

Kimball City Council  
Regular Meeting  
July 21, 2015

A regular meeting of the Mayor and City Council was convened in open and public session at 7:00 p.m. on July 21, 2015 in the City Council Chambers. Mayor Prunty and Council members Schnell, Warner, Shields, and Morrison were present. Also present were City Attorney Hadenfeldt, City Administrator Ortiz, Police Chief Huff, Fire Chief Wynne, Street Superintendent Shoup, Board of Public Works Chair Cederburg, 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.

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

Prunty acknowledged the posted Open Meetings Act poster.

At 7:01 p.m. Prunty opened a public hearing on the purchase of property located at Lot 3, Block 4, Burg's Addition to the City of Kimball, Nebraska, also known as 204 S. Webster Street. Ortiz indicated this was a request from the Fire Department. There have been issues with this property for a number of years. The elevation of the property is higher than the Fire Hall and there have been challenges with rain and snow. There is now an opportunity to purchase the property for \$4,000. The Fire Department plans to level that property.

Fire Chief Wynne indicated the property grade is so much higher than the Fire Department that their metal building is getting rusted from the moisture. The Fire Department has plans to demolish the building and there is money in the Fire Department budget to get it done. Wynne said he plans to turn that area into a parking lot for the firefighters.

Warner inquired if once it is leveled off, will there be a problem with the house next to it and the grade? Wynne said once it is leveled, it should be level with the entire property. He also informed the council members that the property is uninhabitable.

There being no further discussion, Prunty declared the public hearing closed at 7:30 p.m.

Schnell introduced Resolution 2015-04 and moved its approval.

## RESOLUTION 2015-04

WHEREAS, the property located at Lot 3, Block 4, Burg's Addition to the City of Kimball, Nebraska is unsafe and vacant; and

WHEREAS, the property owner desires to sell the property to the City of Kimball and the City of Kimball desires to purchase the property.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Kimball:

1. That said City purchase from Tonia Schindler, a single person, for a purchase price of \$4,000.00, the following described real estate:

Lot 3, Block 4, Burg's Addition to the City of Kimball, Kimball County, Nebraska; more commonly known as 204 South Webster Street, Kimball, Nebraska.

2. That Mayor Keith B. Prunty is hereby authorized to execute for and on behalf of the City of Kimball, Nebraska, the agreement between Tonia Schindler and the City of Kimball.

Dated this 21<sup>st</sup> day of July, 2015.

/s/Keith B. Prunty, Mayor

ATTEST:

/s/Rosemarie D. Russell, City Clerk

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

Prunty opened discussion on the Kimball Main Street Design and Improvement Program Grant application from Kimball State Bank. Josh Enevoldsen said the project will encompass landscaping the Kimball State Bank. They want to improve all sides of the bank and also plan to plant trees. Enevoldsen said they are getting down to crunch time with regard to seeding the buffalo grass; however, they can still get the trees in. Ortiz indicated the Main Street Design and Improvement Program Committee met and recommended a 50/50 match of \$3,000.

There being no further discussion, Warner moved and Morrison seconded to approve the Kimball Main Street Design and Improvement Program Grant application from Kimball State Bank for \$3,000. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Morrison, and Schnell. Nay: None. Absent: None. Motion carried.

Prunty opened discussion on the Kimball Main Street Design and Improvement Program Grant application from Beer and Loathing. This request is to repair the glass

at the front face of the business. Ortiz indicated there was some discussion with the committee members with regard to a previous application and funding and it was decided that they hadn't reached the maximum grant amount. Therefore, the committee recommended 50/50 match of \$508.25.

There being no further discussion, Schnell moved and Shields seconded to approve the Kimball Main Street Design and Improvement Program Grant application from Beer and Loathing for \$508.25. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Morrison, and Schnell. Nay: None. Absent: None. Motion carried.

Prunty opened discussion on the Kimball Main Street Design and Improvement Program Grant application from Kimball Chamber of Commerce. Ortiz indicated the building is owned by Arne Christensen and there was some discussion by the committee about whether or not these were repairs that would fall under insurance and Christensen indicated it would not be. It is not a complete roof replacement. Christensen said that the problem came about when the Corner Bar burnt down. When it was cleaned up, the entire property was declared a safety hazard and it was determined that the 2<sup>nd</sup> story wall would have to come down. When the wall was knocked down, part of the wall went into the bakery. Christensen said his insurance adjuster told him that there would not be enough funds to put a new roof on the Chamber building. There was a lot of rain this spring and a lot of water ran into the building.

Christensen said the roofing company said they needed to repair the flashings and some of the seams and he would be looking at three years and maybe longer of a trouble-free roof.

Warner expressed her appreciation to Christensen for all he does for the community and the Chamber. Ortiz said the committee recommended 50/50 match of \$1,300.

There being no further discussion, Warner moved and Morrison seconded to approve the Kimball Main Street Design and Improvement Program Grant application from the Kimball Chamber of Commerce for \$1,300. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Morrison, and Schnell. Nay: None. Absent: None. Motion carried.

Prunty opened discussion on the Economic Development Committee grant for the Visitor's Committee. Ortiz indicated the Economic Development Committee considered providing additional funding to the Visitor's Committee for support and advertising for the Balloon Festival in Scottsbluff/Gering. It is a great opportunity to market Kimball and show support. The committee recommended granting \$500 to the Visitor's Committee. Prunty said there are also five tickets to the festival that go with this sponsorship and Jo Caskey will have those tickets at the Visitor's Center and have a drawing there.

There being no further discussion, Schnell moved and Shields seconded to approve the Economic Development grant for the Visitor's Center in the amount of \$500 for the Balloon Festival. On roll call vote, the following votes were recorded on the electronic

voting board. Aye: Warner, Shields, Morrison, and Schnell. Nay: None. Absent: None. Motion carried.

Prunty opened discussion on his appointments to the Kimball Housing Agency. Bob Kellner has resigned due to health reasons and there is also a new position. There being no discussion, Shields moved and Morrison seconded to approve the Mayor's appointments of Mary Larkin and Adrian Fuss to the Kimball Housing Agency. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Morrison, and Schnell. Nay: None. Absent: None. Motion carried.

Prunty opened discussion on acquiring a street sweeper. Ortiz indicated this is a piece of equipment that has been included in the budget for a number of years. The City received a quote from Nebraska Environmental Products for \$188,045 for a 2015 Elgin Pelican street sweeper, with \$30,000 for a trade in, for a total of \$158,045.

Ortiz said the full amount has not been budgeted and the City Council will have to decide whether to finance the remaining amount. There are two units available, one this summer and another unit available in November.

Street Superintendent Shoup said the Street Department acquired the current street sweeper in November 2003 and it has 51,069 miles on it. It is the most used piece of equipment they have. Everything they have in stock will fit on the new machine because all the components are the same.

Discussion was held on financing and Ortiz indicated that if council members wish to finance the street sweeper, the City can pay \$125,000 towards the street sweeper and finance the remaining amount or put the remaining amount into next year's budget.

There being no further discussion, Morrison moved and Shields seconded to approve the quote for the street sweeper for \$158,045 and pay \$125,000 out of this year's budget and finance the rest and decide if the remaining amount can be paid in the next budget. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Warner, Shields, Morrison, and Schnell. Nay: None. Absent: None. Motion carried.

Ortiz provided an update on dead tree notices. Roughly 107 dead tree notices are set to go out the end of the week. That is a lot of trees. The City had 14 dead trees in Gotte Park and those were removed yesterday. Ortiz is fine-tuning the letter that goes out and the Police Department will deliver the letters to the local property owners. There is about \$2,900 left in the tree grant funds which doesn't leave very much left for people to participate in the program. The South Platte NRD has extended the deadline to September 1<sup>st</sup>.

Ortiz said a question that the City deals with is - why does the City care about the dead trees. It is not only aesthetics, but safety issues as well. Shields inquired if the tree branches are accepted at the Landfill at no charge and Ortiz said yes.

Prunty opened discussion on Resolution 2015-05 to establish rates for mowing of private property. Ortiz said Deb Revell called two of Kimball's mowing contractors and their price is \$50 an hour plus varying prices depending on the size of yard. Prunty mentioned that the Chamber will provide a list of the mowing companies.

There being no further discussion, Schnell moved to approve the following resolution.

#### RESOLUTION 2015-05

A RESOLUTION ESTABLISHING THE RATES FOR MOWING PRIVATE PROPERTY.

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

The rates for the mowing private property are as follows:

\$100.00 per hour, per employee  
Minimum of one hour  
Plus a \$50 administrative fee

Whereupon the Mayor declared said resolution passed and approved this 21<sup>st</sup> day of July, 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, Morrison, and Schnell. Nay: None. Absent: None. Motion carried.

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

1. Minutes from the July 7, 2015 regular city council meeting;
2. Claims; and
3. Financial Statements

Morrison 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: Schnell, Warner, Shields, and Morrison. Nay: None. Absent: None. Motion carried.

Ortiz reported on the bid received for the Landfill cell closure from Z & S Construction. The contract will go before the Board of Public Works and they will make a recommendation to the City Council. The goal is to be completed within 60 – 90 days.

The City's closure fund is in a CD and it will have to be closed out to transfer the funds into the project.

Ortiz reported Electric Department crews are working on a power pole at Highway 30 and High School Street. The pole has rotted and is in danger of falling.

Ortiz reported on a substation fencing project to limit the access.

Ortiz reported on the budget timeline and the tentative date for the Compensation Committee meeting.

Prunty reported he is working with the police officers on the junk vehicles.

The next City Council meeting will be on August 4, 2015 at 7:00 p.m. The League of Nebraska Municipalities annual conference is September 23<sup>rd</sup> to 25<sup>th</sup>, 2015.

There being no further business to come before the Council, Schnell moved and Shields seconded to adjourn at 7:42 p.m. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Schnell, Warner, Shields, and Morrison. Nay: None. Absent: None. Motion carried.

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Keith Prunty, Mayor

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Rosemarie D. Russell, City Clerk

City of Kimball-City Council Meeting-General Claims-July 21, 2015-Affordable Tree-Tree Removal-1,650.00; Amazon-Charges-125.98; American Legal Publishing Corporation-Supplies-1,172.00; Arms Unlimited Inc.-Headset-275.00; Arnold Pool Company-Repairs-20,024.45; Baker & Taylor Books-Book Purchase-422.83; Sheryl Biesecker-Contract Cleaning- 262.50; Center Point Large Print-Book Purchase-168.96; CenturyLink-Telephone-173.09; CenturyLink-Telephone-520.65; CenturyLink-Telephone-93.49; Charter Communications-Internet-223.75; Combined Utilities-Utilities-1,275.71; Combined Utilities-Utilities-45.19; Combined Utilities-Utilities-130.76; Combined Utilities-Utilities-71.88; Connecting Point-ServiceContract-69.46; Crescent Electric Supply Co.-Parts-9.13; Doheny's Commercial-Chemicals-198.29; Frenchman Valley Coop-Fuel-933.20; Gale-Book Purchase-46.48; High West Energy-Utilities-6,740.00; Hometown Hardware-Supplies- 770.43; Ideal Linen Supply, Inc.-Supplies-193.81; Incredible INK-Printing- 455.29; Intralinks, Inc.-Computer Support-37.50; John Deere Financial-Part-34.20; Kimball County Clerk-Recording Fees-16.00; Kimball Auto Parts-Parts-31.80; Kimball County Register of Deeds-Recording Fees-10.00; Kimball Health Services-Medical-141.12; Kimball Service Center-Tire Repair-30.78; L.L. Johnson Distributing Co.-Parts-175.11; League of NE Municipalities-Conference-1,302.00; Longhorn Booster Club-Advertising-100.00; NE DOL/Boiler Inspection Program-Inspection-30.50; Napa Auto Parts-Parts- 3.29; Nebraska Environmental Products-Supplies-139.20; Nebraska PrintWorks, LLC-Printing-101.27; Nebraska U.C. Fund-Services-460.27; Northern Safety Co., Inc.-Supplies-373.47; Off Broadway Business Products-Supplies-161.97; Panhandle Coop-Fuel-129.26; Panhandle Coop Association-Supplies-348.01; Perfection Door-Repairs-365.00; Points West Insurance-

Accident Policy-2,790.00; Praise Windows Inc.-Cleaning-50.00; Presto-X-Contract-83.87; Quality Books Inc.-Book Purchase-16.95; Quill Corporation-Supplies-348.95; R & C Welding & Fabrication, Inc.-Welding-205.00; Robert Abramson, CPA -Services-2,335.00; STP Auto Service-Vehicle Maintenance-346.96; Safetyline Consultants, Inc.-Safety Training-750.00; Sandberg Implement Inc.-Parts-253.48; Tonia Schindler-Lot Purchase-4,000.00; Shopko Stores Operating Co.-Supplies-387.52; Sidney Sun Telegraph-Advertising-1,010.00; Simmons Olsen Law Firm, P.C.-Professional Services-3,145.00; Simmons Olsen Law Firm, P.C.-Professional Services-193.50; SourceGas, LLC-Gas Service-277.92; Star-Herald Newspaper-Subscription-156.00; The United States Life Insurance Company-Long Term Disability-475.80; Russ Thompson-Cleaning-50.00; USA Blue Book-Parts-161.06; Autumn Uglow-Contract Cleaning-75.00; Viaero-Cell Phone Usage-184.02; Vince's Corner-Concessions-194.40; Visa-Firstier Bank-Charges-2,117.16; Western Nebraska Observer-Subscription-38.00; Western Nebraska Observer-Subscription-38.00; Western Trail Sports Post-Uniforms-122.39; Windstream-Long Distance-5.96.

City of Kimball-Economic Development Claims-July 21, 2015-CenturyLink-Telephone-61.26; Charter Communications-Internet-39.75.