

CITY COUNCIL MEETING

NO. 2006-05

FEBRUARY 20, 2006

The Mayor and City Council of the City of Chadron, Nebraska met in regular session in the City Hall Council Chambers at 234 Main Street on the 20<sup>th</sup> day of February, 2006 at 5:00 o'clock P.M. The following individuals were present: Mayor John Gamby, Vice Mayor Jim Stokey, Councilmembers Donny Grantham, Morgan Muller and Mark Douglas, City Manager Al Vacanti, City Clerk Donna Rust, City Attorney Bevin Bump, Chief of Police Jerry Crews, Finance Officer Dave Noble, Public Works Director Milo Rust and Zoning and Building Official Janet Johnson. Absent: None.

Notice of the meeting was given in advance thereof by publishing notice in The Chadron Record as shown by the affidavit of publication filed in the City Clerk's office. Notice of the meeting was simultaneously given to the Mayor and all members of the City Council and a copy of their acknowledgment of receipt of notice and the agenda is attached to the minutes and is filed in the City Clerk's office. Availability of the agenda was communicated in the advance notice and in the notice of the Mayor and City Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Mayor Gamby called the meeting to order and declared a quorum present.

Councilmember Stokey moved to approve the agenda as written and distributed. Seconded by Councilmember Douglas. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

Councilmember Grantham moved to approve the Consent Agenda, which included the following items:

- 1) Minutes for City Council Meeting No. 2006-04, February 6, 2006

The Minutes were approved as written and distributed.

- 2) Correspondence

There was no correspondence to distribute.

- 3) Claims

NOTE: \* Denotes Check Issued  
O-Ordinance, C-Contract, S-Statute  
R-Resolution, F-Federal Law, M-Motion  
N/A-No Authority, D-Discount

ABC Electric	Bulbs & Cord Cover	97.44
Action Communications	2/2006 Pager Service	44.42
American Water Works Assoc.	1 Year Membership	130.00
Arrow Building Center	Paint Supplies	17.09
Baker & Taylor	Library Books	442.94
Black Hills Weekly Group	1 Year Subscription-Library	36.00

Century Business Products	12/2005 Mita Maint. & Supplies	47.50	
Chadron, City of	FICA to 2/09/2006	4,075.20	*F
Chadron, City of	Payroll to 2/09/2006	55,155.61	*C
Chadron Community Recreation	2Qtr Keno FY 2005-2006	625.00	
Chadron Concrete & Block	Cement	35.00	
Chadron Glass & Windows	Plexi Glass	40.65	
Chadron Home Center	Paint & Supplies	815.85	
Chadron Wholesale	Paper Towels	35.82	
Chamber of Commerce	2Qtr Keno FY 2005-2006	1,000.00	
Demco	Library Supplies	188.20	
EBSCO	1 Year Subscription Services	1,717.10	
Farm Plan/The Mercantile	Parts & Supplies	99.14	
First National Bank-Omaha	1/2006 Travel Expenses & Equipment	1,535.03	
Frederick, Michael	Library Book	25.00	
Fresh Start Convenience Stores	1/2006 Fuel Purchases	3,111.55	
Great Plains One-Call	Locate Requests	31.60	
Grey House Publishing	Library Book	144.00	
Haddon, Kinley	1/2006 Janitorial Services	82.40	
Hansen, Maruta	2/2-2/15/2006 Janitorial Services	200.00	
Hawkins Water Treatment	Chlorine	520.56	
Haynes, Terri	2/2006 AP Operations Contract	900.00	
Hills Materials	Road Base	5,378.40	
Ideal Linen Supply	Janitorial Supplies	197.04	
Ingram Library Services	Library Books	15.45	
J & G Enterprises	Tree Removal (8)	1,284.00	
JJ's Engraving	Recognition Plaques & Clock	165.50	
Keep Chadron Beautiful	2Qtr Keno FY 2005-2006	625.00	
Kid's Reference Company	Library Books	181.37	
Kinder Morgan	1/2006 Gas Service	494.98	
Linweld	Cylinder Rental	12.53	
Littrel Welding	Bifold Door Repair	575.00	
MicroMarketing	Library Books/CD's/Audio Cassettes	168.75	
Millennium Computer Systems	Computer Software	69.95	
National Arbor Day Foundation	1 Year Membership	15.00	
National Geographic Society	Library Book	15.90	
National Waterworks	Water Meters & Parts	1,705.41	
Nebraska Assoc. of Airport Officials	2006 Membership	300.00	
Nebraska Bookstore	Library DVD's	106.80	
Nebraska NW Development Corp.	2Qtr General Fund	12,500.00	
Nebraska Public Power District	1/2006 Electric Service	906.55	
Nebraska Supreme Court	2005 Statutes Supplement	24.50	
Norm's Carquest Auto Parts	Parts & Supplies	398.27	

Northwest Pipe Fittings-Rapid City	Pipe Fittings	730.53	
Northwest Pipe Fittings-Scottsbluff	Pipe Fittings	239.81	
Northwest Rural Public Power	1/2006 Electric Services	1,085.28	
Old Dominion Brush	Sweeper Brooms	543.37	
Paraclete Press	Library Book & Videos	92.11	
Pennington Extension	Forestry Workshop	30.00	
Penworthy Company	Library Book	19.11	
PitneyBowes	3Qtr Postage Meter Rental	171.16	
Powerplan/Murphy Tractor	Parts	48.15	
Quality Books	Library Books	43.92	
Qwest	2/2006 Telephone Service	438.69	
RSVP	2Qtr Keno FY 2005-2006	1,000.00	
Sandhills Computer Consulting	1/2006 Internet Services	49.00	
Schremmer, Scott	CDL Renewal	31.25	*
Sturdevant's	Parts & Supplies	381.07	
US Postal Service/PitneyBowes	Postage-by-Phone Advance	600.00	
VantagePoint Trust 401 Employee	Pension to 2/09/2006	2,033.30	*C
VantagePoint Trust 401 Police	Pension to 2/09/2006	978.98	*C
Wal-Mart	Office Supplies	66.78	
Western Communications	2/2006 Siren Maintenance	110.00	
Xerox	1/2006 #14 Copier Lease	469.36	
	<b>TOTAL</b>	<b>105,455.37</b>	

The foregoing schedule of claims is published in accordance with Nebraska Revised Statutes 19-1102.

4) Report on Collection of Special Assessments

5) Monthly Reports

6) Fire Department Membership Update

The Council received a letter from the Chadron Volunteer Fire Department, advising of changes in its membership as of January 10, 2006. Nic Alcorn and Cory Winters have resigned and have been deleted from the active list. Mark Graves requested and was granted Senior Active status. The Fire Department currently has 43 active members.

7) Minutes for Boards and Commissions

The February 13, 2006 Planning Commission minutes were distributed.

Councilmember Muller seconded the motion for approval of the Consent Agenda. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

Joan Yekel and Cari Brunner were in attendance to request that the Mayor proclaim the month of March, 2006 as Gambling Awareness Month. Both Ms. Yekel and Ms. Brunner are certified counselors with CrossRoads. Mayor Gamby signed said proclamation.

Jerry Schumacher, was present and gave the Council a report and update with regard to the Nebraska Northwest Development Corporation. Mr. Schumacher advised of the reorganization and election of new officers. An outline of the objectives were distributed, along with the proposed job descriptions for the Executive Director and the Business Manager position.

Mayor Gamby opened the public hearing scheduled for this date and time for the purpose of considering the One and Six Year Program for Street Improvements to be conducted in the City of Chadron during 2006.

Public Works Director Milo Rust presented the One and Six Year Plan for 2006. The projects being proposed for inclusion in the 2006 One and Six Year Plan were described in detail to the Council.

Mayor Gamby asked if anyone present wished to speak with regard to the proposed One and Six Year Program for Street Improvements for 2006.

Mayor Gamby stated that all persons wishing to be heard, having had an opportunity to do so, declared the public hearing closed.

Harold Krueger was in attendance and gave the Council a report and update with regard to the Chadron Housing Authority. Mr. Krueger commented on correspondence that was received from Deb Lingwall with regard to the Section 8 program. Mr. Krueger also questioned if Zoning and Building Official Janet Johnson would be able to assume the duties involving the Section 8 inspections. It was agreed that Ms. Johnson and City Manager Vacanti would discuss this issue in further detail with Mr. Krueger and to report back to the Council at a later date.

Mr. Krueger also stated that the Housing Authority was looking at computerizing its records and were interested in acquiring computer software designed specifically for Housing Authorities. He also noted that Sheila Murdock, the Executive Director, will be attending training later this month in Las Vegas, Nevada and that he will be attending training in Missouri.

Councilmember Grantham introduced the following Resolution and moved for its adoption:

#### RESOLUTION NO. 2006-09

WHEREAS, Charley's Liquor, 802 West Third Street, Chadron, NE 69337, has applied for a Special Designated License from the Nebraska Liquor Control Commission, and the City Council finds that a Special Designated License should be approved as long as said consumption of alcohol is in accordance with and pursuant to licenses granted by the Nebraska Liquor Control Commission:

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. The City Council being the governing body of the City of Chadron does hereby authorize the consumption of alcoholic liquors by adults between the hours of 6:00 o'clock P.M. on April 15, 2006 and 1:00 o'clock A.M. the following morning, April 16, 2006, at the Chadron Arts Center, located at 371 King Street, Chadron, NE 69337, in an area of the building which is 100 feet in length and 50 feet in width.

2. It is recommended that approval be granted for a Special Designated License to Charley's Liquor, Chadron, NE 69337, to conduct a wedding reception between the hours of 6:00 o'clock P.M. on April 15, 2006 and 1:00 o'clock A.M. the following morning, April 16, 2006, at the Chadron Arts Center, located at 371 King Street, Chadron, NE 69337, in an area of the building which is 100 feet in length and 50 feet in width, pursuant to the rules and regulations of the Nebraska Liquor Control Commission and

in accordance with any license issued by said Commission.

3. The City Clerk is hereby directed to send a copy of this Resolution by first class mail prepaid to the Nebraska Liquor Commission.

The foregoing Resolution having been read, Councilmember Douglas seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 20<sup>th</sup> day of February, 2006.

CITY OF CHADRON

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Mayor

ATTEST:

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City Clerk

(S E A L)

Councilmember Stokey introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2006-10

WHEREAS, Charley's Liquor, 802 West Third Street, Chadron, NE 69337, has applied for a Special Designated License from the Nebraska Liquor Control Commission, and the City Council finds that a Special Designated License should be approved as long as said consumption of alcohol is in accordance with and pursuant to licenses granted by the Nebraska Liquor Control Commission:

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. The City Council being the governing body of the City of Chadron does hereby authorize the consumption of alcoholic liquors by adults between the hours of 6:00 o'clock P.M. on May 20, 2006 and 1:00 o'clock A.M. the following morning, May 21, 2006, at the Chadron Arts Center, located at 371 King Street, Chadron, NE 69337, in an area of the building which is 100 feet in length and 50 feet in width.

2. It is recommended that approval be granted for a Special Designated License to Charley's Liquor, Chadron, NE 69337, to conduct a wedding reception between the hours of 6:00 o'clock P.M. on May 20, 2006 and 1:00 o'clock A.M. the following morning, May 21, 2006, at the Chadron Arts Center, located at 371 King Street, Chadron, NE 69337, in an area of the building which is 100 feet in length and 50 feet in width, pursuant to the rules and regulations of the Nebraska Liquor Control Commission and in accordance with any license issued by said Commission.

3. The City Clerk is hereby directed to send a copy of this Resolution by first class mail prepaid to the Nebraska Liquor Commission.

The foregoing Resolution having been read, Councilmember Douglas seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 20<sup>th</sup> day of February, 2006.

CITY OF CHADRON

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Mayor

ATTEST:

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City Clerk

(S E A L)

Councilmember Douglas introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2006-11

WHEREAS, Charley's Liquor, 802 West Third Street, Chadron, NE 69337, has applied for a Special Designated License from the Nebraska Liquor Control Commission, and the City Council finds that a Special Designated License should be approved as long as said consumption of alcohol is in accordance with and pursuant to licenses granted by the Nebraska Liquor Control Commission:

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. The City Council being the governing body of the City of Chadron does hereby authorize the consumption of alcoholic liquors by adults between the hours of 6:00 o'clock P.M. on June 10, 2006 and 1:00 o'clock A.M. the following morning, June 11, 2006, at the Chadron Arts Center, located at 371 King Street, Chadron, NE 69337, in an area of the building which is 100 feet in length and 50 feet in width.

2. It is recommended that approval be granted for a Special Designated License to Charley's Liquor, Chadron, NE 69337, to conduct a wedding reception between the hours of 6:00 o'clock P.M. on June 10, 2006 and 1:00 o'clock A.M. the following morning, June 11, 2006, at the Chadron Arts Center, located at 371 King Street, Chadron, NE 69337, in an area of the building which is 100 feet in length and 50 feet in width, pursuant to the rules and regulations of the Nebraska Liquor Control Commission and in accordance with any license issued by said Commission.

3. The City Clerk is hereby directed to send a copy of this Resolution by first class mail prepaid to the Nebraska Liquor Commission.

The foregoing Resolution having been read, Councilmember Grantham seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. The passage of the Resolution having been consented to by

more than a majority of the members elected to the Council was declared passed and adopted this 20<sup>th</sup> day of February, 2006.

CITY OF CHADRON

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Mayor

ATTEST:

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City Clerk

(S E A L)

Councilmember Muller moved to schedule a special meeting with the Ogalala Sioux Tribal Council

Councilmember Douglas moved to enter into executive session at 6:05 o'clock P.M. to discuss personnel matters. Seconded by Councilmember Muller. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

Councilmember Stokey moved to adjourn the executive session and reconvene in open session at 7:08 o'clock P.M. Seconded by Councilmember Grantham. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

There was no action taken as a result of the executive session.

Councilmember Muller moved to adjourn the meeting at 7:09 o'clock P.M. Seconded by Councilmember Douglas. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

CITY OF CHADRON

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Mayor

ATTEST:

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City Clerk

(S E A L)

STATE OF NEBRASKA )  
County of Dawes ) ss  
City of Chadron )

I, the undersigned City Clerk for the City of Chadron, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the agenda for the regular meeting of February 20, 2006 kept continually current and available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that the said minutes of the City Council of the City of Chadron were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body.

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City Clerk

(S E A L)