

MCCOOK CITY COUNCIL
October 3, 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 Detective Kinne, Utilities Director Dutcher, Fire Chief Harpham, and Public Works Director Potthoff.

Notice of the meeting was given in advance thereof by publication in the McCook Daily Gazette on September 29, 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. Invocation was provided by Bruce Lester, of the Evangelical Free Church. 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.

Scott Felker, 1304 Missouri Avenue, expressed concerns with vehicles speeding on West "M" Street between West 10th and West 14th, condition of some streets around town, and some nuisance properties that are in need of cleaning.

2. Announcements & Recognitions.

American Legion Chris Hanson Post Commander honored Tyler Neff as the Nebraska American Legion 2015 Firefighter/EMS Officer of the Year.

McCook Police Detective Kevin Hodgson was recognized for his graduation from the FBI National Academy Program at Quantico, Virginia. Nebraska receives six allotments annually for attendees at the academy. Including Detective Hodgson, the McCook Police Department Chief of Police Isaac Brown, Sergeant Kevin Darling, and Detective Larry Kinne are also past graduates of the academy.

3. Proclamation.

- A. Approve the proclamation designating October 9 through October 15, 2016 as "Fire Prevention 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 October 9 through October 15, 2016 as "Fire

Prevention Week” and authorize the Mayor to sign. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

4. Consent Agenda.

A. Approve the minutes of the September 19, 2016 special City Council meeting.

Upon a motion by Councilmember Calvin, seconded by Councilmember Weedin, the Council voted to approve the minutes of the September 19, 2016 special City Council meeting. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

B. Approve the application for a Special Designated Liquor License submitted by Loop Brewery, Liquor License #IK-093351, for a beer garden to be held at the Kiplinger Arena, 1412 West 5th Street, on November 16, 2016, from 10:00 A.M. to 12:00 A.M.

Upon a motion by Councilmember Calvin, seconded by Councilmember Weedin, the Council voted to approve the application for a Special Designated Liquor License submitted by Loop Brewery, Liquor License #IK-093351, for a beer garden to be held at the Kiplinger Arena, 1412 West 5th Street, on November 16, 2016, from 10:00 A.M. to 12:00 A.M. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

C. Receive and file report of sales tax receipts for Fiscal Year 2015-2016.

Upon a motion by Councilmember Calvin, seconded by Councilmember Weedin, the Council voted to receive and file report of sales tax receipts for Fiscal Year 2015-2016. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

D. Receive and file the Financial Report for the period ending August 31, 2016.

Upon a motion by Councilmember Calvin, seconded by Councilmember Weedin, the Council voted to receive and file the Financial Report for the period ending August 31, 2016. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

E. Ratify the Mayor’s appointments to the Senior Citizens Advisory Board, reappointing Harris “John” Anderson, Jim Hamill, and Sharon Parde terms expire September 2019.

Upon a motion by Councilmember Calvin, seconded by Councilmember Weedin, the Council voted to ratify the Mayor’s appointments to the Senior Citizens Advisory Board, reappointing Harris “John” Anderson, Jim Hamill, and Sharon Parde terms expire September 2019. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedin. NAY: None.

5. Regular Agenda.

A. Consider the request from Alan Gunther and Kirk Dixon to install lights at the Bolles Canyon Skatepark using private donations.

Alan Gunther and Kirk Dixon, for safety, liability, and accessibility reasons, looked at lighting of the skate park. They requested permission to move forward with their project to have two solar-

powered light posts installed at the skate park. The solar lighting was chose because it eliminated the expense of boring underneath streets for installation of electricity. The group plans to install the lighting after the Parks Department has completed planned landscaping. Estimated cost of the project is \$7,750.

Upon a motion by Councilmember Hepp, seconded by Councilmember Weedon, the Council voted to approve the request from Alan Gunther and Kirk Dixon to install lights at the Bolles Canyon Skatepark using private donations. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedon. NAY: None.

- B. Ratify and approve the selection of MNB Insurance to serve as the City of McCook's Property Insurance Agent, with EMC to provide the city's insurance policy.

Larry Eisenmenger, MNB Insurance was present to address any questions from the Council.

Upon a motion by Councilmember Calvin, seconded by Councilmember McDowell, the Council voted to ratify and approve the selection of MNB Insurance to serve as the City of McCook's Property Insurance Agent, with EMC to provide the city's insurance policy. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedon. NAY: None.

- C. Approve Ordinance No. 2016-2941 providing for the amendment to Appendix D, Sewer Department Rates and Fees, upon its second reading.

Considered upon its second reading, Ordinance No. 2016-2941 entitled:

AN ORDINANCE PROVIDING FOR THE AMENDMENT OF FEE SCHEDULE - APPENDIX D, SEWER DEPARTMENT RATES AND FEES; OF THE CITY OF MCCOOK CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF ORDINANCE NO. 2012-2881 AND ANY AND ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING A TIME AND DATE FROM AND AFTER WHICH THIS ORDINANCE SHALL TAKE EFFECT AND BE ENFORCED.

now comes up on its second reading.

Ordinance No. 2016-2941 was read by title only. Motion was made by Councilmember Weedon, seconded by Councilmember McDowell, to approve Ordinance No. 2016-2941 on its second reading. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedon. NAY: None. Motion carried. Whereupon the Mayor declared said Ordinance No. 2016-2941 approved on its second reading.

- D. Approve Ordinance No. 2016-2942 amending Section 51.072 Determination of Use Charges, changing the language of how sewer usage is calculated for commercial and carwash facilities upon its second reading.

Considered upon its second reading, Ordinance No. 2016-2942 entitled:

AN ORDINANCE PROVIDING FOR THE AMENDMENT OF CHAPTER 51 - SEWER REGULATIONS, SECTION 51.072 DETERMINATION OF USE CHARGES; OF THE CITY OF MCCOOK CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF ANY AND ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING A TIME AND DATE FROM AND AFTER WHICH THIS ORDINANCE SHALL TAKE EFFECT AND BE ENFORCED.

now comes up on its second reading.

Ordinance No. 2016-2942 was read by title only. Motion was made by Councilmember Weedon, seconded by Councilmember Calvin, to approve Ordinance No. 2016-2942 on its second reading. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedon. NAY: None. Motion carried. Whereupon the Mayor declared said Ordinance No. 2016-2942 approved on its second reading.

E. Council Comments.

There were no Council Comments.

▪ **Adjournment.**

There being no further business to come before the Council, Mayor Gonzales declared the meeting adjourned at 7:28 P.M.

Michael D. Gonzales, Mayor

ATTEST:

Lea Ann Doak, City Clerk-Treasurer