

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 April 13, 2021 at City Hall in Henderson, Nebraska. Notice of this meeting was posted at the City Hall and published in the April 8, 2021 *Henderson News*.

Mayor Don Regier called the meeting to order at 7:00 p.m. Mayor Regier 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 Regier also referred to the open meetings law poster at the back of the council chambers.

Roll call showed the following present: Mayor Don Regier and council members Brian Hiebner and Matt Friesen. Absent: Corbin Tessman and Stan Friesen.

With two council members absent, state statute gives the mayor of a second class the right to vote on a city council action when his or her vote will provide the additional vote required to create a number of votes equal to the majority of the council.

Minutes from the March 9, 2021 meeting were reviewed. Brian Hiebner made a motion to accept the minutes as presented. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

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

Zoning Administrator Blake Grimes gave a report of six approved zoning permits issued including Henderson Health Care Services for facility remodel/addition, Lee Polivka for a fence, Mike Slocum for a fence, Pat Goossen for a shed, Rick Bartek for an egress window and Zach Weir for a fence.

At 7:15 p.m., Mayor Regier opened the public hearing for the annexation of the recently purchased land abutting the southwest section of Henderson city limits. This public hearing notice was published in the *Henderson News* on March 25, 2021.

Mark and Jane Jost were present to request a driveway off of Walnut Street to have access to the middle of their property. Matt Friesen made a motion to allow the driveway request of Mark and Jane Jost. Brian Hiebner seconded. Roll vote: Ayes - Matt Friesen, Brian Hiebner and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

The engineers were in attendance to discuss different sewer options for correcting the sewer line to help prevent the sewer backups that have been occurring at the intersection of Birch Street and 17th Street. The engineers will bring more information at the May meeting.

At 8:04 p.m., Mayor Regier closed the public hearing for the annexation of land.

As no public was in attendance for the testimony in favor of, opposition to, or to ask questions in relation thereto the annexation of the recently purchased land, Brian Hiebner made a motion to authorize and adopt the third and final reading of Ordinance #436, an ordinance to authorize the annexation of real estate to be included within the corporate limits of the City and which land is located contiguous or adjacent to the corporate limits and is urban or suburban in character. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

Brian Hiebner made a motion to approve Nielsen Contracting's pay request in the amount of \$56,305.17 for crack sealing. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

Matt Friesen made a motion to approve the change order of Paulsen's Inc. to reconstruct 10th Street from Maple Street to Oak Street in the amount of \$235,969. Brian Hiebner seconded. Roll vote: Ayes - Matt Friesen, Brian Hiebner and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

Matt Friesen made a motion to authorize the first reading of Ordinance #437, an ordinance proposing an increase of water rates with the meeting of May 11, 2021 being the second reading and the third reading will be June 8, 2021. Brian Hiebner seconded. Roll vote: Matt Friesen, Brian Hiebner and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

Brian Hiebner made a motion to authorize the first reading of Ordinance #438, an ordinance proposing an increase of sewer rates with the meeting of May 11, 2021 being the second reading and the third reading will be June 8, 2021. Matt Friesen. Roll vote: Brian Hiebner, Matt Friesen and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

Matt Friesen made a motion to approve the planning commission recommendation of appointing Mark Pollet as a new planning commission member with a term of 3-years. Brian Hiebner seconded. Roll vote: Ayes - Matt Friesen, Brian Hiebner and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

Brian Hiebner made a motion to adopt a Resolution to recognize May 9 -15, 2021 as National Economic Development Week. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

Brian Hiebner made a motion to adjourn at 9:14 p.m. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Don Regier. Absent: Corbin Tessman and Stan Friesen. Motion carried.

Donald J. Regier, Mayor
Connie Brown, City Clerk