

# CITY OF HENDERSON

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The regular meeting of the Mayor and City Council of the City of Henderson, Nebraska was held at 7:00 p.m. on February 12, 2019 at City Hall in Henderson, Nebraska. Notice of this meeting was posted at the City Hall and Post Office and published in the February 7, 2019 *Henderson News*.

Mayor Mike Yoder called the meeting to order at 7:00 p.m. Mayor Yoder declared the meeting to be legal and properly advertised with all members having been informed of the nature of the meeting and having received related information. Mayor Yoder also referred to the open meetings law poster at the back of the council chambers.

Roll call showed the following present: Mayor Mike Yoder. Council members: Brian Hiebner, Matt Friesen, and Corbin Tessman. Absent: Stan Friesen. Also present were city employees Matt Holbein and Blake Grimes, Mike Medinger, Wes Peters, John Pothos, Abby Huebert and Rebecca Schultz.

Minutes from the January 8, 2019 meeting were reviewed. Matt Friesen made a motion to accept the minutes as presented. Corbin Tessman seconded. Roll vote: Ayes - Matt Friesen, Corbin Tessman and Brian Hiebner. Absent: Stan Friesen. Motion carried.

Corbin Tessman made a motion to pay the claims as presented. Matt Friesen seconded. Roll vote: Ayes - Corbin Tessman, Matt Friesen and Brian Hiebner. Motion carried.

No building permits were issued in December.

Abby Huebert gave a brief update on the mail boxes on 18<sup>th</sup> Street during public forum.

Mayor Yoder opened the public hearing for the 1&6 Year Street Plan at 7:03.

Reed Miller from Miller and Associates went over the 1&6 Street Plan with the council.

Mayor Yoder closed the public hearing for the 1&6 Year Street Plan at 7:08 as the public that was present did not have any questions regarding the plan.

Corbin Tessman made a motion to approve Resolution 2019-01, a resolution to approve the 1&6 Year Street Plan for 2019 as presented. Brian Hiebner seconded. Roll vote: Ayes - Corbin Tessman, Brian Hiebner and Matt Friesen. Absent: Stan Friesen. Motion carried.

Jason and Kori Lewis presented to the council their case for reimbursement for sewer back up into their basement for the third time within a two year period. The city has since replaced the sewer line and discovered the clean out pipe that was replaced eight years ago was causing an issue and not allowing sewage to flow as needed.

Discussion was had for future sewer backs to consider reimbursement up to \$5,000 on a case-by-case basis.

Matt Friesen made a motion to reimburse Jason and Kori Lewis \$5,000 for the July 2018 sewer back up into their basement. Brian Hiebner seconded. Roll vote: Ayes - Matt Friesen, Brian Hiebner and Corbin Tessman. Absent: Stan Friesen. Motion carried.

Grace Children's Home Executive Director Mark Danielson asked the council to consider a special exception to allow for the habitation and day usage of equine animals within city limits for the purpose of equine-assisted therapy. He further expressed on behalf of Grace Children's Home the intention to purchase the horse arena in the North Industrial Park for the purpose of an equine-assisted therapy center if such special exception is granted.

The council agreed to proceed with necessary notifications for a public hearing for a special exception to allow for the habitation and day usage of equine animals within city limits for equine-assisted therapy and to have the public hearing held at the March meeting. No formal action taken.

The ordinance to modify the municipal code to allow ATVs and UTVs was reviewed. Henderson resident Wes Peters expressed his concern for allowing ATVs and UTVs within city limits.

The council directed the clerk to have the attorney add further restrictions that were discussed and to reconsider the adoption of the ordinance at the March meeting.

The ordinance to modify the municipal code to allow golf carts within city limits was reviewed. The council directed to clerk to have the city attorney modify the municipal code to be for golf carts with the restrictions discussed and not for golf cars.

The discussion of semi-truck parking in residential streets was addressed. The council discussed designating a semi-truck parking area with electricity for truck drivers to park. Henderson resident John Pothos agreed this would be beneficial for him to have a designated place to park his semi-truck.

Matt Friesen made a motion to move forward with the city attorney to modify the municipal code to prohibit residential semi-truck parking except in designated areas. Corbin Tessman seconded. Roll vote: Ayes - Matt Friesen, Corbin Tessman and Brian Hiebner. Absent: Stan Friesen. Motion carried.

Two bids were received for concrete repair on 10<sup>th</sup> Street between Birch Street and Front Street. Friesen Construction submitted a bid in the amount of \$42,000 and Steve Peters submitted a bid in the amount of \$77,000. After discussion, Brian Hiebner made a motion to accept Friesen Construction's bid for \$42,000. Corbin Tessman seconded. Roll vote: Ayes - Brian Hiebner, Corbin Tessman and Matt Friesen. Absent: Stan Friesen. Motion carried.

Reports were given. No formal action taken.

At 8:57 p.m., Corbin Tessman made a motion to convene into executive session for the purpose of land negotiation. Matt Friesen seconded. Roll vote: Ayes - Corbin Tessman, Matt Friesen and Brian Hiebner. Absent: Stan Friesen. Motion carried.

At 9:25 p.m., Brian Hiebner made a motion to reconvene into regular session. Corbin Tessman seconded. Roll vote: Ayes - Brian Hiebner, Corbin Tessman and Matt Friesen. Absent: Stan Friesen. Motion carried. No formal action taken.

At 9:27 p.m., Corbin Tessman made a motion to go into executive session to discuss employment hiring purposes for the maintenance department. Matt Friesen seconded. Roll vote: Corbin Tessman, Matt Friesen and Brian Hiebner. Absent: Stan Friesen. Motion carried. No formal action taken.

Corbin Tessman made a motion to adjourn. Matt Friesen seconded. Roll vote: Ayes - Corbin Tessman, Matt Friesen and Brian Hiebner. Absent: Stan Friesen. Motion carried.

Adjourned at 9:28 p.m.

Mike Yoder, Mayor

Connie Brown, City Clerk