

**MINUTE RECORD**  
**GIBBON CITY COUNCIL**  
**MONDAY, NOVEMBER 20, 2017**

The Gibbon City Council, Buffalo County, Nebraska met in an open public session at 7:00 p.m. at City Hall on Monday, November 20, 2017. 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. The Open Meetings Notice is 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: Present: Albert Krueger, Derrick Clevenger, Kevin Hynes  
Absent: Leon Stall

Since the building permit for Oscar Ramirez was not approved by the Planning Commission the Mayor suggested their building permit be removed from the Consent Agenda. A motion was made by Kevin Hynes to approve the order of the agenda with the change, seconded by Albert Krueger.

Yea votes: Kevin Hynes, Derrick Clevenger, Albert Krueger  
Nay votes: None Motion carried.

Submittal of Requests for Future Items: None

Reserve Time to Speak on Agenda Items: Ron Robinson said he wanted a comment on the Oscar Ramirez building permit. Mayor VanMatre explained the permit was denied by the Planning Commission.

Presentations and Proclamations:

NPPD Franchise Agreement—Stan Clouse: Stan reviewed the NPPD Franchise Agreement with the Mayor and the Council. The Ordinance to update the franchise agreement is self-explanatory and is set for a period of 25 years.

Buffalo County Sheriff Department—Contract Law Enforcement Report: Sergeant Dave Gibbs reviewed the BCSD Monthly Report with the Mayor and the Council. The property from the golf course has been retrieved, and we are currently working on the case to make an arrest.

WWTP Report and Water Report: Matt Smallcomb reviewed the reports with the Mayor and Council. There were no permit violations during October. We replaced a blower in the gas building. We have been running the Brown Bear. We pulled the diaphragm apart on the east gas blower, and will be ready to try and run it next week. The unscheduled maintenance included replacing parts on the power washer, Allis tractor had water in oil and had to replace bearing in the motor, getting parts for the north grinder, and had Mid America Liner do warranty work on the west cover.

Water: Rick Brown's last day of work was November 15, 2017. We serviced the pumps in the 7<sup>th</sup> Street lift station. We are chlorinating the water system, and will continue for the next 30 days. Well #1 is out of service, having a problem getting clean samples. We completed 14 locates.

Mayor Report: Mayor VanMatre said the items she had were on the agenda and would be addressed later in the meeting such as mitigation plan, letter of intent, update of code book, and maintenance agreement.

City Attorney Report: Attorney Hemmerling had nothing to bring to the attention of the Council.

City Administrator Report: Chris said the city guys have been working on putting up the Christmas lights. They have been cleaning the leaves out of the storm drains, running the street sweeper, and tarring the streets and sealing the seams. I have been working with Darrin Robinson on some projects for Gibbon.

City Treasurer Report—Tonniges & Associates: Ashley with Tonniges & Associates reviewed the September and October reports with the Mayor and the Council.

Ordinance #601—NPPD Franchise Agreement: Council Member Albert Krueger introduced Ordinance No. 601 entitled: **AN ORDINANCE GRANTING TO THE NEBRASKA PUBLIC POWER DISTRICT, A PUBLIC CORPORATION AND POLITICAL SUBDIVISION OF THE STATE OF NEBRASKA, ITS SUCCESSORS AND ASSIGNS, THE NON-EXCLUSIVE RIGHT AND FRANCHISE FOR A PERIOD OF 25 YEARS TO ERECT, OPERATE AND MAINTAIN AN ELECTRIC LIGHT AND POWER SYSTEM IN THE CITY OF GIBBON, NEBRASKA, FOR THE PURPOSE OF FURNISHING ELECTRIC ENERGY TO SAID CITY AND THE INHABITANTS THEREOF; LIMITING THE MAXIMUM CHARGES FOR SUCH ENERGY; PROVIDING CERTAIN REGULATIONS WITH REFERENCE THERETO; AND ALL THINGS INCIDENTAL TO THE PURPOSES THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; DIRECTING THE FORM OF PUBLICATION OF THIS ORDINANCE AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT** and moved that the statutory requirement of reading of the Ordinance by title on three different days be suspended. Council Member Derrick Clevenger seconded the motion to suspend the requirement of reading on three different days and upon roll call vote on the motion the following Council Members voted:

Yea votes: Albert Krueger, Kevin Hynes, Derrick Clevenger

Nay votes: None

The motion to suspend said statutory requirement was adopted by three-fourths of the Council and the requirement was declared suspended for consideration of said Ordinance No. 601. Ordinance No. 601 was then read by title and thereafter Council Member Kevin Hynes moved for final passage of said Ordinance, which motion was seconded by Council Member Albert Krueger. The Mayor then stated the question was "Shall Ordinance No. 601 be finally passed and adopted?" Upon roll call vote, the following Council Members voted.

Yea votes: Kevin Hynes, Albert Krueger, Derrick Clevenger

Nay votes: None

The final passage and adoption of said Ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the Ordinance duly passed and 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 signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein.

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

Yea votes: Derrick Clevenger, Kevin Hynes, Albert Krueger

Nay votes: None Motion carried.

Items approved in the Consent Agenda are as follows:

Minutes of the October 16, 2017 Council Meeting and November 6, 2017 Council Meeting

Claims for the month of November

Buffalo County Sheriff Department Report

Treatment Plant Report & Water Report

Treasurers Report

GVFD Report

Planning Commission Report

Building Permits: #2017-43—Lonnie & Heather Jurgens—Portable Green House—301 Murnen Street

#2017-45—Jeff Burmood—Fence & Storage—505 Front Street

#2017-46—Dave Gard—Fence & Awning—112 1<sup>st</sup> Street

Library Report

Appointment of Vicki Farrell—Gibbon Housing Agency Board

GVFD Application—Stephanie Brown

Resolutions and Motions:

Resolution #2017-12—Hazard Mitigation Plan: A motion was made by Albert Krueger to approve Resolution #2017-12, seconded by Kevin Hynes.

Yea votes: Derrick Clevenger, Kevin Hynes, Albert Krueger

Nay votes: None Motion carried.

RESOLUTION #2017-12: WHEREAS, the Federal Disaster Mitigation Act of 2000 was signed in to law on October 30, 2000, placing new emphasis on state and local mitigation planning for natural hazards and requiring communities to adopt a hazard mitigation action plan to be eligible for pre-disaster and post-disaster federal funding for mitigation purposes; and

WHEREAS, a Multi-Jurisdictional Hazard Mitigation Plan was prepared by the Central Platte Natural Resources District, with assistance from JEO Consulting Group, Inc. of Lincoln, NE which includes City of Gibbon.

WHEREAS, the purpose of the mitigation plan was to lessen the effects of disasters by increasing the disaster resistance of the Natural Resources District and participating jurisdictions located within the planning boundary by identifying the hazards that affect City of Gibbon and prioritize mitigation strategies to reduce potential loss of life and property damage from those hazards, and

WHEREAS, FEMA regulations require documentation that the plan has been formally adopted by the governing body of City of Gibbon in the form of a resolution and further requesting approval of the plan at the Federal Level; and

NOW, THEREFORE, the governing body of City of Gibbon does herewith adopt the Central Platte Natural Resources District Multi-Jurisdictional Hazard Mitigation Plan Update in its entirety; and

PASSED AND APPROVED this 20<sup>th</sup> day of November, 2017.

Letter of Intent for Grant through Community & Civic Center Financing Fund Program for Fire Hall/City Hall/Community Room: A motion was made by Derrick Clevenger to approve the Letter of Intent, seconded by Albert Krueger.

Yea votes: Kevin Hynes, Derrick Clevenger, Albert Krueger

Nay votes: None Motion carried.

The City of Gibbon intends to apply for an award through the Community and Civic Center Financing Fund program. We are working with Olsson Associates on a planning grant application for renovations of the existing Gibbon Fire Station to include a Fire Department services, City Hall office space, public gathering space and community meeting rooms.

Approve American Legal Co. Agreement to Update Code Book: A motion was made by Derrick Clevenger to approve the American Legal Co. Agreement to Update the Code Book, seconded by Kevin Hynes.

Yea votes: Albert Krueger, Derrick Clevenger, Kevin Hynes

Nay votes: None Motion carried.

Maintenance Agreement No. 34: The Maintenance Agreement is between the City of Gibbon and the Nebraska Department of Transportation from January 1, 2018 through December 31, 2018. The City would maintain the surface and snow removal for this period of time. A motion was made by Albert Krueger to approve Maintenance Agreement No. 34, seconded by Derrick Clevenger.

Yea votes: Derrick Clevenger, Kevin Hynes, Albert Krueger

Nay votes: None Motion carried.

Requests and Referrals: None

Other Items: The 1<sup>st</sup> Regular Council Meeting will be on Monday, December 4, 2017, at 5:30 p.m.  
The 2<sup>nd</sup> Regular Council Meeting will be on Monday, December 18, 2017 at 7:00 p.m.

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

Yea votes: Albert Krueger, Derrick Clevenger, Kevin Hynes

Nay votes: None Motion carried.

Mayor VanMatre adjourned the meeting at 7:32 p.m.

Vickie Power

  
City Clerk

Chris Rector

  
City Administrator

Deb VanMatre

  
Mayor

