

Sidney, Nebraska, May 12, 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 May 12, 2020 via Zoom video conference. Present by video conference were Mayor Gallaway and Council Members: Sherman, Arterburn, Radcliffe and Olsen. Others present via video conference: Interim City Manager Scott, City Attorney Leef, 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 that the meeting was being conducted in accordance with the Open Meetings Act.

Olsen moved, Radcliffe seconded "That the minutes of April 28, May 5, May 6, and May 7, 2020 be approved." Roll call vote: Yeas: All council members present.

Mayor Gallaway asked City Clerk Heilbrun to read Ordinance No. 1818 by title for the third time as follows: "AN ORDINANCE PROVIDING FOR THE REZONING OF SECTION 32, TOWNSHIP 14, RANGE 49, LOTS 21 AND 22 MORROW ADDITION TO SIDNEY, NEBRASKA, FROM R-2 (LIGHT DENSITY MULTI-FAMILY) ZONE TO C-2 (NEIGHBORHOOD COMMERCIAL) ZONE; AND 50' OF LOT 100 MORROW ADDITION TO SIDNEY, NEBRASKA FROM RAIL ROAD ZONE TO C-2 (NEIGHBORHOOD COMMERCIAL) ZONE, AMENDING THE SIDNEY ZONING CODE AND ZONING MAP OF THE CITY OF SIDNEY, NEBRASKA, ADOPTED BY ORDINANCE NO. 1049 OF THE CITY OF SIDNEY, NEBRASKA, WHICH IS NOW CODIFIED AS TITLE SIX OF PART TWELVE OF THE CODIFIED ORDINANCES OF THE CITY OF SIDNEY, NEBRASKA, TO SO PROVIDE; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN DIRECT CONFLICT HEREWITH."

Mayor Gallaway asked City Clerk Heilbrun to read the Ordinance by number and then called for a motion to pass Ordinance No. 1818. Arterburn moved, Radcliffe seconded "That Ordinance No. 1818 be passed." Roll call vote: Yeas: All council members present.

Mayor Gallaway called for a motion to publish Ordinance No. 1818. Sherman moved, Arterburn seconded "That Ordinance No. 1818 be published." Roll call vote: Yeas: All council members present.

Economic Development Director, Melissa Norgard, presented an LB840 Application for Renkoski Vegetation Services in the amount of \$500,000 over five years, payable after the business meets the payroll creation and job creation requirements of 50 jobs and \$2 million in new payroll in Sidney/Cheyenne County. Jobs qualifying under this Application are those that are created and filled after May 1, 2020 with 10-15 new jobs required for each year of the contract. The money will be disbursed in increments of \$100,000/yr. over the five-year period. The funding will be reimbursed through the anonymous donor fund at the Nebraska Community Foundation.

Cody and Jessica Renkoski gave a background on their company. They stated that the job positions they will offer under this Application will be full-time, year-round jobs averaging 65-75 hours per week in the Sidney/Cheyenne County area. They are currently in the process of purchasing a building with additional land inside the City limits to grow their company, as they have outgrown their current location.

Arterburn moved, Radcliffe seconded “That the LB840 Application of Renkoski Vegetation Services be approved.” Roll call vote: Yeas: All council members present.

Economic Development Director, Melissa Norgard, presented a request for the Allocation of Additional LB840 Funds to Assist Small Businesses during COVID 19 in the amount of \$50,000.00.

Sherman moved, Arterburn seconded “That additional \$50,000.00 be allocated from the LB840 Funds for the COVID 19 Small Business Program.” Roll call vote: Yeas: All Council members present.

Economic Development Director, Melissa Norgard presented a list of recommendations from the Economic Development Citizen’s Advisory Review Committee re: Small Business LB840 Forgivable and No Interest Loans through the COVID 19 Pandemic in the amount of \$60,000 of LB840 funds, which will be reimbursed by the donation through the Nebraska Community Foundation. The seven businesses approved by the Economic Development Citizen’s Advisory Review Committee include: The Busted Knuckle \$5,000 forgivable loan, Grandma Jo’s \$10,000 forgivable loan and no interest, The French Door Antique Mall \$5,000 forgivable loan, The Rock Sports Bar & Grill \$10,000 forgivable loan and no interest, Aliens and Strangers Music \$5,000 forgivable loan, Hoondog’s \$5,000 forgivable loan, and Best Plumbing and Heating \$5,000 forgivable loan. She noted that two applicants: Textured Edge and Brushed Salon had submitted applications but were denied due to the fact that they do not have “employees”, but rather were sole proprietors with renters sharing their space. She noted that they can file an appeal with the City Council if they so desire. One other applicant had withdrawn their application. She noted that while the Council did not need to take formal action on this matter, the Review Committee’s recommendations were being forwarded to the City Council for their consideration as the next step in the process.

General consensus of Council was to accept the recommendations of the Economic Development Citizen’s Advisory Review Committee re: Small Business LB840 funds. Any appeals would be brought to Council for review and possible action.

City Clerk Heilbrun reported that there are three terms expiring on the Planning Commission as of June 1, 2020, and that advertising for the openings is underway. Candidate applications will be brought to Council for appointments at their first meeting in June.

Interim City Manager Scott presented the Budget Report for April, 2020. Radcliffe moved, Olsen seconded “That the Budget Report for April, 2020 be approved.” Roll call vote: Yeas: All council members present.

Sherman moved, Olsen seconded “That the following claims for April 2020, are hereby approved and should be paid as provided by law out of the respective funds in the city treasury.” Roll call vote: Yeas: All council members present. (Abbreviation for claims: bd bond, ct contract, du dues, eq equipment, ex expenses, in insurance, re reimbursements, sa salaries, se service, su supplies, tt travel/training, tx tax, ut utilities)

21<sup>st</sup> Century eq 246.25, 242.57, 149.84, 18.25; 3E Electrical Engineering eq 1530.95; Accelerated Receivables se 657.20; ALSCO su 276.76, 286.24; American Environmental se 34.13; Arrowhead Distributing su 150.50, 126.00; Aulick Industries eq 2753.03; Baker & Taylor su 1672.77, 16.73; Barker Cleaners se 45.00; Black Hills ut 1092.57, 1534.06, 259.37, 335.45, 33.27, 588.72, 129.69, 1263.14; Bomgaars su 180.34, 357.55, 198.17, 32.24, 37.98; Border States eq 598.99; Brenntag eq 3730.76; Cardmember su 4272.39, 1137.43, 409.95, 425.89, 668.38, 194.15; Carolina Software se 200.00; Caselle ct 1644.00; Charter se 209.96, 17.78, 99.98; Cheyenne Co Comm Center se 8000.00; Cheyenne Co Court se 17.00; Cheyenne Co Emergency ct 24818.24; City of Sidney ex se su tx 1240.10, 45000.00, 17666.67, 19750.00, 237.50, 1000.00, 237.06, 32.27, 3750.00, 3750.00, 3000.00, 2000.00, 13.85, 49250.00, 127100.75, 38625.00, 26250.00, 227.71, 317.60, sa 94236.58, 95591.11, 12623.73, 12615.99, 14049.32, 15365.28, 24162.00, 24022.00, 11424.03, 11081.12, 7260.51, 7336.36, in 56721.05, 5709.42, 10731.68, 986.49, 11445.82, 826.86, 17848.94, 1790.28, 5005.81, 366.10, 5728.00, 523.05, ut 2655.42, 2237.50, 20.30, 180.04, 1470.28, 98.32, 1261.35, 7823.95, 1921.36, 10930.80, 132.94; comfort Inn tt 419.80; Cornhusker Int’l eq 586.76; Cranmore Fire se 96.00, 42.00; Cranmore Lawn se 6670.69; Cranmore Pest Control se 90.00, 90.00; Culligan se 19.95, 29.95, 5.00, 29.95; Darin’s Auto

se 202.94; Day & Night se 606.14; Deaver Tire se 15.00; Department of Energy ut 14830.72; Dietrich su 161.20, 268.60; DP Electronics eq 2329.97, 1113.31, 119.98; E&S Auto su 418.61, 299.25, 4206.26, 21.63, 193.03, 79.62, 40.90; Eakes su 13.18, 1569.26, 256.80; Elan Visa su 26.44, 40.00, 835.48, 13.50, ; Enviro Service se 80.00, 40.00; Environmental Resources se 1094.22; Everclear Window Cleaning se 150.00; Fastenal su 7.01, Finney's su 391.62, 382.49, 131.26, 141.35, 51.52; Floyd's Truck su 76.16; Fremont Nat'l ct 9026.888; Frenchman Valley su 3712.88, 1830.96, 3503.86, 1253.89, 592.03, 622.06; Fyr Tek su 58.47; Galls su 287.84; Geiger eq 550.19; GMCO Corporation eq 11250.00; Grainger su 101.50, 58.50; Guideposts su 43.85, 11.97; Hamilton se 179.45, 49.95, 49.95; Hampton Inn tt 87.00; High Plains Budweiser su 524.70, 416.20, 747.60; Hillside Bar & Grill se 300.00; Hometown Leasing se 159.98; Humdinger eq 332.30; Hutcheson Engineering se 7225.56; Ideal Linen su 38.28, 380.17, 68.35, 124.20; Independent Plumbing & Heating eq 1075.10, 15038.78; Interstate Batteries eq 489.80; Journal Office su 40.00; Kevin's Electric su 305.00, 45.37; KSID se 25.00; LL Johnson eq 2900.00, 3663.05; Landis&Gyr ct 750.00; League of NE du 827.75; Leal, Ron se 450.00; Mac Queen Equipment su 110.13; MEAN ut 447185.70; Municipal Supply su 2024.03, 8499.71; NAPA su 6.62, 18.49; NDEQ se 1980.61; NE Dept of Revenue tx 60816.56; NE Golf Asso du 9.00; NMPP su 4215.23; NE Public Health se 598.00; NE Rural Water du 550.00; NE Safety/Fire se 455.00; NE Salt & Grain su 3251.93, 3173.93; NT&T se 1620.45, 143.31, 296.82, 318.28, 55.86, 89.88, 193.97; NE Tire su 18.50, 217.60; NE Link Holdings se 36.00; NMC su 613.00, 1257.40, 159.25, 2447.00; NT Building su 150.00; OCLC su 243.76; O'Keefe Elevator se 330.00, 604.72; One Call se 30.93, 30.93; Panhandle Auto se 408.00; Paytech Fee se 25.25, 25.49; Points West Ins se 539.00; Prestige Flag su 1402.68; Publishers Prime su 1068.10, 49.84; R&T Excavation se 125.00; Radar Shop su 172.00; Reams su 767.43; Resco eq 13743.04; Respond First Aid su 74.00; Rood's Tire su 37.00; Scotties Potties su 560.00; Segelke Janitorial su 780.00; Sidney Regional Medical se 180.00; Sidney Sun Telegraph se 16.94, 675.74, 12.52, 22.83; Sonny's su 90.06; Spic & Span su 4715.0; Splish Splash su 123.95, 39.00; Stone, Eloise rt 400.00; Swire Coca Cola su 104.16; Sysco su 604.51; Titleist su 502.02, 729.66; Tour Edge du 76.16; Triple C Cleaning se 715.66; Triple O's su 15.73, 137.91, United Lab su 210.00; USA Bluebook su 98.41; Utility Service ut 10004.08; Van Diest su 752.40; Verizon se 40.01, 197.87, 59.47, 33.87, 78.61, 33.82, 51.20, 34.65, 64.72; Walmart su 227.53; Wesco eq 25585.00; Western United su 9187.72; Wheatbelt su 9077.22; Whitebluffs 705.00; Wolford, Marie rt 916.47; Woodis Welding su 285.00; Woods & Aitken se 150.00; WPCI se 29

**City Manager/Staff Report: Interim City Manager Scott** reported that 450 tests for COVID 19 had been conducted by the National Guard in the area with 76 tests being conducted in Sidney, yielding no positives. Mayor Gallaway thanked Chief Aikens for his assistance with this testing; **Electric Supt. Mike Palmer** reported that the Ft. Sidney Substation job has been completed and right-of-way reseeded. His crews will be moving to the core part of town for boring projects. He also stated that the pole agreement with Charter has been finalized and Charter has started making payments; **Library Director Richard Sandstrom** reported that the Library's Virtual Summer Reading Program will start at the end of the month; **Chief Building Official Kevin Kubo** reported That the ESU building/garage is currently under construction; **Chief Joe Aikens** reported that they have started contacting business and churches regarding applications for diagonal parking and should be bringing applications to Planning Commission/Council sometime in late June or July; **Solid Waste Supt. Dean Sterling** reported that the Landfill is back to regular hours on weekdays and will be opening Saturdays from 8 a.m. to noon beginning this weekend; **City Attorney Leef** reported that a committee consisting of Burke Radcliffe, Roger Gallaway, David Scott, herself and two members from the Community Center Board are scheduled to meet on May 15<sup>th</sup> at 9 a.m. at City Hall to review the Community Center Contract for the next fiscal year. She urged anyone with questions/comments to direct them to City committee members prior to the meeting.

**Council Comments: City Councilman Sherman** thanked all the City employees for the work they've done over the past month under the current conditions. **Mayor Gallaway** echoed this thanks to all City staff for their resilience in trying times. **Council Arterburn** urged everyone to fill out the Census forms as the information is important to the City and County.

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. Olsen moved, Sherman seconded "That the City Council adjourn to closed session for the purpose of consideration of City Manager candidate review and legal contract matters." Roll call vote: Yeas:

All council members present. Mayor Gallaway announced that the City Council will now go into closed session at 8:24 p.m. Upon Council's return from the closed session, Arterburn moved, Radcliffe seconded "That the closed session end and that the Council has come out of the closed session at 8:56p.m." Roll call vote: Yeas: All council members present

Meeting adjourned at 8:57 p.m.

/s/ROGER GALLAWAY, MAYOR

ATTEST: /s/CYNTHIA K HEILBRUN, CITY CLERK