

Kearney, Nebraska
November 29, 2011
5:00 p.m.

A special meeting of the City Council of Kearney, Nebraska, was convened in open and public session at 5:00 p.m. on November 29, 2011 in the City Manager's Conference Room at City Hall. Present were: Stanley A. Clouse, President of the Council; Michaëlle Trembly, City Clerk; Council Members Randy Buschkoetter, Don Kearney, Bruce Lear, and Bob Lammers. Absent: None. Michael Morgan, City Manager; Michael Tye, City Attorney; and Wendell Wessels, Director of Finance. Some of the citizens present in the audience included: Kevin Hervert from Kearney Hub and 7 UNK students.

Notice of the meeting was given in advance thereof by publication in the Kearney Hub, the designated method for giving notice, a copy of the proof of publication being attached to these minutes. Advance notice of the meeting was also given to the City Council and a copy of their acknowledgment or receipt of such notice is attached to these minutes. Availability of the Agenda was communicated in the advance notice and in the notice to the Mayor and City Council. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

ORDINANCE NO. 7690 – ISSUANCE OF HIGHWAY ALLOCATION FUND PLEDGE BONDS

Mayor Clouse stated the reason for the special meeting is to approve Ordinance No. 7690 which authorizes the issuance of Highway Allocation Fund Pledge Bonds of the City of Kearney, Nebraska in the principal amount of \$1,520,000 for the purpose of paying the costs of constructing street improvements for the City. This matter was before the Council on November 22, 2011 but two Council members were absent. Therefore, suspending the rule requiring the reading of the ordinance on three different days was not possible. The ordinance was then placed on first reading.

Moved by Buschkoetter seconded by Lammers that Ordinance No. 7690 authorizing the issuance of Highway Allocation Fund Pledge Bonds of the City of Kearney, Nebraska in the principal amount of \$1,520,000 for the purpose of paying the costs of constructing street improvements for the City; prescribing the form of said bonds; pledging funds to be received by the City from the State of Nebraska Highway Allocation Fund for the payment of said bonds; providing for the levy and collection of taxes to pay the same if necessary; authorizing the delivery of the bonds to the purchaser; and providing for the disposition of bond proceeds and that the statutory rules requiring ordinances to be read by title on three different days be suspended and said ordinances be considered for passage on the same day upon reading by number only, and then placed on final passage and that the City Clerk be permitted to call out the number of the ordinance on its second reading and then upon its final passage. President of the Council asked for discussion or if anyone in the audience was interested in the ordinance. No one responded. Clerk called the roll which resulted as follows: Aye: Clouse, Lear, Lammers, Kearney, Buschkoetter. Nay: None. Motion to suspend the rules having been concurred in by three-fourths of the City Council, said motion was declared passed and adopted. City Clerk read Ordinance No. 7690 by number. Roll call of those in favor of the

passage of said ordinance on the second reading resulted as follows: Aye: Clouse, Lear, Lammers, Kearney, Buschkoetter. Nay: None. Motion carried. Ordinance was read by number.

Moved by Lammers seconded by Kearney that Ordinance No. 7690 be passed, approved and published as required by law. Roll call resulted as follows: Aye: Clouse, Lammers, Kearney, Buschkoetter, Lear. Nay: None. Motion carried.

By reason of the roll call voted on the second reading and final passage of the ordinance, Ordinance No. 7690 is declared to be lawfully passed and adopted upon publication in pamphlet form and made available to the public at the Office of the City Clerk, the Kearney Police Department and the Kearney Public Library.

ADJOURN

Moved by Kearney seconded by Lear that Council adjourn at 5:03 p.m. Roll call resulted as follows: Aye: Clouse, Kearney, Buschkoetter, Lear, Lammers. Nay: None. Motion carried.

ATTEST:

**STANLEY A. CLOUSE
PRESIDENT OF THE COUNCIL
AND EX-OFFICIO MAYOR**

**MICHAELLE E. TREMBLY
CITY CLERK**