

**MINUTE RECORD**  
**GIBBON CITY COUNCIL**  
**Monday, March 21, 2022**

The Gibbon City Council, Buffalo County, Nebraska met in open public session at 7:00 p.m. at City Hall on Monday, March 21, 2022. Notice of the meeting was given in The Shelton Clipper on March 17, 2022 and by posting at Gibbon City Hall, Gibbon Post Office and Gibbon Exchange Bank.

Mayor Deb VanMatre 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: Absent  
Present: 3: Absent: 1

Submittal of Requests for Future Items: None

Reserve Time to Speak on Agenda Items: None

**Presentations and Proclamations:**

Buffalo County Sheriff Department—Deputy Brad Hall: Deputy Hall went over the hours from the report provided by the Sheriff's Department. There was nothing significant to report for the month of February.

Mayor Report—Deb VanMatre: Fire Hall/City Hall/Community Room – Mayor VanMatre reported that plans are in place for the burn and removal of the former Jarmin home once it is safe for the fire department to burn. The CCCFF grant application was submitted and the anticipated award date is March 30. A recommendation on plans for the project and funding options should be made at the April meeting.

Mayor VanMatre requested the Council consider a motion to enter into Closed Session for the protection of the public interest to discuss contract negotiations in regard to the project.

A motion was made by Leon Stall to enter into Closed Session for the protection of the public interest to discuss contract negotiations, seconded by Bob Krier.

Leon Stall: Yea; Bob Krier: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The Mayor, Council, City Attorney, City Administrator and City Clerk entered into Closed Session at 7:05 p.m.

A motion was made by Leon Stall to return to Open Session at 7:10 p.m., seconded by Bob Krier.

Leon Stall: Yea; Bob Krier: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

Strategic Planning/Community Engagement – Mayor VanMatre indicated that she and Larry met with Charity Adams, a facilitator from Cairo, regarding strategic planning. The city has a strategic plan in place, which is ongoing, and our recommendation will be to look at planning for increased community engagement. Charity will present information at a future Council meeting for Council consideration.

City Administrator Resignation/Search Process - Larry Homan has submitted his resignation to be effective no later than May 1, 2022. Larry was thanked for his service. The Mayor indicated that a similar search process will be used as before, and she will work with key staff on daily operations until a replacement is hired.

City Attorney Report—Barry Hemmerling: Mr. Hemmerling reported there are several ordinance updates on the agenda. These reflect legislative updates.

City Administrator—Larry Homan: Mr. Homan reported the city is fully staffed with full time employees at this time. Keno receipts for February were \$2,861.57 compared to \$4,586.55 for last year. Sales Tax receipts for were \$39,111.20, up from \$30,035.13 for last year. There were three building permits and one sign permit this month. Mr. Homan report the gas lines and electrical services have been removed from the Jarmin house. The project manager with the State Department of Roads stated sidewalk and some shoulder work will need to be completed in the spring. We've applied for SLFRF grant through Buffalo County which is part of the American Rescue Plan Act. The Union Pacific Railroad is requesting a second estimate on damage caused by the derailment. We will be addressing nuisance properties as identified. Mr. Homan reported on the various departments within the city preparing for spring and summer activities and help. The Gibbon Valley View Golf Course will open for the season on April 1<sup>st</sup>. The municipal pool is preparing to open Memorial Day weekend. We are waiting on Schumacher Fencing to replace fence that was damaged in the December wind storm.

City Treasurer Report—Susan Tonniges: Susan reported on the financials. The city totals show we are on track for this time of the fiscal year. She let the Council know she's been working with the auditors and the city's audit is due to the state at the end of this month.

#### Ordinances:

Ordinance No. 636 Parking on Residential Use Property

Ordinance No. 636 now came up for third and final reading. Ordinance No. 636 entitled: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA TO PROHIBIT PARKING ON RESIDENTIAL USE PROPERTY.

A motion to approve Ordinance No 636 was made by Jeff Burmood, seconded by Leon Stall.

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

Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 643 Candidate Filing Forms, Filing Deadlines and Fees

Thereafter Council Member Leon Stall introduced Ordinance No. 643 entitled: AN ORDINANCE RELATING TO CANDIDATE FILING FORMS, FILING DEADLINES AND PAYMENT OF FEES and moved that the statutory rule requiring reading on three different days be suspended. Council Member Jeff Burmood seconded the motion to suspend the rule.

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

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

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance 643 was then read by title AN ORDINANCE RELATING TO CANDIDATE FILING FORMS, FILING DEADLINES AND PAYMENT OF FEES and thereafter Council Member Leon Stall moved for final passage of the Ordinance, seconded by Council Member Jeff Burmood. The Mayor then stated the question, "Shall Ordinance No. 643 be passed and adopted?"

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

Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 644 Reading and Passage of Ordinances

Thereafter Council Member Leon Stall introduced Ordinance No. 644 entitled: AN ORDINANCE RELATING TO READING AND PASSAGE OF ORDINANCES and moved that the statutory rule requiring reading on three different days be suspended. Council Member Jeff Burmood seconded the motion to suspend the rule.

Bob Krier: Yea; Jeff Burmood: Yea; Leon Stall: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance was then read by title AN ORDINANCE RELATING TO READING AND PASSAGE OF ORDINANCES and thereafter Council Member Leon Stall 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. 644 be passed and adopted?"

Jeff Burmood: Yea; Leon Stall: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 645 Destruction of Records, Pursuant to Records Management Act

Thereafter Council Member Leon Stall introduced Ordinance No. 645 entitled: AN ORDINANCE RELATING TO CITY CLERK, DESTRUCTION OF RECORDS, PURSUANT TO RECORDS MANAGEMENT ACT and moved that the statutory rule requiring reading on three different days be suspended. Council Member Jeff Burmood seconded the motion to suspend the rule.

Bob Krier: Yea; Leon Stall: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance was then read by title AN ORDINANCE RELATING TO CITY CLERK, DESTRUCTION OF RECORDS, PURSUANT TO RECORDS MANAGEMENT ACT and thereafter Council Member Leon Stall moved for final passage of the Ordinance, which motion was seconded by Council Member Bob Krier. The Mayor then stated the question, "Shall Ordinance No. 645 be passed and adopted?"

Jeff Burmood: Yea; Bob Krier: Yea; Leon Stall: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 646 Adopted Budget Statement

Thereafter Council Member Leon Stall introduced Ordinance No. 646 entitled: AN ORDINANCE RELATING TO THE ADOPTED BUDGET STATEMENTS and moved that the statutory rule requiring reading on three different days be suspended. Council Member Jeff Burmood seconded the motion to suspend the rule.

Leon Stall: Yea; Bob Krier: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance was then read by title AN ORDINANCE RELATING TO THE ADOPTED BUDGET STATEMENTS and thereafter Council Member Bob Krier 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. 646 be passed and adopted?"

Bob Krier: Yea; Leon Stall: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 647 Proprietary Functions, Fiscal Year and Budget Statement

Thereafter Council Member Jeff Burmood introduced Ordinance No. 647 entitled: AN ORDINANCE RELATING TO PROPRIETARY FUNCTIONS, FISCAL YEAR AND BUDGET STATEMENTS and moved that the statutory rule requiring reading on three different days be suspended. Council Member Leon Stall seconded the motion to suspend the rule.

Bob Krier: Yea; Leon Stall: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance was then read by title AN ORDINANCE RELATING TO PROPRIETARY FUNCTIONS, FISCAL YEAR AND BUDGET STATEMENTS and thereafter Council Member Leon Stall moved for final passage of the Ordinance, which motion was seconded by Council Member Bob Krier. The Mayor then stated the question, "Shall Ordinance No. 647 be passed and adopted?"

Jeff Burmood: yea; Leon Stall: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 648 Garbage and Refuse

Thereafter Council Member Leon Stall introduced Ordinance No. 648 entitled: AN ORDINANCE RELATING TO GARBAGE AND REFUSE and moved that the statutory rule requiring reading on three different days be suspended. Council Member Jeff Burmood seconded the motion to suspend the rule.

Leon Stall: Yea; Jeff Burmood: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance was then read by title AN ORDINANCE RELATING TO GARBAGE AND REFUSE and thereafter Council Member Leon Stall moved for final passage of the Ordinance, which motion was seconded by Council Member Bob Krier. The Mayor then stated the question, "Shall Ordinance No. 648 be passed and adopted?"

Jeff Burmood: Yea; Leon Stall: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 649 Licensing Alcohol

Thereafter Council Member Leon Stall introduced Ordinance No. 649 entitled: AN ORDINANCE RELATING TO LICENSING ALCOHOL and moved that the statutory rule requiring reading on three different days be suspended. Council Member Jeff Burmood seconded the motion to suspend the rule.

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

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

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance was then read by title AN ORDINANCE RELATING TO LICENSING ALCOHOL and thereafter Council Member Jeff Burmood 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. 649 be passed and adopted?"

Leon Stall: Yea; Bob Krier: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 650 Property Tax Requests and the Procedure for Setting Them

Thereafter Council Member Jeff Burmood introduced Ordinance No. 650 entitled: AN ORDINANCE RELATING TO PROPERTY TAX REQUESTS AND THE PROCEDURE FOR SETTING THEM and moved that the statutory rule requiring reading on three different days be suspended. Council Member Leon Stall seconded the motion to suspend the rule.

Leon Stall: Yea; Jeff Burmood: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance was then read by title AN ORDINANCE RELATING TO PROPERTY TAX REQUESTS AND THE PROCEDURE FOR SETTING THEM and thereafter Council Member Jeff Burmood 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. 650 be passed and adopted?"

Jeff Burmood: Yea; Leon Stall: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 651 Building Permits over \$2,500

Thereafter Council Member Jeff Burmood introduced Ordinance No. 651 entitled: AN ORDINANCE RELATING TO BUILDING PERMITS OVER \$2,500 and moved that the statutory rule requiring reading on three different days be suspended. Council Member Leon Stall seconded the motion to suspend the rule.

Leon Stall: Yea; Jeff Burmood: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The motion to suspend the rule was adopted by majority of the Council and the statutory rule was declared suspended for consideration of said Ordinance.

Said Ordinance was then read by title AN ORDINANCE RELATING TO BUILDING PERMITS OVER \$2,500 and thereafter Council Member Bob Krier 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. 651 be passed and adopted?"

Bob Krier: Yea; Jeff Burmood: Yea; Leon Stall: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. 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 the Mayor 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. 652 Increasing Municipal Water Rates

Thereafter Council Member Leon Stall introduced Ordinance No. 652 entitled: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA INCREASING MUNICIPAL WATER RATES. Ordinance No. 652 was read by title only, AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA INCREASING MUNICIPAL WATER RATES.

A motion was made by Leon Stall and seconded by Bob Krier to approve Ordinance No. 652 on its first reading.

Leon Stall: Yea; Bob Krier: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The Mayor declared said Ordinance No. 652 approved on its first reading

#### Ordinance No. 653 Increasing Municipal Sewer Rates

Thereafter Council Member Jeff Burmood introduced Ordinance No. 653 entitled: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA INCREASING MUNICIPAL SEWER RATES.

Ordinance No. 653 was read by title only, AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA INCREASING MUNICIPAL SEWER RATES.

A motion was made by Leon Stall and seconded by Bob Krier to approve Ordinance No. 653 on its first reading.

Leon Stall: Yea; Bob Krier: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The Mayor declared said Ordinance No. 653 approved on its first reading

#### Consent Agenda:

A motion was made by Jeff Burmood to approve the Consent Agenda, seconded by Leon Stall.

Jeff Burmood: Yea; Leon Stall: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

The items approved in the Consent Agenda are as follows:

Minutes of the February 22, 2022 Council Meeting

Claims for the Month of March

Buffalo County Sheriff Department Report

Treasurers Report

Gibbon Volunteer Fire Department Report

Planning Commission Reports

Building Permit 2022-07—Bill & Debbie Dye—308 3<sup>rd</sup> Street—Garage/Fence/Deck/Concrete

Building Permit 2022-08—Dale & Kathi McCall—1020 1<sup>st</sup> Street—Deck/Fence/Shed

Building Permit 2022-09—Gibbon Packing, Inc.—218 East Highway 30—Utility Shed

Reappointment of Zach Clevenger to the Board of Adjustments

GVFD Membership Application—Kyle Woodgate

GVFD Membership Application—Lisa Woodgate

#### Resolutions and Motions:

A motion was made by Leon Stall to approve the renewal of the Temporary Use Animal Permit No. 2022-02 of Gustavo Ramirez-Sanchez at 602 2<sup>nd</sup> Street for chickens and quail, seconded by Bob Krier.

Leon Stall: Yea; Bob Krier: Yea; Jeff Burmood: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

A motion was made by Leon Stall to accept the resignation of City Administrator Larry Homan effective no later than May 1, 2022, seconded by Jeff Burmood.

Leon Stall: Yea; Jeff Burmood: Yea; Bob Krier: Yea; Derrick Clevenger: Absent  
Yea: 3; Nay: 0; Absent: 1. Motion carried.

#### Other Items:

The next regular Council meeting will be on Monday, April 18, 2022 at 7:00 p.m. at City Hall.

Adjourn:

A motion was made by Bob Krier to adjourn the meeting, seconded by Jeff Burmood.

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

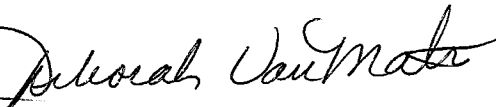
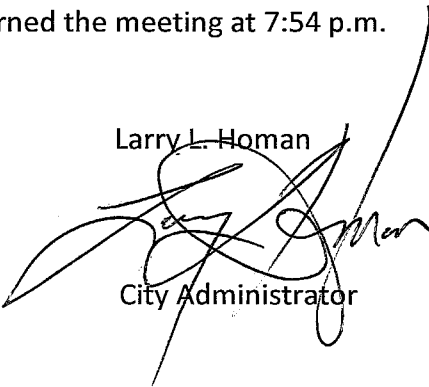
Yea: 3; Nay: 0; Absent: 1. Motion carried.

Mayor VanMatre adjourned the meeting at 7:54 p.m.

Pamela Rasmussen

Larry L. Homan

Deborah VanMatre



City Clerk

City Administrator

Mayor

SEAL