

Kimball City Council
Regular Meeting
October 18, 2022

A regular meeting of the Mayor and City Council was convened in open and public session at 6:00 p.m. on October 18, 2022, held at the Kimball County Transit building, 233 S. Chestnut St. Council members Ingram, Pike, Warner, and Bright were present. Also, present was Mayor Prunty, City Administrator Brower, City Attorney Turman, City Clerk Barnwell, and City Treasurer Klassen. 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 the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried. The Pledge of Allegiance was recited. Prunty acknowledged the posted Open Meetings Act.

Prunty opened public hearing at 6:01 p.m. for City Council Ordinance No. 807. An ordinance of the City Council of the City of Kimball, Nebraska to annex to the city of Kimball certain lands described herein which are located within Kimball County, Nebraska, repealing all ordinances in conflict herewith; and to provide that this ordinance shall be published in pamphlet form. No public comments were made. Prunty closed the public hearing at 6:01 p.m.

Prunty opened public hearing at 6:02 p.m. for City Council Ordinance No. 810. An ordinance of the City Council of the City of Kimball, Nebraska to amend the City of Kimball Economic Development Plan to provide for final council approval; repealing all ordinances in conflict herewith; providing for publication in pamphlet form; and providing for an effective date hereof. No public comments were made. Prunty closed the public hearing at 6:03 p.m.

Prunty opened discussion and receive recommendation to approve from Planning Commission regarding Annexation Resolution #2022-12.

Prunty opened discussion and approval for City Council Ordinance No. 807. An ordinance of the City Council of the City of Kimball, Nebraska to annex to the city of Kimball certain lands described herein which are located within Kimball County, Nebraska, repealing all ordinances in conflict herewith; and to provide that this ordinance shall be published in pamphlet form. Motion by Pike and seconded by Ingram to introduce ordinance number 807, read by title only, pass first reading and extend passage to a future meeting. On roll call the following votes were recorded. Aye: Bright, Ingram, and Pike. Nay: None. Abstained: Warner. Absent: None. Motion carried.

Prunty opened discussion and approval for City Council Ordinance No. 809, Barking and Chasing Dogs. City Attorney Turman stated that this would be current with the state statute and make it easier to enforce. Prunty asked for a motion to introduce ordinance No. 809, read by title only and the statutory rule requiring 3 different days be suspended. Motion by Pike and seconded by Ingram to introduce ordinance No. 807, read by title only and the statutory rule

requiring 3 different days be suspended. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

City Council Ordinance No. 809. An ordinance of the City Council of the City of Kimball, Nebraska to amend Title IX General Regulations, Chapter 95, Sections 95.44 and 95.99(E) of the municipal code of the City of Kimball; repealing all ordinances in conflict herewith; providing for publication in pamphlet form; and providing for an effective date hereof.

Motion by Warner and seconded by Bright for passage and approval of Ordinance No. 809. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened for discussion and approval on purchase of 2004 International Dump Truck with plow for Streets Dept. Superintended Shoup spoke briefly. After discussion, motion by Warner and seconded by Ingram to approve the purchase of 2004 International Dump Truck with plow for Streets Department for \$36,010.94. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened for discussion and approval on purchase of additional Police pickup truck from Wolf Automotive. Chief Bremer spoke briefly. After discussion, motion by Pike and seconded by Bright to approve the purchase of additional Police pickup truck from Wolf Automotive with the trade-in of 2018 Ford pickup. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened for discussion and approval on recommendation from BPW to approval proposal from Cahoy Pump Service for repairs to the main North well. Water Operator Hottell spoke briefly. After discussion, motion by Ingram and seconded by Bright to approve the recommendation from BPW to approve proposal from Cahoy Pump Service for repairs to the main North well. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened for discussion and approval on recommendation from BPW to accept the recommended changes to the power plant generation design/build bid documents to include abandoning the old switchgear and replace with new switchgear as recommended by Tyler Swaney, electrical engineer with Exponential Engineering. After discussion, motion by Warner and seconded by Ingram to approval on recommendation from BPW to accept the recommended changes to the power plant generation design/build bid documents to include abandoning the old switchgear and replace with new. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened for discussion and approval on recommendation from BPW to approve the purchase of a 4th CAT 2.0 nm generator from PowerTech for the new generation plant for a total of 8 mw capability as recommended by Tyler Swaney, electrical engineer with Exponential Engineering. After discussion, motion by Warner and seconded by Ingram to approve recommendation from BPW to approve the purchase of a 4th CAT 2.0 nm generator from PowerTech for the new generation plant for a total of 8 mw capability. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened for discussion and approval on recommendation from Citizen's Advisory Committee for changes to the Economic Development Plan. Administrator Brower stated that

the change recommended was to include the loans to be recommended by the Loan Advisory Committee for final approval by the City Council. Prunty asked for a motion to introduce ordinance No. 810, read by title only and the statutory rule requiring reading on 3 different days be suspended to amend the Economic Development Plan. Moved by Warner and seconded by Ingram to introduce ordinance No. 810, read by title only and the statutory rule requiring reading on 3 different days be suspended to amend the Economic Development Plan. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

City Council Ordinance No. 810. An ordinance of the City of Kimball, Kimball County, Nebraska, to amend the City of Kimball Economic Development Plan to provide for final Council approval; repealing all ordinances in conflict herewith; providing for publication in pamphlet form; and providing for an effective date hereof.

Motion by Warner and seconded by Bright for passage and approval of Ordinance No. 810. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened for discussion and approval on recommendation from Citizen's Advisory Committee for changes to the Business Improvement Grant Guidelines. City Administrator Brower stated that the proposed changes were the funding limit was not to exceed \$25,000.00 per legal parcel; funding match was 70/30 for local contractors, 60/40 for regional contractors and 50/50 for contractors outside of the Nebraska Panhandle; applicants must file all permits required with the City Building Official and signed by the City Building Official. After discussion, motion by Warner and seconded by Bright to approve the recommendation from Citizen's Advisory Committee for changes to the Business Improvement Grant Guidelines with only the 60/40 match for local, regional, and outside of the Nebraska Panhandle contractors; \$25,000 limit; and additional signed permits as required. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened for discussion and approval on recommendation from Citizen's Advisory Committee for changes to the Demolition and Reclamation Grant Guidelines. City Administrator Brower stated that the proposed changes were the same as the Business Infrastructure Grant Guidelines with the addition of if the project is \$10,000.00 or more, a licensed contractor must perform work. After discussion, motion by Warner and seconded by Bright to approve the recommendation from Citizen's Advisory Committee for changes to the Demolition and Reclamation Grant Guidelines with only the 60/40 match for local, regional, and outside of the Nebraska Panhandle contractors; \$25,000 limit; and additional signed permits as required. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty opened discussion on Gotte Park improvements. Ideas discussed were adding additional lights; pulling up the white posts around the perimeter of the park; setting up trail cameras and putting light on all the flags.

Prunty opened for discussion and consideration on Hays Contracting estimate for Veterans Park concrete. After discussion, motion by Ingram and seconded by Pike to approve the Hays Contracting estimate for Veterans Park concrete for \$6,950.00. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Prunty asked for a motion that ordinance No. 806 be ready by title only and be passed and approved on third and final reading. Motion by Warner and seconded by Bright for ordinance No. 806 be ready by title only and be passed and approved on third and final reading. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

City Council Ordinance No. 806. An ordinance of the City Council of the City of Kimball, Nebraska to annex to the city of Kimball certain lands described herein which are located within Kimball County, Nebraska, repealing all ordinances in conflict herewith; and to provide that this ordinance shall be published in pamphlet form.

The City Council reviewed the following items under the consent agenda: (1) Minutes from October 4, 2022 – regular meeting; (2) Claims; (3) Financial Statements. Bright motioned and seconded by Warner to approve consent agenda items as presented. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Mayor Prunty did not have any updates.

City Administrator Brower updated that all crews were busy; half-way through installing auto meters; all electric meters have been received and will be installed 10/31 – 11/20; onsite training for staff on 10/31/2022. The hospital is moving forward; Evergreen homes #1 and #2 are started; Market Place has broken ground for construction; Family Dollar is doing final wrap up for opening. There are multiple studies being worked on; the BPW approved the 10 year Electrical plan which includes a model of the system for upcoming changes and upgrades.

Police Chief Bremer introduced two new officers and issued them their badges. Greg DeWeese, badge No. 616 and Owen Elder, badge No. 614. He stated that the new Police Department sign was received and will be hung soon, and was working on the Police Department Open House details.

The next regular schedule meeting will be November 1, 2022, at 6:00 p.m. Mayor Prunty opened the floor for any public comments. No public comments were made. There being no further business, Bright motioned and seconded by Pike to adjourn the meeting at 7:04 p.m. On roll call the following votes were recorded. Aye: Bright, Ingram, Pike, and Warner. Nay: None. Absent: None. Motion carried.

Keith B. Prunty, Mayor

Kim Barnwell, City Clerk