

Sidney, Nebraska, May 25, 2021 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 6:15 P.M. on May 25, 2021 in the Council Room. Present in person were: Mayor Gallaway and Council Members: Arterburn, Sherman, Radcliffe and Olsen. Others present: City Manager Scott, City Clerk Borchert. Absent was City Attorney Leef. 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 informed the public of the location of the posted Open Meetings Act.

Mayor Gallaway asked for approval of the minutes. Arterburn moved, Sherman seconded "That the minutes of the May 11, 2021 meeting be approved as printed." Roll call vote: Yeas: Arterburn, Sherman, Gallaway, Olsen. Abstain: Radcliffe.

Mayor Gallaway announced that a public hearing would now be held at 6:17 p.m. regarding the Retail Class D Liquor License Application of RAJ MOTEL Inc., dba Fairfield Inn & Suites, at 889 East Jennifer Lane, in Sidney and Manager Application for the Corporation of Samantha J. Bowles, re: same; and RESOLUTION NO. 20210503 making a recommendation to the Nebraska Liquor Control Commission.

Samantha Bowles and Tieria Muniz were present to represent RAJ Motel. Bowles stated they would currently be selling off-sale liquor, to guests only, to help generate revenue since COVID. There were no public comments and the Chief of Police had no objections to the request.

Mayor Gallaway closed the public hearing at 6:30 p.m. and asked for a motion on the request. Radcliffe moved, Arterburn seconded "That Resolution No. 20210503 be approved." Roll call vote: Yeas: All council members present.

RESOLUTION NO 20210503

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 Retail Class "D" Liquor License Application of RAJ Motel, Inc. dba Fairfield Inn & Suites, 889 East Jennifer Lane, Sidney, Cheyenne County, Nebraska; and

That the Manager Application of Samantha J. Bowles, for RAJ Motel, Inc. dba Fairfield Inn & Suites, 889 East Jennifer Lane, Sidney, Cheyenne County, Nebraska, be approved; and

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

Mayor Gallaway asked Clerk Borchert to read the ORDINANCE 1823 by title, for the second reading, authorizing issuance of highway allocation fund pledge bonds for Highway Link 17J. Borchert read ORDINANCE 1823 by title. Discussion was held regarding waiving third reading since this is a state-

mandated expense. Gallaway asked for a motion on the request to waive the third reading. Sherman moved, Radcliffe seconded, "That a third reading would be waived regarding ORDINANCE NO. 1823." Roll call vote: Yeas: All council members present. Gallaway asked for a motion to pass ORDINANCE NO. 1823. Sherman moved, Olsen seconded, "That the Ordinance entitled "ORDINANCE NO. 1823 AN ORDINANCE AUTHORIZING THE ISSUANCE OF HIGHWAY ALLOCATION FUND PLEDGE BONDS OF THE CITY OF SIDNEY, NEBRASKA, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED TWO MILLION SIX HUNDRED THOUSAND DOLLARS (\$2,600,000) FOR THE PURPOSE OF PROVIDING FUNDS FOR HIGHWAY IMPROVEMENTS IN THE CITY; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME; AUTHORIZING OFFICERS OF THE CITY TO MAKE ARRANGEMENTS FOR THE SALE OF THE BONDS AND TO DESIGNATE THE FINAL TERMS, RATES AND MATURITY SCHEDULE FOR SAID BONDS WITHIN STATED PARAMETERS; APPOINTING A PAYING AGENT AND REGISTRAR; APPROVING POST ISSUANCE COMPLIANCE POLICIES AND PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM. Roll call vote: Yeas: All council members present. PASSED AND APPROVED this 25th day of May, 2021.

Gallaway asked Borchert to read the Ordinance by number. Borchert read the Ordinance by number. Gallaway asked for a motion to publish ORDINANCE NO. 1823 in pamphlet format. Arterburn moved, Sherman seconded, "That ORDINANCE NO. 1823 be published in pamphlet form." Roll call vote: Yeas: All council members present.

Police Chief Joe Aikens asked for consideration of NO VEHICLE PARKING, RESOLUTION NO. 20210504, re: same, Silverberg Dr, Jennifer Lane, Chase Boulevard & Upland Parkway due to the high volume of litter. Bomgaars would like to see no parking because of difficulties in getting their trucks in and out of their loading docks. Aikens stated there is plenty of other off-street parking for the truck drivers. Gallaway asked if this needed to be an ordinance verses a resolution. Scott stated that this can be approved as a resolution as long as the existing no-parking ordinance is referenced. Mayor Gallaway asked for a motion. Olson moved, Sherman seconded, "That RESOLUTION NO. 20210504 re: No Parking be approved as recommended." Roll call vote: Yeas: All council members present.

RESOLUTION NO. 20210504

WHEREAS, the City Council of the City of Sidney, Nebraska has the authority under City Ordinances to set aside any portion of any street in the City upon where no vehicle shall be parked; and

WHEREAS, designating areas where no parking may occur promotes the orderly flow of traffic and the beautification of the City of Sidney;

NOW, THEREFORE, be it resolved by the City Council of the City of Sidney, Nebraska, that the following portion of street shall be designated as permitting no vehicle parking:

Silverberg drive beginning Southeast corner of 3090 Silverberg Drive and continuing

North to the intersection of Jennifer Lane and Silverberg Drive;

And from the intersection of Chase Boulevard and Upland Parkway West to the dead end.

Pursuant to 460.04 of the Codified Ordinances of the City of Sidney, Nebraska, no person shall park a vehicle in any manner 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 No Parking Zones be approved.

City Manager Scott stated that the Chamber of Commerce executes services and deliverables for the City each fiscal year. The Chamber is responsible for several projects to assist with economic development. The only changes made was that the Chamber will do an analysis of survey results. The Chamber also is to invoice the City. Chamber members present: Chamber President Hope Feeney, Kendra Mitchell and Marva Ellwanger. Olsen asked Feeney how many man-hours were needed to fulfill tasks outlined in the contract. Feeney stated that approximately 13 hours per week is allotted to the City, depending on the project. Feeney also stated that her position could be filled within the next couple weeks. Olsen thanked Feeney for her service. Gallaway expressed good luck in Feeney's transition. Gallaway asked for a motion to approve the Chamber contract. Radcliffe moved, Sherman seconded, "That the CHEYENNE COUNTY CHAMBER contract be approved." Roll call vote: Yeas: All council members present.

City Manager Scott reported that workers on the Link 17J should begin to pour concrete Memorial Day weekend. The Elm Street project will start June 1. LB26 was passed, which exempts residential water taxation. Scott stated it will have an effect on our sales tax.

Olsen reported that Chamber/Downtown Business Association has met a few times and are still gathering facts. The committee is going to go slow until the Chamber President and Economic Development Director are hired. Arterburn congratulated the Sidney track teams and Sidney Raider state champions Karly Sylvester and Jacob Dowse. Gallaway congratulated both the boys and girls track teams, stating that the girls were exceptionally strong and placed 4th.

Meeting adjourned at 6:58 p.m.

/s/ROGER GALLAWAY, MAYOR

ATTEST: /s/LORI BORCHERT, CITY CLERK