

MCCOOK CITY COUNCIL
April 2, 2012
7:30 P.M.

A MEETING OF THE MAYOR AND COUNCIL OF THE CITY OF MCCOOK, NEBRASKA convened in open, regular, and public session at 7:30 o'clock P.M. in the City Council Chambers.

Present: Mayor Berry; Councilmembers Gonzales, Calvin, McDowell; City Attorney Schneider; City Manager Hancock; City Clerk-Treasurer Doak.

Absent: Councilmember Hepp.

Notice of the meeting was given in advance thereof by publication in the McCook Daily Gazette on March 29, 2012, the designated method of giving notice, a copy of the proof of publication being attached to these minutes. Advance notice of the meeting was also given to the Mayor and members of the City Council and a copy of the Acknowledgment of Receipt of such notice is attached to these minutes. Availability of the agenda was communicated in the advance notice to the Mayor and Council. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

Mayor Berry announced that a copy of the Open Meetings Act was posted by the entrance to the Council Chambers and available for public review.

(1) INVOCATION - THE MCCOOK MINISTERIAL ASSOCIATION - ANGEL CARRILLO, MCCOOK HARVEST CHURCH.

Angel Carrillo, pastor of the McCook Harvest Church, was present for the invocation.

(2) PLEDGE OF ALLEGIANCE.

Mayor Berry led the Council and audience in the Pledge of Allegiance.

(3) CITIZEN'S FORUM.

No one was present for Citizen's Forum.

(4) MAYOR'S ANNOUNCEMENTS & RECOGNITIONS.

Police Chief Ike Brown stated that April 8 through April 14 is "National Public Safety Telecommunicators Week" and recognized dispatchers/jailers in attendance, Peg Anderson, Kaye Bieck, Sharon Tillotson, and Jenny Priest and those unable to attend, Denille Burke, David Baker, Berdena Kleckner, and Howard Brawdy. He thanked them for all that they do for the Police Department and the citizens of Red Willow County. He noted that the jail recently passed its annual inspection, thanks to these dispatchers/jailers. This is not an easy accomplishment.

City Manager Hancock reviewed highlights of his recent newsletter. Dispatchers/Jailers Kaye Bieck and Denille Burke attended the Nebraska Law Enforcement Center in March. Ms. Bieck achieved certification in Basic Dispatcher, Emergency Medical Dispatch, and National Crime Information Center (NCIC) computer operation. Ms. Burke achieved certification in NCIC operation. Dispatcher/Jailer Berdena Kleckner is to be commended for successfully identifying and intercepting contraband (drugs) that were attempted to be smuggled to an inmate in the City Jail.

Sgt. Kevin Darling is currently providing Sexual Harassment and Rape Prevention (SHARP) classes to young ladies at the McCook Senior High School. The MEDC McCook Downtown Business Survey is now available on their website. The Natural Gas Selection period is April 13 - 26, 2012. The City Entrance Sign Committee made up of Fire Chief Marc Harpham, Library Director Jody Crocker, Senior Center Director Sue Chipman, Police Sergeant Kevin Darling, and the City Manager has recently been formed. The Fire Department will be starting National Incident Management System (NIMS) training this week for administrative staff. Dylan Powers recently joined the Fire Department as paid-on-call staff. All 27 paid-on-call positions remain full and a waiting list is continuously updated. Several members of the Fire Department and the MCC Accelerated paramedic Course participated in a training session with the iStan mannequin. iStan allows for the physical assessment of various clinical signs (e.g. heart/breath/ bowel sounds, palpable pulses, chest excursion, airway patency, etc.). In addition, iStan has assessment, airway, cardiovascular, genitourinary, ACLS and trauma features and is wireless. Any skill that can be performed in a real patient can be practiced on the iStan.

(5) PROCLAMATIONS:

ITEM A DESIGNATING THE WEEK OF APRIL 8 - 14, 2012 AS “NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK” AND AUTHORIZE THE MAYOR TO SIGN.

Upon a motion by Councilmember Calvin, seconded by Councilmember Gonzales, the council voted to designate the week of April 8 - 14, 2012 as “National Public Safety Telecommunicators Week” and to authorize the Mayor to sign. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

ITEM B APPROVE THE PROCLAMATION DESIGNATING THE MONTH OF APRIL 2012 AS “SEXUAL ASSAULT AWARENESS MONTH” AND AUTHORIZE THE MAYOR TO SIGN.

Upon a motion by Councilmember Calvin, seconded by Councilmember Gonzales, the Council voted to approve the proclamation designating the month of April 2012 as “Sexual Assault Awareness Month” and authorize the Mayor to sign. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

(6) CONSENT AGENDA:

Mayor Berry requested the Item C be removed from the Consent Agenda and placed on the Regular Agenda.

ITEM A APPROVE THE MINUTES OF THE MARCH 19, 2012 REGULAR CITY COUNCIL MEETING.

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to approve the minutes of the March 19, 2012 regular City Council meeting. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

ITEM B RECEIVE AND FILE CLAIM FOR DAMAGES FROM VERNON O. MANKER AND INSTRUCT THAT IT BE SUBMITTED TO THE CITY’S INSURANCE CARRIER FOR REVIEW AND APPROPRIATE ACTION.

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to receive and file claim for damages from Vernon O. Manker and instruct that it be submitted to the City's insurance carrier for review and appropriate action. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

ITEM D **RECEIVE AND FILE THE MINUTES OF THE TREE ADVISORY BOARD DATED NOVEMBER 10, 2011.**

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to receive and file the minutes of the Tree Advisory Board dated November 10, 2011. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

ITEM E **ADOPT RESOLUTION NO. 2012-10 APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF MCCOOK AND W DESIGN ASSOCIATES TO PROVIDE PRELIMINARY DESIGN AND NEPA DOCUMENTATION SERVICES FOR STREET IMPROVEMENT PROJECT NO. URB-6158(1), CN: 71151, EAST 7TH/SEMINOLE, EAST "H" STREET TO PARK AVENUE AND AUTHORIZE THE MAYOR TO SIGN.**

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to adopt Resolution No. 2012-10 approving the Professional Services agreement between the City of McCook and W Design Associates to provide preliminary design and NEPA documentation services for Street Improvement Project No. URB-6158(1), CN: 71151, East 7th/Seminole, East "H" Street to Park Avenue and authorize the Mayor to sign. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

ITEM F **APPROVE THE APPLICATION FOR A SPECIAL DESIGNATED LIQUOR LICENSE SUBMITTED BY THE MCCOOK AREA CHAMBER OF COMMERCE FOR A MIXER TO BE HELD AT AMFIRST BANK, 602 WEST "B" STREET, ON APRIL 25, 2012, FROM 5:30 P.M. TO 7:00 P.M., WITH AN ALTERNATE DATE OF APRIL 26, 2012.**

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to approve the application for a Special Designated Liquor License submitted by the McCook Area Chamber of Commerce for a mixer to be held at AmFirst Bank, 602 West "B" Street, on April 25, 2012, from 5:30 P.M. to 7:00 P.M., with an alternate date of April 26, 2012. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

REGULAR AGENDA

ITEM 6C **ADOPT RESOLUTION NO. 2012-11 EXPRESSING SUPPORT FOR THE HERITAGE HILLS GOLF COURSE TO PARTICIPATE IN THE NEBRASKA COMMUNITY DEVELOPMENT ASSISTANCE ACT PROGRAM.**

Councilmember Gonzales introduced a motion to adopt Resolution No. 2012-11 expressing support for the Heritage Hills Golf Course to participate in the Nebraska Community Development Assistance Act Program. Councilmember Calvin seconded the motion.

Long Range Renovation Committee member Ron Friehe and Heritage Hills Golf Course Superintendent Bill Bieck requested that the Council approve the resolution which would help them in acquiring a Nebraska State Tax Credit which will help them to raise funds for renovations at the Golf Course. The course is 31 years old. The upgrades focus on the course. Proposed renovations would be fairway changes, tee box changes, lengthening of some holes.

The Mayor then stated the question: "Shall the motion on the floor be approved as stated?" Upon roll call vote the following Councilmembers voted YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp. Motion carried.

(7) MUNICIPAL FACILITIES UPDATE.

Fire Chief Marc Harpham gave a power point presentation showing progress of the facility to date. Staff continues to work with the Construction Manager and the Architect on the Construction, Change, Directive (CCD) Number 2 to insure cost cuts are saving dollars, not efficiency.

(8) CONSIDER THE "GUIDELINES FOR CITIZEN COMMENTS DURING A PUBLIC MEETING" AND EITHER APPROVE, AMEND, OR REJECT SAID DOCUMENT.

Councilmember Calvin introduced a motion to approve the "Guidelines for Citizen Comments during a Public Meeting." Councilmember Gonzales seconded the motion.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to amend in section, "If you wish to speak during a Public Hearing", the Mayor "or Hearing Officer" and in the section, "If you wish to speak during an Agenda item" by striking "or an agenda item you have completed a form to comment on". The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

Bruce Baker, City Editor for the McCook Daily Gazette, and Aaron Kircher, citizen, expressed concerns with the three minute time limit. Mr. Kircher questioned the effective date.

Upon a motion by Mayor Berry, seconded by Councilmember Calvin, the Council set the effective date as April 16, 2012 or brought back by resolution if legal counsel determined necessary. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp.

The Mayor then stated the question: "Shall the motion on the floor be approved as amended?" Upon roll call vote the following Councilmembers voted YEA: Berry, Gonzales, Calvin, McDowell. NAY: None. ABSENT: Hepp. Motion carried.

(9) COUNCIL COMMENTS.

Councilmember Calvin again recognized and thanked the dispatchers/jailers of the City of McCook. It is a tough, tough job that they do.

(10) ADJOURNMENT.

There being no further business to come before the Council, Mayor Berry declared the meeting adjourned at 8:15 P.M.

Dennis Berry, Mayor

ATTEST:

Lea Ann Doak, City Clerk