

## REGULAR MEETING OF THE CITY COUNCIL

AUGUST 11, 2015

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 11<sup>th</sup> day of August 2015, 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 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 August 7, 2015 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 go into closed session for the purposes of discussing the option for purchase of real estate, license to enter premises to drill test wells and conduct water and soil sampling and grant of right of first refusal and to conduct the evaluation of City Manager Aaron Smith at 7:02 P.M. 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.

Council President Peterson announced that the City Council will now go into closed session for the purposes of discussing the option for purchase of real estate, license to enter premises to drill test wells and conduct water and soil sampling and grant of right of first refusal and to conduct the evaluation of City Manager Aaron Smith at 7:02 P.M.

Councilman Elmshaeuser moved to return from closed session where discussion was held for the purposes of discussing the option for purchase of real estate, license to enter premises to drill test wells and conduct water and soil sampling and grant of right of first refusal and to conduct the evaluation of City Manager Aaron Smith at 7:34 P.M. 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 introduced Ordinance 1337, entitled: An ordinance establishing the salary of the City Manager of the City of Ogallala, Nebraska and moved that the City Manager Salary be set at \$101,816.00 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 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 the Statutory Rule was declared suspended for the consideration of this Ordinance.

Ordinance No. 1337 was read by title and, thereafter, Councilman Bassett moved for the final passage of the Ordinance. Councilman Rankin seconded the motion. The President then stated the question: "Shall Ordinance No. 1337 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. 1337 being attached hereto and, by this express reference, incorporated herein and made a part hereof.

Councilman Elmshaeuser exited the meeting at 7:35 P.M.

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

- A. Minutes of the Regular Meeting held July 28, 2015.
- B. O.V.F.D. – Probationary Membership of Bradley Clinesmith.
- C. License and Permit Bond – Joe Weber – Plumbing Contractor.
- D. Renewal of Mobile Home Park Licenses:
  - 1) Denisse Allaire dba Hillcrest Park Community, LLC MHP

Council President Peterson opened a public hearing regarding the Class D Liquor License for Ogallala Watering Hole LLC dba Ogallala Watering Hole at 7:36 P.M.

Council President Peterson closed a public hearing regarding the Class D Liquor License for Ogallala Watering Hole LLC dba Ogallala Watering Hole at 7:42 P.M.

Councilman Block moved that the Class D Liquor License in connection with Ogallala Watering Hole LLC dba Ogallala Watering Hole be approved by the Nebraska Liquor Control Commission. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Absent: Karl Elmshaeuser. Motion declared carried.

Councilman Bassett moved that the Corporate Manager License for Jeremy J. Smith in connection with Ogallala Watering Hole LLC be approved by the Nebraska Liquor Control Commission. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Absent: Karl Elmshaeuser. Motion declared carried.

City Clerk Jane Skinner presented the financial report for July 2015.

Councilman Rankin moved to establish a grass dump for Ogallala Residents. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Absent: Karl Elmshaeuser. Motion declared carried.

Jim Condon, Olsson Associates, and Doug Flores, Wastewater Superintendent, addressed the council regarding the digester cleaning project.

Councilman Bassett moved to approve the plans, specifications, advertising and bid opening for digester cleaning and land application. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Absent: Karl Elmshaeuser. Motion declared carried.

Jim Condon, Olsson Associates, addressed the council regarding a water and wastewater rate study.

There being no further business to come before the council, Councilman Block moved to adjourn. Councilman Rankin seconded the motion. The following council members voted Yes: Darrell G. Bassett, Kevin Block, Harold Peterson, and Rodger Rankin. No: None. Absent: Karl Elmshaeuser. Motion declared carried and the meeting adjourned at 8:08 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 August 11, 2015 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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