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MINUTES
TOWN OF AVOCA
REGULAR COUNCIL MEETING
SEPTEMBER 13, 2022

Call to order

Meeting was called to order by Mayor Whitehorn

Pledge of Allegiance

Moment of silence

Public forum (Agenda item)

None

Council Roll Call – by Rec/Tres. Barnes

Present: Mayor Robert Whitehorn

Rec/Tres. Nanette Barnes

ALD: Kathy Hansen, Oscar Alvarenga, Jay King and Jeannie Rollins

Absent: Katie Rairdon,

Staff

Present: Town Attorney: Jordan Snoderly

Zoning Official: Tim DePue

Absent: Town Maintenance: Chris Rogers

Guests

Brian Ervin – Avoca Assistant Fire Chief

Paul Krugler

Roy Foerster

Leonard Stewart

Betty Wasserman

Declaration of quorum

Mayor Whitehorn declared a quorum was present

Consent of Agenda

Ald. King made a motion for consent of agenda Seconded by Ald. Hansen. Discussion; none. All approved. Motion carried.

Consent of minutes for council meeting

Ald. Alvarenga made a motion to accept the minutes of August, 2022, council meeting, as written. Seconded by Ald. King. Discussion; none. All approved. Motion carried.

MINUTES
TOWN OF AVOCA
REGULAR COUNCIL MEETING
SEPTEMBER 13, 2022

Financial statement

August 2022; Financial report presented by Rec/Tres. Barnes. Ald. Hansen made a motion to accept the August 2022 Financials as presented. Seconded by Ald. King. Discussion; None. All approved. Motion carried.

Staff Report – Rec/Tres. Barnes

1. Avoca Fire & Rescue

Assistant Fire Chief Ervin states Avoca Fire & Rescue ran a total of 53 calls for August.

On August 18th Avoca was dispatched to a Structure fire on Cemetery Road, Crews were able to make a quick stop and limit the damage to the home.

Our turn out time for the month of August from time of tone to first person responding was 1 min 27 secs, The first Avoca fire apparatus was responding 1 min and 46 sec. Avoca's busiest day was August 13,2022 with 6 total calls.

2. NEBCO EMS

- a. None

3. Social-Media

- a. None

4. Business Permits (0 Renewal & 1 New) for August 2022

Five Acres Farming – Chuck & Becky Williams (FM)

5. Building & Inspection Permits for August, 2022

- a. 556 Tucks Chapel Road; C3 Custom Homes – New dwelling
- b. 151 Rose Street; Town of Avoca – Food Court

6. Events

- a. None

Committee Reports:

1. Planning commission – Chairmen Alvarenga

- a. August meeting canceled due to lack of agenda

2. Board of Zoning Adjustments– Chairmen Alvarenga

- a. August meeting canceled due to lack of agenda- rescheduled for September 20, 2022

3. Zoning Official – Tim DePue

- a. 411 Sheppard Road; Leonard & Mindi Stewart: Tim DePue states he has contacted Mr. Stewart concerning a complaint that was filed concerning the junk on the property, re: unsightly and unsanitary conditions. Mr. Stewart was in attendance (see public forum).

4. Town Maintenance – Chris Rogers

- a. Mayor Whitehorn informed council the tractor is froze and is being worked on. The Bad Boy mower is also down and will be worked on during the winter season.

MINUTES
TOWN OF AVOCA
REGULAR COUNCIL MEETING
SEPTEMBER 13, 2022

5. Streets – Ald. King

- a. No update at this time.

6. Park – Ald. Hansen

- a. Food Truck Court; Rec/Tres. Barnes states the food truck area is close to completion and should be open within the next two weeks. Paul Brush was hired to build safety bars that will be placed around the waste water inlet/outlet to keep them from being run over. Ald. Hansen made a motion to amend the food court budget to \$25,000.00 (twenty-five thousand dollars and zero cents). Seconded by Ald. King. Discussion: none. All approved, motion carried.
- b. Monument; Due to illness, the person who was going to rebuild the monument in front of the Avoca Town Hall, is now unable to work. Mayor Whitehorn appointed Ald. King to over see this project to completion.

7. Grants – Ald. Rairdon

- a. Rural Community and Rural Services Block Grant for park equipment. Rec/Tres. Barnes states she got a call stating the town is eligible for this grant and was told they will let us know if we have been approved for the grant.
- b. Hazard Mitigation Grant; Town Hall Generator; Rec/Tres. Barnes informed council she is working with ER*Assist on what steps are to be taken to get this project started.

8. ARPA Funds (American Rescue Plan) – Ald. Rollins

- a. Ald. Rollins is to let Rec/Tres. Barnes know when reports are due.

Old Business

- a. None

New Business

- a. Air Conditioners; Town Hall; After Rec/Tres. Barnes read the bids she received for the new HVAC units, Ald. Alvarenga made a motion to accept the bid from Georges. Seconded by Ald. King. Discussion was held concerning evaluability, price and time they can be installed. A vote was cast; Ald. Alvarenga, Hansen and King voted for Georges, and Ald. Rollins voted for Kester's. Georges won the vote 3 -1. Roll call: Ald. Alvarenga; yes, Ald. Hansen: yes, Ald. King: yes and Ald. Rollins: no. Motion passed. Rec/Tres. Barnes will contact Georges to let them know they won the bid.
- b. Ordinance 126; Annexation – An Ordinance accepting the annexation of certain territory to the town of Avoca; and approving the schedule of services to be extended to said area. A motion was made by Ald. Hansen to place Ordinance 126; Annexation – An Ordinance accepting the annexation of certain territory to the town of Avoca; and approving the schedule of services to be extended to said area, on its first reading. Seconded by Ald. King. Discussion: None. Roll call: Ald. Hansen; yes, Ald. Alvarenga; yes, Ald. King; yes, and Ald. Rollins; yes. All approved. Motion carried. Town Attorney Snoderly read the ordinance in its entirety. A motion was made by Ald. King to accept Ordinance 126 on its first reading. Seconded by Ald. Hansen. Discussion: None. Roll call; Ald. Alvarenga: yes, Ald. King: yes, Ald. Rollins: yes, and Ald. Hansen: yes. All approved, motion carried. A motion was made by Ald. Hansen to suspend the rules and to place Ordinance 126 on its second reading by title only. Seconded by Ald. Alvarenga. Discussion: none. Roll call; Ald. King: yes, Ald. Rollins: yes, Ald. Hansen; yes, and Ald. Alvarenga: yes. All approved, motion carried. Attorney Snoderly read Ordinance 126 on its second reading by title only. A motion was made by

MINUTES
TOWN OF AVOCA
REGULAR COUNCIL MEETING
SEPTEMBER 13, 2022

- Ald. Hansen to accept Ordinance 126 on its second reading by title only. Seconded by Ald. King. Discussion: None. Roll call; Ald. King: yes, Ald. Rollins: yes, Ald. Hansen: yes, and Ald. Alvarenga: yes. All approved, motion carried. A motion was made by Ald. King to suspend the rules and to place Ordinance 126 on its third and final reading by title only. Seconded by Ald. Hansen. Discussion: None. Roll call; Ald. Rollins; yes, Ald. Hansen: yes, Ald. Alvarenga: yes, and Ald. King; yes. All approved, motion carried. Attorney Snoderly read Ordinance 126 on its third and final reading by title only. A motion was made by Ald. Hansen to accept Ordinance 126 on its third and final reading by title only. Seconded by Ald. King. Discussion: None. Roll call; Ald. Hansen: yes, Ald. Alvarenga: yes, Ald. King: yes, and Ald. Rollins; yes. All approved, motion carried.
- c. Air B & B/Hotel Taxes: Rec/Tres Barnes and Attorney Snoderly reported they were looking into Hotel, Motel and Restaurant taxes for the Air B & B's and restaurants in the town limits of Avoca.
- d. Banners; Pictures of the current banners and the new welcome to Avoca signs were given to all the council members Rec/Tres. Barnes asked council members to give her their input on updating the town pole banners. All agreed to add a stage coach to the welcome to Avoca sign picture. Re/Tres. Barnes will contact the printer to see what they can design.

Mayor for the Good of Town

None

Town Council Member's Personal Privilege (Any matter); 3 Minutes

Council Member Alvarenga – informed council the Hidden Forrest subdivision now has curbs and the entrance sign is now being built.

Council Member Rairdon – Absent

Council Member Rollins - None

Council Member Hansen – asked that the park budget for 2023 remain the same and to price a new mini-x or backhoe for the 2023 budget. She offered to paint the little food pantry up at the Whistle Stop Park, to make it more colorful and inviting.

Council Member King – stated he would like the town to concentrate on the roads and how we are going to fund the cost of repairing them with the two new subdivisions going in and the greater amount of traffic. Ald. Hansen asked that Impact Fees be placed on October agenda.

Public Forum (Non-Agenda Items); 3 Minutes

Leonard Stewart addressed the council concerning the unsightly and unsanitary complaint. He states he lost the lease on the place he was renting and had to move all the cars out to his property. He has since had an auction, and has gotten a new lease on a place in Lowell. Mr. Foerster states he still has junk and other items that look bad, and part of Mr. Stewarts stuff and fence was on his property. After some discussion, it was determined the issue was more of a civil case.

Betty Wasserman asked that the stage coach be on any logos the town used due to the history of the town.

Announcements

1. Planning Meeting scheduled for September 20, 2022
2. Board of Zoning meeting is scheduled for September 20, 2022
3. Council Meeting scheduled for Tuesday, October 11, 2022

MINUTES
TOWN OF AVOCA
REGULAR COUNCIL MEETING
SEPTEMBER 13, 2022

Adjournment:

A motion was made by Ald. Alvarenga and seconded by Ald. King to adjourn meeting at 7:37 pm.
Discussion: none. All approved. Motion passed.

Respectfully submitted,

Nanette Barnes
Recorder-Treasurer

Approved Robert Whitehorn
Mayor Robert Whitehorn

Attest Nanette Barnes
Recorder/Treasurer Nanette Barnes