

The regular meeting of the Mayor and City Council of the City of Henderson, Nebraska was held at 7:00 p.m. on July 9, 2024, at City Hall in Henderson, Nebraska. Notice of this meeting was posted at City Hall and published in the July, 4, 2024, *Henderson News*.

Mayor Corbin Tessman called the meeting to order at 7:00 p.m. 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. Mayor Tessman referred to the open meetings law poster and stated if a member of the public wishes to speak on matters not listed on the agenda, they may speak during the Public Forum Period. Speakers will be given five minutes to address the Board. The public should be aware that the Board is unable, by law, to deliberate or act on the items raised during the Public Forum Period. The public may request the item to be placed on a future agenda for deliberation and/or action.

Roll call showed the following present: Mayor Corbin Tessman. Council members: Brian Hiebner, Teri Pollet, Kevin J. Friesen and Mitch Huxoll. Public present: Rob Mierau, Jason Blum, Luke Fochtman, and Dale Epp.

Minutes from the June 11, 2024 regular council meeting were reviewed. Kevin Friesen made a motion to accept the minutes as presented. Teri Pollet seconded. Roll vote: Ayes - Kevin Friesen, Teri Pollet, Brian Hiebner and Mitch Huxoll. Motion carried.

Teri Pollet made a motion to pay the claims as presented. Brian Hiebner seconded. Roll vote: Ayes - Teri Pollet, Brian Hiebner, Mitch Huxoll and Kevin Friesen. Motion carried.

One building permit was issued since the last meeting. Matt Enns for a mailbox at 1110 18th Street.

Lynette Block was present to request on behalf of the Henderson Pickleball Group permission to paint over the tennis court lines on the east court to be able to identify the pickleball court lines easier. She explained this side is where the permanent pickleball nets were installed and the same company who painted the original lines will be the company to paint over or remove the lines. There will be no expense to the city as there is an anonymous donor who will cover the expense.

After discussion, Kevin Friesen made a motion to allow the Pickleball Group to paint over the tennis court lines on the east court at no expense to the city. Brian Hiebner seconded. Roll vote: Ayes - Kevin Friesen, Brian Hiebner, Teri Pollet and Mitch Huxoll. Motion carried.

The city auditor Ric Ortmeier reviewed the 2022-23 audit with the mayor and city council. An audit is required by the State of Nebraska to be completed and submitted by April 1 annually. No formal action taken.

Brian Hiebner made a motion to approve Amendment #1 to Miller and Associates contract for Highland Subdivision to include Preliminary Design Phase, Final Design Phase, Bidding or Negotiating Phase in the amount of \$154,800 and the Construction Phase not to exceed \$115,000. Kevin Friesen seconded. Roll vote: Ayes - Brian Hiebner, Kevin Friesen, Teri Pollet and Mitch Huxoll. Motion carried.

Reed Miller from Miller and Associates gave an update to the council on Well #2 and his recommendation to the council was to drill a test well next to the current well as Well #2's water quality is the best out of the three current wells. He feels the original drilling of Well #2 may not have been correct and that is what has caused the well to fail.

Brian Hiebner made a motion to have Miller and Associates proceed with necessary paperwork to be able to drill a test well next to the existing well and to help apply for a loan through National Rural Water Association up to \$200,000. Kevin Friesen seconded. Roll vote: Ayes - Brian Hiebner, Kevin Friesen, Mitch Huxoll and Teri Pollet. Motion carried.

Brian Hiebner made a motion to adopt Resolution 2024-03, a resolution to enter into an agreement with LARM Insurance for a 4% discount with a 2-year commitment and 180-day termination notice. Teri Pollet seconded. Roll vote: Ayes - Brian Hiebner, Teri Pollet, Mitch Huxoll and Kevin Friesen. Motion carried.

The second reading of the Feline Trap/Neuter and Return Program ordinance was had. No public was present, but a letter of concern from a resident had been submitted for the council review. After some discussion, it was decided to have Corbin Tessman and Kevin Friesen meet with the resident to discuss the letter. The ordinance is on the city website for public review at www.cityofhenderson.org. The third reading will be August 13, 2024. No formal action taken.

The second reading of the Snow Emergency Route ordinance was had. No public was present. The discussion of whether or not to have the wording of “Vehicles Towed Away” on signs was had as this service is not readily available in Henderson. The ordinance is on the city website for public review at www.cityofhenderson.org. The third reading will be on August 13, 2024. No formal action taken.

The second reading of the Short-Term Rental ordinance was had. No public was present, and no changes were discussed. The ordinance is on the city website for public review at www.cityofhenderson.org. The third reading will be on August 13, 2024. No formal action taken.

The mayor and council reviewed other city and village ordinances concerning electric bikes, scooters, bicycles, golf carts, ATVs/UTVs, etc. Discussion was had on electric bikes, scooters, etc. and if there should be restrictions on where they should be allowed for the safety of those riding them. It was discussed to possibly restrict them from being ridden through the Main Street Business District.

There were members of the public present who spoke in favor of being able to drive golf carts on streets like the current ATV/UTV ordinance allows. After discussion, Mayor Tessman asked both the public and the council to bring forward reasons for allowing or not allowing golf carts to be driven on streets in Henderson and to continue to review ordinances concerning electric bikes, scooters, etc. This will be addressed at a future meeting. No formal action taken.

Reports were given.

Teri Pollet made a motion to adjourn. Kevin Friesen seconded. Roll vote: Ayes - Teri Pollet, Kevin Friesen, Mitch Huxoll and Brian Hiebner. Motion carried.

Corbin Tessman, Mayor
Connie Brown, City Clerk