

MINUTE RECORD
GIBBON CITY COUNCIL
MONDAY, MARCH 12, 2018

The Gibbon City Council, Buffalo County, Nebraska met in an open public session at 7:00 p.m. at City Hall on Monday, March 12, 2018. The Mayor, Council Members, and the public were advised of the notice by publishing and posting. No additional items were added to the meeting during the twenty-four hours preceding the meeting.

Mayor Deb VanMatre called the meeting to order at 7:00 p.m. The Pledge of Allegiance was recited. A notice of the Open Meetings Act 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: Leon Stall: Present
Kevin Hynes: Present
Albert Krueger: Present
Derrick Clevenger: Present

Present: 4

A motion was made by Kevin Hynes to approve the order of the agenda, seconded by Derrick Clevenger. Derrick Clevenger: Yea, Kevin Hynes: Yea, Albert Krueger: Yea, Leon Stall: Yea
Yea: 4, Nay: 0 Motion carried.

Submittal of Requests for Future Items: None
Reserve Time to Speak on Agenda Items: None

Presentations and Proclamations:

Buffalo County Sheriff Department—Contract Law Enforcement: Captain Anderson and Sheriff Miller reviewed the activity of the department with the Mayor and Council Members. They said it was very good to see Barry, they had been thinking about him since his accident. Four people have passed away in the county from accidents. One person fell after being hit in the parking lot of the Pack. He hit his head and passed away in the hospital. No criminal charges have been filed concerning the accident. The other deaths were weather related. They will be setting up the speed trailer down by the school, and on 7th Street. They maintain a good relationship with the school. They will be holding a training session with the school staff, EMS, and BCSD concerning the protocol if such an incident happens as happened in Florida. They have a new CSO, his name is Conner Beard. They are conducting more traffic control south of town with the crane watchers in the area. The speed limit on Highway 30 was raised to 65 mph. They are working on a new program which will enable access to accident reports online, links to the sex offender registry, pictures of people in jail, and outstanding warrants. This will be available through the Sheriff's website and the Kearney Police website, and may be added as a link on the City's website.

WWTP Report and Water Report: Matt Smallcomb reviewed the report. There was one permit violation in February. We had problems with the decant valve on SBR #2. We found that we had some bad wiring to that actuator. The flow meter and flume design have been approved and sent in to be constructed. The sampler ran for 30 days, and we received good data from the temporary sampler. Blower #4 failed and we switched to blower #2. We will be meeting with Olsson Associates tomorrow to discuss several issues at the plant such as the placement of the manhole.

Water Report: We changed out the electrical box and wiring on 7th Street lift station. We had a water leak at 501 2nd Street. The resident at 312 Lawn Avenue has had problems with low water pressure. We replaced the curb stop, but it didn't help. We will have to re-tap the Corp on the main. The pumps at the swimming pool were exercised. We completed 11 locates.

Mayor Report—Deb VanMatre: We have an Ordinance on the agenda to change the hours for the sale of alcohol; tonight we will have the 2nd and final reading. The Resolution on the agenda refers to a special meeting being called by the participating members of the League Association of Risk Management. There are issues with LARM and their board, as they have not been following the terms

of the interlocal agreement signed with all their members, or their bylaws, such as neglecting to hold elections for board members, and attempting to change their bylaws and organizational structure without the approval of their membership.

City Attorney Report—Barry Hemmerling: Nothing

City Administrator Report—Chris Rector: We sent out several letters to residents concerning unlicensed vehicles. We will also be sending out more letters concerning nuisance properties around town. We have several properties that are run down, which I will be discussing with Barry about how to proceed. April 28th will be our spring cleanup day.

City Treasurers Report—Tonniges & Associates—Ashley: Ashley was unable to attend the meeting.

Public Hearing: None

Ordinance No. 602—Hours for The Sale of Alcohol (2nd & Final Reading): Ordinance No. 602 now came up for second reading. Ordinance No. 602: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA, PERTAINING TO THE SALE OF ALCOHOLIC LIQUORS, BEER AND WINE.

A motion to approve Ordinance No. 602 was made by Derrick Clevenger, 2nd by Leon Stall.

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

4: Yea, 0: Nay Motion carried.

Whereupon the Mayor declared Ordinance No. 602 approved on its second reading.

Ordinance No. 602 now came up for third and final reading. Ordinance No. 602. Ordinance No. 602: AN ORDINANCE OF THE CITY OF GIBBON, BUFFALO COUNTY, NEBRASKA, PERTAINING TO THE SALE OF ALCOHOLIC LIQUORS, BEER AND WINE.

Council Member Albert Krueger moved for final passage of Ordinance No. 602, seconded by Kevin Hynes. The Mayor then stated the question: "Shall Ordinance No. 602 be passed and adopted?"

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

4: Yea, 0: Nay Motion carried.

The passage and adoption of said ordinance having been concurred by a majority of all members of the Council, the Mayor declared Ordinance No. 602 adopted, and signed name in presence of Council.

Consent Agenda: A motion was made by Derrick Clevenger to approve the Consent Agenda, seconded by Albert Krueger.

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

4: Yea, 0: Nay Motion carried.

The items approved in the Consent Agenda are as follows:

Minutes of the February 20, 2018 Council Meeting, and March 5, 2018 Council Meeting

Claims for the month of March

Buffalo County Sheriff Department Report

Treatment Plant Report & Water Report

Treasurers Report

GVFD Report

Planning Commission Report

Building Permit: Dillon & Karissa Eckel—Fence—709 4th Street

Library Report

Resolutions and Motions: Resolution #2018-02—Participating Members of LARM Call for Special Meeting: A motion was made by Leon Stall to approve Resolution #2018-02, seconded by Derrick Clevenger.

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

4: Yea, 0: Nay Motion carried.

RESOLUTION NO. 2018-02: RESOLUTION FOR "PARTICIPATING MEMBERS" OF LARM TO CALL FOR A SPECIAL MEETING OF MEMBERS AND TO SELECT A VOTING REPRESENTATIVE AND ALTERNATE TO ELECT 15 MEMBERS TO THE LARM BOARD OF DIRECTORS

WHEREAS, the City of Gibbon is a "participating member" of the League Association of Risk Management ("LARM"); and

WHEREAS, the Interlocal Agreement that formed and continues to govern LARM provides in 8.1.4.2 that "Each participating member may cast one vote for each of the open Board position."; and

WHEREAS, LARM staff stated in marketing materials that LARM is "member controlled" and that the LARM Board of Directors is elected by its members; and
WHEREAS, despite these statements, none of the individuals listed as currently serving on the LARM Board of Directors were duly elected by "participating members" as required in the Interlocal Agreement; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF GIBBON:

1. That the City of Gibbon calls for a special meeting by telephone conference call of all LARM "participating members" to select 15 directors to the LARM Board on March 21, 2018, from 2-4 pm CT/1-3 pm MT at one of the following designated places:

City of Ainsworth
606 E 4th Street
Ainsworth, NE 69210

City of Gibbon
715 Front Street
Gibbon, NE 68840

City of Norfolk
309 N 5th Street
Norfolk, NE 68701

Village of Ansley
217 Nile Street
Ansley, NE 68814

City of Hickman
115 Locust Street
Hickman, NE 68372

City of North Platte
211 West Third Street
North Platte, NE 69101

City of Beaver City
301 10th Street
Beaver City, NE 68926

City of Imperial
740 Court Street
Imperial, NE 69033

City of Oshkosh
305 West 1st Street
Oshkosh, NE 69154

City of Fremont
400 E Military Avenue
Fremont, NE 68025

City of Nelson
580 S Main Street
Nelson, NE 68961

City of Scottsbluff
2525 Circle Drive
Scottsbluff, NE 69361

2. That the City of Gibbon selects Chris Rector to serve as its member and voting representative at the aforementioned special meeting of LARM "participating members," and select Albert Krueger to serve as its member and voting representative in case Chris Rector cannot attend the special meeting by telephone conference call of all LARM "participating members" to select 15 directors to the LARM Board on March 21, 2018, from 2-4 pm CT/1-3 pm MT.

Requests and Referrals: None

Other Items: 1st Regular Council Meeting will be on Monday, April 2, 2018 at 5:30 p.m.
2nd Regular Council Meeting will be on Monday, April 16, 2018 at 7:00 p.m.

Adjourn: A motion was made by Kevin Hynes to adjourn the meeting, seconded by Leon Stall.
Kevin Hynes: Yea, Leon Stall: Yea, Albert Krueger: Yea, Derrick Clevenger: Yea
4: Yea, 0: Nay Motion carried.
Mayor VanMatre adjourned the meeting at 7:39 p.m.

Vickie Power
Vickie Power
City Clerk

Chris Rector
City Administrator

Deborah VanMatre
Deborah VanMatre
Mayor

