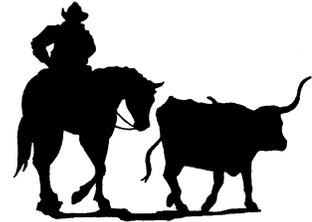


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MEMORANDUM

DATE: May 20, 2016
TO: Ogallala City Council
CC: Mike McQuillan, City Attorney
FROM: Jane Skinner, Interim City Manager
RE: Briefing for Regular Council Meeting of: May 24, 2016

1. Roll call of Members. (Verification of Notice to call meeting to Order).
2. Consent Agenda:
 - A. Claims.
 - B. Corporate Manager License for Daryl Cisney in conjunction with the Class C Liquor License for Ogallala Lodge #1624 Order of Moose.
 - C. Appointment to Board – Board of Health (1).
 - 1) Dr. Gabriel Godina – Three Year Term (1-1-2016 – 12-31-2018).
 - D. Appointment to Board – Keep Keith County Beautiful.
 - 1) Roxane Welsh
 - E. Appointment to Board – City Manager Selection Committee
 - 1) David Kling

The consent agenda lists routine non-controversial items collectively approved by the Council with no discussion and one motion.

The Council may discuss and vote on any individual item by removing it from the consent agenda. In addition, any person in attendance may request that an item be removed.

Recommended motion:

“Move to approve the consent agenda.”

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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3. Public Hearing:

- A. **A request to amend South Central Redevelopment Map to include properties legally described as Lots 1, 2,3,4,5 and including the alley in Block 9, Searle's First Addition and All of Block 9, Paxton's Addition.**

The hearing is opened by stating the topic and the time. Ken Knoepfel should be in attendance to explain this blight and substandard request. This is an action item under agenda item 6.C.

- B. **A request to rezone property located at 601 West B Street, more particularly described as Lots 1 through 10, Block 2 and Vacated Street South of said Block 2, Searle's First Addition and Lots 1 through 5, Block 9, Searle's First Addition. Proposed rezoning is from R-2 Residential District Medium Density to C-1 Central Business District (City of Ogallala).**

The hearing is opened by stating the topic and the time. Ken Knoepfel should be in attendance to explain this rezoning request. This is an action item under agenda item 6.D.

4. Public Forum:

- A. **Proclamation – Relay for Life.**

The Mayor reads the proclamation. No action necessary.

- B. **2016 Playful City USA (Cheryl Roche).**

Cheryl Roche requested to address the council regarding our 2016 Playful City USA designation.

5. Report of City Clerk-Treasurer:

- A. **Minutes of the Regular Meeting held May 10, 2016.**

Council President Peterson was absent from this meeting and may abstain from voting.

Recommended motion:

"Move to approve the minutes of the regular meeting held May 10, 2016."

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.”

- B. Application for a special designated liquor license for Silverchair, LLC DBA 1 Eleven events to be held June 16, 2016 from 6:00 PM to 9:00 PM and on June 23, 2016 from 6:00 PM to 9:00 PM.**

Agenda items 5.B and 5.C. are related to the Chamber of Commerce events at Rendezvous Square. The summer concert series, Sounds of the Square, will take place on Thursday evenings at Rendezvous Square this summer.

Recommended motion:

“Move to approve the special designated liquor license for Silverchair, LLC DBA 1 Eleven events to be held June 16, 2016 from 6:00 PM to 9:00 PM and on June 23, 2016 from 6:00 PM to 9:00 PM.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

- C. Application for a special designated liquor license for Elks 1760 events to be held June 30, 2016 from 5:00 PM to 9:30 PM and July 7, 2016 from 5:00 PM to 09:30 PM.**

Recommended motion:

“Move to approve the special designated license for Elks 1760 events to be held June 30, 2016 from 5:00 PM to 9:30 PM and July 7, 2016 from 5:00 PM to 09:30 PM.”

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

After the vote, the Council President declares:

“Motion carried.”

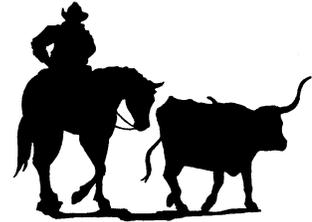
Or;

“Motion failed.”



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6. Recommendations of Departments, Boards and Committees:

- A. Administration – A Franchise of the City of Ogallala, Nebraska granting a cable television franchise to Charter Communications. (Ord 1342).

This is the third reading of Ordinance 1342.

Procedure to read the ordinance for the third and final time prior to vote:

There is no motion or vote. The Council President states:

“Ordinance 1342 was introduced and read for the first time on April 26, 2016 and the second time on May 10, 2016.”

The Council President then reads the Ordinance, by title:

“A Franchise Ordinance of the City of Ogallala, Nebraska granting a cable television franchise to Charter Communications VI, LLC, locally known as CHARTER COMMUNICATIONS, for the development and operation of a cable system.”

There is no motion, second or vote.

After the reading, the Council President declares:

“Ordinance 1342 has now been read for the third time.”

A Council member can then:

“Move to adopt Ordinance 1342.”

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

After the vote, the Council President declares:

“Ordinance 1342 is adopted.”

Or;

“Ordinance 1342 has failed.”

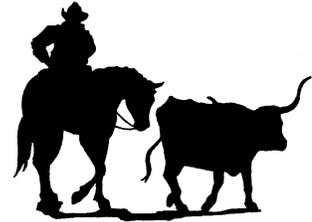
B. Community Development – Revolving Loan Fund Proposal.

Travis Haggard, Keith County Area Development presented a proposal for a revolving loan fund program at the April 26th City Council Meeting, funded in part by a USDA rural business development grant. The request before the city is to provide matching funds in the amount of \$35K. I met with Travis regarding the program, and inquired if the \$10,000 KCAD matching funds would be paid out of the “government funds account” or the “membership account”. His reply “the KCAD Board and KCAD legal...it will come from our projects line item within our budget”. The specific account it will be



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funded from at KCAD is unknown at this time. If the council chooses to provide the matching funds for this project, the payment could be split in two fiscal years, using \$17,500 from the council contingency line item.

Recommended motion:

“Move to commit \$35,000 matching funds for a Revolving Loan Fund, funded in part by a USDA rural business development grant upon approval of the grant from the USDA.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

- C. Planning and Zoning - A request to amend South Central Redevelopment Map to include properties legally described as Lots 1, 2,3,4,5 and including the alley in Block 9, Searle’s First Addition and All of Block 9, Paxton’s Addition. (Res. 1472).**

The public hearing should be closed prior to taking any action.

The Planning Commission met on May 11, held a hearing and approved resolution 2016-01 which is enclosed in your packet materials for your review.

Recommended motion (by resolution):

“I would introduce Resolution 1472 and move for its adoption.”

The Council President then reads the resolution by title:

“A resolution of the Council President and City Council of the city of Ogallala, Keith county, Nebraska declaring a portion of the city of Ogallala to be blighted and substandard and adding said blighted and substandard property to an existing redevelopment area.”

The Council President asks:

“Is there a second?”

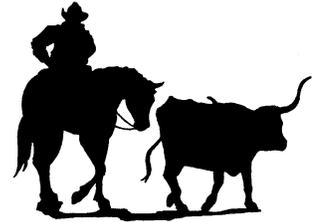
After the second the Council President calls for the vote.

After the vote the Council President declares:



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“Resolution 1472 is adopted.”

Or;

“Resolution 1472 has failed.”

- D. Planning and Zoning - A request to rezone property located at 601 West B Street, more particularly described as Lots 1 through 10, Block 2 and Vacated Street South of said Block 2, Searle’s First Addition and Lots 1 through 5, Block 9, Searle’s First Addition. Proposed rezoning is from R-2 Residential District Medium Density to C-1 Central Business District (City of Ogallala).**

The public hearing should be closed prior to taking any action.

This is a request by a builder who would like to rezone the property from R-2 to C-1. The purpose of their request is to rezone to lessen their required front setback. The proposed plan for their development shows two three-unit dwellings. Each is built to face East A and East B Streets.

The rezoning area is entirely owned by the City of Ogallala which also includes the property for the proposed new library.

Recommended motion:

“Move to (allow/disallow) a request to rezone property located at 601 West B Street, more particularly described as Lots 1 through 10, Block 2 and Vacated Street South of said Block 2, Searle’s First Addition and Lots 1 through 5, Block 9, Searle’s First Addition. Proposed rezoning is from R-2 Residential District Medium Density to C-1 Central Business District.”

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

After the vote, the Council President declares:

“Motion carried.”

Or;

“Motion failed.”

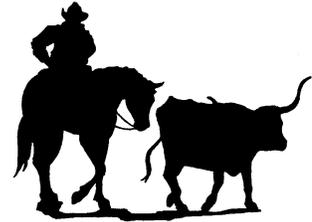
- E. Police – Amending the Ogallala Municipal Code Chapter 27 – The investigation, declaration and abatement of nuisances. (Ord 1343).**

This is the third reading of Ordinance 1343.



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Procedure to read the ordinance for the third and final time prior to vote:

There is no motion or vote. The Council President states:

“Ordinance 1343 was introduced and read for the first time on April 26, 2016 and the second time on May 10, 2016.”

The Council President then reads the Ordinance, by title:

“An ordinance of the City of Ogallala, Keith county, Nebraska, amending the Ogallala city code chapter 27 regarding the investigation, declaration and abatement of nuisances; to repeal all other ordinances and resolutions, or parts thereof in conflict; to provide that the provisions of this ordinance shall be made a part of the code of the City of Ogallala; and to provide when this ordinance shall be in full force and effect.”

There is no motion, second or vote.

After the reading, the Council President declares:

“Ordinance 1343 has now been read for the third time.”

A Council member can then:

“Move to adopt Ordinance 1343.”

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

After the vote, the Council President declares:

“Ordinance 1343 is adopted.”

Or;

“Ordinance 1343 has failed.”

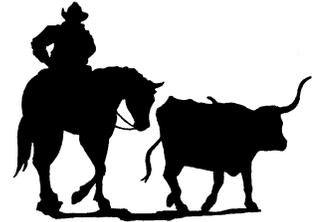
F. Water – 2016 Backhoe Loader.

Bids were received on May 5th for a 2016 Backhoe Loader with integrated tool carrier and extendable hoe and hydraulic breaker. Five bids were received from three vendors. Only three of the bids met the required specifications. The two bids from Murphy Tractor & Equipment Co did not include the hydraulic breaker, and therefore did not meet the specifications. The lowest responsible bidder is Titan Machinery for the 2016 Case 580SN in the amount of \$120,500. Titan Machinery is allowing a \$28K trade in on the city’s current backhoe.



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The City's current backhoe is losing power and isn't able to break up concrete as it should. The current equipment is also the only backhoe the city owns and other departments borrow this equipment from the water department.

The bid of \$120,500 minus the \$28,000 trade in allowance puts this piece of equipment \$12,500 over budget. I met with John Sauer, Water Superintendent, to discuss the budget of this purchase. John felt the safety of the old piece of equipment needed to be addressed, and is willing to put off the Cement Crossing at the New Well Road during this fiscal year, so the backhoe could be acquired, while keeping the water department capital expenditures as a whole within budget.

Recommended motion:

"Move to accept the bid from Titan Machinery for a 2016 Case 580SN in the amount of \$120,500, with \$28,000 trade in allowance."

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

After the vote, the Council President declares:

"Motion carried."

Or;

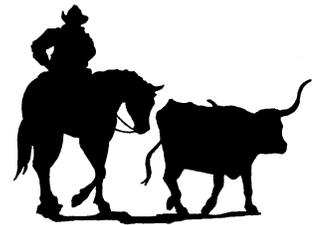
"Motion failed."

7. **Report of City Attorney:**
8. **Report of City Manager:**
 - A. **Library Building Advisory Committee.**
9. **Report of City Council Members:**
 - A. **Board of Health – Pete Peterson.**
 - B. **Chamber of Commerce – Kevin Block.**
 - C. **Keep Keith County Beautiful – Pete Peterson.**
 - D. **Keith County Area Development – Rodger Rankin.**
 - E. **Kenfield Petrified Wood Gallery – Buck Bassett.**
 - F. **Library Board – Kevin Block.**
 - G. **Ogallala Community Hospital Advisory Board – Karl Elmshaeuser.**
 - H. **City Council Member/County Commissioner Meeting/School Board.**
 - I. **City Manager Selection Committee. Pete Peterson and Buck Bassett.**
10. **Adjourn.**



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Recommended motion:

“Move to adjourn.”

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

After the vote, the Council President declares:

“Motion carried, Meeting adjourned at (time) P.M.”

Or;

“Motion failed.”

