

Sidney, Nebraska, April 10, 2012 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 7:15 P.M. on April 10, 2012 in the Council Room. Present were: Mayor Gaston and Council Members: Weiderspon, Nienhueser, Hiatt and Van Vleet. Others present: City Manager Person, City Attorney 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.

Nienhueser moved, Hiatt seconded "That the minutes of the March 27, 2012 meeting be approved." Roll call vote: Yeas: All council members present. Abstain: Gaston.

Rob Robinson of Points West Bank announced that the City of Sidney had been the recipient of an insurance dividend from EMC.

Mayor Gaston read and proclaimed April as Fair Housing in Sidney Month. Parks Superintendent Tom Von Seggern read and Mayor Gaston proclaimed April 27, 2012 as Arbor Day in Sidney. Tom also announced the annual Tree Give Away and the celebration of the 26<sup>th</sup> year as Tree City USA would be held at the Youth Camp on April 21, 2012.

Nienhueser moved, Hiatt seconded "That RESOLUTION NO. 20120401 be passed and adopted." Roll all vote: Yeas: All council members present.

**RESOLUTION NO 20120401**

**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 manager application of Wayne H. Yoemans for the Class #I-91087 liquor license of Perkins Restaurant & Bakery located at 655 Cabela Drive in the City of Sidney, Cheyenne County, Nebraska, and

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

Hiatt moved, Van Vleet seconded "That RESOLUTION NO. 20120402 be passed and adopted." Roll all vote: Yeas: All council members present.

**RESOLUTION NO. 20120402**

**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 a contract heretofore made, the engineer, McCaslin Consulting, Inc., and Nienhueser Construction, the contractor, have performed the work for the engineering and construction of sanitary sewer improvements in Sanitary Sewer Extension District No. 20 of this city and has filed with the City Clerk certificates showing the performance of said contract as follows: Engineers Estimate Number 4; Sanitary Sewer Extension District #20; AMOUNT DUE ENGINEER \$3,787.50; and Contractor's Estimate Number 2; Sanitary Sewer Extension District #20; AMOUNT DUE THE CONTRACTOR \$34,506.77. Warrants in the amounts 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 Electric Department as an investment.

Upon request of Mayor Gaston, the City Clerk read Ordinance No. 1675 by title for second reading as follows: "AN ORDINANCE OF THE CITY OF SIDNEY, NEBRASKA, TO AMEND CHAPTER 660 "SAFETY, SANITATION AND HEALTH" SECTION 660.02 "STORAGE OF UNLICENSED VEHICLES OR PARTS" OF THE CODIFIED ORDINANCES OF THE CITY

OF SIDNEY, NEBRASKA TO PROVIDE FOR ABATEMENT AND CRIMINAL PENALTIES RELATED TO VEHICLES UNLICENSED MORE THAN FOUR MONTHS, TO PROVIDE ADDITIONAL MEANS OF SERVICE; TO REPEAL ANY ORDINANCE OR PART OF ORDINANCE IN CONFLICT THEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE OF THIS ORDINANCE”.

Van Vleet moved, Weiderspon seconded "That the following claims for March 2012 are hereby approved and should be paid as provided by law out of the respective funds in the city treasury:" Roll call vote: Yeas: Weiderspon, Gaston, Hiett and Van Vleet. Nays: None. Abstain: Nienhueser. (Abbreviation for claims: ex expenses, rt retirement, re reimbursements, sa salaries, se service, su supplies, tr transfers, tx tax, co capital outlay) Cabela's su 102.06.

Weiderspon moved, Hiett seconded "That the following claims for March 2012 are hereby approved and should be paid as provided by law out of the respective funds in the city treasury:" Roll call vote: Yeas: Weiderspon, Gaston, and Hiett. Nays: Van Vleet. Abstain: Nienhueser. (Abbreviation for claims: ex expenses, rt retirement, re reimbursements, sa salaries, se service, su supplies, tr transfers, tx tax, co capital outlay) Hillside Ventures se 2388.08.

Van Vleet moved, Nienhueser seconded "That the following claims for March 2012 are hereby approved and should be paid as provided by law out of the respective funds in the city treasury:" Roll call vote: Yeas: Nienhueser, Gaston, Hiett and Van Vleet. Nays: None. Abstain: Weiderspon. (Abbreviation for claims: ex expenses, rt retirement, re reimbursements, sa salaries, se service, su supplies, tr transfers, tx tax, co capital outlay) White Bluffs su 332.00.

Hiett moved, Van Vleet seconded "That the following claims for March 2012, 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: All council members present. (Abbreviation for claims: ex expenses, rt retirement, re reimbursements, sa salaries, se service, su supplies, tr transfers, tx tax, co capital outlay) 21<sup>st</sup> Century su 88.75, 21650.00, 345.44; A-1 Sports su 17.85; Accelerated Rec se 580.33; Ag Teck Repair se 309.76; AlSCO se 456.28, 87.37, 237.05; Amateur Sport se 179.00; American Environmental se 2748.60; American Public Works su 149.00; Andy Staples golf su 4000.00; Asso of Public Treasurers se 58.33; Atco Int'l se 149.15; B&C Steel su 39.08; Bomgaars su 107.93, 89.98, 14.31, 46.99, 147.50; Brestel, Gerald rt 570.28; Callaway Golf su 671.30; Campbell, Rob su 233.00; Cardmember se 45.32, 1115.86; Central States se 5225.22; CenturyLink se 97.08, 98.28; Cheyenne Co Chamber se 35.00, 1685.00; Cheyenne Co Community Center se 10000.00, 358.00; Cheyenne Co Emergency Comm Center se 19265.06; Cheyenne Co Sheriff se 327.25; Chief su 178.99; City of Sidney se sa su tr tx co 16301.62, 17223.89, 7477.50, 5.16, 9553.00, 9690.54, 10684.36, 84257.61, 17888.91, 32869.25, 1000.00, 196.20, 111.84, 103.00, 73823.55, 38566.40, 57798.10, 348691.80, 123.55, 9488.99, 5214.44, 6401.06, 7563.02, 13066.80, 44788.75, 522.97, 426.76, 429.21, 399.51 1093.10, 2970.85, 23948.85, 194472.20, 2260.66, 9855.43, 113.12, 4630.17, 1416.01, 179.83, 61.00, 1006.57, 1099.00, 2231.56, 788046, 10871.29, 24257.52, 83967.42; Clothes Hamper su 35.00; Cobitco su 288.36; Colonial Research se 637.10; ConServ Flag su 498.00; Consumer Direct su 250.00; Cornhusker se 206.48, 714.00; Country Printer su 255.00, 65.00; Cranmore Pest/Fire su 85.00; Crimson Fire su 59.74; Dalton, Francis re 35.00; Darin's Auto su 524.91, 214.26; Day & Night se 1356.00, 62.13, 348.87, 938.02; Dead Short se 4158.00; Dept of Energy se 19034.28; DHHS se 40.00; DP Electronics su 55.97, 482.30, 2291.58; E&S Auto su 1352.45, 60.34, 709.51, 201.09, 11.92, 998.70, 23.86; Eakes Office su 102.52; Ed Roehr Safety su 115.20, 113.20; Egging, Don re 87.00; Electro Test su 3840.00; Emergency Responder su 87.12; Enviro Service se 75.00; FBINAA FBI Academy se 90.00; FC Organizational su 37.52; Finley Const se 55.00; Finney's se 188.54, 34.52, 12.78, 666.17, 272.06, 28.23; First Nat'l Bank su 500000.00; Floyd's su 6924.15, 89336.00; Foster Lumber su 26.56; Fremont Nat'l Bank su 13116.66; Frenchman Valley su 8903.91, 366.53, 471.42, 1211.42, 2581.30, 2083.61, 6374.89, 4113.78; Fries, Rod re 46.00; Gaston, Wendall re 471.34; Gemplers su 370.70; GLEC su 633.67; Glenn, Amanda re 68.29; Golden West Industrial su 389.84; Graphics Plus su 253.67; Great Plains su 18.00, 18.00; H2 Golf su 1059.03; Hach Co su 290.97; Hail Masters su 2618.28, 2700.60; Hall's Safety Equipment su 171.70; Hamilton se 99.90, 49.95, 334.70; Hanumasager, Shridnar re 130.97; High Country HD su 635.31; Horizon West su 67.83, 229.80; Ideal Linen su 57.00, 101.37, 21.65, 438.00, 346.92; Inland Truck su 147.61; Interstate Batteries su 55.98; Int'l Asso Chief of Police su 120.00; Johnson, Kris su 555.36; Journal of Light su 14.99; Kevin's Electric su 80.89, 13.00; Kriz Davis su 1766.90, 773.32; KSID su 300.00; LL Johnson su 9777.71, 1568.74; La Quinta su 332.64; League of NE su 1025.00; Leal, Ron su 450.00; Leef, J ex 87.00;

Light & Siren su 739.38; Lincoln Nat'l Life su 203.85; Lincoln Winwater Works su 5485.00; Lloyd, Derek re 58.93; Loghry, Justin su 227.00; Matthes, Joan se 450.00; Memorial Health Center su 136.00; Merchant JT&S se 550.00; Milestone su 74.00; Miller Office su 543.13, 581.13, 1086.29, 15.99, 2208.69, 3097.67; Miracle Recreation su 6717.61, 1614.38; Morton Buildings co 15904.00; Movie Ad Management se 540.00; Municipal Chemical su 6160.00; MEAN su 265181.97; Municipal Supply su 2051.21; Munimetrix Systems su 499.00; MWC Enterprises su 279.74; Napa su 22.35, 47.28, 33.97, 834.28, 314.64; Nationwide Mgmt se 275.00; NE Dept of Revenue tx 46310.88; NE Dept of Roads co 255664.96 ; NE Golf Asso se 36.00; NE Public Health se 228.00; NT&T se 235.05, 99.16, 48.53, 120.29, 284.59, 1389.94; NE Water Environment su 270.00; NEC Financial su 329.65; Newman Traffic su 4177.16; NFPA Int'l su 165.00; NE Machinery su 325.00; NMVC se 75.00; Northwest Pipe su 2114.22, 79742.23; Olsen, Eleanor su 275.00; PADD se 3000.00; PDS Inc se 2140.00; Pelster, Jim re 229.64; Perfection Door su 94.00; Person, Gary re 1081.38; Pittam Body Shop se 110.00; Points West su 25765.00, 12725.00, 14937.00, 18811.00, 20341.00, 44132.00; Premier Tire su 94.50; Proctor, Jason ex 50.62; QA Balance se 125.00; Radar Shop se 234.00; Rauner & Asso co 29600.00; Ray's Auto se 504.37; Regional West se 5567.56; Respond First Aid se 26.78, 38.25, 109.75, 115.87; Ritec Industrial su 615.00; Rood's Tire su 60.00, 135.00, 689.52, 9.90, 271.80, 19.50; Schmidt Motors se 635.05; Scotties Potties se 630.00; Segelke, Carla se 1050.00; Sidney Soft Water se 2.50, 3.75, 70.0, 21.61, 10.80, 26.11; Sidney Sun Telegraph se 887.67; Sonntag, Goodwin & Leef se 5000.00; Sonny's se 11.97; Source Gas su 563.25, 1763.18, 1873.72, 407.33, 814.64, 447.10, 203.65, 744.63, 2035.65; NRD se 273.76; Southwestern Equip su 26.28; Splish Splash se 42.60; Steffens Home Interiors se 5650.26; Sterling, Dean re 133.00; Stone, Eloise rt 400.00; Swanson, Candice su 250.00; Toastmasters se 40.00, 40.00, 40.00; The Thompson su 371.65; Triple O's su 45.66; USA Bluebook su 673.99, 1101.51; Utility se 12799.34; Verizon Wireless se 34.10, 34.10, 68.20, 68.20, 155.91, 103.66; Vessco su 5311.79; Viero se 410.54, 415.19; Walmart su 234.16; Water Environment su 96.00; Western Pathology su 139.30, 139.30; Wheatbelt su 9223.08, 439.03; WNCC su 50.00, 50.00, 50.00; Wolford, Marie rt 814.36; Zep su 344.04; Thomas Bourey se 139.50; Barker Cleaners se 12.00; Baker & Taylor su 393.90; City of Sidney se 1323.80; Charter se 113.99; Country Printer su 46.00; Cengage learning se 401.65; Council of State se 58.50; Culligan su 18.00; Day & Night se 208.60; Diamond Sales se 330.69; DP Electronics su 19.99; Elan Visa se 94.12; Frenchman Valley su 81.97; Journal Office su 37.60; Ideal Linen su 26.90; NT&T se 141.40; OCLC se 116.83; Petty Cash se 6.40; Segelke Janitorial se 1050.00; Sidney Sun Telegraph se 4.25; U Store It se 60.00; Leisure Time se 14.39; Guideposts su 17.74.

Weiderspon moved, Nienhueser seconded "That the Budget Reports for March, 2012 be approved." Roll cal vote: Yeas: All council members present.

Presentation of a Tort Claim as received by the City Clerk on 4-9-12 from Amiola Donley on behalf of herself and Karisma Donley and Charles Donley, her minor children was announced.

City Manager's Report consisted of updates of recent and upcoming meetings and/or events; i.e. Award received by Rod Fries for dedicated service from the NMPP and a subsequent monetary award to the project of Rod's choice which went to the AWANA group; Chamber annual strategic session; SPNRD meetings re: drainage issues and possible addition to redevelopment plans for substandard & blighted area for same; townhall meetings at the Library by Congressman Smith's staff; Historic Preservation 4-10; Cheyenne County Leadership 4/11-Economic Development sessions; recap of last days of the Legislative session; KSID Spring Expo, Girls Day Out 4-21, Firemen's 133rd Ball, Airport Authority discussions with WNCC re: long term lease; MHC Health Fair 4-21; Convention Center study update, and donation to the Legion Park Pond in honor of Brian Linneman from the Park Avery Group LLC; etc.

Public Services Director Hehnke reported on 4-26 NDOR meeting re: L17J project; Choice Gas starts this weekend, Verde Lane ditch update, etc.

Council Member Hielt commented on recent press releases about his possible plans to relocate out of the community. He expressed his appreciation to the community for their support throughout this time and will provide further information for the next council agenda if possible. City Attorney Leef provided information on the process of declaring a vacancy should the need arise.

The meeting adjourned at 8:00 p.m.

ATTEST: /s/ G.F. ANTHONY, CITY CLERK

/s/ WENDALL GASTON, MAYOR









