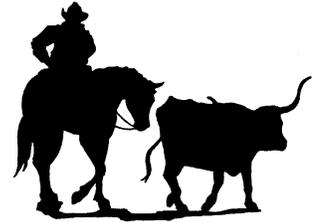


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MEMORANDUM

DATE: December 5, 2014
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: December 9, 2014

1. Roll call of Members. (Verification of Notice to call meeting to Order).
2. Minutes of the Regular Meeting held November 25, 2014.

Recommended motion:

“Move to approve the minutes of the regular meeting held November 25, 2014.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed”

3. Council Members leaving office exit the rostrum.

No Members are leaving office.

4. Oath of Office by elected Council Members.

Herald “Pete” Peterson and Darrell “Buck” Bassett are given the oath of office by City Attorney Mike McQuillan.

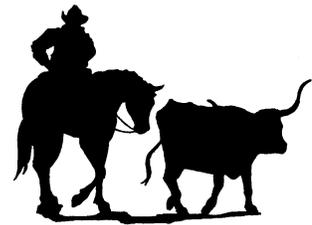
5. Council Members are seated at the rostrum.
6. Organization of City Council.
 - A. Election of Council President.

The City Attorney temporarily chairs the meeting until the election of the Council President.



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This item can be handled by a motion/nomination and vote or by a secret ballot. Typically the Council has handled the election with a motion/nomination and vote, but Jane will have ballots available at the meeting, if you choose this method.

The term of the Council President is 2 years.

I would recommend the first motion be:

“Move to elect a Council President by (motion and vote; OR, secret ballot).”

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

After the vote, the City Attorney declares:

“Motion carried.”

Or;

“Motion failed”

If you decide to elect a Council President by secret ballot, Jane will distribute, collect and tally the ballots and announce the winner.

If you decide to elect a Council President by motion/nomination and vote:

Recommended motion:

“Move to elect (NAME) to Council President.”

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

After the vote, the City Attorney declares:

“Motion carried.”

Or;

“Motion failed”

After this vote the newly elected Council President shall take the seat in the center of the rostrum and chair the remainder of the meeting.

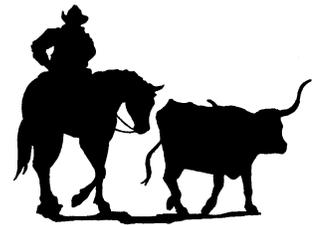
B. Election of Council Vice-President.

The election of Council Vice-President is handled in the same manner as election of the Council President; by a motion/nomination and vote or by a secret ballot. Typically the Council has handled the election with a motion/nomination and vote, but Jane will have ballots available at the meeting, if you choose this method.



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The term of the Council Vice-President is 2 years.

I would recommend the first motion be:

“Move to elect a Council Vice-President by (motion and vote; OR, secret ballot).”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed”

If you decide to elect a Council Vice-President by secret ballot, Jane will distribute, collect and tally the ballots and announce the winner.

If you decide to elect a Council Vice-President by motion/nomination and vote:

Recommended motion:

“Move to elect (NAME) to Council Vice-President.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed”

C. Council Representative / Liaison Appointments:

- 1) **Board of Health (Council President)**
- 2) **Chamber of Commerce**
- 3) **Keep Keith County Beautiful**
- 4) **Keith County Area Development**
- 5) **Kenfield Petrified Wood Gallery**
- 6) **Library Board**
- 7) **Ogallala Community Hospital Advisory Board.**
- 8) **West Central Development District (1 + Alternate).**

7. Consent Agenda:

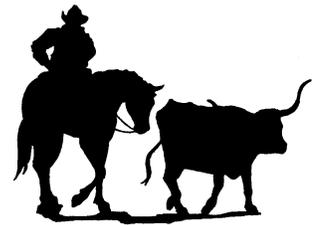
8. Public Hearing:

- A. Administration – Class D Liquor License – Wal-Mart Stores Inc DBA Walmart 7129.



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- B. Administration - Class D Liquor License – Wal-Mart Stores Inc DBA Walmart Gas 7129.
- C. Planning & Zoning – Recommendation from the Planning Commission regarding amendments to Ogallala zoning code, Chapter 44.

The public hearing should be opened by stating the topic and stating the time.

9. Public Forum:

10. Report of City Clerk-Treasurer:

- A. Administration – Class D Liquor License – Wal-Mart Stores Inc DBA Walmart 7129.

The public hearing related to this item should be closed before action is taken.

Recommended Motion:

“Move that the Class D Liquor License in connection with Wal-Mart Stores Inc DBA Walmart 7129 be approved by the Nebraska Liquor Control Commission.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

- B. Administration – Corporate Manager License for Christel Armstrong in connection with the Class D Liquor License for Wal-Mart Stores Inc. DBA Walmart 7129 located at 201 Pony Express Lane.

Recommended Motion:

“Move that the Corporate Manager License for Christel Armstrong in connection with the Class D Liquor Licenses for Wal-Mart Stores Inc. DBA Walmart 7129 located at 201 Pony Express Lane be approved by the Nebraska Liquor Control Commission.”

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

After the vote, the Council President declares:

“Motion carried.”

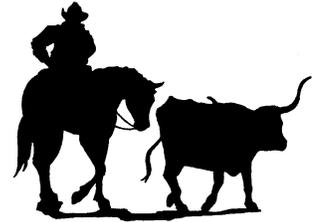
Or;

“Motion failed.”



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-
- C. Administration - Class D Liquor License – Wal-Mart Stores Inc DBA Walmart Gas 7129.

The public hearing related to this item should be closed before action is taken.

Recommended Motion:

“Move that the Class D Liquor License in connection with Wal-Mart Stores Inc DBA Walmart Gas 7129 be approved by the Nebraska Liquor Control Commission.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

- D. Administration - Corporate Manager License for Christel Armstrong in connection with the Class D Liquor License for Wal-Mart Stores Inc. DBA Walmart Gas 7129 located at 206 Oregon Trail Road.

Recommended Motion:

“Move that the Corporate Manager License for Christel Armstrong in connection with the Class D Liquor Licenses for Wal-Mart Stores Inc. DBA Walmart Gas 7129 located at 206 Oregon Trail Road be approved by the Nebraska Liquor Control Commission.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

- E. Administration - Corporate Manager License for James E. Larson, Jr. in connection with the Class D Liquor Licenses for Shopko Hometown #691 located at 100 Texas Trail Drive.

Recommended Motion:

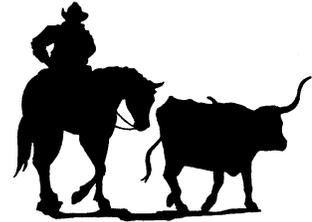
“Move that the Corporate Manager License for James E. Larson, Jr. in connection with the Class D Liquor Licenses for Shopko Hometown #691 located at 100 Texas Trail Drive be approved by the Nebraska Liquor Control Commission.”

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



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After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

F. Financial Report – November 2014

No Action Required

11. Recommendations of Departments, Boards and Committees:

A. Administration – Amending Ordinance No. 1330 previously adopted by the Mayor and Council of the city On November 25, 2014 relating to the city’s General Obligation Refunding Bonds, Series 2014. (Ord 1331).

This Previous Ordinance authorized the issuance of general obligation refunding bonds, series 2014, of the City of Ogallala, Nebraska, in the principal amount of one million two hundred fifty-five thousand dollars (\$1,255,000). The amount to be financed was incorrect and should have been \$1,135,000. To correct the error this Ordinance will be required.

This still represents a significant savings to the City.

I recommend waiving the three readings in order to ensure we lock in the most optimal interest rate.

Recommended motion (by ordinance):

“I would introduce Ordinance 1331 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.”

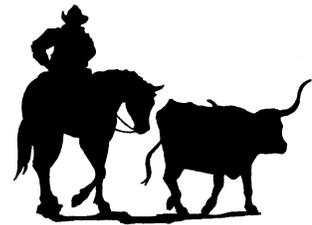
If the motion carries, the Council President then reads the ordinance by title.

“An ordinance amending ordinance no. 1330 previously adopted by the mayor and council of the city on November 25, 2014 (the “2014 ordinance”) relating to the city’s general obligation refunding bonds, series 2014; particularly amending and restating section 2 thereof relating to the maturity schedule, interest rates and certain other terms applicable to the bonds; otherwise



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ratifying and affirming the 2014 ordinance; determining this ordinance to be a measure necessary to carry out contractual obligations of the city; and providing for publication of this ordinance in pamphlet form.

A Council member may then:

“Move to adopt Ordinance 1331.”

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

After the vote, the Council President declares:

“Ordinance 1331 is adopted.”

Or;

“Ordinance 1331 has failed.”

Procedure to read the ordinance three times prior to vote:

Recommended motion, by ordinance:

“I would introduce Ordinance 1331.”

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

“An ordinance amending ordinance no. 1330 previously adopted by the mayor and council of the city on November 25, 2014 (the “2014 ordinance”) relating to the city’s general obligation refunding bonds, series 2014; particularly amending and restating section 2 thereof relating to the maturity schedule, interest rates and certain other terms applicable to the bonds; otherwise ratifying and affirming the 2014 ordinance; determining this ordinance to be a measure necessary to carry out contractual obligations of the city; and providing for publication of this ordinance in pamphlet form.”

There is no motion, second or vote.

After the reading, the Council President declares;

“Ordinance 1331 has been read for the first time.”

B. Community Development – Keith County Area Development.

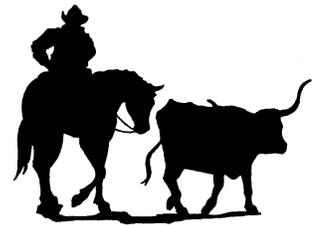
Eric Duhachek with KCAD will be in attendance to present the update to council.

- 1) Housing update
 - a. Old Lakeway Lodge site
 - b. New Housing Study



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-
- 2) BR&E Update
 - 3) Upcoming Projects/Events:
 - a. 2015 Lake Ogallala Outdoor Expo
- C. Planning & Zoning – Recommendation from the Planning Commission regarding amendments to Ogallala zoning code, Chapter 44. (Ord. 1332).

Ken will be at this meeting to go over the specifics. In addition he has provided information in your packet for review.

The public hearing related to this item should be closed before action is taken.

I recommend three readings

Recommended motion (by ordinance):

“I would introduce Ordinance 1332 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 amending section 44 of the Ogallala municipal code governing accessory structures.”

A Council member may then:

“Move to adopt Ordinance 1332.”

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

After the vote, the Council President declares:

“Ordinance 1332 is adopted.”

Or;

“Ordinance 1332 has failed.”

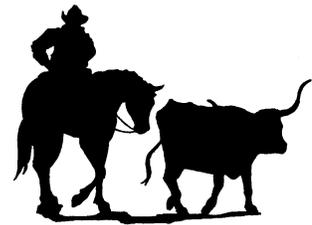
Procedure to read the ordinance three times prior to vote:

Recommended motion, by ordinance:



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“I would introduce Ordinance 1332.”

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

“An ordinance amending section 44 of the Ogallala municipal code governing accessory structures.”

There is no motion, second or vote.
After the reading, the Council President declares;
“Ordinance 1332 has been read for the first time.”

No Action Required

D. Street – Road-Street-Highway Budget and Expenditure Report.

This report is required to be submitted to the Nebraska Dept. of Roads by the end of every December.

Recommended motion:

“Move to approve the Road-Street-Highway Budget and Expenditure Report and authorize submittal to the Nebraska Department of Roads.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

E. Street – Certificate of Compliance Maintenance Number 43 - 2014.

This Certificate of Compliance certifies that all roadway snow removal and/or surface maintenance was performed per Maintenance Agreement 43.

Recommended motion:

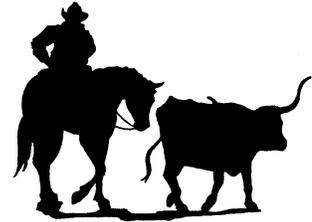
“Move to approve the Certificate of Compliance between City of Ogallala and State of Nebraska Department of Roads per terms of Maintenance Agreement No. 43 for 2014.”

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



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After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

12. Report of City Attorney:

13. Report of City Manager:

- A. Proposed One Way Street on Second Street from North Spruce to East A Street.
- B. Two hour parking limit, various downtown locations
- C. Update on contract negotiations Progress Elementary and Collister Park.
- D. Update EMT/Paramedic position.

14. 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.
- H. City Council Member/County Commissioner Meeting/School Board.
- I. Library Facilities Committee.

15. Closed session:

16. Adjourn.

