

City of Valentine  
Regular Council Meeting  
City Library Meeting Room  
Monday, August 20, 2007  
7:00 p.m.

A regular meeting of the City Council of the City of Valentine, Valentine, Nebraska was held August 20, 2007 at 7:00 p.m. in the Valentine City Library Meeting Room, the same notice of meeting being published in the Valentine Midland News. All of the proceedings hereafter shown were taken while the meeting was open to the public. A Public Information Council Agenda packet was available at the public information table. Notice was given of posting of the open meetings act on the back wall of the meeting room.

The Council and those in attendance recited the pledge of allegiance.

Chairperson of the Council Kluender presided at the meeting with the following Council members in attendance: Petersen, Wescott, Neujahr, Nelsen. Also in attendance were City Manager Siewert, City Attorney Beel and Deanna Schmit, City Clerk, recorded the minutes.

Councilmember Neujahr made the motion to approve consent agenda items:  
#2a. Library Board meeting minutes of August 7, 2007; #3a. Regular Council meeting minutes of July 16, 2007; #3b. Special Council meeting minutes of July 23, 2007; #3c. Special Council meeting minutes of August 1, 2007; #4 June, 2007 Financial Reports; #5 July, 2007 Receipt Report; #6 July, 2007 Claims & Payroll. Councilmember Wescott seconded the motion. Voting Aye: Wescott, Petersen, Nelsen, Kluender, Neujahr. Motion carried unanimously.

Mike Burge reported for the Valentine Cherry County Economic Development Board. He offered a preview of the newly published community fact book created in cooperation with NPPD, a report on progress of grants applied for and to be applied for and notice of the resignation of Tim Ryschon from the VCED Board.

City Manager, Shane Siewert, reported on ballfield improvement plans and results of a meeting concerning possible NPPD wholesale rate increases.

Councilmember Nelsen made a motion, seconded by Wescott, to approve a request for a permit for alcohol consumption in the city park pavilion by the Rotary Club for August 23, 2007. Voting Aye: Petersen, Nelsen, Kluender, Neujahr, Wescott. Motion carried unanimously.

No action was taken on a request by Neil Wescott to burn wood at NK Waste recycling facility.

Pursuant to notice in the Midland News a public hearing was opened at 7:30 p.m. for the purpose of hearing recommendations of approval or disapproval to application for a new Class CK liquor license by Motel Raine LLC/T. Howard Furgeson at 618 W Hwy 20.

Pursuant to notice in the Midland News a public auction was opened for the purpose of hearing public comment for and against the creation of street improvement districts no. 112, 113, 114, 115, 116, 117 & 118.

Both public hearings were declared closed by Chairman of the Council Kluender at 8:10 p.m.

Councilmember Wescott made a motion to deny approval of a liquor license for Motel Raine LLC. Motion died for lack of a second.

Councilmember Kluender made a motion, seconded by Neujahr, to approve the application for a liquor license for Motel Raine LLC. Voting aye: Kluender. Voting no: Neujahr, Wescott, Petersen, Nelsen. Motion failed four to one.

Councilmember Neujahr made a motion, seconded by Nelsen, to not recommend issuance of a liquor license for Motel Raine LLC for undo concentration of off-sale licenses. Voting aye: Neujahr, Wescott, Petersen, Nelsen. Voting no: Kluender. Motion carried four to one.

Councilmember Nelsen made a motion, seconded by Wescott, to approve the Valentine Cherry County dispatcher agreement for \$85,177.74. Voting aye: Neujahr, Kluender, Nelsen, Wescott. Voting no: Petersen. Motion carried four to one.

Councilmember Neujahr made a motion, seconded by Wescott, to approve a request for reconstruction to the liquor license for Jordan's Fine Dining LLC changing the description to read: Single Story Bldg Approx 90ft x 120ft with Beer Garden approx 90ft x 70ft on the north side. Voting aye: Nelsen, Wescott, Kluender, Petersen, Neujahr. Motion carried unanimously.

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Councilmember Nelsen made a motion, seconded by Wescott, to continue with five police officers rather than six on the police force. Voting aye: Petersen, Neujahr, Nelsen, Wescott, Kluender. Motion carried unanimously.

Councilmember Petersen made a motion, seconded by Wescott to approve a resolution to surplus stainless steel salvage from pool an old desk stored in city gym and two John Deere riding lawn mowers. Voting aye: Kluender, Petersen, Neujahr, Nelsen, Wescott. Motion carried unanimously.

Councilmember Kluender made a motion, seconded by Nelsen, to authorize trading 1964 CAT loader, model no. 922 and 1958 CAT bulldozer, model no. D8 for repairs to 1985 CASE loader, model no. W24 at no additional cost to the city with Assman Implement. Voting Aye: Wescott, Petersen, Nelsen, Kluender, Neujahr. Motion carried unanimously.

Councilmember Nelsen made a motion, seconded by Kluender, to approve the preliminary documents and to authorize advertising for bids for the new substation switch gear and construction with an advertising date of approximately September 3, 2007. Voting Aye: Petersen, Nelsen, Kluender, Neujahr, Wescott. Motion carried unanimously.

Councilmember Nelsen made a motion, seconded by Wescott to amend the interlocal cooperation act agreement which created the Valentine Cherry County Economic Development Board to change the way board members are appointed subject to approval by the county commissioners with a life of one year. Voting Aye: Nelsen, Kluender, Wescott. Voting no: Neujahr, Petersen. Motion carried three to two.

Councilmember Nelsen made a motion, seconded by Petersen, issue a warranty deed pursuant to 1984 agreement conveying All of Block 24 and the West one-half of Block 23, City Addition , of the City of Valentine to District 6 Board of Education. Voting Aye: Kluender, Neujahr, Wescott, Petersen, Nelsen. Motion carried unanimously.

Councilmember Nelsen made a motion, seconded by Neujahr, that the statutory rule requiring the reading of Ordinance No. 2007-2078M on three different days be suspended. Voting aye: Neujahr, Wescott, Petersen, Nelsen, Kluender. Motion carried unanimously.

Councilmember Nelsen made a motion, seconded by Kluender, to adopt Ordinance No. 2007-2078M amending chapter 13, article 11, section 13-1102 of the municipal code, ordinance no. 81-874M providing for an exception to the prohibition of private water wells. Voting aye: Neujahr, Kluender, Nelsen, Petersen, Wescott. Motion carried unanimously.

No action was taken on adoption of Ordinance No. 2007-2079M which would have allowed unlicensed or inoperable vehicles that are wholly enclosed by a well-maintained fence not less than eight (8) feet in height and in which the openings or cracks are less than fifteen (15) percent of the total area and the site of the vehicle is located either in a Light Industrial District or Heavy Industrial District

Councilmember Nelsen made a motion, seconded by Wescott, to authorize the city to execute the FAA grant offer for phase 1 of the runway/taxiway/apron rehabilitation for Miller field. Voting aye: Nelsen, Wescott, Kluender, Petersen, Neujahr. Motion carried unanimously.

Councilmember Neujahr made a motion, seconded by Kluender, to approve the cost of living increase for non-union employees as of October 1, 2007 in the amount of 2.9%. Voting aye: Petersen, Neujahr, Nelsen, Wescott, Kluender. Motion carried unanimously.

Councilmember Kluender made a motion, seconded by Neujahr, to increase the city manager salary to \$55,000.00 per year plus benefits. Voting aye: Kluender, Neujahr, Nelsen. Voting no: Petersen, Wescott. Motion carried three to two.

Councilmember Nelsen made a motion, seconded by Neujahr, to increase the city clerk/treasurer salary to \$18.00 per hour plus benefits. Voting Aye: Petersen, Nelsen, Kluender, Neujahr. Voting no: Wescott. Motion carried four to one.

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Councilmember Nelsen made a motion, seconded by Kluender, to approve an employee/elected official appreciation picnic on September 7, 2007 and to allow consumption of alcoholic beverages in the park pavilion. Voting Aye: Nelsen, Kluender, Neujahr. Voting no: Petersen, Wescott. Motion carried three to two.

There being no further business before the council Councilmember Wescott made a motion, seconded by Nelsen, that the meeting be adjourned at 10:25 p.m. Voting Aye: Nelsen, Kluender, Neujahr, Wescott, Petersen. Motion carried unanimously.

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President of the Council

I, the undersigned City Clerk of Valentine, Nebraska, hereby certify that all of the subjects including the foregoing proceedings were contained in the agenda for the meeting; kept continually current and available for public inspection in the office of the City Clerk; that such subjects were published in the Midland Newspaper; that said minutes were made available August 21, 2007.

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Deanna Schmit  
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A complete version of the minutes may be viewed at the office of the City Clerk, 323 N Main Street, Valentine, Nebraska during normal business hours.

Deanna Schmit  
City Clerk

