

REGULAR MEETING OF THE CITY COUNCIL

JULY 23, 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 23rd day of July 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 July 20, 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. Absent: None. Motion declared carried and the consent agenda was approved as follows:

- A. Minutes of the Regular Meeting held July 9, 2013.
- B. Claims.
- C. Renewal of Appliance Installer Licenses:
 - 1) Paul Ruhlman
- D. Renewal of Sewer Contractor Licenses:
 - 1) Paul Baumgartner
 - 2) Scott England
- E. Renewal of Gas Fitters Licenses:
 - 1) Todd Bissell
 - 2) Douglas Correll
 - 3) Delbert Hansen
 - 4) David Norman
 - 5) David Richter
- F. Renewal of Master Plumber Licenses:
 - 1) Kevin Foley
 - 2) Dan Heble
 - 3) Charles Morland
 - 4) Robert Nelson
 - 5) Burt Pace
 - 6) Ronald Randall
 - 7) Joe Vas Jr.
- G. Renewal of Journeyman Plumber Licenses:
 - 1) Harold Beckius
 - 2) Kurt C. Morland
 - 3) Paul G. Morland
 - 4) Levi Nelson
 - 5) Chad Wittstruck
 - 6) Tod Kimberling
- H. Renewal of Right of Way Contractor Licenses:
 - 1) Paul Baumgartner
 - 2) Scott England

- 3) JD Peterson
- 4) Lonnie Peters
- I. Renewal of Mobile Home Park Licenses:
 - 1) Del and Beverly Humphrey dba Hillcrest Homes MHP
 - 2) Denisse Allaire dba Hillcrest Park Community, LLC MHP
 - 3) Tim Miller dba L & L Trailer Court MHP
- J. Application for Journeyman Plumber License for Nicholas Condon.

The Claims were approved as follows:

General Fund:

125 Plan-750.36-Pretx; Moul's Bldrs-26,400.00-Su; Eftps-16,801.75-Fit; Hartford Life-1,472.05-Ins; Hosp&Med-15,989.17-Ins; Manulife-6,629.18-Pen; Pinn Bank-56,106.93-Pp13; Valley Bank-1,170.50-Hsa; St Of Neb-4,074.80-Sit; 125 Plan-750.36-Pretx;AmFamily-370.45-Ins;Eftps-17,036.36-Fit; Hosp & Med-16,311.79-Ins; Manulife-6,856.29-Pen; Pinn Bank-55,984.13-Pp14; Valley Bank-1,189.00-Hsa; Eftps-13.10-Fit; Gen Fund-1,500.00-Su; Ne Dept Of Aeronautics-3,190.83-Lease; Ne Dept Of Rev-888.44-Sales Tx; Air Bp-29,311.59-Su; Pinn Bank-25.00-Se; Transit Midwest-(175.00)-Reverse; Caskey-(15.00)-Reverse; Am Red Cross-734.00-Su; 21st Century-1.08-Su; Adams Bank-100.00-Refund; Adamson-294.95-Su; Alco-76.45-Su; Windstream-25.57-Se; Allo Comm-435.94-Se; Am Family-346.95-Ins; Napa-183.82-Su; Arnolds Upholstery-54.00-Su; Arnold Pool-198.60-Su; Baltzell Vet-260.00-Se; Bdu.Com-679.75-Su; Big Springs Equip-943.14-Se; Bound Tree-553.88-Su; Bruckner-842.32-P/R; Candy Aero-1,000.00-Contract; Cash-Wa-889.88-Su; Pam Caskie-257.64-Su; Charter-54.95-Se; Christensen, Rex-1,768.00-Su; True Value-24.12-Su; Comm Internet-15.00-Se; Comfort Suites-170.00-Se; Consolidated Fleet-866.00-Se; Cornhusker Glass-745.00-Su; Correll Ref-845.66-Su; Cranmore Pest-45.00-Se; Culligan-144.00-Su; Division Weights & Measur-41.46-Se; Dollar Gen-201.10-Su; Eichner-39.20-Su; Ems Billing-1,239.94-Contract; Og Plumbing-68.95-Se; Fairbanks Intl-86.80-Su; Farmers Coop-9,894.43-Su; John Deere-430.41-Su; Fire Eng-29.95-Su; Fireguard Inc-3,083.17-Su; Firehouse Mag-39.95-Su; Fp Mailing-248.85-Su; Galls-207.40-Su; Gallagher-161.85-P/R; Grainger-369.27-Su; Holiday Inn Express-474.00-Se; Humphreys-286.06-Su; Icma-450.00-Se; Ideal Linen-236.06-Su/Se; Waste Conn-8,132.18-Se; Kcad-2,300.00-Contract; Kc Clerk-20.00-Se; Kc Hosp Auth-32,749.60-Sales Tx; Kc News-1,182.81-Se; Kc Sen Cen-31.75-Su; Kc Treas-10,197.35-Se; Kents Towing-300.00-Se; Kildare-557.53-Su; Sourcegas-2,580.73-Se; Linweld-286.91-Su; Master's Trans-416.43-Su; Mcm Truck-370.00-Se; Mcmillan Plumbing-200.00-Se; Mcquillan Law-2,299.00-Se; Menards-142.70-Su; Michael Todd & Co-648.40-Su; Midwest Turf-690.24-Su; Mid-Am Research-392.78-Su; Midwest Radar-200.00-Se; Mid-Plains Comm Coll-30.00-Se; Midwest Mailing-65.00-Su; Mighty Clean-140.00-Se; Mob Mec-100.00-Se; Ne Salt & Grain-20,264.85-Su; Ne Printworks-47.85-Su; Ne Crime Comm-7.50-Su; Nppd-63,851.39-Su; Ne Workforce-3,451.00-Ins; Nitzel, Dolly-60.00-Refund; Off Service-221.48-Su; Banner Health-111.90-Se; Og Feed & Seed-615.45-Su; Og Ready Mix-1,064.00-Su; Og Rotary-80.00-Dues; Og Water-6,628.58-Su; Og Comm Hosp-297.18-Su; Olsson Assc-13,000.00-Se; Open Range Grill-100.00-Refund; Oshkosh Cleaners-87.00-Se; Panek, Jan-90.00-Su; Paulsen Inc-10,445.00-Su; Pioneer Products-673.13-Su; Platte Valley Agency-219.00-Ins; Prairie States-305.36-Se; Prairie Theatre-456.00-Se; Protect Our Children-75.00-Se; Centurylink-976.60-Se; R & D Welding-48.95-Su; Reams Sprinkler-2,323.86-Su; RLHConst-145.22-Su; Safeway-49.01-Su; Servicemaster-357.00-Se; Sherwin-Williams-1,013.40-Su; Shopko-40.96-Su; Almquist,Maltzahn,Gallow-1,860.00-Se; Aaron Smith-1,087.54-Su; Sw Auto Tech-222.00-Su; Stulichs Asphalt-135,997.10-Su; Zoellner Ford-182.27-Se; T&C Srv-75.34-Su; U S Postal-79.46-Su; Van Diest-111.36-Su; Verizon-675.63-Se; Visa-1,915.77-Su; Wells Fargo-40,503.84-Lease; Wells Flying-712.85-Su; Western Eng-1,840.75-Su; Win Designs-609.50-Su; Xerox Corp-34.54-Su;

Select Flex:

RCI-1,314.23-P/R

Water Fund:

Ne Dept Of Rev-9,473.93-Sales Tx; Adams Bank-25.00-Se; Windstream-8.53-Se; Napa-20.21-Su; True Value-14.94-Su; Cornhusker Glass-49.37-Se; Farmers Coop-1,105.30-Su; Gen Fund-25,662.63-Su; Grainger-260.84-Su; Humphreys-79.76-Su; Ideal Linen-83.70-Su/Se; Waste Conn-112.44-Se; Kenfield Elec-19.65-Se; Kildare-44.92-Su; Sourcegas-

58.00-Su; Mcquillan Law-100.00-Se; Midwest Elec-4,486.70-Su; Muni Supply-4,926.35-Su; Nppd-5,141.73-Su; Off Service-81.74-Su; Og Water-41.36-Su; Olsen's Ag Lab-178.50-Su; One Call Concepts-64.40-Se; Pumping Sol-62.27-Su; Centurylink-134.08-Se; Sunmart-70.12-Su; St Of Ne-536.00-Su; Usa Blue Book-437.89-Su; Verizon-97.76-Se; Visa-7.31-Su; Anderson, Jackie-5.97-Refund; Duba, Darrin-56.98-Refund; Holscher, Stephanie-23.00-Refund; Mercer, Ross-20.91-Refund; Sanders, Laura-34.39-Refund; Schumm, Tricia-1.99-Refund; Sutherland, Chad-37.92-Refund.

Sewer Fund:

Adams Bank-25.00-Se; True Value-2.00-Su; Cornhusker Glass-28.85-Su; Correll Ref-268.21-Se; Farmers Coop-277.19-Su; John Deere-312.70-Su; Gen Fund-15,285.15-Su; Hach Co-69.09-Su; Hoa Solutions-4,078.75-Su; Hydrotex-524.32-Su; Ideal Linen-43.50-Su/Se; WasteConn-127.97-Se; Sourcegas-780.33-Su; Lawson Products-48.27-Su; Midwest Lab-894.60-Su; Nppd-5,898.81-Su; Og Water-184.50-Su; Centurylink-206.45-Se; Sapp Bros-313.90-Su; Verizon-26.03-Se; Visa-56.98-Su; Wastecorp Pumps-853.53-Su;

GRC:

Raceday Timing Sol-2,800.00-Se; Grant Tribune-215.90-Se; Kearney Hub-341.50-Se; Telegraph-130.00-Se; Visa-595.42-Se;

Youth Committee:

City Of Og-300.00-Su; Dickinson-67.74-Se; Guiding Star Girl Scout-25.00-Su; Og Softball-75.00-Su; Og Football-25.00-Su;

Medical Benefit:

Rci-12,889.00-Ins; Rci-5,389.39-Ins; Rci-1,682.46-Ins;

Councilman Block moved to approve a Keno Operation at Cornhusker Lanes 900 East 1st Street in Ogallala Nebraska. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: Karl Elmshaeuser. Absent: None. Motion declared carried.

Councilman Bassett moved to approve the Corporate Manager License for Cary Cook in Connection with the Cenex Convenience Store located at 1103 West 1st Street. Councilman Block 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 moved to approve the livestock/fowl permit for 10-15 chickens and 1 cow at 2509 West H Street for Sheri L. Elmshaeuser. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell Bassett, Harold Peterson and Rodger Rankin. No: Kevin Block. Abstain: Karl Elmshaeuser. Absent: None. Motion declared carried.

Councilman Block moved to approve the claim payable to West Central Nebraska Development District in the amount of \$65.00. 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. Absent: None. Motion declared carried.

Councilman Bassett introduced resolution 1395 declaring the City of Ogallala's intent to incur debt which may include reimbursement of expenditures made by the city for the construction of additions and improvements to the water distribution system in the city (infrastructure improvement 2013-1). 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. 1395 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 1396 declaring the City of Ogallala's intent to incur debt which may include reimbursement of expenditures made by the city for the

construction of additions and improvements to the sewer collection system in the city (infrastructure improvements 2013-2 and 2013-3). 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. 1396 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Drew Krab, President Keith County Area Development, addressed the council regarding the Economic Development Strategic Plan for the City of Ogallala, Keith County and Keith County Area Development.

Councilman Bassett introduced resolution 1397 approving an Economic Development Strategic Plan for Keith County. 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, Harold Peterson and Rodger Rankin. The following council Members voted "No": Karl Elmshaeuser. Absent: None. Motion declared carried and Resolution No. 1397 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Coletta Clouse, Public Transportation Director, addressed the council regarding the bid received or the feasibility study for a transit storage facility.

Councilman Bassett moved to accept the proposal from T.C. Engineering regarding a feasibility study for a transit storage facility and authorize the Council President to sign a Professional Services Agreement for a feasibility study for a transit storage facility. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: Karl Elmshaeuser. Absent: None. Motion declared carried.

Councilman Block moved to approve the first amendment to Letter Agreement for Engineering Services with Olsson Associates at an amount not to exceed \$59,700. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Abstain: Karl Elmshaeuser. Absent: None. Motion declared carried.

Councilman Bassett introduced resolution 1398 establishing An Americans with Disabilities/Section 504 Of Rehabilitation Act-Civil Rights Policy For The City Of Ogallala, Nebraska. Council President Peterson read the resolution by title and Councilman Rankin 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. 1398 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Tom Werblow, T.C. Engineering, addressed the council regarding the Professional Services Agreement for the construction of a new south water well, repair of the ground storage reservoir and repairs to leak at base of current south water tower.

Councilman Bassett moved to approve the Professional Services Agreement for construction of a new south water well, repair of the ground storage reservoir and repairs to the leak of the south water tower. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: Karl Elmshaeuser. Absent: None. Motion declared carried.

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

- A. Board of Health – Pete Peterson
- B. Chamber of Commerce – Kevin Block.

