

**MINUTES**  
**ALBION CITY COUNCIL**  
**REGULAR MEETING**  
**TUESDAY, MAY 12, 2020**

A Regular Meeting of the Albion City Council of the City of Albion, Nebraska was convened in open and public session at 7:30 p.m. on May 12, 2020 at Albion City Hall, 420 West Market St., Albion, NE. Present were: Mayor James C. Jarecki, Council Members Walt Hoefer, Marcus Johnson, Jon Porter, and Chris Kohtz. City staff present were: City Administrator Andrew Devine, Water Commissioner Ron Morearty, Public Works Maintenance Operator Aaron Allgood, and Officer Mike Mapel. City Attorney Darren Wright, Building Inspector Warren Myers, Sewer Commissioner Joe Luettel, and Deputy City Clerk Sharon Ketteler attended via teleconference as authorized by Executive Order 20-03.

Notice of this meeting along with the agenda was simultaneously given in advance to all members of the Board. Notice of this meeting was given in advance by publication, a designated method for giving notice; a copy of proof of publication is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The meeting was recorded using an audio recording device and such recording is available for inspection at the office of the City Clerk.

**MAYOR'S COMMENTS**

Mayor Jarecki informed the public about the location of the current copy of the Open Meetings Act and Executive Order 20-03 posted in the Council Chambers.

**2. CONSIDER MINUTES OF THE APRIL 14, 2020 CITY COUNCIL MEETING FOR APPROVAL**

Councilman Porter made a motion to approve the minutes of the April 14, 2020 City Council meeting; second by Kohtz.

**Vote: Yeas; Porter, Hoefer, Kohtz, Johnson. Nays; None.**

**3. CONSIDER ORDINANCE NO. 285(20) VACATING FULLER STREET BETWEEN 7<sup>TH</sup> AND 8<sup>TH</sup> STREETS AS WELL AS ALL OF THE ALLEY LOCATED IN BLOCK 5 OF THE SOUTH FAIRVIEW ADDITION, CITY OF ALBION, BOONE COUNTY, NEBRASKA**

Council members reviewed the ordinance. Clerk Devine commented these requests of vacation have already been voted on and approved. This ordinance is formal action to complete the vacations. City Attorney Wright reviewed Section 3 of the ordinance, which pertains to utility easement rights. Discussion ensued.

Councilman Johnson made a motion to introduce Ordinance 285(20). Mayor Jarecki instructed Clerk Devine to read the ordinance for the first time. Councilman Johnson made a motion to suspend the statutory rule requiring reading of the ordinance on three different days, second by Kohtz. **Vote: Yeas; Hoefer, Johnson, Porter, Kohtz. Nays; None.** Mayor Jarecki instructed Clerk Devine to read Ordinance 285(20) by title for the second and third time. Councilman Johnson made a motion to approve all readings and for final passage and adoption of Ordinance 285(20), second by Porter. Councilman Hoefer called the question. Mayor Jarecki declared Ordinance 285(20) having been read by title three different times, the rules have been suspended, the question is "Shall Ordinance 285(20) finally pass?"

**Vote: Yeas; Porter, Kohtz, Hoefer, Johnson. Nays; None.**

**4. CONSIDER ORDINANCE NO. 286(20) CONVEYING REAL ESTATE TO BOONE COUNTY AND THE BOONE COUNTY HEALTH CENTER**

Council members reviewed the ordinance. Clerk Devine stated this ordinance formalizes the transaction of a previous real estate sales agreement.

Councilman Johnson made a motion to introduce Ordinance 286(20). Mayor Jarecki instructed Clerk Devine to read the ordinance for the first time. Councilman Porter made a motion to suspend the statutory rule requiring reading of the ordinance on three different days, second by Kohtz. **Vote: Yeas; Porter, Kohtz, Hoefer, Johnson. Nays; None.** Mayor Jarecki instructed Clerk Devine to read Ordinance 286(20) by title for the second and third time. Councilman Johnson made a motion to approve all readings and for final passage and adoption of Ordinance 286(20), second by Porter. Councilman Hoefer called the question. Mayor Jarecki declared Ordinance 286(20) having been read by title three different times, the rules have been suspended, the question is “Shall Ordinance 286(20) finally pass?” **Vote: Yeas; Kohtz, Johnson, Hoefer, Porter. Nays; None.**

**5. CONSIDER SUBDIVISION DEVELOPMENT AGREEMENT WITH BOONE BEGINNINGS FOR THE BOONE BEGINNINGS ADDITION TO THE CITY OF ALBION, BOONE COUNTY, NEBRASKA**

Andy Roberts spoke on behalf of Boone Beginnings; updating the council on the project. Mr. Roberts reviewed the agreement, which is asking the City to contribute to the cost of infrastructure for water and sewer lines to the development. Clerk Devine stated that in anticipation of this request, the City has money budgeted for this project. Before committing to the agreement, the City would like to have a reasonable cost estimate.

Councilman Kohtz made a motion to table action on the Subdivision Development Agreement with Boone Beginnings until the June 9, 2020 City Council meeting; second by Johnson. **Vote: Yeas; Porter, Hoefer, Johnson, Kohtz. Nays; None.**

**6. ACKNOWLEDGEMENT OF RECEIPT OF THE CITY ADMINISTRATOR REPORT TO THE CITY COUNCIL REGARDING THE STATUS OF VARIOUS CITY DEPARTMENTS, CITY ACTIVITIES, AND CITY FINANCIAL REPORTS**

Administrator Devine had previously provided a report for council review. Devine added that in regard to Covid-19, the Governor announced yesterday that with some restrictions, organized youth sports practices are allowed beginning June 1<sup>st</sup>; and games June 18<sup>th</sup>. Devine also added that Beckenhauer Construction contacted him today inquiring on possible rental of grass space from the City for their equipment during construction of the hospital project. It was too late to get on the May agenda, so Devine will find out if they wish to be on next month’s agenda.  
**No action taken.**

**7. CONSIDER BILLS FOR APPROVAL**

- CONSIDER MONTHLY BILLS FOR APPROVAL

Councilman Porter made a motion to approve the monthly bills except for bill from Speed Drain & Piping Rehab, second by Johnson.

**Vote: Yeas; Johnson, Kohtz, Porter, Hoefer. Nays; None.**

- CONSIDER BILL FROM SPEED DRAIN & PIPING REHAB

Councilman Kohtz made a motion to approve bill from Speed Drain & Piping Rehab in the amount of \$1,100.00; second by Johnson.

**Vote: Yeas; Hoefer, Johnson, Kohtz. Nays; None. Abstain; Porter.**

**8. CONSIDER MAYORAL APPOINTMENT TO THE PUBLIC WORKS COORDINATOR POSITION**

Mayor Jarecki announced the appointment of Aaron Allgood to the position of Public Works Coordinator.

At 8:22 p.m. Councilman Porter made a motion to enter into executive session to discuss personnel matters, second by Hoefer.

**Vote: Yeas; Johnson, Hoefer, Kohtz, Porter. Nays; None.**

At 8:39 p.m. Councilman Kohtz made a motion to exit executive session, second by Johnson. **Vote: Yeas; Porter, Hoefer, Johnson, Kohtz. Nays; None.**

Councilman Hoefer made a motion to approve appointment of Aaron Allgood to the Public Works Coordinator position, second by Kohtz.

**Vote: Yeas; Kohtz, Johnson, Hoefer. Nays; Porter.**

**9. CONSIDER EMPLOYEE EVALUATIONS FOR APPROVAL**

Councilman Hoefer made a motion to approve employee evaluations and step raises for Ron Morearty and Brent Lipker, second by Porter.

**Vote: Yeas; Kohtz, Johnson, Hoefer, Porter. Nays; None.**

**10. ITEMS TO BE PUT ON NEXT MEETING AGENDA**

**Next Regular Meeting: June 9, 2020 at 7:30 p.m.**

- Subdivison Agreement for Boone Beginnings

**11. ADJOURN**

At 8:42 p.m. Council Member Porter made a motion to adjourn the meeting, second by Johnson.

**Vote: Yeas; Kohtz, Porter, Johnson, Hoefer. Nays; None.**

**MINUTES – ALBION CITY COUNCIL – REGULAR MEETING MAY 12, 2020**

I the undersigned Clerk hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council; that all subjects included in the foregoing proceedings were contained in the Agenda for the meeting, kept continually current and available for inspection at the office of the Clerk; that such subjects were contained in said Agenda for at least 24 hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for the examination and copying of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification of meetings of said body were provided advance notification of the time and place of said meeting and subjects to be discussed at said meeting.

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James Jarecki, Mayor

ATTEST:

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Sharon Ketteler, Deputy Clerk