

REGULAR MEETING OF THE CITY COUNCIL

NOVEMBER 12, 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 12th day of November 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. City Manager: Aaron Smith; City Clerk-Treasurer: Jane M. Skinner; 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 November 8, 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 Bassett moved to approve the consent agenda. 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 and the consent agenda was approved as follows:

- A. Minutes of the Regular Meeting held October 22, 2013.
- B. O.V.F.D. – Probationary Membership of Pamela Ogg.

Council President Peterson opened the public hearing regarding the Class C Liquor License – 1 Eleven Lounge LLC DBA 1 Eleven Lounge at 7:32 P.M.

Council President Peterson read a letter of appreciation from Nebraska Public Power District for help provided to them during the recent flooding incident.

Tanya Jellison addressed the council regarding the adoption fees at the pound requesting the first year license fees be included in the adoption fee.

John Trecek of Ameritas Investment Corporation addressed the council regarding calling Various Purpose Bonds, Series 2008, Dated December 2, 2008 and the issuance of General Obligation Refunding Bonds.

Councilman Bassett introduced resolution 1403 calling various purpose bonds, series 2008, dated December 2, 2008. Council President Peterson read the resolution by title and Councilman Elmshaeuser 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: Motion declared carried and Resolution No. 1403 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Councilman Block introduced Ordinance 1306, entitled: An Ordinance authorizing the issuance of general obligation refunding bonds of the city of Ogallala, Nebraska, in the principal amount of seventy hundred twenty-five thousand dollars (\$725,000) to refinance certain outstanding bonds of the city; prescribing the form of said bonds; providing for the sinking fund and for the levy and collection of taxes to pay said bonds to the extent not paid from other sources; providing for the sale of the bonds and authorizing the city to enter into a bond purchase agreement; authorizing the delivery of the bonds to the

purchaser; providing for the disposition of the bond proceeds and ordering the ordinance published in pamphlet form and moved that the Statutory Rule requiring the reading on three different days be suspended. 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 the Statutory Rule was declared suspended for the consideration of this Ordinance.

Ordinance No. 1306 was read by title and, thereafter, Councilman Block moved for the final passage of the Ordinance. Councilman Bassett seconded the motion. The President then stated the question: "Shall Ordinance No. 1306 be passed and adopted?" 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. The passage and adoption of said Ordinance having been concurred in by a majority of all members of the Council, the President declared the Ordinance adopted and the President, in the presence of the Council, signed and approved the Ordinance and the Clerk attested to the passage and approval of the same and affixed her signature thereto, a copy of said Ordinance No. 1306 being attached hereto and, by this express reference, incorporated herein and made a part hereof.

Council President Peterson closed the public hearing regarding the Class C Liquor License – 1 Eleven Lounge LLC DBA 1 Eleven Lounge at 7:48 P.M.

Councilman Bassett moved that the Ogallala City Council recommend that the liquor license for 1 Eleven Lounge LLC DBA 1 Eleven Lounge be approved by the Nebraska Liquor Control Commission. 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 Rankin moved to approve the corporate manager license for Gregory G. Gifford in connection with the Class C Liquor License for 1 Eleven Lounge LLC DBA 1 Eleven Lounge. 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.

City Clerk Skinner presented the financial report for October 2013.

The council took no action on the naming of the Downtown Revitalization Parking Pavilion and directed the City Manager to come back with cost estimates for various types of signage.

Councilman Elmshaeuser introduced resolution 1404 reaffirming the city of Ogallala's obligation to distribute taxes to the hospital authority No.1 of Keith County Nebraska. Council President Peterson read the resolution by title and Councilman Elmshaeuser 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: Motion declared carried and Resolution No. 1404 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Dell Simmerman-Fire Chief and Rick Bourque-Assistant Fire Chief addressed the council regarding a fire safety and severe weather education trailer.

Councilman Block introduced resolution 1405 amending the special fee schedule for the City of Ogallala. Council President Peterson read the resolution by title and Councilman Elmshaeuser 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: Motion declared carried and Resolution No. 1405 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

