

MCCOOK CITY COUNCIL
October 6, 2014
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, Hepp, McDowell.

Absent: None.

City Officials present: City Manager/City Attorney Schneider, City Clerk/Treasurer Doak, Utilities Director Dutcher, Fire Chief Harpham, Public Works Director Potthoff, and Senior Services Director Siegfried.

Notice of the meeting was given in advance thereof by publication in the McCook Daily Gazette on September 25, 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) INVOCATION - THE MCCOOK MINISTERIAL ASSOCIATION - WAYNE VOGEL, CHURCH OF CHRIST.

No one was present for the invocation.

(2) PLEDGE OF ALLEGIANCE.

Councilmember Calvin led the Council and audience in the Pledge of Allegiance.

(3) CITIZEN'S COMMENTS.

Cathy McDowell, Director for Prairie Plains CASA (Court Appointed Special Advocates), informed the Council that they hosted the 5th Annual CASA Disc Golf Tournament in Kelley Park this past weekend. This tournament has grown into the largest fund raising event for them. She thanked the City for providing this great asset to its citizens and the staff for their excellent maintenance of the course and park area.

(4) ANNOUNCEMENTS & RECOGNITIONS.

There were no announcements or recognitions.

(5) PROCLAMATIONS:

ITEM A APPROVE THE PROCLAMATION DESIGNATING THE MONTH OF OCTOBER, 2014 AS "FAMILY HISTORY MONTH" AND AUTHORIZE THE

MAYOR TO SIGN.

Upon a motion by Councilmember Calvin, seconded by Councilmember McDowell, the Council voted to approve the proclamation designating the month of October, 2014 as "Family History Month" and authorize the Mayor to sign. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM B APPROVE THE PROCLAMATION DESIGNATING OCTOBER 5 - 11, 2014 AS "FIRE PREVENTION WEEK" AND AUTHORIZE THE MAYOR TO SIGN.

Upon a motion by Councilmember Calvin, seconded by Councilmember Hepp, the Council voted to approve the proclamation designating October 5 - 11, 2014 as "Fire Prevention Week" 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 THE MONTH OF OCTOBER 2014 AS "DOMESTIC VIOLENCE AWARENESS MONTH" AND AUTHORIZE THE MAYOR TO SIGN.

Upon a motion by Councilmember Calvin, seconded by Councilmember Hepp, the Council voted to approve the proclamation designating the month of October 2014 as "Domestic Violence Awareness Month" and authorize the Mayor to sign. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

(6) CONSENT AGENDA:

ITEM A APPROVE THE MINUTES OF THE SEPTEMBER 15, 2014 REGULAR CITY COUNCIL MEETING AND THE SEPTEMBER 30, 2014 SPECIAL CITY COUNCIL MEETING.

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to approve the minutes of the September 15, 2014 regular City Council meeting and the September 30, 2014 special City Council meeting. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM B APPROVE THE REQUEST FROM MCCOOK NATIONAL BANK TO CLOSE OFF THE ALLEY BETWEEN NORRIS AVENUE AND WEST FIRST STREET FROM WEST "B" TO WEST "C" ON SATURDAY, OCTOBER 25, 2014 FROM 3:00 P.M. TO 12:00 MIDNIGHT FOR THEIR ANNUAL HALLOWEEN HAUNTED BANK TOUR.

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to approve the request from McCook National Bank to close off the alley between Norris Avenue and West First Street from West "B" to West "C" on Saturday, October 25, 2014 from 3:00 P.M. to 12:00 midnight for their Annual Halloween Haunted Bank Tour. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM C APPROVE THE APPLICATION FOR A SPECIAL DESIGNATED LIQUOR LICENSE SUBMITTED BY LOOP BREWING CO., LIQUOR LICENSE #LK-093351, FOR DUELING PIANOS TO BE HELD AT THE MCCOOK MUNICIPAL AUDITORIUM, 302 WEST 5TH STREET, ON OCTOBER 25, 2014 FROM 4:30 P.M. TO 1:00 A.M.

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 Loop Brewing Co., Liquor License #LK-093351, for Dueling Pianos to be held at the McCook Municipal Auditorium, 302 West 5th Street, on October 25, 2014 from 4:30 P.M. to 1:00 A.M. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM D APPROVE THE CONTRACTS WITH FORESTAR PETROLEUM CORPORATION PERMITTING A 3-D SEISMOGRAPHIC SURVEY; A LIMITED ENTRY OIL, GAS AND MINERAL LEASE; AND A MEMORANDUM OF OIL AND GAS LEASE, SAID AGREEMENTS INCLUDING THE RIGHT TO INGRESS AND EGRESS ACROSS PROPERTY OWNED BY THE CITY OF MCCOOK, LEGALLY DESCRIBED AS TOWNSHIP 3 NORTH, RANGE 33, SECTION 36 WEST OF THE 6TH P.M. IN RED WILLOW COUNTY, NEBRASKA.

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to approve the contracts with Forestar Petroleum Corporation permitting a 3-D seismographic survey; a limited entry oil, gas and mineral lease; and a memorandum of oil and gas lease, said agreements including the right to ingress and egress across property owned by the City of McCook, legally described as Township 3 North, Range 33, Section 36 West of the 6th P.M. in Red Willow County, Nebraska. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

ITEM E RATIFY THE MAYOR'S APPOINTMENT TO THE:

- LIBRARY BOARD - REAPPOINT KAY NEUHAUS AND STEVE BATTY - TERMS EXPIRE JUNE 2018,
- SENIOR CITIZENS ADVISORY BOARD - REAPPOINT PEGGY APPELYARD, JOYCE HOFMAN, AND GENE MEINTS - TERMS EXPIRE SEPTEMBER 2017.

Upon a motion by Mayor Berry, seconded by Councilmember McDowell, the Council voted to ratify the Mayor's appointment to the Library Board - reappointing Kay Neuhaus and Steve Batty - terms expire June 2018 and to the Senior Citizens Advisory Board - reappointing Peggy Appleyard, Joyce Hofman, and Gene Meints - terms expire September 2017. The motion passed upon the following roll call vote: YEA: Berry, Gonzales, Calvin, Hepp, McDowell. NAY: None.

REGULAR AGENDA

(7) DISCUSS FUTURE OPTIONS REGARDING THE FORMER CITY PUBLIC SAFETY CENTER.

With the Red Willow County jail now operational and that policing functions have discontinued at the former city public safety center, discussion was held regarding options for the property. Discussion included having an appraisal or market analysis completed to establish the value; identifying those who may be interested in the property by sending letters to local business owners, schools, and the college; selling the property as is; does the City have a need for the property; the bay area is of value to the City, the Public Works Department is currently using it for storage of equipment; and as a possible location for a recycling center.

(8) COUNCIL COMMENTS.

Comments included that with the closing of the Republican River Event Center at the end of the year, the City should look at advertising the availability of the auditorium; thanking all City Staff who assisted with the Heritage Days event; and thanking Water Department, in particular Tracy Burkey for all that she did in getting the City setup for online bill payment.

(9) ADJOURNMENT.

There being no further business to come before the Council, Mayor Berry declared the meeting adjourned at 7:58 P.M.

Dennis Berry, Mayor

ATTEST:

Lea Ann Doak, City Clerk