

REGULAR MEETING OF THE CITY COUNCIL

MAY 28, 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 28th 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 25, 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.

Councilman Block moved to approve the consent agenda. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Motion declared carried and the consent agenda was approved as follows:

- A. Minutes of the Regular Meeting held May 14, 2013
- B. Claims

The Claims were approved as follows:

General Fund:

St Of Ne-4,057.47-Sit; 125 Plan-750.36-Pretr; Am Fam Ins-370.45-Ins; Eftps-15,251.58-Fit; Hosp & Med-15,666.55-Ins; Kc Court-305.19-P/R; Manulife-6,983.94-Pen; Pinn Bank-48,575.65-Pp9; Valley Bank-1,152.00-Hsa; 125 Plan-750.36-Pretr; Eftps-15,680.77-Fit; Hartford-1,326.15-Ins; Hosp & Med-15,666.55-Ins; Kc Court-305.19-P/R; Manulife-6,964.10-Pen; Pinn Bank-49,460.37-Pp10; Valley Bank-1,152.00-Hsa; Gen Fund-750.00-Su; Pinn Bank-25.00-Fees; Og Rotary-(40.00)-Reverse; Troxel-50.00-Fees; Star House Moving-2,800.00-Su; Ole's Steakhouse-1,990.00-Su; Zoellner Ford-26,654.00-Su; Office Serv-7,499.00-Su; Alco-230.11-Su; Windstream-47.78-Se; Allo Comm-159.58-Se; Am Chamber-230.00-Su; Napa-566.64-Su; Arnold Pool-69.15-Su; Baltzell Vet-120.00-Se; Bound Tree Med-493.32-Su; Bruckner-1,263.48-P/R; Candy Aerotech-1,000.00-Se; Cash-Wa-504.00-Su; Charter Comm-54.95-Se; Cima Co-1,174.90-Se; True Value-97.20-Su; Cranmore-45.00-Se; Crofutt-64.26-Su; Culligan-118.50-Se/Su; Dash Med Gloves-48.44-Su; Dis Vac & Sew-98.94-Su; Dollar General-233.00-Su; Dp Electronics-60.96-Su; Eichner Sales-408.87-Su; Elite Sports-421.50-Su; Ems Billing-2,139.18-Se; Fairbanks Int-22.24-Su; Farmers Coop-5,581.49-Su; John Deere Fin-514.95-Su; Fyr-Tek-1,126.55-Su; Galls-509.99-Su; Hart's Auto-359.30-Su; Harris, Boyd-215.00-Refund; Hembree-297.15-Se; Holiday Inn-265.20-Su; Holmes-30.00-Se; Home Pc Sales-20.00-Se; Humphreys Auto-495.07-Su; Icma-125.00-Fees; Ideal Linen-187.28-Su; Intl Instit Muni Clerks-145.00-Fees; Intellicorp-32.85-Se; Int'l Code Council-173.50-Su; Waste Conn-728.29-Se; Kcad-2,300.00-Contract; KC Clerk-30.00-Se; KC Hosp Auth-29,884.71-Contract; KC News-1,426.92-Se; KC Sen Center-30.00-Su; KC Treasurer-10,197.35-Se; Kenfield Elec-5,859.50-Su; Keystone Sod-160.00-Su; Kildare Lumber-108.16-Su; Sourcegas-4,792.66-Su; Linweld-177.45-Su; Lou Kraus Music-169.99-Su; Mcquillan Law-983.00-Se; Michael Todd-1,470.96-Su; Midwest Turf-2,534.01-Su; Mid-Am Research-102.17-Su; Mighty Clean Jan-598.50-Se; Mobile Mec-100.00-Se; Nppd-17,056.67-Se; Ne Safety-102.00-Su; Office Service-1,837.90-Su; Og Comm Hosp-74.60-Se; Og Water Dept-1,066.60-Su; Og

Vol Fire Dept-1,133.10-Su; Scotties Potties-1,080.00-Su; Og Comm Hosp-151.53-Su; Og Honor Guard-250.00-Se; Olsson Assoc-82,329.50-Se; Oshkosh Cleaners-116.00-Se; Pinn Bank-36,725.67-Loan; Platte Valley Agency-356.00-Su; Prairie States Comm-207.15-Se; Quill Corp-834.52-Su; Centurylink-974.47-Se; R & D Weld-113.12-Su; Reams Sprinkler-1,601.53-Su; Riggs, Betty Jo-29.37-Su; Schmidt Motors-1,606.33-Su; Servicemaster-357.00-Se; Sherwin-Williams-84.45-Su; Shopko-14.95-Su; Siffring, Ron-230.75-Su; Springer's-252.00-Su; Steve's Body-125.00-Se; St. Paul's Luth-100.00-Se; T&C Srv-14.00-Su; Uniform & Acess-240.98-Su; U S Postal-79.46-Su; U S Recycling-57.20-Se; Van Diest-11,523.19-Su; Verizon-752.14-Se; Vidacare-692.20-Su; Visa-5,667.14-Su; Visa-134.50-Su; Overhead Door-137.00-Su; Western Engineering-1,335.29-Su; Western Path-78.00-Se; Western Conv-9.00-Se; Wolf Landscape-430.00-Se; Xerox-56.90-Su/Se;

Select Flex:

Rci-192.30-P/R; Rci-979.33-P/R; Rci-686.30-P/R;

Water Department:

Adams Bank-25.00-Fees; Windstream-8.58-Se; Napa-4.27-Su; Bomgaar's-81.26-Su; Cornhusker Glass-62.45-Se; Correll Refriger-39.00-Su; E.H.Wachs-6,601.92-Su; Farmers Coop-1,150.19-Su; Gen Fund-22,951.87-Su/P/R; Harcros Chemicals-3,375.00-Su; Humphreys Auto-288.68-Su; Ideal Linen-85.83-Su; Waste Conn-112.44-Se; Kc News-937.98-Se; Kenfield Elec-25.35-Su; Kildare Lumber-9.30-Su; Kimball Midwest-163.02-Su; Sourcegas-271.63-Se; Mcquillan Law-25.00-Se; Midwest Elec-3,661.27-Se; Muni Supply-3,246.12-Su; Muni Pipe-54,000.00-Su; Nppd-3,325.35-Se; Office Service-234.97-Su; Og Feed & Seed-18.14-Su; Og Ready Mix-363.26-Su; Og Water-41.36-Su; Olsen's Ag Lab-73.50-Se; One Call Concepts-78.40-Se; Prairie & Montane-1,179.45-Su; Centurylink-134.08-Se; Sunmart-64.09-Su; Snap-On-16.00-Su; St Of Ne-Dept Health-271.00-Se; T&C Srv-11.00-Su; Usa Blue Book-134.36-Su; Verizon-97.77-Se; Visa-108.36-Su; Asap Const-75.00-Refund; Grosch, Matt-17.90-Refund; Hilliard, Deb-7.59-Refund; Gary Krajewski Law-4.75-Refund; Lafore, Jeremiah-5.82-Refund; Rogers, Jordan-27.28-Refund

Sewer Department:

Adams Bank-25.00-Fees; Gen Fund-844.80-Se; Napa-176.91-Su; True Value-186.75-Su; Farmers Coop-368.12-Su; John Deere Financials-569.12-Su; Gen Fund-14,667.42-P/R; Hach Co-141.32-Su; Ideal Linen-61.83-Su; Waste Conn-127.97-Se; KC News-105.34-Se; Kenfield Elec-1,108.61-Se; Sourcegas-1,981.10-Se; Ndeq-102,927.45-Se; Ne Printworks-233.25-Su; Nppd-4,953.66-Se; Og Water-139.95-Se; Scotties Potties-1,362.60-Su; Centurylink-206.45-Se; R & D Weld-14.09-Su; Sunmart-27.24-Su; Snell Services-435.00-Se; T&C Srv-447.20-Su; USA Bluebook-70.84-Su; Verizon-24.45-Se; Visa-131.48-Su; Wastecorp-224.40-Su

Youth Committee:

City Of Og-100.00-Su; Dickinson, Mary-300.00-Se; Og Softball-50.00-Su; Schlake, Chrissa-22.24-Su; Sunmart-201.17-Su; Visa-244.41-Su

Hospital & Medical:

Rci-11,802.25-Ins; Rci-4,232.61-Ins; Rci-5,699.03-Ins; Rci-3,402.74-Ins; Rci-2,099.73-Ins; Rci-1,141.53-Ins

Council President Peterson opened a public hearing considering a project for which financial assistance is being sought from the Federal Transit Administration for a 14 passenger small bus with a wheelchair lift at 7:33 P.M.

Coletta Clouse, Public Transportation Director, addressed the council on the need for a replacement bus.

Mary Lou Heelan addressed the council regarding the Library Board and the need to have public input for the placement of the library project and the relationship between the library and the city.

Matt Feder addressed the council regarding the issuance of a Livestock/Fowl Permit allowing him to keep 4 calves or 2 horses at 312 West O Street.

Councilman Bassett moved to deny the request to keep livestock or fowl at 312 West O Street. Councilman Block seconded the motion. The following council members voted

Yes: Kevin Block. No: Darrell Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. Motion declared failed.

Councilman Bassett moved to permit the request to keep 4 calves or 2 horses at 312 West O Street until revoked. Councilman Elmshaeuser seconded the motion. The following council members voted Yes: Darrell Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: Kevin Block. Motion declared carried.

Micky Thomas addressed the council regarding the issuance of a Livestock/Fowl Permit allowing her to keep 1 horse at 301 West Q Street.

Councilman Rankin moved to allow Micky Thomas to keep one horse at 301 West Q Street until revoked. Councilman Elmshaeuser seconded the motion. The following council members voted Yes: Darrell Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: Kevin Block. Motion declared carried.

Councilman Block moved to approve the claim payable to West Central Nebraska Development District in the amount of \$4,000.00. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Abstain: Karl Elmshaeuser. Motion declared carried.

CJ Poltack, West Central Nebraska Development District, addressed the council regarding a request for an extension for the Downtown Revitalization Project. She explained that due to materials and time, it is recommended to request an extension to the CDBG grant that has been awarded to the project.

Councilman Bassett moved to approve the CDBG Contract Amendment Request proposing a contract end date of February 21, 2014 to be submitted to the Nebraska Department of Economic Development and authorize the Council President to sign the amendment request. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Abstain: Karl Elmshaeuser. Motion declared carried.

Matt Rief, Olsson Associates, addressed the council regarding the bids received for the Downtown Improvements 2013.

Councilman Rankin moved to award the Ogallala Downtown Improvements 2013 to the lowest responsible bidder – Moul's Modern Builders in the amount of \$564,812.08 including Civil Site Improvements totaling \$239,644.08 and a Conventional Building totaling \$324,168.00. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Abstain: Karl Elmshaeuser. Motion declared carried.

Matt Rief also addressed the Ogallala Paving Improvements specifications.

Councilman Block moved to approve the plans, specifications and request for bids for the Ogallala Paving Improvements 2013 and to advertise the request on June 10, 17 and 24 and to open the bids on July 2. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Motion declared carried.

Councilman Elmshaeuser introduced resolution 1389 approving a Preliminary Engineering Services Agreement, Supplemental Agreement No. 1-BK1253. 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. 1389 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the Minutes of the President and Council of the City of Ogallala, Nebraska, 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 meeting of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Jane M. Skinner
City Clerk

(S E A L)