

Sidney, Nebraska, February 25, 2020 A Fair Housing City

A meeting of the Mayor and Council of the City of Sidney, Nebraska, was convened in open and public session at 7:15 P.M. on February 25, 2020 in the Council Room. Present were: Mayor Gallaway and Council Members: Arterburn, Sherman, Radcliffe and Olsen. Others present: City Manager Sadler and City Clerk Heilbrun. Notice of the meeting was given in advance thereof by publication in the Sidney Sun Telegraph, a 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 members of the City Council and a copy of their acknowledgment of receipt of notice is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the City Council. All proceedings shown hereafter were taken while the convened meeting was open to the attendance of the public.

Mayor Gallaway informed the public of the location of the posted Open Meetings Act.

Arterburn moved, Radcliffe seconded "That the minutes of the February 6 and February 11, 2020 meetings be approved as printed. Roll call vote: Yeas: All council members present.

Sherman moved, Radcliffe seconded "That Resolution No. 20200202, re: Manager Application for Perkins Restaurant, be passed and adopted. Roll call vote: Yeas: All council members present.

RESOLUTION NO 20200202

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

That the Mayor and Council of the City of Sidney, Nebraska hereby recommends approval of the manager application of Robert Herr for Lodgepole Restaurants LLC/Perkins Restaurant & Bakery at 655 Cabela Drive, Sidney, Cheyenne County, Nebraska; and

That the Nebraska Liquor Control Commission be notified of said recommendation.

Heidi Gillespie, Cheyenne County 911, appeared to request the City's input on the disposal of obsolete phone and radio equipment owned jointly by the County and City. She noted that the sensitive information on the hard drives makes it impossible to salvage for resale. Olsen moved, Sherman seconded "That the City of Sidney join with Cheyenne County 911 in declaring surplus phone and radio equipment obsolete." Roll call vote: Yeas: All council members present.

The Planning Commission's Final Report re: : Rezoning application from Western Nebraska Community College (WNCC) to rezone Block 7, Deer Run Park Addition from R-3(Heavy Density Multi-Family) to C-2(Neighborhood Commercial) Zone; and RESOLUTION NO. 20200203 setting a Public Hearing for said rezoning application at 7:30 P.M. on March 10, 2020 was presented. Radcliffe moved, Sherman seconded "That RESOLUTION NO. 20200203 be passed and adopted." Roll call vote: Yeas: All council members present.

RESOLUTION NO. 20200203

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SIDNEY, NEBRASKA:

That the Planning Commission of the City of Sidney, Nebraska, has submitted to the City Council of the City of Sidney, Nebraska, its final report regarding the Rezoning Application of Western Nebraska Community College (WNCC) to rezone a Block 7, Deer Run Park Addition from R-3 (Heavy Density Multi-Family) Zone to C-2 (Neighborhood Commercial) Zone; and

That the City Council of the City of Sidney proposes to consider said report; that a public hearing will be

held thereon in the Municipal Building of the City of Sidney, Nebraska, at 7:15 o'clock P.M. on the 10<sup>th</sup> day of March, 2020 at which time and place parties in interest and citizens shall have an opportunity to be heard; and that the City Clerk is hereby directed to give the proper notice of said hearing in compliance with the law at least ten days prior to said hearing.

Police Chief Joe Aikens reviewed the proposal for Diagonal Parking in Sidney in response to complaints regarding diagonal parking where alleys and crosswalks were being blocked and line of sight at intersections were obstructed. He stated that he had advertised the proposed changes over the past two weeks and received only one phone call from a resident on 20<sup>th</sup> Street. Aikens noted that the enforcement of parking violations with regards to this change was not set to take effect until August 1st in order to allow the Street Dept. time to paint the designated areas. He recommended courtesy letters be sent to residents in the affected areas notifying them of these changes.

Sherman moved, Olsen seconded "That Resolution 20200201 be passed and adopted." Roll call vote: Yeas: All council members present.

#### RESOLUTION NO. 20200201

**WHEREAS**, the City Council of the City of Sidney, Nebraska has the authority under City Ordinances to designate certain portions of streets in the City upon which vehicles shall be parked at an angle of approximately forty-five degrees from the curb or pavement; and

**WHEREAS**, designating areas where angle parking may occur promotes the orderly flow of traffic in the City of Sidney;

**NOW, THEREFORE**, be it resolved by the City Council of the City of Sidney, Nebraska, that the following streets, when marked by angle striping, shall be designated as permitting angled parking:

From Illinois to Hickory on 18<sup>th</sup>, 17<sup>th</sup>, 16<sup>th</sup>, 15<sup>th</sup>, 14<sup>th</sup>, 12<sup>th</sup>, 11<sup>th</sup>, and 9<sup>th</sup>

From Jackson to Illinois on 20<sup>th</sup>, 18<sup>th</sup>, 12<sup>th</sup>, 11<sup>th</sup>, 9<sup>th</sup>, and 8<sup>th</sup>

From King to Jackson on 11<sup>th</sup> and 9<sup>th</sup>

From Linden to King on 11<sup>th</sup> and 12<sup>th</sup>

On Jackson from 12<sup>th</sup> to 13<sup>th</sup> and 19<sup>th</sup> to 21<sup>st</sup>

On Linden from 19<sup>th</sup> to 22<sup>nd</sup>

Pursuant to 460.02 of the Codified Ordinances of the City of Sidney, Nebraska, no person shall park a vehicle in any manner other than parallel with and adjacent to the curb or pavement except where designated by this resolution. The City Clerk shall cause signs to be erected or the streets to be marked indicating the areas so designated as angled parking.

Adopted this 25th day of February, 2020, at Sidney, Nebraska.

City Manager Sadler presented an RFP for Street and Drainage Design for Elm Street and 13<sup>th</sup> Avenue using budgeted funds in the amount of \$320,000. The RFP will give Council a more realistic design and cost estimate to do the appropriate planning and budgeting for these projects.

Arterburn moved, Sherman seconded "That the City proceed with an RFP to seek bids for Street and Drainage Design for Elm Street and 13<sup>th</sup> Avenue." Roll call vote: Yeas: All council members present.

Mike Palmer, Electric Superintendent, gave a history of the ACE Gas Choice program and

presented Council with a check in the amount of \$32,534.00 for the City's share of ACE Member Distribution for fiscal year 2019-2020. He gave dates for the upcoming selection period which will run from April 10<sup>th</sup> through April 23, 2020. He noted that there were some volunteer programs, i.e., trash clean up, etc. if any group or organization was interested in doing it. They would be paid for their efforts by ACE.

**City Manager/Staff Report: City Manager Sadler** noted that this was his last Council meeting as he would be retiring on February 28<sup>th</sup>. He thanked Council for their support over the past four years and praised staff as "the best he'd ever worked with." He stated that this was a good place to end his 44-year government career and wished everyone good luck in moving forward.

Various department heads thanked Sadler for his leadership and guidance in seeing Sidney through some trying times over the past four years.

**Council Comments:** **Councilman Arterburn** thanked Sadler for his leadership, stating that he'd offered a fresh view point and needed changes; **Councilman Olsen** stated that he appreciated Ed's knowledge, siting him as a great leader for the City; **Councilman Radcliffe** echoed the other comments and wished Sadler good luck in his retirement; **Councilman Sherman** read a list of acknowledgements submitted by City staff on Sadler's accomplishments; **Mayor Gallaway** stated that Council knew they were facing difficult times and looked to Ed for a specific purpose in guiding the City through this, which he handled admirably. He noted that Sadler had gone above and beyond what was expected of him. He presented Sadler with a pocket watch from Staff and announced that there would be a retirement luncheon at the Fire Hall for City Staff on Thursday, February 27<sup>th</sup>.

Mayor Gallaway announced that David Scott would be the Interim City Manager beginning March 1<sup>st</sup>, following Sadler's retirement. He stated that he was confident in Scott's ability to handle this as he had performed this duty at past locations. He further noted that he had confidence in Staff to keep moving forward as Council continued to search for the correct candidate to fill the position permanently.

Mayor Gallaway stated that he would entertain a motion to go into closed session for the protection of the public interest to consider Personnel Matters re: City Manager candidate review. Radcliffe moved, Sherman seconded "That the City Council adjourn to closed session for the purpose of consideration of personnel matters." Roll call vote: Yeas: All council members present. Mayor Gallaway announced that the City Council will now go into closed session at 8:01 p.m. Upon Council's return from the closed session, Radcliffe moved, Olsen seconded "That the closed session end and that the Council has come out of the closed session at 8:49 p.m." Roll call vote: Yeas: All council members present

Meeting adjourned at 8:49 p.m.

/s/ROGER GALLAWAY, MAYOR

ATTEST: /s/CYNTHIA K HEILBRUN, CITY CLERK

