

## REGULAR MEETING OF THE CITY COUNCIL

DECMEBER 8, 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 8<sup>th</sup> day of December 2015, at 7:03 o'clock P.M. Present were: President of the Council: Harold Peterson; Council Members: Darrell G. Bassett and 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 December 4, 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.

Council President Peterson opened a public hearing regarding an application for a Class I Liquor License for Miller Recreation Co / Cornhusker Lanes at 7:05 P.M.

Aaron Smith, City Manager, addressed the council regarding the presentation by West Central Nebraska Development District given at the 6 PM City Council Meeting. The consensus of the council was to proceed to work with WCNDD with the nuisance abatement program.

Councilman Block moved to approve the minutes of the regular meeting held November 24, 2015. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. No: None. Absent: None. Abstain: Rodger Rankin. Motion declared carried.

City Clerk Skinner presented the financial report for November 2015.

Council President Peterson closed a public hearing regarding an application for a Class I Liquor License for Miller Recreation Co / Cornhusker Lanes at 7:15 P.M.

Councilman Bassett moved that the Class I Liquor License in connection with Miller Recreation Co / Cornhusker Lanes be approved by the Nebraska Liquor Control Commission. 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 that the Cooperate Manager License for Paul Zielinski in connection with Miller Recreation Co / Cornhusker Lanes 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.

City Manager Aaron Smith updated the council on the ongoing contract negotiations with Charter Communications. The current franchise agreement expires December 31, 2015.

Councilman Bassett introduced a resolution adopting and approving the execution of an agency agreement with the Department of Aeronautics of the State of Nebraska for Project No. 3-31-0061-011-2016 (b02) to be submitted by the Department to the Federal Aviation Administration to obtain federal assistance for the development of the airport. 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. 1462 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 adopt the Limited English Proficiency Assistance Plan. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Harold Peterson and Rodger Rankin. No: None. Absent: None. Abstain: Karl Elmshaeuser. Motion declared carried.

Councilman Bassett moved to approve the probationary membership of Ashleigh M. Larson to the Ogallala Volunteer Fire Department. 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 Bassett moved to accept the Road-Street-Highway Budget and Expenditure Report. 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 specifications, advertising and bid opening for a water department pick up. 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 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 authorize the City Manager to sign the agreement. 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.

City Manager Aaron Smith addressed the council regarding the process in order for the city to adopt a sales tax above 1.5% and the related Interlocal agreement and resolution. Bob Josjor addressed the council in opposition to the proposed sales tax. Councilman Elmshaeuser indicated he does not support the proposed sales tax.

There being no further business to come before the council, Councilman Elmshaeuser moved to adjourn. Councilman Block seconded the motion. The following council members voted Yes: Darrell G. Bassett, Kevin Block, Karl Elmshaeuser, Harold Peterson and Rodger Rankin. No: None. Absent: None. Motion declared carried and the meeting adjourned at 7:57 P.M.

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Jane M. Skinner  
City Clerk

Approved:

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Harold L. Peterson  
Council President

STATE OF NEBRASKA )  
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COUNTY OF KEITH ) SS.  
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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 December 8, 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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