

## THE OFFICIAL PROCEEDINGS OF THE REGULAR MEETING OF THE GERING CITY COUNCIL, OCTOBER 14, 2019

A regular meeting of the City Council of Gering, Nebraska was held in open session on October 14, 2019 at 6:00 p.m. at Gering City Hall, 1025 P Street, Gering, NE. Present were Councilmembers Gillen, Backus, Holliday, Wiedeman, Morrison and Cowan. Also present were City Administrator Lane Danielzuk, City Attorney Jim Ellison and City Clerk Kathy Welfl. Absent were Councilmembers Smith 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. and 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 Smith, Holliday and Cowan from the September 23, 2019 regular Council meeting and Councilmember Backus from the September 30, 2019 special Council meeting. Second by Councilmember Wiedeman. There was no discussion. Mayor Kaufman called the vote. "AYES": Gillen, Backus, Holliday, Wiedeman, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: Smith, O'Neal. 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.

Mayor Kaufman welcomed Matt Palomo and members of Boy Scout Troop 17 who were present at the meeting to earn a merit badge.

### CONSENT AGENDA:

1. Approve minutes of the September 23, 2019 regular City Council meeting and the September 30, 2019 special City Council meeting
2. Approve Claims

### Claims:

9-14-19 to 10-4-19

24/7 FITNESS \$410.00 WELLNESS, 360 RAIL SRV LLC \$874.00 INDUSTRIAL PARK, A & A PORTA POTTIES \$540.00 PORT A POTTIE DOG PARK/PORT A POTTIE GOLF COURSE, ACTION COMM INC \$700.00 REMOVAL OF EQUIPMENT, ACUSHNET CO \$1,308.50 GOLF SHOES/SOCKS/GLOVES/WINTER HATS/12 GOLF HATS, ADIDAS \$37.00 GOLF SHIRT, AKIN DENNIS \$287.22 OVERPAID FINAL 26-0370-08, ALLO COMM \$1,889.28 TELEPHONE/INTERNET CHRG'S, AMAZON CAPITAL SRV'S \$946.92 SUPP FOR LEAP TURNER & ST/2 CHILDRENS DVD'S/SHOP SUPP/7 CHILDRENS BOOKS/MOTOR PARTS FOR VALVE/SUSPENSION KIT FOR CHARGER, AMERICAN WATER WORKS ASSOC \$198.00 ANNUAL AWWA MEMBERSHIP, ANDERSON & SHAW \$5,280.00 TOP SOIL/PARKING LOT STRIPS, BAAS 24 HOUR TOWING LLC \$300.00 TOW STREET SWEEPER, BAKER & ASSOC INC \$7,163.75 ENGINEERING & STAGE DESIGN/DESIGN FEES QUADPLEX/ENGINEERING NORTHFIELD DRAIN/WWTP DIFFUSER, BATT NANCY \$430.00 QUIT CLAIM DEED, BAUM RANDY \$75.00 RV ROOM RENTAL DEPOSIT, BENZEL PEST CONTROL \$198.91 PEST CONTROL, BEVERIDGE WELL DRILLING \$3,270.00 BORING, BIG MACK \$432.00 AC RPR @ FIRE STATION, BKD RENTALS LLC \$2,154.20 OCT 19 PRAIRIE PINES SUBSIDY, BLACK CLOVER ENTERPRISES \$20.45 GOLF HAT, BLACK HILLS ENERGY \$3,771.52 GAS 1255 11<sup>TH</sup> ST/ 615 RUNDELL RD/UTILITIES 1035 M ST/GAS 900 OVERLAND TRAIL/GAS 760 13<sup>TH</sup> ST, BLACKBURN MANUFACTURING CO \$328.00 LOCATE FLAGS, BLUE 360 MEDIA \$159.12 DETECTIVE TESTING BOOK, BLUFFS SANITARY SUPPLY \$825.66 NITRILE GLOVES FOR EMS/AIR FRESHENER/GLASS CLEANER/TOILET PAPER CLEANER/ TRASH BAGS/CLEANING SUPP, BORDER STATES INDUSTRIES \$13,615.00 LUGS/ CHAIN/CORD / WRENCH/WIRE / TRAFFIC SIGNAL BELL / CHAINSAW/FITTINGS/ CONDUIT/CROSS ARMS/CONNECTORS, BUCKLEY JERRY \$75.00 RV ROOM DEPOSIT REFUND, BURGMAN CHRIS \$123.00 PER DIEM FOR TRNG IN WYOMING, BUSHNELL \$180.59 RANGE FINDER WATCH, CALEB PIANO TUNING \$90.00 TUNE PIANO, CALLAWAY GOLF CO \$1,013.88 GOLF CLUBS/24 GOLF BALLS/WINTER HATS, CAMPOS TINA \$75.00 RV ROOM RENTAL DEPOSIT, CARTER JACKIE \$150.00 TREE REMOVAL REBATE, CELLI'S CYCLE CENTER \$136.71 RPR UTV BATTERY, CENEX I-80 \$57.37 GAS MCBRIDE, CENTRAL PLAINS LIBRARY \$82.50 10 STUFFED ALIENS FOR SRP, CENTURYLINK \$5,632.46 MONTHLY TELEPHONE ALLOCATION, CHARTER COMM \$628.68 TV/INTERNET ROBIDOUX, CITY INSURANCE FUND \$165,092.62 HEALTH PREM 125, CITY OF GERING \$3,035.38 PYMT FOR OCCUPATION TAX AUG/JUNE 2019 OCCUPATION/JULY 2019 OCCUPATION TAX, CITY OF SCOTTSBLUFF \$280.00 RECYCLE COMP/COPIER/PRINTER, CITY PAYROLL TRUST \$6,860.07 FSA MEDICAL 125, CLOSSON PAT \$106.99 WORK BOOTS, COMFORT INN \$1,825.20 HOTEL ROOM LEAVITT, CONNECTING POINT \$99.00 SEPT COPIER SRV CONTRACT, CONTRACTORS MATERIALS \$399.67 POLE PARTS/CONCRETE CONE/HEX SET/DRILL BITS FOR MECHANIC SHOP/WAND/PLIERS/SURVEYING STAKES/PAINT/FLAGS/AMP FLAGS, CORE & MAIN LP \$151.00 WATER MAIN RPR, CRESCENT ELECTRIC SUPPLY \$143.37 LIGHT BULB REPLACEMENT/LAMP/ELBOW, CROELL

INC \$2,120.50 CONCRETE FOR ARBOR SIDEWALK, CULLIGAN WATER CONDITIONING \$275.00 SALT, CUMMINS CENTRAL POWER \$1,790.65 GENERATOR ANNUAL SRV MIDTOWN/GENERATOR ANNUAL SRV AT WWTP, CUSHING TONY \$75.00 RV ROOM RENTAL DEPOSIT, DALES TIRE & RETREADING \$655.42 FLAT RPR/TIRE RPR G-9/TIRE RPR/WORK G-6, DANKO EMERGENCY EQUIPMENT \$2,307.00 ONE SET PPE TURNOUT PAINT/COAT, DATA MANAGEMENT INC \$272.40 GIFT CERTIFICATES GOLF SHOP, DE LOS SANTOS ADRIANA \$75.00 RV ROOM RENTAL DEPOSIT, DEINES IRRIGATION \$234.56 RPR IRRIGATION PUMP, DHHS DIVISION PUBLIC HEALTH \$1,298.00 WATER LAB, DISCOVER BANK \$166.29 GARNISHMENT 2, DOCU-SHRED LLC \$1,589.65 TIF PASS THROUGH PYMT, DOLLAR GENERAL STORE #077 \$10.25 WATER & ICE RPLCNG CONCRETE, DOOLEY OIL INC \$224.66 DEF FOR TRUCKS, DUTTON-LAINSON CO \$2,237.51 METER BOX/FUSES/WIRES/PINS, EH WACHS CO \$252.06 VALVE TURNER TRAILER, ECOLAB \$355.32 PEST CONTROL @ CITY HALL/PEST TREATMENT/RODENT CONTROL, ELITE TOTAL FITNESS \$102.00 ELITE FITNESS, ENERGY LAB INC \$464.00 WATER LAB, ENVIRO SRV INC \$2,754.00 WW LAB, ESC ENGINEERING \$2,030.00 U ST SUB ENGINEERING, EXPRESS TOLL \$4.65 CONF IN DENVER PAT, EXXON \$53.15 FUEL, FASTENAL CO \$994.23 PARTS FOR CONTAINERS/RPR ON SKID PLATE ON 62/BOLT/HOLE SAW/HARDWARE/EYE WEAR/BATTERIES/SAW BLADE/ GLOVES, FAT BOYS TIRE & AUTO \$31.00 FLAT RPR, FED EX \$517.15 WATER LAB, FIRST STATE BANK \$350.72 IBEW UNION DUES, FIRST STUDENT INC \$377.00 TRANSP FOR NE CO ASSESSORS, FLOYD'S SALES & SRV \$2,124.16 RPR ON G-8/MUD FLAP FOR G-12/FILTERS & WIPERS FOR G-10/RPR G-9/FILTERS FOR G-13/TRUCK RPR, FORT DEARBORN LIFE INS CO \$130.72 FIREFIGHTER LIFE INS, FRANK PARTS CO \$1,055.11 SEAL ON DODGE PICKUP/GASKET/TOOL MECHANIC SHOP/WD-40/PLUG/FILTER/TORCH/ WIRE & GROMMET/OIL CHANGE 62/CHAINSAW BAR OIL/RPR/SRV FOR 93 CHEVY/ OIL TO REPLACE STOCK 62/PARTS FOR 2010 CHARGER, FRASER STRYKER PC LLO \$3,187.50 LEGAL FEES, FREMONT MOTOR SCOTTSBLUFF \$629.83 SPARE TIRE/RIM FOR 21, FRESH FOODS \$14.55 DISTILLED WATER, FYR-TEK \$256.00 2) 1 FIRE HOSE 50 FT ROLLS, GALLS INC \$1,321.60 UNIFORM VEST, GENERAL PARTS \$197.82 RPR ALTO SHAM OVEN, GENERAL TRAFFIC CONTROLS \$730.50 PED BUTTON, GERING HOSPITALITY GROUP \$50,000.00 LB840 GRANT FOR FTE'S. GERING PUBLIC SCHOOL \$5,967.50 LIQUOR/TOBACCO LICENSE, GERING U-SAVE PHARMACY \$79.77 EMS SUPPLIES, GERING VALLEY PLUMBING \$633.23 RPR TO REFRIGERATION UNIT/RPR HOT WATER HEATER, GERING VOLUNTEER FIRE DEPT \$2,250.00 30 REG FOR WEST NE ENGINE ACADEMY, GLEIM ROBERT \$123.00 PER DIEM FOR TRNG IN WYOMING, GOOD HOUSEKEEPING \$34.97 1 YR SUBS, GREASE N GO \$134.22 OIL CHANGE WING VEHICLE/OIL CHANGE, GREENWALT BEVERLY \$75.00 RV ROOM DEPOSIT REFUND, GREY HOUSE PUBLISHING \$229.50 1 REF BK, GROSPOFF MANUFACTURING \$4,409.96 CULVERS FOR AMP, GROUND UP CONSTRUCTION \$1,032.50 AUG 2019 JANITORIAL SRV, HART GOLF \$367.00 GOLF BALL MARKERS/RPR TOOL, HAUSCHILD MIKE \$230.00 RV REFUND LEFT EARLY, HAWKINS INC \$2,960.19 FLUORIDE, HEARTLAND TRUST CO \$250.00 GLC BOND AGENT FEES, HENSLEY BATTERY & ELEC \$1,197.60 BATTERIES FOR EZ GO CART 2008, HERSTEAD MONUMENT CO \$2,600.00 DEDICATION PLAQUE / TIME CAPSULE, HERTBERG NEW METHOD INC \$80.10 6 CHILDRENS BOOKS, HESSLER CINDY \$75.00 RV ROOM DEPOSIT REFUND, HETTINGER BEVERLY \$75.00 RV ROOM RENTAL DEPOSIT, HIGEL JEROLD E \$3,704.28 TRAFFIC SIGNALS, HIGHT KAREN \$112.50 RV ROOM REFUND, HOLIDAY INN EXPRESS HOTEL \$359.85 TRAINING LODGING GLEIM, HOME DEPOT \$80.85 GRABBER TOOLS, HONEY WAGON EXPRESS \$180.00 CLEAN GREASE TRAPS, HOT SIX TRAVEL CENTER \$30.67 FUEL, ICMA ELECTRONIC RETIREMENT \$642.24 ICMA CITY ADMIN, IDEAL LINEN SUPPLY INC \$1,457.79 PT/TP/LINERS/EXCHANGED MATS/MOPS/RUGS/MAT RENTAL CLUBHOUSE, INDEPENDENT PLUMBING & HEATING \$72.87 RPR PARTS FOR TOILET/RAINBIRD SPRINKLER HEAD, INDOFF INC \$494.71 REFILLS/4 NEW EASELS/PAPER FOR OFFICE/FILE FOLDER LABELS/COPY PAPER, INGRAM LIBRARY SRV \$921.09 49 BOOKS/12 CHILDRENS BOOKS, INTERNAL REVENUE SRV \$40,453.17 FED/FICA TAX, INTERSTATE BATTERIE/RAPID \$12,560.85 BATTERIES FOR FLAT BED, INTRALINKS TECHNICAL SOLUTIONS \$7,208.79 ACCESS POINT, IRBY TOOL & SAFETY \$1,630.47 FUSE MOUNT/INSULATORS, ITRON INC \$3,503.83 METER SOFTWARE CONTRACT, JACKS UNIFORMS & EQUIPMENT \$5,433.37 UNIT INSTALL, JC GOLF ACCESS \$36.00 GOLF BALL MARKERS, JIRDON \$18,366.19 FERTILIZER /FUNGICIDE/HERBICIDE, JOHN E REID & ASSOC \$1,725.00 INTERVIEW TRNG BROWN/STICKLES, JOHN HANCOCK USA \$13,262.57 JH RETIRE 6%, JOHN HANCOCK USA POLICE \$5,910.22 MG T-POLICE, JOHN WILSON \$150.00 BOOT REIMBURSEMENT, JOHNSON CASHWAY CO \$584.39 DOOR SWEEP KITCHEN/ RPR TO BENCH NORTHFIELD PK/MATERIALS FOR ARBOR PROJECT/KEYS FOR HOSPITAL/ LUBE/RAIN GAUGE WW SUPPLIES/PARTS FOR WATER FOUNTAIN/ SLEEVES GREENHOUSE CONCRETE/SUPP FOR ARBOR/SCREWS & WASHERS/NUT DRIVER/BLADE/PAINT STRIPPER/TAPE MEASURE/DRILL BIT/DUCT TAPE, KARENS CLEANING \$425.00 AUG CLEANING SRV, KAUFMAN TONY \$136.34 FUEL & PRKG EXP LEAGUE CONF, KEEP SCOTTSBLUFF-GERING BEAUTIFUL \$5,000.00 DUES, KEMBEL SAND & GRAVEL CO \$919.40 SAND FOR GREENS, KNEB \$576.00 ADVERTISING, KOIS BROTHERS EQUIPMENT \$33,360.00 COMPACTOR, KOVARIK ELLISON MATHIS \$9,124.75 LEGAL WORK GERING MEMORIAL CHAPEL/REVIEW & STUDY PAWS/LARM/ LEAGUE CONFLICTS/EMPLOYMENT CONTRACTS/COUNTY TOWER CUP/LEGAL FEES/ ALLO COMM, LEACH DONNA \$27.00 RV REFUND LEFT EARLY, LEAGUE OF NE MUNICIPALITY \$5,350.00 DUES, LEAVITT BRUCE \$203.00 TRAFFIC LIGHT SCHOOL, LIED LODGE (\$53.25) TAX REFUND ANNIE, LOGOZ LLC \$180.00 CLASS B UNIFORMS, LONG RIDER BOOKS \$151.42 9 BOOKS, MC SCHAFF & ASSOC \$300.00 DRAINAGE STUDY GRASSLAND 5 ROCKS, MACQUEEN EQUIPMENT LLC \$505.03 SWEEPER PARTS, MAILFINANCE \$867.50 POSTAGE LEASE PYMT, MASEK GOLF CAR CO \$390.76 GOLF CART RPR/GOLF CART RENTAL/PARTS FOR GOLF CAR @ RV PARK/IGNITION SWITCH COIL FOR MULE, MASSIE KRISTEN \$46.00 PER DIEM FOR K-9 CERTIFICATION, MATHESON TRI-GAS INC \$317.23 WELDING GAS/GLOVES/CUT OFF WHEEL/OXYGEN FOR SHOP, MATRIX TRUST CO \$527.82 MG T-FIRE, MB KEM ENTERPRISE \$10,893.50 GARAGE DOOR, MEAT SHOPPE \$47,585.94 CATERING COST/ MANAGEMENT CONTRACT, MENARDS \$175.51 BROOMS/TOOLS/CLEANING SUPP/ SCREWS/HASP/SPRINKLER RPR, MERICKEL JANIE \$315.52 MILEAGE RMBRSMT FOR K-9 TEAM, MITCHELL REFRIGERATION \$245.61 RPR & FILTER ON ICE MACHINE, MIZUNO USA INC \$500.00 GOLF CLUB FITTING CART, MONEY WISE OFFICE SUPP \$398.04 FEBREZEL/BUBBLE WRAP/CARTRIDGES/RED PENS/BUSINESS CARDS/ REFILLS/NOTARY STAMP COOLEY/HIGH LIGHTERS/PAPER TOWELS/LEGAL PAPER/ OFFICE SUPP, MULTI CULTURAL YOUTH LEAD \$2,000.00 HELP PAY FOR KEY NOTE SPEAKER, MUNICIPAL ENERGY AGENCY OFFICE \$314,117.41 POWER BILL, MUNICIPAL SUPPLY INC OF \$142.01 WATER SRV LINE, NATIONAL INS SRV \$1,096.84 VISION INS, NDEQ - FISCAL SRV \$7,600.00 ANNUAL OPERATING FEE, NDOR - LODGING \$1,225.28 AUG 2019 LODGING TAX, NDOR WASTE REDUCTION-RECYCLE \$25.00 RECYCLING FEE, NE CHILD SUPPORT PYMT \$794.64 CHILD SUPPORT 1, NE DEPT OF REV (PR) \$12,810.60 STATE TAXES, NE DEPT OF REVENUE \$79,445.67 AUG 2019 SALES & USE TAX, NE PUBLIC POWER DIST \$4,391.14 UTILITIES PHEASANT DR/ UTILITIES 240066 HWY 92, NE RURAL RADIO ASSOC \$500.00 ADVERTISING, NE MUNICIPAL CLERKS \$90.00 MEMBERSHIP DUES WELF/MARTIN, NE MACHINERY CO \$3,194.21 RENTAL CONCRETE BUGGY/TRACK HOE RENTAL, NEBRASKA SALT & GRAIN CO \$2,054.00 ICE SLICER TOTES, NE STATE TREASURER \$638.48 UNCLAIMED PROPERTY #2895, NEBRASKA STATEWIDE ARBORETUM \$294.00 PLANTS FOR STADIUM, NEBRASKA TRAVEL ASSOC \$300.00 NE TRAVEL ASSOC DUES, NEBRASKALAND TIRE \$16.50 RPR FLAT TIRE CHEVY, NEOFUNDS BY NEOPOST \$800.00 POSTAGE FEES, NEUGEBAUER RICHARD \$74.50 TREE REBATE, NIKE USA INC \$115.93 GOLF VISORS, NORTHWEST PIPE FITTINGS \$1,400.86 NEW WTER FOUNTAIN @ CITY HALL/SPRINKLER RPR/S/ SPRINKLER PARTS/STRAINER FOR SINK/IRRIGATION SUPP, NSAE \$110.00 ADVERTISING, OCLC INC \$160.66 SEPT CAT & ILL SUBS, ONE CALL CONCEPTS INC \$156.79 LOCATE FEES, ONE SOURCE BATTERIES \$335.90 RECLOSER BATTERY, OREGON TRAIL COMM \$4,000.00 CVB SPONSOR 2019 NATIONALS, PANHANDLE AREA DEVELOPMENT \$6,588.28 PADD DUES 2019-2020, PANHANDLE CONCRETE PRODUCTS \$1,975.00 2 BARRIERS FOR AMP RD, PANHANDLE RC & D \$300.00 YEARLY MEMBERSHIP DUES, PARTS TREE.COM \$95.18 PUMP RPR, PAUL L REED CONSTRUCTION \$40.00 REFUND ON BLDG PERMIT, PAYPAL \$799.00 SWAT TRAINING JACKSON, PAYROLL CHECKS \$126,347.61 PAYROLL CHECKS ON 9-27-19, PEACEFUL PRAIRIE NURSERY \$7,500.00 TREES, PEOPLE \$101.12 1 YR SUBS, PETERS BILL \$71.73 TREE REBATE, PING \$488.86 GOLF CLUBS/IRONS, POSTMASTER \$139.34 CERT MAIL, POWERPLAN OIB \$1,216.03 HYD OIL FOR DOZER/OIL FOR 344J/BACK HOE RPR/JOHN DEERE 762B/RPR ON DOZER, PRINT BROKER \$1,726.54 CVB WOOD POST CARDS PROMO, PRINT EXPRESS \$692.75 ENVELOPES, PROTEX CENTRAL INC \$98.00 SECURITY SYSTEM INSPECTION, RAINBOW PRINTING \$425.00 1,000 LIBRARY CARDS, RECORDED BOOKS LLC \$241.15 7 AUDIO BOOKS, REGIONAL WEST MEDICAL CENTER \$145.00 IMMUNIZATIONS FOR EMT WHITE, ROBINSON ELECTRIC \$735.74 REHUNG OUTSIDE LIGHT/SENSOR FOR ALJON, ROCKY MOUNTAIN SECTION IM \$1,050.00 IMSA TRAFFIC SIGNAL SCHOOL, RODRIGUEZ JOSE \$150.00 TOW SRV'S, RUNZA RESTAURANT \$41.87 MEALS FOR SEARCH TEAM, RYANS WELDING LLC \$240.00 RPR ON G-11 MAST, SAFETYLINE CONSULTANTS \$4,000.00 MONTHLY SAFETY TRAINING, SANDBERG IMPLEMENT INC \$463.69 FUEL FOR SMALL ENGINES & SAWS/CHAINSAW BAR OIL/RPR CHAINSAW #32/RPR TO KUBOTA SPRAYER, SASSER SHERRY \$210.00 RV REFUND LEFT EARLY, SCB CO VEHICLE REGISTRATION \$16.00 NEW PICKUP REGISTRATION, SCB CO REGISTER OF DEEDS \$142.00 RELEASE OF LIEN/RECORDING FEE -

COUNTY/EASEMENT FEE, SCB CO SHERIFF OFFICE \$31.88 SHERIFF'S OFFICE FEES, SCOTTS BLUFF COUNTY COURT \$51.00 COURT COSTS, SCOTTSBLUFF – GERING UNITED \$70.75 UNITED WAY CTRB, SETTJE AGRI – SERVICE & ENG \$200.00 COMPOST, SHAW KALEB \$203.00 TRAFFIC LIGHT SCHOOL, SHELL \$37.48 GAS ROGERS, SHERYL'S LOG CABIN \$106.14 MEAL FOR WRKNG ON 17HR OUTAGE, SIMMONS OLSEN LAW FIRM \$3,495.00 TIF GENERAL LEGAL FEES/LEGAL & PROSECUTIONS & ORDINANCES, SIMON CONTRACTORS \$5,537.12 SAND FOR ARBOR SIDEWALK/4.5 YDS CONCRETE MORRISON RD/10 YDS CONCRETE/5 YDS FLOWFILL 7<sup>TH</sup> ST & N/39 TONS CRUSHED CONCRETE, 6-8 TONS/26.75 TONS CRUSHED CONCRETE/3 YDS CONCRETE 14<sup>TH</sup> & BONANZA, SKELDON JEN \$283.04 MILEAGE RMBRSMNT FOR K-9 TEAM, SOLOMON CORP \$113.07 TRANSFORMER BAGS, SOLUTIONS EAP \$489.10 COUNSELING SRV'S, SONNY'S TOWING \$110.00 TOW SRV, SQUARESPACE INC \$144.00 COMP PLAN WEB SITE, STAGECOACH STOP \$143.26 25 GAL DIESEL, STAPLES CREDIT PLAN \$96.46 ROD'S PRINTER INK, STAR HERALD \$1,945.89 P. S. MTG NOTICE/JOB NOTICE/ ADVERTISING, STATE OF NE/DAS COMM \$420.60 LONG DISTANCE PHONE CHRGS, STATE OF NEBRASKA \$200.00 OVERPAID TORRES 10-0800-16, STURGEON JOSH \$150.00 BOOT REIMBURSEMENT, SUGAR VALLEY FEDERAL CREDIT \$678.37 CREDIT UNION, SULLIVAN UNIFORMS \$104.24 3 SHIRTS, SWANA \$268.00 PETERSON SWANA DUES, TABOR LEN \$71.73 TREE REBATE, TAYLOR MADE GOLF CO \$638.82 GOLF CLUB DRIVER, TEAM CHEVROLET \$375.00 WING VEHICLE LEASE, THE COPIER NINJA LLC \$429.99 COPIER RENTALS – US NATIONALS, THE ROCK PILE \$4,274.51 MATERIAL FOR DOORS, THE TORO CO \$155.00 SRV FEE IRRIGATION FEE, TORRINGTON SOD FARMS \$18,919.00 SOD FOR LEAK RPR, TRANSPARENT PROD \$500.00 REFUND DEPOSIT 7-21-19 EVENT, TRIHYDRO CORP \$20,362.57 SITING NEW LANDFILL, UNANIMOUS \$65.00 AUG 2019 WEB SITE SUPPORT, UNITED WAY OF WESTERN NE \$10.00 UNITED WAY MEALS, VALLEY AUTO LOCATORS LLC \$30.00 FLAT RPR, VAN DIEST SUPPLY CO \$3,527.00 MOSQUITO SPRAY, VAN PELT FENCING \$224.80 RPR TO HOMEOWNER FENCE, VERIZON CONNECT \$40.00 GPS SWEEPER & MOSQUITO SPRAYER, VERIZON WIRELESS \$1,420.39 WIRELESS CONNECTIVITY FOR MDTs/ON CALL CELL/LAPTOP FEES/IPAD CHARGES/M2M BILL, WALMART \$151.50 PLANT FOR ARBOR DAY/SUPPLIES FOR STORY TIMES, WAREHOUSE FITNESS CENTER \$398.00 WELLNESS WAREHOUSE, WESTCO \$20,517.00 DIESEL FUEL/PROPANE UNLEADED FUEL/FUEL FOR PIT/2-4D CHEMICAL/HOSE FOR SAMPLES, WESTERN PATHOLOGY CONSULTANTS \$85.50 DRUG TEST, WESTERN STATES BANK \$24,756.50 HSA CTRB 125/SCB – GERING SINKING FUND, WESTERN STATES BANK – POL \$550.00 PO UNION DUES, WESTERN TRAVEL TERMINAL \$31.03 GAS JACKSON, WHOA & GO \$51.01 TRAINING GAS, WINCHELL CLEANING SRV \$1,980.00 CLEANING HALLS/BATHS/OFFICES, WM RECYCLE AMERICA \$5,469.08 RECYCLING, WWW.DOGTRAINING.COM \$34.49 COLLAR CHARGER, WYOMING LAW ENFORCEMENT \$110.00 708 CRIMINAL INVESTIGATION, YMCA \$470.00 WELLNESS

**Motion by Councilmember Morrison to approve the Consent Agenda. Seconded by Councilmember Wiedeman. There was no discussion. Mayor Kaufman called the vote. “AYES”: Gillen, Backus, Holliday, Wiedeman, Morrison and Cowan. “NAYS”: None. Abstaining: None. Absent: Smith, O’Neal. Motion Carried.**

**BIDS:** None

**PUBLIC HEARINGS:** None

**CURRENT BUSINESS:**

**1. Approve appointment of Jody Miles to the Planning Commission**

**Motion by Councilmember Wiedeman to approve the appointment of Jody Miles to the Planning Commission. Seconded by Councilmember Gillen. There was no discussion. Mayor Kaufman called the vote. “AYES”: Gillen, Backus, Holliday, Wiedeman, Morrison and Cowan. “NAYS”: None. Abstaining: None. Absent: Smith, O’Neal. Motion Carried.**

**2. Approve Budget Amendment for CDBG Downtown Revitalization Project and authorize the Mayor to sign documents related to the final contract**

**Motion by Councilmember Wiedeman to approve a Budget Amendment for the CDBG Downtown Revitalization Project and authorize the Mayor to sign documents related to the final contract. Seconded by Councilmember Morrison.**

**Discussion:** Councilmember Wiedeman stated that a resident had a question; she thinks the confusion came from where the Public Facilities Improvement jumped from \$400,000 under “other funds”. Executive Director of PADD and Certified CDBG Administrator, Jeff Kelley, replied that TCD Director, Rawnda Pierce, responded to that question and clarified that that was money that the City had put into the project. Mr. Kelley said there was \$20,000 that was under “General Administration” in the last drawdown but there wasn’t any documentation. The State replied that there were a couple of ways it could be rectified – the funds could be moved up to another activity, which in this case was “Public Facilities Improvement”, in order to take care of that \$20,000; so that’s what was done. It’s still the same amount of CDBG funds that were originally contracted for the project of \$350,000; it’s just a matter of moving those. There is also a requirement of a letter from the Mayor that outlines why this was done and that there won’t be more amendments or steps implemented to avoid future amendment requests - we shouldn’t have that. We’ll also have to send the minutes from the public meeting. A public hearing was not required because we aren’t moving more than ten percent, so that doesn’t apply. It won’t affect any major mile stones because the project is done. Also the required Certification of Continued Environmental

Compliance was done and sent to the State in June of 2019, he believes. Mayor Kaufman added that the funds have been expended; it was just a matter of putting everything in the right category.

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

**3. Adopt Resolution 10-19-1 – Authorizing the Mayor to sign the Municipal Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards 2019**

**RESOLUTION**

**SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE FORM 2019**

**Resolution No. 10-19-1**

**Whereas:** State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

**Whereas:** State of Nebraska, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include a copy of a resolution of the governing body of the municipality authorizing the signing of the certification form.

**Be it resolved** that the Mayor of the City of Gering is hereby authorized to sign the attached Municipal Annual Certification of Program Compliance form.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2019 at Gering, Nebraska.

City Council Members: \_\_\_\_\_

City Council Member \_\_\_\_\_  
Moved the adoption of said resolution  
Member \_\_\_\_\_ seconded the motion  
Roll Call: \_\_\_ Yes \_\_\_ No \_\_\_ Abstained \_\_\_  
Resolution adopted, signed and billed as adopted.

Attest:

\_\_\_\_\_  
(Signature of Clerk)

**Motion by Councilmember Gillen to adopt Resolution 10-19-1 authorizing the Mayor to sign the Municipal Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards 2019. Seconded by Councilmember Holliday. There was no discussion. Mayor Kaufman called the vote. "AYES": Gillen, Backus, Holliday, Wiedeman, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: Smith, O'Neal. Motion Carried.**

**4. Consider changing November 11, 2019 regular City Council meeting date to November 12, 2019 due to holiday**

**Motion by Councilmember Morrison to change the November 11, 2019 regular City Council meeting date to November 12, 2019 due to a holiday. Seconded by Councilmember Cowan. There was no discussion. Mayor Kaufman called the vote. "AYES": Gillen, Backus, Holliday, Wiedeman, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: Smith, O'Neal. Motion Carried.**

**5. Past due Franchise Fee Payments Related to Allo Communications, L.L.C., and Scotts Bluff County**

**Councilmember Wiedeman moved that the Gering City Council enter into closed session according to Nebraska Statute 84-1410 for the purpose of discussing franchise agreement**

past due payments related to ALLO Communications, for the protection of the public interest, litigation which is imminent, claim or threat of litigation by the public body, and advice and guidance from legal counsel related to this agenda item.

Mayor Kaufman stated that Councilmember Wiedeman made a motion that the Gering City Council enter into closed session according to Nebraska Statute 84-1410 for the purpose of discussing franchise agreement past due payments related to ALLO Communications, for the protection of the public interest, litigation which is imminent, claim or threat of litigation by the public body, and advice and guidance from legal counsel related to this agenda item. The motion was seconded by Councilmember Morrison. There was no discussion. Mayor Kaufman called the vote. "AYES": Gillen, Backus, Wiedeman, Morrison and Cowan. "NAYS": Holliday. Abstaining: None. Absent: Smith, O'Neal. Motion Carried.

The Gering City Council entered into closed session at 6:12 p.m. Mayor Kaufman invited Administrator Danielzuk and City Attorney Jim Ellison into the closed session.

Councilmember Morrison made a motion to come out of closed session at 6:39 p.m. Seconded by Councilmember Wiedeman. There was no discussion. Mayor Kaufman called the vote. "AYES": Gillen, Backus, Holliday, Wiedeman, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: Smith, O'Neal. Motion Carried.

Councilmember Wiedeman moved to assign legal counsel to pursue action against Allo Communications. There was no discussion. Mayor Kaufman called the vote. "AYES": Gillen, Backus, Holliday, Wiedeman, Morrison and Cowan. "NAYS": None. Abstaining: None. Absent: Smith, O'Neal. Motion Carried.

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

**REPORTS:** (Information only)

**1. Liaison Report, Councilmember Holliday – Airport Authority**

Councilmember Holliday reported that the Airport Authority is getting ready to announce a vacancy on the Board with the unfortunate passing of Don Overman. They recently passed their annual budget of 3.569 million dollars; the big project in that is seal-coating the taxiways and runways. They will also begin their audit soon.

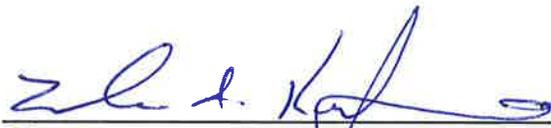
**2. Liaison Report, Councilmember Smith – Downtown Merchants**

A liaison report was not presented.

**ADJOURN:**

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

Meeting adjourned at 6:41 p.m.

  
Mark A. Kaufman, Mayor

ATTEST:

  
Kathleen J. Welfl, City Clerk

