Kimball City Council
Regular Meeting
January 21, 2025

A City Council meeting was convened in open and public session at 5:00 p.m. January 21, 2025, held at the City Council Chambers, 223 S. Chestnut St. Council members present were, Austin Garner, Greg Robinson, and Jamie Murdoch. Absent: Creg Pike. Also, present was Mayor Morrison, City Administrator Annette Brower, City Clerk Paula Tarango and City Treasurer Jean Klassen. The public was represented at the meeting.

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.

Motion by Robison, seconded by Murdoch to approve the consent agenda items as presented which includes the minutes, claims, and financials. The following votes were recorded: Aye: Murdoch, Garner, and Robinson. Nay: None. Absent: Pike. Motion carried.

Scott Keene – Piper Sandler- Bond Writer – The purpose of the Resolutions is to ensure that we are following the correct protocol in this process. The Resolution of Necessity is required to give the city the flexibility to repay this financing either from sewer rates or property taxes, that's the only reason of holding the Resolution of Necessity. The city has the option to go without the Resolution but the only source of payment in that case is sewer rates or paying it from property taxes. All you are doing tonight is providing all the flexibility down the road to use the proper source of payment for the loan the city enters. Right now, you are considering a USDA loan. This is to maximize the city' flexibility. If a Federal or State grant becomes available and we are awarded either of these, once we have the loan documents, we can determine prepayment capabilities that will allow the city to pay this loan sooner.

The Mayor noted that in accordance with advertised notice, it was the time set for hearing on Resolution No. 03-2025, a proposed Resolution of Necessity creating

Sewer District No. 25-1, and the required public hearing was scheduled to be conducted at the Council Meeting to be held January 21, 2025, at 5:00 p.m.

The Mayor then declared the hearing on the matter of Resolution No. 03-2025 opened. The Mayor inquired of the City Clerk if any petitions had been filed in the Office of the City Clerk objecting to the creation of Sewer District No. 25-1. The Clerk advised that no petitions had been filed in opposition to proposed Sewer District No. 25-1. The Mayor then asked if there were persons wishing to be heard either in support of or in opposition to the proposed sewer improvements. The following persons appeared and were heard:

Reno Bingham – Kimball Citizen – Added a comment to this topic.

After all interested persons had been heard; the Mayor declared the public hearing closed. Council Member Murdoch moved for final passage of Resolution No. 03-2025 (as proposed and published) (or as amended), said Resolution No. 03-2025 being attached hereto and made a part hereof of by reference. Council Member Murdoch moved that Resolution No. 03-2025 creating Sewer District No. 25-1 be passed and adopted. Council Member Garner seconded the motion for passage. Roll Call Vote; Yeas: Murdoch, Garner, and Robinson. Nays: None Absent: Pike. Motion carried.

The Mayor opened a Public Hearing at **5:16pm** to discuss Resolution #04-2025 A Resolution to Construct Sewer District No. 25-1.

No public comment

The Mayor closed the Public Hearing at **5:16pm.**

Motion by Robinson, seconded by Garner to approve Resolution #04-2025 A Resolution to Construct Sewer District No. 25.1. The following votes were recorded: Aye: Murdoch, Garner, and Robinson. Nay: None. Absent: Pike. Motion carried.

Morrison opened a discussion on **Resolution #04-2025** to Construct Sewer District No 25-1 Per Scott Keene – Piper Sandler – Public Finance, this goes hand in hand with the **Resolution of Necessity #03-2025** this is the council's way of announcing that there is a necessity for this project. If we want to proceed, we need to maintain

flexibility as to how we pay. Statute requires that both must be in place and approved before the city accepts any construction contract.

Morrison opened a discussion on a potential Interlocal Agreement between The County and The City – discussion only. The Mayor asked board members to review the documents provided and provide feedback, and/or ideas on any changes, corrections, additions, etc. The County discussed it with the new Commissioner, and at this time they don't have any way of being involved but they would like to have a meeting with us eventually. Per Morrison, he just wants to start the discussion. We are not trying to reinvent the process but to bring it back, Ogallala has been using this very successfully. Per The Mayor, we need something in Kimball County, and we are trying to get something started. Per Board member Garner, it sounds like they might be interested in the conversation per the commissioners meeting that he attended. Per Robison, we need a sit-down meeting with them and board member Garner agreed. The mayor is asking board members to bring back all ideas on this topic. Per Legal Counsel Turman, the LB840 funds can be a further discussion and the flexibility on what to do with that.

Morrison opened a discussion on the KENO request by Wee-Shire Mains 501C3, Sarah Shropshire – Rachael Hudson – Amber Sweetland. Per Sarah – we are making this request anticipating an opening date in May of 2025. Farmer's Day was extremely busy, and we received very positive feedback on what we do. We had folks from neighboring towns, cities and States such as Colorado and Wyoming, we are really excited about making this happen. We are getting so much support from different organizations that we can't keep up. These funds will go towards Sanitation, trail, entrance gate, and handicap accessibility. Shropshire provided additional information on the facilities, services, and overall success of such.

Per Board Member Garner, this is a great idea and Kimball needs this.

Motion by Garner, seconded by Murdoch to approve the KENO request from WeeShire Mains 501C3, Sarah Shropshire – Rachael Hudson, - Amber Sweetland. The following votes were recorded: Aye: Murdoch, Garner, and Robinson. Nay: None. Absent: Pike.

Morrison opened a discussion on the LB840 Grant of $3920 for roofing from The Goodhand Theater. Per City Administrator Brower it would be under business improvement grants. Per board member Murdoch – Given the movie attendance over the weekend, they are bringing a lot of people into the community and everyone in there is a volunteer.

Motion by Murdoch, seconded by Garner to approve the LB840 Grant request in the amount of $3920 for roofing from Goodhand Theater. The following votes were recorded: Aye: Murdoch, Garner, and Robinson. Nay: None. Absent: Pike. Motion carried.

Morrison opened a discussion on approving the Master Services Agreement with Olsson Engineering – Per City Administrator Brower, The Board of Public Works has recommended that we approve this master service agreement – it is continuation of what we've had in place for the past few years.

Motion by Robison, seconded by Garner to approve the Master Services Agreement with Olsson Engineering. The following votes were recorded: Aye: Murdoch, Garner, and Robinson. Nay: None. Absent: Pike. Motion carried.

Morrison skipped the last item on the agenda until after reports.

Mayor's report – Don't have much more to add other than the Wastewater Treatment Plant upgrade. We will continue the discussions in the upcoming meetings.

City Administrator Annette Brower – This month the public will receive a newer version of the utility bill, we are still working on the back side breakdown, everything will be itemized. Hope that helps the public understand the cost a little better. We are still here and are glad to answer any questions via phone, in-person or email. The Clean Water Surveys have been completed and turned in; we do those yearly. The final signed landfill permits for the transfer station have been completed and turned in The Power Plant is moving forward, the building is complete, the large open sections on the upper part of the are waiting for the final parts and are about 12 weeks out. There is no concern with weather as everything is made to endure harsh conditions. There were a few concerns with our first snowstorm, those have been addressed, one of those was regarding the school area not being plowed in a timely manner, one of our equipment broke down and it slowed us down, we will tackle that immediately going forward. We will also be working with the Hospital on snow removal, we will be helping each other and agreed on a removal process that works for all. Additional updates given.

Brower gave the report on behalf of Chief of Police Jose Ruiz – Since the last meeting on January 7th, we have received 67 calls of service, and as a whole we received 230 calls. Update on moving trailers - 7 trailers were tagged, one moved, the other one towed, another one still needs to be towed. The calls that we received

ranged from parking complaints, funeral escorts, dog at large, alarms, 911 hang-up calls, child abuse, animal abuse, theft, frauds, disturbance calls, suspicious person, suspicious vehicle, noise complaints, traffic stops, and we also assisted State Patrol. Larger calls include an arrest made for domestic assault. The Kimball PD will be looking to host their first women self-defense class, the wintertime is easier to host that event due to a slower pace. Officers attended TECC training with Larimer County Sheriff's office. There was a classroom session by hands off applications, this included lifesaving techniques, real world situations our officers may encounter, and others. All our officers will be TECC trained by the end of the month. We cannot express our gratitude to the Larimer County Sheriff's Department. Additional updates given.

Public Comment –

Brian Johnson – Kimball Citizen added a comment to this topic.

Motion by Robinson, seconded by Pike to enter executive session at **5:44pm** pursuant to Neb.Rev.Stat.§84-1410 for the protection of the public interest and to discuss the potential real estate purchase/tax sale of the Church of Christ located at 101 S Nadine Street. The following votes were recorded: Aye: Robinson, Garner, and Murdoch. Absent: Pike. Nay: None. Motion carried.

Motion by Robinson, seconded by Garner to exit executive closed session at **6:05pm.** The following votes were recorded: Aye: Murdoch, Robinson, and Garner. Absent: Pike. Absent: None. Motion carried

The next regular scheduled meeting will be on Tuesday, February 04, 2025, at 5:00pm

There being no further business, motion by Murdoch, seconded by Garner, to adjourn the meeting at 6:05 p.m. The following votes were recorded: Aye: Garner, Murdoch, and Robinson. Nay: None. Absent: Pike. Motion carried.

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John Morrison, Mayor City Clerk