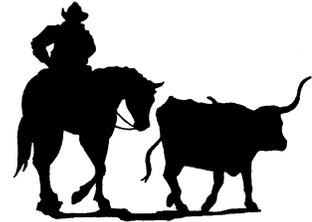


City of Ogallala

411 East 2nd Street
Ogallala, NE 69153
Phone 308-284-6001
City Fax 308-284-6565



MEMORANDUM

DATE: September 9, 2013
TO: Ogallala City Council
CC: Mike McQuillan, City Attorney; Jane Skinner, City Clerk
FROM: Aaron Smith, City Manager
RE: Briefing for Regular Council Meeting of: September 10, 2013

1. **Roll call of Members. (Verification of Notice to call meeting to Order).**
2. **Consent Agenda:**
3. **Public Hearing:**

A. **FY 2013-2014 Budget Hearing**

The Council President will open the budget hearing.

This is an action item under agenda item 6.A, B, C and D below.

B. **FY 2012-2013 Hearing to Set Final Tax Request.**

This hearing also deals with the fiscal year 2013-2014 budget. The aggregate levy (.479685) of the City's General Fund, Bond Fund, and Community Redevelopment Authority is at the same level as last year. This is an action item under 6.C and D below.

4. **Public Forum:**
5. **Report of City Clerk-Treasurer:**

A. Minutes of the Regular Meeting held August 27, 2013.

Council member Elmshaeuser and Block were absent from this meeting and may abstain from this action.

Recommended motion:

"Move to approve the minutes of the regular meeting held August 27, 2013."

The motion is then seconded and voted on.

B. Financial Report – August 2013.

Jane will give the August 2013 Financial Report. No action is necessary.

C. Plumbing License and permit bond – Brent Wright.

Brent Wright has requested a master plumbing license to perform work on the hospital construction project.

Recommended motion:

“Move to approve the plumbing license and permit bond for Brent Wright”

6. Recommendations of Departments, Boards and Committees:

A. FY 2013-2014 Budget – Increase of restricted funds above the base limitation

This item received discussion under Public Hearing agenda item 3.A. above. The hearing is closed and the time stated before taking any action.

The increase of restricted funds authority is located on pages 9 and 10 of the state budget document, under “Allowable Increases”. Statute allows 2.50% base limitation, without any additional Council action. For the fiscal year 2013-14 budget the City of Ogallala has a 0.17% increase in restricted fund authority due to allowable growth. An increase of 1.00% (maximum) of the restricted funds above the base requires and affirmative vote of 75% of the Council.

This increase (2.50% and 1.00%) in restricted funds authority do not raise the dollar or levy amount of taxes; they increase the authority to use the funds in future budget years ONLY IF THE FUNDS ARE AVAILABLE. The amount is “banked” as Total Unused Restricted Funds Authority” (page 10, line 10). As an example, if the City had \$0 Unused Restricted Funds Authority and sales tax took significant increases each year, the City would not have the authority to spend the increases in sales tax revenue. In fact, to offset the increase in sales tax revenue, some other restricted fund (property tax, state aid, motor vehicle taxes, etc.) would require reduction. It is possible for a municipality to have the revenue available for projects but be unable to spend it because they do not have the authority. This is the purpose for accumulating “Unused Budget Authority”. I would strongly encourage the Council to approve the additional 1.00% increase.

Recommended motion:

“Move to approve the 1.00% increase in restricted funds above the base limitations for fiscal year 2013 – 2014.”

After the motion receives a second, the vote is called for.

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

OPTIONAL ACTION:

If the Council chooses not to take the increase, I would recommend the above motion be introduced and vote “No” so the motion would fail, or take no action to introduce a motion.

B. FY 2013-2014 Budget.

The hearing is closed and the time stated before taking any action.

This item received discussion under Public Hearing agenda item 3.A, above. The Council may move money from one line item to another. As long as the total budget amount doesn’t change, the Option 1 motion would need to be used.

Depending on any changes the Council may make to the budget, the recommended motions are as follows:

OPTION 1:

“Move to approve the Fiscal Year 2013 – 2014 budget as **PRESENTED.**”

After the motion receives a second, the vote is called for.

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

OPTION 2:

“Move to approve the Fiscal Year 2013– 2014 budget as **AMENDED.**”

After the motion receives a second, the vote is called for.

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

C. FY 2013-2014 Property Tax Request (Res. 1401).

This item received discussion under Public Hearing agenda item 3.A, 3.B.

above.

The hearing is closed and the time stated before taking any action.

The resolution in your agenda packets reflects the budget as presented. If changes occur at the meeting, the resolution will require amendment accordingly.

Recommended motion (by resolution):

"I would introduce Resolution 1401 and move for its adoption."

The Council President then reads the resolution by title:

"A Resolution setting the FY 2013 – 2014 property tax request".

The Council President asks:

"Is there a second?"

After the second, the Council President calls for the vote.

After the vote, the Council President declares:

"Resolution 1401 is adopted."

Or;

"Resolution 1401 has failed."

D. FY 2013-2014 Annual Appropriation Ordinance (Ord. 1305).

This item received discussion under Public Hearing agenda item 3.A and 3. B above.

The Ordinance in your packet reflects the budget as presented. If changes occur at the meeting, the ordinance will require amendment accordingly. It is important the appropriations ordinance receive approval before October 1, 2013. If the rules for the three readings are not suspended, an additional special meeting will be required for a reading.

If you wish to suspend the reading on three separate occasions, this is the procedure.

Recommended motion (by ordinance):

"I would introduce Ordinance 1305 and move to suspend the rules, so that the ordinance may be read by title and moved for passage at this meeting."

After the motion receives a second, the vote is called for.

After the vote, the Council President declares:

"Motion carried."

Or;

"Motion failed."

If the motion carries, the Council President then reads the ordinance by title.

“An ordinance to appropriate the sums of money deemed necessary to defray, by means of taxation, all the necessary expenses and liabilities of the City of Ogallala, Nebraska, for the fiscal year ending September 30, 2014; specifying the objects or purposes for which such appropriations are made and the amount appropriated for each object, or purpose; containing the percentage levied for each object or purpose; providing for the certification of this ordinance to the county clerk of Keith County, Nebraska; and prescribing the time when this ordinance shall be in full force and take effect.”

A Council member may then:

“Move to adopt Ordinance 1305.”

After the motion receives a second, the vote is called for.

After the vote, the Council President declares:

“Ordinance 1305 is adopted.”

Or;

“Ordinance 1305 has failed.”

Procedure to read the ordinance three times prior to vote:

Recommended motion, by ordinance:

“I would introduce Ordinance 1305.”

There is no motion or vote. The Council President states who introduced the ordinance and then reads the ordinance by title.

“An ordinance to appropriate the sums of money deemed necessary to defray, by means of taxation, all the necessary expenses and liabilities of the City of Ogallala, Nebraska, for the fiscal year ending September 30, 2014; specifying the objects or purposes for which such appropriations are made and the amount appropriated for each object, or purpose; containing the percentage levied for each object or purpose; providing for the certification of this ordinance to the county clerk of Keith County, Nebraska; and prescribing the time when this ordinance shall be in full force and take effect.”

There is no motion, second or vote.

After the reading, the Council President declares;

Ordinance 1305 has been read for the first time.

7. Report of City Attorney:

8. Report of City Manager:

9. Report of City Council members:

- A. Board of Health – Pete Peterson.
- B. Chamber of Commerce – Kevin Block.
- C. Keep Keith County Beautiful – Buck Bassett.
- D. Keith County Area Development – Karl Elmshaeuser.
- E. Kenfield Petrified Wood Gallery – Rodger Rankin.
- F. Library Board – Kevin Block.
- G. Ogallala Community Hospital Advisory Board – Karl Elmshaeuser.

10. Closed session:

11. Adjourn.