

**MINUTE RECORD**  
**Gibbon City Council**

December 19, 2016

The Gibbon City Council, Buffalo County, Nebraska met in an open public session at 6:30 p.m. at City Hall on Monday, December 19, 2016. The Mayor, Council Members and the public were advised of the notice. No additional items were added to the meeting during the twenty-four hours immediately preceding the meeting.

Mayor Deb VanMatre called the meeting to order at 6:30 p.m. The Pledge of Allegiance was recited. Mayor VanMatre advised everyone of the Open Meetings Notice posted on the north wall of the Council Chambers. The City of Gibbon abides by the Open Meeting Act in conducting business.

Roll call was taken: Council Members present: Derrick Clevenger, Kevin Hynes, Albert Krueger, and Leon Stall

Absent: No one

A motion was made by Albert Krueger to approve the order of the agenda with the absence of Tonniges & Associates, seconded by Derrick Clevenger.

Yea votes: Leon Stall, Kevin Hynes, Derrick Clevenger, Albert Krueger

Nay votes: None Motion carried.

The Oath of Office was given to Mayor Elect Deb VanMatre, Council Member Elect Derrick Clevenger for Ward 1 and Council Member Elect Kevin Hynes for Ward 2.

Submittal of Requests for Future Items: None

Reserve Time to Speak on Agenda Items: No one

Presentations and Proclamations:

Buffalo County Sheriff Department—Contract Law Enforcement Report: Captain Anderson reviewed the monthly activity report. The procedure for towing vehicles parked on snow routes was discussed. We have two options. We can either tow the vehicle to our impound lot in Kearney, or we could have the Gibbon Maintenance Department tow the vehicle to a designated area in Gibbon. We are open to consideration on this issue. The City Attorney will check into the liability of the City concerning this matter. We have been invited to the school during an assembly to provide law enforcement information to the school children. Caleb Wilson is in his third week at school.

WWTP Report and Water Report—Matt Smallcomb: Matt was unable to attend the meeting.

Mayor Report—Deb VanMatre: Good things are happening in Gibbon and it is because of the great staff we have. During this past year Chris has been attending classes at UNO. He has received his degree. He is now a Certified Public Manager. Congratulations.

City Administrator Report—Chris Rector: We have a water leak on Niles, the guys will be working on it tomorrow. The water tower project will be finished this next spring due to the cold weather. The City guys have been working on equipment.

City Attorney Report—Barry Hemmerling: I have been communicating with Miller & Associates Attorney concerning the pool project. I have been working with DEQ concerning settlement on final month's bill with People Service. The letter for the Mayor to sign to DEQ regarding the status of items on the Consent Decree will be sent tomorrow.

City Treasurers Report—Tonniges & Associates: They were unable to attend.

Public Hearing: None

Ordinance #594-- Water Rate Increase (2<sup>nd</sup> & 3<sup>rd</sup> Reading): Ordinance No. 594 now came up for second reading. **Ordinance No. 594: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA, INCREASING MUNICIPAL WATER RATES.** A motion was made by Albert Krueger and seconded by Kevin Hynes to approve Ordinance No. 594 on its second reading. Upon Roll call vote, the following members voted YEA: Albert Krueger, Derrick Clevenger, Leon Stall, Kevin Hynes. The following voted NAY: None. The motion carried. Whereupon the Mayor declared Ordinance No. 594 approved on its second reading.

Ordinance No. 594 now came up for third and final reading. **Ordinance No. 594: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA, INCREASING MUNICIPAL WATER RATES.** Council Member Kevin Hynes moved for final passage of the Ordinance, which motion was seconded by Council Member Leon Stall. The Mayor then stated the question: "Shall Ordinance No. 594 be passed and adopted?" Upon roll call vote, the following Council Members voted YEA: Leon Stall, Kevin Hynes, Albert Krueger, Derrick Clevenger. The following voted NAY: None. Motion carried. The passage and adoption of said Ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the Ordinance adopted and a true and correct copy of said Ordinance.

Ordinance #595—Garbage Rate Increase (2<sup>nd</sup> & 3<sup>rd</sup> Reading): Ordinance No. 595 now came up for second reading. **Ordinance No. 595: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA, AMENDING SECTION 3-404 OF THE MUNICIPAL CODE TO CHANGE THE RESIDENTIAL RATE FOR COLLECTION OF GARBAGE.** Motion was made by Derrick Clevenger and seconded by Leon Stall to approve Ordinance No. 595 on its second reading. Upon roll call vote, the following members voted YEA: Albert Krueger, Leon Stall, Derrick Clevenger, Kevin Hynes. The following voted Nay: None. Motion carried. Whereupon the Mayor declared Ordinance No. 595 approved on its second reading.

Ordinance No. 595 now came up for third and final reading. **Ordinance No. 595: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA, AMENDING SECTION 3-404 OF THE MUNICIPAL CODE TO CHANGE THE RESIDENTIAL RATE FOR COLLECTION OF GARBAGE.** Council Member Albert Krueger moved for final passage of the Ordinance, which motion was seconded by Council Member Kevin Hynes. The Mayor then stated the question: "Shall Ordinance No. 595 be passed and adopted?" Upon roll call the following voted YEA: Kevin Hynes, Leon Stall, Derrick Clevenger, Albert Krueger. The following voted NAY: None. Motion carried. The passage and adoption of said Ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the Ordinance adopted and a true and correct copy of said Ordinance.

Consent Agenda:

A motion was made by Kevin Hynes to approve the Consent Agenda, seconded by Albert Krueger.

Yea votes: Derrick Clevenger, Kevin Hynes, Albert Krueger, and Leon Stall.

Nay votes: None Motion carried.

The following items were approved in the Consent Agenda:

Minutes of the November 21, 2016 Council Meeting

Claims for the month of December

Buffalo County Sheriff Department Report

Treatment Plant Report and Water Report

Treasurers Report

GVFD Report

Planning Commission Report

Building Permits: #2016-53—Brad & Jennifer Samuelson—1031 3<sup>rd</sup>—House Addition

#2016-54—Dustin Eutsler—414 3<sup>rd</sup> St.—Fence

Gibbon Community Center Report

Library Report

Cemetery Report

#AP 2017-01: Animal Permit—3 Goats—Dwight Bond

Appointment—Carol McGregor—Housing Agency Board

Reappointment—City Attorney—Barry Hemmerling

Reappointment—City Administrator—Chris Rector

Reappointment—City Clerk—Vickie Power

Resolutions and Motions:

Quit Claim Deed—Pat Fox: The piece of ground located at the SE corner of 3<sup>rd</sup> and Garfield Street is the property we are talking about explained City Attorney, Barry Hemmerling. Garfield Street curves and when they platted the map going south they missed that partial of ground. It seems it was never deeded. The City has never owned it. We are cleaning up that area with a deed of whatever interest the City may have had. The City of Gibbon reserves any and all easements over, under and across said real estate. A motion was made by Derrick Clevenger to approve the Quit Claim Deed between the City of Gibbon and Shannon L. Slagle and Jeannette K. Slagle, seconded by Leon Stall.

Yea votes: Kevin Hynes, Leon Stall, Derrick Clevenger, Albert Krueger

Nay votes: None Motion carried.

Christmas Bonus—Gift Certificates—Employees: A motion was made by Kevin Hynes to give \$100 bonus to all full time employees and \$25 gift certificates to all employees as we have done in the past. Seconded by Leon Stall.

Yea votes: Albert Krueger, Derrick Clevenger, Leon Stall, Kevin Hynes

Nay votes: None Motion carried.

Requests and Referrals: None

Other Items: The next Regular Council Meeting will be Tuesday, January 17, 2017 at 7:00 p.m. because Monday is Martin Luther King Jr. Day and the office is closed.

A Special Council Meeting will be held on Tuesday, January 17, 2017 at 6:30 p.m. for Special Assessments.

A motion was made by Derrick Clevenger to adjourn the meeting, seconded by Kevin Hynes.


Yea votes: Derrick Clevenger, Kevin Hynes, Albert Krueger, Leon Stall

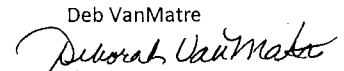
Nay votes: None Motion carried.

Mayor VanMatre adjourned the meeting at 7:12 p.m.

Vickie Power

  
City Clerk

  
Chris Rector  
City Administrator

Deb VanMatre  
  
Mayor

