

Sidney, Nebraska, September 12, 2023 A Fair Housing City

A meeting of the Mayor and Council of the City of Sidney, Nebraska, was convened in open and public session immediately following the CDA meeting at 5:35 p.m. on Sept 12, 2023 at City Hall, 1115 13th Avenue. Present in person were: Mayor Sherman and Council Members: Strommen, Buckner, Radcliffe and Bondegard. Others present: City Manager Scott, City Clerk Borchert, 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 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 Sherman informed the public of the location of the posted Open Meetings Act.

Sherman asked for a motion to approve the minutes from the August 22 meetings. Radcliffe moved, Strommen seconded, "That the minutes for the Budget meeting, the Community Development Agency meeting and the Council meeting, held on August 22, 2023, be approved." Roll call: Yeas: Strommen, Buckner, Sherman, Radcliffe, Bondegard. Nays: None. Motion passed.

Rachelle Lipker, Executive Director for the American Red Cross, provided Council with information on free installation of smoke detectors and developing a home fire escape plan for residents on September 29 and an *Everyday Heroes Bootcamp* for new Red Cross Volunteer Training to be held on September 30.

Clerk Borchert submitted a recommendation for Jerry Spiker to serve as an alternate on the Board of Adjustment. Sherman asked for a motion. Strommen moved, Bondegard seconded, "That Jerry Spiker be appointed to serve as the alternate for the Board of Adjustment for a three-year term." Roll call: Yeas: Buckner, Sherman, Radcliffe, Bondegard, Strommen. Nays: None. Motion passed.

Tom VonSeggern, Park Superintendent, submitted a recommendation for Andrew Lenzen to fill the seat, vacated by the resignation of Don Ogle, on the Tree Board. Sherman asked for a motion. Bondegard moved, Buckner seconded, "That Andrew Lenzen be appointed to serve as a member of the Tree Board for the term expiring April 24, 2025. Roll call: Yeas: Sherman, Radcliffe, Bondegard, Strommen, Buckner. Nays: None. Motion passed.

Sean McNulty, Sidney resident, came before Council requesting permission to use city property to build a BMX Park. The information provided by McNulty included BMX Track guidelines, cost estimates to build and for maintenance as well as designs for the project. The BMX Park would be a little over 2 acres located west of the Community Garden. McNulty concluded, that this would be a great addition to Sidney for our youth. City Manager Scott asked McNulty if they had contacted residences in the area to get their input. McNulty stated that only one household was contacted. Buckner asked how insurance would be affected. Scott stated that Plummer Insurance was contacted and that it would be similar in liability as the Skate Park, about \$1500 extra per year. Buckner suggested that a venue be explored on the Northside as there is not a lot going on there. Sherman told McNulty that the Council looks forward to seeing future plans.

Marshall Hall, Chief Building Official, came before Council requesting approval of Resolution 20230901; application of subdivision for Vincent J. Heeg. Hall explained to Council that the Planning Commission previously approved this subdivision; rezoning portion had been rescinded. The land requirements remain at 20 acres and no changes to rights of land or any easements. Steve Mattoon, Heeg's attorney, was present. Sherman asked for a motion. Buckner moved, Bondegard seconded, "That the City Council of the City of Sidney, Nebraska, hereby approves the Resolution 20230901 for the subdivision for Vincent J. Heeg, for Tract 1 Schnell Subdivision and part of the Southwest Quarter of Section 28, Township 14 North, Range 49 West of the 6th P.M., Sidney, Nebraska Cheyenne County Nebraska; also known as 534 East Elm Street, Sidney, Nebraska Cheyenne County Nebraska. Roll call: Yeas: Radcliffe, Bondegard, Buckner, Sherman. Nays: None. Abstain: Strommen. Motion passed. (The complete resolution can be viewed at 1115 13th Avenue, office of the City Clerk.)

Sherman asked for a motion to approve the claims. Radcliffe moved, Strommen seconded, "That the claims for August 2023 be approved." Roll call: Yeas: Bondegard, Strommen, Buckner, Sherman, Radcliffe. Nays: None. Motion passed.

That the following claims for August 2023, are hereby approved and should be paid as provided by law out of the respective funds in the city treasury." (Abbreviation for claims: bd bond, ct contract, du dues, eq equipment, ex expenses, in insurance, re reimbursements, sa salaries, se service, su supplies, tr transfer, tt travel/training, tx tax, ut utilities, ff franchise fees)

21st Century Equipment eq 657.18, 192.38, 285.60; 3E Electrical eq 2444.55; Accelerated Receivables se 59.43; Acushnet su 1674.75; Adamson Police Products se 3158.23; Align se 200.00; ALSCO eq 291.96, 130.84; American Environmental eq 2170.88; Asso Supply su 286.52; B&C Steel su 62.50; Baker & Taylor su 2986.72, 29.99; Barker Cleaners se 49.50; Beacon Athletics su 217.00; Best Plumbing se 199.00; Black Hills ut 1108.13, 733.88, 19.30, 38.60, 41.49, 99.76, 9.65, 49.66; BOKF ct 9299.79; Bomgaars su 147.42, 529.80, 179.57, 328.80, 1047.00, 272.75, 559.17, 491.39, 32.60; Borgmann, Chad re 1415.50; Brigmon, Blake re 34.52; Capital One su 131.71; Caselle ct 1828.00; Cashwa su 610.43, 781.39; CenturyLink se 393.78; Charter se 927.61, 109.98; Cheyenne Co Community Cntr ct 9500.00; Cheyenne Co Court se 42.00; Cheyenne Co Emergency Comm Cntr ct 23607.00; City of Sidney bd ex re se 85.62, 561.98, 20.00, 15.48, 750.00, 3000.00, 5229.96,

194.96, 10.00, 71.38, 858.24, sa 128127.76, 127916.00, 627.79, 99399.03, 13597.49, 13124.446, 10636.07, 17308.48, 17658.89, 18014.36, 25468.67, 25078.98, 25173.78, 9922.78, 22472.08, 8034.24, 10793.86, 10901.67, 10738.84, in 5451.86, 56238.69, 4955.66, 813.59, 8657.04, 804.59, 937.95, 11488.64, 831.46, 1281.53, 12986.23, 1254.53, 575.24, 5618.30, 427.67, 295.66, 3267.50, 277.66, ut 11836.97, 3552.52, 268.75, 182.30, 1680.27, 59.21, 661.68, 8161.47, 827.90, 10922.41, 131.31; Cobitco su 113525.34; ConServ Flag su 7.90; Consolidated Management se 3810.00; Cornhusker Int'l su 34.62, 252901.00; Country Printer su 2632.00; Coyote Caller su 16.00; Cranmore Fire se 648.00; Cranmore lawn ct 1875.00; Cranmore Pest se 100.00; Cross Canyon Engineering se 14617.50, Crossroads Coop Tech se 4052.17, 524.29, 759.98, 75.00, 75.00; Culligan se 19.95, 81.90, 5.00, 29.95; Day & Night se 374.16, 498.42; Deaver Tire se 1328.00; Demco su 477.82, 55.10, 10.95; Department of Energy su 24818.66; Design Solutions se 1196.25; DHHS re 81.12; DP Electronics se 55.00; E&S Auto se 588.76, 309.54, 300.56, 1549.58, 96.53, 136.98, 69.95; Eagle Communications se 155.00; Eakes su 105.92, 90.40, 144.95, 366.24, 283.34, 68.99, 170.02; Eco Resource se 160.00; Elan Financial su 7445.18, 168.13, 159.99, 1624.44, 125.34, 516.41, 72.47. 30.30, 60.92, 74.11, 214.32, 38.22, 61.31, 8.89, 519.94; Embroidery Xpress se 408.76; Enviro se 154.00, 100.00, 37.00; Exchange Bank Leasing ct 12654.54; Finney's su 688.51, 827.17, 4.78, 271.53, 239.40, 678.74; Flagship Publishing se 585.00; Floyd's Truck se 266.56, 1121.24, 608.04; Frenchman Valley se 5037.67, 3462.57, 2251.26, 3068.16, 4459.55, 1257.52, 1198.226; Fyrtek su 152.00; Golden West su 283.95; Grainger eq 1694.56, 243.05; Graybar eq 3736.79, 1210.92; Guardian Shield se 500.00; Hach su 554.80; Hamilton se 165.15, 99.90, 49.95; Hennings Construction ct 55436.77; High Point Land su 3500.00; Hometown Leasing ct 274.81, 139.75; Houk, Jason re 15.00; Ideal se 1774.12, 163.72; Inland Truck eq 825.54; Kizzire, Lane tt 182.45; LL Johnson eq 15786.89; Lanckriet, Jamie re 725.37; Landis & Gyr ct 3341.68; League of NE du 20524.00, 1012.75, 1012.75, 1012.75, 1012.75; Leal, Ron ct 450.00; Leef Law ct 5000.00; MC Schaff se 4459.00, 4919.00; MES se 1057.76; Midwest Connect se 15.00; Mizuno su 902.57; MEAN ut 456476.66; Municipal Supply su 12353.23, 1040.60; Munimetrix ct 39.99; NE Dept of Revenue tx 63424.26; NMPP du 1500.00; NE Public Health se 278.70; NE Safety/Fire su 360.00; NT&T se 1670.20, 91.07, 187.27, 375.98, 178.92, 215.89; NE Library Commission se 343.58; Nelke, Jason re 372.85; NMC eq 383.13, 309.60; Norgard, Melissa se 800.00; Northwest Pipe su 184.90; Nutrien Ag Solutions se 2654.63; ODB su 1492.03; One Call se 124.41, 124.41; OPTK Networks su 36.00; Peetz Coop su 6758.86; Pepsi su 180.65; Plummer Insurance in 107.00; PRDI ct 200000.00; Prestige Flag su 1220.41; R&R su 685.20, 749.10; Railroad Management se 344.67, 793.09; RDG Planning se 8000.00; Rood's Tire eq 2269.73, 494.52, 794.20; Royal Flush se 700.00; Sandberg Implements eq 4949.20, 1230.00; Saylor Screenprinting se 158.00; Segelke Janitorial se 825.00; Sherwin Williams su 1350.98; Showcases su 1186.80, 94.94; Sidney Glass su 239.77; SRMC se 521.34; Sidney Sun Telegraph se 8.25, 738.81, 362.22; Silver Dollar su 393.75; Simon Materials su 999.69, 908.50; Sonny's su 401.18, 270.81, 131.21; Spick & Span se 3104.00; Splish Splash se 102.00; Spring Creek Cleaning se 412.00, 434.42; Sukup, Todd re 15.00; Swire Coca-Cola su 463.80; T&L Cleaning ct 275.00; Tital Machinery eq 75.83, 28.00; Tri State Mutual Aid su 25.00; Triple O's su 702.78; Uline su 140.00, 46.41; United Laboratories eq 460.00; USA Bluebook su 246.94; VanDiest Supply eq 4902.15; Verizon se 56.82, 80.02, 414.40, 813.72, 85.52, 42.76, 138.28, 42.76, 85.52; Vermeer eq 18556.12; Vessco eq 1730.81; Viaero se 34.54, 32.29; Wesco eq 2910.56; Wheatbelt ut 11118.76; Whitebluffs ct 1413.50; Wolff, Dewayne tt 60.00; WPCI se 215.00; Wyoming First Aid su 239.71.

Lane Kizzire, presented the August 2023 budget reports to Council. Sherman asked for a motion to approve the budget reports. Buckner moved, Radcliffe seconded, "That the budget reports for August 2023 be approved." Roll call: Yeas: Strommen, Buckner, Sherman, Radcliffe, Bondegard. Nays: None. Motion passed.

Kizzire, gave a power point presentation for the upcoming 2023-2024 budget. Kizzire went over the expenses and revenues of the departments, which were recently updated from the previous budget workshop in August. Kizzire stated that this is a review of the budget, the actual budget hearing will be held on September 26 at City Hall at 5:30 pm with the Council meeting to follow.

Sherman opened a public hearing at 6:17 pm for Resolution 20230904; Community Development Block Grant Downtown Revitalization Funds (CDBG). David Scott, City Manager, stated that the purpose of the proposed project is to revitalize the downtown area of Sidney by addressing the conditions of building facades and overall revitalization of dilapidated commercial buildings. It is intended to transform the downtown corridor of Sidney from a neglected and deteriorating area into a vibrant, historically rich and thriving space. Scott stated that \$100,000 in matching funds from existing LB840 funds are dedicated to projects located in the historic downtown district and are managed by the Historic Preservation Board. Scott recommends approving the CDBG application for submission and having the Mayor sign the grant application. Sherman closed the hearing at 6:24 pm. Sherman asked for a motion to approve the application, (Resolution 20230904). Bondegard moved, Buckner seconded, "That the CDBG Fund application be approved." Roll call: Yeas: Buckner, Sherman, Radcliffe, Bondegard, Strommen. Nays: None. Motion passed. (The complete resolution can be viewed at 1115 13th Avenue, office of the City Clerk.)

Sherman opened a public hearing at 6:25 pm for Ordinance 1856; regarding the purchase agreement between World Trophy Adventures (WTA) and the City of Sidney for the parking lot at 812 13th Avenue. Attorney Leef stated that the original legal description did not include the entire description to include the parking lot. This is to make it transparent to the public. Sherman closed the meeting at 6:27 pm. Sherman asked for a motion to designate the ordinance. Radcliffe moved, Strommen seconded, "That Ordinance 1856 be designated." Roll call: Yeas: Sherman, Radcliffe, Bondegard, Strommen, Buckner. Nays: None. Motion passed. Sherman asked the clerk to read by title. Borchert read, "*An ordinance of the City of Sidney, Nebraska, authorizing the sale of all right, title and interest of the City of Sidney, Nebraska, in and to a tract of land legally described as all of lot 6 except for the east eight (8) feet, and lots 7-11 and 13-15, Block 24. Original town of Sidney, Cheyenne County, Nebraska; and specifying the terms of such sale in section two below.*" Sherman asked for a motion to waive three readings. Strommen moved, Bondegard seconded, "That the readings be waived." Roll call: Yeas: Radcliffe, Bondegard, Strommen, Buckner, Sherman. Nays: None. Motion passed. Sherman asked for a motion to

pass the ordinance. Buckner moved, Radcliffe seconded, "That Ordinance 1856 be passed." Roll call: Yeas: Bondegard, Strommen, Buckner, Sherman, Radcliffe. Nays: None. Motion passed. Sherman asked the Clerk to read by number. Borchert read, "1856." Sherman asked for a motion to publish. Strommen moved, Bondegard seconded, "That Ordinance 1856 be published." Roll call: Yeas: Strommen, Buckner, Sherman, Radcliffe, Bondegard. Nays: None. Motion passed. (The complete ordinance can be viewed at 1115 13th Avenue, office of the City Clerk.)

Chief Joe Aikens brought forth to Council a letter of commendation for Officer Cory Lenstrom, who arrived on a scene of a structure fire, and without hesitation, pulled a person safely out of a burning home.

Scott stated that there will be "Lunch on the Boss" on September 15. Council is encouraged to join staff. Scott also stated that on September 16, there will be an open house at the Sidney Nebraska Armory from 1:00 pm – 4:00 pm. Scott turned the floor to Jeff Klare, Development Director, to talk about the Anti-bullying event. Klare stated that the event will be on September 23 in Legion Park.

Amanda Eastin, Library Director, stated the bookmobile is temporarily out of service. On September 13, there will be a special grandparent's day themed story time at 10:00 am.

Mike Palmer, Electric Superintendent, stated that the electric department has started installing the new light poles.

Klare stated that he and Scott met the new President of WNCC.

VonSeggern stated the mosquito spraying will be wrapping up in the next couple weeks.

Kim Phillips, City employee and coordinator of the Trunk or Treat program, stated that Trunk or Treat will be held on Tuesday, October 31 at Hickory Square.

Buckner stated the he and the Council are trying to figure out ways to recognize the City employees for exemplary work to make employees feel appreciated. Buckner thanked Klare for heading up the Anti-bullying campaign. Buckner recognized Sandra Buckner for being appointed as executive director of Keep Sidney Beautiful.

Sherman stated that he doesn't want anyone to lose sight of how important that the City employees are. Sherman reminded everybody to be respectful and support everybody in this community.

Sherman asked for a motion to go into closed session to discuss personnel matters. Radcliff moved, Bondegard seconded, "That Council go into closed session." Roll call: Yeas: Buckner, Sherman, Radcliffe, Bondegard, Strommen. Nays: None. Motion passed. Close session began at 6:46 pm.

Sherman asked for a motion to come out of closed session. Strommen moved, Buckners seconded, "That closed session ends." Roll call: Yeas: Sherman, Radcliffe, Bondegard, Strommen, Buckner Nays: None. Motion passed. Close session ended at 7:36 pm.

Meeting adjourned at 7:36pm.

ATTEST: /s/BRAD SHERMAN, MAYOR

ATTEST: /s/LORI BORCHERT, CITY CLERK