

The regular meeting of the Mayor and City Council of the City of Henderson, Nebraska was held at 7:00 p.m. on October 13, 2020 at City Hall in Henderson, Nebraska. Notice of this meeting was posted at the City Hall and Post Office and published in the October 8, 2020 *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 and Matt Friesen. Absent: Stan Friesen and Corbin Tessman.

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 September 8 and September 16, 2020 meetings were reviewed. Matt Friesen made a motion to accept the minutes as presented. Brian Hiebner seconded. Roll vote: Ayes - Matt Friesen, Brian Hiebner and Mike Yoder. Absent: Stan Friesen and Corbin Tessman. Motion carried.

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

Two building permits were submitted since last meeting. Tom Landmesser for a fence and egress window and Jonathan Smith for a fence. No formal action taken.

At 7:06 p.m., Mayor Mike Yoder opened the public hearing for the 1&6 Year Street Improvement Program. Reed Miller from Miller and Associates went through the list of streets included in the current plan.

At 7:08 p.m., Mayor Yoder closed the 1&6 Year Street Improvement Program public hearing as no public was present to comment on the 1&6 Year Street Improvement Program.

Matt Friesen made a motion to adopt Resolution 2020-08, a resolution adopting the 1&6 Year Street Improvement Program. Brian Hiebner seconded. Roll vote: Ayes - Matt Friesen, Brian Hiebner and Mike Yoder. Absent: Stan Friesen and Corbin Tessman. Motion carried.

Paul Buller was present to discuss Lot 6 in Providence Subdivision. Paul commented he has had three potential buyers approach him in the past year but none have entered into a contract with him. Paul asked if the city council would consider extending the deadline to start building for a year since COVID-19 has increased building material prices. His other offer was to sell Lot 6 back to the city at a decreased price. The council would like to have this on the November 10 agenda so all council members are present to make a decision. No formal action taken.

The council reviewed TL Sund Constructors second pay request for the Restroom Project in the amount of \$146,614.43. Matt Friesen made a motion to approve the second pay request as presented. Brian Hiebner seconded. Roll vote: Ayes - Matt Friesen, Brian Hiebner and Mike Yoder. Absent: Stan Friesen and Corbin Tessman. Motion carried.

Reed Miller explained to the council the Miller and Associates' invoice from the previous month. Brian Hiebner made a motion to release Miller and Associates' check withheld from last month's claims. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Mike Yoder. Absent: Stan Friesen and Corbin Tessman. Motion carried.

The bid opening for armor coating certain streets in town was held earlier in the day. The engineers presented the low bidder as Figgins Construction Company from Red Cloud with an amount of \$57,420 and they would start in the spring of 2021 with a completion date of June 1, 2021. Brian Hiebner made a motion to accept the bid from Figgins Construction Company. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Mike Yoder. Absent: Stan Friesen and Corbin Tessman. Motion carried.

The bid opening for crack sealing certain streets in town was held earlier in the day. The engineers presented the low bidder as Nielsen Contracting from Kearney in the amount of \$295,450.00. After discussion it was decided to have the contractor break down the bid per street and to have this as an agenda item in November. No formal action taken.

The following 2020-21 budget items were reviewed, discussed and approved as follows.

Matt Friesen made a motion to authorize the clerk to approve the purchase a new police vehicle with the

trade-in of the current one up to \$25,000. Mike Yoder seconded. Roll vote: Ayes - Matt Friesen, Mike Yoder and Brian Hiebner. Absent: Stan Friesen and Corbin Tessman. Motion carried.

Brian Hiebner made a motion to replace the 1990 sewer jetter with a 2019 demo sewer jetter from Sewer Equipment Company of America in the amount of \$91,491.71 with payments made over a five year period at an interest rate of 3.58%. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Mike Yoder. Absent: Stan Friesen and Corbin Tessman. Motion carried.

Brian Hiebner made a motion to purchase the locator kit that will work with the sewer camera in the amount of \$4,410 from Subsurface Solutions. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Mike Yoder. Absent: Stan Friesen and Corbin Tessman. Motion carried.

Matt Friesen made a motion to approve the purchase of a V-Plow for the Case Payloader for \$20,000. Mike Yoder seconded. Roll vote: Ayes - Matt Friesen, Mike Yoder and Brian Hiebner. Absent: Stan Friesen and Corbin Tessman. Motion carried.

Brian Hiebner made a motion to purchase an 8' snowblade for the Bobcat from York Equipment in the amount of \$2,400. Matt Friesen seconded. Roll vote: Ayes - Brian Hiebner, Matt Friesen and Mike Yoder. Absent: Stan Friesen and Corbin Tessman. Motion carried.

Brian Hiebner made a motion to replace existing park benches in the Lakeview Park with new park benches to match the donated park bench south of the lake. Mike Yoder seconded. Roll vote: Ayes - Brian Hiebner, Mike Yoder and Matt Friesen. Absent: Stan Friesen and Corbin Tessman. Motion carried.

Keith Marvin of Marvin Planning to be at the November meeting to discuss the new subdivision options for blight and substandard and for Tax Increment Financing options.

The new property owners of Lot 4 in the Providence Subdivision have requested a culvert to be place on the north side of the lot. The clerk has discussed this with the County Roads Department Superintendent and he will work with the property owners.

Reports were given. No formal action taken.

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

Mike Yoder, Mayor
Connie Brown, City Clerk