

REGULAR MEETING OF THE CITY COUNCIL

MAY 14, 2013

A Regular Meeting of the City Council of the City of Ogallala, Nebraska, was held at City Hall Council Chambers in said City on the 14th day of May 2013, at 7:30 o'clock P.M. Present were: President of the Council: Harold Peterson; Council Members: Darrell G. Bassett, Kevin Block, Karl Elmshaeuser, and Rodger Rankin. Absent: None. Interim City Manager: Jane M. Skinner; Deputy City Clerk: Roxane Welsh; City Attorney: Michael McQuillan.

Notice of the meeting was given in advance thereof by publishing one time in the Keith County News and posting at the City Hall Administration Building as shown by the Certificate of Publication and Posting Notice attached to these Minutes. Notice of this meeting was simultaneously given to the President and to all members of the Council on May 11, 2013 and a copy of their Acknowledgement of Receipt of Notice and the Agenda is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the Notice to the President and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The President of the Council stated this meeting is being convened in accordance with the Open Meetings Act and acknowledged a copy of the Open Meetings Act being duly posted in the southeast Corner of Council Chambers.

Mayor Peterson proclaimed May 12-18, 2013 as Police Week.

Council Peterson recognized Josh Gallagher for 5 years of service to the City of Ogallala Police Department.

Council Peterson recognized Rod Kolsrud for 25 years of service to the City of Ogallala Police Department.

Mayor Peterson proclaimed the month of May 2013 as Foster Care Month.

Myrna Archuletta, Chuck and Nancy Graff, Jim and Cathy Ochsner and Jim Rezac appeared before the council showing opposition to the proposed library location at Searle Park.

Councilman Block moved to approve the minutes of the special meeting held April 22, 2013. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser and Rodger Rankin. No: None. Abstain: Harold Peterson. Motion declared carried.

Councilman Block moved to approve the minutes of the regular meeting held April 23, 2013. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser and Rodger Rankin. No: None. Abstain: Harold Peterson. Motion declared carried.

City Clerk Skinner presented the financial report for March 2013.

Scott England addressed the council requesting the city council accept a letter of credit from Adams Bank in lieu of a performance bond for the sewer infrastructure improvement projects 2013-2 and 2013-3 which were awarded to Scotties Potties at the April 22, 2013 council meeting. Steve Krause, Regional President Adams Bank & Trust, reported that a letter of credit would give the city more leverage on collections. City attorney, Mike McQuillan explained to the council that there are no damaged parties in this situation and the council has the authority to approve this request.

Councilman Elmshaeuser moved to approve the request to waive the performance bond requirement and accept a letter of credit as equivalent to the performance bond from

Scotties Potties for Sewer Infrastructure Improvement Projects 2013-2 and 2013-3. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: None. Motion declared carried.

Councilman Bassett introduced resolution 1386 declaring the City of Ogallala's intent to incur debt which may include reimbursement of expenditures made by the city for the construction of street improvements in street improvement districts nos. 2013-1 and 2013-2 in the city. Council President Peterson read the resolution by title and Councilman Block seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell Bassett, Kevin Block, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. The following council Members voted "No": None. Absent: None. Motion declared carried and Resolution No. 1386 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Councilman Block introduced resolution 1387 declaring the intent of the City of Ogallala, Nebraska, to reimburse the city for payment of expenditures for municipal equipment by executing a lease-purchase agreement. Council President Peterson read the resolution by title and Councilman Bassett seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell Bassett, Kevin Block, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. The following council Members voted "No": None. Absent: None. Motion declared carried and Resolution No. 1387 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Travis Haggard, Economic Development Coordinator, updated the council. Topics included were OU/EDI Education recap, Downtown Revitalization, business growth in the community as well as discussing the Three Pillars of strength for Economic Development.

Dell Simmerman, Fire Chief, presented the Ogallala Volunteer Fire Department annual report for 2012.

Councilman Bassett introduced resolution 1388 approving Program Agreement Supplement No. 1 with the State of Nebraska Department of Roads. Council President Peterson read the resolution by title and Councilman Block seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell Bassett, Kevin Block, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. The following council Members voted "No": None. Absent: None. Motion declared carried and Resolution No. 1388 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

John Sauer, Water Superintendent, addressed the council on the need for a new SCADA system. Tom Werblow of TC Engineering provided information on what data the SCADA system provides. Councilman Elmshaeuser moved to approve the specifications, advertising and request for bids for the Ogallala Control System 2013-1 to advertise the request on May 20, 27 and June 3, and to open the bids on June 6, 2013. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: None. Motion declared carried.

Interim City Manager Jane Skinner addressed the council on future city council planning sessions. The council directed Interim City Manager Skinner to determine topics, dates and attendees for sessions.

The City Council gave updates regarding their committee assignments as follows:

- A. Board of Health – Pete Peterson
- B. Chamber of Commerce – Kevin Block
- C. Keep Keith County Beautiful – Buck Bassett
- D. Keith County Area Development – Karl Elmshaeuser
- E. Kenfield Petrified Wood Gallery – Rodger Rankin.

