

Sidney, Nebraska, December 8, 2015, 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 7:18 P.M. on December 8, 2015 in the Council Room. Present were: Mayor Nienhueser and Council Members: Gallaway, Gay, and Arterburn. Absent: Gaston. Others present: Deputy City Clerk Heilbrun and 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 Nienhueser informed the public of the location of the posted Open Meetings Act.

Arterburn moved, Gallaway seconded "That Councilman Gaston be excused from the meeting." Roll call vote: Yeas: All council members present. Absent: Gaston.

Arterburn moved, Gay seconded "That the minutes of November 24, 2015 meeting be approved as printed." Roll call vote: Yeas: All council members present. Absent: Gaston.

Christian Johnson and Michael Dubose of the Cheyenne County Young Professionals Group appeared to propose a beer tasting event in Hickory Square on June 14, 2016. They outlined the goals and logistics of the event and asked for guidance on bringing the idea to fruition. They were instructed to contact the Nebraska Liquor Control Commission and law enforcement for requirements regarding serving alcohol and food catering during such an event. They will keep the Council apprised as plans go forward.

Gallaway moved, Gay seconded "That Resolution No. 20151201 be passed and adopted." Roll call vote: Yeas: All council members present. Absent: Gaston.

RESOLUTION No. 20151201

WHEREAS, the City of Sidney, Nebraska recognizes that a properly functioning public water supply system is necessary to the health and welfare of the citizens of the City; and

WHEREAS, the Mayor and City Council have determined that portions of the City public water supply system are in need of significant repair and improvement; and

WHEREAS, funding for the cost of the repair and improvement of portions of the City public water supply system may be obtained by loan from the Nebraska Department of Environmental Quality, subject to certain requirements and obligations;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Sidney, Nebraska that they should execute the contract for loan between the Nebraska Department of Environmental Quality and the City of Sidney, Nebraska designated as Project No. D311604, incorporated by reference into this Resolution as if fully set forth; and

BE IT FURTHER RESOLVED that Mark Nienhueser, Mayor, is hereby directed to execute the contract and all other documents necessary to facilitate the loan between the Nebraska Department of Environmental Quality and the City of Sidney, Nebraska for the purpose of repairing and improving the City public water supply system; and

BE IT FURTHER RESOLVED that G. F. Anthony, Interim City Manager, be authorized and directed to sign all necessary documents, to furnish such assurances to the State of Nebraska as may be required by law or regulations, and to receive payment on behalf of the applicant.

Gay moved, Gallaway seconded "That Resolution No. 20151202 be passed and adopted." Roll call vote: Yeas: All council members present. Absent: Gaston.

RESOLUTION NO. 20151202

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SIDNEY, NEBRASKA:

That the Mayor and Council hereby find and determine that pursuant to contracts heretofore made, Martin/Martin, the engineer, has performed the engineering work for constructing of Water Extension District #23; and the engineer, has filed with the City Clerk certificates showing the performance of said contract as follows: WATER EXTENSION DISTRICT #23; PAYMENT NUMBER 14.0137-00010; AMOUNT DUE ENGINEER **\$4,351.29**. A warrant in the amount now due the engineer is hereby authorized and charged to said district. Said warrants shall draw interest at a rate of 1.0% per annum and be held by the City of Sidney Investment Account; AND

That the Mayor and Council hereby find and determine that pursuant to contracts heretofore made, Martin/Martin, the engineer, has performed the work for engineering of Street Improvement District #60 for road improvements; and have filed with the City Clerk certificates showing the performance of said contracts as follows: STREET IMPROVEMENT DISTRICT #60 ROAD; PAYMENT NUMBER 14.0136-00012 in the AMOUNT DUE THE ENGINEER **\$5,301.18**, AND Invoice #14.0136-00011 in the amount of **\$1,005.35** DUE

THE ENGINEER. Warrants in the amount now due the contractor are hereby authorized and charged to said district. Said warrants shall draw interest at a rate of 1.0% per annum and be held by the City of Sidney Investment Account; AND

That the Mayor and Council hereby find and determine that pursuant to contracts heretofore made, Martin/Martin, the engineer, has performed the work for engineering of Street Improvement District #62 for road improvements; and have filed with the City Clerk certificates showing the performance of said contracts as follows: STREET IMPROVEMENT DISTRICT #62 ROAD; PAYMENT NUMBER 14.0136-00012 in the AMOUNT DUE THE ENGINEER **\$12,506.44**, AND Invoice #14.0136-00011 in the amount of **2,010.70** DUE THE ENGINEER. Warrants in the amount now due the contractor are hereby authorized and charged to said district. Said warrants shall draw interest at a rate of 1.0% per annum and be held by the City of Sidney

That the Mayor and Council hereby find and determine that pursuant to contracts heretofore made, Martin/Martin, the engineer, has performed the work for engineering of Street Improvement District #61 for road improvements; and has filed with the City Clerk certificates showing the performance of said contracts as follows: STREET IMPROVEMENT DISTRICT #61 ROAD; PAYMENT NUMBER #14.0136-00011 in the amount of **\$1,005.35** DUE THE ENGINEER. Warrants in the amount now due the contractor are hereby authorized and charged to said district. Said warrants shall draw interest at a rate of 1.0% per annum and be held by the City of Sidney Investment Account.

Arterburn moved Gallaway seconded "That Resolution No. 20151203 be passed and adopted." Roll call vote: Yeas: All council members present. Absent: Gaston.

RESOLUTION NO. 20151203

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SIDNEY, NEBRASKA:

That the Mayor and Council hereby find and determine that pursuant to contracts heretofore made, M.C. Schaff & Associates, the engineer, has performed the work for engineering of Street Improvement District #58; and the contractor, Perrett Construction Ltd. for constructing same have filed with the City Clerk certificates showing the performance of said contracts as follows: **STREET IMPROVEMENT DISTRICT #58**; PAYMENT NUMBER 6; AMOUNT DUE ENGINEER **\$28,130.00**; AMOUNT DUE CONTRACTOR **\$235,955.22**. Warrants in the amount now due the contractor and the engineer are hereby authorized and charged to said district. Said warrants shall draw interest at a rate of 1.0% per annum and be held by the City of Sidney Investment Account.

Gay moved, Gallaway seconded "AThat the following claims for November 2015, are hereby approved and should be paid as provided by law out of the respective funds in the city treasury.@ (Abbreviation for claims: aw awards, ct contract, du dues, eq equipment, ex expenses, in insurance, re reimbursements, sa salaries, se service, su supplies, tr transfers, tt travel/training , tx tax, ut utilities) Hillside Ventures se 2420.00." Roll call vote: Yeas: Gallaway, Gay, and Arterburn. Nays: None. Abstain: Nienhueser. Absent: Gaston.

Gallaway moved, Arterburn seconded AThat the following claims for November 2015, are hereby approved and should be paid as provided by law out of the respective funds in the city treasury.@ (Abbreviation for claims: aw awards, ct contract, du dues, eq equipment, ex expenses, in insurance, re reimbursements, sa salaries, se service, su supplies, tr transfers, tt travel/training , tx tax, ut utilities)

21st Century eq 454.32, 1424.50, 975.88; Accelerated Receivables se 243.56; American Environmental se 2815.19; Atco Int=l su 253.50; B&C Steel su 110.72; Barker Cleaners su 30.00; Barker Rinker Seacat se 8078.69; Baum Hydraulics eq 2719.08; Best Plumbing se 120.00; Bomgaars su 56.14, 103.44, 6.38; Brandt Appraisal se 7500.00, 9500.00; Brenntag Great Lakes se 3727.80; Cabela=s su 288.98; Canon Financial se 112.90; Cardmember se 1504.04, 198.83; Carlson Software se 375.00; Caselle se 1594.00; Cement products se 38115.26; Charter se 7.89, 67.99; Cheyenne Co Chamber se 1666.67; Cheyenne Co Community Center se 20496.00, 159.00; Cheyenne Co Emergency Comm Cntr se 23727.83; Cheyenne Co Treasurer se 34.00; Cheyenne Irrigation se 86.96; Chief su 477.10, 508.54; City of Sidney ex 19750.00, 350.00, 2000.00, 565.42, 337.15, 265.50, 104.71, 103492.50 sa 92871.07, 90970.77, 12087.70, 12216.08, 18039.14, 18298.56, 25642.08, 25292.13, 12958.54, 12079.73, 12087.70, 8521.06 in 5746.14, 61286.84, 1023.69, 13246.88, 1043.84, 14144.30, 2114.98, 24721.41, 909.83, 10701.73, 900.30, 9493.41 ut 4587.93, 47.49, 136.01, 794.86, 464.21, 116.15, 7059.45, 9794.32; Clothes Hamper se 108.00; Colorado Chapter ICC du 300.00; Comfort Inn se 85.44; Community Publishers se 316.00; ConServ Flag se 234.20; Consolidated Management se 65.50, 106.75; Contractors Materials se 395.05; Country Printer su 68.00; Cranmore Pest/Fire se 85.00; Croelle se 119.38; Culligan se 29.95, 5.00, 29.65; Darin=s Auto se 1641.43; Day & Night se 647.50; Days Inn se 512.94; Deaver Tire se 100.00; Department of Energy ut 20152.79; Dept of HHS re 145.61; Diamondback Engineering se 19180.00; Ditch Witch eq 373.60; DP Electronics su 649.96, 29.98, 187.05, 2676.44, 64.48; E&S Auto su 199.74, 77.62, 409.07, 1543.19, 110.81, 872.23; Eakes su 179.35; 81.68; EcoResource se 152.00; Elliott Equipment eq 460.82; Endurance Flag su 52.00; Enviro se 144.00, 36.00; Fairfield Inn se 101.67; Farwest Line eq 1360.26; Finneys su 1186.03, 405.94, 223.49, 485.86, 406.09, 498.04, 962.55; Fleetwest eq 9027.25; Floyd=s Sales eq 7365.10, 241.28, 5493.47; Foster Lumber su 17.99, 239.25, 166.31; Fremont Nat=l Bank ct 13175.84; Frenchman Valley ex 6130.61, 897.55, 1651.03, 5711.14, 1295.54, 716.35, 488.45, 463.15; Fyr Tek su 761.82; Gempler=s su 129.90; Golden West su 459.03; Grainger su 322.14, 138.72; Hach su 287.58; Hamilton se 160.85, 99.90, 49.95; Hochwender, Tina tt 87.40; Hofrock, Curtis tt

203.50; Holiday Inn se 89.00; Hometown Leasing ct 978.32; Horizon West eq 53.46, 717.75; Houser, Jodene re 85.00; IAPMO du 45.00; Ideal Linen su 325.86, 121.31, 55.04, 24.82; Intellisys eq 4195.00; Interstate Batteries su 116.95, 455.80; Int=1 Code Council su 298.40; JD Gray ct 16500.00; JP Cooke su 116.42; Jirdon su 896.95; Johnson, Felicia re 44.62; Johnson, Kris tt 248.00; Kevin=s Electric se 107.72; Kimball Midwest su 120.08; Knappen, Tony tt 103.50; KSID se 225.00; LL Johnson su 13380.42, 3466.89; Laser This su 45.00; Leal, Ron se 450.00; Lincoln Winwater Works eq 2790.00; LN Curtis & Sons se 458.22; Lubrication Engineers se 322.05; MC Schaff se 7055.50; Mail Finance ct 1821.00; Marriott se 169.00; Matt Friend se 28.00; Matthes, Joan se 625.00; Mid Iowa se 3020.50; Miller Office su 5160.18, 10.99, 45.65, 162.89; MEAN ut 461167.06; Municipal Pipe se 5225.00; Municipal Supply eq 10027.01, 3611.68; Napa su 4.06, 314.73, 59.17; National Industrial su 179.88; NDEQ su 2905.00; NE Dept of Revenue tx 57636.13; NE Environmental su 780.86; NMPP du 4778.58; NE Public Health se 2211.00; NE Rural Water du 165.00, 275.00; NE Salt & Grain su 23117.28; NT&T se 1582.60, 127.89, 201.26, 310.98, 52.14, 113.79; NE Tire se 496.09; Nienhueser Partners se 4030.00; NMC se 161.14, 37.76, 257.64; Northwest Pipe su 9712.19, 6735.97, 1155.72; 48.48; Olsen, Eleanor se 275.00; Olsson Asso se 2065.70; One Call Concepts se 93.90, 93.90; Palmer, Matthew re 50.69; Palmer, Mike tt 118.66, 83.00; Panhandle Auto se 961.96; Pepsi su 149.00; Perfection Door su 66.00; Performance Auto se 260.34; Phillips, John re 284.24; Pins & Needles se 26.80; Plainsman Electric se 13009.00; Points West in 70475.00, 23904.00, 36511.00, 29950.00, 21312.00, 19733.00; Police Officers Asso du 225.00; Potter Lions Club se 149.00; Prairie State Communication se 505.00; PT Catering se 200.00; Quality Construction & Carpentry se 350.00; Quezada, Rodrigo re 13.24; Raffelson Rock su 2609.33; Randy=s se 327.72, 13.00; PDJ Specialties se 233.09; Reams Sprinkler se 238.09; RWMC se 5948.66; Reichenbach, Alvin re 52.31; Renner Sports se 10911.00; Respond First Aid su 57.41, 52.73; Ritec Industrial su 1027.50; Robert Nation se 2059.30; Robs Lock Service se 104.00; Roods se 1683.24, 104.71, 157.25, 15.00, 231.90, 36.95, 15.00; Rowan, Brad re 23.00; Russell Industries eq 4703.47; Safeway se 1447.10; Sailor, Matt re 99.73; Sargent Drilling se 1540.94; Sauder Auto se 395.08; Scotties Potties se 700.00; Segelke, Carla se 1050.00; Sidney Glass se 27.00, 45.08; SRMC se 272.00; Sidney Rehabilitation se 125.00; Sidney Sun Telegraph se 368.83, 19.13; Sidney Volunteer Fire se 371.04; Simmons Olsen Law se 3540.75; Simon Contractors se 542.88; SOA Enterprises se 400.00; Sonntag, Goodwin & Leef ct 5082.00; Source Gas se 518.16, 114.10, 32.06, 88.85, 57.06, 57.06; Spic & Span se 3185.00, 1060.00; Splish Splash se 240.80, 29.40; Stone, Eloise rt 400.00; Superior Outdoor Power se 5761.32, 36.40; Team Effort se 239.40; Thompson Co su 78.02; Thomson Reuters se 200.00; Triple O=s su 11.99, 28.14, 89.85, 92.10; Verizon Wireless se 221.30, 70.51, 33.26, 193.96, 66.52, 33.26; Walmart su 257.53; Wayne Gray Construction se 250.00; Weezeco LLC ct 4080.00; Wheatbelt ut 5696.20; Whitebluffs ct 890.00; Wolford, Marie rt 916.47; WPCI se 58.00, 150.00; XC2 Software se 550.00; Elan Visa su 25.23; City of Sidney se 519.23; Baker & Taylor su 872.91; City of Sidney se 541.53; Culligan su 39.90; Demco su 448.07; Elan Visa su 780.60; Frenchman Valley su 131.31; Floyd=s Truck se 4681.01; Guidepost su 53.22; Ideal Linen su 29.36; Journal Office su 35.00; NT&T se 93.38; NE Link se 36.00; NE Life se 44.00; OCLC su 200.71; Quill su 767.97; Segelke Janitorial se 1050.00; Sonnys su 4.98; Showcases su 399.60; Sidney Sun Telegraph se 5.73; U Store It se 60.00.” Roll call vote: Yeas: All council members present. Absent: Gaston.

Staff reports:

Jo Houser presented a schedule change for the Sidney Stage Line. The change will temporarily eliminate the Cheyenne County Community Center from the route, due to the location of the new hospital on Pole Creek Crossing and the closure on Ft. Sidney Rd. Once Ft. Sidney Rd. is reopened the route will once again include the Center. The schedule change is being published.

Tina Hochwender reported that Front Range Research will be conducting evaluations for the CLG grant in conjunction with the Historical Preservation Group; NDED had conducted an audit of the Grassland Apts. Project on 12/7/15, with all being in order. She noted that there are 2 income-based apartments vacant; update on Hickory Street Square events for Christmas season, with the last event being December 20th.

Ben Dayton informed the Council that contractors should be finished pouring the last of the concrete on Ft. Sidney Rd. today, with clean up and finishing touches (guardrails, etc.) completed and road opening by Christmas.

Councilman Gay stated that he will be absent from the December 22nd meeting.

Mayor Nienhueser reported that he had attended the ribbon cutting event for the new Sidney Regional Medical Center this morning. He thanked the hospital board for their foresight and investment in the community, noting that the new facility will create over 100 new jobs in our community. He stated that Council will be given an update on the search for City Manager on December 22nd.

Meeting adjourned at 7:45 p.m.

Mayor

ATTEST:

Deputy City Clerk

