

## A REGULAR MEETING OF THE CITY COUNCIL

OCTOBER 24, 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 24<sup>th</sup> day of October, 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. City Clerk: Jane 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 October 20, 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 the Class I Liquor License for Holstein Family LLC dba Valentino's of Ogallala at 55 River Road at 7:01 P.M.

Council Member Weddington moved to approve the minutes of the regular meeting held October 10, 2017. Council Member Peterson seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson and Darryl Weddington. No: None. Abstain: Deb Schilz. Absent: None. Motion declared carried.

Council Member Peterson moved to approve the claims. 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.

The claims were approved as follows:

### **General Fund:**

Water Dept-87.50-Su; Dept Of Rev-8.05-Salestx; 125 Plan-192.30-Pretx; Eftps-18,078.88-Fit; Hartford Life-1,464.91-Ins; Hosp&Med-23,766.02-Ins; Icma-592.32-Pen; John Hancock Fncl-10,944.40-Pen; Ne Child Sup-406.16-P/R; Pinn Bank-56,572.45-Pp20; West States Bank-4,293.50-Hsa; Dept Of Rev-4,438.70-Sit; 125 Plan-192.30-Pretx; Am Fam Ins-342.13-Ins; Eftps-19,135.70-Fit; Hosp&Med-23,766.02-Ins; Icma-607.12-Pen; John Hancock Fncl-11,311.02-Pen; Ne Child Sup-406.16-P/R; Pinn Bank-57,045.37-Pp21; West States Bank-4,293.50-Hsa; Gen Fund-3,000.00-Su; Ne Dept Of Aero-3,190.83-Lease; Water Dept-10,308.50-Su; Dept Of Rev-557.81-Salestx; Pinn Bank-25.00-Se; Us Bank-4,990.00-Su; Moul's Modern Bldrs-54,009.00-Contract; A J Sheet Metal-202.00-Su/Se; Allo-1,010.75-Su; Napa-349.68-Su; Arnold Pool-7,885.48-Su; Baltzell-20.00-Se; Bg&S-398.00-Se; Big Springs Equip-312.31-Su/Se; Black Hills Energy-2,620.04-Su; Bound Tree Medical-686.32-Su; Bruckner, Mike-842.32-P/R; Candy Aerotech-1,000.00-Contract; Cash-Wa-378.60-Su; Charter Comm-15.80-Su; Chs Grainland-4,012.46-Su; Clia Lab-150.00-Fee; Consolidated Mgmt-465.63-Su; Cornhusker Glass-170.97-Su; Correll Ref-315.00-Su/Se; Cranmore Pest Control-45.00-Se; Culligan-88.50-Su/Se; Eichner Sales-104.15-Su; Ems Billing-1,363.47-Contract; Extreme Machine-204.75-Se; John Deere Financials-435.96-Su; Fyr-Tek-62.40-Su; Hart's Auto-89.16-Su; Home Pc Sales-37.00-Su; Humphreys-458.97-Su; Hydrotex-374.70-Su; Icma-125.00-Pen; Ideal Linen-218.25-Su/Se; Waste Conn-1,097.10-Se; Kc Hosp Auth-47,962.46-Salestx; Kc News-680.54-Se; Kc Reg Of Deeds-86.00-Se; Kc Sen Center-38.00-Su; Kc Treasurer-10,724.89-Se; Keep Keith Co Beautiful-5,000.00-Contract; Kc Court-17.00-Se; Kents Tow-205.00-Se; Ashleigh Larson-105.00-Se; League Of Ne Muni-791.00-Su; Correne Mcentee-14.50-Su; Mcquillan Law-

605.00-Se; Mead Lumber-1.50-Su; Moul's Mdrn Bldrs-4,855.58-Contract; Mid-Am Research-902.66-Su; Mid-Plains Comm Coll-416.00-Su; Mighty Clean Janitorial-140.00-Se; Mobile Mech-225.00-Se; Printworks-219.60-Su; State Treasury-740.00-Su; Ne Muni Clerks-35.00-Dues; Nppd-19,774.23-Su; Ne Safety & Fire-135.00-Se; O'reilly-4.24-Su; Off Svc-522.05-Su; Chamber Of Comm-50.00-Su; Water Dept-677.50-Su; Scott England-960.00-Su; Og Comm Hosp-118.03-Su; Ace Hardware-51.43-Su; Olsson Assoc-17,984.30-Se; Poan-165.00-Dues; Paulsen-1,144.25-Su; Poppe's Truck Repair-1,526.30-Su/Se; Quill Corp-264.91-Su; Reams Sprinkler-809.64-Su; Reg West Med Cnt-10,790.00-Se; Sapp Bros-22.75-Su; Steve's Body-225.00-Se; Stericycle-280.44-Se; Stryker Med-414.69-Su; Telvent-2,508.00-Su; Tlc Cleansweep-550.00-Se; T&C Srv-32.19-Su; UprR Real Est-250.00-Lease; Us Bank-4,224.63-Su; U S Postal Svc-85.20-Su; Verizon-873.44-Se; Weathercraft-460.00-Su; Willard & Assoc-4,785.00-Se; Lonnie Wilson-576.40-Refund; Wolf Auto-1,174.64-Su;

**Select Flex:**

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

**Water Dept:**

Water Dept-46.55-Su; Dept Of Rev-12,006.16-Salestx; Adams Bank-25.00-Se; Kc Reg Of Deeds-(10.00)-Reverse; 21st Century-59.88-Su; Allo Comm-130.82-Su; Am Ag Lab-87.50-Se; Napa-10.21-Su; Black Hills Energy-155.99-Su; Bmg West-174.00-Su; Chs Grainland-578.33-Su; Cornhusker Glass-47.05-Se; Gen Fund-26,549.78-Su/Se; Humphreys-101.37-Su; Ideal Linen-103.30-Su/Se; Waste Conn-148.55-Se; Kimball Midwest-453.76-Su; Mcmillan Plmb-1,902.84-Su/Se; Midwest Elec-6,030.80-Su; Mid-Am Research-149.98-Su; Muni Supply-902.66-Su; Printworks-244.91-Su; State Treasury-283.95-Su; Nppd-6,878.48-Su; Chamber Of Comm-150.00-Su; Og Ready Mix-42.65-Su; One Call Concepts-54.09-Se; Safety-Kleen-283.14-Su; Sargent Drilling-2,293.56-Su; Ne Dept Health-16.00-Se; T&C Srv-21.00-Se; Unitech-238.08-Su; Us Bank-692.39-Su; Verizon-127.11-Su; Shawn Ferretti-20.76-Refund; Jean/Wendell Koppold-75.00-Refund; Steve Martin-102.45-Refund; Alyssa Rivas-10.80-Refund; Marklyn Young-32.80-Refund;

**Sewer Dept:**

Water Dept-82.50-Su; Adams Bank-25.00-Se; Wastewater Svc-(240.00)-Reverse; Allo Comm-117.20-Su; Black Hills Energy-1,960.05-Su; D&R Pumping-4,900.00-Su; Eakes Office-479.40-Su; Gen Fund-18,200.15-Su/Se; Ideal Linen-46.53-Su/Se; Waste Conn-169.09-Se; Kelly Supply-2,426.61-Su; Morland Entrpr-1,221.36-Su; Nppd-6,176.11-Su; Scott England-2,765.00-Su; Potts Elec-97.50-Su; Centurylink-73.80-Su; Snap-On Tools-672.60-Su; Us Bank-294.53-Su; Verizon-53.85-Su;

**Medical Benefit:**

Sauer, John-90.00-Se; Rci-13,937.68-Ins; Rci-2,216.25-Ins; Rci-14,792.88-Ins; Rci-132.80-Ins;

Council Member Nolde moved to approve the claims payable to Western Insurors of Nebraska in the amounts of \$159,258.55, \$29,598.79, and \$27,518.01. Council Member Weddington seconded the motion. The following council members voted Yes: Darrell Bassett, Dorie Nolde, Harold Peterson and Darryl Weddington. No: None. Abstain: Deb Schilz. Absent: None. Motion declared carried.

Council President Bassett closed a public hearing regarding the Class I Liquor License for Holstein Family LLC dba Valentino's of Ogallala at 55 River Road at 7:04 P.M.

Council Member Nolde moved to recommend that the Class I Liquor License for Holstein Family LLC dba Valentino's of Ogallala at 55 River 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 Member Weddington moved to recommend that the Corporate Manager License for Dustin Holstein in connection with the Class I Liquor License for Holstein Family LLC dba Valentino's of Ogallala at 55 River Road be approved by the Nebraska Liquor Control Commission. 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 Nolde moved to approve variances pursuant to Ogallala Municipal Code 38-108 for a proposed replat of property titled as Bacon Replat of Lots 1 & 2, Block 15, Aufdengarten's First Addition to Ogallala, Keith County, Nebraska. 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 Peterson moved to approve a proposed replat of property titled as Bacon Replat of Lots 1 & 2, Block 15, Aufdengarten's First Addition to Ogallala, Keith County, Nebraska. 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.

Charlie Wortman and Dave Kling, Police Chief, addressed the council regarding the Ordinance amending section 41-308 in Municipal Code regarding Mobile Homes, Trailers, and the like.

Council President Bassett announced Ordinance 1365 was read for the first time on October 10, 2017. Council President Bassett read Ordinance 1365 by title, An Ordinance Amending Sections 41-308 - Mobile Homes, Trailers, and the Like of the Municipal Code of the City of Ogallala, Nebraska. Council President Bassett announced that Ordinance 1365 has been read for the second time.

Dave Kling, Police Chief and Nuisance Officer presented visual evidence regarding nuisance properties in the city of Ogallala.

Council Member Schilz introduced resolution 1728, A resolution rescinding declared nuisance. Council President Bassett read the resolution by title and Council Member Peterson seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. The following council Members voted "No": None. Absent: None. Motion declared carried and Resolution 1728 was adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Council Member Nolde introduced resolutions 1729, 1730, 1731, 1734, 1735, 1736 and 1737, resolutions authorizing changing from Section 27-302 Administrative Nuisance Abatement to Section 27-303 Criminal Prosecution Enforcement. Council President Bassett read the resolution by title and Council Member Weddington seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. The following council Members voted "No": None. Absent: None. Motion declared carried and Resolutions 1729, 1730, 1731, 1734, 1735, 1736 and 1737 were adopted, copies of said Resolutions incorporated herein and made a part hereof.

Council Member Peterson introduced resolution 1738, A resolution amending the City of Ogallala Job Title – Salary Range Table and amending the job description for Recreation Facility Manager and creating a job description for Aquatics Facility Manager. Council President Bassett read the resolution by title and Council Member Nolde seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Darrell G. Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. The following council Members voted "No": None. Absent: None. Motion declared carried and Resolution 1738 was adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Brian Vasa, Community Redevelopment Authority Chairman appeared before the council giving notice of intent to enter into a contract with Pony Express Retail LLC.

Council Member Schilz introduced resolution 1739, A resolution adopting and approving the execution of a Fuel Storage Loan Program and Security Agreement, including the filing of a UCC Financing Statement, for Fuel Storage Project No. GLOGA01 with the Department of Transportation- Division of Aeronautics of the State of Nebraska to obtain state funds under the program for the development of a fuel facility on Searle Field. Council President Bassett read the resolution by title and Council Member Weddington seconded the motion. Upon roll call vote, the following Council Members voted “Yes”: Darrell G. Bassett, Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. The following council Members voted “No”: None. Absent: None. Motion declared carried and Resolution 1739 was adopted, a copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

The City Council Members gave their committee reports as follows:

- A. Buck Bassett
  - 1) Board of Health
  - 2) Kenfield Petrified Wood Gallery
- B. Deb Schilz
  - 1) Keith County Area Development
- C. Dorie Nolde
  - 1) Chamber of Commerce
  - 2) West Central Nebraska Joint Housing Authority
- D. Pete Peterson
  - 1) Keep Keith County Beautiful
  - 2) Ogallala Youth Committee
- E. Darryl Weddington
  - 1) Library Board
  - 2) Ogallala Community Hospital Advisory Board
- F. City Council Member/County Commissioner/School Board Meeting – Deb Schilz and Bruce Smith.

Council Member Peterson moved to adjourn. 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 and meeting adjourned at 8:01 P.M.

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Jane M. Skinner  
City Clerk

Approved:

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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 October 24, 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.

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Jane M. Skinner  
City Clerk

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