

The Council met in regular session and in compliance with agenda posted at City Hall, Post Office and First Bank of Nebraska with each Council member being notified of agenda prior to the meeting. The meeting was called to order by Mayor Loren Lindahl at 7:00 p.m. and opened with the Pledge of Allegiance. The Mayor informed the public of the location of posting of the Open Meetings Law. Roll call was taken with the following Council members present: Mike Lawver, Greg Kavan, Gerry Tyler, Stuart Krejci, Jim Svoboda, and Kevin Dunbar. Absent: none.

The Mayor removed item 4, appointment to the Wahoo Airport Authority, from the consent agenda.

A motion was made by Svoboda, seconded by Kavan, to approve the following items listed on the consent agenda:

1. Minutes of the January 22, 2015 meeting of the Mayor and Council
2. Minutes of February 5, 2015 meeting of Planning Commission
3. The following licenses: Plumbers: Jason Fritz, Finish Line Plumbing. HVAC: Jason Fritz, Finish Line Plumbing; Reginald P. Bosn, Krauter-Bosn Service Co. Electricians: Ryan J. Hall, RH All Electric LLC.

Roll call vote: Svoboda, yes; Kavan, yes; Lawver, yes; Tyler, yes; Krejci, yes; and Dunbar, yes. Absent and not voting: none. Motion carried.

Chief Jackson presented the Police Department's annual report. He reported Officer Dale Weis was presented the George Beadle award from the Wahoo Chamber, and security upgrades for the department computers have been installed. Denise Lawver reported a roof leak at the library. Beavers reported variance applications have been filed and Board of Adjustment hearings are scheduled for February 17, 2015. Jansa thanked the Utility Department for their assistance with snow removal. The Council thanked the Street Department for their snow removal efforts. Harrell reported the Airport Authority is working on revision of their minimum standards for flight instruction; Shawn Koranda attended the airport conference in Kearney. Final numbers for the library water damage claim have been submitted to insurance. FEMA hosted a meeting regarding changes to floodplain maps, and no members of the public attended. Council members asked that the proposed map changes be linked through the City's web site. Lausterer reported the title search on the property at 11th and Linden has been conducted, and his office has conducted some research on tower issues.

Erinn Blaske, Rescue Captain of the Wahoo Rescue Squad introduced Dean Cole of DHHS, who explained an upcoming mini-assessment of the fire department and emergency medical response procedures. This evaluation will review processes, business plan, and the department's relationship with other agencies and resources, to help improve their operation. The WVFD currently responds to over 500 calls a year, of which over 100 were patient transports.

Harrell presented a history of the City Hall remodel project, which began in 2000 with the library construction project. At that time a plan was developed for remodeling and reconfiguring the spaces, however that plan was not followed. Priorities, funding, and costs have changed. In order to move the remodel process forward, this was referred to the General Committee (Svoboda, Kavan, and Tyler) to discuss a plan.

Beavers requested that second reading of Ordinance 2173, requiring a drainage plan for commercial development, be tabled at this time. He has been checking with other communities to get more information. For now, drainage concerns will be handled through the review process prior to issuing a

building permit. Motion was made by Kavan, seconded by Lawver, to table further action on Ordinance 2173 at the request of the Building Inspector/Zoning Administrator. Roll call vote: Kavan, yes; Lawver, yes; Tyler, yes; Dunbar, yes; Svoboda, yes; and Krejci, yes. Absent and not voting: none. Motion carried.

Beavers has been researching other communities' tower regulations, and the Planning Commission recommended revising to be similar to Lincoln's rules. Lausterer reported Verizon proposes to replace the tower located at the Windstream building on Broadway Street, which is not allowed under current regulations. This would require a variance, or amendment of zoning regulations as to setbacks.

Joe Coyle, Pyramid Network Solutions, LLC, appeared to answer questions. Process for their project would require drafting terms for a possible lease, as well as deciding whether tower rules should be changed, a waiver granted, or if a variance would be needed to proceed. A motion was made by Kavan, seconded by Krejci, to authorize City staff to start work on lease terms. Roll call vote: Kavan, yes; Krejci, yes; Dunbar, yes; Svoboda, yes; Tyler, yes; and Lawver, no. Absent and not voting: none. Motion carried.

Lawver reported the Street Committee met and recommended discontinuing the recycling bins located next to Wahoo Super due to the cost and the ongoing abuse of the service by the public, but requested that notice be posted to warn the public of the date this will occur. A motion was made by Kavan, seconded by Lawver, to remove the recycling containers on or after March 31, 2015. Roll call vote: Kavan, yes; Lawver, yes; Tyler, yes; Dunbar, yes; Krejci, yes; and Svoboda, yes. Absent and not voting: none. Motion carried.

Kal Lausterer and Suzanne Nelson of Region V advised they will watch how this affects their program over the next couple of months. A suggestion was made to educate the public through flyers in the utility bills of recycling options through Region V and curbside recycling through Waste Connections, and put information in the newspaper. It was suggested the City thank Wahoo Super for their cooperation and patience over the years.

Revised Cemetery fees were reviewed. Council member Svoboda moved that the grave open/close fee for cremations be \$250 and introduced the following resolution, **Resolution 2015-01**, and moved for its approval, seconded by Lawver,

“WHEREAS, TITLE IX, GENERAL REGULATIONS, Chapter 92: Cemeteries of the Wahoo Municipal Code, pertains to the operation and maintenance of the cemeteries of the City of Wahoo, Nebraska, and,

WHEREAS, the City of Wahoo, Nebraska, maintains three (3) cemeteries designated as follows:

- a. Wahoo Cemetery (Greenwood Cemetery);
 - b. K of H Cemetery (Sunrise Cemetery);
 - c. Sunrise North Cemetery (Sunrise North Cemetery),
- and,

WHEREAS, Section 92.01 of Chapter 92 of Article IX of the Wahoo Municipal Code specifies that all rules and regulations for the operation of the cemeteries shall be adopted by the City Council of the City of Wahoo, Nebraska, for the efficient operation of the cemeteries, and,

WHEREAS, it is the desire of the Mayor and Council of the City of Wahoo, Nebraska, to establish rules and regulations for the efficient operation of the cemeteries, to include fees and costs for various activities and items for said cemeteries, and,

WHEREAS, prior hereto, the Mayor and Council of the City of Wahoo, Nebraska, have adopted one or more Resolutions pertaining to rules and regulations for the

efficient operation of said cemeteries, to include fees and costs for various activities and items for said cemeteries, and,

WHEREAS, it is the desire of the Mayor and Council of the City of Wahoo, Nebraska, to amend and revise said rules and regulations and to substitute therefore new rules and regulations, including fees and costs, as set forth within this Resolution,

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, as follows:

1. That the findings here and above made should be and are hereby incorporated herein by reference as fully as if set out at length herein.
2. That all persons desiring to bury a deceased person, or disinter a dead body, within the cemeteries of the City of Wahoo, Nebraska, shall be required to comply with all applicable Statutes of the State of Nebraska pertaining thereto and all Ordinances and Rules and Regulations of the City of Wahoo, Nebraska, pertaining thereto.
3. That the following shall be the fees and costs for the various activities and items noted therein:

A. Grave Spaces

K of H Cemetery (Sunrise Cemetery)	\$300.00 per space
Sunrise North Cemetery (Sunrise North Cemetery)	\$300.00 per space
Wahoo Cemetery (Greenwood Cemetery)	\$300.00 per space
K of H Cemetery (Sunrise Cemetery), Babyland	\$100.00 per space
Wahoo Cemetery (Greenwood Cemetery)	
Potter's Field	\$100.00 per space

B. Grave Opening and Closing Fees

Graves for children under five years of age	\$200.00 per grave
All graves for persons over five years of age	\$450.00 per grave
Crematory Urns	\$250.00 per grave
In the event a grave is opened or closed on Saturday, Sunday or a City Holiday, an additional fee will be charged in the amount of	\$200.00 per grave

C. Disinterment Fees

Urn	\$300.00 per grave
Baby Grave (Under 5 years of age)	\$300.00 per grave
Adult Grave	\$800.00 per grave

D. Foundations

Foundations, unless otherwise listed	(\$.40) per square inch
Foundations for double monuments	\$30 plus \$.40 per square inch
Foundations for vases	\$50.00 per vase
Foundations for Veteran's markers	\$75.00 each
Cement urn pads for cement urns	\$30.00 per pad

4. That the following shall be the rules and regulations for all cemeteries of the City of Wahoo, Nebraska:

A. Grave Opening and Closing

1. The City shall open and close all adult graves, baby graves, and crematory urn spaces.

B. Disinterment

1. Movement from one site to another within the City's cemeteries will mean the incurring of both disinterment costs and opening costs.
2. Moving of the vault will be done by vault company.

C. Foundations

1. The City shall set all foundations for cemetery markers for the monument companies.
2. The minimum size of a foundation for a vase is 12" X 12" X 10".
3. Foundations for vases must be concrete.
4. The foundations will be poured so that there will be a minimum of a 4" wash from all sides of a monument.
5. Cement urn pads for cement urns must have a minimum size of 12" X 12" X 4"

D. Markers

1. Maximum height for personal or private cemetery markers in K of H Cemetery (Sunrise Cemetery) and Sunrise North Cemetery (Sunrise North Cemetery) shall be three feet including foundation.
2. All markers in Babyland located in K of H Cemetery (Sunrise Cemetery) shall be flush with ground level and shall not be larger than 8" X 16".
3. All markers that have been set will be inspected by City personnel only.
4. Organizational and/or commemorative markers shall be considered on a case-by-case basis by the Streets and Cemetery Committee of the City Council.

E. Mausoleums

1. No mausoleums shall be allowed in the City's cemeteries except in Block 14, Third Addition to K of H Cemetery (Sunrise Cemetery).

F. Decoration and ornamentation of graves

1. New graves may be decorated with floral sprays and arrangements immediately following interment. The City will remove the decorations one week following interment, or before if the decorations become unsightly.
2. No plantings shall be permitted on graves.
3. From May 1st to October 1st, artificial flowers and plants must be in permanent containers.
4. No grave blankets shall be permitted.
5. No temporary markers shall be permitted.
6. No yard ornaments, figurines, or stuffed animals shall be permitted.
7. No shepherd's planters, wreath stands or hooks, or wind chimes shall be permitted.
8. No dogs permitted.
9. No lighting shall be permitted, except that lighting which is built into the monument.
10. Memorial Day decorations:
 - a. Additional grave decorations will be permitted one week before and one week after Memorial Day;
 - b. Items left on graves after one week after Memorial Day shall be removed by City and stored at the Cemetery Shed located at K of H Cemetery (Sunrise Cemetery) until July 1 at which time they will be thrown away.
11. The City shall not be responsible for lost items in the cemeteries.

The effective date of this Resolution shall be March 1, 2015."

Roll call vote: Svoboda, yes; Lawver, yes; Dunbar, yes; Krejci, yes; Tyler, yes; and Kavan, yes. Absent and not voting: None. Motion carried.

Due to a gym makeover, the Park and Rec department has two basketball backboards to dispose of as surplus property. Council member Kavan introduced the following resolution, **Resolution 2015-02**, and moved for its approval, seconded by Lawver,

“WHEREAS, the City of Wahoo, Saunders County, Nebraska, is the owner of the following described personal property, to wit: Basketball backboards (x2), Estimated value \$100 each, and,

WHEREAS, the City of Wahoo, Nebraska, does not have a present need to retain ownership of said above described personal property, and,

WHEREAS, the City of Wahoo, Nebraska, deems it in the best interests of the citizens of the City of Wahoo, Nebraska, that said personal property be disposed of, as set forth herein,

WHEREAS, the City of Wahoo, Nebraska, has determined that the fair market value of the above described personal property is less than \$5,000.00, as stated in the attached Exhibit “A”

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF WAHOO, NEBRASKA, AS FOLLOWS:

1. That the above described personal property be sold by either sealed bid and/or public auction on a date, time, as advertised in a Notice of Sale of Personal Property posted in three public places in the City of Wahoo, Nebraska, immediately after the passage of said Resolution and not later than seven (7) days prior to the sale of said items, as shall be evidenced by a Notice of Posting of the City of Wahoo Clerk, and,
2. That pursuant to Neb. Rev. Stat. §17-503.01, confirmation of the sale of said personal property by an ordinance is not required.
3. That the City of Wahoo, Nebraska, through the Clerk of the City of Wahoo, Nebraska, shall provide a bill of sale and/or certificate of title to the above personal property indicating that said personal property is being sold “as is” without warranty as to fitness or merchantability for any purpose and that buyer thereof assumes all risks from the utilization of said personal property upon buyer’s possession of said items of personal property.
4. That buyer shall receive possession of the above-described items of personal property upon payment in full of the purchase price for each item.”

Roll call vote: Kavan, yes; Lawver, yes; Tyler, yes; Krejci, yes; Svoboda, yes; and Dunbar, yes. Absent and not voting: None. Motion carried.

Members discussed the possibility of amending Municipal Code to allow one representative on the Wahoo Library Board to be from the extraterritorial jurisdiction. Lausterer will research the authority to do this. An ordinance will be drafted for consideration at the next meeting.

Svoboda moved to approve the 2014 Audit Waiver Request for the Wahoo Public Building and Grounds Association, seconded by Krejci. Roll call vote: Svoboda, yes; Krejci, yes; Dunbar, yes; Tyler, yes; Kavan, yes; and Lawver, yes. Absent and not voting: none. Motion carried.

Lawver moved to amend the By-Laws of the Wahoo Public Building and Grounds Association to change membership from seven to five members. Motion was seconded by Kavan. Roll call vote: Lawver, yes; Kavan, yes; Tyler, yes; Dunbar, yes; Krejci, yes; and Svoboda, yes. Absent and not voting: none. Motion carried.

Motion was made by Lawver to authorize staff to move forward with preparation of a Request for Proposals for services to conduct a salary survey, review job descriptions, and update personnel policy for the City of Wahoo. Motion was seconded by Dunbar. Roll call vote: Lawver, yes; Dunbar, yes; Svoboda, yes; Krejci, yes; Tyler, yes; and Kavan, no. Absent and not voting: none. Motion carried.

Letter requesting vacation of street and alleys in Fairlawn Addition, the location of the Wahoo Sale Barn, was reviewed, and members discussed if vacating is in the best interest of the City. Utilities requested that the City maintain easement rights on Curtis Street for utilities. Motion was made by Lawver, seconded by Tyler, to authorize staff to proceed with the process for vacation of the street and alleys as requested. Roll call vote: Lawver, yes; Tyler, yes; Krejci, yes; Dunbar, yes; Kavan, yes; and Svoboda, yes. Absent and not voting: none. Motion carried.

Beavers provided information to the Council about proposed construction in Block 146, County Addition, where a fire destroyed a nonconforming building. Beavers advised that regulations require the new construction to comply with setback and parking requirements; the building that has been proposed does not comply, and he has advised the builder of this.

No audience comments were presented.

Lawver stated he will be absent from the next meeting.

Motion was made by Tyler, seconded by Krejci, to adjourn at 8:40 p.m.

Approved:

Lucinda Morrow, Deputy Clerk

Loren L. Lindahl, Mayor