

**MINUTES**  
**ALBION CITY COUNCIL**  
**REGULAR MEETING**  
**TUESDAY, MAY 10, 2022**

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 10, 2022 at Albion City Hall, 420 West Market St., Albion, NE. Present were: Mayor James C. Jarecki, Council Members Jon Porter, Marcus Johnson, and Jason Tisthammer. Jack Dailey arrived at 7:32 p.m. City staff present were: City Administrator Andrew Devine, Deputy City Clerk Sharon Ketteler, Utility Billing Clerk Amber Wynn, City Attorney Darren Wright, and Lieutenant Joe Predmore. 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 not recorded due to technical problems.

Councilman Johnson made a motion to excuse Councilman Dailey's absence, second by Tisthammer. **Vote: Yeas; Tisthammer, Johnson. Nays; Porter.**

**MAYOR'S COMMENTS**

Mayor Jarecki informed the public about the location of the current copy of the Open Meetings Act posted in the Council Chambers. The Mayor reminded everyone it was election day and hoped all had voted.

**2. CONSIDER MINUTES OF THE APRIL 12, 2022 CITY COUNCIL MEETING FOR APPROVAL**

Councilman Porter made a motion to approve the minutes of the April 12, 2022 City Council meeting; second by Johnson. **Vote: Yeas; Porter, Tisthammer, Johnson. Nays; None. Absent; Dailey.**

**3. CONSIDER MAYORAL APPOINTMENT OF COREY ZUBEK TO THE INTERIM SEWER COMMISSIONER FOR THE CITY OF ALBION, NEBRASKA**

Councilman Porter made a motion to approve the Mayoral appointment of Corey Zoubek to the Interim Sewer Commissioner for the City of Albion, Nebraska; second by Johnson. **Vote: Yeas; Johnson, Porter, Tisthammer. Nays; None. Absent; Dailey.**

**4. CONSIDER RESOLUTION 104(22) DECLARING SURPLUS PROPERTY AND AUTHORIZING THE SALE OF THE SAME- 2003 PIERCE/KENWORTH T300 PUMPER TRUCK**

Council members reviewed the resolution. Councilman Johnson made a motion to introduce and approve Resolution 104(22) Declaring Surplus Property and Authorizing the Sale of the Same - 2003 Pierce/Kenworth T300 Pumper Truck, second by Tisthammer. **Vote: Yeas; Porter, Tisthammer, Dailey, Johnson. Nays; None.**

5. **CONSIDER RESOLUTION 105(22) DECLARING NUISANCES**

Council members reviewed the police department’s nuisance report. Councilman Porter made a motion to introduce and approve Resolution 105(22)-1 Declaring Nuisance, second by Johnson. **Vote: Yeas; Dailey, Porter, Tisthammer, Johnson. Nays; None.**

6. **REVIEW AEDC REQUEST REGARDING THE DEVELOPMENT OF THE ALBION HOUSING INITIATIVE PROGRAM AND CREATION OF CITY ECONOMIC DEVELOPMENT DIRECTOR JOB DESCRIPTION FOR ADMINISTRATION OF THE ALBION HOUSING INITIATIVE PROGRAM AS WELL AS ALL OTHER CITY ECONOMIC DEVELOPMENT PROGRAMS**

Jeff Jarecki spoke on behalf of the AEDC, explaining their goal to develop a program to work on housing issues and economic development in Albion. The director would be employed by both AEDC and the City of Albion. AEDC would fund the salary for this position; and the City of Albion would assist with a benefit package. Mr. Jarecki stated there are other local organizations that have committed to assist with funding for this program. Other members of AEDC who spoke in support of the program were: John Moeller and Tony Levander. Administrator Devine explained he has been working with AEDC the past two months developing a plan for this new program. Mr. Devine noted the Citizen Advisory Committee (CAC) met last week and recommended creation of the Albion Housing Initiative Program and approval of the job description for the director of the program. Jay Wolf spoke in support of the Housing Program, stating that the Jim and Elaine Wolf Foundation have committed \$25,000 funding assistance. The Mansfield Foundation will consider donating \$70,000 contingent upon AEDC, Boone County Foundation Fund, and the City’s participation. Councilman Dailey stated he would like to see someone from the City Council, CAC, and AEDC all participate in the hiring of the director for this program.

Councilman Porter made a motion to support AEDC in creation of Albion Housing Initiative Program and creation of position with job description for administration of the Albion Housing Initiative Program as well as all other City Economic Development Programs, second by Johnson. **Vote: Yeas; Tisthammer, Johnson, Dailey, Porter. Nays; None.**

7. **CONSIDER ORDINANCE 312(22) AN ORDINANCE RELATING TO A LEVY OF SPECIAL ASSESSMENT FOR THE UNPAID UTILITY BILL OF GLEN MATCHETT, 829 S 4<sup>TH</sup> STREET, ALBION, NE 68620**

Councilman Porter made a motion to introduce Ordinance 312(22) Relating to Levy of Special Assessment for the Unpaid Utility Bill of Glen Matchett, 829 S. 4th Street. Mayor Jarecki instructed Clerk Devine to read the ordinance for the first time. Councilman Porter made a motion to approve the first reading, second by Johnson. **Vote: Yeas; Tisthammer, Johnson, Dailey, Porter. Nays; None.**

8. **ACKNOWLEDGEMENT OF RECEIPT OF THE CITY ADMINISTRATOR REPORT INCLUDING CITY FINANCIAL REPORTS**

Administrator Devine had previously provided a report for council review. Devine added there is a strong group of returning and new pool help for this season. **No action taken.**

9. **CONSIDER BILLS FOR APPROVAL**

- CONSIDER MONTHLY BILLS FOR APPROVAL

Councilman Johnson made a motion to approve the monthly bills for payment as presented, second by Porter. **Vote: Yeas; Tisthammer, Dailey, Porter, Johnson. Nays; None.**

11. **CONSIDER RESOLUTION 106(22) DECLARING SURPLUS PROPERTY AND AUTHORIZING THE SALE OF THE SAME-TWO (2) HUSTLER MOWERS AND OTHER MISCELLANEOUS ITEMS**

Council members reviewed the resolution. Councilman Johnson made a motion to introduce and approve Resolution 106(22) Declaring Surplus Property and Authorizing the Sale of the Same - Two (2) Hustler Mowers and Other Miscellaneous Items, second by Tisthammer. **Vote: Yeas; Tisthammer, Porter, Dailey, Johnson. Nays; None.**

10. **DISCUSS POTENTIAL LITIGATION IN REGARD TO NOTICE OF DEFICIENCIES WITH THE AUXILIARY SPILLWAY AT THE KOHTZ/CITY OF ALBION DAM FROM THE NEBRASKA DEPARTMENT OF NATURAL RESOURCES**

At 8:12 p.m. Councilman Porter made a motion to enter into closed session for the protection of the public interest in order to discuss potential litigation related to notice of deficiencies with the auxiliary spillway at the Kohtz/City of Albion Dam from the Nebraska Department of Natural Resources, inviting Darren Wright and Andrew Devine to participate; second by Dailey. **Vote: Yeas; Dailey, Johnson, Porter, Tisthammer. Nays; None.**

At 8:49 p.m. Dailey made a motion to exit closed session, second by Porter. **Vote: Yeas; Dailey, Tisthammer, Johnson, Porter. Nays; None.**

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

**Next Regular Meeting: June 14, 2022 at 7:30 p.m.**

- Street Plan

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**13. ADJOURN**

At 8:53 p.m. Council Member Johnson made a motion to adjourn the meeting, second by Dailey. **Vote: Yeas; Dailey, Johnson, Porter, Tisthammer. Nays; None.**

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