

Kimball City Council
Regular Meeting
May 20, 2014

A regular meeting of the Mayor and City Council was convened in open and public session at 7:00 p.m. on May 20, 2014 in the City Council Chambers. Mayor Schnell and Council members Warner, Shields, Christensen and Morrison were present. Also present were Police Chief Huff, City Attorney Hadenfeldt, Economic Development Director Bowling and City Clerk Russell. The public was represented.

Notice of the meeting was given in advance by publication in the Western Nebraska Observer. Notice of the meeting was given to the members and a copy of their acknowledgement of receipt of notice and the agenda is on record at the office of the City Clerk. Availability of the agenda was communicated in advance notice and in the notice to the members. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public except as otherwise indicated.

Schnell called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

Schnell acknowledged the posted Open Meetings Act poster.

At 7:01 p.m. Schnell opened a public hearing on a mobile home permit application submitted by Jorge and Maria Portillo. Warner asked Mr. Portillo what his time line is in making the improvements. Portillo indicated only a couple of months. He plans to paint the mobile home, put on new shingles and install new doors. Russell indicated that the zoning ordinance lists an 18 foot exterior width; however, Mr. Portillo's mobile home is 16 foot exterior width.

Discussion was held on the foundation and how it will be set. Portillo indicated he plans to live in the mobile home and will have concrete blocks all around. It was indicated that the zoning ordinance requires that the wheels axles, transport lights and removal towing apparatus are to be removed as well. Portillo said he is working with Stahla Homes and they are moving everything for him.

There being no further discussion, Schnell declared the public hearing closed at 7:08 p.m.

Warner moved and Christensen seconded to approve the mobile home permit application submitted by Jorge and Maria Portillo. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, and Christensen. Nay: Morrison. Absent: None. Motion carried.

At 7:09 p.m. Schnell opened a public hearing on an amendment to the District C-1 Central Business District conditional uses. Schnell indicated the City had a request to

allow single and multi-family dwellings below the first floor of commercial establishments in the Central Business District. The Planning Commission has recommended to allow single and multi-family dwellings below the first floor of commercial establishments as a conditional use in the Central Business District (C-1).

Discussion was held on meeting fire codes and it was indicated that the Conditional Use permit application and the Building Permit application will be amended to include "fire marshal inspection, if applicable".

There being no further discussion, Schnell declared the public hearing closed at 7:12 p.m.

Warner moved and Shields seconded to introduce Ordinance 710 and waive the requirement of reading on three different days. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen and Morrison. Nay: None. Absent: None. Motion carried.

Mayor Schnell read Ordinance 710 by title only.

ORDINANCE NO. 710

AN ORDINANCE AMENDING ARTICLE 3, SECTION 11-309.2 OF THE ZONING ORDINANCES OF THE CITY OF KIMBALL, KIMBALL COUNTY, NEBRASKA, PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

Warner moved and Christensen seconded to pass and approve Ordinance 710. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen and Morrison. Nay: None. Absent: None. Motion carried.

Schnell opened discussion on his appointments to the Library Board. Carol Walker's term is expiring in June and Tabitha Behrend has expressed interest in replacing her. Her term will expire in 2018. Also, Rose Ellen Williams has indicated she will serve another term to 2018.

There being no further discussion, Shields moved and Morrison seconded to approve the Mayor's appointment of Tabitha Behrend and reappointment of Rose Ellen Williams to the Library Board. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen and Morrison. Nay: None. Absent: None. Motion carried.

Schnell opened discussion on the manager application from Roy Syrek for Shopko Hometown 700. Christensen commented on Mr. Syrek's response of not applicable to the alcohol related training and/or experience and feels he should be in attendance to

represent himself. She would like him to know that it would be her recommendation that he obtain the training from the Nebraska State Patrol.

After some discussion, Christensen moved and Shields seconded to table the manager application from Roy Syrek for Shopko Hometown 700 until the next meeting. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen and Morrison. Nay: None. Absent: None. Motion carried.

Schnell opened discussion on the keno grant application from Kimball Public Schools. Marshall Lewis, Kimball Public Schools Superintendent, indicated the schools had an opportunity to put age-appropriate equipment into the Mary Lynch Elementary School playground. The equipment will cost \$12,000 and they have received \$2,000 in funding from the school foundation and he feels the school would make up the remainder. Lewis said he thought this would be something the City Council would like to be involved in. Schnell said it has been since 1999 since a previous playground request for Keno funds was received. Discussion was held on the amount available in Keno and the pledges. Lewis said the school would be pretty flexible with timing and would be more than happy to allow the council to consider it first.

After further discussion, it was requested to bring the application approved at the last meeting for the portable aquatic lift back to the council so it could be determined whether to take it out of grant funds or the city-side. It was also determined that there is actually \$6,387 available in Keno because some of the pledges have been paid.

There being no further discussion, Christensen moved and Morrison seconded to approve the keno grant application from Kimball Public Schools in the amount of \$2,000. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen, and Morrison. Nay: None. Absent: None. Motion carried.

Schnell opened discussion on the keno grant application from the Chamber of Commerce. Jennifer Provance, Chamber Board Chair, indicated this is a request for grant funds to assist with the purchase of fireworks for the annual community fireworks display. They are requesting \$1,700 this year and the total project cost is \$5,510. She said they are working with the Fire Department and Mark Green. Provance said they will be acknowledging the donors in the Observer. The Chamber does have roughly \$1,300 set aside in a fireworks bank account and they will set aside anything left over for next year. Next year will be the big all class reunion. Schnell inquired if they have considered having it at the lake again and Provance said she will do some checking on that.

There being no further discussion, Christensen moved and Warner seconded to support and approve the keno grant application from the Chamber of Commerce in the amount of \$1,700. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen, and Morrison. Nay: None. Absent: None.

Motion carried.

Schnell opened discussion on the keno grant application from Kimball Wrestling for \$1,500. This is for the Kimball Wrestling 2nd Annual Summer Shindig to be held on June 28, 2014 at the Kimball football field. Klent Schnell indicated they had 56 kids participate last year and hope to have 100 kids participate this year. He said that he hopes to have the 4H clubs serving meals. The hamburger was donated last year, but not this year.

They have also opened this event to track wrestling this year. Bob Culek indicated they have also secured a bounce house.

Their main expenses are t-shirts for the kids, medals, and advertising. They are not trying to make money, but last year they were able to help five kids go to wrestling camp with the money they had left over. Schnell said if there is any money left over, it goes back to the club to help the kids.

There being no further discussion, Shields moved and Christensen seconded to approve the keno grant application from Kimball Wrestling for \$1,500. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen, and Morrison. Nay: None. Absent: None. Motion carried.

Schnell opened discussion on the Kimball Main Street Design and Improvement Program Grant application from Points West Community Bank. Bob Culek, representing the bank, said their old sign was installed sometime around 2003-2004 and the capabilities of this sign were basic text features with limited animation. The sign was red LED lights only and only partially worked. They approached Ferguson Signs regarding a new sign and were quoted approximately \$23,000. The new sign is a color sign and the possibilities are unlimited. They can upload photos and videos. Culek asked the council to approve the matching funds up to \$2,000.

Schnell said the new sign is quite an improvement over what was there and Christensen expressed appreciation for what the bank does for the community. Schnell reminded everyone that the Main Street Design and Improvement Program Grant Application is for throughout the community and not just Chestnut Street. The money is put away from sales tax dollars.

There being no further discussion, Warner moved and Christensen seconded to approve \$2,000 for Points West Community Bank through the Kimball Main Street Design and Improvement Program. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen, and Morrison. Nay: None. Absent: None. Motion carried.

Schnell opened discussion on the Kimball County/City of Kimball Interlocal Agreement to continue the siren operating warning system throughout the City of Kimball. Hadenfeldt commented that the agreement provides that the City will perform all the

labor and the County will pay for materials needed since County residents will also benefit from the siren.

There being no further discussion, Warner moved and Shields seconded to accept the Kimball County/City of Kimball Interlocal Agreement for the siren warning system. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen, and Morrison. Nay: None. Absent: None. Motion carried.

The City Council reviewed the following items under the consent agenda:

1. Minutes from the April 15, 2014 regular meeting;
2. Claims;
3. Financial Statements; and
4. Ratify the Kimball Volunteer Fire Department members.

Morrison moved and Christensen seconded to accept the consent agenda items as presented. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen, and Morrison. Nay: None. Absent: None. Motion carried.

Schnell reported Ortiz and Strauch are attending the GFOA Conference in Minnesota. Ortiz has indicated there have been some great sessions on how the budgets should be presented and commented on long-term projects and how they fit into the community.

Schnell attended a meeting on the underpass with Ortiz, Larry Stahla and Joe Hernandez and a representative from the State. A report will be compiled and a meeting will be held in July to present ideas of what is going to be done and it will finally be decided what is a historical piece and what isn't. Schnell stated that owners have to provide permission to be considered to be on the historic register. By July, there should be a plan put together so things can move forward.

Also in July, Ortiz should have everything ready to receive public input and show the designs for the Event Center renovation.

Schnell thanked the Fire Department for their quick response to the recent fire.

Schnell offered good luck to Henry Heeg and Jordan Greenwood who are representing Kimball in State golf.

Schnell reminded everyone about the Cattleman's Ball on June 6th and 7th.

Bowling commented on a PADD and Heartland Expressway meeting on May 29th at the Gering Civic Center. He said public officials are invited and asked everyone to RSVP to him.

The next regular City Council meeting is June 3, 2014 at 7:00 p.m.

There being no further business to come before the Council, Shields moved and Christensen seconded to adjourn at 7:55 p.m. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Christensen, and Morrison. Nay: None. Absent: None. Motion carried.

James Schnell, Mayor

Rosemarie D. Russell, City Clerk

City of Kimball-City Council Meeting-General Claims-May 20, 2014-Action Communications-Pager Repair-150.00; Amazon/GECRB-Charges-19.89; CenturyLink-Telephone-180.66; Combined Utilities-Utilities-2,937.34; Combined Utilities -City Utilities-2,537.31; Contractors Materials, Inc.-Supplies-128.40; Frenchman Valley Coop-Fuel-220.08; HW Wilson-Book Purchase-295.70; Ideal Linen Supply, Inc.-Supplies-245.08; Internal Revenue Service Center-Taxes-997.48; Kimball County Clerk-Recording Fee-22.00; Kimball Plumbing-Plumbing Services-1,156.62; Nina LaBate-Contract Cleaning-60.00; Napa Auto Parts-Parts-221.65; Nebraska Library Commission-Registration-10.00; Northwest Pipe Fitting, Inc. of S.B.-Pipe-78.00; Jim O'Brien-Contract Labor-226.00; Presto-X-Monthly Contract-76.57; STP Auto Service-Vehicle Maintenance-594.68; Duane Schilz-Reimbursement-81.83; SourceGas, LLC-Gas Service-1,513.08; Viaero-Cell Phone- 63.50; Visa-Firstier Bank-Charges-2,699.87; Windstream-Long Distance-6.01; Chad Wise-Credit Cards-2,208.33; Stotz Equipment-Greens Mower-24,104.60; Chad Wise-Golf Pro Compensation-2,916.00; Chad Wise-Credit Card-1,323.54; ALSCO-Supplies-107.51; AgSource Harris Laboratories-Soil Sample Analysis-137.40; Almquist Maltzahn Galloway & Luth -Professional Services-4,818.00; Amazon/GECRB-Supplies-21.61; Arnold Pool Company-Chemicals-1704.04; BARCO Municipal Products, Inc.-Signs-62.28; Baker & Taylor Books-Book Purchase-511.57; Sheryl Biesecker-Contract Cleaning-330.00; Brown Pump and Septic-Water Line-355.25; Carol's Nut List, Inc.-Shipping-13.35; Center Mass Inc.- Uniforms-64.94; Center Point Large Print-Book Purchase-127.02; CenturyLink-Telephone-131.96; CenturyLink-Telephone-88.32; CenturyLink-Telephone-481.18; CenturyLink-Telephone-79.32; CenturyLink-Telephone-435.71; CenturyLink-Telephone-131.93; CenturyLink-Telephone-88.29; Charter Communications-Internet Service-223.00; Combined Utilities-City Utilities-2,209.74; Combined Utilities-Safety Meeting-557.90; Connecting Point-Copy Usage- 77.44; Consolidated Management Company-Meal Plan-18.00; Croell Redi-Mix-Concrete-1,118.76; Culligan-Salt-59.70; Dale's Auto Glass-Window-594.12; Frenchman Valley Coop-Fuel-2,506.41; Dorothy Griffith-Reimbursement-40.86; High West Energy-Utilities-1,301.12; Tanner Hinton-Refund-274.00; Hometown Hardware-Supplies-750.15; Ideal Linen Supply, Inc.-Mats-45.00; Intralinks, Inc.-Computer Support-1,262.25; Kimball Auto Parts-Parts-8.57; Kimball Banner County Extension Office-Refund-4.56; Kimball Event Center-Rent-500.00; Kimball Handyman Project-Handyman Service-397.80; Kimball Health Services Hospital-Medical Treatment-220.05; Kimball Rural Fire District-Premium Reimbursement-1,854.00; Kimball Service Center-Tires-721.00; L.L. Johnson Distributing Co.-Repairs-2,828.33; L.W. Cartage Co.-Lot Rent-100.00; Linda's Monograms & Beyond-Monogramming-252.00; Lynn Peavey Company-Supplies-133.50; Merriman Incorporated-Supplies-732.60; MicroMarketing,

LLC-Book Purchase-79.94; Mid-American Research Chemical-Chemicals-206.40; Miller Office Supply-Office Supplies-20.78; Mobius Communications Company-Monitoring Fee-51.36; Napa Auto Parts-Parts-736.49; Nebraska Law Enforcement Training Center-Testing-310.00; Northern Safety Co., Inc.-Supplies-305.76; Northwest Pipe Fitting, Inc. of S.B.-Irrigation Supplies-121.78; Jim O'Brien-Services-40.00; Daniel Ortiz-Reimbursement-34.51; Pack Rat Enterprises-Garbage Disposal-100.00; Panhandle Coop-Fuel-1,837.14; Panhandle Coop Association-Supplies-770.08; Points West Ins.-Kimball-Premium-6,955.67; Prairie Animal Hospital-Dog Pound Fees- -342.70; Presto-X-Pest Control-80.47; Pumpkin Books-Book Purchase-228.13; Quality Books Inc.-Book Purchase-17.59; R & R Products, Inc-Paint-126.52; Raven Concealment Systems-Supplies-653.10; STP Auto Service-Vehicle Maintenance-66.48; Safetyline Consultants, Inc.-Safety Training-750.00; Shopko Stores Operating Co.-Supplies-40.95; Simmons Olsen Law Firm, P.C.-Professional Services-1,092.00; SourceGas, LLC-Gas Service-938.42; Spectra Associates, Inc.-Minute Books-175.00; Star-Herald Newspaper-Advertising-8.39; State Chemical Mfg./World Headquarters-Weed Killer-377.58; Sysco Denver, Inc.-Supplies-557.63; The Penworthy Company-Book Purchase-39.92; The Right Impression-Sign-12.00; The Thompson Company-Supplies-285.17; The United States Life Insurance Company -Long Term Disability-426.29; Viaero-Cell Phone-159.26; Visa-Firstier Bank-Charges-3,373.57; Voyager Fleet Systems- Fuel-235.10; West Gate Bank-TIF Bond-17,581.71; Western Nebraska Observer-Meeting Notices-357.36; Windstream- Long Distance-11.95; Taylor Wismer-Photographing-100.00; Xerox Corporation-Copier Maintenance-179.30.

City of Kimball-Economic Development Claims-May 20, 1014-Almquist Maltzahn Galloway & Luth-Professional Services-1,710.00; CenturyLink-Telephone-56.61; CenturyLink-Telephone-51.24; Charter Communications-Internet-39.75; Kimball Country Treasurer-990/995 Split-50.00; The United States Life Insurance Co.-Long Term Disability-35.40; Viaero-Cell Phone-32.25; Visa-Firstier-Charges-933.90; Western Nebraska Observer-Meeting Notices-6.40.

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