

## REGULAR MEETING OF THE CITY COUNCIL

DECMEBER 22, 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 22<sup>nd</sup> day of December 2015, at 7:00 o'clock P.M. Present were: President of the Council: Harold Peterson; Council Members: Darrell G. Bassett and Kevin Block and Karl Elmshaeuser. Absent: Rodger Rankin. 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 17, 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 approve the consent agenda. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. No: None. Absent: Rodger Rankin. Motion declared carried and the consent agenda was approved as follows:

- A. Minutes of the Special Meeting held December 8, 2015.
- B. Minutes of the Regular Meeting held December 8, 2015.
- C. Claims.
- D. O.V.F.D. – Resignation of Scott Rudolph.
- E. O.V.F.D. – Resignation of Courtney Prosser.
- F. Appointment to Board – Housing Authority (1).
  - 1) Michael Welsh - Five Year Term (1-1-16 – 12-31-20).
- G. Appointment to Board – Tree Board (3).
  - 1) Allen Cerny – Three Year Term (1-1-16 – 12-31-18).
  - 2) Kay Gamet – Three Year Term (1-1-15 – 12-31-17).
  - 3) Robin Rankin – Three Year Term (1-1-16 – 12-31-18).
- H. Appointment to Board – Planning Commission (3).
  - 1) Kevin Klockman - Three Year Term (1-1-16 – 12-31-18).
  - 2) Lance Larington - Three Year Term (1-1-16 – 12-31-18).
  - 3) David Schwasinger – Three Year Term (1-1-16 – 12-31-18).
- I. Appointment to Board – RSVP (3).
  - 1) Betty Jo Riggs – Three Year Term (1-1-16 – 12-31-18).
  - 2) Lavern Eichner – Three Year Term (1-1-16 – 12-31-18).
  - 3) Ron Siffring – Three Year Term (1-1-16 – 12-31-18).
- J. Appointment to Board – Youth Committee (1).
  - 1) Jennifer Beamon – Five Year Term (1-1-16 – 12-31-20).

The Claims were approved as follows:

### **General Fund:**

125 Plan-399.21-Pretx; Eftps-17,647.03-Fit; Hartford Life-1,339.93-Ins; Hosp&Med-19,199.00-Ins; Icma-548.24-Pen; Kc Court-190.21-P/R; John Hancock Financial Se-9,830.43-Pen; Ne Child Support-46.15-P/R; Pinnacle Bank-54,320.54-Pp24; Valley Bank-2,351.00-Hsa; Dept Of Rev-4,372.85-Sit; 125 Plan-399.21-Pretx; Am Fam Ins-460.89-Ins; Eftps-23,814.21-Fit; Hosp&Med-17,997.00-Ins; Icma-548.24-Pen; Kc Court-190.21-P/R; John Hancock-10,098.45-Pen; Ne Child Support-46.15-P/R; Pinnacle Bank-65,837.44-Pp25; Valley Bank-2,351.00-Hsa; Dept Of Aero-3,190.83-Lease; Air Bp-16,088.98-Su;

Dept Of Rev-343.30-Salestx; Pinnacle Bank-25.00-Se; City Of North Platte-(300.00)-Reverse; Allo-1,082.00-Su; Am Legal Publish-780.00-Se; Napa-611.69-Su; Arnold Pool-878.85-Su/Se; Ascaph-339.58-Fee; Baird,Holm-2,692.50-Se; Baltzell Clinic-113.20-Se; Bluecross Blueshield-116.89-Refund; Bound Tree Med-364.41-Su; Bruckner, Mike-842.32-P/R; U-Save-3.99-Su; Candy Aero-1,000.00-Contract; Cash-Wa-435.70-Su; Central Lock-65.00-Su; Chs Grainland-3,587.45-Su; Consolidated Mgmt-41.25-Su; Cornhusker Glass-10.77-Se; Correll Refrig-2,002.84-Se; Cranmore Pest Control-45.00-Se; Culligan-60.00-Su; Dol Gen-81.30-Su; Dultmeier Sales-691.00-Su; Ed.Roehr-1,103.11-Su; Eichner Sales-722.49-Su; Ems Billing-1,554.83-Contract; John Deere Financials-447.55-Su; Fedex-51.34-Se; Hart's Auto-85.32-Su; Hinton's Lock-398.57-Su; Humphreys-297.80-Su; Ideal Linen-124.86-Su/Se; Waste Conn-765.23-Se; Kc Hosp Auth-40,090.34-Salestx; Kc Housing Develop-5,000.00-Contract; Kc News-305.99-Se; Kc Treasurer-11,161.71-Su; Kenfield Gallery-20,000.00-Contract; Kents Towing-325.00-Se; Kildare Lumber-20.77-Su; Sourcegas-6,554.77-Su/Se; Kohler Trailer-405.70-Su; Linweld-114.56-Su; Mail Finance-375.00-Contract; Mcm Truck-434.00-Se; Mcmillan Plumb-422.50-Su/Se; Mcquillan Law-483.00-Se; Menards-150.89-Su/Se; Mighty Clean Janitorial-70.00-Se; Mobile Mechanic-640.00-Se; Nationwide-280.00-Se; Ncmesc-75.00-Dues; Nmc Exchange-10,500.00-Contract; Ne Truck Center-145.61-Su; Ne Law Enforce Trng-300.00-Su; Nppd-16,379.46-Su; Off Svc-867.67-Su; Banner Health-56.80-Su; Chamber Of Comm-3,800.00-Su; Water Dept-1,157.21-Su; Scott England-180.00-Se; Og Comm Hosp-27.37-Su; Ace Hardware-48.49-Su; Paulsen-214.40-Su; Amber Pierce-20.00-Se; Platte Valley Ag-1,387.00-Ins; Pocket Press-170.81-Su; Police Chiefs Assn-50.00-Dues; Prairie States Comm-3,855.10-Su/Se; Quill-508.50-Su; Ramada Inn-166.00-Su; Schmidt Motors-26,639.23-Su; Sunmart-27.46-Su; Snell Svc-285.00-Su; South Platte Excavating-6,247.50-Su; Steve's Body-185.00-Se; Stulichs-29,007.20-Su/Se; Powerwash-90.00-Su; Taser Trng-390.00-Se; Tlc Cleansweep-400.00-Se; Us Bank-987.62-Su; U S Postal Svc-90.00-Su; Verizon-859.47-Se; Visa-379.36-Su; Western Path-52.00-Su; West Wind Golf-795.15-Su; Winter Equip-148.02-Su; Wolf Auto-98.20-Su; Xerox-34.89-Su;

**Select Flex:**

Rci-192.30-Pretx; Rci-311.06-Pretx;

**Water Dept:**

Dept Of Rev-8,677.74-Salestx; Adams Bank-25.00-Se; Vlasin, Patrick & Patricia-2,000.00-Su; Allo-137.95-Se; Am Ag Lab-52.50-Su; Napa-30.22-Su; Chs Grainland-331.61-Su; Cornhusker Glass-79.67-Se; Eakes Office-79.40-Su; Elite Well Svc-270.00-Se; Gen Fund-21,341.83-Se; Ideal Linen-98.72-Su/Se; Waste Conn-131.00-Se; Kc News-25.00-Se; Kc Reg Of Deeds-10.00-Se; Sourcegas-427.56-Su; Lawson Prod-39.35-Su; Maguire Iron-244,625.00-Su/Se; Mcquillan Law-92.00-Se; Midwest Elec-3,176.39-Su; Muni Supply-4,820.77-Se; Ne Rural Water-250.00-Dues; Printworks-233.25-Su; Nppd-2,234.42-Su; Chamber Of Comm-240.00-Su; Water Dept-42.53-Su; Ace Hardware-23.85-Su; One Call Concepts-59.25-Se; Dept Health Lab-436.00-Se; Usa Blue Book-135.92-Su; Us Bank-2,125.35-Su; U S Postal Svc-176.99-Su; Verizon-125.76-Se; West Wind Golf-55.80-Su; Wolf Auto-29.10-Su/Se; Soap Box Derby-584.10-Refund; Davis, Bryce-33.54-Refund; Holiday Inn Ex-283.55-Refund; Martinson, Mike-39.59-Refund; Penca, Daryl & Sherilynn-32.84-Refund; Rudolph, Brett-11.07-Refund; Villasenor, David-14.28-Refund;

**Sewer Dept:**

Adams Bank-25.00-Se; Allo-117.16-Se; Napa-46.48-Su; Chs Grainland-62.35-Su; Gen Fund-16,829.87-Se; Hilton, Riley-100.00-Su; Ideal Linen-39.20-Su/Se; Waste Conn-149.11-Se; Sourcegas-2,338.47-Su; Nmc Exchange-5,500.00-Lease; Nppd-4,538.52-Su; Chamber Of Comm-120.00-Su; Water Dept-77.00-Su; Scott England-5,124.60-Su/Se; Platte Valley Ag-8.00-Ins; Centurylink-73.80-Su; Snell Svc-14,010.91-Su/Se; Superior Lamp-366.83-Su; T&C Svc-17.00-Se; Us Bank-35.78-Su; Verizon-53.72-Se; West Wind Golf-27.90-Su;

**Youth Committee:**

City Of Og-50.00-Su; Off Svc-22.98-Su;

**Medical Benefit:**

Rci-16,146.76-Ins; Rci-6,140.89-Ins; Chamber Of Comm-440.00-Su; Og Comm Hosp-131.13-Su; Skinner, Jane-40.00-Se; Us Bank-50.00-Se; Rci-16,146.76-Ins; Rci-9,842.40-Ins; Rci-16,406.77-Ins;

Councilman Block moved to excuse Councilman Rankin from the December 22, 2015 City Council Meeting. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. No: None. Absent: Rodger Rankin. Motion declared carried.

Councilman Elmshaeuser moved to approve the claim payable to Rankin Sales and Service in the amount of \$22.45. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. No: None. Absent: Rodger Rankin. Motion declared carried.

Councilman Block moved to approve the claim payable to West Central Nebraska Development District in the amount of \$195.00. Councilman Bassett seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block and Harold Peterson. No: None. Abstain: Karl Elmshaeuser. Absent: Rodger Rankin. Motion declared carried.

Councilman Block introduced a resolution a resolution authorizing a franchise agreement extension with Charter Communications. Councilman Bassett seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. The following council Members voted "No": None. Absent: Rodger Rankin. Motion declared carried and Resolution No. 1463 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 Interlocal Cooperation Act Agreement Creating the Ogallala Public Infrastructure Agency. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block and Harold Peterson. No: Karl Elmshaeuser. Absent: Rodger Rankin. Motion declared carried.

Councilman Bassett introduced Ordinance 1341, entitled: An ordinance amending Sections 6-302 – Organization of the Municipal Code of the City of Ogallala, Nebraska and moved that the Statutory Rule requiring the reading on three different days be suspended. Councilman Block seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. The following Council Members voted "No": None. Absent: Rodger Rankin. Motion declared carried and the Statutory Rule was declared suspended for the consideration of this Ordinance.

Ordinance No. 1341 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. 1341 be passed and adopted?" Upon roll call vote, the following Council Members voted "Yes": Darrell Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. The following Council Members voted "No": None. Absent: Rodger Rankin. 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. 1341 being attached hereto and, by this express reference, incorporated herein and made a part hereof.

Councilman Elmshaeuser moved to appoint Mary Lou Heelan to the Board of Health. Councilman Block seconded the motion. The following council members voted Yes: Darrell Bassett, Kevin Block, Karl Elmshaeuser and Harold Peterson. No: None. Absent: Rodger Rankin. 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 and Harold Peterson. No: None. Absent: Rodger Rankin. Motion declared carried.



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

(S E A L)