

**MINUTES OF CITY COUNCIL
CITY OF SARGENT, NEBRASKA
Special Session
Sargent Community Center
January 27, 2009**

The Mayor and Council of the City of Sargent, Nebraska, met in Special Session at the Sargent Community Center on the 27th day of January, 2009, at 6:00 p.m. Notice of the meeting was posted at the City Office, U. S. Post Office, First National Bank, Sargent Community Center and Sargent Corner Market on Monday, January 26, 2009. The following were present: Mayor Bernard Griebel; Council Members: Jan Oeltjen, Tim Leibert, Robert Nitchie and Mick Kozeal. Also present were City Administrator/Utility Superintendent, Mike Criss; City Clerk/Treasurer, Kathy Drake; and Chief of Police, J.D. Keefe.

Mayor Griebel publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted on the east wall of the meeting room in the Sargent Community Center. Mayor Griebel called the meeting to order at 6:00 p.m.

Council Member Oeltjen moved to approve the consent agenda. Council Member Nitchie seconded. Vote yea: Council Members Oeltjen, Leibert, Nitchie, and Kozeal. Vote nay: none. Motion carried.

Council Member Nitchie introduced Resolution 2009-02, a resolution to sell personal property owned by the City (copy attached to minutes) and moved for final passage. Council Member Oeltjen seconded the motion. Voting yea: Oeltjen, Nitchie and Kozeal. Voting nay: Leibert. Motion carried.

Discussion was held on whether to purchase a newer vehicle for the police department. Police Chief, J.D. Keefe, presented to the Council Members the cost to transfer the equipment from the Jeep Cherokee to a different vehicle and also gave the Kelly Blue Book trade-in value of \$3,950.00 and retail value at \$7,360.00. Chief Keefe explained the inadequate wiring and how it was wired and also explained that there was some problem causing the battery to not stay charged. The question was asked of the City Clerk what expenses were anticipated and it was explained that there was approximately \$3,000 in attorney fees to date and the strong possibility of future frivolous litigation fees. Council Member Leibert made the motion to rewire/repair the police vehicle we currently have. Council Member Nitchie seconded. Voting yea: Oeltjen, Leibert, Nitchie and Kozeal. Voting nay: none. Motion carried.

Steve Conner was present to discuss his loan request through the Economic Development Reuse Program through the City. He answered questions regarding his existing loan and explained his intentions with the recent application. City Clerk, Kathy Drake reminded the Council that a Public Hearing is required prior to any action being taken.

There being no further business, Council Member Kozeal moved to adjourn and Council Member Oeltjen seconded the motion. Voting yea: Oeltjen, Leibert, Nitchie and Kozeal. Voting nay: none. Motion carried. Meeting adjourned at 6:35 p.m.

Mayor

City Clerk

RESOLUTION 2009-02

Council Member Nitchie introduced the following Resolution and moved its adoption.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SARGENT, NEBRASKA, AS FOLLOWS:

A resolution of the Mayor and City Council of Sargent, Nebraska, to sell personal property owned by the City of Sargent, Sargent Nebraska

WHEREAS: The City of Sargent owns a Farmall A Tractor with a 6' belly mower and a Massey Ferguson TO/20 with a 6' blade.

WHEREAS: The total fair market value of the described tractors is less than five thousand dollars (\$5,000).

WHEREAS: The described tractors does not generate revenue for the City.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of Sargent, Nebraska:

Section 1. The City of Sargent will accept sealed bids on the above described Farmall A and Massey Ferguson TO/20 until 5:00 p.m. March 9, 2009, at the City Office, 106 No 2nd, PO Box 40, Sargent Nebraska. Bids must include bidders full name, mailing address, and phone number. Bids must be clearly marked "BID for Farmall A Tractor" or "BID for Massey Ferguson TO/20". A personal check, cashier check or money order in the full amount of bid must be enclosed with the sealed bid.

Section 2. The described tractors will be available for Public Inspection between the hours of 8:00 a.m. to 12:00 p.m. and 1:00 p.m. to 5:00 p.m. Monday through Friday. Special arrangements for inspection can be made by calling the City Office at (308) 527-4200.

Section 3. The City of Sargent reserves the right to reject any and all bids. All rejected bids and payments shall be returned to the bidder via 1st Class Mail.

Section 4. Notice of the Sale of the above-described property shall be posted in three prominent places within the City for a period of not less than seven (7) days prior to the sale of the property in accordance with Nebr. Statute, Section 17-503.01. For the purpose of additional advertisement, a classified ad requesting bids will be published twice in the Sargent Leader, Burwell Tribune, Custer County Chief and The Extra.

Council Members Oeltjen, Nitchie and Kozeal voted YEA and the following Council Members Leibert voted Nay.

Whereupon the Mayor declared said motion carried and said Resolution adopted.

Passed and approved this 27th day of January, 2009.

Bernard Griebel, Mayor

ATTEST:

Kathy Drake, City Clerk

I certify that the above notice was posted by me in three public places in the City of Sargent as follows:

City Office
U.S. Post Office
First National Bank

On Thursday, January 29, 2009

Kathy Drake, City Clerk