

## THE OFFICIAL PROCEEDINGS OF THE REGULAR MEETING OF THE GERING CITY COUNCIL, JANUARY 28, 2019

A regular meeting of the City Council of Gering, Nebraska was held in open session on January 28, 2019 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 Welfl and City Attorney Jim Ellison. 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 (None)

### 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 January 14, 2019 regular Council meeting
2. Approve Claims and Financials
3. File for record – Trihydro Corporation: Cities of Scottsbluff and Gering, Nebraska Engineering and Consulting Services – General Basic Agreement Work Change Order (extending the completion date to December 31, 2019)
4. File for record Bill of Sale of Personal Property (Gering Disc Golf Club)
5. File for record Agreement for Architectural Services (Club House Restaurant)

### Claims:

#### 1-5-19 to 1-18-19

21<sup>ST</sup> CENTURY EQUIPMENT \$58.23 STEERING CYLINDER, 24/7 FITNESS \$410.00 WELLNESS, 360 RAIL SRV'S LLC \$1,400.00 INDUSTRIAL PARK, ALLO COMMUNICATION \$1,735.30 TELEPHONE/INTERNET CHRGS, BAKER & ASSOC INC \$1,070.00 6<sup>TH</sup> ST WATER MAIN, BLACK HILLS ENERGY \$451.84 UTILITIES 1035 M ST/NATURAL GAS 760 13<sup>TH</sup> ST, BLUFFS SANITARY SUPPLY \$282.83 CLEANING SUPP, BORDER STATES INDUSTRIES \$769.07 CONNECTORS/SPLICES/SHOP TIMERS/ COVERS, CENTURYLINK \$2,709.74 MONTHLY TELEPHONE ALLOCATION, CHARTER COMM \$628.66 TV/INTERNET CHRGS ROBIDOUX, CHRISTIAN MEDIA INC \$270.00 ADVERTISING, CITY INSURANCE FUND \$174,843.82 HEALTH PREM 125, CITY PAYROLL TRUST \$4,937.52 FSA MEDICAL 125/VOL LIFE INS<50, CONSOLIDATED MANAGEMENT CO \$75.83 NLETC MEALS, CONTRACTORS MATERIALS \$132.60 ADA PANELS, CORE & MAIN LP \$4,961.55 WATER MAIN FITTINGS, CREDIT BUREAU SRV INC \$213.01 GARNISHMENT, CROELL INC \$11,067.00 MARGRET DR CONCRETE, CULLIGAN WATER CONDITIONING \$227.50 WATER SOFTENER SRV CALL/SALT, DALES TIRE & RETREADING \$2,172.95 TIRE RPR/FIX TIRES G-3, DHHS DIVISION PUBLIC HEALTH \$74.00 WATER LAB, DISCOVER BANK \$2.74 GARNISHMENT 2, DOOLEY OIL INC \$2,753.23 FLUID CHANGE FOR MOWERS/OIL TRUCKS, ECO LAB \$31.05 RV PARK PEST CONTROL, ELITE TOTAL FITNESS \$102.00 ELITE FITNESS, ENVIRO SRV INC \$2,895.00 VW LAB, FARRO STEPHANIE \$75.00 RV ROOM RENTAL DEPOSIT REFUND, FASTENAL CO \$206.18 BOLTS/PARTS/BOLTS FOR BAILER, FIRST STATE BANK \$366.73 IBEW UNION DUES, FLOYDS SALES & SRV \$7,829.45 WORK G-9, FRANK PARTS CO \$517.23 SUPER GLUE FOR SPEED TRAILER/SHOP SUPP/ROD ENDS FOR MOWER/VALVES/GENERATOR PARTS/AIR FILTER 763B/FUEL FILTERS, FRASER STRYKER PC LLO \$1,095.00 ATTORNEY FEES, GALE \$26.39 1 LRG PRINT BOOK, GALL'S INC \$967.28 UNIFORMS, GERING VALLEY PLUMBING & HEATING \$1,596.00 RPR DISHWASHER, GERING VOLUNTEER FIRE DEPT \$393.00 INCENTIVE PYMT CAUDILL, GREASE N GO \$34.85 OIL CHANGE PICKUP, GREATAMERICA LEASING CORP \$100.00 COPIER LEASE, GROUND UP CONSTRUCTION \$737.50 JANITORIAL SRV DEC 2018, HENNING'S CONSTRUCTION \$59,091.00 NORTHFIELD STORMWATER PROJECT, HERTZBERG – NEW METHOD INC \$24.49 1 CHILDRENS BOOK, HOLIDAY INN EXPRESS HOTEL \$109.95 GPGFOA CONF MEJIA, ICMA ELECTRONIC RETIREMENT \$770.69 ICMA CITY ADMIN, IDEAL LINEN SUPPLY INC \$293.00 EXCHANGED MATS/MATS/MOPS/RESTROOM SUPPLIES/1 MOP/9 RUGS, IDEXX DISTRIBUTION INC \$180.71 WATER TESTING SUPPLIES, INDOFF INC \$574.26 SIGNATURE STAMP/OFFICE SUPPLIES/TONE/PAPER TOWELS/TAPE/FILE LABELS/SIT & STAND DESK WELFL/ERASERS, INGRAM LIBRARY SRV'S \$336.22 16 BOOKS/9 CHILDRENS BOOKS, INTERNAL REVENUE SRV \$39,853.62 FED/FICA TAX, INTERNATIONAL ASSOC PLUMBING \$200.00 IAPMO MEMBERSHIP, INTRALINKS TECHNICAL SOLUTIONS \$375.00 JAN IT SUPPORT, JOHN HANCOCK USA \$13,238.34 JH RETIRE 6%, JOHNSON CASHWAY CO \$501.19 SHOP SUPPLIES/BITS/ BLADES/CENTRAL PLANT PIPING MAINT/1X8X8 PINE BOARD/PARTS TO RPR COUCH/RACKS FOR CENTRAL STORES, JOHNSON HARDWARE CO \$2,005.82 LOCKS FOR PARKS/LOCKS FOR BALL FIELD/LOCK NEW SHOP, KOVARIK ELLISON MATHIS \$2,888.75 RETAINAGE CITY – ATTORNEY, LL JOHNSON DISTRIBUTION \$1,661.10 5 REELS, LARA VANESSA \$75.00 RV ROOM RENTAL DEPOSIT REFUND, MALY MARKETING \$1,652.60 GROUP TOUR MARKETING, MATHESON TRI – GAS INC \$65.17 BAND SAW BLADE, MATRIX TRUST CO \$7,255.68 MG T – POLICE, MEAT SHOPPE \$12,410.97 CATERING COSTS, MENARDS \$795.04 TRIM FOR NEW SHOP, MID STATES ORGANIZED CRIME \$150.00 MEMBERSHIP DUES, MONEY WISE OFFICE SUPPLY \$245.86 BINDER

MSDS/A-Z DIVIDERS/FIRST AID KIT REFILLS, NATIONAL INSURANCE SRV \$1,130.44 VISION INSURANCE, NDEQ – FISCAL SRV'S \$8,928.71 PYMT SOLID WASTE QRTL PYMT, NE CHILD SUPPORT PYMT \$794.64 CHILD SUPPORT 1, NE DEPT OF REV (PR) \$12,237.67 STATE TAX, NE DEPT OF REVENUE \$64,371.88 DEC 2018 SALES & USE TAX, NE PUBLIC POWER DISTRICT \$29.71 UTILITIES 240066 HWY 92, NE SAFETY & FIRE EQUIPMENT \$7.00 FIRE EXTINGUISHER INSPECTION, NE LAW ENFORCEMENT \$1,000.00 ROGERS LODGING, NE SEC OF STATE \$30.00 NEW NOTARY KATHY, NEBRASKA TRAVEL ASSOC \$3,500.00 SPONSORSHIP OF ABA, NEOFUNDS BY NEOPOST \$1,600.00 POSTAGE FEES, NORTHWEST PIPE FITTINGS \$188.04 SLIP ON RISERS FOR CURB STOPS, ONE CALL CONCEPTS INC \$40.83 LOCATE FEES, OTCF/WYBRASKA GIVES \$3,000.00 KENO FUNDS ADVERTISING, PANHANDLE GEOTECHNICAL \$228.75 D ST & 13<sup>TH</sup> ST PROJECT, PANHANDLE HUMANE SOCIETY \$3,168.50 JAN 2019 MONTHLY SUPPORT, PAUL L REED CONSTRUCTION \$1,804.96 FILL MATERIAL VALVE RPLCMNT/48 TONS OF CRUSHED CONCRETE, PAYROLL CHECKS \$122,250.02 PAYROLL CHECKS ON 1-18-19, PETTY CASH \$26.27 PETTY CASH, POSTMASTER \$1,000.00 MAILING PERMITS, POWERPLAN OIB \$123.80 OIL 750J, PULSE TECHNOLOGY PARTNERS \$213.75 PARTS FOR SPEED TRAILER, RJ CORMAN RAILROAD SRV \$900.00 SEWERLINE RPR, SAFETYLINE CONSULTANTS \$75.00 BLACK NITRILE GLOVES, SANDBERG IMPLEMENT INC \$50.61 AIR FILTER, SANDRY FIRE SUPPLY \$77.66 SCBA MASK CLEANER, SCB CO AMBULANCE SRV \$316.23 JAN 2019 AMBULANCE CONTRACT, SCB CO SHERIFF OFFICE \$64.38 COURT NOTICE FOR JUVENILE, SCOTTSBLUFF GERING UNITED \$70.75 UNITED WAY CTRB, SENIOR CITIZENS CENTER \$525.00 FINANCIAL SUPPORT, SIMON CONTRACTORS \$1,324.40 CONCRETE, SLAFTER OIL CO \$79.50 HYDRAULIC OIL, SOLOMON CORP \$13,883.25 TRANSFORMERS, SONNY'S TOWING \$420.00 TOWING, STATE OF NE DAS COMM \$149.30 LONG DISTANCE PHONE CHRG'S, STATE OF NE \$371.88 OVER PAID FINAL DOMINGUEZ, SUGAR VALLEY FEDERAL CREDIT \$678.37 CREDIT UNION, TD AMERITRADE \$11,970.00 INCENTIVE PROGRAM LOSAP, THE COPIER NINJA LLC \$218.73 COPY COUNT CHRG, TWIN CITY AUTO \$7,400.00 SNOW PLOW, UNITED CHAMBER OF COMMERCE \$3,817.00 MEMBERSHIP INVESTMENT 2019, VERIZON WIRELESS \$1,372.75 DATA FOR GOLF SHOP IPAD/WIRELESS ACCESS FEES TABLETS/ON CALL CELL LAPTOP FEES/IPAD CHRG'S/M2M ACCOUNT, WAREHOUSE FITNESS CENTER \$412.00 WELLNESS, WESTERN PATHOLOGY CONSULTANTS \$203.80 DRUG SCREENS, WESTERN STATES BANK \$32,011.05 GERING – SCOTTSBLUFF SINKING FUND, WESTERN STATES BANK \$360.00 PO UNION DUES, WINCHELL CLEANING SRV \$140.00 CLEAN HALLS/BATHS/OFFICES, WOODEN GREG \$75.00 RV ROOM RENTAL DEPOSIT REFUND, WYOMING BEARING & SUPPLY \$200.71 GAUGE, YMCA \$470.00 WELLNESS

**Motion by Councilmember Gillen to approve the consent agenda. Second by Councilmember Wiedeman.**

**Discussion:** Councilmember Backus stated that he would like to pull Consent Agenda items #3 and #5 out. (Due to a subsequent motion during discussion, this motion did not carry).

**Motion by Councilmember Backus to pull Consent Agenda items #3 and #5. 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.**

Councilmember Backus asked what the delay was regarding #3 - Trihydro completion date extension. City Engineer, Brendan Lilley, stated this was necessary because back in 2018 when we did proposals, there was a significant lag time between receiving proposals and awarding of the contract to Trihydro. Their proposal had a different end date for step one which is what they're working on now. Also, their original proposal was to take five already hashed-out alternatives (possible sites) and evaluate them for feasibility for the landfill site. He said what we had asked them to do, at a later date even before the contract was signed, was to research those five best areas to evaluate. There is significantly more time involved in doing that. Those are the two reasons why the extension was necessary. Councilmember Backus said his concern is with extending it; is Scottsbluff going to be able to say Gering broke the agreement? City Attorney, Jim Ellison, stated that he has not heard anything. He assumed that Gering and Scottsbluff were all on the same page. Mr. Lilley stated that Scottsbluff, to his understanding, is also voting on this extension at their next meeting. He said we probably could have changed all those dates before we wrote up the official contract, but that didn't happen. The extra time is necessary; he doesn't believe there are any legal ramifications. Mr. Ellison added, unless Scottsbluff doesn't agree to the extension. Mr. Ellison stated his understanding is that they wanted to pass these things as they came up; he doesn't anticipate it will be a problem. Mayor Kaufman added as long as money is not changing, and we want to make sure everything is done right, there's no rush here. Mr. Lilley stated there is no additional fee for the change; they just needed more time in order to select and evaluate different areas. Councilmember Backus clarified that this change won't happen unless Scottsbluff agrees to it also. Mr. Lilley replied - correct.

Public Works Director (and Building/Grounds Maintenance), Pat Heath stated, regarding consent agenda item #5 (Agreement for architectural services for the clubhouse restaurant), basically it's time (or past time) to replace the flooring. He said we have looked at several options. Carpet is not the best alternative for a restaurant. We've looked at a sealed concrete floor and an epoxy floor. No one in the City has experience with either the sealed concrete floor or the epoxy floor; we thought it was best to have someone who has experience with that so that's what this agreement is for. In this case Hewgley and Associates will write the specifications and do the bidding for us, follow up during the process and after

the job is completed, to make sure everything was done correctly. Councilmember Wiedeman stated that she has concerns about the acoustics. She understands not putting carpet back in because of the care it requires but she's concerned about the acoustics and the decibel levels that are going to happen; it's loud now and without something to absorb the sound... are the architects going to look at some different ways to absorb sound? Mr. Heath replied that that is part of this contract; they do have some ideas of what we can do with acoustics at minimal cost. We'll have to wait until the flooring is in to know for sure if it's an issue. Councilmember Backus stated that his concern is that we're eating up 20% of the budget for the project with architect fees. He asked, if we have to do the acoustic stuff, could this end up outside of that budget. Mr. Heath replied that he didn't think so; the actual budget he put on there was for the actual maintenance of the clubhouse; they believe the flooring will be somewhere between \$10,000 and \$15,000. We should have enough for additional costs like enhancements for acoustics.

**Motion by Councilmember Morrison to approve Consent Agenda items #3. Second 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.**

**Motion by Councilmember Gillen to approve Consent Agenda items #5. 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.**

**Motion by Councilmember Gillen to approve the balance of the Consent Agenda. 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.**

#### **BIDS/EXPENDITURES:**

##### **1. Pickup bid - Water Department**

Pat Heath, Public Works Director, stated this is a pickup with utility body to replace a 2008. They used the State bids to purchase the pickup and dropped the bid off to a couple of the local dealers to see if they could match or meet the state bid. They did not receive a bid back from Team Chevrolet, they did not drop one off at Reganis because there is not a Dodge pickup with this style and three quarter ton/ extended cab; there was not one on the State Bid. Fremont Ford was the low bid at \$37,950. We will trade in the 2008 Ford F250 for \$5000. Staff recommends Fremont Motors for \$32,950 with trade in.

**Motion by Councilmember Gillen to approve staff's recommendation and award the Water Department pickup bid to Fremont Motors in the amount of \$37,950 less \$5000 for a trade-in for a net of \$32,950.00. 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.**

##### **2. Golf Course Pump Control Panel**

Amy Seiler, Parks & Recreation Director, stated this is actually a repair purchase for our pump system. Our current control panel system is very outdated. We are no longer able to get parts for this system. The panel is the brains of the system that tells the electric motors what to do. Staff sought two quotes; Arapahoe Pumping System submitted a quote of \$39,303 and WaterTronics submitted a quote of \$43,314. Staff believes that Arapahoe Pumping System has the most cost effective and most sensible quote. Councilmember Morrison asked where Arapahoe Pumping is located. Mrs. Seiler stated that she believes Arapahoe. Councilmember Morrison asked if they will service this if necessary. Mrs. Seiler replied absolutely; they have worked on our system in the past. Councilmember Smith stated that in the letter received from Johnson, it stated two control panels that they would suggest to replace it with; it didn't look like Arapahoe was either one of those. Amy replied that Arapahoe was the company that actually would be installing the panel, the company is called MCI. MCI bought Flotronics; it is what our pump system actually is. Those are the two systems from which we sought quotes.

**Motion by Councilmember Smith to approve staff's recommendation and award the Golf Course Pump Control Panel bid to Arapaho Pumping Systems in the amount of \$39,303.00. 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. Consider approving and authorizing the Mayor to sign LB840 Economic Development Assistance Agreement for American Doorstop Project**

**Motion by Councilmember Holliday to approve and authorize the Mayor to sign an LB840 Economic Development Assistance Agreement for the American Doorstop Project. Second by Councilmember Wiedeman.**

**Discussion:** Councilmember Smith asked if our LB840 is set up for producing movies. City Attorney Ellison stated that there are some statutory requirements that define qualifying businesses and actually that is one of the categories. This is one of the guidelines that we look at and this particular project, although it’s a little different in terms of jobs created, it’s still within our guidelines. Scottsbluff approved a similar one as well. Councilmember Backus asked about the purchasing of an ad. LB840 Committee Member, Ladd Harrison, stated that they were recommending the approval at \$12,500, which was half of their request, and they want to look into an ad in a brochure they will distribute throughout the country at different events in hopes of generating tourism in our direction. Councilmember Backus stated that he likes the idea but LB840 is sales tax money; he wishes it was coming out of tourism dollars or Keno as opposed to LB840 which we wiped out not too long ago. Mr. Harrison stated that he believes tourism and Keno were both approached previous to LB840. Mr. Ellison added that tourism is also one of the categories with the statutes qualifying this as well. Councilmember Cowan stated that the film is already shot the way he understands it; how does that play in favor with Gering? Mr. Harrison replied that the film will be permanently shown at Legacy of the Plains Museum; that will be the site for it ultimately. He believes that the film will be shown at film festivals; the final resting place for it, so to speak, will be the Legacy of the Plains. Councilmember Morrison asked if it will be shown outside our area. Mr. Harrison replied that it will be shown initially outside our area but once that process is done it will only be shown here. Administrator Danielzuk stated that the Gering Economic Development Plan eligible activities include both qualifying businesses and qualifying projects. This is a qualifying project under the guidelines of “technical assistance, marketing, management counseling, preparing financial packages, engineering assistance, etc.” The advertisement part of it also is an eligible activity in the LB840 plan under “expenses for the conduct of business recruitment activities.”

**The Mayor called the vote. “AYES”:** Smith, Gillen, Holliday, Wiedeman, O’Neal, Morrison, Cowan. **“NAYS”:** Backus. **Abstaining:** None. **Absent:** None. **Motion Carried.**

**2. Request for Personnel Committee Meeting – Agenda item: Discussion of Pay and Compensation Plan**

**Motion by Councilmember Gillen to approve a request for Personnel Committee Meeting - Agenda item: Discussion of Pay and Compensation Plan. Second by Councilmember Morrison. 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.**

**3. Approve Mayoral Appointment of Councilmember Smith to the Central Irrigation District Board**

**Motion by Councilmember O’Neal to approve the Mayoral Appointment of Councilmember Smith to the Central Irrigation District Board. 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.**

**4. Third and final Reading of Ordinance 2073 – AN ORDINANCE OF THE CITY OF GERING, NEBRASKA FINDING THAT CERTAIN LANDS, LOTS, TRACTS, STREETS AND HIGHWAYS SITUATED IN A PORTION OF THE BLOCK 2, HERITAGE ESTATES, SITUATED IN THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 21 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA AS DESCRIBED HEREIN, AND ARE SUBJECT TO ANNEXATION TO AND INCLUSION WITHIN THE CORPORATE LIMITS OF THE CITY; ANNEXING TO AND INCLUDING WITHIN THE CORPORATE LIMITS OF THE CITY SUCH LANDS,**

LOTS, TRACTS, STREETS, AND HIGHWAYS; PROVIDING THAT THE INHABITANTS THEREOF SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES AND SUBJECT TO THE LAWS, ORDINANCES, RULES AND REGULATIONS OF THE CITY, AND RECEIVE SUBSTANTIALLY THE BENEFITS OF OTHER INHABITANTS THEREOF; REPEALING CONFLICTING ORDINANCES AND PARTS OF ORDINANCES; AND, PROVIDING FOR RECORDING AND PUBLICATION OF THE ORDINANCE AND FOR ITS EFFECTIVE DATE

Mayor Kaufman noted that Councilmember Wiedeman's previously declared conflict of interest still stands.

Councilmember O'Neal moved the third and final reading of Ordinance No. 2073 - AN ORDINANCE OF THE CITY OF GERING, NEBRASKA FINDING THAT CERTAIN LANDS, LOTS, TRACTS, STREETS AND HIGHWAYS SITUATED IN A PORTION OF THE BLOCK 2, HERITAGE ESTATES, SITUATED IN THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 21 NORTH, RANGE 55 WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA AS DESCRIBED HEREIN, AND ARE SUBJECT TO ANNEXATION TO AND INCLUSION WITHIN THE CORPORATE LIMITS OF THE CITY; ANNEXING TO AND INCLUDING WITHIN THE CORPORATE LIMITS OF THE CITY SUCH LANDS, LOTS, TRACTS, STREETS, AND HIGHWAYS; PROVIDING THAT THE INHABITANTS THEREOF SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES AND SUBJECT TO THE LAWS, ORDINANCES, RULES AND REGULATIONS OF THE CITY, AND RECEIVE SUBSTANTIALLY THE BENEFITS OF OTHER INHABITANTS THEREOF; REPEALING CONFLICTING ORDINANCES AND PARTS OF ORDINANCES; AND, PROVIDING FOR RECORDING AND PUBLICATION OF THE ORDINANCE AND FOR ITS EFFECTIVE DATE. Seconded by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: Wiedeman. Absent: None. Motion Carried.

Whereupon Ordinance No. 2073 was read by title only. Councilmember Cowan moved that the Ordinance be designated as Ordinance No. 2073 and the title thereof approved and that the Ordinance be passed as read, which motion was seconded by Councilmember Smith. "The question is shall Ordinance No. 2073 be passed?" There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: Wiedeman. 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.

**REPORTS:** (Information only) None

**CLOSED SESSION:** (Council reserves the right to enter into closed session if deemed necessary.) None.

**OPEN COMMENT SECTION:** None

Mayor Kaufman stated discussion or action by Council regarding unscheduled business will not take place. This section is for citizen comment only.

**ADJOURN:**

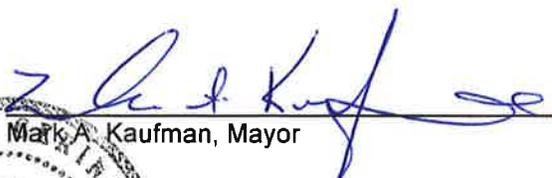
Motion by Councilmember Morrison to adjourn. Second by Councilmember Gillen. There was no discussion. The Mayor called the vote. "AYES": Smith, Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison, Cowan. "NAYS": None. Abstaining: None. Absent: None. Motion Carried.

Meeting adjourned at 6:29 p.m.

ATTEST:

  
Kathleen J. Welfl, City Clerk



  
Mark A. Kaufman, Mayor