

**ASHLAND CITY COUNCIL
REGULAR MEETING
November 18, 2021**

A regular meeting of the Ashland City Council was held at the Ashland City Hall Council Chambers on the 18th day of November, 2021 at 7:00 p.m.

Present: Mayor Richard Grauerholz
City Council President James Anderson
City Council Member Jake Crnkovich
City Council Member Chuck Niemeyer
City Council Member Bruce Wischmann
City Administrator Jessica Quady
City Clerk Kathleen Sliva
City Attorney Mark Fahleson

Others: Caleb Fjone, Susan Cerny, Tim Tvrdy, Bill Krejci, Suzi Nelson, Jessica Jewell, Patty Schofield, Gerry Schofield, Dan Linke, Shirley Niemeyer and others

Notice of meeting was advertised in the Ashland Gazette on November 11, 2021. The Mayor and all Council Members received advance notice of the meeting and a copy of the agenda as shown by the Acknowledgment of Receipt of Notice. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Mayor Grauerholz called the meeting to order at 7:00 p.m. The Pledge of Allegiance was recited. Roll call was taken and a quorum was declared. Mayor Grauerholz noted the Open Meetings Act located on the south wall of the room.

Motion by Niemeyer, second by Anderson to adopt the regular agenda.

Roll Call: Ayes: All Motion Carried

Mayor Grauerholz opened a Public Hearing on Application #21-171 for Conditional Use Permit located at 1225 US Highway 6, City of Ashland Nebraska at 7:03 p.m. Tim Tvrdy, owner of the property, said he is going to use this commercial property for a trailer rental office and for repairing his trailers. He said the building will be a wood structure on a concrete foundation with dormers to the front. Zoning Administrator Krejci said a conditional use permit will need to be granted for the trailer rental. He added Tvrdy will need to address water and septic issues and the highway overlay. Tvrdy said he currently has eight late model trailers and may possibly have 15 or more. He said he has been in contact with Lincoln Water Works regarding the line that runs under this property. Krejci

said a conditional use permit can be revoked. With no further comment, Mayor Grauerholz closed the Public Hearing at 7:10 p.m.

Motion by Niemeyer, second by Anderson to approve third and final reading of Ordinance 1199 – AN ORDINANCE TO AMEND THE FOLLOWING PORTIONS OF THE ZONING ORDINANCES OF THE CITY OF ASHLAND; SECTION 4.09 OBSTRUCTIONS TO VISION AT STREET INTERSECTIONS PROHIBITED AND SECTION 9.04 FENCES AND RETAINING WALLS OF THE ZONING ORDINANCES OF THE CITY OF ASHLAND, AS PROVIDED IN THE CITY OF ASHLAND MUNICIPAL ZONING ORDINANCE; TO PROVIDE FOR THE EFFECTIVE DATE THEREOF; TO ORDER THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM.

City Attorney Fahleson read the Title of Ordinance 1199.

Zoning Official Krejci explained this will allow a six-foot high fence on the street side as long as it maintains the sight clearance triangle. He added this ordinance will allow a four-foot high fence in the front yard.

Roll Call: Ayes: All Motion carried

Motion by Anderson, second by Wischmann to approve on third and final reading of Ordinance 1200 – AN ORDINANCE OF THE CITY OF ASHLAND, NEBRASKA TO AMEND FIREWORKS REGULATIONS BY AMENDING CHAPTER 7, ARTICLE 3 OF THE ASHLAND MUNICIPAL CODE; TO PROVIDE FOR THE REPEAL OF ANY ORDINANCE IN CONFLICT THEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE THEREOF; AND TO AUTHORIZE PUBLICATION IN PAMPHLET FORM.

City Attorney Fahleson read the Title of Ordinance 1200.

City Administrator Quady said after the amendments to the ordinance the only thing left is no exploding or discharging fireworks in a park.

Roll Call: Ayes: All Motion Carried

Motion by Niemeyer, second by Wischmann to approve second reading of Ordinance 1201 - AN ORDINANCE FOR THE CITY OF ASHLAND, NEBRASKA, TO ADOPT THE WELLHEAD PROTECTION PLAN FOR THE CITY OF ASHLAND, NEBRASKA, AS PREPARED BY JEO CONSULTING GROUP, INC. FOR THE CITY OF ASHLAND; TO PROVIDE FOR THE REPEAL OF ORDINANCES INCONSISTENT HERewith; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

City Attorney Fahleson read the Title of Ordinance 1201.

City Administrator Quady said she is still working on getting bids for the abandonment of wells in the area.

Roll Call: Ayes: All Motion Carried

Patty Schofield, President of the Ashland Historical Society, spoke to the Council regarding repairs that are needed in the Carnegie Library where they have their museum. She said they have gotten an estimate for the repairs. She read Section 5 a of the lease. She asked if there would be monies from the City to help with the repairs since these are repairs to the building and not things that they have done to it. She said most of the repair is for patching of cracks in the walls, stairwell and ceiling. Council Member Wischmann said the estimate doesn't account for dropping the ceiling. He said he believes the whole ceiling needs to come down as it is not safe. Schofield agreed and said they haven't been open because of the safety concerns. She said this is a significant amount for the repair and their only monies coming in is from the membership and fundraisers. City Administrator Quady said there was a little under \$10,000 left from insurance reimbursement for the roof replacement. Council Member Niemeyer wondered if keno funds could be spent for this. Wischmann asked for Schofield to get a bid for the demolition or for doing the demolition and the repair together. Niemeyer asked her to get timeframes from the bidders also. Schofield said some of the valuable things will need to be moved or protected.

Motion by Anderson, second by Wischmann to approve Conditional Use Permit #21-171 at 1225 US Highway 6.

Roll Call: Ayes: All Motion Carried

Jessica Jewell spoke to the Council regarding a proposed Mud Volleyball Tournament to be held in the summer on City owned property east of the ballfields. She said the City won't have to do anything; she said they will dig the pit, fill the pit, fill it back in and plant grass. She said they would like to do this yearly with six courts and 48 teams. She added this would bring people into Ashland to shop and do other things in town. She stated the proceeds would go out to 1st, 2nd and 3rd place with the remainder going to Fire and Rescue for specific projects or needs. She said this would not be held during Stir-up but probably the last weekend in June. She said participants will sign a waiver form. Discussion was held regarding parking. It was suggested Jewell coordinate with the AYBA. Discussion was held regarding alcohol not being allowed in City parks and if desired for the participants some kind of permit may be required. She said they do not want to sell alcohol. She said they want it to be a family friendly environment. City Attorney said a resolution could be approved and some additional liability insurance coverage may be needed to cover the event.

Motion by Wischmann, second by Niemeyer to authorize the Mud Volleyball Tournament conditioned upon sufficient information is provided to the City Administrator and City Attorneys with respect to adequate insurance coverage.

Roll Call: Ayes: All Motion Carried

Motion by Wischmann, second by Niemeyer to approve Change Order #3 for 2020 Sanitary Sewer Improvements with an increase in contract price of \$11,458.96.

Roll Call: Ayes: All Motion Carried

Motion by Niemeyer, second by Wischmann to approve Contractor's Payment #5 for 2020 Sanitary Sewer Improvements in the amount of \$88,699.66.

Roll Call: Ayes: All Motion Carried

Motion by Wischmann, second by Niemeyer to approve authorizing the Mayor to sign contract amendment with the Nebraska Department of Economic Development for Nebraska Affordable Housing Trust Fund Program.

Roll Call: Ayes: All Motion Carried

Reviewed the October 2021 Keno Report.

Reviewed the Public Works Director's Report.

Reviewed Utility Superintendent's Report.

Reviewed Police Chief's Report.

Reviewed Building Official's Report.

Reviewed Library Report.

Motion by Niemeyer, second by Anderson to approve the consent agenda which included the approval of the November 4, 2021 City Council meeting minutes; the approval of the November 15, 2021 Special City Council meeting; the approval of the November 17, 2021 Special City Council meeting; and the approval of the October 28, 2021 Planning Commission meeting minutes.

Roll Call: Ayes: All Motion Carried

Motion by Wischmann, second by Niemeyer to approve the first half of November 2021 Claims.

Roll Call: Ayes: All Motion Carried

Motion by Anderson, second by Niemeyer to approve October 2021 Treasurer's Report.

Roll Call: Ayes: All Motion Carried

Mayor Grauerholz said staff have been working on putting up decorations downtown. He said he forwarded an email inviting the Council to take a tour of the Guard camp. He asked

for a suggestion for alternate member to the Board of Adjustments. He said that Congressman Bacon had been to town three times and each time he has commented on how nice Ashland looks.

Zoning Administrator Krejci gave an update on the enforcement of Ordinance 1193 related to camper and trailer storage.

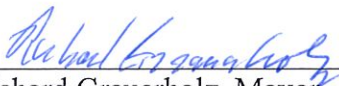
Mayor Grauerholz thanked AAEDC Executive Director Fjone for a recent TIF educational event.

Council Member Wischmann reported that contractors in Whitetail have been cleaning up their job sites.

AAEDC Executive Director Fjone said the Creative District Committee will begin the flag design competition on December 1st.

Motion by Niemeyer, second by Wischmann to adjourn the meeting at 8:07 p.m.

Roll Call: Ayes: All Motion Carried


Richard Grauerholz, Mayor


Kathleen Sliva, City Clerk



I, the above signed City Clerk of Ashland, Saunders County, Nebraska hereby certify that the foregoing is a true and accurate copy of the proceedings had and done by the Council on November 18, 2021 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty four hours prior to said meeting; that said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten business days or prior to the next convened meeting of said body.