

**THE OFFICIAL PROCEEDINGS OF THE REGULAR MEETING OF THE GERING CITY COUNCIL,
APRIL 24, 2017**

A regular meeting of the City Council of Gering, Nebraska was held in open session on April 24, 2017 at 6:00 p.m. at Gering City Hall, 1025 P Street, Gering, NE. Present were Mayor Kaufman and Councilmembers Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison and Cowan. Also present were City Administrator Lane Danielzuk, City Clerk Kathy Welfi and City Attorney Jim Ellison. Absent were Councilmembers Holliday and O'Neal. Notice of the meeting was given in advance by publication in the Star-Herald, the designated method of giving notice. All proceedings hereafter were taken while the meeting was open to the attendance of the public except as otherwise indicated.

CALL TO ORDER

Mayor Kaufman called the meeting to order at 6:00 p.m. The Mayor stated that there was a quorum of the Council and City business could be conducted.

1. Recital of the Pledge of Allegiance and Prayer
2. Roll Call
3. Excuse councilmember absence

Motion by Councilmember Gillen to excuse the absence of Councilmembers Holliday and O'Neal from the April 10, 2017 regular City Council meeting. Second by Councilmember Wiedeman. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

OPEN MEETINGS ACT - NEB.REV.STAT. CHAPTER 84, ARTICLE 14

Mayor Kaufman stated: As required by State Law, public bodies shall make available at least one current copy of the Open Meetings Act posted in the meeting room. Agenda items may be moved up or down on the agenda at the discretion of the Mayor. As required by State Law, additions may not be made to this agenda less than 24 hours before the beginning of the meeting unless they are considered under this section of the agenda and Council determines that the matter requires emergency action.

CONSENT AGENDA:

1. Approve minutes of the April 10, 2017 Regular City Council meeting
2. Approve Claims and Financials

Claims:

4-1-17 to 4-14-17

21ST CENTURY EQUIPMENT \$157.59 (7) JD BLADES/SWIVEL LIGHT, ACCUSTAR SURVEYING \$2,500.00 SURVEY OF LANDFILL, ACUSHNET CO \$4,597.56 GOLF BALLS CREDIT ON INVOICE/GOLF BALLS/GOLF BAG/CLUBS/GOLF GLOVES/GOLF BALLS INVOICED INCORRECT/HATS, ALLO COMM \$1,401.10 TELEPHONE/INTERNET CHRG, ANDERSON FORD \$28,954.00 PURCHASE 1 NEW VEHICLE POLICE, ASCAP \$10.63 MUSIC, BAIRD HOLM LLP \$340.00 PENSION SRV, BENZEL PEST CONTROL \$85.00 PEST CONTROL, BLACK HILLS ENERGY \$725.40 NATURAL GAS - 1035 M STREET/900 OVERLAND TRAIL/1255 11TH STREET/225 E D STREET, BLANKENAU WILMOTH LLP \$1,922.89 LEGAL FEES, BLUFFS SANITARY SUPPLY \$150.46 RR SUPPLIES, BRINK CONSTRUCTORS INC \$40,261.78 D STREET SUB, BROADWAY OFFICE CENTRE \$212.48 REAM LEGAL PAPER/CREDIT - OFFICE SUPPLIES/2 CLIPBOARDS/1 PKG ADH NOTES/2 PKS CONSTRUCTION PAPER/COMPRESSED AIR/OFFICE SUP/WRITING PADS/HIGHLIGHTERS/FILE FOLDERS/HANGING FOLDERS, C & M GOLF & GROUNDS \$183.33 RPR JAC, CALLAWAY GOLF CO \$5,055.84 GOLF CLUBS/GOLF BAG/HATS/IRONS/GOLF CLUB WDG/PUTTERS, CENTURYLINK \$2,629.41 MONTHLY TELEPHONE ALLOCATION, CHARTER COMM \$662.70 TV/INTERNET CHRG - ROBIDOUX/CLUBHOUSE, CITY OF GERING \$284.70 LUNCHES FOR ECLPS PLN MTG, CITY PAYROLL TRUST \$6,275.58 FSA MEDICAL 125, CNA SURETY \$375.00 BOND RENEWAL - MEJIA, COMFORT INN - KEARNEY \$189.90 LODGING P HEATH - NRW CONF, CONSOLIDATED MANAGEMENT C \$177.49 MEAL CHRG AT ACADEMY - MASSIE, CONSTRUCTIVE PLAYTHINGS \$103.91 DOLL HOUSE FURNITURE & PEOPLE, CONTRACTORS MATERIALS \$332.24 SCALER/CHIPPER, COVERTTRACK GROUP INC \$600.00 YRLY SUBS FOR TRACKING SRV, CREDIT MANAGEMENT SRV \$207.63 GARNISHMENT 2, CRESCENT ELECTRIC SUPPLY \$639.21 TAPE/HUB/PVC, DALES TIRE & RETREADING \$3,191.37 TIRES G5/4 TIRES 914G LOADER/914G LOADER CASING, DANA F COLE & CO \$20,100.00 ACCTING & AUDITING SRV YE 2016, DANKO EMERGENCY EQUIPMENT \$7,047.65 THERMAL CAMERA, DARRELL VANCE \$123.00 SWANA CONFERENCE MEALS, ELECTRIC PUMP \$1,586.69 (1) DOMESTIC PUMP RPR, ENVIRO SRV INC \$782.00 WATER/WW LAB, FAIRFIELD INN \$104.95 NPZA CONF LODGING - DANIELZUK, FASTENAL CO \$247.79 BATTERIES/GLOVES/WWTP RPR'S/SHOP SUPPLIES, FIRST NATIONAL BANK \$559,327.35 REINVEST CD TO FNB, FIRST STATE BANK \$337.76 IBEW UNION DUES, FLOYD'S SALES & SRV \$1,521.28 WORK - G10/WORK G1/PARTS G9/BATTERY, FRANK PARTS CO \$627.69 TAPE/1 OIL FILTER/FILTER G3/BOLTS/GLOVES/SHOP SUPPLIES/EQUIP RPR'S/FILTERS FOR TRUCKS/2 BATTERIES/SPARK PLUGS/PARTS/TOOLS, FRESH FOODS \$5.00 WATER FOR CLOTHES STEAMER, GALE \$327.77 (13) LARGE PRINT BOOKS, GALLS INC \$595.97 TROUSERS - STICKELS NLETG/OFFICER BADGES, GEAR FOR

SPORTS \$4,846.23 MENS SHIRTS/WOMENS SHIRTS/HATS, GERING VOLUNTEER FIRE DEPT \$53.00 CONFERENCE IN YORK - P ABEL, GREATAMERICA LEASING CORP \$100.00 COPY MACHINE LEASE PYMT, GREY HOUSE PUBLISHING \$378.00 (1) REF BOOK, GROUND UP CONSTRUCTION \$510.00 MARCH CLEANING, GUERRA ROSIO \$75.00 RV ROOM DEPOSIT REFUND, HAMPTON INN YORK \$91.00 LODGING - P ABEL LEADERSHIP YORK, HD SUPPLY WATERWORKS LTD \$325.00 METER PARTS/WATER METER PURCHASE/CREDIT MIDTOWN WELL RPR, HEILBRUN \$733.98 WORK HYD CYLINDER TRUCK, HERTZBERG NEW METHOD INC \$192.41 (27) CHILDREN BOOKS, HOUSTON LOIS \$233.97 UNIFORM MATCHES, ICMA ELECTRONIC RETIREMENT \$552.14 ICMA CITY ADMIN, IDEAL LINEN SUPPLY INC \$249.32 EXCHANGED MATS/MOPS/AIR FRESHENER, INGRAM LIBRARY SRV \$540.46 (37) BOOKS, INTERNAL REVENUE SRV \$40,617.58 FED/FICA TAX, JACK'S UNIFORMS & EQUIPMN \$957.54 LIGHT BAR FOR NEW VEHICLE, JC GOLF ACCESS \$75.54 BALL MARKERS, JOHN HANCOCK USA \$13,821.03 JH RETIRE 6%, JOHNSON CASHWAY CO \$158.33 TOOLS/SCREWS/NUTS/BOLTS/TARP FOR LEAKS/TAPE TO HANG MICROPHONES, JUNIOR LIBRARY GUILD \$555.10 STDG ORDER FOR 36 CHILDREN BOOKS, KNAUB CAROL \$249.03 GREEN HOUSE SUPPLIES, KOERNER JACCI \$75.00 RV ROOM DEPOSIT REFUND, KOVARIK, ELLISON, MATHIS \$2,888.75 RETAINAGE CITY ATTORNEY, KRIZ DAVIS CO \$15,819.39 SWTCHES/D ST SUB/WIRE/GUY MARKERS/CONNECTORS/CROSS ARMS, LL JOHNSON DISTRIBUTING \$22,174.40 SPRINKLER SYSTEM UPGRADE, LEAGUE ASSOC/RISK MANAGEMENT \$12,584.86 WORKERS COMP, LOGOZ LLC \$100.00 PLAQUES JR FIRE PATROL, MATHESON TRI-GAS INC \$32.36 GLASSES, MB KEM ENTERPRISE \$1,817.20 WORK DOOR 7 LANDFILL, JORDAN MCBRIDE \$146.00 MCBRIDE - CRIM INTRDCTION/PATROL, MEAT SHOPPE \$13,847.64 CATERING COSTS/MANAGEMENT CONTRACT, MENARDS \$169.86 FITTINGS/PLASTIC TOTES/PVC PIPE/CLEANER/GLUE/PEX, MERRICK & CO \$3,002.59 WWTP PERMIT RENEWAL MTG, MG TRUST CO LLC \$6,317.58 MG T - POLICE, MID STATES ORGANIZED CRIM \$150.00 MOCIC MEMBERSHIP, MIKES TREE SRV \$400.00 REMOVAL 3 STUMPS, MONEY WISE OFFICE SUPPLY \$79.41 BUSINESS CARDS/PEN REFILLS/INK CARTRIDGE - KATHY, MUNICIPAL SUPPLY INC OF \$262.69 WATER MAIN RPR, NE CHILD SUPPORT PYMT \$627.56 CHILD SUPPORT 1, NE PLANNING & ZONING ASSOC \$190.00 NPZA CONF B BRUNTZ, NEBRASKA LAW ENFORCEMENT \$300.00 TUITION FOR MCBRIDE/SCHROEDER NLETC, NEBRASKA LIBRARY ASSOC \$305.00 MEMBERSHIP DUES - 1 - BRD/4 STAFF, NEBRASKA MACHINERY CO \$302.00 PART - ALJON, NORTHWEST PIPE FITTINGS \$2,209.78 GALVANIZED BUSHINGS/4" BACK FLOW/GUTTER RPR/ COMP CPLGS/FITTINGS/STRAP WRNCH/PVC GLUE/4" PIPE COUPLERS & CAPS/PIPE FITTINGS, OJEDA AMANDA \$184.85 PAID BILL TWICE, PANHANDLE COOP ASSOC \$25.00 SEWER JET TIRE RPR, PANHANDLE HUMANE SOCIETY \$3,168.50 APRIL MONTHLY SUPPORT, PAYROLL CHECKS \$110,625.30 PAYROLL CHECKS ON 4-14-17, PETTY CASH \$58.28 PETTY CASH REIMBURSEMENT, POSTMASTER \$600.00 MAILING PERMITS, POWER SCREENING LLC \$1,231.50 SCREWABLE F - TOOTH, POWERPLAN OIB \$428.73 PARTS/PARTS - 344J, PRINT BROKER \$1,328.16 SPONSOR NSAE MTG/PLANNER GIFTS, PRINT EXPRESS \$688.55 ENVELOPES/500 SETS BUILDING PERMITS, PT HOSE & BEARING \$142.89 PARTS 344J/HOSE G8, RECORDED BOOKS LLC \$136.78 AUDIOBOOKS (4), RIVERSIDE DISCOVERY CENTER \$6,250.00 QUARTERLY PYMT, ROBINSON ELECTRIC \$84.55 RPR ON ST SIDE FOR HEAT, SALAZAR STEPHANIE \$75.00 RV ROOM DEPOSIT REFUND, SANDBERG IMPLEMENT INC \$105.91 PIVOT WEDGE FOR BOBCAT/BOBCAT PARTS/GASKETS/SCREWS FOR BOBCAT, SCB CO AMBULANCE SRV \$316.23 APRIL AMBULANCE CONTRACT, SCHROEDER MICAH \$146.00 SCHROEDER/CRIM INTRDCTION/PATR, SCOTTSBLUFF BODY & PAINT \$394.74 RPR WINDSHIELD 2013 & 2014 FORD, SCOTTSBLUFF TOWING SRV \$390.00 TOWING FEES, SCOTTSBLUFF GERING UNITED \$116.75 UNITED WAY CTRB, SCS ENGINEERS \$536.96 GAS/WATER MONITORING, SENIOR CITIZENS CENTER \$525.00 FINANCIAL SUPPORT, SEVERSON COMM \$120.00 TELEPHONE RPR, SHERWIN WILLIAMS \$420.00 PAINT CANS, SIMON CONTRACTORS \$2,565.58 CRUSHED CONCRETE 173.37 TONS/SAND 27.68 TONS, SKYVIEW ARIAL \$100.00 WWTP ENGINEERING, SOLUTIONS EAP \$244.55 COUNSELING, STAR HERALD \$2,371.65 NOTICE OF MARCH MEETINGS/POLICE OFFICE JOB NOTICE/CC MTG NOTICE/PLUMBING BOARD MEETING/CIVIL SERVICE MTG/CONDENSED MINUTES/PC & CC MTG NOTICE, STATE OF NE DEPT OF HHS \$265.69 OVERPAID FINAL - KLING, STATE OF NE/DAS COMM \$178.95 LONG DISTANCE PHONE CHRG, STICKELS BREANNA \$712.00 MEAL ALLOWANCE NLETC, SUGAR VALLEY FEDERAL CRED \$1,078.37 CREDIT UNION, TAYLOR MADE GOLF CO \$3,595.92 SHOES/SHIRTS/SHORTS, TEACHERS CORNER \$20.48 SUPPLIES FOR LEAP PROGRAM, TERRY CARPENTER INC \$650.00 WATER WELL LAND RENT, THOMPSON GLASS INC \$260.00 WINDOW, TRI STATE OIL RECLAIMERS \$52.50 OIL RECYCLING, US AUTO FORCE \$70.24 (4) TIRES, VERIZON WIRELESS \$204.59 MARCH ON CALL CELL/LAPTOP FEES, WARRIOR RUN \$5,000.00 KENO FUNDS FOR WARRIOR RUN, WELLS FARGO FINANCIAL LEA \$100.90 COPIER LEASE PYMT, WESCO DISTRIBUTION INC \$188.32 RAIN GEAR, WESTERN STATES BANK \$8,192.36 HSA CTRB 125, WESTERN STATES BANK - POL \$320.00 PO UNION DUES, WESTERN UNITED ELECTRIC \$3,232.28 ARRESTERS FOR D ST SUB/RUBBER GLOVES/D ST SUB SOCKETS/FUSES FOR D SUB, WINCHELL CLEANING SERVICE \$470.00 CLEANING, WM RECYCLE AMERICA \$2,070.25 RECYCLING

Motion by Councilmember Gillen to approve the Consent Agenda. Second by Councilmember Holliday. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

BIDS:

1. 2017 - M Street and 9th Street Water Main Improvements

Public Works Director, Pat Heath, stated that the City accepted bids for water main replacement for the area around the new hotel at 9th from M to N and M Street from 9th to 10th Street. The low bidder was Paul Reed Construction for \$168,908.01. He said it's staff's recommendation to award the bid to Paul Reed Construction for that amount. Councilmember Gillen stated this is above the Engineer's Estimate; does it still fall in line with what was budgeted for this repair? Mr. Heath said actually the contract is with the City; the City agreed to bid the project for the hotel developer, but the developer will reimburse the City. This was part of the TIF for the hotel project. Paul Snarr, City Engineer, added that yes it is above

the Engineer's Estimate; there was a line item that was inserted, an addendum went out that included some boring on the project and that is a little above (the estimate).

Motion by Councilmember Morrison to award the 2017 M & 9th Street Water Main bid to Paul Reed Construction in the amount of \$168,908.01. Second by Councilmember Cowan. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

CURRENT BUSINESS:

1. Request for Public Safety Committee meeting – Agenda item: Review and consider amending the language of Ordinance 1944 pertaining to fireworks

Motion by Councilmember O'Neal to approve a request for Public Safety Committee meeting – Agenda item: Review and consider amending the language of Ordinance 1944 pertaining to fireworks. Seconded by Councilmember Gillen. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, Morrison, O'Neal, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

2. Consider approving Keno Fund requests as recommended by the Keno Committee

- Allred Brother Fireworks Show
- High Plains Auto Club
- American Legion Gering Post 36
- Sugar Valley Rally
- Gering Merchants – Sugar Valley Finish Line Lunch
- Gering CVB
- Old West Balloon Fest 2017
- Gering Junior High
- Gering Legion Baseball
- KNEB Radio
- Gering Organized Baseball
- WNCC Multi Cultural Youth Leadership Conference
- Scottsbluff Celtic Gathering

Darrell Bentley, Keno Committee Chairman, addressed Council and stated that it seems like their April agenda is always bigger because of spring and summer. One applicant was a no show.

Councilmember Backus stated that he went back and read all the Keno Fund guidelines and he talked to the State. He has issues with six of the requests. The main one is the Celtic gathering; it's not really being spent in Gering and it doesn't really fall under the guidelines of the Keno monies. Mr. Bentley replied that the committee visited with the applicant, they're going to have two functions, one is at the Monument Shadows and he couldn't remember where the other one was. They wondered why the first function was at the 18th Street Park (in Scottsbluff), but they have also approved several different things that have happened at different times such as funding for the Saddle Club, the zoo, etc. The Celtic event group asked for \$4000; the Keno Committee discussed it and thought they'd go with \$2000 and see if it gets off the ground. It's brand new and they're really not any different than any of these other organizations that knock on doors to get money. He added that it's getting harder and harder for them. The committee discussed giving the Celtic group the \$2000 as seed money to get their program off the ground.

Councilmember Backus also asked about the WNCC speaker; it's not really in Gering. Mr. Bentley replied that the City (Keno) has sponsored this for many years. This is an intercultural function with many students from all the schools. This money pays for the speakers they bring in for students that the schools recommend attend this conference. This is the fifth year that the City has sponsored it.

Councilmember Backus asked about the KNEB request. Mr. Bentley said the board was also questioning this application for an event that will take place at Five Rocks Amphitheater until they were told that in addition to the contract to use the facility, the City will be getting back \$1.50 per ticket to be used for

improvements out there. Even though that money won't go back into Keno, hopefully we'll be looking at somewhere in the neighborhood of the \$9000 range if they sell as many tickets as they claim they're going to sell. He said as far as the money we're looking at, yes it's \$13,000 out of pocket, out of the Keno Fund, but somewhere between \$8000 and \$9000 should go back to the City of Gering to be able to use for improvements at Five Rocks Amphitheater.

Councilmember Backus stated, on the same line as the Celtic Festival, the Balloon Fest isn't really... you can say there will be people brought in but it's not really in Gering. Mr. Bentley said the Balloon Fest brings in a lot of people to town; it isn't just happening in Mitchell or wherever. Last year he knows that people who came from out of town were walking down the street in Gering and went into some of the stores that he knows about, exactly how many he can't say but on the other hand this is a community function. He doesn't think we can just draw the line at the city limits because there are a lot of people from Gering that enjoy the balloon fest and there again they have to really get out and beat the bushes for sponsors. Out of their full budget the \$4000 is a pretty small amount.

Councilmember Backus stated that he may sound like the bad guy but we can use these monies for infrastructure also... Mr. Bentley replied "No". Councilmember Backus continued... "providing tax relief for the community such as using funds raised from county, city or village; 601.2H". Mr. Bentley again stated "No". Councilmember Backus added "lessening the burdens born by government or voluntarily supporting, augmenting or supplementing services which government would normally render to the people such as paying for housing, food, medical services... or to the general fund of the county, city or village."

Mr. Bentley replied that they have their own set of rules they go by. It was set up when Starr Lehl was Mayor and they've lived with it since then. Now the City gets a lot of money, for example, it only went up \$24,000 and \$20,000 of it went into the ball diamond. In the past the Parks, Police Department, etc., we've used a lot of Keno money for that. He said you have to realize there are other groups that are trying to put on events and if they didn't have places like Keno to go to they'd be knocking on every business door asking for money to make it work. This way they can come here and get funds to get it going without having to spend a lot of other time beating on doors. He reminded Councilmember Backus that what their committee does is only a recommendation to the Council. It's the Council's final say-so on the monies that are spent. Councilmember Backus thanked Mr. Bentley. Mr. Bentley replied that he appreciated his questions; the only way they know is to get it out, but there are ten guidelines that they go by. He used the Saddle Club as an example of an application that was funded years ago and there were a lot of Gering kids that used it.

Councilmember Smith said as someone who has gone before the Keno Committee, it's a tough group and they ask tough questions and you better know that you're doing. He thinks the committee is very good stewards of the City's money. Councilmember Holliday asked, regarding the KNEB event, have they gone to other businesses and asked for sponsorships for these boards or are we their first resort. Mr. Bentley replied not for these boards, the committee questioned KNEB about that. They were asked if they were a non-profit. The applicant replied that they are a non-profit company but the event is being done for a profit. They also said they got an opportunity to rent these screens and it wasn't in the budget for this year's deal but if they do it anymore it'll be in their budget, they won't be coming back to do it again. Mr. Bentley said he'd like to see how the screen works; it might be something later on that could be a real advantage for the Amphitheater to have. The screens will allow those sitting in the back to see the entertainer(s) better on the screen. Councilmember Holliday noted that the City departments put in a lot of extra time and resources for these events. Mr. Bentley noted in their advertising they've mentioned different companies that are co-sponsoring the event.

Councilmember Gillen asked if the \$1.50 is contingent upon the City doing the signs. Administrator Danielzuk replied the City gets the \$1.50 regardless. Mayor Kaufman thanked Mr. Bentley and echoed what Councilmember Smith stated and added that he runs a tight ship and the Keno Committee is a very community-minded group.

Motion by Councilmember Morrison to approve Keno requests as presented in the packet. Seconded by Councilmember Wiedeman. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

PUBLIC HEARINGS:

1. Public Hearing to consider recommending the issuance or denial of a Class "D" Liquor License application submitted by TJR Marketing Inc., dba Cyclone Express Mart, located at 2648 N. 10th Street in Gering, NE 69341

Mayor Kaufman opened a public hearing to consider recommending the issuance or denial of a Class "D" Liquor License application submitted by TJR Marketing Inc., dba Cyclone Express Mart, located at 2648 N. 10th Street in Gering, NE 69341 at 6:20 p.m. He asked if Council had any questions of the applicant.

Ted Heilbrun addressed Council and stated they bought the convenience store April 1st and they're trying to continue the way it has been run before. He's asking for permission to sell hard alcohol also; otherwise he'll run the store pretty much the way it is. Councilmember Wiedeman asked if the license now is just for beer and wine. Mr. Heilbrun replied that it has just been beer. Right now they're running on a temporary operating permit. It was not formally a Class D license. Councilmember Morrison asked Mr. Heilbrun if he has to go through the state. Mr. Heilbrun replied yes, they applied through the state; they have the TOP, they're just waiting for this to be approved.

Administrator Danielzuk entered the Administrative record which is the liquor license application as presented to the Council. With no further comments the administrative record was closed and the public hearing closed at 6:22 p.m.

Motion by Councilmember Morrison to enter the administrative record, which is the Class D liquor license application submitted by Ted and Danyta Heilbrun, minus any confidential information into the public record. Seconded by Councilmember O'Neal. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

1a. Consider recommending the issuance or denial of a Class "D" Liquor License application submitted by TJR Marketing Inc., dba Cyclone Express Mart, located at 2648 N. 10th Street in Gering, NE 69341

Motion by Councilmember Morrison to recommend the issuance of a Class "D" Liquor License for TJR Marketing Inc., dba Cyclone Express Mart located at 2648 N. 10th Street in Gering, NE 69341. Seconded by Councilmember Smith. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

2. Continuation of a Public Hearing to consider an application to amend zoning from Rural Residential Estates District (RRE) to Neighborhood Commercial District (BNC) on Lot 1, Block 2, Pappas Northwest Addition, located on the Northwest corner of Five Rocks Road and Country Club Road containing approximately 4.6 acres. The property is situated in the Northeast Quarter of Section 34, T22N, R55W of the 6th PM in the City of Gering, Scotts Bluff County, Nebraska. Notation: This public hearing was opened at 6:06 p.m. on March 27, 2017 to a date and time certain which was April 10, 2017. It was again continued on April 10, 2017 to a date and time certain which is April 24, 2017 at approximately 6:00 p.m. THIS PUBLIC HEARING WILL BE CONTINUED TO MAY 8, 2017.

Motion by Councilmember Morrison to continue this public hearing, at the request of the applicant, to a date and time certain, approximately May 8, 2017 at 6:00 p.m. noting that Councilmember Gillen declared a conflict of interest on this matter at the March 27, 2017 City Council meeting which still stands. Seconded by Councilmember O'Neal. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday,

Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

CLOSED SESSION: (Council reserves the right to enter into closed session if deemed necessary.)

REPORTS:

1. Liaison Report – Update on the WNED, Councilmember O'Neal

Councilmember O'Neal stated that she took over for Larry Gibbs on this committee and then read the WNED Mission statement: "The coordination of economic development efforts through regional collaboration benefitting all communities regardless of size". She added that since she has been attending the meetings, Bridgeport, Morrill, Bayard, Gering, Kimball, Mitchell, Scottsbluff as well as the entities of PADD, NPPD, Starr Lehl with the Nebraska Department of Economic Development, the USDA and Scottsbluff/Gering Chamber of Commerce have been involved. She discussed their goals and added that a housing study was done last year; they've arranged for a housing study impact implementation piece to be done. That is scheduled for May 4 at the Civic Center at 6 p.m. She stated that a flyer was emailed to Council regarding a notice about a "Community Reinvestment Act for Workforce and Economic Development Professionals" that will be held on May 18 from 11:30 to 1:30.

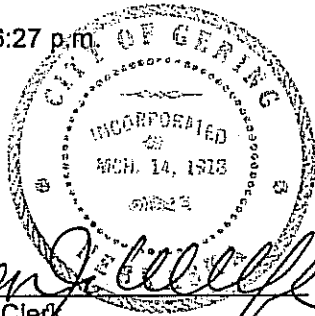
OPEN DISCUSSION SECTION: None

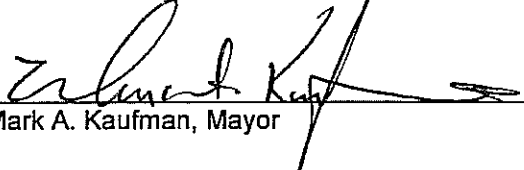
Discussion or action by Council regarding unscheduled business will not take place. This section is for citizen comment only.

ADJOURN:

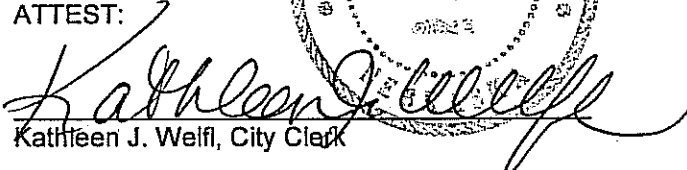
Motion by Councilmember Gillen to adjourn. Seconded by Councilmember Wiedeman. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

Meeting adjourned at 6:27 p.m.




Mark A. Kaufman, Mayor

ATTEST:


Kathleen J. Welfl, City Clerk