

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

Monday, July 12, 2010

The Regular Meeting of the Chairperson and Board of Trustees for the Village of Fairmont was convened in open and public session on Monday, July 12, 2010 at 7:00 p.m. at the Fairmont Village Hall, 635 6<sup>th</sup> Ave, Fairmont NE. Notice of the meeting was given in advance according to proper notification. Chairperson David R. Seggerman called the meeting to order. Clerk Linda J. Carroll recorded minutes. Board members present upon roll call were: Dennis R. Melby, Donald A. Moses, Jack D. Slocum, William W. Pfenning and David R. Seggerman. 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: Terry Ehrisman, Steve McLeish, Brian Claycomb, Matt Kalin, Bobby Hoeft, Skip Radke and Georgia Schropfer. Melby moved and Slocum seconded to approve the minutes from the June 14, 2010 board meetings. Voting aye: Melby, Slocum, Moses, Pfenning and Seggerman. Motion carried. May 31, 2010 Treasurer's Report was reviewed and placed on file.

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

Matt Kalin, ProjectManager, JEO Consulting Group, Inc. reviewed a Scope of Services dated July 8, 2010 in the amount of \$4,991 for the 2010 Electric Distribution System Renovations and the items which will be for year one of the six year electric distribution plan. Year one will include work on the northwest portion of town. Pfenning moved and Seggerman seconded to approve a Scope of Services dated July 8, 2010 in the amount of \$4,991 with JEO Consulting Group, Inc. for the 2010 Electric Distribution System Renovations. Voting aye: Pfenning, Seggerman, Melby, Moses and Slocum. Motion carried.

**BRIAN CLAYCOMB, JEO CONSULTING GROUP, INC**

Brian Claycomb, Construction Manager, JEO Consulting Group, Inc. reviewed information for storm sewer improvements: 1) Application for Payment No. 2 from Van Kirk Brothers Contracting in the amount of \$69,756.32. Pfenning moved and Moses seconded to approve the Application for Payment No. 2 in the amount of \$69,756.32 from Van Kirk Brothers Contracting. Voting aye: Pfenning, Moses, Melby, Slocum and Seggerman. Motion carried. 2)Board also reviewed changes at the intersection at B St. & 6<sup>th</sup> Ave.; 3)Flow of water through field south of town; 4) Preliminary figures for continuation for the remainder of the main storm sewer trunk line of approximately \$235,000-Brian will contact Van Kirk for review of figures; 5)Engineering Contract from JEO proceed with additional storm sewer work will be tabled until the decision is made to bid the additional work.

**PUBLIC HEARING**

Chairperson Seggerman opened a public hearing at 7:57 p.m. for comments on Zoning change for Bill Schropfer from Residential (R-1) to Commercial (C-1) to allow for relocation of his truck repair business to West 84' of Lots 2- 10; Block 1, Fairmont East Addition; West 84' of Lots 11-16 Block 2, East Addition and W 84' Lots 17-22 Block 3, East Addition Village of Fairmont. Skip Radke expressed concern about size of lots for a building, entrance to property and condition of street.

Chairperson Seggerman closed the public hearing at 8:08 p.m.

**CHANGE OF ZONING**

Moses moved and Melby seconded to change the zoning regulations from Residential (R-1) to Commercial (C-1) on the West 84' of Lots 2- 10; Block 1, Fairmont East Addition; West 84' of Lots 11 – 16, Block 2 Fairmont East Addition and W 84' Lots 17-22 Block 3, East Addition Village of Fairmont. Voting aye: Moses, Melby, Slocum, Pfenning and Seggerman. Motion carried.

**FIRE CHIEF BOBBY HOEFT**

Bobby Hoeft reviewed information regarding procedures for removal of a house which has been identified for nuisance abatement. Seggerman moved and Melby seconded to proceed with asbestos inspection on a house located on Lot 649, Fairmont Original Town, Fairmont, Fillmore County, NE. Seggerman, Melby, Moses, Slocum and Pfenning.

**CLAIMS**

Melby moved and Pfenning seconded to pay the following claims: ANGLE, MURPHY, VALENTINO & CAMP-att. Fees\$300.50; BALL INSURANCE-ins.\$1,131; BLACK HILL ENERGY-ut \$375.88; BLUE CROSS/BLUE SHIELD-ins. \$5,140.36; BURTON ENTERPRISES-refuse \$55; CRA PAYMENT CENTER-rep. \$5.23; DELLA ROSE-reim. sup. \$1,226.19; DIESEL PICKUP SHOP-rep. \$89.29; DUTTON-LAINSON CO.-supp. \$189.93;

EAKES OFFICE PROD.-sup. \$112.96; EMC-ins. \$2,366; ERDKAMP/EKELER-rep. \$913.36; FAIRMONT LIGHT & WATER-ut. \$4,188.98; FARMERS COOP-fuel \$434.88; FARMERS STATE BANK-payroll w.h. & fees \$4,224.99; FASTENAL-rep. \$7.44; FIRST CONCORD GROUP, INC.-ins. & pretax \$808.15; GAMBLES-sup.\$149.67; GENEVA MILLING-sup.\$22; GENEVA WELDING & SUPPLY-sup.\$299.15; GLOYSTEIN VET CLINIC-fee \$59.50; GREAT PLAINS ONE-CALL-locates \$17.68; HEIMAN INC.-sup.\$301.86; HOLIDAY INN-lodging \$218.85; IIMC-dues \$125; JEO-enginnering \$5,516; KABREDLOS – fuel\$442.08; KELCH PLUMBING & HEATING-rep.\$61.08; KRIZ-DAVIS.CO.-sup.\$504.37; LAMOTTE CO-sup.\$915.29; LEAGUE OF NEBR. MUN.-conf. \$368; LINDA CARROLL-reim. mil \$80; MIDWEST LAB.-lab \$73.16; MOMAR-sup.\$214.95; NEBR. PUBLIC POWER DIST.- wholesale power chgs \$29,554.27; NMPP/MEAN-rep.\$896.60; NORM BERGGREN-labor \$51; ORSCHELN FARM & HOME-sup.\$59.15; OVERLAND READY MIXED-gravel\$951.17; PAYROLL less ded. \$20,867.89; PERENNIAL-subtransmission chgs. \$1,824.24; PITNEY BOWES-contract \$264; PLATTE VALLEY COMM.-rep. \$60; RALPH’S GENEVA TIRE-rep.\$73; RAYNOR GARAGE DOORS-rep.\$120; REFUND UTILITY- \$27.78; STATE OF NEBR. DEPT. OF REV.-payroll & sales tax \$4,744.66; STATEWIDE EMS CONF.- conf.\$750; THE NEBR. SIGNAL-pub. \$242.26; U S CELLULAR-ut.\$52.48; U S POST OFFICE-postage \$201; WAL-MART-sup.\$222.13; WEST BROTHERS INC.- sup.\$107.16; WINDSTREAM-ut. \$544.72; YORK WHOLESALE & SUPPLY-sup. \$175.60; Voting aye: Melby, Pfenning, Moses, Slocum and Seggerman. Motion carried.

### **CORRESPONDENCE**

Correspondence reviewed: 1) Letter from Galaxy Cable, Inc. regarding sale of cable television properties and related assets to Zito Midwest LLC on or about August 31, 2010 and requesting a Consent of Assignment be executed- Slocum moved and Melby seconded to authorize the Consent of Assignment from Galaxy Cable Inc. to Zito Midwest LLC. Voting aye: Slocum, Melby, Moses, Pfenning and Seggerman. Motion carried.; 2) Letter from JEO Consulting Group, Inc. regarding a Town Hall meeting to update Fillmore County’s Comprehensive Plan at the Fillmore County Courthouse on July 21<sup>st</sup> at 7:00 p.m.; 3) Information from Fillmore County Planning Commission’s June meeting from Mark Morgan, Fairmont’s representative on the planning commission; 4) Reviewed zoning permits.

### **OLD BUSINESS**

Discussion was held on purchasing the building located at 505 E Street for use of a maintenance shop. Moses moved and Seggerman seconded to convene into executive session at 8:45 p.m. pursuant to Section 84-1410 of the Nebr. State Statue for strategy with respect to real estate purchase of 505 E Street. Chairperson Seggerman restated the reason for the executive session. Voting aye: Moses, Seggerman, Melby, Slocum and Pfenning. Motion carried. Seggerman moved and Moses seconded to reconvene to open session at 9:00 p.m. Voting aye: Seggerman, Moses, Melby, Slocum and Pfenning. Motion carried. Melby moved and Slocum seconded to contact Hafer Appraisal Service to obtain an appraisal for 505 E Street, Fairmont NE. Voting aye: Melby, Slocum, Moses, Slocum and Seggerman. Motion carried.

### **MARSHAL REPORT**

Village Marshal Steve McLeish reviewed his report: Items discussed: 1) Meeting with DEQ on nuisance abatement property; 2) Formal complaint received by concerned citizen.

### **UTILITY SUP. REPORT**

#### *Maintenance Report*

Electric/Maintenance Tech. Terry Ehrisman reviewed work report in Utility Sup. Butch Long’s absence. Items discussed: 1) Fixed chemical pump in Well 931; 2) Change water reading pads; 3) Power Outage; 4) Street sweeping.

#### *Resolution #2010-03- Sale of 1989 Ford ¾ ton flat bed*

Melby moved and Pfenning seconded to pass and adopt Resolution #2010-03 Authorizing the sale of a 1989 Ford ¾ ton flat bed with 5<sup>th</sup> wheel hookup, mileage unknown, by sealed bid at the August 9, 2010 regular board meeting. Minimum bid set at \$500. Voting aye: Melby, Pfenning, Moses, Slocum and Seggerman. Motion carried.

#### *Resolution #2010-04*

Seggerman moved and Melby seconded to pass and adopt Resolution #2010-04 Authorizing sale of a bucket lift attachment, 34’ to bottom of bucket and 12 volt or power take off control by sealed bid at the August 9, 2010 regular board meeting. Minimum bid \$500. Voting aye: Seggerman, Melby, Moses, Slocum and Pfenning. Motion carried.

**CLERK REPORT**

Clerk/Treas. Linda Carroll reviewed the following with the board: 1) Special meeting on July 27<sup>th</sup> for a budget workshop.

**EMPLOYEE EVALUATIONS AND WAGE REVIEW**

Postponed until the special meeting on July 27, 2010

**PAYMENT ARRANGEMENT FORMS**

Melby moved and Slocum seconded to approve Payment Arrangement Form #178. Voting aye: Melby, Slocum, Moses, Pfenning and Seggerman. Motion carried.

**ADJOURNMENT**

Melby moved and Pfenning seconded to adjourn the meeting at 9:53 p.m. Voting aye: Melby, Pfenning, Moses, Slocum and Seggerman. Motion carried.

Next Regular Meeting is scheduled for Monday, August 9, 2010 at 7:00 p.m.

DAVID R SEGGERMAN, CHAIRPERSON

LINDA J. CARROLL, CMC  
CLERK/TREAS.