

Sidney, Nebraska, December 8, 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 via Zoom video conference at 7:15 P.M. on December 8, 2020. Present by video conference were: Mayor Gallaway and Council Members: Arterburn, Sherman, Radcliffe and Olsen. Others present: 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*, 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 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 asked for a moment of remembrance on the passing of Geri Anthony who began her employment with the City in 1966. She served as City Clerk from 1981 to 2019. He noted that there will be a ceremony in the near future to unveil a portrait and plaque in her honor, which will be displayed at City Hall.

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

Mayor Gallaway noted that the meeting would be conducted via electronic means as per Governor Ricketts Executive Order No. 20-36, which allows all governing bodies to meet by electronic communications from December 1, 2020 through January 31, 2021, as long as such meeting access is available to members of the public and members of the media.

Olsen moved, Arterburn seconded "That the minutes of the November 24, 2020 meeting be approved as corrected." Roll call vote: Yeas: All council members present.

County Clerk's certification of the votes cast at the election held November 3, 2020 in Cheyenne County were presented as follows: **FOR CITY COUNCIL MEMBER:** Joe Arterburn 1,695 votes cast; Burke Radcliffe 1,896 votes cast; Loren Hoekema 1,089 votes cast; Scatterings 19 votes cast. **FOR AIRPORT AUTHORITY:** Jim Price 1,946 votes cast; Shannon Odiet 1,705 votes cast; Nic Haas (write-in) 49 votes cast; Jesse Mueller (write-in) 79 votes cast; Scatterings 154. Olsen moved, Sherman seconded "That the County Clerk's certification of the votes cast at the election held November 3, 2020 be approved." Roll call vote: Yeas: All council members present.

There being no further business, the Council adjourned sine die.

The newly elected and appointed members of the Council: Radcliffe and Arterburn, were sworn into office by City Attorney Leef.

City Attorney Leef, acting as temporary chairman, called for nominations for President of the Council (Mayor). Olsen nominated Gallaway. Radcliffe moved, Arterburn seconded "That nominations cease." Roll call vote: Yeas: All council members present. City Attorney Leef asked the City Clerk to call a roll on Gallaway as Mayor. Roll call vote: Yeas: All council members present.

Ms. Leef declared Mr. Gallaway as Mayor.

Mayor Gallaway then called for nominations for Vice-President of the Council (Vice-Mayor). Arterburn nominated Olsen. Arterburn moved, Radcliffe seconded "That nominations cease." Roll call vote: Yeas: All council members present. Nays: None. Olsen was declared Vice- President of the

Council.

Mayor Gallaway asked City Clerk Heilbrun to read Ordinance No. 1822 by title for the third time as follows: “AN ORDINANCE OF THE CITY OF SIDNEY, NEBRASKA, SETTING THE TIME FOR THE REGULAR MEETINGS OF THE CITY COUNCIL AND REPEALING ORDINANCE NO. 1001 OF THE CITY OF SIDNEY, NEBRASKA.”

Mayor Gallaway asked City Clerk Heilbrun to read the Ordinance by number and then called for a motion to pass Ordinance No. 1822. Sherman moved, Radcliffe seconded “That Ordinance No. 1822 be passed.” Roll call vote: Yeas: All council members present.

Mayor Gallaway called for a motion to publish Ordinance No. 1822. Olsen moved, Sherman seconded “That Ordinance No. 1822 be published.” Roll call vote: Yeas: All council members present.

Mayor Gallaway noted that, as per Ordinance 1822, the next City Council meeting would be held at 6:15 p.m. on January 12, 2021.

Mayor Gallaway announced that the Council would now consider the Class LK Liquor License Application of MKSE Norgard LLC dba Boss City Brewing Co., to operate a Craft Brewery (Brew Pub) with Catering Endorsement on the premises located at 824 10<sup>th</sup> Avenue and RESOLUTION NO. 20201201 making a recommendation to the Nebraska Liquor Control Commission re: same.

There were no objections by the public to the application.

Stan Norgard explained that the basement of the building is being converted into a brew space which will allow them to brew up to 6 varieties of beer (10-gallon capacity). He estimated that the space could be ready within the next week or two and ready to be put on tap before February.

There being no questions or comments, Mayor Gallaway asked for a motion to approve Resolution 20201201 re: the Class LK Liquor License Application of MKSE Norgard LLC dba Boss City Brewing Co., to operate a Craft Brewery (Brew Pub) with Catering Endorsement on the premises located at 824 10<sup>th</sup> Avenue and RESOLUTION NO. 20201201 re: same.

Radcliffe moved, Arterburn seconded “That Resolution No. 20201201 be passed and adopted.” Roll call vote: Yeas: All council members present.

RESOLUTION NO 20201201

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 Class “LK” Liquor License Application for MKSE Norgard LLC dba Boss City Brewing Co., to operate a Craft Brewery (Brew Pub) with Catering Endorsement on the premises located at 824 10<sup>th</sup> Avenue, Sidney, Cheyenne County, Nebraska; and

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

LaVerne Bown, Fire Chief, presented one bid received for the purchase of a new Fire Truck from Fry-Tek in the amount of \$493,436.35. This amount is below the budgeted amount of \$529,984.00. He noted that if the City were to pay 50% up front there would be a savings of \$8,500.00, and that the more the City paid up front the larger the discount would be. City Manager Scott noted that he would like to see the product before paying all. He also noted that he is working on a \$50,000 grant towards the purchase, which looks promising. Chief Bown advised that the City would want to go ahead with the contract for purchase this year in order to

avoid price increases after the 1<sup>st</sup> of the year, which could be as much as 5%. He noted that the assembly of the fire truck takes about a year and that at the current level of equipment reserve contribution, we will have enough to meet the purchase price by the Fall of 2021 (FY2021-2022).

Radcliffe moved, Arterburn seconded “That the bid for a new fire truck be awarded to Fry-Tek in the amount of \$493,436.35.” Roll call vote: Yeas: All council members present.

Madi Wilkinson and Ally Benzel presented a City Park Project update. They explained that the objective of the project is to increase accessibility, create a safe park environment, create a destination park, and offer more park experiences for 2-5 and 9-12 year-olds.

They have received two design proposals from Landscape Structures and Crouch Recreations. Parks Superintendent Tom VonSeggern has worked with both companies in the past and feels that the equipment is good and will hold up well.

They described their goals for the project, which they estimate to be \$750,000 to \$800,000.00. Phase 1: of the project would include Community Fund Raising, with a goal of \$50,000.00; Phase 2: Apply for grants and conduct Community Fundraisers, with a goal of \$100,000.00+; Phase 3: Solicit Donor Donations to match grant funds, with a goal of \$250,000.00+.

Their goal is to see the project finished by 2022.

Sherman moved, Olsen seconded “That the following claims for November 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 63.58, 133.59, 38.88; 3E Electrical se 49.61; Absolute Solutions se 209.98; Accelerated Rec se 180.05; Agency 39 se 808.00; ALSCO eq 84.54, 95.45; Altec su 483.61, 1387.71; American Environmental se 945.00; American Legal se 495.00; American Library Asso se 175.00; Aqua Aerobic se 9483.72; Baker & Taylor se 1962.98, 19.63; Barker Cleaners se 30.00; Bassett, Tim se 390.00; Baudville su 60.70; Baum Hydraulics eq 321.27; Best Plumbing se 120.00; Black Hills ut 1481.01, 205.14, 332.50, 33.68, 534.53, 102.57, 102.57; BOKF ct 9231.04; Bomgaars su 127.23, 21.99, 1069.44, 135.68, 151.45; Cardmember se 3436.26, 175.60, 456.37, 106.43, 624.15, 12.79; Caselle ct 1644.00, 100.00; Charter se 525.86, 17.78, 99.98; Cheyenne Co Community Center se 9000.00; Cheyenne Co Court su 17.00; Cheyenne Co Emergency Comm Center se 26741.65; City of Sidney bd ex se tx 579.90, 14333.33, 16416.67, 475.00, 1000.00, 921.38, 253.84, sa 190.05, 89422.75, 91079.60, 13212.28, 13142.17, 15568.68, 15642.19, 23630.95, 24411.90, 8619.00, 8666.18, 9162.10, 9295.27, in 5732.25, 64117.95, 959.84, 11520.97, 909.50, 13184.05, 3236.78, 19537.85, 230.74, 3505.20, 556.42, 6905.02, ut 6496.21, 188.47, 894.63, 979.20, 94.96, 11546.00, 10061.60; Contractor Materials su 399.00; Country Printer su 1197.00; CPS HR Consulting su 404.80; Cranmore Pest se 90.00; Culligan su 19.95, 29.95, 5.00, ; Darin’s Auto se 869.33, 767.39, 339.34; Deaver Tire su 15.00; Dept of Energy ut 15293.14; DHHS du 620.00; DP Electronics se 1893.45, 45.00; E&S su 861.88, 595.77, 1144.83, 428.58, 13.32, 182.28; Eakes su 86.91, 272.71, 61.96, 9.63, 13.47; Eco Resource se 304.00; Elan Visa su 22.32, 122.99, 559.24, 182.91, 22.05, 29.10; Elliot Equipment eq 1076.88; Enchanted Snowflake se 17.80; Enviro se 120.00, 120.00; Fedex se 145.00; Finney’s su 22.98, 1187.55, 32.99, 178.01, 265.99, 57.95, ; Floyd’s Truck se 363.56; Frenchman Valley su 1287.75, 2093.75, 930.30, 2915.18, 3626.06, 1082.06, 657.22, 183.85, 333.45; Fyr-tek su 843.00; Galeton Gloves su 279.83; Golf & Sport su 1480.65; Grainger su 324.69; Guideposts su 45.85, 11.97; Halls Safety su 283.80; Hamilton se 184.70, 49.95, 49.95; Hometown Leasing su 159.98; Ideal su 472.01, 167.18; JC Golf su 91.32; JT Heating su 1699.34; Kevin’s Electric su 3.99, 38.49, 298.00; Kimball Midwest su 174.40; Kois Brothers su 211.37; Kuhns, Rob tt

16.00; LL Johnson eq 2647.97, 2647.97; League of NE du 95.00; Leal, Ron ct 450.00; Lubrication Engineers se 200.21; MacQueen Equipment eq 426.39; Marah, Brandon re 319.30; MC Schaff se 15539.00; Michael Todd Co se 599.86; Midwest Labs su 638.50; Municipal Chemical su 3150.00; Municipal Energy ut 417934.89; Municipal Supply su 12007.32; Munimetrix su 39.99; NE Dept of Revenue tx 60352.54; NE Law Enforcement Training du 30.00; NE Safety/Fire su 419.35; NE State Fire Marshal se 120.00; NE Statewide Arboretum du 55.00; NT&T se 1518.47, 151.93, 286.26, 326.10, 59.06, 90.98, 185.18; NMC eq 408.90, 3568.83; Northern Safety su 50.85; Northwest Pipe su 111.42; OCLC su 243.76; Omaha World Herald su 1027.04; One Call Concepts se 33.62, 33.62; OPTK Networks su 36.00; Paytech Fee se 31.92; Peeley Irrigation se 7100.00; Pins & Needles se 15.00, 70.00; Quill se 16.11; Railroad Management ct 258.95; Randy's Auto se 152.17; Rood's se 17.00, 16.00, 600.16, 138.90, 31.00; Sargent Drilling su 2312.76; Scotties Potties se 560.00; Segelke Janitorial se 780.00; Sidney Regional Medical se 30.00; Sidney Sun Telegraph se 7.00, 274.50; Simon Material su 303.88; Sonny's su 11.35, 59.27; Southwestern Sales eq 44224.83; Spic & Span su 6465.00, 743.00; Splish Splash su 263.20; Stone, Eloise rt 400.00; SWANA du 223.00; Systemview se 630.00; T&L Cleaning se 275.00; Titleist su 262.18, 439.14; Triple O's su 202.63, 65.95, 4.78, 27.48; United Labs su 570.00; USA Bluebook su 429.03, 84.96; Verizon se 40.00, 173.35, 80.98, 49.07, 128.18, 23.91, 80.98; Viaero se 34.70, 64.82; Walmart su 42.81; Wesco su 1967.25; Wheatbelt ut 10694.99; Whitebluffs su 695.00; WIN 911 su 495.00; Winter Equipment eq 2678.14; Wolff, Dewayne re 30.00; WPCI se 543.00.

Finance Director Lane Kizzire gave a Finance General Fund Revenue Update.

Radcliffe moved, Sherman seconded "That the Budget Report for November, 2020 for all city departments be approved." Roll call vote: Yeas: All council members present.

**City Manager/Staff Report: City Manager Scott 1)** Remembered City Clerk Geri Anthony who passed away on December 1<sup>st</sup> noting that she will be dearly missed; **2)** Reminded everyone that as there is not a 2<sup>nd</sup> meeting in December and that the next meeting to be held on January 12, 2021 will begin at 6:15 p.m.; **3)** wished everyone a Merry Christmas. **Electric Supt. Mike Palmer** congratulated Burke and Joe on their reelection and expressed sympathy on the passing of Geri Anthony; **Parks/Cemetery Supt. Tom VonSeggern** expressed his condolences to Lorin Anthony and family on Geri's passing and sent happy holiday wishes to all; **Library Director Richard Sandstrom** reported that, although the doors to the Library are still closed, they are finding new ways of engaging with the public and doing a good business; **Fire Chief Laverne Bown** reported that this has been the busiest year for the Fire Dept., responding to 180 calls. He thanked Council on their approval of a new fire truck so they can provide the best service to the community.

**Mayor and Council Comments: Mayor Gallaway 1)** Congratulated Burke and Joe on their re-election and Bob on his appointment to Vice-Mayor; **2)** Remembered Geri Anthony as a sweet and gentle soul who gave 53 years of service to the City, extending prayers to her family; **Councilmen Arterburn** remembered Geri Anthony's dedication to the City and extended condolences to her family. He wished all a Merry Christmas and Happy New Year; **Councilman Olsen** congratulated the new/old councilmen on their reelection and thanked everyone for the vote of confidence in electing him Vice-Chairman of the Council; stated that Geri Anthony would be remembered for her dedication to the City and missed as a citizen and family member; **Councilman Radcliffe** extended his condolences to the family of Geri Anthony and wished everyone Happy Holidays; **Councilman Sherman** extended condolences to the family of Geri Anthony; congratulations to those reelected to council positions; and noted that the lights in Downtown Sidney look great.

The meeting adjourned at 8:24 p.m.

/s/ ROGER GALLAWAY, MAYOR

ATTEST: /s/ CYNTHIA K. HEILBRUN, CITY CLERK







