

McCook City Council
December 3, 2018
6:30 PM Central

A MEETING OF THE MAYOR AND COUNCIL OF THE CITY OF MCCOOK, NEBRASKA convened in open, regular, and public session at 6:30 o'clock P.M. in the City Council Chambers.

Present: Mayor Gonzales, Councilmembers Hepp, Calvin, McDowell, Weedin.

Absent: City Manager Schneider.

City Officials present: City Attorney Mustion, City Clerk Doak, Police Chief Brown, Library Director Crocker, Utilities Director Dutcher, Fire Chief Harpham, Public Works Director Potthoff, and Senior Services Director Siegfried.

Notice of the meeting was given in advance thereof by publication in the McCook Daily Gazette on November 29, 2018, the designated method of giving notice, a copy of the proof of publication being attached to these minutes. Advance notice of the meeting was also given to the Mayor and members of the City Council and a copy of the Acknowledgement of Receipt of such notice is attached to these minutes. Availability of the agenda was communicated in the advance notice to the Mayor and Council. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

Mayor Gonzales announced that a copy of the Open Meetings Act was posted by the entrance to the Council Chambers and available for public review. Following the Pledge of Allegiance to the flag of the United States of America, Mayor Gonzales called the meeting to order.

1. Recognition of outgoing Councilmember McDowell.

Mayor Gonzales presented a clock to outgoing Councilmember McDowell in appreciation of his six plus years of dedicated service to the City of McCook.

2. Reorganization of the City Council.

2.A. Administer oath of office for the newly elected Councilmembers Mike Gonzales, Jared Muehlenkamp, and Gene Weedin.

City Clerk Doak administered the oath of office to the newly elected Councilmembers Mike Gonzales, Jared Muehlenkamp, and Gene Weedin.

2.B. Election of Mayor.

City Attorney Mustion called for nominations from the Council for the office of Mayor (President) of the Council. Jerry Calvin nominated Mike Gonzales. Gene Weedin seconded the nomination.

There being no further nominations, the nominations were declared closed. The yeas and nays were called and the vote was as follows: Gonzales: YEA, Hepp: YEA, Calvin: YEA, Weedon: YEA, Muehlenkamp: YEA.

YEA: 5, NAY: 0

2.C. Election of Vice President of the Council.

City Attorney Mustion called for nominations from the Council for the office of Vice President of the Council. Jerry Calvin nominated Janet Hepp. Mike Gonzales seconded the nomination. There being no further nominations, the nominations were declared closed. The yeas and nays were called and the vote was as follows: This motion, made by Weedon and seconded by Calvin, passed.

Gonzales: YEA, Hepp: YEA, Calvin: YEA, Weedon: YEA, Muehlenkamp: YEA.

YEA: 5, NAY: 0

2.D. Determination of seating order.

Based on policy set by previous Council, the Councilmembers at this time chose their seats by seniority. The seating order for this Council shall be:

From left to right - Councilmember Hepp, Councilmember Weedon, Mayor Gonzales, Councilmember Calvin, Councilmember Muehlenkamp, City Manager Schneider, City Attorney Mustion, and City Clerk/Treasurer Doak.

3. Citizen's Comments.

Cathy McDowell thanked city crews for all of their dedicated work that they do on the disc golf course in Kelley Park that has helped to make their annual CASA disc golf tournament a huge success. Participants come from Kansas, Colorado, Lincoln and Omaha, because it is such a great course.

4. Announcements & Recognitions.

There were no announcements or recognitions.

5. Public Hearings.

5.A. Conduct a public hearing on the application of McCook Lodging LLC; dba "Holiday Inn Express McCook", for a Class "C" - (Beer, Wine, Distilled Spirits, On and Off Sale) License under the Nebraska Liquor Control Commission, to be located at 711 North Highway 83, McCook, Nebraska.

Motion to recess as a City Council and convene a public hearing for the purpose of receiving public comment on the application of McCook Lodging LLC; dba "Holiday Inn Express McCook", for a Class "C" - (Beer, Wine, Distilled Spirits, On and Off Sale) License under the Nebraska Liquor Control Commission, to be located at 711 North Highway 83, McCook, Nebraska, with the City

Attorney to act as hearing officer. This motion, made by Weedin and seconded by Calvin, passed.
Gonzales: YEA, Hepp: YEA, Calvin: YEA, Weedin: YEA, Muehlenkamp: YEA.
YEA: 5, NAY: 0

The City Attorney offered and received into evidence Exhibit #1 - the City Manager's Report dated December 3, 2018 (1 page); Exhibit #2 - Notice of Hearing published (1 page); Exhibit #3 - email notice from Tracy Burmeister, Nebraska Liquor Control Commission that the premise address in the application has been changed to: 711 North Hwy 83, McCook, Nebraska; Exhibit #4 - Application and all attachments (51 pages); Exhibit #5 - Police Department Report (6 pages); and Planning Report (2 pages).

Motion to adjourn the public hearing and to reconvene as a City Council. This motion, made by Gonzales and seconded by Calvin, passed.
Gonzales: YEA, Hepp: YEA, Calvin: YEA, Weedin: YEA, Muehlenkamp: YEA.
YEA: 5, NAY: 0

- 5.B. Recommend approval to the Nebraska Liquor Control Commission the application of McCook Lodging LLC; dba "Holiday Inn Express McCook", for a Class "C" - (Beer, Wine, Distilled Spirits, On and Off Sale) License under the Nebraska Liquor Control Commission, to be located at 711 North Highway 83, McCook, Nebraska.

Motion to recommend approval to the Nebraska Liquor Control Commission the application of McCook Lodging LLC; dba "Holiday Inn Express McCook", for a Class "C" - (Beer, Wine, Distilled Spirits, On and Off Sale) License under the Nebraska Liquor Control Commission, to be located at 711 North Highway 83, McCook, Nebraska. This motion, made by Calvin and seconded by Weedin, passed.

Gonzales: YEA, Hepp: YEA, Calvin: YEA, Weedin: YEA, Muehlenkamp: YEA.
YEA: 5, NAY: 0

6. Consent Agenda.

Motion to approve the consent agenda. This motion, made by Weedin and seconded by Hepp, passed.

Gonzales: YEA, Hepp: YEA, Calvin: YEA, Weedin: YEA, Muehlenkamp: YEA.
YEA: 5, NAY: 0

- 6.A. Approve the minutes of the November 19, 2018 regular City Council meeting.
- 6.B. Approve the application for a Special Designated Liquor License submitted by Loop Brewing Company, Liquor License #LK-093351, for a wedding reception to be held at the McCook Municipal Auditorium, 302 West 5th Street, on December 31, 2018 from 3:00 P.M. to 1:00 A.M.
- 6.C. Award the bid for the 2019 Crack Sealing of Streets and Alleys, which includes 20 pallets of material, to Stripe and Seal, LLC, in the amount of \$36,300 with a completion date of

February 20, 2019.

- 6.D. Award the bid for the Park Avenue Paving Project to McCormick Excavating and Paving of Stratton, Colorado in the amount of \$437,519.58, that being the lowest best bid.
- 6.E. Approve the recommendation of the Fuel Contract Advisory Committee to continue the Fuel Purchase Agreement, for Calendar Year 2019, with Frenchman Valley Cooperative, Inc. to purchase fuel for government vehicles.
- 6.F. Receive the minutes of the September 12, 2018 Library Advisory Board meeting.
- 6.G. Receive and file the Property Damage Incident Form from Eric Schiltz and instruct that it be submitted to the City's insurance carrier for review and appropriate action.
- 6.H. Receive and file the Financial Report for the period ending October 31, 2018.
- 6.I. Approve the bid specifications and documents for one (1) new 4-wheel drive Type I Ambulance and set the date to receive bids as December 27, 2018 at 2:00 P.M.
- 6.J. Approve closing all non-emergency departments and offices on December 24, 2018.

7. Regular Agenda.

- 7.A. Council Comments.

Councilmember Hepp thanked outgoing Councilmember McDowell for all he has done for the City of McCook, it has been fun working with him; Councilmember Weedon thanked the City Crews for their excellent job of cleaning the city streets this past week, it is greatly appreciated; and Councilmember Muehlenkamp added that outgoing Councilmember McDowell did a great job for the community and hopes that he is able to do a great job for the community.

Adjournment.

There being no further business to come before the Council, Mayor Gonzales declared the meeting adjourned at 6:49 P.M.

Michael D. Gonzales, Mayor

ATTEST:

Lea Ann Doak, City Clerk-Treasurer