

The regular meeting of the Mayor and City Council of the City of Henderson, Nebraska was held at 7:00 p.m. on October 11, 2022 at City Hall in Henderson, Nebraska. Notice of this meeting was posted at City Hall and published in the October 6, 2022 *Henderson News*.

Acting Mayor Corbin Tessman called the meeting to order at 7:00 p.m. Acting Mayor Tessman 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. Acting Mayor Tessman referred to the open meetings law poster at the back of the council chambers.

Roll call showed the following present: Corbin Tessman, Mike Wall and Stan Friesen. Absent: Mayor Don Regier. Due to the resignation of Council Member Brian Hiebner at the September meeting, his council position is currently vacant.

Minutes from the September 13 and September 28, 2022 meetings were reviewed. Mike Wall made a motion to accept the minutes as presented. Stan Friesen seconded. Roll vote: Ayes - Mike Wall, Stan Friesen and Corbin Tessman. Motion carried.

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

There were six building permits to report since the previous meeting. Mike Windle for a 30' x 36' building; Melvah Emerson for a pergola; Jon Ruybalid for a fence; Russ Regier for an egress window and underground shelter; Justin Nelson for a fence; and Mainstay Communications for a 25' x 50' office addition.

There was no public present for the public forum.

Mike Wall made a motion to accept the resignation letter of Don Regier as mayor and declared the vacancy of the mayor position. Stan Friesen seconded. Roll vote: Ayes - Mike Wall, Stan Friesen and Corbin Tessman. Motion carried.

With the declaration of the vacancy of the mayor position, the council president is designated as the mayor. City Clerk, Connie Brown, administered the oath of office to Council President Corbin Tessman as the mayor. With two council positions vacant, 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.

Mike Wall made a motion to elect Stan Friesen to fulfill the vacancy of council president due to mayor designation of Corbin Tessman. Stan Friesen seconded. Roll vote: Ayes - Mike Wall, Stan Friesen and Corbin Tessman. Motion carried.

Appointments to fulfill Brian Hiebner and Corbin Tessman's remaining council terms will be made at a future meeting.

Mike Wall introduced Ordinance #447, an ordinance to authorize the issuance of General Obligation Bond Anticipation Notes, Series 2022, in an amount NOT TO EXCEED \$470,000, for the purpose of providing interim financing for Street Improvement Districts Nos 2022-01 through 2022-06. Stan Friesen seconded. Roll vote: Ayes - Mike Wall, Stan Friesen and Corbin Tessman. Motion carried.

Stan Friesen made a motion to adopt Ordinance #447, an ordinance to authorize the issuance of General Obligation Bond Anticipation Notes, Series 2022, in an amount NOT TO EXCEED \$470,000, for the purpose of providing interim financing for Street Improvement Districts Nos 2022-01 through 2022-06 and to waive the three readings on three different days. Mike Wall seconded. Roll vote: Ayes - Stan Friesen, Mike Wall and Corbin Tessman. Motion carried.

Mike Wall made a motion to accept Change Order #2 from Diamond Engineering to allow Black Hills Energy to relocate gas lines in the Spring of 2023 at Black Hills Energy's expense, move storm sewer inside curb line and allow a one-month extension of contract time for the 2022 Street Construction Project. Stan Friesen seconded. Roll vote: Ayes - Mike Wall, Stan Friesen and Corbin Tessman. Motion carried.

Mike Wall made a motion to hire Ric Ortmeier, CPA for the annual audit of financial statements for the year ending September 30, 2022, in the amount of \$10,700. Stan Friesen seconded. Roll vote: Ayes - Mike Wall, Stan Friesen and Corbin Tessman. Motion carried.

Stan Friesen made a motion to accept the gifting of property from the Glen Quiring family located at 1141 N. Main Street with the assessed value of property at \$21,897. Mike Wall seconded. Roll vote: Ayes - Stan Friesen, Mike Wall and Corbin Tessman. Motion carried.

After reviewing Miller and Associates' report on the Henderson Aquatic Center, Stan Friesen made a motion to have soil sampling performed under the pool decks, to solicit bids for caulking the deck and to have valves checked. Mike Wall seconded. Roll vote: Ayes - Stan Friesen, Mike Wall and Corbin Tessman. Motion carried.

Stan Friesen made a motion to approve the following budget items: Hydro Excavator Vacuum for \$69,385; Hydro Buddy Valve Exerciser for \$6,000; Hustler mower for \$12,000; Airless Paint Striper for \$14,149; Main Street Christmas decorations for \$8,000; two additional security cameras for \$3,750 and additional tree removal in parks for \$6,000. Mike Wall seconded. Roll vote: Ayes - Stan Friesen, Mike Wall and Corbin Tessman. Motion carried.

Stan Friesen made a motion to approve the additional 3% salary increase for job performance on the full-time employees based on the previous Mayor's recommendation. Mike Wall seconded. Roll vote: Ayes - Stan Friesen, Mike Wall and Corbin Tessman. Motion carried. Salaries are as follows: Chief of Police \$67,753; Clerk/Treasurer \$65,455; Utility Supervisor \$63,716 and Utility Assistant \$50,794.

Reports were given. No formal action taken.

Stan Friesen made a motion to adjourn. Mike Wall seconded. Roll vote: Ayes - Stan Friesen, Mike Wall and Corbin Tessman. Motion carried.

Corbin Tessman, Mayor
Connie Brown, City Clerk