

City of Valentine
Regular Council Meeting
City Library Meeting Room
Thursday, September 8, 2016
7:00 p.m.

A regular meeting of the City Council of the City of Valentine, Nebraska was held September 8, 2016 at 7:00 p.m. in the City Library Meeting Room, the same notice of meeting was 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 Kyle Arganbright opened the meeting with the following Council members in attendance: Neil Wescott, Andrew Ward, Dave Otradovsky, Kalli Kieborz. Also in attendance were City Manager Shane Siewert and Deanna Schmit, City Clerk, recorded the minutes.

7:00 p.m. PUBLIC HEARING: Pursuant to advertisement in the Midland News and Nebraska State Statutes Sections 13-501 to 13-512, a Public Hearing was opened to receive comments on the City of Valentine proposed **2016-2017** fiscal year budget

7:00 p.m. PUBLIC HEARING: Pursuant to advertisement in the Midland News and Nebraska State Statutes Section 77-1601.02, a Public Hearing was opened to receive comments in setting the final tax request for fiscal year **2016-2017**

Councilmember Kieborz made the motion to approve the consent agenda items: #2a) Regular Airport Advisory Board meeting minutes of August 5, 2016; b) Regular Library Board meeting minutes of August 22, 2016; c) Regular Economic Development Board meeting minutes of August 29, 2016 #3 a) Regular City Council Meeting minutes of August 11, 2016; #4 July, 2016 Financial Reports; #5 August, 2016 Receipt Report; #6 August, 2016 Claims & Payroll. Councilmember Wescott seconded the motion. Voting Aye: Ward, Kieborz, Wescott, Arganbright, Otradovsky. Motion carried unanimously.

Whitney Abbott with North Central District Health Department was present to discuss Responsible Beverage Server Training. No action was taken.

7:10 Pursuant to notice in the Midland News a public hearing was opened for the purpose of presenting a proposed zoning ordinance, including the text, schedules of district regulations, and the official zoning map, and for hearing all persons with written or oral comments for or against said proposed ordinance

Councilmember Ward made a motion, seconded by Arganbright to suspend the three reading rule on Ordinance No. 2016-2198M. Voting aye: Kieborz, Wescott, Arganbright, Otradovsky, Ward. Motion carried unanimously.

Councilmember Ward made a motion, seconded by Wescott, to adopt Ordinance No. 2016-2198M confirming sale of the Ray Street property to Edward Bacon. Voting aye: Wescott, Arganbright, Otradovsky, Ward, Kieborz. Motion carried unanimously

7:25 p.m. Public Hearing for proposed 2016-2017 fiscal year budget closed.

7:25 p.m. Public Hearing for final tax request closed.

Councilmember Arganbright made a motion, seconded by Otradovsky, to adopt Ordinance No. 2016-2197M, an Ordinance of the City of Valentine, Cherry County, Nebraska, to adopt the budget statement to be termed the Annual Appropriation Bill for the fiscal year beginning October 1, 2016 through September 30, 2017. Voting aye: Arganbright, Otradovsky, Kieborz, Wescott. Voting No: Ward. Motion carried four to one.

Councilmember Otradovsky made a motion, seconded by Kieborz, to adopt Resolution No. 0908161 setting the property tax request for fiscal year 2016-2017 in the amount of \$433,319.27. Voting aye: Otradovsky, Kieborz, Wescott, Arganbright. Voting no: Ward. Motion carried four to one.

Councilmember Kieborz made a motion, seconded by Otradovsky to adopt Resolution No. 0908162 increasing the budgeted restricted funds for Fiscal Year 2016-2017 by an additional one percent (1%) as provided by Neb. Rev. Stat 13-519. Voting aye: Otradovsky, Arganbright, Wescott, Kieborz, Ward. Motion carried unanimously.

Councilmember Wescott made a motion, seconded by Kieborz, to adopt the Resolution requesting assessment funds from Cherry County Treasurer. Voting aye: Wescott, Ward, Arganbright, Kieborz, Otradovsky. Motion carried unanimously.

7:44 p.m. Public hearing presenting a proposed zoning ordinance closed.

Council Chairperson Arganbright read the second reading of ORDINANCE NO. 2016-2196M AN ORDINANCE OF THE CITY OF VALENTINE, NEBRASKA REPLACING CHAPTER 13 OF THE VALENTINE MUNICIPAL CODE OF THE CITY OF VALENTINE, NEBRASKA, ORDINANCE 77-629M WITH COMPREHENSIVE ZONING REGULATIONS, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT AND AMENDMENT THEREOF.

Councilmember Otradovsky made a motion, seconded by Wescott, to suspend the three reading rule for Ordinance No. 2016-2199M. Voting aye: Kieborz, Otradovsky, Wescott, Ward, Arganbright. Motion carried unanimously.

Councilmember Wescott made a motion, seconded by Kieborz to adopt Ordinance No. 2016-2199M AMENDING AND RESTATING IN ITS ENTIRETY ORDINANCE NO. 2016-2195M PREVIOUSLY ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY ON JUNE 9, 2016 (THE "PRIOR ORDINANCE") RELATING TO THE CITY'S COMBINED FACILITIES REVENUE AND REFUNDING BONDS, SERIES 2016 (THE "BONDS"); AUTHORIZING THE ISSUANCE OF COMBINED FACILITIES REVENUE AND REFUNDING BONDS, SERIES 2016, OF THE CITY OF VALENTINE, NEBRASKA, IN THE MAXIMUM PRINCIPAL AMOUNT OF NOT TO EXCEED THREE MILLION TWO HUNDRED THOUSAND DOLLARS (\$3,200,000) FOR THE PURPOSE OF PAYING THE COSTS OF CONSTRUCTING ADDITIONS AND IMPROVEMENTS TO THE ELECTRIC SYSTEM OF THE CITY AND REFUNDING CERTAIN OUTSTANDING BONDS OF THE CITY AND PAYING CERTAIN COSTS OF ISSUANCE; PRESCRIBING THE FORM OF SAID BONDS; AUTHORIZING THE OFFICERS OF THE CITY TO DESIGNATE FINAL TERMS FOR SAID BONDS WITHIN STATED PARAMETERS; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE CITY'S ELECTRIC DISTRIBUTION SYSTEM AND ITS AIRPORT FACILITY FOR THE PAYMENT OF SAID BONDS; APPOINTING A PAYING AGENT AND REGISTRAR; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE DISPOSITION OF THE BOND PROCEEDS; APPROVING POST-ISSUANCE TAX COMPLIANCE POLICIES; PROVIDING CERTAIN RELATED COVENANTS; AUTHORIZING A BOND PURCHASE AGREEMENT, ESCROW AGREEMENT, AND OTHER RELATED DOCUMENTS; REPEALING THE PRIOR ORDINANCE AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM. Voting aye: Arganbright, Kieborz, Otradovsky, Wescott, Ward. Motion carried unanimously.

Councilmember Arganbright made a motion, seconded by Kieborz to solicit wholesale power proposals through the RFP with suggested changes. Voting aye: Ward, Kieborz, Wescott, Arganbright, Otradovsky. Motion carried unanimously.

Councilmember Otradovsky made a motion, seconded by Arganbright, authorize the purchase of the 2013 F550 bucket truck from Global Rental for \$69,900.00. Voting aye: Kieborz, Wescott, Arganbright, Otradovsky, Ward. Motion carried unanimously.

Councilmember Kieborz made a motion, seconded by Ward, to approve cost of living raises for non-union employees. Voting aye: Wescott, Arganbright, Otradovsky, Ward, Kieborz. Motion carried unanimously.

Councilmember Otradovsky made a motion, seconded by Arganbright to adopt Resolution No. 0908163 authorizing City Council President to sign the Title Search agreement between the City of Valentine and Niobrara Abstract & Title for the Cowboy Trail project. Voting aye: Arganbright, Otradovsky, Kieborz. Voting no: Ward, Wescott. Motion carried three to two.

Councilmember Otradovsky made a motion, seconded by Kieborz to appoint Jake Ohlmann to the Economic Development Board to replace Steve Kerr. Voting aye: Otradovsky, Ward, Kieborz, Wescott, Arganbright. Motion carried unanimously.

Councilmember Arganbright made a motion, seconded by Otradovsky to approve requesting bids for track type loader for landfill. Voting aye: Otradovsky, Arganbright, Wescott, Kieborz, Ward. Motion carried unanimously.

There being no further business before the council, Council Chairperson Arganbright declared the meeting adjourned at 8:29 p.m.

President of 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 September 9, 2016.

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.

Deanna Schmit
City Clerk