

REGULAR MEETING OF THE CITY COUNCIL

NOVEMBER 25, 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 25th day of November 2014, at 7:00 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: 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 November 21, 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 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 November 12, 2014.
- B. Claims.

The claims were approved as follows:

General Fund:

125 Plan-537.97-Pretx; Eftps-17,693.39-Fit; Icma-511.50-Pen; Kc Court-34.17-P/R; John Hancock-8,919.91-Pen; Ne Child Support-25.00-P/R; Pinn Bank-54,045.44-Pp22; St Of Ne Rev-6,327.21-Sit; 125 Plan-537.97-Pretx; Amfam Ins-475.53-Ins; Eftps-16,627.19-Fit; Hosp&Med-16,863.23-Ins; Icma-511.50-Pen; John Hancock-8,007.75-Pen; Ne Child Support-25.00-P/R; Pinn Bank-51,732.36-Pp23; Valley Bank-1,603.00-Hsa; Ne Dept Of Aero-3,190.83-Lease; Ne Dept Of Rev-245.48-Salestx; Pinn Bank-40.00-Se; Kc Clerk-(20.00)-Reverse; Alamar Uniforms-1,010.75-Su; Alco-70.01-Su; Allo Comm-1,001.97-Se; Napa-859.20-Su; Arnold Pool-258.45-Su; Baltzell Vet-30.00-Se; Bavco-162.00-Se; Bound Tree Med-493.78-Su; Bruckner, Mike-842.32-P/R; U-Save-15.00-Su; Candy Aerotech-1,000.00-Contract; Cash-Wa-74.10-Su; Clouse, Coletta-771.98-Su; True Value-96.67-Se; Colonial Research-154.00-Su; Contractors Materials-142.12-Su; Cornhusker Glass-205.12-Su/Se; Correll Ref-180.00-Su; Cranmore Pest-45.00-Se; Culligan-127.00-Su; Datashield Corp-195.00-Se; Detroit Industrial-141.62-Su; Dollar Gen-78.00-Su; Ems Billing-2,264.83-Se; Everclear Window Clean-110.00-Se; Farmers Coop-7,768.66-Su; John Deere Financials-108.39-Su; Fastenal-230.69-Su; Fedex-41.91-Se; Fyr-Tek-928.70-Su/Se; Herman, Jeanie-25.00-Se; Humphreys-753.90-Su; Ideal Linen-184.27-Su; J&J Carpet-330.00-Se; Waste Conn-800.54-Se; Kc Clerk-30.00-Se; Kc Hosp Auth-40,984.02-Salestx; Kc Housing Develop-5,000.00-Contract; Kc News-793.89-Se; Kc Register-56.00-Se; Kc Sen Center-21.00-Su; Kc Treas-15,085.20-Se; Kenfield Elec-869.67-Su/Se; Kildare-45.20-Su; Kintz, James-5,900.00-Su; Sourcegas-4,261.29-Su; Linweld-198.83-Su; Mcginley Const-9,800.40-Su; Mcmillan Plumbing-73.60-Su; Mcquillan Law-1,525.00-Se; Midwest Turf-121.33-Su; Mighty Clean Janitorial-140.00-Se; Mobile Mec-200.00-Se; Monroe Truck-275.00-Su; My-Lor-165.89-Su; Ncma-380.00-Dues; Ne Dept Of Roads-30.00-Dues; Ne Muni Clerks Assn-25.00-Dues; Nppd-17,291.35-Se; Ne Safety & Fire-125.00-Se; Newman Signs-3,329.46-Su; Office Service-393.55-Su; Banner Health-38.40-Su; Og Water-12,590.35-Su; Oga Water Plant-95,212.00-Xfer; Scott

England-900.00-Se; Og Youth Comm-3,000.00-Contract; Og Comm Hosp-19.06-Su; Og Ace Hard-160.50-Su; Olsson Assoc-27,281.15-Se; Paulsen-314.34-Su; Platte Valley Agency-4,384.00-Ins; Police Chiefs Assn-50.00-Dues; Prairie States Comm-287.50-Su/Se; Quill Corp-828.91-Su; Joyce Rahn-50.00-Se; Rankin Sales-33.08-Su; Ritec Industrial-481.80-Su; Schmidt Motors-471.20-Su; Servicemaster-375.80-Se; Sewer Treatment-90,289.00-Xfer; Shopko-39.56-Su; Sirchie Finger Print Labs-72.66-Su; Springer's Appliance-339.00-Su; Steve's Body & Paint-450.00-Se; Powerwash-323.00-Su; Titan Machinery-2,298.00-Su; T&C Srv-3,314.76-Su; U S Postal-109.39-Su; Verizon-685.57-Se; Visa-4,322.20-Su; Western Path-26.00-Su; Wilson, Doris-6.00-Se; Winter Equip-1,209.16-Su; Wolf Landscape-1,227.00-Su; Xerox Corp-31.72-Su/Se;

Select Flex:

Rci-192.30-P/R; Rci-298.76-P/R; Rci-192.30-P/R;

Water Dept:

Ne Dept Of Rev-9,087.76-Salestx; Adams Bank-25.00-Se; Alco-36.86-Su; Allo-134.78-Se; Am Ag Lab-82.50-Se; Napa-22.13-Su; Bomgaar's-129.38-Su; Cornhusker Glass-68.38-Se; Ditch Witch-3,374.78-Su/Se; Farmers Coop-935.68-Su; Gen Fund-25,518.48-Fees; Hoa Solutions-48.42-Su; Humphreys-61.27-Su; Ideal Linen-94.84-Su; Waste Conn-123.59-Se; Sourcegas-108.86-Su; Mcquillan Law-225.00-Se; Midwest Elec-4,069.35-Su; Muni Supply-5,101.01-Su; Nppd-4,066.01-Su; Office Ser-76.74-Su; Og Ready Mix-413.56-Su; Og Water-39.22-Su; Og Ace Hardware-41.35-Su; One Call-140.85-Se; Platte Valley Agency-543.00-Ins; Sargent Drilling-74,230.83-Su/Se; St Of Ne Dept Health-16.00-Se; Usa Blue Book-445.98-Su; Van Kirk Bros-63,838.00-Su/Se; Verizon-96.62-Se; Visa-76.45-Su; Haberman, George-42.90-Refund; Reid, Robert-162.22-Refund;

Sewer Treatment Fund:

Adams Bank-25.00-Se; Allo Comm-117.07-Su; Am Ag Lab-51.50-Se; True Value-23.65-Se; Eakes Office-439.40-Su; Farmers Coop-112.50-Su; John Deere-251.95-Su; Gen Fund-18,292.43-Fees; Hach Co-44.34-Su; Ideal Linen-37.68-Su; Waste Conn-140.67-Se; Kc News-31.50-Se; Kelly Supply-77.89-Su; Kenfield Elec-78.60-Se; Sourcegas-2,162.84-Su; Ndeq-101,843.81-Su/Se; Nppd-4,501.70-Su; Office Ser-68.98-Su; Og Ready Mix-700.00-Se; Og Water-73.95-Su; Og Ace Hardware-68.93-Su; Centurylink-73.80-Se; Verizon-26.58-Se; Visa-120.40-Su;

GRC:

Dollar Gen-45.40-Su; Visa-217.51-Su;

Medical Benefit:

Visa-701.82-Su; Rci-13,595.58-Ins; Rci-686.59-Ins; Rci-741.56-Ins; Rci-3,429.44-Ins;

Council President Peterson recognized Gerald Dealey for 20 years of service to the city of Ogallala.

Brenda Ketcham, Chamber of Commerce, presented Aaron Smith, City Manager with a special recognition award for the Rendezvous Square project.

Jeff Palik, Olsson Associates, addressed the council regarding Nebraska Highway 61, Pony Express Lane and Oregon Trail Drive change order no. 2 and change order no. 3.

Councilman Bassett moved to authorize change order No. 2 in the amount of \$12,150 and change order No. 3 in the amount of \$2,590 to Cement Products. 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 Elmshaeuser moved to approve the claims payable to Rankin Sales and Services in the amount of \$33.08. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. No: None. Abstain: Rodger Rankin. Absent: None. Motion declared carried.

John Trecek, representing Ameritas Investment Corporation addressed the council regarding the proposed refunding bonds.

Councilman Block introduced a resolution calling refunding bonds, dated June 15, 2009. Councilman Elmshaeuser seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. 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. 1432 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 calling municipal building bonds, dated September 15, 2009. Councilman Block seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. 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. 1433 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 calling Street Improvement Bonds of Paving Districts Number 2007-1 and 2007-2, dated September 15, 2009. Councilman Rankin seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. 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. 1434 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Councilman Bassett introduced Ordinance 1330, entitled: An ordinance authorizing the issuance of general obligation refunding bonds, series 2014, of the city of Ogallala, Nebraska, in the principal amount of one million two hundred fifty-five thousand dollars (\$1,255,000) to refund certain outstanding bonds of the city; prescribing the form of said bonds; providing for a sinking fund and for the levy and collection of taxes to pay said bonds; providing for the sale of the bonds; 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 and the ordinance may be read by title and moved for passage at this meeting. 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. 1330 was read by title and, thereafter, Councilman Elmshaeuser moved for the final passage of the Ordinance. Councilman Bassett seconded the motion. The President then stated the question: "Shall Ordinance No. 1330 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, 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. 1330 being attached hereto and, by this express reference, incorporated herein and made a part hereof.

Councilman Elmshaeuser moved to authorize the City Manager to enter into contract negotiations with the Ogallala School District under the draft agreement with the exclusion of the demolition costs. Councilman Rankin seconded the motion. The following council members voted Yes: Karl Elmshaeuser and Rodger Rankin. No: Darrell Bassett, Kevin Block and Harold Peterson. Absent: None. Motion declared failed.

Mike Tuttle and Rod Ruzanic addressed the council regarding the contract negotiations between the City of Ogallala and the Ogallala School District.

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)