

MINUTE RECORD
GIBBON CITY COUNCIL
Tuesday, January 18, 2022

The Gibbon City Council, Buffalo County, Nebraska met in open public session at 7:00 p.m. at City Hall on Tuesday, January 18, 2022. Notice of the meeting was given in The Shelton Clipper on January 13, 2022 and by posting at Gibbon City Hall, Gibbon Post Office and Gibbon Exchange Bank.

In the absence of the Mayor, Council President, Leon Stall called the meeting to order at 7:00 p.m. The Pledge of Allegiance was recited. The Open Meetings Notice is posted on the north wall of the Council Chambers. The City of Gibbon abides by the Open Meetings Act in conducting business.

Roll Call: Jeff Burmood: Present
 Bob Krier: Present
 Leon Stall: Present
 Derrick Clevenger: Present
Present: 4: Absent: 0

Submittal of Requests for Future Items: None

Reserve Time to Speak on Agenda Items: None

Presentations and Proclamations:

Buffalo County Sheriff Department—Captain Anderson: Captain Anderson reported December's activities for the department. Captain Anderson reported the department had filled all the open deputy and CSO positions. There were no issues with the school and they continue to have their presence there. The CSO officers had a few more ordinance violations last month.

City Administrator—Larry Homan: Mr. Homan reported there are three vacancies at the city. One vacancy for a Cemetery Sexton and two Utility Workers.

Keno numbers for December were \$4,759.02 compared to last December numbers were \$2,944.46. The Sales Tax total for December was \$33,136.10 up \$7,537.97 from last year. There were 2 building permits and a final plat for Burmood Subdivision this month. Mr. Homan plans to meet with B-D Construction and Wilkins as he's requested additional pricing information on the Fire Hall/City Hall/Community Room project and is reviewing additional funding options. The Front Street lift station project is complete. The overpass repairs are almost complete. The project manager with the State Department of Roads stated sidewalk and some shoulder work will need to be completed in the spring.

Mr. Homan turned in the Letter of Interest on the Civic and Community Center Finance Fund (CCCFF) and will get the application turned in by the February 15th deadline with anticipated award date of March 30th. He's working with the South Central Economic Development District (SCEDD). Mr. Homan has been working with Phil Carkoski on the brick and concrete repair estimate from the Union Pacific Rail Road derailment damage.

Nuisance properties continue to be addressed.

Mr. Homan reported the monthly activities at the waste water treatment plant and water facility. The influent valve #3 was repaired and crews are adjusting curb stops in the community to grass level where necessary. Matt Smallcomb will work with Mrs. Deb Stroh at the high school to develop an informative video/multi-media presentation of Gibbon's water and wastewater operations.

The city will be turning in a claim for damages from the December 15th wind storm that passed through. Damage to trees, fencing, power lines and flagpole were reported.

City Treasurer Report—Susan Tonniges: Susan reported on the financials. She went over the three months in our fiscal year totals. She also went over the sales tax reports. Susan pointed out that there are two cash balances. One is the regular checking account and the other is a super money market account. She noted the cemetery CDs were cashed in which reflected in the cemetery fund. Ms. Tonniges explained the income and expense in the ARPA (American Rescue Plan Act) fund. The onsite audit was complete the first week of January and went well.

BC Estates—Willis Construction—Marc Willis: Mr. Willis presented the Council with packet of information and timeline which he prepared on the BC Estates and construction process. Mr. Willis read through multiple emails and provided his point of view on the development. Mr. Willis requested a variance from the regulatory requirement on the cul-de-sac bulb diameter from 100' to 90' since others within the City of Gibbon are not that wide. He did not understand why it would need to be larger than what he poured. Mr. Willis also requested a variance from the regulatory requirement on the local street width from 30' to 25'. He did not interpret the subdivision regulation requirements the same as the City. Marc then reviewed the City Engineer deficiencies report prepared by Olsson Associates. He had hired a concrete consultant to examine and report based on the deficiencies outlined in the report. He disagreed with the majority of the initial findings.

Ordinance:

Ordinance No. 635 Final Plat of Burmood Subdivision

Council Member Derrick Clevenger introduced Ordinance No. 635 entitled:

AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA, APPROVING THE FINAL PLAT OF BURMOOD SUBDIVISION and moved that the statutory rule requiring reading on three different days be suspended. Council Member Bob Krier seconded the motion to suspend the rule.

Derrick Clevenger: Yea; Bob Krier: Yea; Leon Stall: Yes; Jeff Burmood: Abstain

Yea: 3; Nay: 0; Abstain: 1 Motion carried.

Said Ordinance No. 635 was then read by title AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA, APPROVING THE FINAL PLAT OF BURMOOD SUBDIVISION and thereafter Council Member Derrick Clevenger moved for final passage of the Ordinance, which motion was seconded by Council Member Bob Krier. The President of the Council then stated the question "Shall Ordinance No. 635 be passed and adopted?"

Leon Stall: Yea; Bob Krier: Yea; Derrick Clevenger: Yes; Jeff Burmood: Abstain

Yea: 3; Nay: 0; Abstain: 1 Motion carried.

The passage and adoption of said Ordinance having been concurred in by a majority of all members of the Council, the President of the Council declared the Ordinance adopted and in the presence of the Council signed and approved the Ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein.

Ordinance No. 636 Parking on Residential Use Property

Council member Derrick Clevenger introduced Ordinance No. 636 AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA TO PROHIBIT PARKING ON RESIDENTIAL USE PROPERTY Ordinance No. 636 was read by title only. Motion was made by Jeff Burmood and seconded by Bob Krier to approve Ordinance No. 636 on its first reading.

Derrick Clevenger: Yea; Bob Krier: Yea; Leon Stall: Yea; Jeff Burmood: Yea

Yea: 4; Nay: 0 Motion carried.

President of the Council declared said Ordinance No. 636 approved on its first reading.

Consent Agenda:

A motion was made by Derrick Clevenger to approve the Consent Agenda, seconded by Bob Krier.

Leon Stall: Yea; Derrick Clevenger: Yea; Bob Krier: Yea; Jeff Burmood: Yea

Yea: 4; Nay: 0. Motion carried.

The items approved in the Consent Agenda are as follows:

Minutes of the December 20, 2021 Council Meeting

Claims for the Month of January

Buffalo County Sheriff Department Report

Treasurers Report

Gibbon Volunteer Fire Department Report

Planning Commission Report

Building Permit 2022—Rasmussen Mechanical—7200 Gibbon Road--Fence

Building Permit 2022-02—Gilbert & Hope VanMatre—214 Williams Street--Fence

Library Report

Resolutions and Motions:

A motion was made by Jeff Burmood to approve Jeff Palik with Olsson as Street Superintendent for the City of Gibbon, seconded by Derrick Clevenger.

Leon Stall: Yea; Derrick Clevenger: Yea; Bob Krier: Yea; Jeff Burmood: Yea
Yea: 4; Nay: 0. Motion carried.

A motion was made Derrick Clevenger to table the consideration of approving the variance request by Mark Willis of Willis Construction (BC Estates Subdivision) to allow the cul-de-sac bulb width to be 90' instead of 100', second by Bob Krier.

Leon Stall: Yea; Derrick Clevenger: Yea; Bob Krier: Yea; Jeff Burmood: Yea
Yea: 4; Nay: 0. Motion carried.

A motion was made by Derrick Clevenger to table the consideration of approving the variance request by Mark Willis of Willis Construction (BC Estates Subdivision) to allow the street width of 25' instead of 30', seconded by Bob Krier.

Leon Stall: Yea; Derrick Clevenger: Yea; Bob Krier: Yea; Jeff Burmood: Yea
Yea: 4; Nay: 0. Motion carried.

A motion was made by Jeff Burmood to go into closed session for the purpose of discussion on variance requests in the BC Estates Subdivision. The purpose of moving into closed session was for the protection of the public interest or for the prevention of needless injury to the reputation of an individual in compliance with state law, seconded by Bob Krier.

Leon Stall: Yea; Derrick Clevenger: Yea; Bob Krier: Yea; Jeff Burmood: Yea
Yea: 4; Nay: 0 Motion carried.

The city council, city administrator, city attorney, director of public works, city engineering consultant (Jess Hurlburt with Olsson Associates) and city clerk moved into closed session at 7:49 p.m.

A motion was made by Derrick Clevenger to return to open session at 8:50 p.m., seconded by Bob Krier.

Leon Stall: Yea; Bob Krier: Yea; Derrick Clevenger: Yea; Jeff Burmood: Yea
Yea: 4; Nay: 0 Motion carried.

A motion was made by Derrick Clevenger to approve the variance request by Marc Willis of Willis Construction (BC Estates Subdivision) to allow the cul-de-sac bulb diameter to be 90' instead of 100', seconded by Jeff Burmood.

Derrick Clevenger: Yea; Jeff Burmood: Yea; Bob Krier: Yea; Leon Stall: Yea
Yea: 4; Nay: 0 Motion carried.

Other Items:

The next regular council meeting will be held on Tuesday, February 22, 2022 at 7:00 p.m. The city will be observing Presidents' Day on Monday, February 21, 2022.

Adjourn:

A motion was made by Bob Krier to adjourn the meeting, seconded by Derrick Clevenger.

Leon Stall: Yea; Derrick Clevenger: Yea; Bob Krier: Yea; Jeff Burmood: Yea
Yea: 4; Nay: 0 Motion carried.

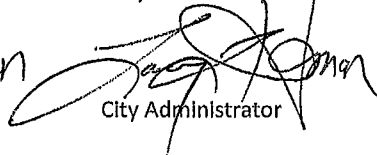
President of the Council, Leon Stall adjourned the meeting at 8:51 p.m.

Pamela Rasmussen



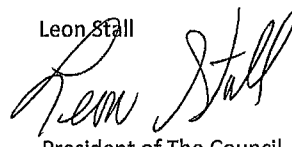
City Clerk

Larry L. Homan



City Administrator

Leon Stall



President of The Council

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