

PUBLIC HEARING

February 11, 2020

Mayor Smith opened the hearing at 7 p.m.. Present were: Mayor Smith, Council members Grove, Lewis, Stanzel, Ueckert.

Proof of Posting was on the council table.

Mayor Smith noted the location of the open meetings act & stated those wishing to address public hearing items are asked to come to the podium, state name & address for the record.

AMENDMENTS TO ZONING REGULATIONS

Mayor Smith opened the hearing at 7 p.m. for public input & comment on the Planning Commission recommendation to amend sections 5.06, Residential Living; 5.07.06, Height & Lot requirements in Transitional Agriculture zoning; 5.10.06 - Lot coverage in R-2 ,Medium/High Density Residential District; 7.06, Off-Street Parking Design Criteria and to add 7.02.21, Recreational Vehicles, Trailers & Equipment to the adopted zoning regulations.

Building Official Michael Burns addressed each of the amendments. 5.06 to remove an "s" making single-family dwelling singular; 5.07.06 – revert to previous codes governing height & lot requirements in Transitional Ag; 5.10.06 – revert to previous code governing height & minimum lot requirements in R-2 zoning; 7.06 – regulating off-street parking design criteria regulating length and width of parking stalls; 7.02.21 to add a section outlining parking requirements for recreational vehicles, trailers or equipment.

There were no additional comments or questions.

The hearing was closed & adjourned at 7:02 p.m.

MINUTES

February 11, 2020

Mayor Smith called the meeting to order at 7:02 p.m. Present were mayor Smith; council members Grove, Lewis, Stanzel, Ueckert, city attorney Andrea Griffin, city clerk Suhr.

Mayor Smith noted the location of the open meetings act, & stated one copy of all reproducible written material to be discussed at this meeting is available for examination or copying.

Council President Mike Stanzel led the Pledge of Allegiance.

Proof of publication was on the council desk.

Visitors and Correspondence –The Mayor invited anyone present who wished to address an agenda item and is not on the agenda to come forward at this time, noting they will have three minutes to speak.

A Proclamation designating February as Flood Awareness Month was posted on the north wall of the Council Chamber.

The Mayor read a thank you note from the post-prom committee for the pool party pass donation.

Tristan Nelson gave an update on the marathon to be held April 25. Traffic control will be conducted by Douglas County Sheriff's officers & Douglas County REACT members. Yard signs will be installed one week in advance of the event, Douglas County West School will send a mass mailing. Marquee signs will be placed along the route on Pacific, Dodge & Maple Streets. United Faith & Valley City Park will be designated for parking. Officers will escort residents at subdivision entrances. To date, 296 participants have signed up.

Stanzel moved to approve the agenda. Grove seconded. All in favor, motion carried.

Stanzel moved to approve the consent agenda. Ueckert seconded. All in favor, motion carried. Items on the consent agenda were to accept 1/14/20 minutes, treasurer's report, December payroll \$94,444.79/IRA \$1,487.11, January Keno receipts \$3,020.31, 1/7 Library, 1/15 Cemetery & 1/21 Planning Commission minutes, January library statistics & PeopleService, Inc., report. Re-appoint Mark Conrey to a 3-year term on the Planning Commission. Recommend approval of Special Designated License application of Twin Rivers YMCA for dinner & auction fundraiser to be held April 18, 2020 from 5 to 10 p.m. at 6100 Twin Rivers Circle. Approve bills paid during the month & bills & additional bills presented for payment. **Supplies:** Ace/Outdoor 502.04; Ace Hardware 11.45; Amazon 727.92; Bellaire Nursery 3000.00; Bomgaars 119.98; Cornhusker International 20.44; Core & Main 561.00; Dinkel Imp.713.47; Fastenal 138.09; Host 79.40; John Deere Financial 369.38; Jones Auto. 535.62; Kirby Auto 490.28; Lowes 706.87; Menards 1003.26; Mastercard 186.16; Midwest Sales 562.00; Omaha Pneumatics 573.88; OfficeNet 654.47; USPS 374.32; Wex 1799.27; **Services:** Andersen Plumbing 1879.61; Aflac 991.71; Advanced H & A 5948.88; Black Hills 1221.94; Cox 1056.12; Gworks 3625.00; DC Env 606.06; DC Gazette 193.15; Electronic Eng 14155.00; Evoqua 15072.26; Everett's 333.30; Farmer Brown's 50.00; J Farnham 4550.00; FNB 5962.50; FSB 5962.50; FNB 4383.59; Fremont Util 34460.10; Insight Pub. Safety 600.00; IIMC 280.00; Judds Bros. 26145.00; Lanoha 71178.41; Mallard 79398.54; NLOM 1131.00; Linc Finan 674.61; Matzen 799.90; Marvin Planning 400.00; NTO 236.00; NRWA 200.00; NE Support 864.03; NE Clerk's Institute 223.00; NE Revenue 723.14; O & P 24027.27; OPPD 11931.02; PeopleService 22081.00; Pap San 101.33; Terracon 1161.50; Verizon 271.64; Widhelm 1357.50; **Reimburse/Refund:**Trademark750.00;Childers/Christenson/Hock/Frost/Moore/Winters/Toy/KJG/Jensen 150.00 each **Taxes:** Fed 6128.63; NE 2430.09.

Council member Stanzel moved to suspend the rules for consideration of Ordinance No.733 entitled: AN ORDINANCE OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA TO AMEND EXISTING SECTIONS OF VALLEY ZONING REGULATIONS RELATING TO ARTICLE 5, ZONING MATRIX CHART, TRANSITIONAL AGRICULTURAL DISTRICT, R-2 MEDIUM/HIGH DENSITY RESIDENTIAL DISTRICT AND ARTICLE 7 PARKING REQUIREMENTS; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, PROVIDING FOR A SEVERABILITY CLAUSE, AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH. Grove seconded. All in favor, motion carried.

Council member Ueckert moved for final passage. Stanzel seconded. All in favor, motion carried. A true, correct & complete copy is on file at city hall.

Council member Grove moved to suspend the rules for consideration of Ordinance No.734 entitled: AN ORDINANCE REPEALING SECTION 3-118 OF THE VALLEY MUNICIPAL CODE. AN ORDINANCE PROVIDING FOR THE SPEED LIMIT OF MOTOR VEHICLES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH. Ueckert seconded. All in favor, motion carried

Council member Stanzel moved for final passage. Grove seconded. All in favor, motion carried. A true, correct & complete copy is on file at city hall.

Grove introduced, read & moved for passage of Resolution No. 2020-06 to place signs regulating speed on South Center Street between Gardiner & Meigs. Ueckert seconded. All in favor, motion carried. A true, correct & complete copy is on file at city hall.

Two fireworks applications were received. Gary Wasserburger reported he has received verbal permission from the property owner to park the trailer on the vacant lot to the north of the proposed Legion stand.

Grove introduced, read & moved for passage of Resolution No. 2020-07 to approve the application of American Legion Post #58 to operate a fireworks stand at 6080 North 261st Circle from June 24 through July 5, 2020. Lewis seconded. All in favor, motion carried. A true, correct & complete copy is on file at city hall.

Council member Ueckert reminded those present there is a new State Fire Marshall.

Lewis introduced, read & moved for passage of Resolution No. 2020-08 to approve the application of Valley Days Foundation to operate a fireworks stand at 6085 North 261st Circle from June 24 through July 5, 2020. Stanzel seconded. Lewis, Stanzel & Ueckert voted YES. NO; no one, ABSTAIN: Grove, motion carried. A true, correct & complete copy is on file at city hall.

Stanzel moved to set the mileage reimbursement rate at 57.5¢ per mile as set by the Internal Revenue Service. Grove seconded. All in favor, motion carried.

Ueckert moved to accept the certification of the 16 building permits issued in Bluewater Subdivision between January 1 & December 31, 2019. Grove seconded. All in favor, motion carried.

A request to amend the control of excessive noise to include Saturday & Sunday hours was discussed. Lewis noted the trucks were hauling dirt at 6:30 a.m. on a Saturday morning. She received six calls from parents whose children were wakened. De-watering noise, talking to the developer, definition of heavy machinery, trucks driving on East Condron Street & researching Bennington & Gretna ordinances were discussed. The matter was referred to the city attorney to research for the March meeting.

City Engineer – a. Flatwater Phase 1 update – Greg Perry reported work is ongoing to complete the lift station & the administrative plat is being finalized.

b. 2019 Flood Recovery/Gardiner Street Stormwater pumping station – Jim Olmsted reported the existing buildings & equipment have been demolished. A cut has been made & steel plates installed over the opening through Gardiner Street for de-watering hoses. He recommended council approve Judds Brothers Construction pay request.

Grove introduced, read & moved for passage of Resolution No. 2020-09, to approve Judds Brother pay application #1, \$26,145.00 for work completed to date. Lewis seconded. All in favor, motion carried. A true, correct & complete copy is on file at city hall.

c. Flatwater Phase 2 & 3 – Greg Perry reported the bids will be opened March 5.

d. Country Aire 2 – The engineer stated the finances are in order & just waiting for signatures. He recommended council award the contracts for paving & utilities installation.

Council member Stanzel moved to award the bid for Country Aire 2 Utilities contract #1 to Compass Utility LLC for \$597,849.69 and to award the bid for Country Aire 2 Paving contract #2 to Steve Harris Construction, Inc. for \$459,727.23. Grove seconded. Stanzel, Ueckert and Grove voted YES. Lewis voted NO. motion carried.

Council member Ueckert asked why the developers did not attend council meetings and make their presentations in person.

Council member Lewis requested that neighboring homeowners be notified when dewatering begins in Country Aire 2.

e. Other Updates/Miscellaneous – 1. 2019 Flood Recovery ballfield restoration project – The engineer is working on a design document. Bids will be opened March 10.

2. 2019 Flood Recovery Valmont Lift Station project – The project has been downsized & redesigned. It will be elevated & floodproofed.

3. 2019 Flood Recovery Front Street Pavement reconstruction – There will be no FEMA funding for the project. It is scheduled to begin in the spring & is in the 1 & 6 Year Street Plan. There was discussion about doing both Meigs Street, which was budgeted & Front Street, which was not budgeted, however; the engineering, advertising, bid opening & contract has been awarded for Front Street & it would be a waste of money not to complete the project.

4. Timber Shores SID drainage – Greg Perry reported some work has been done, tree removal, hopefully the culvert will be replaced this weekend.

Other items – A proposed development located near the Highway 275 / Maple Street intersection; proposed apartments by Dollar General is moving forward & there is no news on the Werner property.

City Attorney – Andrea Griffin reported that in addition to Country Aire that was covered earlier in the meeting, Mr. Hampton is working through financing for Flatwater and she has taken note, he needs to address council. Two letters were sent for ordinance violations, one has been resolved & the other will expire 2/27.

Mayor's Report – Planning Commission meets 2/18 at 4:30; Valley Days meeting is 2/18 at 6 p.m.; BBQ meeting is 2/20 at 4.; League Midwinter Conference is 2/24 & 25 in Lincoln; Valley Shores Assessments – Received \$5,000.11 with January property taxes; FEMA payment \$27081.19 received for 2 projects completed to date; FEMA will only pay for televising the sewer main where it is broken, however; we are submitting a project for reimbursement of fees to Fremont due to flooding infiltration; Received notice that funding for meter MXU's replacement has been approved; meeting with Whitney Shipley of Douglas County Emergency Management Agency 2/19. @ 2 p.m.; Water Plant & Tower Inspection conducted by NDHHS last week went very well. As part of the National Flood Insurance Program Community Rating System, FEMA now requires we have a current Hazard Mitigation Plan in place to be eligible for funding. The current plan expires June 2021, & Papio-Missouri River NRD is the

coordinating agency for updating the Multi-Hazard Mitigation Plan. Meeting with insurance agent tomorrow morning to review values.

The meeting was adjourned at 7:55 p.m.

Mayor Carroll L. Smith

City Clerk Joan Suhr

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