

Kimball City Council  
Regular Meeting  
February 17, 2015

A regular meeting of the Mayor and City Council was convened in open and public session at 7:00 p.m. on February 17, 2015 in the City Council Chambers. Mayor Prunty and Council members Warner, Shields, and Schnell were present. Council member Morrison was absent. Also present were City Attorney Hadenfeldt, City Administrator Ortiz, Police Chief Huff, Police Captain Bremer, Street Superintendent Shoup, Economic Development Director Bowling, City Treasurer Sisk 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.

Sixth grader Kate Fraser lead the Pledge of Allegiance.

Prunty called the meeting to order at 7:01 p.m. and acknowledged the posted Open Meetings Act poster.

At 7:02 p.m. Prunty opened a public hearing on the One and Six Year Plan. Don Dye, M. C. Schaff & Associates, reviewed the One and Six Year Plan. The City performed normal maintenance including crack seal, seal coat and curb and gutter repair during calendar year 2014. The City plans to perform normal maintenance including crack seal, seal coat, and curb and gutter repair during calendar year 2015. The six year plan includes East Front Street from County Road 43 to County Road 45, grade, gravel and new culverts; East Highway 30 turning lane into Castronics/IOS, and the underpass at Highway 71 and 1<sup>st</sup> Street.

There being no further comments, Prunty declared the public hearing closed at 7:03 p.m.

Schnell moved and Warner seconded to approve the following resolution.

RESOLUTION 2015-01

WHEREAS, the City of Kimball, Nebraska, has conducted a public hearing in accordance with the requirements of the Board of Public Roads Classifications and Standards,

NOW, therefore, be it resolved by the Mayor and City Council that the one and six-year street plans are unanimously accepted as presented at the public hearing.

Dated this 17th day of February, 2015.

/s/Keith B. Prunty, Mayor

ATTEST: /s/Rosemarie D. Russell, City Clerk

On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, and Schnell. Nay: None. Absent: Morrison. Motion carried.

At 7:03 p.m. Prunty opened a public hearing to consider an application for Class C (beer, wine, distilled spirits, on and off sale) liquor license for Big Mamou Steakhouse LLC dba Big Mamou Steakhouse, 615 W. Highway 30. Ortiz said the City received an email from State Patrol Investigator Tami Otto indicating that the previous concerns she had appeared to be taken care of. Schnell inquired about alcohol related training and Dedra Murray said she has a certification.

There being no further comments, Prunty declared the public hearing closed at 7:05 p.m. Schnell moved and Shields seconded to recommend approval of the application for Class C (beer, wine, distilled spirits, on and off sale) liquor license for Big Mamou Steakhouse LLC dba Big Mamou Steakhouse, 615 W. Highway 30. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, and Schnell. Nay: None. Absent: Morrison. Motion carried.

Prunty opened discussion on the application for corporation manager from Dedra R. Murray for Big Mamou Steakhouse LLC DBA Big Mamou Steakhouse. There being no discussion, Schnell moved and Warner seconded to recommend approval of the application for corporation manager from Dedra R. Murray for Big Mamou Steakhouse LLC DBA Big Mamou Steakhouse. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, and Schnell. Nay: None. Absent: Morrison. Motion carried.

Prunty opened discussion and consideration on Big Mamou Steakhouse LLC DBA Big Mamou Steakhouse to be approved as a local outlet for keno lottery. Ortiz commented on prior issues with the previous owners and Russell said that Lotto Nebraska indicated that as long as there is a clear owner they had no issues.

There being no further discussion, Warner introduced the following resolution and moved its approval.

#### RESOLUTION 2015-02

A RESOLUTION APPROVING BIG MAMOU STEAKHOUSE LLC, DBA BIG MAMOU STEAKHOUSE AS A LOCAL OUTLET FOR KENO LOTTERY WITHIN THE CITY OF

KIMBALL AND DETERMINING THAT THE KENO LOTTERY OUTLET MEETS THE REQUIREMENTS PERTAINING TO THE OPERATION OF A KENO LOTTERY.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KIMBALL, NEBRASKA:

WHEREAS, it is the desire of the City Council of the City of Kimball to insure the qualification standards for an outlet for conducting a keno lottery in conformance with Section 9-642.01 of the Revised Statutes of Nebraska; and

WHEREAS, it is the desire of the City Council in order to protect the general health, welfare, and morals of the City of Kimball that each sales outlet for keno lottery be a suitable establishment to conduct such sales.

BE IT THEREFORE RESOLVED THAT based upon the best information available, each keno lottery sales outlet complies with the rules and regulations of the Nebraska Department of Revenue adopted to carry out the provisions of the Nebraska County and City Lottery Act.

1. Big Mamou Steakhouse, 615 W. Highway 30, Kimball, is hereby approved as a Keno Lottery outlet.

PASSED AND APPROVED THIS 17<sup>th</sup> DAY OF FEBRUARY, 2015

/s/Keith B. Prunty, Mayor

ATTEST:

/s/Rosemarie D. Russell, City Clerk

Seconded by Shields. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, and Schnell. Nay: None. Absent: Morrison. Motion carried.

Prunty opened discussion on the Keno grant application from the Post Prom Committee. Joelle Fehrtner said the prom is March 21<sup>st</sup> and they are looking for money to support the Post Prom activities. The committee will meet tomorrow evening to discuss further plans. Fehrtner said the keno money will be used for the "blow up" games that cost between \$1,500 to \$2,000 to rent and also for the music. The pop will be provided for the night and the majority of that will be donated by Pepsi. The Post Prom party will be at the practice gym at the old high school. Fehrtner said this is a way to keep the kids out of trouble. Warner expressed appreciation to Fehrtner and her committee for all their work.

There being no further discussion, Warner moved and Shields seconded to approve the Keno grant application from Post Prom Committee for \$3,000. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, and Schnell. Nay: None. Absent: Morrison. Motion carried.

Prunty opened discussion on the Police Department Canine Program. Chief Huff and Captain Bremer gave a presentation on the Kimball Police Department K-9 Unit Multi-Purpose Canine (MPC) Program. Huff talked about grants and said they have been able to find citizens and other organizations that have offered assistance with the Canine Program. Huff said the Police Department has received two rather large grants for a narcotic and explosive detection Multi-Purpose Canine program, including a \$30,000 grant from the Union Pacific Foundation.

Huff gave information about his training and handling background and said they are hoping to start up a program that will be self-sufficient with little to no assistance from the City. He spoke about filling the need for a K9 program and the multi-purpose canine program is an exceptional tool with the least amount of resources committed. Western Nebraska does not have an explosive detecting canine. Prunty inquired if every person will be trained and Huff said the dog handlers would be himself and Bremer. The training is a basic handling school for 14 weeks and that is a cost that the City will not have to incur because Huff and Bremer are already trained. Also, Sergeant Walls has been through dog handling school as well.

Huff said their goal is to better assist Kimball's citizens and community. The advantages far outweigh the disadvantages for Patrol K9s and a Drug K9. The K9 unit can generate money as a result of drug seizures (property and money). This will help facilitate and keep the program going.

Huff explained that presently they have a 2 year old female Dutch Shepherd training in explosives detection, patrol and SRT, and another dog that has been grant-funded through the K-9 for Cops program. They expect to get that dog in April and that dog will be trained in narcotics detection, patrol, and SRT.

Huff said the start-up costs are all paid for and explained the start-up costs and the annual costs. Another vehicle is included in the start-up costs, a \$20,000 equipped Chevy Tahoe from the Kansas State Patrol. The vehicle inserts are \$1,550 each plus shipping for a total of \$3,610. As far as the dogs, one has been purchased and is currently owned by Chief Huff, the other has been grant gifted through the K9s4COPS program, including three weeks of training for \$15,000. One outside steel kennel including cement pad and materials for \$3,000 which has been donated by Home Depot. Other start-up costs, explosive training aids for \$2,595; bite training suit for \$1,000 and other start-up equipment (leashes, harnesses, muzzles, etc.) for \$2,800. The K9 Unit's annual costs include insurance for \$250 each, dog food (two bags a month 100% donated by FVC); veterinary expenses (50% of ALL services at Prairie Animal Hospital); and general maintenance, training and certification (approximately \$2,000 per K9 team).

An inquiry was made with regard to detecting explosives and the procedures if they are detected. Huff said they would call the bomb squad out of Scottsbluff and it would be no cost. Warner asked if there are any other bomb sniffing dogs in the region and Huff said no. Prunty inquired if the officers and bomb sniffing dog would be required to assist other cities and Huff said yes and that they would have a mutual aid agreement to

specify the recouping of costs. Prunty inquired about how the policy coverage would be affected when they are on mutual aid calls and Huff explained that they are currently down two officers; however, they have oral boards this week. Prunty asked if this will take away from patrol of the City and Huff said no.

Prunty commented on the annual costs of approximately \$5,000 and Huff said that is no cost to the City. Prunty asked how many dogs are in the Panhandle and Bremer said there are 8 dogs from Broken Bow west. Schnell inquired about retirement age and Bremer said 5 to 7 years, depending on the dog.

Tom McKeemon, Union Pacific Railroad, spoke with regard to the grant and is at the meeting to congratulate the Police Department and the City of Kimball. He said the grants are to help the communities they do business in and they grant them to the areas where they are going to have the largest benefit.

Warner inquired if there is a particular reason the City has to have an aggressive-style dog and Huff answered that aggressive is not something that they are looking for in a police dog but it is necessary. Having a dog present when a person is agitated will most likely defuse the situation. Huff said they are going to be training "light switches" where they can turn them on and turn them off. They want to be able to integrate them within the community.

Shields commented on the bite training suit and Huff said it is a high quality suit. Prunty inquired if there would be any added liability and if the City would need to have extra coverage. Huff said from the perspective of the bite, they train the dogs to hold.

Prunty thanked Huff for his passion. Schnell asked Huff about the deadlines and Huff said they plan to get the dog from Alabama the 2<sup>nd</sup> week of April. They also have to get the vehicle from the Kansas State Patrol and asked to have the program on the next council agenda for action. Warner asked if there would be policies and Huff said he can provide them. He would like the go-ahead to start the program on the next council meeting agenda. Huff will have all the information available for the council packets at the next meeting.

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

1. Minutes from the February 3, 2015 regular city council meeting;
2. Claims; and
3. Financial Statements.

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

Ortiz reported the work on the roof for the Event Center is progressing and the contractor hopes to wrap up everything by Saturday. After that, Ortiz will touch base

with Baker and Associates and provide an update at the next council meeting.

Ortiz met with EEC to discuss a number of electric and Power Plant projects. The start date for the substation project is the beginning of March. It is expected the Power Plant will generate the latter part of March, beginning of April. They plan to generate 12 to 14 hours and hope that things go smoothly. Ortiz said they may have to have a 24-hour generation. Ortiz commented on the Electric Department working at the Power Plant and individuals from Gering and Sidney assisting. He commented on having the engines run on natural gas in addition to diesel. Ortiz said Larry Wheeler plans to address the Board of Public Works at their meeting next Thursday with regard to maintenance items. Ortiz said the fuel injector has been ordered and will get it installed. Shields inquired if there are concerns about running natural gas that could be problematic or detrimental to the engine and Ortiz said no. The engines had run on natural gas previously.

Prunty reported he is working on new letters with Jim Shoup to make them more user friendly.

The next City Council meeting will be on March 3, 2015 at 7:00 p.m. The Park and Recreation Executive Board meeting will be on February 19, 2015 at 5:30 p.m.

There being no further business to come before the Council, Warner moved and Shields seconded to adjourn at 8:10 p.m. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, and Schnell. Nay: None. Absent: Morrison. Motion carried.

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Keith Prunty, Mayor

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Rosemarie D. Russell, City Clerk

City of Kimball-City Council -General Claims-February 17, 2015-A & L Sales and Service-Service Contract-559.68; Baker & Taylor Books-Book Purchase-444.66; Sheryl Biesecker-Contract Cleaning-330.00; Board Tronics-Repairs-619.31; Center Point Large Print-Book Purchase-127.02; Centurion Technologies-Maintenance Renewal-62.65; CenturyLink-Telephone-742.65; Charter Communications-Internet-223.00; Combined Utilities-City Utilities-3,960.90; Connecting Point- Copier Contract-64.86; Culligan-Salt-79.60; FireGuard, Inc.-Fire Gear-1,362.98; Gale/Cengage Learning-Book Purchase- 171.07; High West Energy-1,028.00; Hometown Hardware-Supplies-1,147.75; Ideal Linen Supply, Inc.-Supplies-215.13; Intralinks, Inc.-Computer Support-131.25; Kimball Auto Parts-Parts-158.27; Kimball Insurance-Premium-86,394.03; Kimball Midwest-Supplies-130.02; Matheson Trigas DBA Linweld-Fire Gear-242.86; MicroMarketing, LLC-Book Purchase-146.92; Napa Auto Parts-Parts-13.93; Nebraska Library Commission-On Line Class-10.00; Nebraska Library Commission-On Line Class-10.00; Jim O'Brien-Flag Repair-285.00; Daniel Ortiz-Supplies-32.79; Pack Rat Enterprises-Garbage Disposal-100.00; Panhandle Coop Association-Supplies-131.54; Powerplan-Repairs-49.11; Recorded Books, Inc-CD's-488.81; Regional Books, Inc.-

Book Purchase-103.68; Robinson Electric-Payment-1,000.00; Safetyline Consultants, Inc.-Safety Training-750.00; Sandberg Implement Inc.-Supplies-32.45; Simmons Olsen Law Firm, P.C.-Professional Services-2,195.00; The Right Impression-Signs-84.00; Russ Thompson-Contract Cleaning-100.00; Autumn Uglow-Contract Cleaning-75.00; Viaero-Cell Phone-70.68; Visa-Firstier Bank-Charges-838.91; WPCI-Screening/Review-60.00.

City of Kimball-Economic Development Claims-February 17, 2015-CenturyLink-Telephone-60.88; Charter Communications-Internet-39.75; Connecting Point-Copy Usage-6.00; ED Suite-Lease, Website Hosting-2,699.00; Kimball Insurance-Premium-2,332.50; Simmons Olsen Law firm, P.C.-Professional Services-200.00; Viaero-Cell Phone-43.72; WPCI-Screening, Review-30.00.