

A REGULAR MEETING OF THE CITY COUNCIL

MARCH 28, 2017

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 28th day of March, 2017, at 7:00 o'clock P.M. Present were: President of the Council: Darrell G. Bassett; Council Members: Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. Absent: None. City Manager: Bruce Smith. Deputy City Clerk: Roxane Welsh. 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 March 24, 2017 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 Bassett opened a public hearing regarding a Class D Liquor License for Casey's Retail Company dba Casey's General Store #3577 at 101 Chuckwagon Road at 7:01 P.M.

Council President Bassett opened a public hearing regarding a Class C Liquor License for Kahoots LLC dba Kahoots at 112 East 1st Street at 7:02 P.M.

Charlie Wortman updated the Council on the possible housing development at 601 West B Street.

Makenzi Spurgin addressed the Council on a street closing request for the Wild West Junk Market.

Council Member Schilz moved to deny the request to close Spruce Street between 1st and 2nd Street, on July 14th from 5:00 P.M. until 7:00 P.M. on July 15th for the Wild West Junk Market. Council Member Nolde seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Council Member Peterson moved to approve the Minutes of the Regular Meeting held March 14, 2017. Council Member Weddington seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson and Darryl Weddington. No: None. Absent: None. Abstain: Deb Schilz. Motion declared carried.

Council Member Peterson moved to approve the special designated liquor license for Silverchair, LLC DBA 1 Eleven Lounge event to be held from 10:00 AM on April 15, 2017 until 1:00 AM on April 16, 2017 at Rendezvous Square. Council Member Schilz seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Council Member Schilz moved to approve the claims as presented. Council Member Peterson seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried and the claims were approved as follows:

General Fund:

125 Plan-192.30-Pretx; Am Family Ins-342.13-Ins; Eftps-17,171.58-Fit; Hosp&Med-22,856.70-Ins; Icma-592.32-Pen; Kc Court-157.09-P/R; John Hancock-10,712.31-Pen; Ne Child Sup-46.15-P/R; Pinn Bank-52,574.29-Pp5; Valley Bank-3,790.25-Hsa; 125 Plan-192.30-Pretx; Eftps-17,197.79-Fit; Hartford Life-1,436.95-Ins; Hosp&Med-22,856.70-Ins; Icma-592.32-Pen; Kc Court-157.09-P/R; John Hancock-10,755.94-Pen; Ne Child Sup-46.15-P/R; Pinn Bank-53,231.68-Pp6; Valley Bank-3,790.25-Hsa; Ne Dept Of Aero-3,190.83-Lease; Water Dept-598.75-Su; Ne Dept Of Rev-737.58-Salestx; Pinn Bank-25.00-Se; Booklist-(147.50)-Reverse; 21st Century-65.26-Su; Alive Outside-3,133.87-Su/Se; Allo-1,024.28-Se; Napa-92.11-Su; Arnold Pool-1,043.25-Su; Atco Intl-300.50-Su; Black Hills Energy-6,870.36-Su; Bok Financial-700.25-Lease; Bound Tree Med-78.93-Su; Bruckner, Mike-1,263.48-P/R; Candy Aero-1,000.00-Contract; Cash-Wa-276.80-Su; Charter Comm-31.58-Se; Chs Grainland-2,967.56-Su; Coban Tech-60.00-Se; Coca-Cola-47.04-Su; Contractors Materials-178.00-Su; Correll Ref-42.00-Su; Cranmore Fire-267.00-Se; Culligan-75.50-Su; Danko Emer-649.58-Su; Dollar Gen-4.00-Su; Electrical Eng-76.02-Su; Ems Billing-2,171.22-Se; John Deere Financials-694.37-Su; Fbi-Leeda-50.00-Dues; Fyr-Tek-1,882.28-Su; Greenland Composites-483.87-Su; Hinton's Lock-400.00-Su; Humphreys-397.70-Su; Ideal Linen-164.70-Su/Se; Intellicorp-26.70-Se; J&A Traffic-493.00-Su; Waste Conn-1,095.91-Se; Kc Hosp Authority-41,338.93-Salestx; Kc Housing Develop-2,500.00-Su; Kc News-311.64-Se; Kc Reg Of Deeds-94.00-Se; Kc Sen Cen-42.50-Su; Kc Treasurer-10,471.39-Se; Kenfield Elec-387.23-Su; Kildare-1.44-Su; League Of Ne Muni-2,250.00-Su; Linweld-180.03-Su; Mail Finance-375.00-Se; Matt Friend Truck-1,284.90-Se; Mcm Truck-187.00-Se; Mcmillan Plmb-149.99-Se; Mcquillan Law-2,418.90-Se; Nmc Exchange-344.47-Su; Ne Dept Of Roads-19,532.60-Contract; Printworks-24.90-Su; Nppd -16,706.08-Su; Office Svc-455.25-Su; Water Dept-444.09-Su; Scott England-180.00-Se; Og Comm Hosp-98.17-Su; Ace Hardware-85.42-Su; Olsson Assoc-5,399.15-Contract; Paulsen-379.75-Su; Amber Pierce-30.00-Se; Pohlman, Kenny-100.00-Su; Poppe's Repair-295.49-Su; Qt Tech-158.85-Su; Quill Corp-291.65-Su; Rankin Sales-6,173.99-Su; R&D Welding-160.00-Su; Reg West Med Cen-4,280.00-Se; Riggs, Betty Jo-108.82-Su; Rose Equip-1,214.50-Su; R Tire-65.00-Se; Schmidt Motors-27,116.00-Su; Amgl-9,752.48-Se; Snell Svc-422.50-Su/Se; Sw Mutual Aid-75.00-Dues; Stanard & Assoc-135.00-Su; Steve's Paint-225.00-Se; Strategic Insights-747.25-Su; Tlc Cleansweep-440.00-Se; T&C Srv-159.30-Se; T&A Align-862.65-Su/Se; Us Bank-3,520.27-Su; U S Postal Svc-85.20-Su; Verizon-906.89-Su; Visa-79.85-Su;

Select Flex:

Rci-254.20-P/R; Rci-95.80-P/R;

Water Dept:

Water Dept-46.28-Su; Ne Dept Of Rev-8,229.60-Salestx; Adams Bank-25.00-Se; Allo-128.60-Su; Am Ag Lab-35.00-Se; Napa-72.76-Su; Black Hills Energy-473.32-Su; Chs Grainland-528.64-Su; Cornhusker Glass-23.33-Se; Gen Fund-6,325.00-Se; Humphreys-66.42-Su; Ideal Linen-155.73-Su/Se; Waste Conn-148.55-Se; Kc Reg Of Deeds-40.00-Se; Kenfield Elec-146.40-Su; Lincoln Winwater-320.79-Su; Mcquillan Law-330.00-Se; Midwest Elec-3,732.17-Su; Muni Supply-1,104.31-Su; Murphy Tractor-106.71-Su; Nppd-2,738.67-Su; Chamber Of Comm-250.00-Su; Simon Cont-599.08-Su; Ace Hardware-33.44-Su; One Call Concepts-18.12-Se; Paulsen-670.24-Su; Amgl-3,337.50-Se; St Of Ne Health Lab-18.00-Se; Usa Blue Book-7,718.33-Su; Us Bank-1,461.54-Su; Verizon-127.57-Su; Weathercraft Co-307.00-Se; Richard Brown Sr-50.00-Refund; Belinda Peterson-23.18-Refund;

Sewer Dept:

Water Dept-82.00-Su; Adams Bank-25.00-Se; Allo-117.16-Su; Black Hills Energy-3,506.80-Su; Chs Grainland-66.45-Su; Electric Pump-3,006.00-Su/Se; Gen Fund-4,245.75-Se; Ideal Linen-43.21-Su/Se; Waste Conn-169.09-Se; Mcmillan Plmb-804.00-Su/Se; Nppd-4,558.50-Su; Scott England-18,123.10-Se; Potts Elec-101.34-Se; Centurylink-80.80-Su; Share Corp-221.98-Su; Amgl-3,337.50-Se; Snell Svc-148.14-Se; Usa Blue Book-96.54-Su; Us Bank-685.91-Su; Verizon-53.77-Su;

Youth Committee:

Visa-380.87-Su;

Debt Service:

Amgl-370.84-Se;

Medical Benefit:

Curtis, Jarrod-90.00-Se; Mcquillan Law-55.00-Se; Chamber Of Comm-320.00-Su; Amgl-370.84-Se; Rci-13,658.79-Ins; Rci-4,574.37-Ins; Rci-434.05-Ins; Rci-1,152.39-Ins;

Council President Bassett closed a public hearing regarding a Class D Liquor License for Casey's Retail Company dba Casey's General Store #3577 at 101 Chuckwagon Road at 7:25 P.M.

Council Member Weddington moved that the Class D Liquor License for Casey's Retail Company dba Casey's General Store #3577 at 101 Chuckwagon Road be approved by the Nebraska Liquor Control Commission. Council Member Nolde seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Council Member Schilz moved that the Corporate Manager License for Tina Krings in connection with the Class D Liquor License for Casey's Retail Company dba Casey's General Store #3577 located at 101 Chuckwagon Road be approved by the Nebraska Liquor Control Commission. Council Member Peterson seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Council President Bassett closed a public hearing regarding a Class C Liquor License for Kahoots LLC dba Kahoots at 112 East 1st Street at 7:29 P.M.

Council Member Weddington moved that the Class C Liquor License for Kahoots LLC DBA Kahoots LLC at 112 East 1st Street be approved by the Nebraska Liquor Control Commission. Council Member Nolde seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Council Member Nolde moved that the Corporate Manager License for Rodney W. Cochran in connection with the Class C Liquor License for Kahoots LLC dba Kahoots at 112 East 1st Street be approved by the Nebraska Liquor Control Commission. Council Member Peterson seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Mary Wilson gave a quarterly update regarding Keith County Area Development strategic planning efforts.

Council Member Peterson moved to appoint Deb Schilz as the liaison to the Housing Study Steering committee with Pete Peterson as alternate. Council Member Weddington seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Council Member Peterson moved that the statutory rule requiring the reading of Ordinance 1357 on three different days be suspended. Council Member Weddington seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Ordinance No. 1357 was read by title "An ordinance creating Street Improvement Districts nos. 2017-1 to 2017-3 inclusive in the city of Ogallala, Nebraska, ordering the construction of street improvements therein and ordering the publication of the ordinance in pamphlet form" and, thereafter, Council Member Peterson moved for the final passage of the Ordinance. Council Member Schilz seconded the motion. The President then stated the

question: "Shall Ordinance No. 1357 be passed and adopted?" Upon roll call vote, the following Council Members voted "Yes": Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. 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, 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. 1357 being attached hereto and, by this express reference, incorporated herein and made a part hereof.

Council Member Schilz introduced a resolution setting the hearing date regarding the sufficiency of objection to creation of Street Improvement Districts Nos. 2017-1 to 2017-3 inclusive of the City. Council Member Weddington seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. The following council Members voted "No": None. Absent: None. Motion declared carried and Resolution No. 1625 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Council Member Nolde moved to approve the specifications, advertising, and bid opening date for the Ogallala Street Improvements 2017-1. Council Member Peterson seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried.

Council Member Peterson introduced a resolution authorizing final acceptance of project construction for the West 5th Street Project. Council Member Nolde seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. The following council Members voted "No": None. Absent: None. Motion declared carried and Resolution No. 1627 adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Bruce Smith, City Manager, updated the council regarding the Library Building Advisory Committee

The Council gave updates on the board appointments as follows:

- A. Buck Bassett
 - 1) Board of Health
 - 2) Kenfield Petrified Wood Gallery
 - 3) City Council Member/County Commissioner/School Board
- B. Deb Schilz
 - 1) Keith County Area Development
- C. Dorie Nolde
 - 1) Chamber of Commerce
- D. Pete Peterson
 - 1) Ogallala Youth Committee
- E. Darryl Weddington
 - 1) Library Board

Council Member Peterson moved to adjourn. Council Member Schilz seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Absent: None. Motion declared carried and meeting adjourned at 8:04 P.M.

Jane M. Skinner
City Clerk

Approved:

Darrell G. Bassett
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 March 28, 2017 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.

Jane M. Skinner
City Clerk

(S E A L)