

## REGULAR MEETING OF THE CITY COUNCIL

SEPTEMBER 23, 2014

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 23<sup>rd</sup> day of September 2014, at 7:00 o'clock P.M. Present were: President of the Council: Harold Peterson; Council Members: Darrell G. Bassett, Karl Elmshaeuser and Rodger Rankin. Absent: Kevin Block. City Manager: Aaron Smith; City Clerk: Jane M. Skinner; City Attorney: Michael McQuillan.

Notice of the 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 September 19, 2014 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 excuse Councilman Block from the September 23, 2014 City Council Meeting. Councilman Elmshaeuser seconded the motion. The following council members voted Yes: Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: Kevin Block. Motion declared carried.

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

- A. Minutes of the Regular Meeting held September 9, 2014.
- B. Claims.
- C. Appointment to Board – Library Board (2).
  - 1) Michael Tuttle – Four Year Term (10-01-14 – 09-30-18).
  - 2) Vicki Lynn Peters – Four Year Term (10-01-14 – 09-30-18).
- D. O.V.F.D. – Resignation of Analisa Colglazer.
- E. O.V.F.D. – Resignation of Scott King.
- F. O.V.F.D. – Resignation of Chris Peters.

The claims were approved as follows:

### **General Fund:**

Ne Dept Of Rev-4,175.12-Sit; 125 Plan-537.97-Pretx; Am Family Ins-475.53-Ins; Eftps-16,037.43-Fit; Hosp&Med-16,863.23-Ins; Icma-511.50-Pen; Kc Dist Court-794.72-P/R; John Hancock-7,756.32-Pen; Ne Child Support-25.00-P/R; Pinn Bank-49,301.38-Pp#18; Valley Bank-1,603.00-Hsa; 125 Plan-537.97-Pretx; Eftps-16,669.73-Fit; Hartford Life-1,393.55-Ins; Hosp&Med-16,863.23-Ins; Icma-511.50-Pen; Kc Court-619.14-P/R; John Hancock-7,894.39-Pen; Ne Child Support-25.00-P/R; Pinn Bank-52,268.54-Pp#19; Valley Bank-1,603.00-Hsa; Ne Dept Of Rev-25.00-Tax; Gen Fund-1,500.00-Su; Dept Of Rev-281.87-Salestx; Pinn Bank-25.00-Se; Shoe Mart-(15.96)-Rev; Shopko-15.96-Su; 21st Century-17.41-Su; A & B Tool-285.00-Su; Alco-126.19-Su; Alive Outside-2,125.99-Su/Se; Allo-1,157.26-Se; Andersen Sign-2,600.00-Su/Se; Napa-532.54-Su; Apolius, Rita-16.80-Mi; Arnold Pool-1,117.83-Su; Artfx-327.00-Su; Baltzell Vet-62.00-Se; Battery Junction-46.86-Su; Bear Graphics-149.68-Su; Big Mac Diesel-317.99-Su/Se; Big Springs Equipment-54.17-Su; Bittersweet Bakery-96.00-Su; Bok Financial-750.00-Fees; Lonnie Boring-84.00-Mi; Bound Tree Medical-849.92-Su; Bourque, Richard-94.54-Su; Brownells-110.72-Su; Bruckner, Mike-842.32-P/R; Bsn Sports-1,393.99-Su; Candy Aerotech-1,000.00-Contract; Cash-Wa-319.65-Su; Cement Products-156,188.35-Su; Clouse, Coletta-416.19-Su; True Value-290.08-Su; Cogburn, Dorothy-39.20-Mi;

Contractors Materials-360.00-Su; Cornhusker Glass-254.95-Su; Cranmore Pest Control-90.00-Se; Culligan-137.50-Su; Cunningham Assoc-4,500.00-Su; Danko Emergency Equip-867.19-Su; Dollar General-228.65-Su; Dp Electronics-12.99-Su; Loretta Edwards-39.20-Mi; Ems Billing-893.27-Contract; Ervin, Joanne-55.44-Mi; Farmers Coop-7,660.16-Su; John Deere Financials-437.57-Su; Fegler, Ilo-23.52-Mi; Fireguard-1,548.89-Su; Fyr-Tek-88.70-Se; Great Plains Health-238.49-Se; Hasty, Betsy-26.88-Mi; Home Pc Sales-130.00-Su; Humphreys Auto-273.53-Su; Ideal Linen-193.04-Su/Se; Waste Conn-800.54-Se; Kc Clerk-10.00-Se; Kc Hosp-39,273.06-Salestx; Kc News-247.17-Se; Kc Register-28.00-Se; Kc Senior Center-38.50-Su; Kc Treasurer-11,296.82-Se; Keating O'gara-275.00-Su; Kc Dist Court-34.00-Se; Kenfield Electric-496.00-Su; Kenfield, Harvey-117.04-Mi; Kenfield, Howard-38.64-Mi; Kents Towing-300.00-Se; Kildare Lumber-369.17-Su; Kintz, James-2,225.00-Se; Sourcegas-2,701.63-Su; League Of Ne Muni-434.00-Su; Lezotte, Margaret-35.00-Mi; Linweld-323.95-Su; Neopost-375.00-Contract; Markussen, Judy-117.60-Mi; Maxson, Carol-78.40-Mi; Mcm Truck-366.00-Se; Mcquillan Law-1,274.00-Se; Midwest Turf-1,470.63-Su; Mid-American Research-346.88-Su; Midwest Radar-200.00-Su; Mighty Clean Janitorial-70.00-Su; Mobile Mech-100.00-Se; Most, Kathy-43.68-Mi; Murphy Tractor-70.48-Su; Ne Printworks-330.52-Su; Ne Fire Chiefs Assn-40.00-Su; Nppd-19,521.42-Su; Nfpa-165.00-Dues; Np Ne Physician-197.00-Se; Nsvfa-684.00-Dues; Office Service-1,198.36-Su; Banner Health-38.40-Su; Og Water-14,873.08-Su; Og Indian Summer Rend-100.00-Refund; Scott England-900.00-Su/Se; Og Comm Hosp-148.15-Su; Ace Hardware-239.52-Su; Olsson Assoc-22,704.09-Se; Paulsen-29,872.52-Su; Prairie States-42.00-Su; Quick Electric-269.90-Su; Quill Corp-704.36-Su; R & D Welding-433.60-Su; Reams Sprinkler-1,136.23-Su; Rockmount Research-320.45-Su; Sauer, Walter-124.60-Mi; Servicemaster-357.00-Se; Serve Nebraska-50.00-Su; Sherwin-Williams-2,238.09-Su; Shopko-151.85-Su; Sunmart-25.80-Su; Snell Services-1,128.77-Se; Steve's Body-195.00-Se; Steinke, Virginia-49.00-Su; Stulichs Asphalt-59,410.00-Su/Se; Sutton, Ferne-103.60-Mi; Sutherland Ind-8,000.00-Su; Tc Engineering-9,500.00-Se; Titan Machinery-34.50-Su; To Haas-64.78-Se; T & C Srv-3,388.51-Se; Traffic Safety-6,268.54-Su; T&A Align-333.51-Se; Twomey Tree Service-2,100.00-Su; United Health Care-614.52-Refund; U S Postal Svc-84.39-Su; Van Diest Supply-5,422.70-Su; Verizon-684.92-Se; Visa-8,239.96-Su; Weathercraft-4,011.74-Se; Western Path-24.45-Su; Wolf Auto Center-1,167.73-Se; Xerox-48.83-Lease

**Select Flex:**

Rci-892.06-P/R

**Water Dept:**

Ne Dept Of Rev-11,601.13-Tax; Adams Bank-25.00-Se; Allo-137.93-Se; Bomgaar's-474.79-Su; Cornhusker Glass-54.96-Se; Correll Ref-84.00-Se; Dultmeier Sales-123.83-Su; Elite Sports-340.26-Su; Farmers Coop-1,143.74-Su; Gen Fund-20,455.36-Se; Humphreys Auto-948.14-Su; Ideal Linen-90.66-Su/Se; Waste Conn-123.59-Su; Sourcegas-63.73-Su; League Of Ne Muni-40.00-Fees; Mcquillan Law-33.00-Se; Midwest Electric-6,871.43-Su; Municipal Supply-4,581.16-Su; Nppd-5,514.86-Su; Office Svc-59.90-Su; Og Ready Mix-1,950.20-Su; Og Water-42.75-Su; Og Bond-25,035.14-Su/Se; Og Ace Hardware-11.21-Su; Olsen's Ag Lab-115.50-Se; One Call Concepts-101.30-Se; Paulsen-571.38-Su; R & D Welding-73.00-Se; Sunmart-36.83-Su; St Of Ne-Dept Health-821.00-Se; Usa Blue Book-242.66-Su; Verizon-96.59-Se; Wolf Auto-110.00-Su; Coyle, June-19.47-Refund; Davison, Steve-22.73-Refund; Rizza, Thomas-17.10-Refund; Sylvester, Georgia-137.69-Refund

**Sewer Dept:**

Adams Bank-25.00-Se; Allo-117.01-Se; Bowe's Portable Welding-180.00-Se; True Value-51.83-Se; Eichner Sales-22.76-Se; Elite Sports-200.50-Su; Farmers Coop-227.76-Su; John Deere Financial-711.08-Su; Gen Fund-13,159.17-Ins; Ideal Linen-36.66-Su/Se; Waste Conn-140.67-Se; Sourcegas-854.11-Su; Moore Plumbing-160.00-Su; Municipal Supply-780.29-Su; Nppd-5,502.31-Su; Og Water-78.90-Su; Scott England-2,134.25-Se; Og Bond-8,274.94-Su/Se; Olsen's Ag Lab-184.55-Se; Paulsen-48,011.07-Se; Centurylink-73.80-Se; Setpoint Controls-993.23-Su; Usa Blue Book-44.80-Su; Verizon-24.15-Se; Visa-268.68-Su

**GRC Expansion:**

Artfx-1,448.82-Su; Impact Images-180.00-Su; Recog Unlimited-618.98-Su

**Youth Committee:**

Guiding Star Girl Scout-15.00-Assist; Og High School-25.00-Assist; Og Gymnastics-25.00-Assist; Ohs Cheer-25.00-Assist; Visa-54.36-Su

**Medical Benefit:**

Rci-12,706.98-Ins; Rci-13,585.80-Ins; Rci-3,238.05-Ins; Rci-13,388.16-Ins

Council President Peterson opened a public hearing regarding an application for National Park Service Land and Water Conservation Fund at 7:02 P.M. C.J. Poltack, West Central Nebraska Development District addressed the council regarding the National Park Service Land and Water Conservation Fund application. City Clerk Skinner noted that no written comments were received regarding the application.

Councilman Bassett moved to approve the claims payable to West Central Nebraska Development District in the amounts of \$3,815.50 and \$565.00. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell G. Bassett, Harold Peterson and Rodger Rankin. No: None. Abstain: Karl Elmshaeuser. Absent: Kevin Block. Motion declared carried.

Councilman Bassett moved to approve the claims payable to Rankin Sales and Services in the amount of \$289.49. Councilman Elmshaeuser seconded the motion. The following council members voted Yes: Darrell G. Bassett, Karl Elmshaeuser and Harold Peterson. No: None. Abstain: Rodger Rankin. Absent: Kevin Block. Motion declared carried.

Councilman Elmshaeuser introduced a resolution amending the City of Ogallala Personnel Manual sections 1.035: Employee Advisory Committee; 3.050: On-Call Time and Call-In Pay; 4.080: Holidays. Councilman Rankin seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. The following council Members voted "No": None. Absent: Kevin Block. Motion declared carried and Resolution No. 1423 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Councilman Bassett moved to approve the rental agreement for Rendezvous square as presented. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: Kevin Block. Motion declared carried.

Councilman Elmshaeuser introduced a resolution amending the city of Ogallala miscellaneous special fee schedule. Councilman Rankin seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. The following council Members voted "No": None. Absent: Kevin Block and. Motion declared carried and Resolution No. 1424 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Council President Peterson closed a public hearing regarding an application for National Park Service Land and Water Conservation Fund at 7:20 P.M.

Councilman Bassett introduced a resolution authorizing the city of Ogallala to make application for a land and water conservation fund project grant. Councilman Rankin seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. Bassett, Harold Peterson and Rodger Rankin. The following council Members voted "No": None. Abstain: Karl Elmshaeuser. Absent: Kevin Block. Motion declared carried and Resolution No. 1425 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Councilman Bassett introduced a resolution 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. Councilman Rankin seconded the motion. Upon roll call vote, the following

Council Members voted “Yes”: Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. The following council Members voted “No”: None. Absent: Kevin Block. Motion declared carried and Resolution No. 1426 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Councilman Bassett moved to approve the appointment of Jacob Mueller to the Community Redevelopment Authority for a term beginning October 1, 2014 and expiring on September 30, 2019. Councilman Elmshaeuser seconded the motion. The following council members voted Yes: Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: Kevin Block. Motion declared carried.

Aaron Smith, City Manager and Dave Kling, Police Chief addressed the council regarding a school resource officer in the public schools.

Aaron Smith, City Manager updated the council on the Progress Elementary property acquisition.

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

- A. Chamber of Commerce – Kevin Block.
- B. Library Board – Kevin Block.
- C. Keep Keith County Beautiful – Buck Bassett.
- D. Keith County Area Development – Karl Elmshaeuser.
- E. Ogallala Community Hospital Advisory Board – Karl Elmshaeuser.
- F. City Council Member/County Commissioner Meeting.

Councilman Bassett moved to table the evaluation of City Manager Aaron Smith. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: Kevin Block. Motion declared carried.

Councilman Bassett moved to table establishing the salary of the city manager. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: Kevin Block. Motion declared carried.

Councilman Elmshaeuser moved to authorize the Council President to enter into contract renegotiations with the City Manager. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: Kevin Block. Motion declared carried.

There being no further business to come before the council, Councilman Elmshaeuser moved to adjourn. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell G. Bassett, Karl Elmshaeuser, Harold Peterson, and Rodger Rankin. No: None. Absent: Kevin Block. Motion declared carried and the meeting adjourned at 7:49 P.M.

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Jane M. Skinner  
City Clerk

Approved:

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Harold L. Peterson  
Council President

STATE OF NEBRASKA )  
 )  
COUNTY OF KEITH ) SS.  
 )  
CITY OF OGALLALA )

I, Jane M. Skinner, the undersigned, City Clerk for the City of Ogallala, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the Agenda for the meeting of September 23, 2014 kept continuously current and available for public inspection at the office of the City Clerk; that such subjects were contained in said Agenda for at least twenty-four hours prior to said meeting; that at least one copy of all 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.

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Jane M. Skinner  
City Clerk

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