

Kimball City Council
Regular Meeting
January 15, 2019

A regular meeting of the Mayor and City Council was convened in open and public session at 6:00 p.m. on January 15, 2019 in the City Council Chambers. Mayor Prunty and Council members Shields, Bright and Baliman were present. Council member Warner was absent. Also present were City Attorney Hadenfeldt, Police Chief Bremer, Library Director Sears, City Administrator Dean, City Treasurer Brower, and City Clerk Terrill. The public was represented.

Notice of the meeting was given in advance by publication in the Western Nebraska Observer. Notice of the meeting was given to the members and a copy of their acknowledgement of receipt of notice and the agenda is on record at the office of the City Clerk. Availability of the agenda was communicated in advance notice and in the notice to the members. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public except as otherwise indicated.

Prunty called the meeting to order at 6:00 p.m. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Shields, Bright and Baliman. Nay: None. Absent: Warner. Motion carried. The Pledge of Allegiance was recited.

Prunty acknowledged the posted Open Meetings Act poster.

Baliman moved and seconded by Shields to excuse Warner from the meeting. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Shields, Bright and Baliman. Nay: None. Absent: Warner. Motion carried.

Prunty opened discussion to consider recommendation from City of Kimball Loan Advisory Committee to fund the Longhorn Building Project up to \$100,000. Prunty stated demolition will be the last course of action. Bright asked if this a loan. Prunty said it is not. Baliman asked if this was just for demolition. Dean stated that the City will first abate the asbestos and put it out for redevelopment. Dean said that if there were no offers for redevelopment, the building would be demolished. Shields asked if money was budgeted for this project. Dean said Keno money was going to be used originally but now all Keno money has been dedicated to the Underpass Project. After further discussion, Baliman moved and seconded by Bright to approve the recommendation from City of Kimball Loan Advisory Committee to fund the Longhorn Building Project up to \$100,000. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Shields, Bright and Baliman. Nay: None. Absent: Warner. Motion carried.

Prunty opened discussion to consider accepting easement for the walking trail. Dean advised the Council that the community wants to have access from the north side of the trail instead of driving out to it. Dean went onto say that they are working with the school to have an access point from the parking lot. Dean stated that in the meantime this easement would give the community access without having to

drive to the trail. After further discussion, Baliman moved and seconded by Shields to accept the easement for the walking trail from Vrtatko and authorize the Mayor's signature. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Shields, Bright and Baliman. Nay: None. Absent: Warner. Motion carried.

Prunty opened discussion to sign fiduciary statements. Prunty stated that this is a commitment to transparency for our community that all decisions will be for the betterment of the community and not for personal gain. Prunty went on to say that all appointed officials, boards and committees will be required to sign one.

Prunty opened discussion to consider agenda request from Heather Entingh to extend bar hours to 2:00 a.m. Heather Entingh addressed the Council stating that local bar owners would like to be able to stay open later during summer months and special events/occasions. Entingh stated that all employees are responsible, and TIPS trained. After further discussion, Chief Bremer stated that the police department have not had any issues with the bars over serving. Shields asked Bremer if there are officers on duty and on patrol at that hour or if they are just on call. Bremer stated that there are officers on patrol at that time. Hadenfeldt said that Council can make a motion to direct staff to bring back an ordinance. Baliman moved and seconded by Bright to direct staff to change the ordinance to allow the bars to stay open until 2:00 a.m. and bring it back to the February meeting. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Bright and Baliman. Nay: Shields. Absent: Warner. Motion carried.

Prunty opened discussion to receive an update on the Kimball Library from Jamie Bright. Jamie Bright updated the Council on the Library Innovation Studios: Transforming Rural Communities Project that will be available at the Kimball Public Library, February 18 – July 8, 2019.

Prunty introduced Resolution 2019-01 to declare the Church of Christ building, 101 S. Nadine St., an unsafe building. Baliman moved and seconded by Bright to pass Resolution 2019-01. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Bright and Baliman. Nay: Shields. Absent: Warner. Motion carried.

Prunty opened discussion on Ordinance 768. Kimball resident, Donnie Lonsdale, asked the Council what the definition of a tree is. Baliman pointed out Section 12 of Ordinance 768 that defines a tree as three inches or greater in diameter within three feet of any commercial building. Shields moved and seconded by Baliman to introduce Ordinance 768 by title only, third and final reading. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Bright and Baliman. Nay: Shields. Absent: Warner. Motion carried.

Prunty introduced Ordinance 768 by title only. Shields moved and seconded by Baliman to approve Ordinance 768. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Bright and Baliman. Nay: Shields. Absent: Warner. Motion carried.

The City Council reviewed the following items under the consent agenda:

1. Minutes from the December 17, 2018 regular City Council meeting and December 17, 2018 newly elected City Council meeting;
2. Claims;
3. Financial Statements;
4. Ratify Kimball Volunteer Fire Department members.

Baliman moved and seconded by Bright to approve the consent agenda items as presented. On roll call vote, the following votes were recorded on the electronic voting board. Aye: Bright and Baliman. Nay: Shields. Absent: Warner. Motion carried.

Dean reminded Council that the League of Nebraska Municipalities Conference February 25 & 26, 2019.

Prunty advised the Council that he has been working with Heather Entingh and Mark Green regarding the upgrades at the park. Prunty went on to say that they will use the same pipe that the golf course uses to fence Gotte Park. Prunty added that there will be another park meeting with the public soon.

Next regular meeting date will be February 19, 2019 at 6:00 p.m. There being no further business, Baliman moved and seconded by Shields to adjourn the meeting at 6:40 p.m.

Keith B. Prunty, Mayor

Katherine Terrill, City Clerk