

**AGENDA**  
**MCCOOK CITY COUNCIL**  
**REGULAR MEETING**  
**Monday - February 1, 2016**  
**6:30 P.M. - City Council Chambers**

- **Call to Order and Roll Call.**
  - **Open Meetings Act Announcement.**  
*\*A copy of the Open Meetings Act is posted by the entrance to the Council Chambers and is available for public review.*
  - **Invocation.**  
The McCook Ministerial Association.
  - **Pledge of Allegiance.**
- 1. Citizen's Comments.**  
*\*The Council welcomes your input. You may address the Council at this time on items that are not on tonight's agenda. According to Nebraska Open Meeting Laws no action may be taken by Council.*
- At the appropriate time during the meeting, citizens wishing to comment on tonight's Agenda items will be given an opportunity.*
- 2. Announcements & Recognitions.**
- 3. Public Hearings.**
- A. Public Hearing - regarding a report from the Citizen's Advisory Committee meetings held October 26, 2015 and January 25, 2016.  
[020116 lb840](#)
- B. Receive and file the minutes of the October 26, 2015 Economic Development Plan Citizen's Advisory Review Committee meeting.
- 4. Consent Agenda.**  
*\*The Consent Agenda is approved on one motion. Any item listed on the Consent Agenda may, by the request of any single Councilmember or public in attendance, be considered as a separate item under the Regular Agenda.*
- A. Approve the minutes of the January 18, 2016 regular City Council meeting.  
[020116 minutes](#)
- B. Receive and file the minutes of the November 12, 2015 Library Advisory Board meeting.  
[020116 board minutes](#)
- C. Approve the application for a Special Designated Liquor License submitted by the McCook Area Chamber of Commerce for their Quarterly Networking Affair (QNA) to be held at the McCook Municipal Auditorium, 302 West 5<sup>th</sup> Street, on March 9, 2016 from 5:30 P.M. to 7:00 P.M.  
[020116 sdl chamber](#)
- D. Approve the application for a Special Designated Liquor License submitted by Schmick's Market, Inc., Liquor License #IDK-084561, a dance/reception to be held at the McCook Municipal Auditorium, 302 West 5<sup>th</sup> Street, on February 26, 2016 from 4:00 P.M. to 11:59 P.M.  
[020116 sdl schmicks](#)
- E. Award of bid and approve the purchase of twenty (20) sets of Firefighter Bunker Gear, including coats and pants, to Fireguard who submitted the most responsible bid in the amount of \$37,849.20.  
[020116 bunker gear](#)
- 5. Regular Agenda.**
- A. Receive and file a presentation from Craig Bennett and Brenda Jensen of Miller and Associates regarding annexation processes.  
[020116 annex](#)
- B. Receive and file presentation from Senior Services Director Beth Siegfried.  
[020116 senior center](#)
- C. Council Comments.

- **Adjournment.**

**CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 CITY COUNCIL MEETING**

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- ITEM 3A.** Public Hearing - regarding a report from the Economic Development Plan Citizen's Advisory Review Committee meetings held October 26, 2015 and January 25, 2016.
- ITEM 3B.** Receive and file the minutes of the October 26, 2015 Economic Development Plan Citizen's Advisory Review Committee meeting.
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**BACKGROUND:**

Quarterly Economic Development Plan Citizen's Advisory Review Committee meetings were held on October 26, 2015 and January 25, 2016. Per the City's Plan, a public hearing will be held to discuss the contents of the meeting.

**FISCAL  
IMPACT:** None.

**RECOMMENDATION:**

- ITEM 3A.** Public Hearing - regarding a report from the Economic Development Plan Citizen's Advisory Review Committee meetings held October 26, 2015 and January 25, 2016.
- ITEM 3B.** Receive and file the minutes of the October 26, 2015 Economic Development Plan Citizen's Advisory Review Committee meeting.

**APPROVALS:**

  
\_\_\_\_\_  
Lea Ann Doak, City Clerk

January 27, 2016

  
\_\_\_\_\_  
Nathan A. Schneider, City Manager

January 27, 2016

## NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that the Mayor and City Council of McCook, Nebraska will hold a public hearing on February 1, 2016 at 6:30 p.m. CDST in the City Council Chambers of the McCook Municipal Center concerning the findings and suggestions of the Citizens Advisory Committee regarding the functions and progress of the economic development program for the City of McCook.

Individuals requiring physical or sensory accommodations including interpreter service, braille, large print, or recorded materials, please contact the City Clerk at 308-345-2022.

-s- Lea Ann Doak  
City Clerk

Publish: January 25, 2016.

**McCook LB840 Economic Development Program**

**Quarterly Report**

**January 22, 2016**

**Project Updates**

There were no new projects funded the final month of this year. Ongoing projects include the following:

The North Pointe LLC subdivision is seeing new construction and sales of lots. According to Bill Davis, there is now enough new construction planned to generate the TIF valuations needed to service the debt on the TIF bonds. This is well on its way to being a signature success in utilizing Tax Increment Financing to support housing that was not possible otherwise.

Clary Village is now fully occupied. The structures are complete except for minor details and lawn work and landscaping to be done in the spring.

Quillan Courts, a follow-on housing project similar in nature to Clary but without age restrictions and with both single family and duplex structures, will begin in the spring. No new LB840 expenditures are anticipated for this project. It does however, further leverage the investment in infrastructure made under the Clary Village and North Pointe projects.

The new American Agricultural Laboratory is nearing completion.

Your investment in the operational side of "MEDC Administration" has supported continued work with potential hotel development, supporting further housing development in working with Prairie Gold Homes and McCook Builders in their current and subsequent build, groundwork for the Quillan Courts project, and investigation of possible housing development in the vacant space in the Keystone Business Center. Preliminary talks have begun with North Pointe LLC as to how to help them get their Phase II kicked off. An exciting new effort called Marketing Hometown America is aimed at helping the community develop an action plan for better marketing ourselves to potential new residents. The Keystone Business Center continues to be a dynamic environment for startup businesses, with several in-house moves taking place to support continued growth of several of tenants.

**Approved but not yet completed or paid:**

Façade Program, American Ag Lab \$5000.00

Application approved 10/15/2015. As part of their renovation of the former ALCO building, Kevin and Christine Grooms plan to replace the doors and windows at the entryway of their new American Ag Labs facility as well as replacing the shake shingles and painting the block exterior on three sides. Signage will also be replaced. Although final project costs are not yet available, total exterior work on the building will likely exceed \$60,000.00.

Façade Program, Farrell's Pharmacy \$5000.00

Application approved 9/14/2015. The Farrell's Pharmacy building is actually three buildings. The north walls facing the highway are dissimilar construction, the western two are in need of some restoration. Windows will be replaced, new material around the windows will be applied to stop water intrusion, and some stucco finishes and new lettering will be added to match the Hallmark side of the building. Total private investment will exceed \$16,000.00.

Façade Program, Sehnert's Bakery \$5000.00

Application dated 8/30/2015. Project completed. Sehnert's have been making steady improvements to their building as funds allow. The grant helped make possible changing windows and repairing the structure surrounding them. Historic characteristics including cast iron ornaments were preserved and re-finished. Owner match: \$7000.00, Total project cost: \$12,000.00.

**Fourth Quarter 2015**

Program Administration and Operations	10/28/2015	\$10,070.75
Program Administration and Operations	11/25/2015	\$10,070.75
Program Administration and Operations	12/30/2015	\$10,070.75
Clary Village Bridge Loan	10/05/2015	\$4190.30
Clary Village Bridge Loan	11/05/2015	\$4190.30
Clary Village Bridge Loan	12/04/2015	\$4190.30

This continues the payments toward the TIF Bond on the infrastructure for the Clary project as detailed in the entry on 4/2/2015 below.

Façade Program, The Sports Shoppe 11/11/2015 \$2150.00

Approved 8/1/2015. This was an extensive redesign of the front of Bob Elder's building. Grant funds were matched by \$36,000.00 in private funds. Sixties vintage brick work which was not original to the building had deteriorated and did not present an attractive image. Windows were single pane and were replaced with more attractive units that will not cause condensation.

Our Town promotion 10/07/2015 \$1400.00

The Channel 10/11 television stations so a series called "Our Town" that promotes communities around the state with extensive video profiles of the area that run over a week on their stations, and that continue to be available online. The program is ad supported. The Chamber, Red Willow County Tourism and MEDC partnered together to purchase one of the ad spots, again resulting in a nicely produced video that promotes McCook and Southwest Nebraska.

### Third Quarter 2015

Façade Program, Gary Parks, 201 W 2 <sup>nd</sup>	8/3/2015	\$5000.00
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This façade renovation grant was matched with \$16,143.00 in private funds and helped cover the replacement of windows and window sills damaged by weather and condensation. It also included removing a light pole to improve parking access.

Clary Village Bridge Loan	7/16/2015	\$4190.30
Clary Village Bridge Loan	8/18/2015	\$4190.30
Clary Village Bridge Loan	9/16/2015	\$4190.30

This continues the payments toward the TIF Bond on the infrastructure for the Clary project as detailed in the entry on 4/2/2015 below.

Keystone Bond Payment	9/16/2015	\$139,260.00
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This is the annual interest and principle payment on the bond for renovation and creation of the Keystone Business Center. Local funds were matched 3:1 by other private and Federal funding sources.

MEDC Operational Support	Monthly	\$9971.00
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This monthly investment is leveraged by private donations to support the ongoing activities of the McCook Economic Development Corporation in serving the business community, and facilitating the creation and expansion of existing businesses. Outcomes include growth in the number of businesses, in the pool of available jobs the in the local tax base. These ultimately support the prosperity and quality of life in McCook and Southwest Nebraska.

### Second Quarter 2015

North Pointe TIF Bond	4/02/2015	\$208,000.00
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This transaction purchased the Tax Increment Financing Bond which will in turn be used to finance the installation of sanitary sewer at the North Pointe Subdivision. This zero interest loan will be repaid through Ad Valorem taxes on new housing construction on the property.

Clary Village Bridge Loan – TIF Bonds	4/02/2015	\$4190.30
Clary Village Bridge Loan	5/18/2015	\$4190.30
Clary Village Bridge Loan	6/17/2015	\$4190.30

These are the first installments on an LB840 loan that pays off a bank bridge loan in the amount of \$180,000.00 which was used to purchase the TIF Bond for the Clary Village Project. The proceeds will be used to fund site acquisition and infrastructure improvements including city water, sanitary sewer and electrical utilities.

Clary Village Equity Loan -	4/02/2015	\$120,000.00
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This is a gap loan that helped to complete the funding for the Clary Village housing project.

Façade Program, Ambiance Counselling	4/29/2015	\$5000.00
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This façade renovation included \$20,000 in new siding, fascia shingles and framing and windows for the Ambiance Counselling building. Grantee Lindsay McConville was responsible for work on the building at 601 Norris Avenue, formerly Rye Printing. Improving the look and feel of our McCook downtown, resulting in stronger shopper traffic and stimulating new investment in downtown, are expected outcomes.

Clary Village, Legal Expenses, contract review	5/27/2015	\$6500.00
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Review by specialized counsel to protect taxpayer interests in Clary Village. The documentation for this Federal Tax Credit project now totals over 150 pages.

MPCC/NBDC Coordinator position support	5/27/2015	\$3000.00
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The Nebraska Business Development Center position serves North Platte, McCook and the rest of the Mid Plains service area. NBDC representative Charlie McPherson provides assistance with business planning, research and loan packaging and securing financing for new business clients. This is a valuable technical assistance resource for entrepreneurs and an important part of the entire service package offered at the Keystone Business Center. Increased new business creation and job creation are anticipated outcomes.

Façade Program, Jay & Kim Schilling	6/17/2015	\$2447.62
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This façade renovation funded 50% of a new awning for the former McCook Glass building at 323 Norris Avenue. The Shillings' have previously cleaned up and painted the front of the building, creating an improved look on Norris Avenue. This will add to the look of the plaza/walkway to the covered area in the city parking lot to the east when completed.

Clary Village, Legal Expense – contract review	6/24/2015	\$1848.00
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This was a contract review to protect our local interests in the Clary Village project.

Façade Program, Renalle's	6/26/2015	\$3068.03
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The Loshauch's have done a nice job of updating from a tired aluminum awning to a trendy front that respects the original architecture of their building while replacing deteriorating materials in the transom window area above the display windows. This grant was matched with \$3068.03 in private investment.

**First Quarter 2015**

Clary Village, Legal Expenses, relocation issue	3/18/2015	\$2836.56
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Legal review of our standing relative to mobile home leases which were terminated by the previous property owners. Counsel demonstrated effectively that: The termination was legal and within the rights of the landowner and that MEDC and the City of McCook were not responsible have no liability for the action. This activity protects taxpayer interests in the project.

#### **Fourth Quarter 2014**

Hormel Business Plan Competition

10/10/2014

\$2500.00

The Hormel Business Plan Competition, re-imagined by the Mid Plains Center for Enterprise and the Nebraska Business Development Center represents a best practice for promoting business creation and job creation through encouraging entrepreneurship. This contribution represents a partnership with other leading funders of the event by local banks and businesses. Over 30 businesses participated. Fourteen finalists completed a business planning course and although only two the received the larger awards, nearly all plan to launch their businesses and will benefit from an improved business plan. Job creation, private investment and increased services to the community and the region will bel considerable from this very successful undertaking.

**LB840 AVAILABLE FUNDS**  
12/31/2015

	<b>Program Balance</b>	<b>Reserved Funds</b>	<b>Project Commitments</b>	<b>Available</b>
<b>Loan &amp; Grant Program</b>	\$ 211,893.78			
Loans				
American Ag Labs			\$ 75,000.00	
<b>Façade Program</b>		\$ 22,335.00		
Sehnert's Bakery - approved			\$ 5,000.00	
Farrell's Pharmacy - approved			\$ 5,000.00	
American Ag Labs - approved			\$ 5,000.00	
Total Reserved and Committed		\$ 22,335.00	\$ 90,000.00	
Total L & G Available				\$ 99,558.78
<b>Project &amp; Program</b>	\$ 83,853.05			
Business Park Paving Grant Match			\$ 72,000.00	
Total Reserved and Committed		\$ -	\$ 72,000.00	
Total P & P Available				\$ 11,853.05
<b>Total Funds Available</b>				<b>\$ 111,411.83</b>
<b>Future Commitments</b>				
Clary Village Infrastructure remaining			\$ 159,037.30	

**LB840 PROGRAM BALANCES (MEDC Format)**

12/31/2015

	<b>Beginning</b>	<b>YTD</b>	<b>YTD</b>	<b>Ending</b>	<b>Program</b>
	<b>Cash on Hand</b>	<b>Receipts</b>	<b>Expenditures</b>	<b>Balance</b>	<b>Total</b>
<b>Loan &amp; Grant Program</b>	\$ 195,769.06	\$ 18,020.52	\$ 14,720.90	\$ 199,068.68	
Loan Repayments		\$ 12,722.93		\$ 12,722.93	
Legal					
Interest		\$ 102.17		\$ 102.17	
<b>TOTAL</b>					<u>\$ 211,893.78</u>
<b>Project &amp; Program</b>	\$ 74,949.62	\$ 2,692.72	\$ 1,400.00	\$ 76,242.34	
Interest		\$ 110.71		\$ 110.71	
Reimbursement		\$ 7,500.00		\$ 7,500.00	
<b>TOTAL</b>					<u>\$ 83,853.05</u>
<b>Ending Balance</b>					<u><b>\$ 295,746.83</b></u>
Keystone Bond	\$ 0.54	\$ 33,779.76	\$ -	\$ 33,780.30	
Keystone Bond Reserve	\$ 120,000.00			\$ 120,000.00	
MEDC Administration		\$ 30,212.25	\$ 30,212.25	\$ -	

**LB840 PROGRAM BALANCES**  
**12/31/2015**

	(C) BEGINNING CASH ON HAND 10/01/2015	(D) FY 15/16 ANTICIPATED RECEIPTS	(E) FY 15/16 YTD RECEIPTS	(F) FY 15/16 YTD EXPENDITURES	(G) ENDING PROGRAM BALANCES (C + E - F = G)
Motor Vehicle Sales Tax ** (**Not available to MEDC) Interest	\$ 186,480.09	\$ 39,000.00	\$ 11,788.27  \$ 95.69		\$ 198,364.05
Loan & Grant Program Loan Repayment Legal Interest	\$ 195,769.06	\$ 63,828.00 \$ 25,000.00	\$ 18,020.52 \$ 12,722.93  \$ 102.17	\$ 14,720.90	\$ 211,893.78
Project & Program Interest Market Study Reimbursement Keystone Bond Redemption Required Bond Reserve	\$ 74,949.62   \$ 0.54 \$ 112,000.00	\$ 9,537.00   \$ 135,119.00	\$ 2,692.72 \$ 110.71 \$ 7,500.00 \$ 33,779.76	\$ 1,400.00	\$ 83,853.05   \$ 33,780.30 \$ 112,000.00
MEDC Administration	\$ -	\$ 120,849.00	\$ 30,212.25	\$ 30,212.25	\$ -
<b>BALANCES</b>	\$ 569,199.31	\$ 393,333.00	\$ 117,025.02	\$ 46,333.15	<u>\$ 639,891.18</u>

**ECONOMIC DEVELOPMENT PLAN  
CITIZEN'S ADVISORY REVIEW COMMITTEE  
REGULAR MEETING**

**MINUTES**

Monday – October 26, 2015  
12:00 P.M. - Heritage Senior Center

The Economic Development Plan Citizen's Advisory Review Committee of the City of McCook was called to order by Rex Nelson and began at 12:00 P.M. at the Heritage Senior Center.

Present: Chair - Rex Nelson - MEDC; Committee Members Leon Kuhlen, Linda Taylor, Troy Bruntz, Jerda Garey-Vickers, Danielle Johnson, Bill Burton; City Manager Nate Schneider; Lori Schmidt, Recording Secretary.

Absent: Gary Wiemers

The Open Meetings Act was posted by the entrance to the Heritage Senior Center Room and available for public review.

Discussion concerning new Chair for committee. Item was to be on the current agenda. It will be added to the January 25, 2016 meeting agenda.

(1) REVIEW AND APPROVE MINUTES OF JULY 27, 2015 MEETING.

Taylor introduced a motion to approve the July 27, 2015 minutes; Johnson seconded. Roll Call Vote: Yea Kuhlen, Bruntz, Taylor, Garey-Vickers, Johnson and Burton. No: None. Absent: Wiemers. Motion passed.

(2) REVIEW McCOOK LB840 ECONOMIC DEVELOPMENT PROGRAM QUARTERLY REPORTS.

Nelson reviewed the reports he provided to the committee members: McCook LB840 Economic Development Program Quarterly Report October 20, 2015, LB840 Program Balances (MEDC Format) 9/30/2015, and LB840 Available Funds 9/30/2015. This report included all projects that have been funded since October 2014 and it provides supplemental information to the check register and LB840 Funds Report 9/30/2015 prepared by City Clerk Lea Ann Doak.

(3) UPDATE OF LB840 PROGRAM BALANCES.

Nelson provided updates on third quarter programs: MEDC monthly administrative payments, Gary Parks Facade Improvement, Economic Development Bond payments, Clary Village bridge loan; 4<sup>th</sup> Quarter approved projects: Our Town Promotion; and future facade projects approved: The Sports Shoppe, American Ag Lab, Farrell's Pharmacy.

Brief discussion was had as to what loans are paid in full, TIF projects (North Pointe and Clary), and facade projects.

A software program for tracking the loan program was discussed, specifically amortization capabilities in Excel and Quickbooks. It is nice to see what loans remain outstanding.

(4) LB840 CONFIDENTIALITY COMMITMENT.

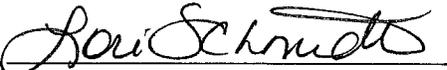
Committee members present executed an LB840 Oversight Committee Confidentiality Commitment.

(5) NEXT MEETING

The next Economic Development Plan Citizen's Advisory Review Committee meeting will be January 25, 2016 at 12:00 noon at the Heritage Senior Center.

(6) ADJOURNMENT

The meeting adjourned at 12:57 P.M.

  
Lori Schmidt, Recording Secretary

**CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 CITY COUNCIL MEETING**

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**ITEM:**            **4A**    

Approve the minutes of the January 18, 2016 regular City Council meeting.

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**BACKGROUND:**

Receive and approve the minutes.

**FISCAL  
IMPACT:**     None.

**RECOMMENDATION:**

Approve the minutes of the January 18, 2016 regular City Council meeting.

**APPROVALS:**

  
\_\_\_\_\_  
Lea Ann Doak, City Clerk

January 27, 2016

MCCOOK CITY COUNCIL  
January 18, 2016  
6:30 P.M.

A MEETING OF THE MAYOR AND COUNCIL OF THE CITY OF MCCOOK, NEBRASKA convened in open, regular, and public session at 6:30 o'clock P.M. in the City Council Chambers.

Present: Mayor Gonzales, Councilmembers Hepp, Calvin, McDowell, Weedon.

Absent: None.

City Officials present: City Manager Schneider, City Attorney Mustion, City Clerk Doak, Police Chief Brown, Utilities Director Dutcher, and Public Works Director Potthoff.

Notice of the meeting was given in advance thereof by publication in the McCook Daily Gazette on January 14, 2016, 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 Gonzales announced that a copy of the Open Meetings Act was posted by the entrance to the Council Chambers and available for public review. Following the Pledge of Allegiance to the flag of the United States of America, Mayor Gonzales called the meeting to order.

**1. Citizen's Comments.**

Mark Graff and Don Harpst, representing the 200 donors of the McCook Community Foundation Fund, presented a check in the amount of \$2,000 from the Nebraska Community Foundation to assist with funds for completion of the Skatepark. They also thanked the Council for what they do for our community. Mayor Gonzales thanked the Foundation and commented the Skatepark is very well used - it's only going to get better.

**2. Announcements & Recognitions.**

City Manager Schneider mentioned that he is waiting for confirmation from Craig Bennett with Miller & Associates that he will present at the February 1, 2016 Council meeting in regard to annexation. Mr. Schneider commented that it was recommended by the auditors in their September 30, 2015 report that the City work on annexation to get all adjacent property into the City limits.

**3. Presentation**

- A. Accept the Financial Statements and Supplemental Information for Fiscal Year ending September 30, 2015 prepared by Almquist, Maltzahn, Galloway, & Luth, Certified Public Accountants.

Terry Galloway of Almquist, Maltzahn, Galloway, & Luth presented the Financial Statements to the Council for the Fiscal Year ending September 30, 2015, stating that it was once again a clean, unqualified opinion which is the highest level to obtain. The City of McCook continues to be

improving and in great shape in today's world.

#### **4. Consent Agenda.**

- A. Approve the minutes of the January 4, 2016 regular City Council meeting.

Upon a motion by Councilmember Weedin, seconded by Councilmember Hepp, the Council voted to approve the minutes of the January 4, 2016 regular City Council meeting. The motion passed upon the following roll call vote: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

- B. Receive and file the claims for the month of December 2015 as published January 11, 2016.

Upon a motion by Councilmember Weedin, seconded by Councilmember Hepp, the Council voted to receive and file the claims for the month of December 2015 as published January 11, 2016. The motion passed upon the following roll call vote: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

- C. Award the bid for concessions at the Jaycees Ball Complex to Consolidated Management Co., in the amount of \$750.00 per year, for the calendar years 2016-2018.

Upon a motion by Councilmember Weedin, seconded by Councilmember Hepp, the Council voted to award the bid for concessions at the Jaycees Ball Complex to Consolidated Management Co., in the amount of \$750.00 per year, for the calendar years 2016-2018. The motion passed upon the following roll call vote: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

- D. Award the bid for concessions at Felling Field to Nancy Collins, in the amount of \$727.00 per year, for the calendar years 2016-2018.

Upon a motion by Councilmember Weedin, seconded by Councilmember Hepp, the Council voted to award the bid for concessions at Felling Field to Nancy Collins, in the amount of \$727.00 per year, for the calendar years 2016-2018. The motion passed upon the following roll call vote: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

#### **5. Regular Agenda.**

- A. Adopt Resolution No. 2016-01 approving an agreement with McCook Keno, L.L.C for the operation of a keno-type lottery in the City of McCook for a period of five years.

The following information was presented in the City Manager's Report dated January 18, 2016: In past meetings, particularly around budget time, Staff and Council have discussed the need to renew our keno contract. The current contract with McCook Keno, L.L.C. expired in 2012. The City has been operating under the 2006 contract with McCook Keno, L.L.C. over the course of the past 3 years without a change in the contractual terms. The keno funds received by the City have been utilized for community betterment purposes such as adding an additional firefighter to the McCook Fire Department and purchasing a trash trailer. It has been mentioned that the City would like to review different contractual terms in order to increase its keno receipts to help fund other projects. A couple of the possible tweaks considered were to increase the City's monthly payment percentage and review alternate keno locations. As a result of this goal, Staff has been in discussions with Mike Nevriy, managing member of McCook Keno, L.L.C., to determine what options are best for the City. The City currently receives receipts potentially equaling 10% of the total receipt, depending

on whether special or promotional games are being run, but in no case are the receipts below a minimum amount of 6%. We originally talked about increasing our percentage receipt amount. During conversations with Mr. Nevriy, we learned that in order to increase the City's receipt percentage, the pay table would have to be lowered. Currently, the pay table is based at 78%, with 4% of that amount to be used for special games and promotional games at the discretion of McCook Keno, L.L.C. Staff is concerned that if the City were to change the payout rate, keno may be less attractive to play and individuals would reduce and/or quit playing decreasing our keno receipts. Also, on review McCook Keno, L.L.C. increased its typical percentage payment in 2006 by 1% at the City's request. Mr. Nevriy informed Staff that the City is on the high end of the payout range for McCook Keno, L.L.C. Staff contacted the Nebraska Gaming Commission for a summary of keno activity throughout the state for comparison purposes. For its size, McCook has seen pretty competitive Keno activity when compared to other towns of similar size. Due to our competitive receipts and concerns about modifying the pay table, Staff, at this time, recommends keeping the City's percent payout at the same rate. The second way Staff believes we could increase keno receipts would be to add another keno site. Last year, the City was contacted by TJ's Fun Center about the possibility of becoming a keno operator. Through our discussions with Mike Nevriy and Terry Sides, Staff believes that adding TJ's as a permitted keno location would potentially increase receipts. TJ's has recently expanded and added a new bar and restaurant. Further, TJ's Fun Center is a game oriented business, with bowling and games already present. Keno would seem to be a natural fit. Staff's hope is that the additional location would not adversely affect the other keno sites (Old Sarge's Bar and Loop's Brewery).

Mike Nevriy, managing member of McCook Keno, L.L.C. addressed Council reiterating it would be a positive adding another keno location to McCook. He indicated that sales outlets in McCook have done well and Keno is still owned by the communities. McCook is in the top five, if not the top, in sales per gross capita. McCook Keno would stay as operator.

Mayor Gonzales mentioned that Keno is very strong in McCook compared to other communities. Councilmember McDowell commented that everything in the report makes sense. City Manager Schneider added that Staff contacted the Gaming Commission. Compared to other communities our size, we compare very charitably.

Upon a motion by Councilmember Calvin, seconded by Councilmember McDowell, the Council voted to adopt Resolution No. 2016-01 approving an agreement with McCook Keno, L.L.C for the operation of a keno-type lottery in the City of McCook for a period of five years. The motion passed upon the following roll call vote: YEA: Gonzales, Calvin, Hepp, McDowell, Weedon. NAY: None.

B. Adopt Resolution No. 2016-02 approving TJ's Family Fun Center as a Sales Outlet location for the operation of keno-type lottery.

Mike Nevriy mentioned that by adding another keno location in McCook, it will reach people who don't go to the other sites. Mr. Nevriy also explained what will be involved in adding equipment to TJ's and provided information about adding an EZ Kiosk.

Upon a motion by Councilmember Weedon, seconded by Councilmember McDowell, the Council voted to adopt Resolution No. 2016-02 approving TJ's Family Fun Center as a Sales Outlet location for the operation of keno-type lottery. The motion passed upon the following roll call vote: YEA: Gonzales, Calvin, Hepp, McDowell, Weedon. NAY: None.

C. Approve Ordinance No. 2015-2926 approving the Final Planned Development District to be known as Quillan Courts Planned Development District upon its third and final reading.

Ordinance No. 2015-2926 was read by title only and thereafter Councilmember Hepp moved for final passage of the Ordinance, which motion was seconded by Councilmember McDowell. The Mayor then stated the question: "Shall Ordinance No. 2015-2926 be passed and adopted?" Upon roll call vote the following Councilmembers voted YEA: Gonzales, Calvin, McDowell, Weedon. NAY: None. ABSENT: Hepp. Motion carried. The passage and adoption of said Ordinance having been concurred in by a majority of the Council, the Mayor declared the Ordinance lawfully passed and adopted upon publication as required by law.

**D. Council Comments.**

Councilmember Hepp mentioned that Clary Village is full and doing what we hoped it would do, people are moving into Clary and putting their homes on the market. She further commented, "if you build it, they will come."

Councilmember Weedon mentioned he will be attending an ACE Board of Directors meeting in North Platte this week and will provide an update on what ACE will do as a result of Black Hills Energy acquiring SourceGas.

Mayor Gonzales mentioned that the Nebraska League of Municipalities Mid-Winter Conference is coming up in February and asked that everyone let City Staff know if they are going so accommodations can be made.

Mayor Gonzales commented that the audit always comes in great and extended a thank you to City Staff.

▪ **Adjournment.**

There being no further business to come before the Council, Mayor Gonzales declared the meeting adjourned at 7:11 P.M.

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Michael D. Gonzales, Mayor

ATTEST:

---

Lori Schmidt, Deputy City Clerk

CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 CITY COUNCIL MEETING

---

ITEM: 4B

RECOMMENDATION:

Receive and file the minutes of the November 12, 2015 Library Advisory Board meeting.

---

BACKGROUND:

Receive minutes from the various board and commission meetings.

FISCAL

IMPACT: None.

RECOMMENDATION:

Receive and file the minutes of the November 12, 2015 Library Advisory Board meeting.

APPROVALS:

  
\_\_\_\_\_  
Lea Ann Doak, City Clerk

January 27, 2016

McCook Library Board Minutes November 12, 2015

The November meeting of the McCook Library Board was called to order by Steve Batty. Board members present included Batty, Nancy Buresh, Mary Dueland, and Sharon Bohling.

No community members were present, thus there were no comments from the public. The open meetings law remains posted in the library basement.

The October 2015 meeting minutes were read and approved.

No items were brought forth during the open session portion of the agenda.

Jody Crocker shared the director's report and an update on upcoming activities:

- In response to a request to have the Journal Star available to library patrons, Jody said that they do not deliver to McCook. It is available as an online subscription and could be investigated in that form.
- The south entrance tile project is complete.
- The new doors to the south entrance are not available for installation at this time.
- Chairs and tables are in the process of being refurbished by Cornhusker Industries. The worn parts of the front circulation desk will also be replaced.
- The library received a "Silver" accreditation. Criterion to be eligible for the "Gold" status include items out of Jody's control; such as number of employees, employee pay rates and size of budget. All controlled by the city council.
- Jody has selected the Pioneer circulation system to replace the present set-up. Grant application starts 12/4 and would pay half of the cost, if awarded to the library.
- Diane Lyons will speak at Rotary next week.
- Jody was elected CPLS president for another term.
- Jody will join "Coffee with a Cop" at McDonalds on December 8<sup>th</sup>.
- The Wednesday after school tutoring group for 4<sup>th</sup> and 5<sup>th</sup> grade students meets from 2:15-3:15 each week and has between 30-35 community volunteers.
- There were 271 students involved in the Summer Reading Program.
- The sixth, seventh, and eighth grade club meets year-round and averages 15-20 members per week. From this a Teen Advisory Board has been established. Interested students applied and ten members were selected.
- Jody reported that there was a magic show at the start of the summer with 75 kids in attendance.
- The staff will create a "Maker's Space" upstairs in the children's section of the library where kids will be able to "make" or construct using Legos and other building materials. Central Plains is giving sets away.

The library hopes to be a recipient.

There was no unfinished business.

Under New Business, the Board discussed organizations and groups using the library basement. Currently the library does not charge for such usage as long as the group is non-profit. There is no policy at this time covering outside parties using the basement. Jody will work on a policy to address the issue.

The next Board meeting is January 13, 2016 The meeting was adjourned.

*Mary Duelland*

**CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 CITY COUNCIL MEETING**

---

**ITEM:        4C**

Approve the application for a Special Designated Liquor License submitted by the McCook Area Chamber of Commerce for their Quarterly Networking Affair (QNA) to be held at the McCook Municipal Auditorium, 302 West 5<sup>th</sup> Street, on March 9, 2016 from 5:30 P.M. to 7:00 P.M.

---

**BACKGROUND:**

The Chamber will be hosting this event. They are making application to allow them to serve alcohol at this temporary location. Approval of the City Council is required with all applications. Approval of this request is also approving consumption of alcohol in the auditorium.

**FISCAL**

**IMPACT:**     None.

**RECOMMENDATION:**

Approve the application for a Special Designated Liquor License submitted by the McCook Area Chamber of Commerce for their Quarterly Networking Affair (QNA) to be held at the McCook Municipal Auditorium, 302 West 5<sup>th</sup> Street, on March 9, 2016 from 5:30 P.M. to 7:00 P.M.

**APPROVALS:**

  
\_\_\_\_\_  
Lea Ann Doak, City Clerk

January 27, 2016

  
\_\_\_\_\_  
Nathan A. Schneider, City Manager

January 27, 2016

January 18, 2016

Mr. Nate Schneider  
City Manager  
P. O. Box 1059  
McCook, NE 69001

Dear Nate:

Please reserve time on the City Council agenda for the February 1, 2016, meeting to approve a request from the McCook Area Chamber of Commerce for a liquor license. We plan to have a Quarterly Networking Affair (QNA) on March 9 at the City Auditorium. The event will be held from 5:30 to 7:00 p.m.

Enclosed please find the paperwork you require. If you have any questions regarding our request prior to the meeting, please do not hesitate to contact me at 345-3200.

Sincerely,

MCCOOK AREA CHAMBER OF COMMERCE



Tacie Fawver  
Executive Director

**APPLICATION FOR SPECIAL DESIGNATED LICENSE**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov/](http://www.lcc.nebraska.gov/)  
Email Applications: michelle.porter@nebraska.gov

DO YOU NEED POSTERS? YES  NO

**NON PROFIT APPLICANTS**

(Check one that best applies)

Municipal  Political  Fine Arts  Fraternal  Religious  Charitable  Public Service

**LIQUOR LICENSE HOLDERS**

Liquor license number and class (i.e. C-55441)

**COMPLETE ALL QUESTIONS**

1. Type of alcohol to be served and/or consumed: Beer  Wine  Distilled Spirits

2. Licensee name (last, first,), corporate name or limited liability company (LLC) name  
(As it reads on your liquor license)

NAME: McCook Area Chamber of Commerce

ADDRESS: 203 West 2nd Street / PO Box 337

CITY McCook ZIP 69001

3. Location where event will be held; name, address, city, county, zip code

BUILDING NAME McCook City Auditorium

ADDRESS: 302 West 5th Street CITY McCook

ZIP 69001 COUNTY and COUNTY # Red Willow / 48

a. Is this location within the city/village limits? YES  NO

b. Is this location within the 150' of church, school, hospital or home for aged/indigent or for veterans and/or wives? YES  NO

c. Is this location within 300' of any university or college campus? YES  NO

4. Date(s) and Time(s) of event (no more than six (6) **consecutive** days on one application)

Date 3-9-2016	Date	Date	Date	Date	Date
<b>Hours</b> From 5:30p	<b>Hours</b> From	<b>Hours</b> From	<b>Hours</b> From	<b>Hours</b> From	<b>Hours</b> From
To 7:00p	To	To	To	To	To

a. Alternate date: \_\_\_\_\_

b. Alternate location: \_\_\_\_\_  
**(Alternate date or location must be specified in local approval)**

5. Indicate type of activity to be carried on during event:

Dance \_\_\_ Reception \_\_\_ Fund Raiser \_\_\_ Beer Garden \_\_\_ Sampling/Tasting \_\_\_  
 Other Business After Hours / Networking Affair

6. Description of area to be licensed

Inside building, dimensions of area to be covered **IN FEET** 100 ft x 75ft  
 (not square feet or acres)

\*Outdoor area dimensions of area to be covered **IN FEET** \_\_\_\_\_ x \_\_\_\_\_

**\*SKETCH OF OUTDOOR AREA (or attach copy of sketch) (sample sketch)**

If outdoor area, how will premises be enclosed?

\_\_\_ Fence; \_\_\_ snow fence \_\_\_ chain link \_\_\_ cattle panel  
 \_\_\_ other \_\_\_\_\_  
 \_\_\_ Tent

7. How many attendees do you expect at event? 100

8. If over 150 attendees. Indicate the steps that will be taken to prevent underage persons from obtaining alcohol beverages. (Attach separate sheet if needed)

\_\_\_\_\_  
 \_\_\_\_\_

9. Will premises to be covered by license comply with all Nebraska sanitation laws? YES  NO

a. Are there separate toilets for both men and women? YES  NO

10. Where will you be purchasing your alcohol?

Wholesaler \_\_\_ Retailer X Both \_\_\_ BYO \_\_\_  
(includes wineries)

11. Will there be any games of chance operating during the event? YES  NO

If so, describe activity \_\_\_\_\_

**NOTE:** Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law: There are no exceptions for Non Profit Organizations or any events raising funds for a charity. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

12. Any other information or requests for exemptions: \_\_\_\_\_

13. Name and telephone number/cell phone number of immediate supervisor. This person will be at the location of the event when it occurs, able to answer any questions from Commission and/or law enforcement before and during the event, and who will be responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to. **PLEASE PRINT LEGIBLY**

Print name of Event Supervisor Tacie Fawver

Signature of Event Supervisor \_\_\_\_\_

Event Supervisor phone: Before 308-345-3200 During 308-350-0450  
Email address director@mccookchamber.org

Consent of Authorized Representative/Applicant

14. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

sign here \_\_\_\_\_ Executive Director 1-20-2016  
Authorized Representative/Applicant Title Date

Tacie Fawver  
Print Name

This individual must be listed on the application as an officer or stockholder unless a letter has been filed appointing an individual as the catering manager allowing them to sign all SDL applications.

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.

**This page is required to be completed by Non Profit applicants only.**

**Application for Special Designated License  
Under Nebraska Liquor Control Act  
Affidavit of Non-Profit Status**

I HEREBY DECLARE THAT THE CORPORATION MAKING APPLICATION FOR A SPECIAL DESIGNATED LICENSE UNDER THE NEBRASKA LIQUOR CONTROL ACT IS EITHER A MUNICIPAL CORPORATION, A FINE ARTS MUSEUM INCORPORATED AS A NONPROFIT CORPORATION, A RELIGIOUS NONPROFIT CORPORATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, A POLITICAL ORGANIZATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, OR ANY OTHER NONPROFIT CORPORATION, THE PURPOSE OF WHICH IS FRATERNAL, CHARITABLE, OR PUBLIC SERVICE AND WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES AS PER §53-124.11(1).

AS SIGNATORY I CONSENT TO THE RELEASE OF ANY DOCUMENTS SUPPORTING THIS DECLARATION AND ANY DOCUMENTS SUPPORTING THIS DECLARATION WILL BE PROVIDED TO THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY AGENT OF THE LIQUOR CONTROL COMMISSION IMMEDIATELY UPON DEMAND. I ALSO CONSENT TO THE INVESTIGATION OF THIS CORPORATE ENTITY TO DETERMINE IT'S NONPROFIT STATUS.

I AGREE TO WAIVE ANY RIGHTS OR CAUSES OF ACTION AGAINST THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY PARTY RELEASING INFORMATION TO THE AFOREMENTIONED PARTIES.

McCook Chamber of Commerce  
NAME OF CORPORATION

47-0233780  
FEDERAL ID NUMBER

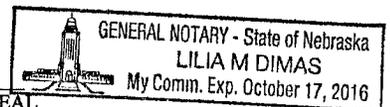
Jacire Fawcett  
SIGNATURE OF TITLE OF CORPORATE OFFICERS

THE ABOVE INDIVIDUAL STATES THAT THE STATEMENT ABOVE IS TRUE AND CORRECT; IF ANY FALSE STATEMENT IS MADE ON THIS APPLICATION, THE APPLICANT SHALL BE DEEMED GUILTY OF PERJURY AND SUBJECT TO PENALTIES PROVIDED BY LAW. (SEC. §53-131.01) NEBRASKA LIQUOR CONTROL ACT

SUBSCRIBED IN MY PRESENCE AND SWORN TO BEFORE ME THIS 20 DAY OF

January, 2016.

Lilia M. Dimas  
NOTARY PUBLIC SIGNATURE & SEAL



**CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 CITY COUNCIL MEETING**

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**ITEM: 4D**

Approve the application for a Special Designated Liquor License submitted by Schmick's Market, Inc., Liquor License #IDK-084561, a dance/reception to be held at the McCook Municipal Auditorium, 302 West 5<sup>th</sup> Street, on February 26, 2016 from 4:00 P.M. to 11:59 P.M.

---

**BACKGROUND:**

Schmick's will be catering this event. They are making application to allow them to serve alcohol at this temporary location. Approval of the City Council is required with all applications. Approval of this request is also approving consumption of alcohol in the auditorium.

**FISCAL  
IMPACT:** None.

**RECOMMENDATION:**

Approve the application for a Special Designated Liquor License submitted by Schmick's Market, Inc., Liquor License #IDK-084561, a dance/reception to be held at the McCook Municipal Auditorium, 302 West 5<sup>th</sup> Street, on February 26, 2016 from 4:00 P.M. to 11:59 P.M.

**APPROVALS:**

  
\_\_\_\_\_  
Lea Ann Doak, City Clerk

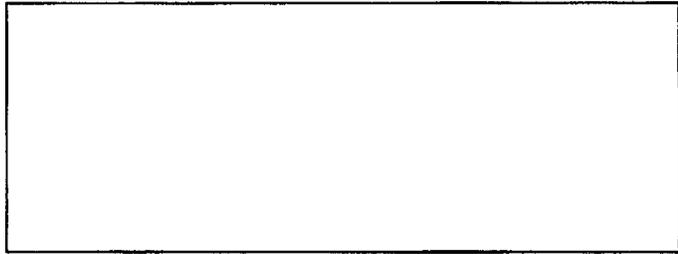
January 27, 2016

  
\_\_\_\_\_  
Nathan A. Schneider, City Manager

January 27, 2016

## APPLICATION FOR SPECIAL DESIGNATED LICENSE

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov/](http://www.lcc.nebraska.gov/)  
Email Applications: [michelle.porter@nebraska.gov](mailto:michelle.porter@nebraska.gov)



### Special Designated License (SDL) Application Quick Checklist

#### Requirements:

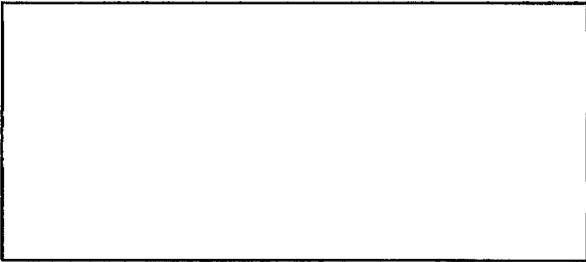
- Application **MUST** include approval from the local governing body (city, village or county clerk of where the event is to be held). Contact this jurisdiction for further requirements. **EFFECTIVE MAY 1, 2015, applications will no longer be accepted without the local approval attached to the application.**
- Only 501c Non-profit organizations or Retail license holders can apply for a Special Designated License. No SDL will be issued to Retail license holders operating under a Temporary Operating Permit (TOP).
- Include \$40 fee for each day/area. Check is payable to the Nebraska Liquor Control Commission (NLCC). If you have a Catering license, there are no fees required. You may also pay online at <http://www.lcc.nebraska.gov/>
- **Applicant** is responsible for all paperwork and fees being sent to the NLCC office before the 10-day deadline. It is not the responsibility of the local governing body to send the application to the NLCC.
- When requesting alternate date(s) and/or location(s), approval from local governing body must include approval for these alternate date(s) and/or locations(s). If requesting sales on Sunday, attach copy of local ordinance or resolution.
- Application must be received in Nebraska Liquor Control Commission (NLCC) office a **MINIMUM** of ten (10) business days prior to date of event (weekends, holidays & date of event are not included in this count). **NO EXCEPTIONS!**  
\*See the calendar on our website at:  
<http://www.lcc.nebraska.gov/pdfs/SDL%20Calender%20SEPT%202015%20-JAN%202017.pdf>
- When requesting an outdoor area, you must include a box-type diagram of the area to be licensed.
- Non Caterer applicants are only allowed six (6) SDLs per calendar year, this includes consecutive days used on one application (i.e. July 4 – 9 = 6 days).
- Only twelve (12) SDLs will be issued at any specific location that could otherwise hold a liquor license.

#### Non Profit Application **MUST**:

- Include page five (5) of application showing Federal ID number.
- When requesting an exemption from NLCC rules; i.e. waiver of double fencing, request must be received in (NLCC) office a **MINIMUM** of 30 days prior to the date of the event; waiving double fence must complete Form 140.

**APPLICATION FOR SPECIAL DESIGNATED LICENSE**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov/](http://www.lcc.nebraska.gov/)  
Email Applications: [michelle.porter@nebraska.gov](mailto:michelle.porter@nebraska.gov)



DO YOU NEED POSTERS? YES  NO

**NON PROFIT APPLICANTS**

(Check one that best applies)

Municipal  Political  Fine Arts  Fraternal  Religious  Charitable  Public Service

**LIQUOR LICENSE HOLDERS**

Liquor license number and class (i.e. C-55441)

IDK-084561

**COMPLETE ALL QUESTIONS**

1. Type of alcohol to be served and/or consumed: Beer  Wine  Distilled Spirits

2. Licensee name (last, first,), corporate name or limited liability company (LLC) name  
(As it reads on your liquor license)

NAME: Schmick, Tyler William, Schmick's Market Inc.

ADDRESS: 212 Westview Plaza

CITY McCook ZIP 69001

3. Location where event will be held; name, address, city, county, zip code

BUILDING NAME McCook City Auditorium

ADDRESS: 302 West 5th St. CITY McCook

ZIP 69001 COUNTY and COUNTY # Red Willow #48

a. Is this location within the city/village limits? YES  NO

b. Is this location within the 150' of church, school, hospital or home for aged/indigent or for veterans and/or wives? YES  NO

c. Is this location within 300' of any university or college campus? YES  NO

4. Date(s) and Time(s) of event (no more than six (6) **consecutive** days on one application)

Date Feb 26th, 2016	Date	Date	Date	Date	Date
<b>Hours</b> From 4 pm	<b>Hours</b> From	<b>Hours</b> From	<b>Hours</b> From	<b>Hours</b> From	<b>Hours</b> From
To 11:59 pm	To	To	To	To	To

- a. Alternate date: \_\_\_\_\_
- b. Alternate location: \_\_\_\_\_  
(Alternate date or location must be specified in local approval)

5. Indicate type of activity to be carried on during event:

Dance  Reception  Fund Raiser \_\_\_\_\_ Beer Garden \_\_\_\_\_ Sampling/Tasting \_\_\_\_\_

Other \_\_\_\_\_

6. Description of area to be licensed

Inside building, dimensions of area to be covered **IN FEET** <sup>55</sup> \_\_\_\_\_ x <sup>100</sup> \_\_\_\_\_  
(not square feet or acres)

\*Outdoor area dimensions of area to be covered **IN FEET** \_\_\_\_\_ x \_\_\_\_\_

**\*SKETCH OF OUTDOOR AREA (or attach copy of sketch) (sample sketch)**

If outdoor area, how will premises be enclosed?

\_\_\_ Fence; \_\_\_ snow fence \_\_\_ chain link \_\_\_ cattle panel  
\_\_\_ other \_\_\_\_\_

\_\_\_ Tent

7. How many attendees do you expect at event? <sup>150</sup> \_\_\_\_\_

8. If over 150 attendees. Indicate the steps that will be taken to prevent underage persons from obtaining alcohol beverages. (Attach separate sheet if needed)

We will card anyone who looks under the age of 30.

9. Will premises to be covered by license comply with all Nebraska sanitation laws? YES  NO

a. Are there separate toilets for both men and women? YES  NO

10. Where will you be purchasing your alcohol?

Wholesaler \_\_\_\_\_ Retailer \_\_\_\_\_ Both X BYO \_\_\_\_\_  
(includes wineries)

11. Will there be any games of chance operating during the event? YES  NO

If so, describe activity \_\_\_\_\_

NOTE: Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law: There are no exceptions for Non Profit Organizations or any events raising funds for a charity. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

12. Any other information or requests for exemptions: \_\_\_\_\_

13. Name and telephone number/cell phone number of immediate supervisor. This person will be at the location of the event when it occurs, able to answer any questions from Commission and/or law enforcement before and during the event, and who will be responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to. PLEASE PRINT LEGIBLY

Print name of Event Supervisor Tyler Schmick

Signature of Event Supervisor 

Event Supervisor phone: Before 308-737-7362 During 308-737-7362

Email address schmicksmarket@gmail.com

Consent of Authorized Representative/Applicant

14. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

sign here   
Authorized Representative/Applicant

Owner Title 01-15-2016 Date

Tyler Schmick  
Print Name

This individual must be listed on the application as an officer or stockholder unless a letter has been filed appointing an individual as the catering manager allowing them to sign all SDL applications.

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.

**CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 CITY COUNCIL MEETING**

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ITEM: 4E

**RECOMMENDATION:**

**Award of bid and approve the purchase of twenty (20) sets of Firefighter Bunker Gear, including coats and pants, to FIREGUARD who submitted most responsible bid in the amount of \$37,849.20**

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**BACKGROUND:**

On January 26, 2016 at 2:00 PM, five bids were received and opened. All of the vendors met or exceeded the NFPA 1971 specifications. One vendor, MES, submitted a bid that was over the budgeted amount by \$1,500 and one vendor, Weis Fire, elected not to submit a bid.

We are recommending to accept the bid from Fireguard in the amount of \$37,849.20, which is well within the \$40,000 budgeted amount. Although this is not the lowest bid, there are two options that they offer that the low bidder does not:

1. A Personal Protective Equipment password protected data based backed website that allows us to track and import all pertinent data on all of our bunker gear that allows for better tracking, repairs, history and use of the gear.
2. The Morning Pride gear is made in such a way that additional material is added and tucked inside of the liners and barriers to allow for the expansion of the gear to fit a multitude of firefighters. this is especially important when we replace a professional volunteer and the gear may not fit them correctly.

The difference between the low bidder, who does not offer these options, and our recommendation is \$849.20.

The City of McCook Fire Department has been using morning Pride bunker gear for the last several years and has been very pleased with the fit, durability, service and overall performance.

**CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 CITY COUNCIL MEETING**

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**PAGE 2**

**FISCAL**

**IMPACT:** \$ 37,849.20 of \$40,000 that was budgeted in the FY 2015/16 annual budget.

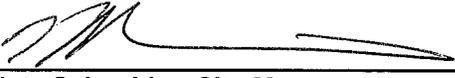
**RECOMMENDATION:**

**Award of bid and approve the purchase of twenty (20) sets of Firefighter Bunker Gear, including coats and pants, to FIREGUARD who submitted most responsible bid in the amount of \$37,849.20**

**APPROVALS:**

  
\_\_\_\_\_  
Marc A. Harpham, Fire Chief

21 JAN 2016  
Date

  
\_\_\_\_\_  
Nate Schneider, City Manager

1-26-16  
Date

MCCOOK FIRE DEPARTMENT  
 TWENTY (20) SETS FIREFIGHTER BUNKER GEAR

JANUARY 26, 2016  
 2:00 P.M.

BIDDER: <u>Weis Fire Equipment</u>	BIDDER: <u>MES</u>	BIDDER: <u>Heiman Fire Equip</u>
20 SETS FIREFIGHTER BUNKER GEAR  TOTAL BID PRICE \$ <u>No Bid</u>  Delivery Date: _____	20 SETS FIREFIGHTER BUNKER GEAR  TOTAL BID PRICE \$ <u>41,500.</u> <u>shipping included</u> <u>\$150 each option rescue belt</u>  Delivery Date: <u>12 weeks</u>	20 SETS FIREFIGHTER BUNKER GEAR  TOTAL BID PRICE \$ <u>38,930</u> <u>option escape belt #317</u>  Delivery Date: <u>60 Days</u>
BIDDER: <u>FYR-TEK</u>	BIDDER: <u>Air Guard</u>	BIDDER: _____
20 SETS FIREFIGHTER BUNKER GEAR  TOTAL BID PRICE \$ <u>37,000 w/o belt</u> <u>40,000 withon</u> <u>\$150 per belt</u>  Delivery Date: <u>90 Days from</u> <u>pricing</u>	20 SETS FIREFIGHTER BUNKER GEAR  <u>20 Coats 21,633.20</u> <u>Pants 810.80 ea = 16,216.00</u> <u>37,849.20</u>  TOTAL BID PRICE \$ <u>add 1 per</u> <u>coat 48.99(20) =</u> <u>979.80</u> <u>Total 38,829.00</u>  Delivery Date: <u>45-75 days from</u> <u>order</u>	20 SETS FIREFIGHTER BUNKER GEAR  TOTAL BID PRICE \$ _____  Delivery Date: _____

Lea Ann Doak  
 Lea Ann Doak, Witness

Marc Harpham (hd)  
 Marc Harpham, Fire Chief

**CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 MCCOOK CITY COUNCIL MEETING**

**ITEM NO. 5A** Receive a file a presentation from Craig Bennett and Brenda Jensen of Miller and Associates regarding annexation processes.

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**BACKGROUND:**

Over the course of numerous years, one goal that the City of McCook has maintained is the need to grow and plan for McCook's future. It was at the heart of the City's zoning ordinance and subdivision regulation modifications. It has been brought up on numerous occasions when we have discussed future land use. It has been discussed with regard to our housing shortage issues. It was one of the two major directives given during the City Manager hiring process (the other being renewal of the City Sales Tax).

A good place to start the thought process is by having professional planners give the City a "nuts and bolts" account of what the annexation process looks like. Craig Bennett and Brenda Jensen of Miller and Associates have been involved in numerous planning efforts around the State of Nebraska. Staff has discussed the possibility of having their group present some of the things to consider during annexation efforts. Review of State law will be included.

We do not currently have a plan in mind with respect to directing our efforts. There are no specific areas that the City is looking at for annexation at this time. Whatever occurs, the City realizes the need for extensive communication during its potential annexation efforts with those who will be most impacted. Staff's desire is to keep the dialogue open between all of the parties to ensure that nobody is left out of the discussions.

**RECOMMENDATIONS:**

**ITEM NO. 5A** Receive a file a presentation from Craig Bennett and Brenda Jensen of Miller and Associates regarding annexation processes.

**APPROVALS:**



Nathan A. Schneider, City Manager

January 27, 2016



Lea Ann Doak, City Clerk

January 27, 2016

**CITY MANAGER'S REPORT  
FEBRUARY 1, 2016 CITY COUNCIL MEETING**

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**ITEM:        5B**

Receive and file presentation from Senior Services Director Beth Siegfried.

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**BACKGROUND:**

At the request of the McCook City Council, Senior Services Director Beth Siegfried will give a report on what's happening at the Heritage Senior Center and City of McCook Transit.

**FISCAL  
IMPACT:**     None.

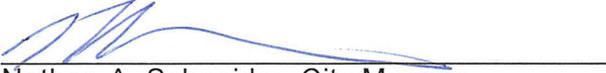
**RECOMMENDATION:**

Receive and file presentation from Senior Services Director Beth Siegfried.

**APPROVALS:**

  
\_\_\_\_\_  
Lea Ann Doak, City Clerk

January 28, 2016

  
\_\_\_\_\_  
Nathan A. Schneider, City Manager

January 28, 2016