

MCCOOK CITY COUNCIL
May 5, 2014
5:00 P.M.

A MEETING OF THE MAYOR AND COUNCIL OF THE CITY OF MCCOOK, NEBRASKA convened in open, regular, and public session at 5:00 o'clock P.M. in the City Council Chambers.

Present: Mayor Berry, Councilmembers Gonzales, Calvin, Hepp, and McDowell.

Absent: None.

City Officials present: City Attorney Schneider, Co-Interim City Manager/Public Works Director Potthoff; Co-Interim City Manager/City Clerk-Treasurer Doak, Police Chief Brown, Library Director Crocker, Utilities Director Dutcher, Fire Chief Harpham, Senior Services Director Siegfried.

Notice of the meeting was given in advance thereof by publication in the McCook Daily Gazette on May 1, 2014, 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) CONDUCT INTERVIEW WITH NATHAN A. SCHNEIDER, MCCOOK, NEBRASKA.

Bill Podraza, consultant for the City, conducted the interview with City Manager candidate Nathan A. Schneider from McCook, Nebraska at 5:00 P.M.

(2) CONDUCT INTERVIEW WITH DOUGLAS SCHULTZ, CURTIS, NEBRASKA AT 6:00 P.M.

Bill Podraza, consultant for the City, conducted the interview with City Manager candidate Douglas Schultz of Curtis, Nebraska at 6:00 P.M.

(3) CONDUCT INTERVIEW WITH MALCOLM L. TILBERG, PIERRE, SOUTH DAKOTA AT 7:00 P.M.

Bill Podraza, consultant for the City, conducted the interview with Malcolm L. Tilberg of Pierre, South Dakota at 7:00 P.M.

Consider of the Regular Agenda began at 8:00 P.M.

(4) INVOCATION - THE MCCOOK MINISTERIAL ASSOCIATION - BRUCE LESTER, MCCOOK EVANGELICAL FREE CHURCH.

Bruce Lester, pastor of the McCook Evangelical Free Church was present for the invocation.

Councilmember Gonzales thanked the McCook Ministerial Association and the Evangelical Free Church for hosting the McCook High School Baccalaureate.

(5) PLEDGE OF ALLEGIANCE.

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

(6) CITIZEN'S COMMENTS.

No one was present for Citizen's Comments.

(7) MAYOR'S ANNOUNCEMENTS & RECOGNITIONS.

Co-Interim City Manager Potthoff reminded all of the Town Hall meeting scheduled for Tuesday, May 6, 2014 at 7:00 P.M. in the McCook Municipal Center upstairs Training Room. The topic of discussion will be the renewal of the City's Sales and Use Tax.

(8) PROCLAMATIONS:

ITEM A APPROVE AND AUTHORIZE THE MAYOR TO SIGN A PROCLAMATION DECLARING THE WEEK OF MAY 4 - 10, 2014 AS "DRINKING WATER WEEK".

Upon a motion by Councilmember Calvin, seconded by Councilmember Gonzales, the Council voted to approve and authorize the Mayor to sign a proclamation declaring the week of May 4 - 10, 2014 as "Drinking Water Week". The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM B APPROVE THE PROCLAMATION DESIGNATING MAY 7, 2014 AS "SCHOOL NURSE DAY" AND AUTHORIZE THE MAYOR TO SIGN.

Upon a motion by Councilmember Calvin, seconded by Councilmember McDowell, the Council voted to approve the proclamation designating May 7, 2014 as "School Nurse Day" and authorize the Mayor to sign. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM C APPROVE THE PROCLAMATION DESIGNATING MAY 15 AS "PEACE OFFICERS MEMORIAL DAY" AND THE WEEK OF MAY 11 - 17, 2014 AS "NATIONAL POLICE WEEK" AND AUTHORIZE THE MAYOR TO SIGN.

Upon a motion by Councilmember Calvin, seconded by Councilmember McDowell, the Council voted to approve the proclamation designating May 15 as "Peace Officers Memorial Day" and the week of May 11 - 17, 2014 as "National Police Week" and authorize the Mayor to sign. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

(9) CONSENT AGENDA:

ITEM A APPROVE THE MINUTES OF THE APRIL 21, 2014 REGULAR CITY COUNCIL MEETING.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to

approve the minutes of the April 21, 2014 regular City Council meeting. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM B APPROVE AND AUTHORIZE THE MAYOR TO SIGN CHANGE ORDER NO. 1 FOR THE UPGRADE OF THE SCADA CONTROL SYSTEM AND THE EAST GOLF COURSE SEWER LIFT STATION REHABILITATION.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to approve and authorize the Mayor to sign Change Order No. 1 for the upgrade of the SCADA Control System and the East Golf Course Sewer Lift Station Rehabilitation. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM C APPROVE AND AUTHORIZE THE MAYOR TO SIGN A SITE LEASE AGREEMENT BETWEEN THE CITY OF MCCOOK AND PINPOINT WIRELESS, INC. FOR THE PLACEMENT OF COMMUNICATION EQUIPMENT ON THE EAST WATER TOWER.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to approve and authorize the Mayor to sign a site lease agreement between the City of McCook and Pinpoint Wireless, Inc. for the placement of communication equipment on the East Water Tower. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM D AWARD THE BID FOR THE 2014 ARMOR COATING TO FIGGINS CONSTRUCTION IN THE AMOUNT OF \$4.82 PER GALLON OF ARMOR COAT OIL, TO BE COMPLETED BY AUGUST 15, 2014.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to award the bid for the 2014 Armor Coating to Figgins Construction in the amount of \$4.82 per gallon of armor coat oil, to be completed by August 15, 2014. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM E RECEIVE AND FILE INFORMATION REGARDING THE PRAIRIE PLAINS CASA 1ST ANNUAL SPRING **NIGHT** DISC GOLF TOURNAMENT TO BE HELD IN KELLEY PARK ON MAY 10, 2014.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to receive and file information regarding the Prairie Plains CASA 1st Annual Spring **Night** Disc Golf Tournament to be held in Kelley Park on May 10, 2014. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM F RECEIVE AND FILE THE MINUTES OF THE PARKS ADVISORY BOARD MEETINGS DATED NOVEMBER 14, 2013 AND THE APRIL 10, 2014.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to receive and file the minutes of the Parks Advisory Board meetings dated November 14, 2013 and the April 10, 2014. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM G APPROVE THE AMENDED GRANT OF LICENSE FOR THE LAW ENFORCEMENT CENTER AS PREPARED BY MILLER & ASSOCIATES AND DATED APRIL 2014.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to approve the amended Grant of License for the Law Enforcement Center as prepared by Miller & Associates and dated April 2014. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM H RECEIVE AND FILE THE LIBRARY POLICIES FOR THE MCCOOK CITY LIBRARY.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to receive and file the Library policies for the McCook City Library. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM I RECEIVE AND FILE ADJUSTMENT TO MCCOOK CITY LIBRARY HOURS.

Upon a motion by Mayor Berry, seconded by Councilmember Gonzales, the Council voted to receive and file adjustment to McCook City Library hours. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

REGULAR AGENDA

(10) COUNCIL COMMENTS.

There were no Council comments.

(11) AN EXECUTIVE SESSION MAY BE HELD UPON A MAJORITY VOTE OF THE COUNCIL FOR THE PREVENTION OF NEEDLESS INJURY TO THE REPUTATION OF THE CITY MANAGER APPLICANTS AND SUCH APPLICANTS HAVE NOT REQUESTED A PUBLIC MEETING.

Upon a motion by Councilmember Gonzales, seconded by Councilmember McDowell, the Council voted to move into executive session for the prevention of needless injury to the reputation of the city manager applicants and such applicants have not requested a public meeting at 8:10 P.M. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

The Mayor then stated for the record that at this time, pursuant to the Nebraska Open Meetings Act, a closed session will be held for the prevention of needless injury to the reputation of the city manager applicants and such applicants have not requested a public meeting. The Council will reconvene in public session following this closed session.

Upon a motion by Councilmember Calvin, seconded by Councilmember Hepp, the Council voted to move out of executive session at 9:38 P.M. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

(12) AUTHORIZE CITY STAFF TO ENTER INTO NEGOTIATIONS WITH THE CITY MANAGER CANDIDATE FOR CONTRACT TERMS AND TO REPORT BACK TO THE CITY COUNCIL AT THE NEXT COUNCIL MEETING.

Upon a motion by Councilmember Calvin, seconded by Councilmember Hepp, the Council voted to authorize city staff to enter into negotiations with the city manager candidate for contract terms

and to report back to the City Council at the next Council meeting. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

(13) ADJOURNMENT.

There being no further business to come before the Council, Mayor Berry declared the meeting adjourned at 9:42 P.M.

Dennis Berry, Mayor

ATTEST:

Lea Ann Doak, City Clerk