

MCCOOK CITY COUNCIL
November 6, 2017
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 Calvin, McDowell, Weedin.

Absent: Councilmember Hepp.

City Officials present: City Manager Schneider, City Attorney Mustion, City Clerk Doak; Police Chief Isaac Brown, 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 November 3, 2017, 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 Jessica Meyers of the McCook Christian 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.

There were no citizens comments.

2. Announcements & Recognitions.

Utilities Director Dutcher informed the Council that the final connections for the South 8th Water Main project will be Tuesday of this week. Area residents may experience outages throughout the day. All residents have been notified of the possible outages.

3. Public Hearing.

A. Public Hearing - A report from the Economic Development Plan Citizen's Advisory Review Committee regarding meeting held October 23, 2017.

Upon a motion by Councilmember Calvin, seconded by Councilmember McDowell, the Council voted to recess as a City Council and convene a public hearing for the purpose of receiving public comment on a report from the Economic Development Plan Citizen's Advisory Review Committee regarding meeting held October 23, 2017 with the City Attorney to act as hearing officer. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Calvin, McDowell, Weedin. NAY: None. ABSENT: Hepp. Motion carried.

The City Attorney offered and received into evidence Exhibit #1 - the City Manager's Report dated

November 6, 2017 (1 page); Exhibit #2 - Notice of Hearing published (2 pages); Exhibit #3 - Agenda and packet information for the October 23, 2017 Economic Development Plan Citizen's Advisory Review Committee meeting (12 pages); and Exhibit #4 - the minutes of the July 31, 2017 Economic Development Plan Citizen's Advisory Review committee meeting (2 pages).

Troy Brutz, Chair of the Committee and Andrew Ambriz, MEDC Executive Director, were present to review the presented information.

There being no one else present to comment, upon a motion by Councilmember Calvin, seconded by Councilmember McDowell, the Council voted to adjourn the public hearing and to reconvene as a City Council. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Calvin, McDowell, Weedon. NAY: None. ABSENT: Hepp. Motion carried.

- B Receive and file the minutes of the July 31, 2017 Economic Development Plan Citizen's Advisory Review Committee meeting.

Upon a motion by Councilmember Calvin, seconded by Councilmember Weedon, the Council voted to receive and file the minutes of the July 31, 2017 Economic Development Plan Citizen's Advisory Review Committee meeting. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Calvin, McDowell, Weedon. NAY: None. ABSENT: Hepp. Motion approved.

4. Consent Agenda.

- A. Approve the minutes of the October 16, 2017 regular City Council meeting.

Upon a motion by Councilmember Weedon, seconded by Councilmember Calvin, the Council voted to approve the minutes of the October 16, 2017 regular City Council meeting. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Calvin, McDowell, Weedon. NAY: None. ABSENT: Hepp. Motion approved.

- B. Receive and file the City of McCook Snow and Ice Control and Removal Operation Procedures and Policies.

Upon a motion by Councilmember Weedon, seconded by Councilmember Calvin, the Council voted to receive and file the City of McCook Snow and Ice Control and Removal Operation Procedures and Policies. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Calvin, McDowell, Weedon. NAY: None. ABSENT: Hepp. Motion approved.

- C. Receive the minutes of the April 12, 2017 Library Advisory Board meeting.

Upon a motion by Councilmember Weedon, seconded by Councilmember Calvin, the Council voted to receive the minutes of the April 12, 2017 Library Advisory Board meeting. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Calvin, McDowell, Weedon. NAY: None. ABSENT: Hepp. Motion approved.

- D. Receive and file proposed language to simplify the City of McCook's ordinance process.

Upon a motion by Councilmember Weedon, seconded by Councilmember Calvin, the Council voted to receive and file proposed language to simplify the City of McCook's ordinance process. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Hepp, Calvin, McDowell, Weedon. NAY: None. Motion approved.

5. Regular Agenda.

- A. Approve Ordinance No. 2017-2959 providing for the modification of Zoning Ordinance No. 2016-2929, by amending Article 14 - Highway Commercial District (HC), Section 1402 - Permitted Principal Uses and Structures, allowing existing single family dwellings upon its second reading.

Mayor Gonzales asked that the Clerk read Ordinance No. 2017-2959 by title upon its second reading. The Clerk read the Ordinance by title:

AN ORDINANCE OF THE CITY OF MCCOOK, NEBRASKA PROVIDING FOR THE AMENDMENT OF MCCOOK ZONING ORDINANCE NO. 2016-2929, AMENDING ARTICLE 14 - HIGHWAY COMMERCIAL DISTRICT (HC), SECTION 1402 - PERMITTED PRINCIPAL USES AND STRUCTURES; 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.

Ordinance No. 2017-2959 was read by title only.

City Manager Schneider informed the Council that he and Building Official Mooney had verified that no multifamily dwellings existed in the Highway Commercial districts. The ordinance may be approved as presented.

Motion was made by Councilmember Calvin, seconded by Councilmember McDowell, to approve Ordinance No. 2017-2959 on its second reading. The yeas and nays were called and the vote was as follows: YEA: Gonzales, Calvin, McDowell, Weedin. NAY: None. ABSENT: Hepp. Motion carried. Whereupon the Mayor declared said Ordinance No. 2017-2959 approved on its second reading.

B. 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 6:43 P.M.

Michael D. Gonzales, Mayor

ATTEST:

Lea Ann Doak, City Clerk