

A meeting of the Mayor and City Council of the City of Wisner, Nebraska, was held at the Council Chambers of the City on the 6<sup>th</sup> day of December, 2021, at 7 o'clock P.M. Present were Mayor: Chad Dixon, and Council Members: Barry Meyer, Jay Meyer, Cathy Gobar, and Terry Soden. Absent: none. Notice of the meeting was given in advance thereof by publication, a designated method for giving notice, as shown by the (Affidavit of Publication) (Certificate of Posting Notice) 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. The public notice and the notice to the Mayor and the Council of the meeting included a statement that the meeting agenda was available for inspection prior to the meeting. The proceedings shown below were conducted while the convened meeting was open to the public to attend. The Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was held.

Council Member Barry proposed the following Resolution of Necessity for passage and moved that notice thereof be published as required by law:

## RESOLUTION OF NECESSITY 2021-14

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

Section 1. The Mayor and Council hereby find and determine that, under the provisions of Section 17-913, R.R.S. Nebraska 2012, upon determination by the Council deeming it advisable or necessary to build, reconstruct, purchase, or otherwise acquire a sewer system in whole or in part inside or outside such City, the City shall declare the advisability in a proposed resolution.

Section 2. The Mayor and Council further find and determine that it is necessary and advisable to construct certain addition and improvements to the City's sanitary and storm sewer system consisting of the following: Sewer Improvement District No. 2021-1.

Section 3. That for the purpose of construction of the proposed improvements, there is hereby created in the City a sewer district to be known and designated as Sewer Improvement District No. 2021-1, which district shall include all of the following property located in the City of Wisner: **That portion of the North Half of the Northeast Quarter of Section 2, Township 12 North, Range 4 East of the 6<sup>th</sup> P.M., Cuming County, Nebraska which has or will be platted to be described as Lots 5 through 21 and Lots 32 through 43, Grandview Estates, an addition to the City of Wisner, Cuming County, Nebraska.** The outer boundaries of the district are the outer boundaries of the above-described property.

Section 4. A description of the project is as follows: construction and installation within Sewer Improvement District No. 2021-1 of approximately 2,879 feet of 8-inch sanitary sewer pipe for residential purposes, 300 feet of 24-inch storm sewer pipe for residential purposes, 4,660 feet of 8-inch sanitary sewer pipe for commercial purposes, and 300 feet of 24-inch storm sewer pipe for commercial purposes, together with sewer inlets and manholes and related grading and removals and replacements.

Section 5. Reference is hereby made to the plans and specifications for said project which have been prepared by the engineer for the City, which, together with said Engineer's estimate of total cost for said project have been filed with the City Clerk prior to the proposing of this Resolution. The Engineer's estimate of total cost for the project is **\$1,050,000.00.**

Section 6. It is hereby found and determined that the improvements described herein constitute improvements which will be of general benefit to the public and may be paid in whole or in part in connection with development of the District and/or tax increment financing, such that no portion of the cost of the project will be specially assessed against the parcels included in said District. To pay the cost of the improvements herein provided for, the Mayor and Council will, after such improvements have been completed and

accepted by the City and to the extent such costs are not paid from funds on hand or other sources, cause to be issued General Obligation Sewer Bonds or other bonds of the City.

PASSED AND APPROVED this 6<sup>th</sup> day of December, 2021.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

Council Member Gobar seconded the motion and after consideration the roll was called, and the following Council Members voted in favor of the passage of said motion: Soden, Jay, Barry, and Gobar.

The following voted against the same: none. The Mayor declared the motion carried.

Council Member Barry then introduced the following resolution and moved its adoption. Council Member Gobar seconded the motion for the adoption of the following resolution and on roll call the following Council Members voted in favor of said resolution: Soden, Jay, Barry, and Gobar. The following voted against the same: none. The Mayor declared the resolution adopted. A true, correct and complete copy of said resolution is as follows:

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

Section 1. That the Mayor and Council will meet at the regular meeting place in said City at 7 o'clock P.M. on the 3<sup>rd</sup> day of January, 2022, for the purpose of considering objections to the passage of a Resolution of Necessity proposed for passage at a meeting of the Mayor and Council of said City held on the 3<sup>rd</sup> day of January, 2022, and making of the proposed improvements, at which meeting said Resolution of Necessity may be amended and passed, or passed as proposed.

Section 2. The Clerk is hereby instructed to cause notice of the pendency of said Resolution of Necessity and the time and place at which said resolution will be considered for passage and objections heard thereto to be published in two consecutive weekly publications of the Wisner News Chronicle, a legal newspaper published in and of general circulation published in said City, which publication shall contain the entire wording of the foregoing resolution and the last publication shall not be less than five days nor more than two weeks prior to the time set for such consideration, at said meeting the Council will hear objections to the passage of said resolution and to the making of the proposed improvements, after which the resolution may be passed as proposed or amended and passed as amended.

PASSED AND APPROVED this 6<sup>th</sup> day of December, 2021.

ATTEST:

\_\_\_\_\_

Mayor

\_\_\_\_\_

City Clerk

(S E A L)

## NOTICE OF PROPOSED RESOLUTION OF NECESSITY

NOTICE is hereby given that at a meeting of the Mayor and Council of the City of Wisner, Nebraska, held on the 6<sup>th</sup> day of December, 2021, there was introduced and placed on file the Resolution of Necessity, hereinafter set forth, which Resolution will be considered for passage by the Council at a meeting to be held at the regular meeting place in said City on the 3<sup>rd</sup> day of January, 2022, at 7 o'clock P.M., at which time and place the Mayor and Council will hear objections to the passage of said Resolution. Thereafter the Resolution may be amended and passed or passed as proposed. Said Resolution is as follows:

### “RESOLUTION OF NECESSITY

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

Section 1. The Mayor and Council hereby find and determine that, under the provisions of Section 17-913, R.R.S. Nebraska 2012, upon determination by the Council deeming it advisable or necessary to build, reconstruct, purchase, or otherwise acquire a sewer system in whole or in part inside or outside such City, the City shall declare the advisability in a proposed resolution.

Section 2. The Mayor and Council further find and determine that it is necessary and advisable to construct certain addition and improvements to the City's sanitary and storm sewer system consisting of the following: Sewer Improvement District No. 2021-1.

Section 3. That for the purpose of construction of the proposed improvements, there is hereby created in the City a sewer district to be known and designated as Sewer Improvement District No. 2021-1, which district shall include all of the following property located in the City of Wisner: **That portion of the North Half of the Northeast Quarter of Section 2, Township 12 North, Range 4 East of the 6<sup>th</sup> P.M., Cuming County, Nebraska which has or will be platted to be described as Lots 5 through 21 and Lots 32 through 43, Grandview Estates, an addition to the City of Wisner, Cuming County, Nebraska.** The outer boundaries of the district are the outer boundaries of the above-described property.

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residential purposes, 4,660 feet of 8-inch sanitary sewer pipe for commercial purposes, and 300 feet of 24-inch storm sewer pipe for commercial purposes, together with sewer inlets and manholes and related grading and removals and replacements.

Section 5. Reference is hereby made to the plans and specifications for said project which have been prepared by the engineer for the City, which, together with said Engineer's estimate of total cost for said project have been filed with the City Clerk prior to the proposing of this Resolution. The Engineer's estimate of total cost for the project is **\$1,050,000.00**.

Section 6. It is hereby found and determined that the improvements described herein constitute improvements which will be of general benefit to the public and may be paid in whole or in part in connection with development of the District and/or tax increment financing, such that no portion of the cost of the project will be specially assessed against the parcels included in said District. To pay the cost of the improvements herein provided for, the Mayor and Council will, after such improvements have been completed and accepted by the City and to the extent such costs are not paid from funds on hand or other sources, cause to be issued General Obligation Sewer Bonds or other bonds of the City."

Publish December 22<sup>nd</sup> and December 29<sup>th</sup>, 2021.

I, the undersigned, City Clerk for the City of Wisner, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on December 6, 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 agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; 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; and that a current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during such meeting in the room in which such meeting was held.

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City Clerk

(SEAL)