

Kimball City Council  
Regular Meeting  
November 3, 2015

A regular meeting of the Mayor and City Council was convened in open and public session at 7:00 p.m. on November 3, 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, City Treasurer Sisk, Police Chief Huff and Landfill Superintendent Schulte. 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 Grace Murdoch lead the Pledge of Allegiance.

Prunty called the meeting to order at 7:00 p.m. and acknowledged the posted Open Meetings Act poster.

Prunty opened discussion on considering action on agreement and financial support to Keep Kimball Beautiful. Ortiz presented a timeline summary of interactions with Keep Kimball Beautiful since the October 6<sup>th</sup> Council Meeting. The agreement committee convened on October 13, 2015 and went through the agreement line by line. All questions and concerns were addressed resulting in some changes to the agreement while other requested changes could not be granted.

On October 19, 2015 the amended agreement was finalized and distributed to Keep Kimball Beautiful. No communication was received from KKB until October 27, 2015 asking for a short meeting. Ortiz responded that this week would not work but they could email him any questions for clarification and he would respond.

Ortiz stated that on October 30<sup>th</sup> having received no comments or feedback from Keep Kimball Beautiful, the agreement was revised and finalized and redistributed to Keep Kimball Beautiful and forwarded for inclusion in the council packet by 1:30 P.M. By 2:08 p.m. Binod, KKB Director responded to the email, requesting an additional committee meeting to discuss the agreement. No response was given as the council agenda had been set and packets disseminated with the latest revised agreement in accordance with Council's direction from October 6<sup>th</sup>. Ortiz said, "There does not appear to be an agreement between the two parties at this time."

Larisa Binod, Keep Kimball Beautiful Director told the council that we do not have an agreement. Shields responded asking what has changed since the meeting? He was under the assumption that everything had been settled. Binod responded that they had a board meeting and another conversation and Sarah made a request for another

committee meeting. Binod continued, "KKB needs to know the committed amount of funds that we will receive by July 15<sup>th</sup> in order to write the grants that are due on August 1<sup>st</sup>." It was talked about at the first negotiation and was agreed upon by everybody but has not made it into the agreement. Ortiz said that we could provide a rough estimate by July 15th but with the budget process not being finished he cannot give a guaranteed amount until after the budget is final.

Schnell commented that since 2011 the City has provided KKB with \$160,643.56. If you want to know how much you are going to get. You can take what you received for the 2014-2015 fiscal year which was \$32,369.56 and divide that in half because you are receiving \$1.00 instead of \$2.00 for landfill fees and that would give you a good estimate.

Ortiz commented that this had already been discussed at the committee meeting. "We are not going to sit here and calculate each month based on how many accounts we have each month. The number was going to be projected into the first of the year and that budget number in the line item for the landfill budget was going to be disbursed over twelve months."

Schnell explained how budgeting works and how there is no guarantee on how much your budget will be.

Binod continued by reading parts of the agreement. "If we don't know how much funds we have, how do we write grants?"

Warner explained to Binod how grant writing works. She also explained how we cannot commit in June until we have gone through the budget process in September. "I understand your frustration with that. I do appreciate your concern and would hope that if you bring a reasonable request each year we would try to the best of our ability to fund that."

Binod responded saying, "As a grant writer you would suggest KKB to write grants without having the confidence that they have the cash to match that grant."

Warner responded, "I am telling you that lots of places that have to write grants hope that they receive this grant in order to get that grant. A lot of grants are written like that. That is not an uncommon practice. Just like any other department with the city we have to look at the whole picture before we can guarantee an amount of money."

Schnell commented that you are not being singled out. He used the police department as an example.

Spud Rowley with KKB was concerned about not getting another committee meeting and wanted to know if they are going to be allowed another committee meeting to review, discuss and finalize the agreement. "Not everything was agreed upon in the last committee meeting."

Mayor Prunty commented that on October 13 we all sat down and went through the agreement line by line and everything was agreed to. Then we didn't hear anything from KKB until two weeks later on October 27.

Schnell explained government operations to Binod and how everyone has to work around it with no guarantees.

Binod responded again asking if we are going to have another committee meeting. There is a component of the insurance that we cannot fulfill. There are clarifications requested about how we actually get projects done. "You are saying that you will not give us a committed amount."

There being no further discussion, Warner moved and Shields seconded to approve the agreement as is, pending their willingness to sign it and fulfill it. 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.

Prunty opened discussion to consider funding of Kimball Main Street Design and Improvement Program Grant from Economic Development funds. Schnell moved and Shields seconded to approve to increase the Kimball Main Street Design and Improvement Grant to \$15,000. 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 Resolution 2015-10 – Establish rates for equipment rental. Ortiz reported that our rates haven't been amended since 2002. He presented a new rate schedule to be approved. Council would like to make a few changes. Schnell moved and Warner seconded to Table this discussion until changes are made to the resolution. 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 October 20, 2015 regular city council meeting;
2. Claims; and
3. Financial Statements.

Schnell moved and Morrison 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 that on the water department side the NDOR project has been completed. We are still waiting on the two modules for the meter reading. He shared a diagram on the history of sales tax revenue for the City of Kimball pointing out that August 2011 is the same revenue as August 2015, roughly \$43,000.00, which is a huge

drop from last month of \$84,000. He does not expect that to increase anytime soon. We haven't filled any of the positions so they are still on hold.

Prunty reported that there will be a Brownsville information seminar here in Kimball at City Hall on November 10<sup>th</sup> at 10:30 a.m. The topic will be how to advance redevelopment of blighted and underutilized properties.

The next City Council meeting will be on November 17, 2015 at 7:00 p.m.

There being no further business to come before the Council, Shields moved and Warner seconded to adjourn at 7:37 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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Laurie Sisk, Deputy Clerk

City of Kimball-City Council-General Claims-November 3, 2015-Central Plains Library System-Book Purchase-89.41; CenturyLink-Telephone-94.57; Combined Utilities-2,557.06; NFPA-Supplies-789.95; Napa Auto Parts-Parts-7.76; SourceGas, LLC-Gas Service-55.24; Russ Thompson-Contract Cleaning-80.00; Windstream-Long Distance-6.04; FirsTier Bank-Loan Payment-31,246.93; A & L Sales and Service-Service Contract-559.68; ALSCO-Supplies-46.80; Combined Utilities-Utilities-1,266.73; The Cornhusker Marriott Hotel-Lodging-377.00; Croell Redi-Mix-Sand-1,620.00; Dollar General Corporation-Supplies-18.11; Enterprise Rac of Mt/Wy-Rental Car-206.16; Frenchman Valley Coop-Fuel-1,126.81; GreatAmerica Financial Services-Lease-124.12; Dorothy Griffith-Expense Report-199.36; Ideal Linen Supply, Inc.-Supplies-139.48; Kimball Auto Parts-Parts-65.45; Kimball Handyman Project-Handyman Project-968.58; Kimball Health Services-Medical-44.10; Kimball Health Services-Flu Shots-125.00; Kimball Public Schools-Supplies-42.62; L.W. Cartage Co.-Lot Rent-100.00; Michael Todd & Co., Inc.-Signs-430.72; Muni MetriX Systems Corp.-Software Support-299.00; Napa Auto Parts-Parts-25.28; Nebraska Environmental Products-Oil-75.17; Prairie Animal Hospital-Boarding-385.00; Staples-Office Supplies-132.87; The Right Impression-Name Plate-3.00; ULINE-Parts-249.32; Autumn Uglow-Contract Cleaning-75.00; V.F.W. 2243-American Flag-40.00; WPCI-Pool Management-125.00.

City of Kimball-Economic Development Claims-November 3, 2015-Challenger Industries, Inc.-Main Street Grant-3,000.00; Chamber of Commerce-Monthly Grant-450.00; Kimball County Treasurer-Funds 990/995-1,000.00; Plains Historical Society-Main Street Grant-3,000.00.

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