

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY AUGUST 30TH, 2016**

A meeting of the Mayor and Council of the City of Plainview, Nebraska, was held at the Council Chambers in said City on the 30th day of August at 5:15 o'clock P.M. Present were: Mayor Seip; Council Members: Wilson, Naprstek, and Novicki. Absent: Dummer.

Mayor Seip opened the meeting and announced to individuals in attendance that a full copy of the new Nebraska Open Meetings Act was posted on the east wall of the Council Chambers.

The Pledge of Allegiance was then recited.

Notice of the meeting was given in advance thereof by Publication, a designated method for giving notice, as shown by the Affidavit of Publication attached to these minutes. Notice of this meeting was given to the Mayor and all Members of the Council and a copy of their acknowledgment of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Michael Holton was present as City Administrator.
Kelly Pendergast was present as City Clerk/Treasurer.
Bruce Curtiss was present as City Attorney.

Council unanimously passed and adopted

RESOLUTION NO. 530

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY
PLAINVIEW, NEBRASKA:

1. The Mayor and Council find and determine: That the Council has heretofore designated this time and place for considering and levying special assessments upon property specially benefited by paving improvements in Street Improvement Districts Nos. 2014-1 through 2014-5 inclusive to pay the cost of constructing same; that notice of the time and place of holding this meeting for said purpose has been duly given as provided by statute by publication in The Plainview News, a legal newspaper published in the City, for more than four weeks (five consecutive weekly publications) before the time designated therein for holding this meeting said publication being made in the issues of said paper published on 7/20, 7/27, 8/3, 8/10 and 8/17, 2016; that the Mayor and Council have at this session heard all persons who desired to be heard in reference to the special benefits or damages thereto by reason of the construction of said improvements and with reference thereto have considered the advice of the engineer in charge of the construction of said improvements.

2. The Mayor and Council find and determine that at the hearing all assessments have been adjusted and equalized with reference to the benefits resulting from the improvements and have been apportioned among the several lots and parcels of land subject to assessment in proportion to the special benefits accrued to said lots and parcels of land respectively from such improvements; that no lot or parcel of land in said Districts has been damaged by the construction of said improvements; that the amounts of benefits specially

accruing to each lot and parcel of land in said projects by reason of the construction of said paving improvements exceeds the amount assessed against each lot or parcel of land to pay the cost of said improvements. The benefits are equal and uniform and the assessments shown on the schedule hereinafter set out are according to front footage of the lots or real estate within the Districts.

3. There are hereby levied and assessed upon the several lots and parcels of land in Street Improvement Districts Nos. 2014-1 through 2014-5 inclusive special assessments to pay the cost of constructing said improvements in the amount in dollars and cents set out in the schedule below in the column headed "Special Assessments".

4. Said special assessments shall be a lien on the property on which they are levied from the date of the passage of this resolution and shall be certified by the City Clerk to the Treasurer of this City for collection; that the City Clerk shall also at the time provided by law cause such assessments or the portion thereof then remaining unpaid to be certified to the City Treasurer for entry upon the proper tax list; that said assessments shall be payable to and collected by the City Treasurer.

5. Said assessments are payable in fifteen equal installments, the first of which shall become delinquent not less than fifty (50) days from the date of adoption of the resolution, and the remaining installments shall become delinquent the 19th day of October, subsequent to the date of levy and thereafter, in one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen and fourteen years respectively; that each of said installments shall draw interest from the date of the passage of this resolution at the rate of 4.5 per centum (4.5%) per annum, until the same become delinquent, and after the same become delinquent interest at the rate specified by law for delinquent special assessments for such projects shall be paid thereon; provided all said assessments may be paid at one time on any lot or land within fifty (50) days from the date of levy without interest.

PASSED AND APPROVED this 30th day of August, 2016.

Council member Naprstek seconded the foregoing motion and on roll call on the passage and adoption of said resolution, the following voted Aye: Wilson, Novicki, and Naprstek. Nay: none. Absent: Dummer. Whereupon the Mayor declared said motion carried and said Resolution #530 passed and adopted.

Naprstek moved to purchase a plow and hitch 10ST36M8 from Midwest Service and Sales Company for \$14,800.00. Wilson seconded the motion. Motion carried 3-0.

Administrator Holton presented the FY 2016-2017 budget.

It was moved by Novicki, seconded by Wilson to adjourn the meeting. Motion carried 3-0.

TIME: 9:22 P.M.

Daren Seip, Mayor

(SEAL)

ATTEST:

Kelly Pendergast, City Clerk/Treasurer

I, the undersigned, Deputy Clerk for the City of Plainview, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on 8/30/2016; 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 at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted 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 concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Kelly Pendergast, City Clerk/Treasurer

(SEAL)