

A REGULAR MEETING OF THE CITY COUNCIL

JUNE 12, 2018

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 12th day of June, 2018, 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: Joshua Wendell.

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 June 8, 2018 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 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 Member Nolde moved to approve the consent agenda. 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 the consent agenda was approved as follows:

- A. Application for License to Perform work within the Public Right of Way – Greg D. Peters.
- B. License and Permit Bond – Richard Cook.
- C. Application for Plumbing Contractor License – Richard Cook.
- D. Application for a special designated liquor license for Rotary Club of Ogallala event to be held 06-28-2018 from 5:30 PM to 9:30 PM at 112 East 2 Street – Rendezvous Square (Sounds on the Square).
- E. Application for a special designated liquor license for Ogallala/Keith County Chamber of Commerce event to be held 07-05-2018 from 5:00 PM to 9:30 PM at 112 East 2 Street – Rendezvous Square (Sounds on the Square).
- F. Application for a special designated liquor license for Ogallala/Keith County Chamber of Commerce event to be held 07-12-2018 from 5:00 PM to 9:30 PM at 112 East 2 Street – Rendezvous Square (Sounds on the Square).
- G. Application for a special designated liquor license for Rotary Club of Ogallala event to be held 07-19-2018 from 5:30 PM to 9:30 PM at 112 East 2 Street – Rendezvous Square (Sounds on the Square).
- H. Application for a special designated liquor license for Silverchair LLC event to be held 07-09-2018 from 3:00 PM to 8:00 PM at 201 East 2 Street – Pinnacle Bank (Grand Re-opening).

Council President Bassett opened a public hearing regarding an application for a Class D Liquor License for Pester Marketing Company dba Alta Convenience #6231 at 7:03 P.M. Elizabeth Silason, Keith County Emergency Manager, introduced herself to the council and expressed interest in providing a quarterly report to the council in the future.

Council Member Weddington moved to approve the minutes of the regular meeting held May 22, 2018. 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.

Jane Skinner, City Clerk, presented the May 2018 financial report.

Council President Bassett closed a public hearing regarding an application for a Class D Liquor License for Pester Marketing Company dba Alta Convenience #6231 at 7:12 P.M.

Council Member Peterson moved to recommend that the Class D Liquor License for Pester Marketing Company dba Alta Convenience #6231 be approved by the Nebraska Liquor Control Commission. 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 Nolde moved to recommend that the Corporate Manager License for Stephen Holsinger in connection with Class D Liquor License for Pester Marketing Company dba Alta Convenience #6231 at 306 East 1 Street 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 Peterson introduced Ordinance 1373, entitled: An Ordinance adopting an additional One-Half (1/2) Cent Sales and Use Tax effective July 1, 2019 for a period of fifteen (15) years and continuing until July 1, 2034 and moved that the statutory rule requiring the reading on three different days be suspended. Council Member Schilz 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 the Statutory Rule was declared suspended for the consideration of this Ordinance.

Ordinance No. 1373 was read by title and, thereafter, Council Member Weddington moved for the final passage of the Ordinance. Council Member Schilz seconded the motion. The President then stated the question: "Shall Ordinance No. 1373 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. 1373 being attached hereto and, by this express reference, incorporated herein and made a part hereof.

Council Member Schilz introduced resolution 1806, A Resolution amending the City of Ogallala Job Title – Salary Range Table. Council President Bassett read the resolutions 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 1806 was adopted, copy of said Resolution being attached hereto and by this express reference, incorporated herein and made a part hereof.

Council President Bassett announced Ordinance 1371 was introduced and read for the first time on May 8, 2018, and for the second time on May 22, 2018. Council President Bassett read Ordinance 1371 by title, An Ordinance rezoning the following described real estate: A 3.3-Acre portion of land located in the South 393.13 feet of the West 374.75 feet of a Tract in the NE ¼ of Section 31, Township 14 North, Range 38 West of the 6th P.M., in Keith County, Nebraska: Proposed rezoning is from A-2 (Agricultural Residential District) to C-2 (Highway Business District). Council President Bassett announced that Ordinance 1371 has been read for the third time.

Council Member Peterson moved to postpone action on the request to rezone property located at 2385 North Spruce Street, more particularly described as a 3.3-Acre portion of land located in the South 393.13 feet of the West 374.75 feet of a Tract in the NE ¼ of Section 31, Township 14 North, Range 38 West of the 6th P.M., in Keith County, Nebraska:

Proposed rezoning is from A-2 Agricultural Residential District to C-2 Highway Business District until the June 26, 2018 City Council Meeting. 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.

Luke Renfro addressed the council regarding a request to move a building into the City limits to 303 East 3rd Street.

Council Member Schilz moved to approve a request to move a building into the City limits to 303 East 3rd Street pursuant to Ogallala Municipal Code 7-202. Council Member Nolde seconded the motion. The following council members voted Yes: Dorie Nolde, Harold Peterson, Deb Schilz and Darryl Weddington. No: None. Abstain: Darrell Bassett. Absent: None. Motion declared carried.

Council Member Nolde moved to approve the specifications, advertising, and bid opening date for the Ogallala Street Improvements 2018-1. 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 Ordinance 1374, entitled: An Ordinance creating Water Connection District No. 2018-1 of the City of Ogallala, Nebraska; establishing the outer boundaries of the district; designating the size, location and termination points of the water mains to be constructed; providing for a connection fee and ordering the publication of the ordinance in pamphlet form and moved that the statutory rule requiring the reading on three different days be suspended. 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 the Statutory Rule was declared suspended for the consideration of this Ordinance.

Ordinance No. 1374 was read by title and, thereafter, Council Member Schilz moved for the final passage of the Ordinance. Council Member Weddington seconded the motion. The President then stated the question: "Shall Ordinance No. 1374 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. 1374 being attached hereto and, by this express reference, incorporated herein and made a part hereof.

Council Member Peterson moved to approve the specifications, advertising, and bid opening date for the Water Connection District 2018-1. 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 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 7:03 P.M.

Jane M. Skinner
City Clerk

Approved:

