

A REGULAR MEETING OF THE CITY COUNCIL

OCTOBER 27, 2020

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 27th day of October, 2020, at 7:00 o'clock P.M. Present were: President of the Council: Deb Schilz; Council Members: Chris Laflan, Dorie Nolde and Darryl Weddington. Absent: Kevin Block. 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 23, 2020 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 Weddington moved to excuse Council Member Block from the October 27, 2020 City Council Meeting. Council Member Laflan seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. No: None. Absent: Kevin Block. Motion declared carried.

Council President Schilz opened a public hearing regarding a request for special exception to allow a professional office on property located in an R-2 Residential District - Medium Density. Proposed location is 804 West H Street more particularly described as Lots 2&3, Block 38, Searle's Third Addition at 7:02 P.M.

Ken Knoepfel, Planning and Zoning Administrator, and Caralene Farmer addressed the Council regarding the request for special exception to allow a professional office on property located in an R-2 Residential District - Medium Density.

Council President Schilz opened a public hearing regarding a request for special exception to allow a pre-school on property located in an R-2 Residential District - Medium Density. Proposed location is 706 East 3rd Street more particularly described as Lots 3, Block 13, Original Town at 7:07 P.M.

Ken Knoepfel, Planning and Zoning Administrator, and Rosanna Gamba addressed the Council regarding the request for special exception to allow a pre-school on property located in an R-2 Residential District - Medium Density.

Council President Deb Schilz recognized Chris Batt for his 30 Years of service to the City of Ogallala.

Council Member Weddington moved to approve the minutes of the regular meeting held October 13, 2020. Council Member Laflan seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. No: None. Absent: Kevin Block. Motion declared carried.

Council Member Weddington moved to approve the claims. Council Member Nolde seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. No: None. Absent: Kevin Block. Motion declared carried and the claims were approved as follows:

General Fund:

125 Plan-257.01-Pretx; Eftps-18,020.33-Fit; Hartford Life-1,539.33-Ins; Hosp&Med-32,174.50-Ins; Icma-774.08-Pen; John Hancock-11,282.41-Pen; Ne Child Sup Cen-46.15-P/R; Pinn Bank-58,917.75-Pp20; Western States Bank-5,532.74-Hsa; Ne Dept Of Rev-4,962.01-Sit; 125 Plan-257.01-Pretx; Am Fam Ins-413.93-Ins; Eftps-17,562.68-Fit; Hosp&Med-32,174.50-Ins; Icma-793.44-Pen; John Hancock-11,280.75-Pen; Ne Child Sup Cen-46.15-P/R; Pinn Bank-57,125.46-Pp21; Western States Bank-5,532.74-Hsa; 125 Plan-257.01-Pretx; Eftps-17,670.10-Fit; Hartford Life-1,555.43-Ins; Hosp&Med-32,174.50-Ins; Icma-793.44-Pen; John Hancock-11,450.94-Pen; Ne Child Sup Cen-46.15-P/R; Pinn Bank-56,956.98-Pp22; Western States Bank-5,532.74-Hsa; Pump & Pantry-2,257.33-Su; Ne Dept Of Transport-1,330.83-Lease; Water Dept-25,082.50-Su; Ne Dept Of Rev-742.86-Salestx; Pinn Bank-25.00-Se; Ne Workforce Develop-29.30-Su; Wolf Auto-(34,365.00)-Reverse; Galls-1,599.57-Su; Mcclure Construct-12,282.00-Su/Se; Tc Engineering-4,500.00-Se; Borer Construct-34,332.63-Su; Shelco Construct-84,020.56-Su/Se; Airgas-282.94-Su; Allo-1,092.53-Se; Amy's Towing-200.00-Se; Napa-96.18-Su; Arnold Pool-96.74-Su; Baird,Holm-3,250.00-Se; Black Hills Energy-3,578.02-Su; Bound Tree Med-826.33-Su; Mike Bruckner-842.32-P/R; Candy Aerotech-1,000.00-Contract; Charter Comm-18.02-Se;

Christensen & Son-13,456.57-Su/Se; Chs Grainland-1,633.09-Su; City Of Og-75.00-Su; Civil Air Patrol-45.00-Se; Consolid Mgmt-415.66-Su; Cornhusker Glass-170.00-Su; Correll Refriger-100.00-Se; Cornhusker St Ind-570.00-Su; Cranmore Fire-695.00-Su; Culligan-43.00-Su; D&B Full Svc-125.00-Se; Eakes Office-18.55-Su; Eichner Sales-815.65-Su; Og Plumbing-199.00-Su/Se; John Deere Financials-374.80-Su; Fedex-31.55-Se; Fyr-Tek-1,175.90-Su; Dawn Haney-400.00-Se; Dhhs Public Health-160.00-Su; Home Pc-66.00-Su; Humphreys-39.96-Su; Ideal Linen-443.15-Su/Se; J&A Traffic-270.00-Su; Waste Conn-1,309.00-Se; Kc Hosp Auth-15,884.61-Salestx; Kc News-643.17-Se; Kc Reg Of Deeds-22.00-Se; Kc Treasurer-12,969.59-Se; Kc Court-17.00-Se; Kents Towing-575.00-Se; Kimball Midwest-309.00-Su; Lb840 Fund-22,238.45-Salestx; Mcquillan Law-1,583.40-Se; Mead Lumber-53.16-Su; Mebulbs-561.76-Su; Melchior Contracting-15,020.01-Su/Se; Midwest Turf-334.91-Su; Mid-Am Research-1,026.43-Su; Printworks-467.36-Su; Nemo Locksmith-176.50-Su; Nppd-16,603.07-Su; Ne Safety&Fire-150.00-Su; Office Svc-36.25-Su; Chamber Of Comm-100.00-Refund; Water Dept-679.50-Su; Og Comm Hosp-251.92-Su; Ace Hardware-342.96-Su; Og Med Cen-120.00-Se; Olsson-16,138.42-Se; Olson Mfg-580.53-Su; Potts Elec-196.08-Su; Prairie States Comm-118.75-Su; Quick Med Claims-1,054.52-Se; R&D Welding-92.80-Su; Scotties Potties-1,100.00-Su/Se; Sheks-75.00-Su; Amgl-175.00-Se; Ashton Simmerman-280.00-Se; Ne St Acctg-154.00-Se; Stulichs Asphalt-1,097.00-Su; Telvent Dtn-2,718.00-Dues; Teleflex-1,165.50-Su; T&C Svc-46.76-Su; T&A Align-47.03-Se; Us Bank-6,440.67-Su; Us Postal Svc-88.50-Su; Van Diest Supply-1,164.00-Su; West Cen Ne Dev Dist-5,823.50-Se; Western Path Consultants-86.25-Se; Wilson, Doris-105.84-Su; Wrg-20.00-Su;

Select Flex:

Rci-238.48-P/R; Rci-238.48-P/R;

Water Dept:

Water Dept-55.99-Su; Ne Dept Of Rev-14,130.20-Salestx; Adams Bank-25.00-Se; Tc Engineering-47,175.00-Se; Muni Supply-11,556.00-Su; Mcclure Construct-24,090.00-Su/Se; Allo-129.62-Su; Am Ag Lab-78.00-Se; Napa-80.73-Su; Beveridge-1,950.00-Su; Black Hills Energy-143.05-Su; Borer Construct-3,750.00-Su/Se; Chs Grainland-841.91-Su; Consolid Plmb-84.00-Su; Cornhusker Glass-117.15-Se; Eichner Sales-84.29-Su; Gen Fund-33,674.04-Su/Se; Humphreys-283.89-Su; Ideal Linen-175.68-Su/Se; Waste Conn-176.25-Se; Kc Reg Of Deeds-22.00-Se; Kenfield Elec-263.52-Su; Kimball Midwest-395.66-Su; Midwest Elec-6,605.36-Su; Mid Am Research-524.27-Su; Muni Supply-2,109.99-Su; Printworks-248.25-Su; Nppd-5,141.00-Su; Simon Cont-2,150.70-Su; Ace Hardware-10.76-Su; One Call Concepts-62.92-Se; Paulsen-893.58-Su; Safety-Kleen-283.14-Su; Scotties Potties-1,110.00-Su; Ne Health Lab-1,514.00-Se; Twomey Tree Svc-950.00-Se; Us Bank-1,175.25-Su; Lisa Birge-22.15-Refund; Shannon Hedlund-13.33-Refund;

Sewer Fund:

Water Dept-90.75-Su; Adams Bank-25.00-Se; Black Hills Energy-2,018.23-Su; Gen Fund-21,518.04-Su/Se; Hach Co-5,225.75-Su; Ideal Linen-66.75-Su/Se; Idexx-257.63-Su; Waste Conn-193.00-Se; Mebulbs-736.32-Su; Nppd-5,106.97-Su; Scotties Potties-2,190.60-Se; Us Bank-1,524.62-Su;

Housing Rehab:

Melchior Contr-4,245.99-Su/Se; Pierce Law-130.00-Se; West Cen Ne Dev Dist-1,736.00-Se;

Medical/Benefit:

City Of Og-4,020.00-Su; Chamber Of Comm-300.00-Su; Rci-20,086.68-Ins; Rci-1,567.19-Ins; Rci-8,157.59-Ins; Rci-6,224.50-Ins; Rci-6,481.24-Ins; Rci-5,055.10-Ins;

Council Member Weddington moved to approve the claims payable to Adams Insurance Advisors in the amount of \$223,687.45. Council Member Laflan seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde and Darryl Weddington. No: None. Abstain: Deb Schilz. Absent: Kevin Block. Motion declared carried.

Council Member Weddington introduced Ordinance 1402, entitled: "An Ordinance Adopting Chapter 114 - Small Wireless Facilities - of the Municipal Code of the City Of Ogallala, Nebraska; to address small wireless facilities within city right of way; to provide when this Ordinance shall be in full force and effect; and to provide for the publication of this Ordinance in pamphlet form" and moved that the statutory rule requiring the reading on three different days be suspended. Council Member Nolde seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. The following Council Members voted "No": None. Absent: Kevin Block. Motion declared carried and the Statutory Rule was declared suspended for the consideration of this Ordinance.

Ordinance No. 1402 was read by title and, thereafter, Council Member Weddington moved for the final passage of the Ordinance. Council Member Laflan seconded the motion. The President then stated the question: "Shall Ordinance No. 1402 be passed and adopted?" Upon roll call vote, the following Council Members voted "Yes": Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. The following Council Members voted "No": None. Absent: Kevin Block. 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 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. 1402 being attached hereto and, by this express reference, incorporated herein and made a part hereof.

Council Member Weddington introduced resolution 2018, A resolution amending the City of Ogallala Ambulance and Miscellaneous special fee schedule. Council President Schilz read the resolution by title and Council Member Nolde seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. The following Council Members voted "No": None. Absent: Kevin Block. Motion declared carried and resolution 2018 is adopted, a copy of said Resolutions being attached hereto and by this express reference, incorporated herein and made a part hereof.

Council Member Nolde moved to abate the nuisance properties identified as: 2020 OGA 006- 151 Johnson Drive; and 2020 OGA 020- 1531 West P. Council Member Nolde withdrew her motion.

Council Member Nolde moved to extend the compliance process by 90 days on the property identified as 2020 OGA 006 – 151 Johnson Drive and 2020 OGA 020 – 1531 West P Street. Council Member Weddington seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. No: None. Absent: Kevin Block. Motion declared carried.

Council Member Weddington introduced resolutions 2019-2023, Resolutions rescinding prior resolutions of declared nuisance property. Council President Schilz read the resolutions by title and Council Member Laflan seconded the motion. Upon roll call vote, the following Council Members voted "Yes": Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. The following council Members voted "No": None. Absent: Kevin Block. Motion declared carried and resolutions 2019-2023 are adopted, a copy of said Resolutions

being attached hereto and by this express reference, incorporated herein and made a part hereof.

Council President Schilz closed a public hearing regarding a request for special exception to allow a professional office on property located in an R-2 Residential District - Medium Density. Proposed location is 804 West H Street more particularly described as Lots 2&3, Block 38, Searle's Third Addition at 7:46 P.M.

Council Member Nolde moved to approve the request for a special exception to allow a professional office on property located in an R-2 Residential District - Medium Density. Proposed location is 804 West H Street more particularly described as Lots 2&3, Block 38, Searle's Third Addition. Council Member Weddington seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. No: None. Absent: Kevin Block. Motion declared carried.

Council President Schilz closed a public hearing regarding a request for special exception to allow a pre-school on property located in an R-2 Residential District - Medium Density. Proposed location is 706 East 3rd Street more particularly described as Lots 3, Block 13, Original Town at 7:47 P.M.

Council Member Nolde moved to approve the request for a special exception to allow a pre-school on property located in an R-2 Residential District - Medium Density. Proposed location is 706 East 3rd Street more particularly described as Lots 3, Block 13, Original Town.) Council Member Laflan seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. No: None. Absent: Kevin Block. Motion declared carried.

Council Member Nolde moved to send the request to rezone property by Blue Water Storage, LLC described as a Tract in the SW ¼ Outlots 30-14-38 (5.4 Acres) back to the Planning Commission for further review. Council Member Weddington seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. No: None. Absent: Kevin Block. Motion declared carried.

Bruce Smith, City Manager, addressed the Council regarding the various city projects occurring within the City of Ogallala.

The Council Members gave their committee reports as follows:

- A. Deb Schilz
 - 1) Keith County Area Development
- B. Darryl Weddington
 - 1) Library Board
- C. Dorie Nolde
 - 1) West Central Nebraska Joint Housing Authority
- D. City Council Member/County Commissioner/School Board Meeting.

Council Member Weddington moved to adjourn. Council Member Laflan seconded the motion. The following council members voted Yes: Chris Laflan, Dorie Nolde, Deb Schilz and Darryl Weddington. No: None. Absent: Kevin Block. Motion declared carried and meeting adjourned at 8:01 P.M.

Jane M. Skinner
City Clerk

Approved:

