

**THE OFFICIAL PROCEEDINGS OF THE REGULAR MEETING OF THE GERING CITY COUNCIL,
MARCH 25, 2019**

A regular meeting of the City Council of Gering, Nebraska was held in open session on March 25, 2019 at 6:00 p.m. at Gering City Hall, 1025 P Street, Gering, NE. Present were Mayor Kaufman and Councilmembers Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison. Also present were City Administrator Lane Danielzuk, City Clerk Kathy Welfl and City Attorney Jim Ellison. Absent were Councilmembers Smith and Cowan. 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 O'Neal to excuse the absences of Mayor Kaufman and Councilmember Gillen from the March 11, 2019 regular meeting. Second by Councilmember Morrison. There was no discussion. The Mayor called the vote. "AYES": Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison. "NAYS": None. Abstaining: None. Absent: Smith, Cowan. 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 March 11, 2019 regular Council meeting
2. Approve Claims and Financials
3. File for record Conditional Assumption and Consent of Economic Development Assistance Agreement - Linda and Brad Staman d/b/a The Daily Grind Coffeehouse

Claims:

3-2-19 to 3-15-19

AL'S TOWING \$180.00 TOW SRV, AMAZON CAPITAL SRV \$40.93 4 DVD'S, ATLAS LAWN EQUIPMENT CO \$331.48 REPLACE FAN 97 HOWARD 1280, BENZEL PEST CONTROL \$90.95 PEST CONTROL 1050 M ST, BLACK HILLS ENERGY \$2,146.00 GAS BILL 615 RUNDELL RD/NATURAL GAS BILL 1035 M ST/GAS 900 OVERLAND TRAIL/ 1255 11TH ST GAS BILL/GAS BILL 225 E D ST, BLUFFS SANITARY SUPPLY \$166.01 CLEANING SUPP, BORDER STATES INDUSTRIES \$1,452.09 ELECTRICAL WIRE FOR STATION/CLAMP/LIGHTS/CRESCENT/KNIFE BLADES/EXIT LIGHTING/PARTS FOR APPLIANCES, BUMPER TO BUMPER \$278.00 TOW SRV, CENTURYLINK \$2,693.32 TELEPHONE BILL ALLOCATION, CFM \$80.00 BAGS FOR VITAL SIGN EQPMT 99, CITY PAYROLL TRUST \$2,239.11 DISABILITY INS, CLAUSE ALLEN \$134.99 REIMBURSEMENT FOR WORK BOOTS, CONTRACTORS MATERIALS \$55.60 CHIS, COOLEY TAMMY \$64.00 GRANT ADMIN TRAINING, CREDIT BUREAU SRV \$217.49 GARNISHMENT, CULLIGAN WATER CONDITIONING \$86.00 SALT, D & H ELECTRONIC SUPPLY \$365.86 FUSE/BATTERIES CENTRAL PLANT UPS, DALES TIRE AND RETREADING \$102.75 FLAT G-12, DEMCO \$744.02 CATALOGING SUPP/TAPE, DIEDRICH AMANDA \$75.00 RV ROOM DEPOSIT REFUND, DISCOVER BANK \$2.74 GARNISHMENT 2, DOMINGO PALOMO \$208.00 TRAFFIC LIGHT SCHOOL, DOOLEY OIL CO \$408.17 FILTER & OIL 2016 TRUCKS/HYD OIL FOR ALJON, DUTTON LAINSON CO \$2,564.47 TRANSFORMER/BUSHING, ECOLAB \$110.99 RODENT CONTROL AMPHITHEATER/RODENT CONTROL WWTP, ENERGY LAB INC \$456.00 WATER LAB, ENVIRO SRV INC \$1,540.00 WW LAB, ERIC REICHERT CONSTRUCTION \$10,160.75 KURT DR PROJECT, ESC ENGINEERING \$1,140.00 SCADA INSTALL, F H SCHAFFER ELEVATOR \$45.00 CLASS A MATERIAL BURN EVAL, FAIRBANKS SCALES INC \$1,125.29 WORK ON SCALE, FASTENAL CO \$244.02 BOLTS/HINGES FOR DUMP TRAILER/DRILL SETS/BITS/GLOVES/GLASSES/BATTERIES/PARTS FOR CANS, FED EX \$185.12 PLANS & SPECS AGENCY RVW MAIL, FERGUSON SIGNS \$19,995.00 1/2 DOWN PYMT SIGN @ CIVIC CENTER, FIRST STATE BANK \$367.23 IBEW UNION DUES, FOLCK ANNIE \$64.00 GRANT ADMIN TRNG, FORT DEARBORN LIFE INS CO \$120.40 FIREFIGHTER LIFE INS, FRANK PARTS CO \$910.72 HYDRAULIC FILTERS 1100 CAB RTV/PENTAL HITCH FOR PICKUP/AIR FILTER FOR ALJON/JACOBSON GREENS MOWER RPR/GREASE GUN FOR SHOP, FREMONT MOTOR SCOTTSBLUFF \$1,220.88 RPR ON 09 FORD SPRAY PU, FRESH FOODS \$5.34 DISTILLED H2O CART BATTERIES, GALE \$84.77 4 LRG PRINT BOOKS, GERING MERCHANTS \$3,952.53 EXP XMAS PARADE/SANTAS VILLAGE, GERING VALLEY PLUMBING \$200.00 RPR UNIT, GOLFNOW G1 LLC \$2,150.00 POINT OF SALE ANNUAL LEASE, GREATAMERICA LEASING CORP \$100.00 COPIER LEASE, HACH CO \$513.06 FLUORIDE TESTING

REAGENTS, HALE MULTIMEDIA \$200.00 WEBSITE HOSTING, ICMA ELECTRONIC RETIREMENT \$642.24 ICMA CITY ADMIN, IDEAL LINEN SUPPLY INC \$496.22 EXCHANGED MATS/DOOR MATS/1 MOP/9 RUGS/TOILET PAPER/HAND TOWELS. INDOFF INC \$1,043.93 HI-LIGHTERS/LETTERS/ERASER/SAFETY GAS CAN CABINET, INGRAM LIBRARY SRV \$246.73 16 BOOKS, INTERNAL REVENUE SRV \$46,745.94 FED/FICA TAX, INTRALINKS TECHNICAL SOLUTIONS \$2,037.81 COMPUTER, JOHN HANCOCK USA \$14,578.89 JH RETIRE 6%, JOHNSON CASHWAY CO \$327.70 SHOP TOWELS/BATTERY FOR DOOR RV PARK/PAINT BRUSH/FURNACE FILTERS/SAFETY RAILINGS, KOIS BROTHERS EQUIPMENT CO \$926.98 SEWER JET PUMP RPR, KOVARIK ELLISON MATHIS \$3,095.00 CHARTER CONTRACT/RETAINAGE - CITY ATTORNEY, LILLEY BRENDAN \$173.00 RENEW BRIDGE INSPECTION CERT, MAILFINANCE \$864.95 POSTAGE MACHINE LEASE PYMT, MAIN STREET APPLIANCE \$450.00 NEW WASHER IN BALER, MARTIN CAROL \$226.00 CLERK SCHOOL 2019, MATRIX TRUST CO \$6,723.93 MG T-POLICE, MEAT SHOPPE \$11,300.86 MANAGEMENT CONTRACT, MENARDS \$521.22 EAR PLUGS/CARBON MONOXIDE ALARM-SHOP/RUGS/DRILL BITS/CLEANER/EARPADS/FURNACE FILTERS/BROOMS UNIT 99 & 32/ELECTRIC PARTS FOR NEW STOVE/PARTS TO MOUNT TARP REEL/DRILL BITS/RUG FOR DOOR @ PARK SHOP/WHEEL CHOCKS/RUG, MICHAEL TODD & CO \$1,495.28 SIGNS AND MATERIALS, MIDWEST CONNECT \$271.00 #10 ENVELOPES 5,000 CT, MILWAUKEE PUMP CO INC \$4,461.26 SEWER JET PUMP RPR, MIZUNO USA INC \$1,042.13 GOLF CLUBS, MONEY WISE OFFICE SUPPLY \$167.54 RUBBER BANDS/ROD'S INK CARTRIDGES/MEMO PADS, MORBARK INC \$735.81 MOTOR/ADAPTER, MUNICIPAL ENERGY AGENCY OFFICE \$2,317.20 MEAN DUES, NATIONAL FIRE PROTECTION \$175.00 NFPA MEMBERSHIP DUES, NE CHILD SUPPORT PYMT \$794.64 CHILD SUPPORT 1, NE DEPT OF REVENUE \$61,599.25 FEB 2019 SALES & USE TAX, NE ECONOMIC DEVELOPERS ASSOC \$150.00 NEDA ANNUAL DUES DANIELZUK, NE PUBLIC POWER DISTRICT \$1,675.31 UTILITIES PHEASANT DR, NE SAFETY/FIRE EQUIPMENT \$18.00 FIRE STICKERS EXTINGUISHER, NEBRASKA GOLF ASSOC \$10.00 HANDICAP FEES GOLF, NEBRASKA PGA \$100.00 NE PANHANDLE GOLF ASSOC DUES, NEBRASKA SEC OF STATE \$30.00 NOTARY RENEWAL FOR ENLOW, NORTHWEST PIPE FITTINGS \$5.81 RPR WATER FILL TUBE, PANHANDLE HUMANE SOCIETY \$3,168.50 MARCH 19 FINANCIAL SUPPORT, PAUL L REED CONSTRUCTION \$933.77 CONCRETE FINES FOR LEAK RPR/14.66 TONS CRUSHED CONCRETE, PAYROLL CHECKS \$140,828.51 PAYROLL CHECKS ON 3-15-19, POSTMASTER \$1,000.00 MAILING PERMITS, POWERPLAN OIB \$11.14 KEY FOR BACKHOE, RYANS WELDING LLC \$2,070.00 WELDING WIND FENCE, SANDBERG IMPLEMENT INC \$1,128.22 BAR OIL CHAINSAW/2008 KUBOTA CAB FILTER/WOOD CUTTER KIT/HARD HATS/POLE SAW, SCB CO AMBULANCE SRV \$316.23 MARCH 19 AMBULANCE CONTRACT, SCB CO REGISTER OF DEEDS \$26.00 RECORDING FEES EWING VACATION, SCB CO SHERIFF'S OFFICE \$81.76 SHERIFF'S FEES FOR PAPER SVC, SCI DISTRIBUTION LLC \$1,680.00 SOFTWARE SUPPORT, SEILER AMY \$64.00 GRANT WORKSHOP BALL FIELDS, SENIOR CITIZENS CENTER \$525.00 MARCH FINANCIAL SUPPORT, SHEBBY LEE TOURS \$600.00 CVB ADV TRAVEL BLOG, SIMON CONTRACTORS \$937.45 CONCRETE FOR LEAK AT 7TH ST & U, SONNY'S TOWING \$110.00 TOW SRV, STAR HERALD \$3,358.41 CITY TREASURER JOB POSTING, STATE OF NE DAS COMM \$175.13 LONG DISTANCE PHONE CHRGS, SUGAR VALLEY FEDERAL CREDIT \$678.37 CREDIT UNION, TEAM CHEVROLET \$375.00 WING LEASE VEHICLE, TELEDYNE ISCO INC \$2,472.00 PARTS FOR WW SAMPLER AT WWTP, TERRY CARPENTER INC \$650.00 MARCH 19 WATER WELL LAND RENT, TOSA WRESTLING FITNESS \$103.44 OVERPAID UTILITY BILL 16081007, TOYNE INC \$416,050.27 RPLCMNT FIRE TRUCK UNIT 30, WALSH TOM \$238.00 2019 GOLF INDUSTRY SHOW, WELFL KATHY \$412.04 CLERK SCHOOL 2019, WESTCO \$3,961.79 FUEL LANDFILL/GASOLINE, WESTERN NE COMM COLLEGE \$2,540.00 EMT TUITION FOR FOUR FIREFIGHTERS, WESTERN STATES BANK - POL \$360.00 PO UNION DUES, WILLS DARYL \$100.00 TREE REBATE, WINCHELL CLEANING SRV \$720.00 CLEAN HALLS/BATHS/OFFICES, WM RECYCLE AMERICA \$2,033.00 RECYCLE SCB/GERING, WYOMING BEARING & SUPPLY \$30.25 HOSE CONNECTION SEWER JET RPR

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

PUBLIC HEARINGS: (None)

BIDS:

1. Approve recommendation to reject all bids for Sanitary Sewer Project at UPRR, City MHs D6-MH07 to D5-MH88

Pat Heath, Public Works Director, explained that the location is the Railroad right-of-way east of town on the south side of Rich's Wrecking.

Motion by Councilmember Morrison to approve staff's recommendation to reject all bids for the Sanitary Sewer Project at UPRR, City MHs D6-MH07 to D5-MH88. Second by Councilmember O'Neal.

Discussion: Mayor Kaufman clarified that this would be re-bid later this year; this gives us more time to budget accordingly.

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

CURRENT BUSINESS:

1. Consider approving and authorizing the Mayor to sign an Economic Development Assistance Agreement and Security Agreement for the Sizzlin' Sirloin Steakhouse

Motion by Councilmember Holliday to approve and authorize the Mayor to sign an Economic Development Assistance Agreement and Security Agreement for the Sizzlin' Sirloin Steakhouse. Second by Councilmember Gillen.

Discussion: Councilmember Wiedeman asked for a little clarification for the record regarding location, etc. Tammy Relka, owner of Sizzlin' Sirloin Steakhouse, addressed Council. She stated that they are expanding their operation from the airport to Terrytown. They will keep their contract with the airport; they are doing breakfast and lunch there. In town their goal is to serve lunch and dinner. She stated that she looked at many locations in Scottsbluff and Gering. She visited the Terrytown location four times before she chose it; it is a good location – between Scottsbluff and Gering. She worked with the Nebraska Business Development Center to create a business plan and subsequently submitted an LB840 application to Gering. They will be holding a soft opening soon. Councilmember Wiedeman confirmed that the grant is for 7.5 FTE's (full-time equivalent); Mrs. Relka confirmed that there are no benefits but she hopes to provide them in the future. Mayor Kaufman stated that he feels this business will benefit Gering economically. He added that the business plan is very well thought out. Councilmember Wiedeman asked if they would have Keno at this location. Mrs. Relka replied they will try to get Keno, yes. Councilmember Backus read aloud a section of the LB840 plan:

SECTION IV. DESCRIPTION OF THE TYPES OF BUSINESSES THAT WILL BE ELIGIBLE

C. A qualifying business need not be located within the territorial boundaries of the city from which it is or will be receiving financial assistance. However, a qualifying business located outside the territorial boundaries of the City of Gering should demonstrate that assistance from the Program to the qualifying business will benefit the economy of the City of Gering.

Councilmember Backus added that there is only so much pie available in the community for restaurants to pull from. If someone is going out for a steak dinner they could potentially go to this new place in Terrytown as opposed to our existing businesses in Gering. At that point the sales tax dollars from that dinner will go to Terrytown. He said he wishes Mrs. Relka the best in what she's doing; competition is great. But he doesn't feel comfortable moving tax dollars from Gering to Terrytown.

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

2. Fiscal Year 2017-2018 Financial Audit

Kevin Sylvester, a CPA with Dana F. Cole & Co., addressed the Council and briefly reviewed the FY 2017/2018 financial audit. He thanked City staff, Amanda Urich and Tammy Cooley, for their assistance with the audit process.

Motion by Councilmember Gillen to approve the Audited Financial Statement for Fiscal Year 2017/2018. Second by Councilmember Wiedeman. There was no discussion. The Mayor called the vote. "AYES": Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison. "NAYS": None. Abstaining: None. Absent: Smith, Cowan. Motion Carried.

Notation: the FY 17/18 Financial Statement is available for public inspection at the Gering City Offices and online.

3. Annual Clerk's Report

Kathy Welfl, City Clerk, briefly reviewed the Annual Clerk's Report and commended Administrative staff, Carol Martin and Brenda Bruntz, for the outstanding work they do for the City.

Motion by Councilmember Gillen to enter the Annual Clerk's Report into the public record. Second by Councilmember O'Neal. There was no discussion. The Mayor called the vote.

"AYES": Gillen, Backus, Holliday, Wiedeman, O'Neal, Morrison. "NAYS": None. Abstaining: None. Absent: Smith, Cowan. Motion Carried.

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

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

Tammy Relka thanked the Mayor and Council for approving her request for LB840 funding.

ADJOURN:

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

Meeting adjourned at 6:22 p.m.


Mark A. Kaufman, Mayor

ATTEST:


Kathleen J. Welfl, City Clerk

