building; 5) Water shut off at business; 6) Order gravel ; 7) NPPD has four bucket trucks available for auction

## **CLERK REPORT**

Village Clerk/Treas. Linda Carroll reviewed monthly report. Item discussed: 1) Will be attending a conference February 22<sup>nd</sup> – 23<sup>rd</sup>.

## **HOUSING ADVISORY COMMITTEE**

The board reviewed information from SENDD regarding proposed responsibilities for individuals who would assist the village as the Housing Rehabilitation Advisory Committee for Fairmont's Community Development Block Grant (CDBG) Village-wide Housing Rehabilitation Program #09-HO-6045. Village clerk will contact potential individuals to serve on this committee.

## **POOL HELP**

An advertisement for pool manager and lifeguards for the 2010 season will be placed in What's Happening and The Nebraska Signal.

## **PAYMENT ARRANGEMENT FORMS**

There were no payment arrangement forms presented for board action.

## **ADJOURNMENT**

Melby moved and Moses seconded to adjourn the meeting at 10:00 p.m. Voting aye: Melby, Moses, Slocum, Pfenning and Seggerman. Motion carried.

Next regular board meeting will be Monday, March 8, 2010, 7:00 p.m.

DAVID R SEGGERMAN  
Chairperson

LINDA J. CARROLL, CMC  
Clerk/Treas.