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CITY COUNCIL REGULAR MEETING MINUTES

OCTOBER 14TH, 2014

Members of the City Council of the City of Crawford, Nebraska, met in regular session in the City Hall Council Chambers, 135 Elm Street, Crawford, Nebraska on the 14th day of October, 2014, at 6:30 o'clock p.m. The following individuals were present: Mayor Terrence Haugen, Attorney Adam Edmund, Council Member Dave Kennedy, Member Ed Kuhnel, Council Member Karla Adams and Council Member Chubb. Absent: none.

Notice of the meeting was given in advance thereof by publishing in The Crawford Clipper/Harrison Sun as shown by the affidavit of publication filed in the City Clerk's office at City Hall. Availability of the agenda was communicated in the advance notice and in the notice of the Mayor and City Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Mayor Haugen called the meeting to order and declared a quorum present at 6:30 p.m. and announced to the public that a copy of the Open Meetings Act is posted on the wall in the Council Chambers. It is also available in pamphlet form.

Council Member Chubb made a motion to approve the minutes of the September 23, 2014 regular council meeting. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Chubb, Kennedy, Kuhnel and Adams. Council Members voting NAY: None. Motion carried.

Board Reports:

Golf: will meet Thursday.

Park: minutes were available from 9-29-14 meeting

Ponderosa Villa: met Monday; 22 in nursing home, 17 in assisted-living; 2% wage increase; \$20,957.27 profit

Hospital: will meet on 27th

NNDC: meeting this Friday; Deb Cottier's reports from 9-22-14 and 10-20-14 were available; Dave Kennedy added that the Turkey Hunt was well-attended, well-accepted, has repeat attendance year to year; Karla Adams added that the Hospital contributes to the Turkey Hunt as well.

SWANN, Fire, Rodeo: no report.

Deputy Swickard reported that he is doing well after a recent dog-bite; a mountain lion was sighted, but not apprehended; an article will be in the Clipper about the local movie production – the company was very appreciative of the deputy's assistance and if the movie is produced, hopefully it will help with tourism; the new truck is doing well; a full report for September will be available next meeting

Deputy Smith stated that the insurance company for the Explorer program, Learning for Life, has been pressing the requirement that the Explorer youth wear protective vests during ride-a-longs and major events. Walmart was approached for a donation but there is no money left in their donation fund at this time, although Walmart did supply some Maglite flashlights. It was clarified that this request is for the Explorer

youth, not for the deputies. Some opposition was voiced opposing the use of Keno funds for the Explorer program.

Council Member Adams made a motion to approve \$1,000 Keno funds for the Explorer's Program for their vests. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Adams, Kennedy and Kuhnel. Council Members voting NAY: Chubb. Motion carried.

The hearing for the new Class C Liquor License for The Tailgate Bar & Grill was opened at 6:54 p.m.

Jeff Kelley and Daniel Bennett were present from Panhandle Area Development District (PADD). The Comprehensive Development Plan was completed in 1998. State statute now requires an energy element to be included in the Plan by January 2015. CDBG funds are available for a grant to do an update of the Plan. PADD could do both the grant application and the update itself. Because Crawford has been a member of PADD for at least 3 years, the state would waive the procurement process and we would not have to go through the Request for Proposal process. PADD could submit a grant application after the first of the year and if it is funded, go ahead and update the plan. The grant, if approved, would be awarded in March and there are 2 years to complete the update project. Best practice is to review the Plan annually and update the Plan every 10 years, as priorities and financial issues change, as well as infrastructure needs. Other points that PADD stressed were: the need for community involvement in the update, it is important for the future of the community, this can address gaps and needs to be met, land use, properties that may need to be dealt with, the need for a current Plan for any future TIF (tax increment financing) projects, capital improvement plans, and that the Plan is the base document for all of these things, as well as zoning, usually an outside consultant works with the Planning Commission and the community, the Planning Commission recommends the changes to the council, hearings are held during the process for public input, the changes to the Plan are recommended by the Planning Commission for council approval. PADD just completed the Dawes County Plan in May. PADD is a public, non-profit formed by inter-local agreement with local governments in the NE Panhandle and serves 11 counties. The Energy Element can be done separately and then the update to the Plan could follow.

After some discussion, the Energy Element and the Comprehensive Development Plan Update were tabled until next meeting, pending a proposal from PADD on the cost to perform the services needed for the Energy Element alone.

Council Member Chubb made a motion to approve PADD to begin the grant application process for an update to the Comprehensive Development Plan. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Chubb, Kennedy, Kuhnel and Adams. Council Members voting NAY: None. Motion carried.

Mayor Haugen asked for any comments on the hearing for the new Class C Liquor License for The Tailgate Bar & Grill. Being none, the hearing was closed at 7:22 p.m.

Council Member Kuhnel made a motion to approve the new Class C Liquor License for The Tailgate Bar & Grill. The motion was seconded by Council Member Adams. The following Council Members voted AYE: Kuhnel, Adams, Kennedy and Chubb. Council Members voting NAY: None. Motion carried.

City Clerk Dailey stated that until now, FEMA and NEMA would not release reimbursement funds until the debris pile was chipped or burned. It has now officially been determined that the debris pile is the responsibility of SWANN, so FEMA will begin processing reimbursement funds to the City of Crawford. A payment in excess of \$100,000 should be received in the next 3 or 4 weeks.

City Clerk Dailey reported the progress she has made on the issue of creating a quiet railroad crossing or closing a crossing. In Broken Bow, a council member spearheaded the project. They used FHU

Engineering, who has handled a lot of these cases. It cost a large amount of money, though the Broken Bow clerk could not say exactly how much. They had to address three areas. They ended up putting in an island and 2 “wayside horns.” Scottsbluff stated that it was quite a process. They started with a Railroad Safety Committee, and hired the same FHU Engineering. It is a very slow process, taking a year longer than they had expected. They also had to do some land acquisitions and had 5 areas to address. They put in some islands and it cost a large amount of money (again, no details on amount.) NE Dept of Roads Ryan Huff has been contacted, stating that we would need to install extra safety measures and would get back to me with more details at a later time. Bentley Tomlin with BNSF emailed a link to FRA’s Train Horn Rule and referred Abe Anshasi with NDOR’s rail group, and recommended contacting an engineer. Baker & Associates were contacted for any insight they might have – waiting for response. Andy Amparan is apparently no longer with BNSF but his replacement stressed that there is probably no funding available for quiet zones, only for safety needs, he repeated the need for extra safety measures and referred FHU engineers.

The hearing was opened at 7:50 p.m. for the Ordinance to amend the Zoning & Subdivision Regulations for the purpose of adding “Downtown Residential” and “Lodging” to the list of definitions; to add “Bars”, “Downtown Residential” and “Lodging” to permitted uses within the C-1 CBD Commercial District; to add “Downtown Residential” and “Lodging” sections to the Supplementary District Regulations.

Council Member Kuhnel made a motion to approve the building permit for Linda Garey- 226 Annin – Metal Shed. The motion was seconded by Council Member Chubb. The following Council Members voted AYE: Kuhnel, Chubb, Kennedy and Adams. Council Members voting NAY: None. Motion carried.

Council Member Kuhnel made a motion to approve the building permit for Irene Hughes – Dairy Sweet 71 Hwy 20 & 2/71 – Wood Structure & Addition & Pylons. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Kuhnel, Kennedy, Adams and Chubb. Council Members voting NAY: None. Motion carried.

Council Member Kuhnel made a motion to approve the building permit for Lee Miller – 912 2nd Street (Bethlehem Lutheran Church Hall) – Sidewalk if they tear out the existing sidewalk and put in the new one. The motion was seconded by Council Member Adams. The following Council Members voted AYE: Kuhnel, Adams, Kennedy and Chubb. Council Members voting NAY: None. Motion carried.

Council Member Kennedy made a motion to approve the building permit for Michael & Cheryl Witt – 418 Oak – Wood Deck. The motion was seconded by Council Member Kuhnel. The following Council Members voted AYE: Kennedy, Kuhnel and Chubb. Council Members voting NAY: None. ABSTAINING: Adams Motion carried.

Council Member Kuhnel made a motion to approve the curb cut permit for Lee Miller – Bethlehem Lutheran Church Hall. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Kuhnel, Kennedy, Adams and Chubb. Council Members voting NAY: None. Motion carried.

Mayor Haugen asked for comments on the hearing for the Ordinance to amend the Zoning & Subdivision Regulations for the purpose of adding “Downtown Residential” and “Lodging” to the list of definitions; to add “Bars”, “Downtown Residential” and “Lodging” to permitted uses within the C-1 CBD Commercial District; to add “Downtown Residential” and “Lodging” sections to the Supplementary District Regulations.

Comments were concerned with problems created for snow removal and street-sweeping with the additional cars parked downtown and parking issues for daytime businesses. It was also stated that a lot of businesses need this Ordinance and the necessary enforcement of parking regulations. The hearing closed at 8:08 p.m.

Council Member Kennedy read the Ordinance.

Council Member Kennedy made a motion to introduce and waive the three readings of the Ordinance to amend the Zoning & Subdivision Regulations for the purpose of adding “Downtown Residential” and “Lodging” to the list of definitions; to add “Bars”, “Downtown Residential” and “Lodging” to permitted uses within the C-1 CBD Commercial District; to add “Downtown Residential” and “Lodging” sections to the Supplementary District Regulations. The motion was seconded by Council Member Kuhnel. The following Council Members voted AYE: Kennedy, Kuhnel, Adams and Chubb. Council Members voting NAY: None. Motion carried.

Council Member Kennedy made a motion to pass and publish the Ordinance to amend the Zoning & Subdivision Regulations for the purpose of adding “Downtown Residential” and “Lodging” to the list of definitions; to add “Bars”, “Downtown Residential” and “Lodging” to permitted uses within the C-1 CBD Commercial District; to add “Downtown Residential” and “Lodging” sections to the Supplementary District Regulations. The motion was seconded by Council Member Kuhnel. The following Council Members voted AYE: Kennedy, Kuhnel, Adams and Chubb. Council Members voting NAY: None. Motion carried.

Council Member Kuhnel made a motion to approve a waiver to allow backing into parking stalls on Second, Elm and Main Streets in downtown area from 3:00 p.m. to 7:00 pm. on 10-31-14 for Halloween Chamber of Commerce events. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Kuhnel, Kennedy, Adams and Chubb. Council Members voting NAY: None. Motion carried.

Council Member Kuhnel made a motion to finish fixing the street between Pine St. and Harris Ave, and the hole. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Kuhnel, Kennedy, Adams and Chubb. Council Members voting NAY: None. Motion carried.

Council Member Adams made a motion to approve preparation of an Ordinance to change the utility penalty date, allowing for a grace period until the 27th of the month. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Adams, Kennedy, Kuhnel and Chubb. Council Members voting NAY: none. Motion carried.

Council Member Kennedy made a motion to approve Nicolas Kesselring as a water/wastewater employee for \$11.50/hr plus \$.47/hr for Grade IV water certification, as of next pay period. The motion was seconded by Council Member Adams. The following Council Members voted AYE: Kennedy, Adams, Kuhnel and Chubb. Council Members voting NAY: None. Motion carried.

Council Member Kuhnel made a motion to approve the cemetery deed for Darrel Knote. The motion was seconded by Council Member Kennedy. The following Council Members voted AYE: Kuhnel, Kennedy, Adams and Chubb. Council Members voting NAY: None. Motion carried.

Bills and claims received approval of three Council Members as indicated by their signatures.

BILLS AND CLAIMS 9/24/2014 THRU 10/14/2014

AFLAC	INS	\$636.40
BARCO	SU	\$112.18
BIG HORN AUTO	SU	\$515.60
BLUE CROSS BLUE SHIELD	EMPLOYEE HEALTH BENEFIT	\$2,639.50
CAPITAL GUARDIAN TRUST	PENSION - 7 FULLTIME EMP	\$1,068.02
CASH-WA DISTRIB	SU	\$437.43
CENTURY LINK	PHONE/INT	\$705.09
CHADRON RECORD	PUBS	\$39.85
CHARLIE'S GARAGE	SU/SE	\$306.28
CHRIS TURNBULL	REPAIR CURB/SIDEWALK	\$2,338.00

CRAWFORD CLIPPER	SUB	\$30.00
CRAWFORD PUBLIC SCHOOLS	FORWARD LIQ LIC FEES	\$300.00
DAWES CO TREASURER	LAW ENF X 2	\$26,250.00
EFTPS	FED/FICA TAX	\$6,770.31
EMPLOYMENT SECURITY DEPT	GARNISHMENT	\$55.88
ENVIRO SERVICE	LAB FEES	\$78.00
FIREHOUSE SOFTWARE	SOFTWARE SUPPORT	\$120.00
FYR-TEK	SU	\$929.62
GARY HULTGREN	SU REIMB	\$88.63
GMC OF CHADRON	VEHICLE BALANCE	\$500.00
GUIDEPOSTS	SU	\$53.22
HANSEN WALKER	SU	\$174.08
HARRIS SALES	RESALE SNACKS	\$24.78
IDEAL LINEN	SU	\$215.82
INGRAM LIBRARY SE	SU	\$151.01
JANE DAILEY	SU REIMB	\$242.90
JOHN DEERE	FRONT END LOADER	\$1,402.67
JP MORGAN CHASE BANK	W/WW BOND	\$16,673.75
MANNA SYSTEMS	SE	\$132.50
MANSFIELD ENTERPRISES	ICE MACHINE-GOLF	\$3,500.00
NE DEPT OF REV	STATE TAX	\$1,056.28
NE DEPT OF REV	RECYCLING FEE	\$25.00
NE LIQUOR CONTROL COMM	LICENSE RENEWAL	\$45.00
NE NW DEV CORP	MEMBERSHIP	\$500.00
NE TOTAL OFFICE	SU	\$124.28
NICOLAS KESSELRING	REIMB MILEAGE	\$96.05
NW PIPE	SU	\$76.15
NPPD	ELECT	\$10,971.72
NW RURAL PPD	ELECT - WELLS	\$64.31
PANHANDLE RC & D	MEMBERSHIP	\$150.00
RADIO SHACK	SU	\$399.99
PETTY CASH	SU	\$652.83
PROTEX CENTRAL	FIRE SE	\$200.62
QUILL	SU	\$24.98
REGINA RANKIN DVM	ANIMAL SHELTER	\$250.00
RETRIVER	CC FEES	\$934.71
SECURITY FIRST	CLUBHOUSE PYMT	\$10,960.53
SOURCE GAS	UTILITY	\$1,034.51
SWANN	LANDFILL	\$13,846.79
US POST	SU	\$712.84
USDA RURAL DEV	WATER BOND	\$36,685.00
VIAERO WIRELESS	CELL PHONE	\$627.38
WORK FORCE	SEWER CLEANING	\$818.80
NET PAYCHECKS	9/30/14 AND 10/14/14	\$23,069.26
TOTAL		\$169,818.55

Council Member Kennedy made a motion to adjourn at 8:34 p.m. The motion was seconded by Council Member Adams. The following Council Members voted AYE: Kennedy, Adams, Kuhnel and Chubb. Council Members voting NAY: None. Motion carried.

The October 14, 2014 regular meeting of the City Council adjourned at 8:34 p.m.

Minutes by: _____
Jane Dailey
City Clerk/Treasurer

Approved by: _____
Terrence Haugen
Mayor