

Meeting was called to order jointly by the SPNRD Chairman Keith Rexroth, Sidney Mayor Wendall Gaston and JESWA representative Rod Horn at 7:03 p.m. at the South Platte Natural Resources District board meeting room. 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.

Numerous staff, media representatives and other interested parties were also present to hear the presentation from Carter Hubbard of Olsson and Associates Engineers regarding the East Sidney Watershed Project Comprehensive Master Plan prepared for the City and the SPNRD through a consolidated funding arrangement. Various aspects of the study along with its recommendations were discussed, as was future action. Representatives from the Nebraska Department of Environmental Quality are scheduled to visit Sidney in the next three weeks in regards to potential funding sharing on projects recommended by the Master Plan. Those issues and others will now go to the Joint East Sidney Watershed Authority with eventual recommendations back to both the City and SPNRD governing boards. Adoption of the Plan will come at a later time. There being no further action the meeting was adjourned at 7:51 p.m.

A meeting of the Mayor and Council of the City of Sidney, Nebraska, was convened in open and public session at 8:05 P.M. on June 11, 2013 in the Council Room. Present were: Mayor Gaston and Council Members: Gallaway, Nienhueser, Gay and Arterburn. Others present: City Manager Person, Attorney J. Leef, and City Clerk Anthony. 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 Gaston informed the public of the location of the posted Open Meetings Act.

Arterburn moved, Gallaway seconded "That the minutes of the May 28, 2013 meeting be approved as printed." Roll call vote: Yeas: All council members present.

Mayor Gaston announced that a public hearing would now be held as advertised for the Retail Class D liquor license application of The Post at 1020 Old Post Road, Sidney, Cheyenne County, Nebraska and the Corporate Manager Application for Dennis Wamsley for same. The following filed written objections to said applications: None. The following appeared in person or by agent or by attorney and were heard: Robert Goodwin, Attorney for the Wamsleys, presented additional information in regards to the license application and the manager's application. Dennis and Jennifer Wamsley were also in attendance to answer questions. All persons having been heard, the Mayor closed the public hearing.

Gallaway moved, Nienhueser seconded "That RESOLUTION NO. 20130601 be passed and adopted." Roll call vote: Yeas: All council members present.

RESOLUTION NO 20130601

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 issuance of a Class D liquor license to The Post, LLC dba The Post at 1020 Old Post Road, Sidney, Cheyenne County, Nebraska; and

That the Mayor and Council of the City of Sidney, Nebraska recommends approval of the Manager Application for Dennis Wamsley for The Post liquor license at 1020 Old Post Road, Sidney, Cheyenne County, Nebraska, and

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

Steven Waller gave a presentation requesting designated bicycle routes with designated marked lanes be established in Sidney. He also presented a Petition For Increased Bicycle Infrastructure from concerned citizens, a packet of information on signs, economic statistics and a list of proposed streets for bicycle routes in the Sidney area. The request was passed on to public works and police staff to review.

Dennis Armstrong from Cabela's presented a request for vacation of alley and street right of way for the Cabela's Old Corporate Building at 13<sup>th</sup> & Illinois. City Attorney Leef reviewed a proposed ordinance that would accommodate this request. Council Member Arterburn asked about the one other property owner which would be affected by this alley vacation and asked that they be contacted about the proposed ordinance.

Galloway moved, Gay seconded "That the ordinance entitled "AN ORDINANCE OF THE CITY OF SIDNEY, NEBRASKA, VACATING A PORTION OF THE ALLEY AND A PORTION OF THE RIGHT OF WAY EACH AS RECORDED ON THE PLAT OF THE ORIGINAL TOWN OF SIDNEY, CHEYENNE COUNTY, NEBRASKA, AS DESCRIBED; AND PROVIDING CERTIFICATION AND RECORDING OF THE ORDINANCE" be designated as Ordinance No. 1698." Roll call vote: Yeas: All council members present. Abstain: Nienhueser. Gay moved, Gaston seconded "That the Statutory requirement requiring the ordinance to be read by title three different days be suspended." Roll call vote: Yeas: Gay & Gaston. Nays: Galloway & Arterburn. Abstain: Nienhueser. The motion having not concurred in by three-fourths of the Council was declared not passed and said statutory requirement was not suspended. The Clerk then read the Ordinance by title.

Code Enforcement Officer Rowan and City Attorney Leef reviewed the proposed Ordinance No. 1694. The Clerk read Ordinance No. 1694 by title for the third time. Nienhueser moved, Gay seconded "That Ordinance No. 1694 be finally passed." Roll call vote: Yeas: All council members present. The passage and adoption of said ordinance having been concurred in by a majority of all members of the a City Council was declared passed and adopted and the Mayor in the presence of the City Council signed and affixed his signature thereto. Arterburn moved, Galloway seconded "That Ordinance No. 1694 be published in The Sidney Sun Telegraph." Roll call vote: Yeas: All council members present.

Code Enforcement Officer Rowan and City Attorney Leef reviewed the proposed Ordinance No. 1695. The Clerk read Ordinance No. 1695 by title for the third time. Nienhueser moved, Galloway seconded "That Ordinance No. 1695 be finally passed." Roll call vote: Yeas: All council members present. The passage and adoption of said ordinance having been concurred in by a majority of all members of the a City Council was declared passed and adopted and the Mayor in the presence of the City Council signed and affixed his signature thereto. Arterburn moved, Nienhueser seconded "That Ordinance No. 1695 be published in The Sidney Sun Telegraph." Roll call vote: Yeas: All council members present.

Code Enforcement Officer Rowan and City Attorney Leef reviewed the proposed Ordinance No. 1696. The Clerk read Ordinance No. 1696 by title for the third time. Nienhueser moved, Gay seconded "That Ordinance No. 1696 be finally passed." Roll call vote: Yeas: All council members present. The passage and adoption of said ordinance having been concurred in by a majority of all members of the a City Council was declared passed and adopted and the Mayor in the presence of the City Council signed and affixed his signature thereto. Arterburn moved, Galloway seconded "That Ordinance No. 1696 be published in The Sidney Sun Telegraph." Roll call vote: Yeas: All council members present.

Code Enforcement Officer Rowan and City Attorney Leef reviewed the proposed Ordinance No. 1697. Arterburn moved, Gay seconded "That the Statutory requirement requiring the ordinance to be read by title three different days be suspended." Roll call vote: Yeas: All council members present. The Clerk read Ordinance No. 1697 by title for the second time. Galloway moved, Gay seconded "That Ordinance No. 1697 be finally passed." Roll call vote: Yeas: All council members present. The passage and adoption of said ordinance having been concurred in by a majority of all members of the a City Council was declared passed and adopted and the Mayor in the presence of the City Council signed and affixed his signature thereto. Nienhueser moved, Galloway seconded "That Ordinance No. 1697 be published in The Sidney Sun Telegraph." Roll call vote: Yeas: All council members present.

Discussion was held regarding proposed Ordinance No. 1699 re: a Storm Water Development Policy. A request to apply this proposed policy to a sample scenario to see how this affects future projects. Nienhueser moved, Gallaway seconded "That the ordinance entitled "AN ORDINANCE OF THE CITY OF SIDNEY, NEBRASKA, RELATING TO STORM WATER DRAINAGE, EFFECTIVE DATE, CREATION OF CHAPTER 1076 UNDER PART TEN, TITLE SIX OF THE CODIFIED ORDINANCES OF THE CITY OF SIDNEY, NEBRASKA; AND PROVIDING FOR PUBLICATION" be designated as Ordinance No. 1699." Roll call vote: Yeas: All council members present. No motion was made to suspend the statutory requirement requiring the ordinance to be read by title three different days. The Clerk then read the Ordinance by title for the first time.

Arterburn moved, Gay seconded "That Tom Von Seggern and Kent Talich be reappointed to the Sidney Tree Board." Roll call vote: Yeas: All council members present.

Arterburn moved, Gay seconded "That the following claims for May 2013, are hereby approved and should be paid as provided by law out of the respective funds in the city treasury." Roll call vote: Yeas: Gallaway, Gaston, Gay, and Arterburn. Nays: None. Abstain: Nienhueser. (Abbreviation for claims: ex expenses, rt retirement, re reimbursements, sa salaries, se service, su supplies, ut utilities, tx tax, tr transfer, eq equipment, tt travel/training, mt maintenance) Cabelas su 213.98.

Gallaway moved, Gay seconded "That the following claims for May 2013, are here by approved and should be paid as provided by law out of the respective funds in the city treasury." Roll call vote: Yeas: Gallaway, Gaston, Gay, and Arterburn. Nays: None. Abstain: Nienhueser. (Abbreviation for claims: ex expenses, rt retirement, re reimbursements, sa salaries, se service, su supplies, ut utilities, tx tax, tr transfer, eq equipment, tt travel/training, mt maintenance) Hillside Ventures se 2428.68.

Arterburn moved, Gallaway seconded "That the following claims for May 2013, are here by approved and should be paid as provided by law out of the respective funds in the city treasury." (Abbreviation for claims: ex expenses, rt retirement, re reimbursements, sa salaries, se service, su supplies, ut utilities, tx tax, tr transfer, eq equipment, du dues, tt travel/training, mt maintenance, in insurance, aw awards, bd bond, ct contract) 21<sup>st</sup> Century Equipment su 64.35, 9.73; 3F Chimica eq 1373.39; A-1 Sports su 594.92; Accelerated Receivables se 121.92; Ahlers Baking su 59.99; ALS Group su 2387.00; Amateur Sports se 269.00; American Chamber of Commerce se 190.00; American Water Works su 170.00; Anthony, Geri tt 89.50; Aqua Aerobic eq 1185.04, 708.94; Arnold Pool su 527.50; B&B Valley Scale eq 3376.19; Baird Holm Attorneys se 65.00; Baker & Taylor su 1272.47; Bamford su 200.00; Banaszak, Michael re 150.00; Banaszak, Nicholas re 150.00; Barker Cleaners se 12.00, 30.00; Bomgaars su 32.31, 152.77, 214.50, 181.27, 19.22, 584.19, 9.59, 66.77; Brestel, Gerald rt 570.28; Bridgestone eq 1548.27; C&M Golf su 456.54; California Contractors su 279.20; Capital City Concepts se 976.07; Cardmember se 573.38, 26.48, 910.20, 220.65; Cashwa su 1073.20; Cenage Learning su 64.16; CenturyLink se 95.90; Charter Communication su 62.99; Cheyenne Co Chamber su 1250.00; Cheyenne Chamber Gift Cert su 100.00; Cheyenne Co Community Cntr se 20000.00; Cheyenne Co Emergency Comm Cntr se 16537.53; Cheyenne Co Treasurer se 15.00, 2041.60; Chief su 296.89, 421.51; City of Sidney ex su bd 223.94, 4.62, 1046.45, 195.24, 23833.83, 17979.91, 275.00, 1000.00, 5259.79, 16.73, 103.00, 7.36, 124.68, 5297.71, 31.75, 18.65; sa 85810.37, 11372.38, 17629.04, 12112.48, 23930.40, 10044.73, 7044.91, 32196.63, 88289.81, 11385.16, 19145.69, 20984.34, 10816.08, 6942.06, in 42852.23, 8602.18, 13554.42, 7942.12, 5908.82, 2730.46, 538.24, 687.44, 1022.52, 409.18, 490.58; ut 3494.43, 104.94, 175.71, 3345.62, 916.72, 107.77, 4940.19, 933.31, 10350.51, 113.90; Cleveland Golf su 427.25; Clothes Hamper su 40.00; Compressed Air Solutions su 384.22; ConServe Flag su 194.00; Contractor Material su 581.00; Country Printer su 117.00; Craig, Tim tt 23.00; Cranmore Pest/Fire se 85.00; Creative Radio se 750.00; Culligan su 19.95; Custom Cage se 400.00; Darin's Auto Repair se 801.73; Day & Night se 177.46, 305.93; Daylight Donuts su 42.50; Demco su 22.92; DLT Solutions su 918.77; DP Electronics su 35.00, 559.98, 637.60, 33.99, 178.65, 29.99; Dude's Steak House se 115.24; E&S Auto su 144.59, 273.34, 500.33, 1799.43, 772.79, 117.74; Elan Visa su 21.80, 320.98, 49.50; Emergency Responder su 319.89; Falcon Labs su 401.55; Fastenal su 121.62, 490.21, 35.02, 168.29, 309.51, 264.19; Floyds Truck Center su 392.03; Foster Lumber su 91.04, 48.13; Fremont Nat'l Bank su 13399.17; Frenchman Valley su 126.64, 7458.79, 1207.42, 4277.74, 9811.35, 1836.37,

314.48; Fries, Rod su 14.00; Gabis, Chris tt 500.41; Gale su 73.47; Galls su 666.15; Gemplers su 371.70, 357.90; Golden West su 275.07; Grainger su 250.50; Guideposts su 17.74; H2 Golf su 156.11; Hach su 130.29; Halligan, Cody su 842.00; Hamilton se 453.75, 104.90, 99.90, 49.95; Hehnke, John su 60.00; Horizon West su 93.28; Houser, Jodene tt 155.41; Huber & Associates su 33.00; Ideal Linen su 28.69, 216.77, 49.46, 21.65; IIMC du 230.00; Interstate Batteries su 114.95, 96.95, 217.90; Int'l Code Council du 150.00; JA Traffic Products su 100.00; Jacobsen, Andrew re 30.00; Jallen, Shawn tt 500.41; Jirdon Agri Chemicals su 5791.89, 6865.41; John Deere Financial su 16.64; Journal Office su 35.00; Keep Sidney Beautiful su 247.86; Kerstiens, John re 33.97; Kevin's Electric su 297.50; Kimball Midwest su 291.88, 111.98; Kriz Davis eq 4321.76, 24997.62; KSID su 540.00; LL Johnson su 1747.98; Laser This se 102.95; Lawson su 431.28, 67.52, 70.85; Leal, Ron se 450.00; Leef, J tt 89.50; leisure Time su 15.99; Lyle Signs su 85.20; Mail Finance se 1821.00; Marsaus Auto su 8.14; Masek Golf Car se 112.00; Matthes, Joan se 450.00; McGown, Megan tt 85.88, 241.82; Milestone su 192.60; Miller & Sons su 84.04; Miller Office su 1441.76, 55.99, 73.20, 21.40; Miltona Turf su 214.34; MEAN ut 279458.17; Municipal Graphics su 497.47; Murphy Tractor su 102.98; Napa su 70.75; Nationwide Environmental se 1108.61; Nat'l Asso of School Resource Officers du 40.00; NATP du 70.00; NE Environmental su 44.03; NMPP du 825.00; NE Panhandle Golf Asso se 100.00; NE Safety/Fire su 125.00; NT&T su 1399.97, 122.12, 186.73, 297.64, 160.80, 144.36; NE Dept of Revenue tx 58526.37; NE Link su 105.00; Neland Tire su 95.09, 155.26; NE Machinery su 2344.88; Northwest Pipe su 2192.05; NWAGA du 25.00; OCLC su 122.57; Olsen, Eleanor su 275.00; Olsson Asso se 3558.35; One Call se 41.30, 41.30; Palmer, Mike tt 14.00; Panhandle Clerk's Asso du 10.00; Peeley Irrigation se 1080.00; Pepsi su 19.40; Perfection Door su 246.92; Person, Gary re 356.35; Pittam Body su 214.45; Postmaster su 250.00; Prairie States su 3012.55; Project One su 4932.06; Quality Inn su 175.94; Quill su 363.88; Reams Sprinkler su 229.76; RWMC se 5734.59; Reliable Power Consultants se 429.00; Respond First su 19.97, 21.88; Rood's eq 1598.58, 48.40, 294.25, 16.00, 122.25; Rowley, Cody re 150.00; RT Service se 679.26; Schwarz, Paul re 162.99; Scotties Potties se 630.00; Segelke Janitorial se 1050.00, 1050.00; Shirt Tales se 101.60; Show Me Books su 231.00; Sid Dillon Commercial Fleet 36150.00, 28255.00; Sidney Glass su 264.89; SRMC se 136.00; Sidney Soft Water se 70.00, 5.25, 3.50; Sidney Sun Telegraph se 5.89, 1248.92, 216.00; Slama, Mike eq 2000.00; Smith Wholesale Hardware su 502.20; Sonntag, Goodwin & Leef se 5000.00; Sonny's su 9.90, 52.30; Source Gas ut 1354.84, 591.44, 236.76, 61.18, 345.97, 295.73, 295.73, 1540.30; SpeedTech Lights su 159.45; Star Herald su 515.00; Steffens, Deloris se 18.00; Stone, Eloise rt 400.00; Superior Lamp su 643.68; Tactical Technologies se 3911.00; Titleist eq 2818.73; Triple O's su 173.23; U Store It su 60.00; Unitech su 104.50; Vera, John re 23.00; Verizon se 102.00, 70.19, 33.10, 152.80, 99.45; Viaero Wireless su 360.77; Volvo of Denver su 252.07; VonSeggern, Tom tt 73.27; WalMart 28.94, 192.73; Western NE Observer su 38.00, 38.00; Western Pathology se 116.00; Wheatbelt ut 8919.31; Whitebluffs se 372.00; Weins, Tom se 3500.00; Wilkinson, Byron re 350.00; WNCC Foundation du 2000.00; WNCC tt 10.00; Wolf Auto se 153.02; Wolf Sand & Gravel se 84.00, 204.00; Wolford, Marie rt 814.36; Zep Manufacturing su 404.13

Gay moved, Gallaway seconded "That the Budget Reports for all departments for May, 2013 be approved." Roll call vote: Yeas: All council members present.

Goal setting session was held as follows: Gaston - Pool financing; Nienhueser - Continue with new streets and with maintenance; Continue with curb appeal efforts; and Continue with Code Enforcement; Gallaway - 13<sup>th</sup> Street Project - get moved up if possible; Park Redevelopment System; Gay - Pool Financing; Arterburn - he agreed with everything the other council members had suggested. Report of Street Maintenance was given. Public Works Rates were also available for consideration in future budget meetings.

City Manager Person gave a report on recent and upcoming meetings and events; i.e. meetings with Lodgepole & Potter, Sidney Public School meetings re: consolidated grade school, Employers Committee focus on Veteran hiring, Historic Preservation, Thanked Gold Rush Committee, Leadership meetings in Sidney 6-20 and graduation 6-27, Lincoln Highway in Sidney 6/27 along with Appreciation Days and Cruise Night, report on 13th/Illinois project; etc.

Council Member Arterburn and Nienhueser thanked the City and County crews for their assistance during the Share Holders events. Council Member Gay asked about progress with cleaning up the park dumpsters which is the crews are working on it. Council Member Gallaway asked if Landfill hours could be re-considered

to have some time during the week open longer. He also thought the SPNRD was encouraging.

Meeting adjourned at 9:32 p.m.



