

**THE OFFICIAL PROCEEDINGS OF THE REGULAR MEETING OF THE GERING CITY COUNCIL,
September 14, 2015**

A regular meeting of the City Council of Gering, Nebraska was held in open session on September 14, 2015 at 7:00 p.m. at Gering City Hall at 1025 P Street, Gering, NE. Present were Mayor Kaufman, and Councilmembers Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison, and Cowan. Also present were City Administrator Lane Danielzuk, City Clerk Kathy Welf and City Attorney Jim Ellison. Notice of the meeting was given in advance by publication in the Gering Citizen, 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 7:00 p.m. The Mayor noted 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 Christensen to approve the absences of Councilmembers Smith, Holliday and Allred from the August 24, 2015 Regular City Council meeting, second by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and 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 August 24, 2015 Regular City Council Meeting
2. Approve Claims
3. File for record City of Gering FY 15/16 Brownfields Grant Assessment and cleanup consulting agreement for oversight of the grant including reports, inspections and cleanup process.

8-18-15 to 9-8-15

21ST CENTURY EQUIPMENT \$312.16 TRUCK TOOLS, 3 BELTS, ACCELERATED RECEIVABLES 2 \$315.54 GARNISHMENT 2, ADVANCE ACCEPTANCE \$1,101.61 DOWN PYMT FOR NEW GPS UNIT, ALL STAR PRO GOLF \$84.26 12 PENCILS, AMAZON \$156.60 CARD CHARGE ERROR, SUPPLIES FOR NAT'L NIGHT OUT, 1 STORYTIME SONG, 1 HEAD GASKET, AMERICAN WATER WORKS ASSOC \$178.00 MEMBERSHIP DUES: PAT HEATH, ANDREA MORENO \$75.00 RV ROOM DEPOSIT REFUND, AUTO ZONE \$10.69 1 FAN BELT, AUTOMOTIVE WORKWEAR INC \$165.95 6 UNIFORM SHIRTS, B & C STEEL \$10,775.63 WELL RPR, 4 SEWER GRATES, B & H PHOTO \$293.95 1 BODY CAMERA, BAAS 24 HR TOWING LLC \$200.00 TOW STERLING TRUCK TO SHOP, BAIRD HOLM LLP \$50.00 PENSION PLAN QUESTIONS, BILL LATHROP \$100.00 TREE REBATE, BLUFFS BROADCASTING \$500.00 RADIO ADVERTISING, BLUFFS SANITARY SUPPLY \$955.40 AUGUST CLEANING SRV, 2 CASE PAPER TOWELS, 2 CASES OF TRASH LINERS, 1 CAN OF AIR FRESHNER, POOL CHEMICALS, RR SUPPLIES, BOMGAARS \$154.96 PUMP FOR SPRAYER, RPR'S, BRENDA BRUNTZ \$52.00 MEAL EXP: NPZA WORKSHOP, BRENDA SUHR \$75.00 RV ROOM DEPOSIT REFUND, BROWNELLS INC \$479.90 12 MOUNTS, 3 ATTCHMNT POINTS, CADDIES \$528.64 REIMBURSEMENT FOR MEAL FEES @ KEEP SCOTTSBLUFF/GERING BEAUTIFUL EVENT, CALLAWAY GOLF CO \$283.60 10 GOLF CLUBS, 24 PKGS OF GOLF BALLS, CENTURYLINK \$2,482.05 MONTHLY TELEPHONE BILL, CHRISTIE CLARKE \$48.00 MEAL EXP: WLA & MPLA CONF, CITY ABSTRACT CO \$1,100.00 BROWNSFIELD TITLE SEARCH: MELVIN TOWER, 210 M ST, 2605 N 10TH ST, PACKERLAND, WESTERN SUGAR, CITY INSURANCE FUND \$144,412.78 HEALTH PREM 125, CITY OF GERING \$64.00 MEAL EXP: MAYOR TO MAYOR BRKFST, CITY OF GERING - GENERAL AC \$65,000.00 ACH PAYROLL TRANSFER, CITY OF SCOTTSBSLUFF \$1,925.87 EMRGNCY MANAGEMENT APRIL - JUNE, CITY PAYROLL TRUST \$10,207.94 FSA MEDICAL 125, DISABILITY INSURANCE, CLIA LABORATORY PROGRAM \$150.00 CLIA LICENSE FOR WATER DEPT, COLONIAL SURETY CO \$1,538.15 ERISA BOND/RETIREMENT PLAN, COMPASS TOOLS \$695.00 SERGIO: TS/PFO TRAINING, CONTRACTORS MATERIALS \$1,064.50 7TH STREET CAPITAL PROJECT, 1 LOG CHAIN, 3 FLAGS, 1 VEST, COUNTRY LIVING \$34.97 10 ISSUE MAG SUBSCRIPTION, CRESCENT ELECTRIC SUPPLY CO \$923.19 SPLICING TAPE, 10 POLE RISERS, 8 LIGHT BULBS, CRICKET \$33.95 YEARLY MAG SUBSCRIPTION, D & H ELECTRONIC SUPPLY \$111.86 BATTERY FOR PED WARNING SIGN, DARRELL VANCE \$191.00 MEAL EXP: SWANA FALL CONF & RV ROOM DEPOSIT REFUND, DENNIS SUPPLY CO \$22.89 CLUBHOUSE PUMP RPR KIT, DEX \$65.50 CIVIC CENTER ADVERTISING, DEWALT SRV CENTER (\$1.85) TAX REFUND, DIA \$65.00 SERGIO: ERSI CONF 4 DAY PRKNG FEE, DOCU - SHRED LLC \$23.00 (1) 64 GALLON CONTAINER, DON CHRISTENSEN \$112.00 MEAL EXP: LEAGUE NE MUN CONF, DOOLEY OIL INC \$288.75 55 GALLONS OF OIL FOR BALER, DUTTON LAINSON CO \$2,747.11 1,000 FT OF WIRE, 40 BRACKETS, 3 SWITCHES, ECOLAB \$156.29 RODENT CONTROL, ENVIRO SRV INC \$1,192.00 2 WATER LABS, 4 WASTEWATER LABS, FAMILY DOLLAR \$30.28 TRUCK WASH, FIREARM TRAINING SUPPLIES, FASTENAL CO \$1,364.77 HARDWARE, 11 PR OF GLOVES, 3 BLADES, 22 BATTERIES, 2 CANS HORNET KILLER, 1 MARKER, 33 BOLTS, SUPPLIES, WWTP RPR'S, 10 SPRING PINS, FEDEX \$209.76 WATER LAB SHIPPING FEES, FIRST STATE BANK \$726.18 IBEW UNION DUES, FLOYD'S SALES & SRV \$7,478.63 FITTING ADAPTER FOR FUEL TANK, 1 FILTER FOR G6, RPR'S TO G10, G1, G6 & G8, EQUIPMENT RPR HOSE FOR WINDSHIELD WASHER, REPLACEMENT FUEL TANK, FORTRES GRAND CORP \$575.10 SOFTWARE UPGRADES FOR LIBRARY, FRESH FOODS \$48.94 DISTILLED WATER FOR FORKLIFT

BATTERY, 10 BOTTLES OF WATER FOR FIRE TRUCK RE-STOCK, 4 BOTTLES OF WATER FOR OREGON TRAIL DAYS PARADE, FRONTIER AIRLINES \$60.00 LUGGAGE FEE: SERGIO ESRI CONF, GALE \$181.43 7 BOOKS, GARY MASON \$24.00 LEFT RV PARK EARLY, GARY'S CLEANING & RESTORATION \$185.00 CARPET CLEANING AT CIVIC CENTER, GERING CITIZEN \$1,360.29 NOTICE OF AUGUST & SEPT PC/CC MTGS, NOTICE OF AUGUST MINUTES, JOB TITLES & SALARY NOTICE, CONDENSED MINUTES, LIB PAGE & ASSISTANT JOB OPENING ADVERTISEMENTS, GOLF COURSE ADS, GERING COURIER \$104.00 2ND AD FOR FIRE & SAFETY, GERING VALLEY PLUMBING \$640.58 CPS RPR'S, 3 RANGE HOOD FILTERS, A/C, TOILET, GERING VOLUNTEER FIRE DEPT \$120.00 REG FEES DIVE CLASS 12 EMPLYS, GFOA \$52.50 2 ELECTED OFFICIALS GUIDES, GLOBAL EQUIPMENT CO INC \$30.27 RR RPR'S, GOJOTTO.COM \$359.46 ARMREST, CUP HLD R FOR VEHICLE, GREATAMERICA LEASING CORP \$153.00 COPIER LEASE, HARRINGTON INDUSTRIAL PLA \$1,098.91 WWTP RPR'S, HD SUPPLY WATERWORKS LTD \$111.88 METER RPR, HEILBRUN \$1,311.97 SHOP SUPPLIES, 1 RATCHET, VEHICLE RPR'S, 100 CONNECTORS, 2 COUPLERS, 2 ADAPTERS, 1 BOTTLE OF CLEANER, 1 EXTRACTOR KIT, RPR'S, 3 BOTTLES OF OIL, 2 BELTS, 4 FILTERS, 2 HOSES, 4 FITTINGS, 2 HOSES, 1 ADAPTER, 1 CAN OF RUST SPRAY, 4 OIL FILTERS, 1 BATTERY, 2 BEARINGS, 3 BELTS, 50 RING TERMINALS, 4 SPARK PLUGS, 1 BOTTLE OF OIL, 1 NUTSETTER, 1 OIL CHANGE, 1 INT DOOR HANDLE, SMALL ENGINE RPR'S, 3 OIL FILTERS, 1 RADIATOR FAN ASSEMBLY FOR CROWN VIC, 12 BOTTLES OF BRAKE CLEANER, HOBBY LOBBY \$43.26 SUPPLIES FOR SUMMER READING PROGRAM, HOME DEPOT \$242.81 CPS RPR, SHOP SUPPLIES, ICMA ELECTRONIC RETIREMENT \$1,092.84 ICMA CITY ADMIN, IDEAL LINEN SUPPLY INC \$336.91 MAINTENANCE SUPPLIES, UNIFORM CLEANING, 1 CAN OF DUSTER, 1 CASE OF TRASH LINERS, MAT CLEANING, TABLE SKIRT CLEANING, INDEPENDENT PLUMBING \$14.32 SPRINKLER RPR'S, INGRAM LIBRARY SRV \$1,046.44 70 BOOKS, INTERNAL REVENUE SRV \$85,032.16 FED/FICA TAX, INTRALINKS TECHNICAL SOLU \$1,178.31 NEW COMPUTER AT RV PARK, JAMES JACKSON \$105.00 MEAL EXP: STEALTH TRAINING, JL SPRINKLERS \$3,000.00 SPRINKLER SYSTEM INSTALLATION 1440 6TH ST, JOHN HANCOCK USA \$27,332.88 JH RETIRE 6%, JOHNSON CASHWAY CO \$28.56 SUPPLIES, 1 BLADE HACK, 1 DRILL BIT, JUSTIN BRUNZ \$105.00 MEAL EXP: STEALTH TRAINING, KATHLEEN A LAUGHLIN \$330.00 GARNISHMENT 2, KATHY WASSERBURGER \$142.12 MEALS & FUEL EXP: WLA PRE CONF, KEEP SCOTTSBLUFF - GERING \$695.37 REIMBURSEMENT FOR FEES COLLECTED @ EVENT, KNEB \$408.50 POLICE OFFICER JOB OPENING AD, CIVIC CENTER ADVERTISING, KOVARIK, ELLISON, MATHIS \$11,469.76 SPECIAL PERSONNEL PROJECT, CHARTER CONTRACT, PERSONNEL MATTER LEGAL FEES, WAREHOUSE 21, REED & NELSON, MCKINLEY LOT SALES, DON KRUG PROPERTY, THOMAS MILLER, HOTEL, EEOC LEGAL FEES, CITY VS TIM PROPP, RETAINAGE - AUGUST, KRIZ - DAVIS CO \$2,701.42 1 METER TESTER, 40 SFTY CLIPS, 2 LIGHTS, 1,000 FT OF TRAFFIC WIRE, LANE DANIELZUK \$629.00 MEAL EXP: LEAGUE NE MUN CONF, LEAGUE OF NE MUNICIPALITY \$1,802.00 2015 ANNUAL CONFERENCE DUES, LEGGETT & PLATT INC \$6,453.13 BALER RPR'S, LEONARD KUNZ \$27.00 LEFT RV PARK EARLY, LOGOZ LLC \$200.00 2 BANNERS FOR MCKINLEY PROMO, MANCHESTER GRAND HYATT \$1,313.80 LODGING: SERGIO ESRI CONF, MASEK GOLF CAR CO \$642.00 1 GOLF CART RENTAL, MATHESON TRI-GAS INC \$175.64 WELDING GAS, MEAT SHOPPE \$16,694.26 CATERING COSTS & MANAGEMENT CONTRACT, MENARDS \$314.29 TRAINING BUILDING SUPPLIES, MG TRUST CO LLC \$10,547.80 MG T - POLICE & FIRE, MICHELLE RUTERBORIES \$176.12 MEAL & FUEL EXP: WLA, MPLA CONF, MID STATES ORGANIZED CRIM \$210.00 MOCIC TRAINING - MORENO, MITCHELL REFRIGERATION \$55.00 ICE MACHINE RPR, MIXING BOWL \$6.96 COFFEE FOR COUNCIL INFO MTG, MIZUNO USA INC \$57.78 GOLF CLUB RPR, MONEY WISE OFFICE SUPPLY \$607.04 11 CARTRIDGES, 1 PK OF INDEXES, 5 BINDERS, 1 PK OF CARDSTOCK, 1 LEGAL PAD, MUNICIPAL ENERGY AGENCY \$388,513.40 POWER BILL, MUNICIPAL SUPPLY INC OF \$2,095.32 MAIN RPR, MURDOCH'S RANCH & HOME \$531.02 13 SAFETY SHIRTS FOR CREW, NATIONAL INSURANCE SRV \$1,047.04 VISION INSURANCE, NE ASSOC OF LOCAL HEALTH \$50.00 VETERANS WRKSH - KATHY W, NE CHILD SUPPORT PYMT \$1,477.06 CHILD SUPPORT 1, NE DEPARTMENT OF REV (PR) \$12,069.42 STATE TAXES, NE PUBLIC HEALTH \$255.00 1 WATER LAB, NE PUBLIC POWER DISTRICT \$4,671.75 UTILITIES - PHEASANT DRIVE, NE SWANA \$125.00 FALL CONF REGISTRATION: VANCE, NE HEALTH & HUMAN SRV \$178.00 DAVIS: WA OPERATOR LICENSE, NE SAFETY/FIRE EQUIPMENT \$843.00 FIRE ALARM INSPECTION, NEBRASKA MUNICIPAL POWER POOL \$3,742.50 DUES 15-16, NEBRASKALAND TIRE \$23.72 TIRE RPR, NEOFUNDS BY NEOPOST \$1,600.00 POSTAGE, NIKE USA INC \$694.32 32 LADIES GOLF SHIRTS, NMC EXCHANGE LLC \$382.06 2 BATTERIES FOR 914G, NORTHWEST PIPE FITTINGS \$15.68 WWTP PUMP RPR, NORTHWESTERN UNIVERSITY \$4,000.00 TJADEN: ONLINE TRAINING, NPZA \$210.00 BRENDA & ROD CONF DUES, OCLC INC \$138.65 CAT & ILL SUBSCRIPTION, OFF BROADWAY BUSINESS PRODUCTS \$220.54 OFFICE SUPPLIES, 4 INK CARTRIDGES, 2 MESSAGE BOOKS, 50 INDEX DIVIDERS, 4 MARKERS, OMAHA PUBLIC LIBRARY \$18.45 1 BOOK, 00 ACCESSORIES \$18.76 CARD CHARGE ERROR, OREGON TRAIL DAYS ART SHW \$560.00 OREGON TRAIL DAYS ART PURCHASE, O'REILLY AUTOMOTIVE STORE \$39.58 DECK COATING, PANHANDLE COOP ASSOCIATION \$2,213.39 276 GALLONS OF FUEL, PANHANDLE GEOTECHNICAL \$221.50 P ST MAIN REPLACEMENT, PAUL SNARR \$284.00 MEAL EXP: BRWNSFLD CONF, PAYPAL \$91.48 RPR'S, PENWORTHY CO \$32.95 4 BOOKS, PING \$147.90 1 GOLF CLUB, PIZZA HUT \$93.09 MEALS FOR CREW DURING OT DAYS, POSTMASTER \$1,209.19 MAILING PERMITS, POWERPLAN OIB \$424.39 WINDOWPANE FOR 750J & 1 OIL CHANGE, PRAISE WINDOWS INC \$580.00 WINDOW CLEANING, RANDOM HOUSE INC \$378.00 10 AUDIOBOOKS, RAY ALLEN MANUFACTURING \$61.21 K-9 SUPPLIES FOR DEXTER, RESIDENCE \$386.72 LODGING: MEJIA CDBG TRAINING, ROD STERKEL \$52.00 MEAL EXP: NPZA WORKSHOP, ROOF DEPOT \$284.94 SHINGLES FOR BURN BUILDING, SCB CO DISTRICT COURT \$150.00 ALIMONY, SCB COUNTY REGISTER OF \$80.00 8 CERTIFICATE OF OWNRSHP: KOOB, KRAMER, TEMPLAR, ANDERSON, KELLER, BRUNNER, VALENTINE, KNOLES, SCB/GERING UNITED CHAMBER \$7.00 GOV RICKETTS BRKFST: MAYOR, SCOTTSBLUFF POLICE DEPART \$320.00 FIREARMS RANGE BILL, SCOTTSBLUFF - GERING UNITED \$20.00 UNITED WAY CTRB, SCS ENGINEERS \$9,607.28 WORK ON EXISTING LANDFILL, SHAFTON INC \$62.94 HEAD GEAR SMOKEY BEAR OUTFIT, SIMMONS OLSEN LAW FIRM \$1,500.00 CITY PROSECUTOR BILL, SIMON CONTRACTORS \$32,016.85 7TH STREET CAPITAL PROJECT, SOLOMON CORPORATION \$25,749.55 SUBSTATION RPR & 6 TRANSFORMERS, SOLUTIONS EAP \$244.55 COUNSELING SRV, SOURCE GAS \$684.28 BURNER VALVE RPR @ CLUBHOUSE, UTILITIES FOR: 1415 5TH ST, 1460 6TH ST, 1440 6TH ST, 1255 11TH ST, 1320 10TH ST, 900 OVERLAND TRAIL, 605 13TH ST, 225 E D ST, 1035 M ST, STAR HERALD \$1,546.91 NPPD LAND SALE NOTICE, LIB ASSISTANT JOB OPENING AD, SPECIAL CC MEETING NOTICE, STU CAMPBELL \$50.24 5 BOOKS, SUBWAY SANDWICHES & SALAD \$35.00 MEALS FOR BUDGET WORKSHOP, SUGAR VALLEY FEDERAL CREDIT \$2,536.16 CREDIT UNION, SUNSET \$24.00 12 ISSUE MAGAZINE SUBSCRIPTION, SYSCO DENVER INC \$2,234.17 NAPKIN WITH LOGOS, TABLECLOTH CO \$636.51 34 TABLECLOTHS, TAMMY COOLEY \$214.00 MEAL EXP: LEAGUE NO MUN CONF, TASER TRAINING ACADEMY \$200.00 TASER RCRTFCTN: SCHNEIDER, TASTE OF HOME BOOKS \$14.98 6 ISSUE MAGAZINE SUBSCRIPTION, THE COTTAGE JOURNAL \$19.98 4 ISSUE MAGAZINE SUBSCRIPTION, THE ROCK PILE \$1,419.23 BASE FOR 7TH ST CAPITAL PRJCT, THOMAS PARKER \$75.00 RV ROOM DEPOSIT REFUND, TIM DANIELS \$300.00 RMBRSMNT FOR GOLF CART BARN, TOMMY'S JOHNNY'S INC \$135.00 1 PORTABLE TOILET, TONY KAUFMAN \$112.00 MEAL EXP: LEAGUE NE MUN CONF, TORRINGTON SOD FARMS \$136.35 SUPPLIES, VALLEY BANK - POLICE \$520.00 PO UNION DUES, VALLEY BANK & TRUST CO \$8,865.96 HSA CTRB 125, VERIZON WIRELESS \$344.70 IPAD FEES, VICTORIA \$52.00 12 ISSUE MAG SUBSCRIPTION, VTS SAN FRAN TAXI \$14.40 TAXI FARE: SERGIO ESRI CONF, WALMART \$194.03 REFRESHMENTS FOR OFFICERS WRKNG OTD, WESTCO \$10,389.74 1,800 GALLONS OF GAS, WESTERN PATHOLOGY CONSULT \$203.80 DRUG/ALCOHOL SCREENINGS, WESTERN TRAVEL TERMINAL \$13.00 CAR WASH FOR OREGON TRAIL DAYS PARADE, WINCHELL CLEANING SRV \$720.00 CLEANING SRV, WYOMING LIBRARY ASSOC \$342.00 ANNUAL CONF REG: CLARKE, YMCA OF SCOTTSBLUFF \$818.84 WELLNESS, YOUNG MENS CHRISTIAN \$10.00 YOUNG MEN'S CHR, PAYROLL CHECKS \$126,218.03 PAYROLL CHECKS 8-21-15, PAYROLL CHECKS \$120,116.08 PAYROLL CHECKS ON 9-4-15

Motion by Councilmember Holliday to approve the Consent Agenda, second by Councilmember Christensen. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

BIDS: None

CURRENT BUSINESS:

- 1. Consider approving and authorizing the Mayor to sign Streamflow Credit Purchase agreement (Mitigation Agreement with Terrytown).**

Motion by Councilmember Gibbs to approve and authorize the Mayor to sign the Streamflow Credit Purchase agreement (Mitigation Agreement with Terrytown), second by Councilmember Smith. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

- 2. Consider approving AirMed Care Benefit - Recommendation from Personnel Committee**

Councilmember Holliday, Chairman of the Personnel Committee, said the committee met to discuss this item which addresses air ambulance service with AirLink and a few others throughout the country. It's a fairly significant cost when it does occur. It is the recommendation of the committee that the City provide this benefit to full-time employees as well as elected officials and firefighters. Councilmember Allred added that it also benefits the families or anyone living in the household so it's a huge benefit.

Motion by Councilmember Christensen to approve AirMed Care Benefit - Recommendation from Personnel Committee, second by Councilmember Allred. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

- 3. Consider approving HSA benefit from a 2:1 (City/Employee) match to a 3:1 match – Recommendation from Personnel Committee**

Councilmember Holliday stated that generally we would see an increase in health insurance premiums however we were very lucky this renewal season and there were no increases. Part of the reason for that is the participation by employees in the Simply Well Program. The Personnel Committee would like to recommend an increase in the HSA match from a 2:1 to 3:1 (City/Employee) ratio.

Motion by Councilmember O'Neal to approve HSA benefit from a 2:1 (City/Employee) match to a 3:1 match - Recommendation from Personnel Committee, second by Councilmember Allred. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

- 4. Approve Resolution 9-15-1, Salary Range Schedule**

HR Director, Tammy Cooley, stated that the resolution was provided in the packets. With no cost of living increase the only thing that changed from last year is the minimum wage amount; it goes up again effective January 1. She suggested that the Personnel Committee may want to review some of the bottom amounts on the scales due to the minimum wage increase.

RESOLUTION NO. 9-15-1

WHEREAS, City of Gering has established a salary range schedule for a pay plan for City of Gering employees:

BE IT RESOLVED that the following Salary Range Schedule/Step Scale be adopted for pay period starting September 28, 2015:

2015-2016 SALARY RANGE SCHEDULE

	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>	<u>Step 6</u>	<u>Step 7</u>	<u>Step 8</u>	<u>Step 9</u>
Grade 1	\$8.94	\$9.17	\$9.41	\$9.63	\$9.89	\$10.12	\$10.37	\$10.63	\$10.85
Grade 2	\$9.38	\$9.62	\$9.89	\$10.12	\$10.38	\$10.65	\$10.87	\$11.15	\$11.53
Grade 3	\$9.87	\$10.25	\$10.63	\$11.02	\$11.35	\$11.74	\$12.10	\$12.49	\$12.87
Grade 4	\$10.35	\$10.76	\$11.16	\$11.56	\$11.96	\$12.36	\$12.77	\$13.17	\$13.57
Grade 5	\$10.84	\$11.25	\$11.67	\$12.08	\$12.51	\$12.91	\$13.35	\$13.74	\$14.17
Grade 6	\$11.46	\$11.88	\$12.32	\$12.75	\$13.19	\$13.62	\$14.06	\$14.49	\$14.94
Grade 7	\$12.02	\$12.47	\$12.91	\$13.38	\$13.32	\$14.27	\$14.71	\$15.16	\$15.63
Grade 8	\$12.61	\$13.09	\$13.57	\$14.04	\$14.50	\$14.98	\$15.44	\$15.90	\$16.39
Grade 9	\$13.23	\$13.72	\$14.22	\$14.71	\$15.21	\$15.72	\$16.22	\$16.71	\$17.22
Grade 10	\$13.87	\$14.39	\$14.94	\$15.44	\$15.94	\$16.48	\$17.00	\$17.51	\$18.03
Grade 11	\$14.65	\$15.17	\$15.71	\$16.24	\$16.76	\$17.31	\$17.82	\$18.37	\$18.89
Grade 12	\$15.35	\$15.89	\$16.46	\$17.00	\$17.56	\$18.10	\$18.65	\$19.22	\$19.75
Grade 13	\$16.08	\$16.67	\$17.25	\$17.82	\$18.42	\$18.99	\$19.58	\$20.17	\$20.75
Grade 14	\$16.87	\$17.46	\$18.08	\$18.67	\$19.31	\$19.90	\$20.50	\$21.12	\$21.72
Grade 15	\$17.79	\$18.38	\$19.00	\$19.64	\$20.26	\$20.88	\$21.52	\$22.13	\$22.76
Grade 16	\$18.58	\$19.22	\$19.89	\$20.54	\$21.18	\$21.87	\$22.50	\$23.17	\$23.81
Grade 17	\$19.49	\$20.20	\$20.88	\$21.57	\$22.27	\$22.95	\$23.64	\$24.33	\$25.03
Grade 18	\$20.42	\$21.13	\$21.87	\$22.55	\$23.27	\$24.00	\$24.70	\$25.42	\$26.16
Grade 19	\$21.37	\$22.13	\$22.90	\$23.68	\$24.45	\$25.22	\$25.99	\$26.76	\$27.54
Grade 20	\$22.43	\$23.24	\$24.05	\$24.86	\$25.67	\$26.48	\$27.28	\$28.09	\$28.91
Grade 21	\$23.50	\$24.34	\$25.21	\$26.06	\$26.91	\$27.75	\$28.60	\$29.46	\$30.30
Grade 22	\$24.58	\$25.47	\$26.35	\$27.26	\$28.16	\$29.04	\$29.96	\$30.84	\$31.73
Grade 23	\$25.80	\$26.74	\$27.68	\$28.61	\$29.54	\$30.48	\$31.42	\$32.34	\$33.27
Grade 24	\$27.01	\$27.99	\$28.98	\$29.99	\$30.97	\$31.97	\$32.97	\$33.94	\$34.94
Grade 25	\$28.39	\$29.43	\$30.47	\$31.50	\$32.54	\$33.59	\$34.62	\$35.65	\$36.69
Grade 26	\$29.77	\$30.87	\$31.97	\$33.07	\$34.14	\$35.27	\$36.35	\$37.43	\$38.54
Grade 27	\$31.14	\$32.26	\$33.34	\$34.44	\$35.53	\$36.63	\$37.74	\$38.83	\$39.91

Grade Ranges:

23-25 \$25.80 - \$36.69

Minimum Wage Schedule:

In Effect thru 12/31/15:

Step A	\$8.00
Step B	\$8.15
Step C	\$8.30
Step D	\$8.45
Step E	\$8.60

Effective 1/1/16:

Step A	\$9.00
Step B	\$9.15
Step C	\$9.30
Step D	\$9.45
Step E	\$9.60

Adopted this 14th day of September, 2015.

Mark A Kaufman, Mayor

Kathy Welfl, City Clerk

Motion by Councilmember Smith to approve Resolution 9-15-1, Salary Range Schedule, second by Councilmember Cowan. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

5. Consider approving and authorizing the Mayor to sign Real Estate Exchange Agreement between the City of Gering and Kelley Bean Co.

Mayor Kaufman said there is still discussion between Kelley Bean and the City on this item and suggested that it be tabled until it is worked out.

Motion by Councilmember Gibbs to table approving and authorizing the Mayor to sign Real Estate Exchange Agreement between the City of Gering and Kelley Bean Co., second by Councilmember O'Neal. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

6. Consider Purchase Agreement for 1460 6th Street

CLOSED SESSION:

(Council reserves the right to enter into closed session).

Councilmember Smith moved pursuant to Nebraska Revised Statute 84-1410, also known as Nebraska's Public Meetings Law, that the Gering City Council enter into closed session

for the purpose of: Strategy/negotiation session regarding real estate negotiations, protection of the public interest, and discussion of strategy, negotiation, and guidance from City legal counsel concerning 1460 6th Street, property currently owned by the City of Gering.

Mayor Kaufman stated that he has a motion by Councilmember Smith that the Gering City Council enter into closed session pursuant to Nebraska Revised Statute 84-1410, also known as Nebraska's Public Meetings Law, for the purpose of: Strategy/negotiation session regarding real estate negotiations, protection of the public interest, and discussion of strategy, negotiation, and guidance from City legal counsel concerning 1460 6th Street, property currently owned by the City of Gering. Seconded by Councilmember Allred. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

Mayor Kaufman stated that Council will enter into closed session at 7:11 p.m. He invited Administrator Danielzuk, City Attorney Ellison, TCD Director Rawnda Pierce and left it open to possibly invite the potential buyer of the home should the need arise to invite Jaime Svoboda in.

Motion by Councilmember Gibbs to come out of closed session at 7:28 p.m., second by Councilmember Christensen. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

Motion by Councilmember Allred to accept the offer from Jaime Svoboda as presented for \$135,000 for property at 1460 6th Street, subject to the remonstrance period and verification of income, second by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

PUBLIC HEARINGS:

1. Public Hearing for consideration of Class C Liquor License for Pony Express Mart

The Mayor opened the public hearing for consideration of Class C Liquor License for Pony Express Mart at 7:30 p.m.

Jeremy Smith, 800 E. H in Ogallala, was present representing Pony Express; he said they bought out one of their partners and the Liquor Control Commission asked them to complete the application again.

Mayor Kaufman asked if anyone wished to speak in favor or opposition of the application; no one spoke in favor or opposition. Administrator Danielzuk asked that the Class C Liquor License #11722 for the Pony Express Station be entered into the public record. With no further comments the Mayor closed the Administrative Record and the Public Hearing closed at 7:32 p.m.

Motion by Councilmember Smith to enter the Class C Liquor License application #11722 for Pony Express Station into the public record, second by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

1a. Consider approving or denying Class C Liquor License for Pony Express Mart

Motion by Councilmember Gibbs to approve Class C Liquor License for Pony Express Mart, second by Councilmember Christensen. There was no discussion. The Mayor called

the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

2. Public Hearing for the 2015/2016 proposed Annual Budget and Final Tax Levy

The Mayor opened the Public Hearing for the 2015/2016 proposed Annual Budget and Final Tax Levy at 7:33 p.m.

John Mejia, Finance Director, noted that the only change that was made from the preliminary budget that was proposed in the budget workshop was a reduction in the sinking fund for the golf course. We originally proposed \$150,000 to be set aside in order to balance that budget; we had to reduce that by \$91,101 but this will be the first year that we'll be able to set aside around \$60,000 for that sinking fund. It's still a step forward and that's the only change that was made from the preliminary budget.

The Mayor asked if anyone in the Council Chambers wished to speak in favor or opposition of the 2015/2016 proposed budget and Final Tax Levy. Seeing none and with no further comments the Mayor closed the Administrative Record and the Public Hearing closed at 7:34 p.m.

Motion by Councilmember Smith to enter the budget and tax levy information into the public record, second by Councilmember Christensen. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

2a. Approval to increase 2014-2015 Restricted Funds Authority by an Additional 1%

Motion by Councilmember Gibbs to approve increasing the 2014-2015 Restricted Funds Authority by an Additional 1%, second by Councilmember Christensen. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

2b. Approval of Ordinance 2007 – An Ordinance to Adopt the Budget Statement to be termed the Annual Appropriation Bill; Appropriate Sums for necessary expenses and liabilities; to provide an effective date.

ORDINANCE 2007

AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GERING, NEBRASKA;

Section 1. That complying with all procedures required by law, the budget presented and set forth in the budget statement is hereby approved as the Annual Appropriation Bill for the fiscal year beginning October 1, 2015 through September 30, 2016 for \$38,719,038. All sums of money contained in the budget statement are hereby appropriated for the necessary expenses and liabilities of the City of Gering. A copy of the budget document shall be forwarded as provided by law to the Auditor of Public Accounts, State Capital, Lincoln, Nebraska, and to the County Clerk of Scotts Bluff County, Nebraska for use by the levying authority.

Section 2. This ordinance shall take affect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and adopted this 14th day of September 2015.

Mark A Kaufman, Mayor

ATTEST:

Kathleen J. Welfl, City Clerk

Councilmember Smith made a motion to introduce Ordinance No. 2007 - An Ordinance to Adopt the Budget Statement to be termed the Annual Appropriation Bill; Appropriate Sums for necessary expenses and liabilities; to provide an effective date. Seconded by Councilmember Christensen. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

Councilmember Gibbs moved that the Ordinance be designated as Ordinance No. 2007 and the title thereof approved, and that the Statutory Rule requiring ordinances to be fully and distinctly read on three different days be dispensed with, which motion was seconded by Councilmember Holliday. There was no discussion. The Clerk called the roll. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

The motion to suspend the statutory rule having been concurred in by three-fourths of all members elected to the Council, was, by the Mayor declared to have carried. Whereupon Ordinance No. 2007 was read by title only.

Councilmember Allred moved that the Ordinance be passed as read, which motion was seconded by Councilmember O'Neal. "The question is shall Ordinance No. 2007 be passed?" There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

The passage and adoption of the Ordinance having been concurred in by a majority of all members elected to the Council was by the Mayor declared passed.

2c. Approve Resolution 9-15-2

RESOLUTION 9-15-2

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the City passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the City of Gering that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GERING, NEBRASKA, THAT:

1. The property tax request for the fiscal year 2015-2016 be set at \$1,307,207 for the General Fund.
2. That the final levy of the municipality for the fiscal year 2015-2016 is set at .299517 for the General Fund per one hundred dollars of actual valuation.
3. The City Clerk is to certify and forward a copy of this resolution to the County Clerk prior to October 15, 2015.

PASSED AND APPROVED THIS 14th DAY OF SEPTEMBER 2015.

Mark A. Kaufman, Mayor

ATTEST:

Kathy Welfl, City Clerk

Motion by Councilmember Allred to approve Resolution 9-15-2, resolving that the tax request for fiscal year 2015-2016 be set at \$1,307,207 for the General Fund, that the final levy of the municipality for the fiscal year 2015-2016 is set at .299517 for the General Fund per one hundred dollars of actual valuation and that the City Clerk is to certify and forward a copy of this resolution to the County Clerk prior to October 15, 2015, second by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

3. Public Hearing for a Preliminary and Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska, said plat is within the City 2 mile jurisdiction. Owners: Robert Kiesel of R&R Kiesel Farms, Inc.

Councilmember Smith offered to recuse himself from voting on this item because the owner, Robert Kiesel, is his father-in-law.

Motion by Councilmember Gibbs to recognize Councilmember Smith's conflict of interest. Second by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: Smith. Absent: None. Motion carried.

The Mayor opened the Public Hearing at 7:39 p.m. Rod Sterkel, Building Inspector, presented the Administrative Record.

Administrative Record:

Mr. Mayor and City Council Members,
(Preliminary and Final Plat- Tract 1 Russell Subdivision)

This is a Public Hearing for a Preliminary and Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska, said plat is within the City 2 mile jurisdiction. Owners: Robert Kiesel of R&R Kiesel Farms, Inc. The Preliminary and Final Plat of Said Tract 1 contains approximately 7.37 acres with approximately 0.37 acres of this being dedicated to the public for County Road R (County Road ROW).

The property is generally located on the South side of County Road R and approximately ¼ mile east of the Heartland Expressway. The current zoning is General Agricultural District (AGG) which requires 25 acres in order to build. The Public Hearing following this Hearing will address amending the zoning from AGG to AEDS to allow the owner to construct a home on the property.

Administrative Record:

Mr. Mayor & Council Members – you have been provided with the administrative record in your packets and I would ask for this Council's approval that I not read through the record unless you would like this read and that it be made a part of the official proceedings of this Public Hearing.

- City of Gering Zoning and Subdivision Regulations dated 1984.
- Record of Survey was completed by Accustar Surveying and recorded with the State July 21, 2015.
- Application for a Change in Zoning by the property owner Robert Kiesel owner of R&R Kiesel Farms, Inc., July 23, 2015.
- Application for the Preliminary and Final Plat of Tract 1 Russell Subdivision, a Subdivision being a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska submitted by Scott Bosse' owner of Accustar Surveying August 6, 2015.
- Preliminary and Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska was submitted by Accustar Surveying August 10, 2015.
- Public Hearing Notice published 8/6/15, 8/13/15, and 9/3/15.

- Publication Notice and written notice was completed and sent per the requirements of the current City Zoning and Subdivision Regulations Section 21.2 and are incorporated by reference in this Administrative Record.
- Proof of ownership was submitted by Accustar Surveying - Deed of Records, Scotts Bluff County, Nebraska.
- City of Gering Current 1995 Comprehensive Plan (Per Amendment No. 1 dated November 2001)
- City Engineer/Director of Engineering & Community Planning Administrative Record as shown herein.

This Preliminary and Final Plat meets the City Zoning and Subdivision Regulations requirements of Article 21: Plat Review and Submittal Requirements and Preliminary and Final Plat Procedures for Approval. The proceeding public hearing will address re-zoning specifically Section 5.2 Agricultural Estate Dwelling Site (AEDS).

Mr. Mayor and City Council Members, I have completed my entry regarding this Public Hearing for this Preliminary and Final Plat of Tract 1 Russell Subdivision and ask that you please keep this hearing open until all entries are put into this record.

Mayor Kaufman asked if any Councilmember wished to have the Administrative Record read aloud. Seeing none he asked if anyone in the Council Chambers wished to speak in favor or opposition of this application. Seeing none, the Administrative Record was closed and the Public Hearing closed at 7:42 p.m.

Motion by Councilmember Morrison to enter the Administrative Record into the Public Record. Second by Councilmember O'Neal. There was no discussion. The Mayor called the vote. "AYES": Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: Smith. Absent: None. Motion carried.

3a. Approve or deny Preliminary and Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska, said plat is within the City 2 mile jurisdiction. Owners: Robert Kiesel of R&R Kiesel Farms, Inc.

Motion by Councilmember Gibbs to approve Preliminary and Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska, said plat is within the City 2 mile jurisdiction. Owners: Robert Kiesel of R&R Kiesel Farms, Inc. Seconded by Councilmember Morrison.

Discussion: Councilmember Holliday stated with the location relative to the Heartland Expressway, how does this impact our future plans with that corridor. This is hopefully the gateway to our community in the future; do we limit ourselves by allowing this zoning to come in or what can we put next to this as this area continues to develop? City Engineer Paul Snarr replied that all of the property is zoned AGG and the owners want to construct a home on it and we can't allow a home to be constructed on it unless they have 25 acres or more. The land split is 7.4 acres with the right-of-way. This is something we need to look into on our Comprehensive Plan and recommend zoning. This would be the perfect spot for Business Highway Commercial. Once we get the Comp Plan worked out he thinks you'll see a lot of this corridor being BHC. We're getting geared up to do the study on the water and sewer at the beginning of the fiscal year. We'll be working with PADD on that; it's way overdue. If we can get the study going on the water and sewer soon, and know where our growth is going, we may be able to see a draft late next spring. Councilmember Christensen asked what the Planning Commission did on this; Paul replied that they moved for approval.

The Mayor called the vote. "AYES": Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: Smith. Absent: None. Motion carried.

4. Public Hearing to consider an application to amend the zoning of the Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska.

Mayor Kaufman opened the Public Hearing at 7:52 p.m. Rod Sterkel presented the Administrative Record.

Administrative Record:

Mr. Mayor and City Council Members,
(R&R Kiesel Farms, Inc. Rezone request to Change from AGG to AEDS)

This is the Public Hearing to consider an application to amend the zoning of the Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska.

The owner, Robert Kiesel of R&R Kiesel Farms, Inc. filed an application for a Change in Zoning to amend the property of the Final Plat of Tract 1, Russell Subdivision (previous public hearing) currently zoned General Agricultural District (AGG) which requires 25 acres to construct a home to Agricultural Estate Dwelling Site (AEDS) in order to construct a home meeting City Zoning and Subdivision Regulations. This zoning change would include approximately 7.37 acres with approximately 0.37 acres of this being dedicated to the public for County Road R (County Road ROW).

Administrative Record:

Mr. Mayor and Council Members, you have been provided with the administrative record in your packets and I would ask for this Commission's approval that I not read through the record unless you would like this read and that it be made a part of the official proceedings of this Public Hearing.

- Application for a Change in Zoning by the property owner Robert Kiesel owner of R&R Kiesel Farms, Inc., July 23, 2015.
- Record of Survey was completed by Accustar Surveying and recorded with the State July 21, 2015.
- City of Gering Subdivision and Zoning Regulations dated March 1984.
- City of Gering 1995 Comprehensive Plan (Amendment No. 1 dated November 2001).
- Publication Notice and written notice regarding this zoning change was completed and sent to all owners of land within 300 feet per the requirements of the City's Zoning and Subdivision Regulations Section 15.2 and are incorporated by reference in this Administrative Record. Signs were also posted on site for the proposed change in zoning per zoning regulations.
- Application for the Preliminary and Final Plat of Tract 1 Russell Subdivision, a Subdivision being a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska submitted by Scott Bosse' owner of Accustar Surveying August 6, 2015.
- Preliminary and Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska was submitted by Accustar Surveying August 10, 2015.
- Public Hearing Notice published 8/6/15, 8/13/15, and 9/3/15.
- City Engineer/Director of Engineering & Community Planning Administrative Record as shown herein.

Mr. Mayor and City Council Members, I have completed my entry regarding this Public Hearing to consider this application for a change in zoning from AGG to AEDS of Tract 1, Russell Subdivision as requested by the owner and ask that you please keep this hearing open until all entries are put into this record.

Mayor Kaufman asked if the Council would like the Administrative Record read aloud. Seeing none, he asked if anyone wished to speak in favor or opposition of this application. Seeing none the Administrative record was closed and the Public Hearing closed at 7:54 p.m.

Councilmember Smith asked again to recuse himself from voting on this item.

Motion by Councilmember Gibbs to recognize Councilmember Smith's conflict of interest. Second by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: Smith. Absent: None. Motion carried.

Motion by Councilmember Morrison to enter the Administrative Record into the Public Record. Second by Councilmember O'Neal. There was no discussion. The Mayor called the vote. "AYES": Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: Smith. Absent: None. Motion carried.

4a. Approve or deny an application to amend the zoning of the Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska.

Motion by Councilmember Morrison to approve an application to amend the zoning of the Final Plat of Tract 1, Russell Subdivision, a Subdivision of a part of the Northwest Quarter of Section 14, Township 21 North, Range 55 West of the 6th Principal Meridian, Scotts Bluff County, Nebraska. Seconded by Councilmember Allred. There was no discussion. The Mayor called the vote. "AYES": Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: Smith. Absent: None. Motion carried.

Mayor Kaufman added that staff will follow up on this amended zoning with an ordinance at the next meeting.

REPORTS: None

OPEN COMMENT SECTION:

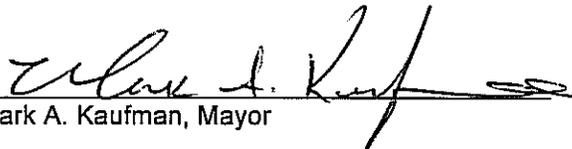
Discussion or action by Council regarding unscheduled business will not take place. This section is for citizen comment only.

Councilmember Holliday noted that this is National Driver Appreciation Week. This is when the Transportation Industry recognizes the professional drivers throughout the industry. He thanked all the professional drivers that work for the City of Gering; they are appreciated.

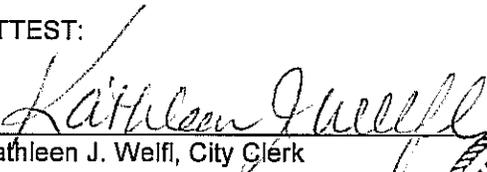
ADJOURN

Motion to adjourn by Councilmember Christensen, second by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Smith, Christensen, Gibbs, Holliday, Allred, O'Neal, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion carried.

Meeting adjourned at 7:57 p.m.


Mark A. Kaufman, Mayor

ATTEST:


Kathleen J. Welfl, City Clerk

