

City of Valentine
Regular Council Meeting
City Library Meeting Room
Thursday, July 8, 2010
7:00 p.m.

A regular meeting of the City Council of the City of Valentine, Valentine, Nebraska was held July 8, 2010 at 7:00 p.m. in the Valentine Niobrara Lodge Meeting Room, the same notice of meeting given according to law. 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 of the Open Meetings Act was provided as required by law.

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

Chairperson of the Council Kluender opened the meeting with the following Council members in attendance: Neujahr, Nelsen, Petersen, Wescott. 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. Regular Library Board Meeting Minutes of June 22, 2010; #2b. Regular Cemetery Board Meeting Minutes of April 25, 2010; # 3a. Regular City Council Meeting Minutes of June 10, 2010; #4 May, 2010 Financial Reports; #5 June, 2010 Receipt Report; #6 June, 2010 Claims & Payroll. Councilmember Nelsen seconded the motion. Voting Aye: Wescott, Petersen, Nelsen, Kluender, Neujahr. Motion carried unanimously.

Mike Burge reported on VCCEDB activities concerning the planning stages of a possible community center location.

Councilmember Nelsen made the motion, seconded by Kluender, to approve the agreement with Olsson Associates for consulting services to repair the aeration system at the wastewater treatment plant and engineer a sewer main from Green Street to Howe Street on 2nd Street. Voting aye: Petersen, Nelsen, Kluender, Neujahr, Wescott. Motion carried unanimously

Councilmember Wescott made a motion, seconded by Nelsen, to approve the request by the Bull Bash committee for permission to close Main street for the Heart City Bull Bash on Saturday, February 12, 2011 from 6:00 a.m. to 6:00 p.m. Voting aye: Nelsen, Kluender, Neujahr, Wescott, Petersen. Motion carried unanimously.

Councilmember Wescott made a motion, seconded by Kluender, to approve preparation of an ordinance to extend alcohol sales to 2:00 a.m. and to eliminate the restrictions on alcoholic liquors on Sunday and elections days. Voting aye: Kluender, Neujahr, Wescott. Voting no: Petersen, Nelsen. Motion carried three to two.

7:25 p.m. Pursuant to advertisement in Valentine Midland News, a public hearing was opened at 7:25 p.m. for the purpose of hearing the report of the findings and suggestions of the Economic Development Program Citizen Advisory Review Committee.

As no one was available to offer this report the public hearing was closed at 7:25 p.m.

Councilmember Nelsen made a motion, seconded by Neujahr, to approve a grant of up to \$23,000.00 in LB840 funds to Ag Society for improvements at the fair grounds to help them to continue to attract events to Valentine. Voting aye: Neujahr, Wescott, Petersen, Nelsen. Voting no: Kluender. Motion carried four to one.

Councilmember Neujahr made a motion, seconded by Nelsen, that the statutory rule requiring the reading of Ordinance No. 2010-2106M on three different days be suspended. Voting aye: Neujahr, Nelsen, Petersen. Voting no: Kluender, Wescott. Motion failed three to two.

The first reading of Ordinance No. 2010-2106M was read.

Councilmember Nelsen made a motion, seconded by Kluender, that the statutory rule requiring the reading of Ordinance No. 2010-2105M on three different days be suspended. Voting aye: Nelsen, Wescott, Kluender, Neujahr. Voting no: Petersen. Motion carried four to one.

Councilmember Wescott made a motion, seconded by Nelsen, to adopt Ordinance No. 2010-2105M, An Ordinance of the City of Valentine, amending Chapter 5, Article 5, Section 5-504 and further amending Ordinance No. 2008-2092M amending the title to include "utility-type vehicles" to allow the operation of utility-type vehicles within the corporate limits under certain circumstances; to impose restriction on the use of utility-type vehicles; to establish penalties for violation. Voting aye: Nelsen, Wescott, Kluender. Voting no: Petersen, Neujahr. Motion carried three to two.

Councilmember Petersen made a motion, seconded by Neujahr, to authorize abatement action for 210 North Macomb Street Voting aye: Kluender, Petersen, Neujahr, Nelsen, Wescott. Motion carried unanimously.

Councilmember Kluender made a motion, seconded by Petersen, to appoint Neil Wescott and Don Nelsen to the engineer selection committee for the trail project. Voting aye: Wescott, Petersen, Nelsen, Kluender, Neujahr. Motion carried unanimously.

Councilmember Nelsen made a motion, seconded by Wescott to reappoint Joan Johnson to the Library Board of Trustees for a four year term. Voting aye: Petersen, Nelsen, Kluender, Neujahr, Wescott. Motion carried unanimously.

Councilmember Kluender made a motion, seconded by Neujahr, to approve the dispatcher agreement with Cherry County with a change to paragraph 9 to include "Said payments shall be made without the further requirement of filing a claim by the County for the payment of same." Voting aye: Nelsen, Kluender, Neujahr, Wescott, Petersen. Motion carried unanimously.

Councilmember Nelsen made a motion, seconded by Neujahr, to approve the request for an alcohol permit for the park pavilion for the employee picnic on July 23, 2010. Voting aye: Kluender, Neujahr, Nelsen. Voting no: Wescott, Petersen. Motion carried three to two.

Councilmember Nelsen made a motion, seconded by Wescott, to adjourn the meeting at 7:50. Voting aye: Wescott, Nelsen. Voting no: Neujahr, Petersen, Kluender. Motion failed two to three.

Councilmember Kluender made a motion, seconded by Neujahr, to reconsider the question of suspending the reading of Ordinance No. 2010-2106M on three different days. Voting aye: Neujahr, Kluender, Nelsen, Petersen, Voting no: Wescott. Motion carried four to one.

Councilmember Nelsen made a motion, seconded by Petersen, that the statutory rule requiring the reading of Ordinance No. 2010-2106M on three different days be suspended. Voting aye: Nelsen, Kluender, Petersen, Neujahr. Voting no: Wescott. Motion carried four to one.

Councilmember Neujahr made a motion, seconded by Nelsen, to adopt Ordinance No. 2010-2106M providing for the confirmation of the sale of lot six and lot seven, City Third Addition to Richard Markus and Pam Markus. Voting aye: Petersen, Neujahr, Nelsen. Voting no: Wescott, Kluender. Motion carried three to two.

There being no further business before the council, Councilmember Nelsen made a motion, seconded by Petersen, that the meeting be adjourned at 8:00 p.m.

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 July 9, 2010.

Deanna Schmit
City Clerk

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.

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