

Sidney, Nebraska, January 8, 2019 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 January 8, 2019 in the Council Room. Present were: Mayor Gallaway and Council Members: Arterburn, Sherman, Radcliffe, and Olsen. Others present: City Manager Sadler, 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 Gallaway informed the public of the location of the posted Open Meetings Act.

Arterburn moved, Sherman seconded "That the minutes of the December 11, 2018 meeting be approved as printed." Roll call vote: Yeas: All council members present.

The Planning Commission's Final Report re: approval for the rezoning application of Darin Van Natter and Susan Hiett for Lot 6, Block 13 Section 49 more particularly described as 2525 11th Avenue from R-1 to R-1a was presented. The Public Hearing was called to order by Mayor Gallaway at 7:17 p.m. Sue Hiett spoke of her rezoning application. Jim Korth of RKS Law Office of Sidney & Ogallala representing the applicants reviewed the rezoning process that had occurred to date. Council Member Burke excused himself from voting on this topic due to his employer having objected to this rezoning at the Planning Commission Public Hearing. Council Member Arterburn voiced his objection to this rezoning for various reasons; i.e. horses being allowed in R1-a, citizens concerns, spot zoning precedent, proximity of homes, etc. The Public Hearing adjourned at 7:45 p.m.

Sherman moved, Olsen seconded "That AN ORDINANCE PROVIDING FOR THE REZONING OF A 3.73 ACRE PARCEL OF LAND LOCATED IN PART OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 13 NORTH, RANGE 49, EAST OF THE HIGHWAY LANDS INSIDE SIDNEY, MORE PARTICULARLY KNOWN AS 2525 11TH AVENUE, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-1A (RURAL RESIDENTIAL ESTATE) ZONE; AMENDING THE SIDNEY ZONING CODE AND ZONING MAP OF THE CITY OF SIDNEY, NEBRASKA, ADOPTED BY ORDINANCE NO. 1049 OF THE CITY OF SIDNEY, NEBRASKA, WHICH IS NOW CODIFIED AS TITLE SIX OF PART TWELVE OF THE CODIFIED ORDINANCES OF THE CITY OF SIDNEY, NEBRASKA, TO SO PROVIDE; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN DIRECT CONFLICT HEREWITH be designated as Ordinance No. 1802." Roll call vote: Yeas: Sherman, Gallaway, and Olsen. Nays: Arterburn. Abstain: Radcliffe. Sherman moved "That the Statutory requirement requiring the ordinance to be read by title three different days be suspended." Their being no second, the statutory requirement was not suspended.

Arterburn moved, Radcliffe seconded "That the Ordinance entitled "AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; AND REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH" be designated as Ordinance No. 1803." Roll call vote: Yeas: All council members present. Radcliffe moved, Sherman seconded "That the Statutory requirement requiring the ordinance to be read by title three different days be suspended." Roll call vote: Yeas: Sherman, Gallaway, Radcliffe, and Olsen. Nays: Arterburn. The motion having been concurred in by three-fourths of the Council be declared passed and adopted and said statutory requirement suspended. The Clerk then read the

Ordinance by number. Olsen moved, Radcliffe seconded “That Ordinance No. 1803 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 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, Olsen seconded “That Ordinance No. 1803 be published in The Sidney Sun Telegraph.” Roll call vote: Yeas: All council members present.

Melissa Norgard, Economic Development Director, introduced Mark Premier, President of MMP Enterprises who are planning an expansion of their Canadian operations into Sidney. Mr. Premier introduced the team that was present. Mr. Premier shared his company’s background: Founded in 1981 to serve the dietary supplement, food and skin care industries which began as an importer and wholesaler. It quickly evolved into a service organization, assisting its clients with warehousing and order fulfillment, merchandise cross-docking, Canadian regulatory matters and quality assurance management. They are in negotiations with Bass Pro Shops to purchase 1 Cabela Drive in early 2019. This will create new professional jobs and an investment in infrastructure and redevelopment of the building and land. Initial major hires will include an entire management staff.

Radcliffe moved, Arterburn seconded “That RESOLUTION NO. 20190101 be passed and approved.” Roll call vote: Yeas: All council members present.

RESOLUTION NO. 20190101

BE IT RESOLVED, that the American National Bank, the Security First Bank, and the Points West Bank, of Sidney, Nebraska, as designated depositories of this municipality are hereby requested, authorized, and directed to honor checks, drafts or other orders for the payment of money drawn in the City’s name, including those payable to the individual order of any person or persons whose name or names appear thereon as signers thereof, when bearing or purporting to bear the facsimile signatures of any two of the following persons:

<u>NAME</u>	<u>TITLE</u>	<u>FACSIMILE SIGNATURE</u>
Roger Gallaway	Mayor	/s/ Roger Gallaway
G.F. Anthony	Treasurer	/s/ G.F. Anthony

BE IT FURTHER RESOLVED that the Banks shall be entitled to honor and to charge the City for such checks, drafts, or other orders, regardless of by whom or by what means the actual purported facsimile signature or signatures thereon may have been affixed thereto, if such signature or signatures resemble the facsimile specimens duly certified to the Bank by the Clerk of this City herein or in any similar, subsequent certificate delivered by the Clerk to the Banks.

BE IT FURTHER RESOLVED that the City shall deliver to the Banks documents containing copies of the facsimile signatures certified above, and that the powers and authorities set forth herein and on such documents shall continue in full force and effect until written notice to the contrary has been delivered to the Banks.

Olsen moved, Sherman seconded “That the following claims for December 2018, are hereby 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: bd bond, ct contract, du dues, eq equipment, ex expenses, in insurance, re reimbursements, sa salaries, se service, su supplies, tt travel/training, tx tax, ut utilities) 21st Century eq 68.18, 3E Electrical Engineering eq 686.15; 4 Rivers Holdings eq 1021.14, 1463.89; A Night at the Races se 365.75; Absolute Solutions se 309.52; Accelerated Receivables se 161.25; American Environmental se 2412.38; Associated Supply su 1434.50; Baker & Taylor se 1441.49, 15.14; Barker Cleaners se 60.00; Best Plumbin se 221.00; Black Hills ut 2649.91, 467.54, 247.50, 35.55, 963.80, 233.77; 1735.97; Canon Financial se 96.00; Cardmember se 818.02, 85.55, 173.77, 231.11, 284.55, 3.18; Caselle se 1644.00; CenCon eq 7981.88, 9034.04; Central States Wire su 4992.48; CenturyLink su 99.89; Charter se 378.49, 172.16, 87.99; Cheyenne Co Clerk se 914.35; Cheyenne Co Community Center ct 10000.00; Cheyenne Co Court se 17.00; Cheyenne Co Emergency Comm Center ct 27260.62; Cheyenne Co Treasure se 16.00; Cheyenne County Chamber se 245.00; Chief su 212.44, 321.52; City of Sidney bd ct du ex 1121.07, 20.00, 135.00, 17750.00, 19750.00, 1900.00, 1000.00, 592.21, 267.70, 195.56, 3750.00, 3750.00, 3000.00, 2000.00, 49250.00, 127100.75, 38625.00, 26250.00, 9.87, 480.00, 423.00; sa in 27467.25, 4521.78, 4247.96, 9399.54, 1945.49, 2301.16, 98042.60, 97421.88, 11845.18, 11113.82, 14771.31, 14684.21, 27768.38, 24870.78, 9076.59, 9024.20, 6897.53, 6807.63, 10121.83, 6165.50, 59984.90, 1053.83, 814.29, 10790.08, 1951.39, 21351.82, 308.88, 3939.96, 868.35, 7999.74, ut 2954.00, 1774.17, 16.30, 174.83, 2456.05, 104.28, 1094.38, 5999.59, 1964.18, 12740.62, 130.97; Clothes Hamper se 30.00, 45.00; Country Printer se 84.15, 285.00; Cranmore Land & Lawn se 8902.56, 5000.00; Cranmore Pest se 90.00; Crescent Electric eq 400.62, 2099.60; Croell Redi Mix su 525.00; Culligan su 19.95, 29.95, 5.00, 29.95; Darin's Auto se 435.00, 732.18, 824.82; Dept of Energy 15293.14, DHHS se 115.00; DP Electronics su 789.99, 29.98; E&S Auto se 327.05, 89.88, 519.36; 1071.45, 69.47, 62.81, 117.22; Elan Visa su 698.61, 200.22, 34.57, 43.84, 65.00, 293.05, 497.31, 57.80, 50.00; Endurance Flag su 57.00; Enviro Service se 120.00, 40.00; Fair Manufacturing se 167.83, Falcon Distributors su 230.69; Finney's su 825.35, 4.78, 84.52, 266.49, 21.69; Floyd's Truck se 70.00, 12.27, 651.08, 3.98; Fraser Stryker ct 1163.36; Fremont Nat'l bank ct 26155.05; Frenchman Valley ut 91.68, 4992.21, 1579.08, 4687.71, 1537.68, 544.31, 865.68; Fyr-Tek su 708.95; Grainger su 713.96; Guideposts su 41.85, 11.77; Hamilton se 163.85, 49.95, 49.95; Hometown Leasing se 159.98; Ideal Linen su 135.99, 109.39, 75.80, 169.79; Inland Truck eq 188221.79; Journal Office su 40.00; Kevin's Electric se 91.20, 33.06; KSID SE 35.00, LL Johnson su 1209.35; Leal, Ron se 450.00; Lubrication Engineers su 339.01; Mail Finance ct 750.00; Marsaus su 60.00; MidAmerica Books su 506.80, 50.68; Midwest Labs su 50.00; Miller Office su 1438.22, 76.44, 787.57, 2086.59, 1693.65, 750.63, 13.94; MEAN ut 467550.34; Municipal Supply su 13243.89, 229.96; Murphy Tractor su 57.34; Napa su 41.10; NE Dept of Revenue tx 58460.28; NE Golf Asso se 22.00; NE Safety/Fire su 150.00; NE Secretary of State du 30.00; NT&T se 1405.87, 125.56, 211.14, 300.43, 52.72, 116.88, 353.62; Neland Tire su 386.66; NMC se 280.74; Northern Safety su 260.11; Northwest Pipe eq 1674.44; NT&T Building & Supply su 102.96; NWAGA du 30.00; OCLC Inc su 234.95; One Call Concepts su 30.62, 30.61; Palmer, Mike re 705.00; Peltz Companies se 72792.53; Points West in 64095.00, 40.00, 21947.00, 34740.00, 30274.00, 22417.00, 25982.00; Quill su 47.51, 214.10; R&T Excavating su 200.00; Ramsey, Benny re 184.11; Respond First Aid su 80.89; Rood's su 49.75; Scotties Potties se 560.00; Segelke Janitorial se 2580.00; Shirt Tales su 801.00; Sidney Glass su 751.62, 76.00, 76.00, 76.00, 76.00, 76.00; SRMC su 72.00; Sidney Sun Telegraph se 7.36, 1548.97; Sidney Vison Clinic su 200.00; Sonntag, Goodwin & Leef se 5005.00; Southwestern Equipment su 266.99; Splish Splash se 100.00; Station House Gifts su 263.00; Stone, Eloise rt 400.00; Time Clock Plus su 43.00; Titleist su 120.80; Triple O's su 183.00, 14.29, 6.94, 20.82, 198.88; US Postal se 274.00, USA Bluebook su 724.42, 10.49, 170.62; USGA du 150.00; Verizon se 39.99, 218.79, 502.43, 71.08, 33.55, 195.24, 33.55, 67.10; Vessco eq 2214.50; Viaero se 35.13, 65.68; Walmart su 107.20, 116.29; Western United Electrical su 259.43;

Wheat Belt su 11406.58; White Bluffs ct 1135.00; WIN911 Software su 495.00; Wolford, Marie rt 916.47; Woodis Welding se 695.00, Young's Plumbing se 197.60.

City Manager's Report: Ed reported that the Awards Banquet was a great event, thanked all the Council for attending, and the Committee who planned it. Sherm reminded everyone that the Library still had a Board Member position available. Melissa shared information about the Career Fair at the Community Center on January 9th.

Council Comments: Council Member's Comments: Olsen welcomed MMP Logistics and complemented the Awards Banquet. Radcliff, Arterburn and Sherman all welcomed Mark and MMP to Sidney and complemented Melissa on her excellent work on this recruitment. **Mayor Galloway:** Also welcomed MMP Logistics, thanked Melissa for the success with MMP, for the great banquet and Geri for the patriotic print she donated to the pool of prizes for the funny money auction that he was able to acquire at the Awards Banquet.

Meeting adjourned at 8:16 p.m.

/s/ROGER GALLAWAY, MAYOR

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

