

City of Scottsbluff, Nebraska

Monday, May 1, 2017

Regular Meeting

Item Consent1

Approve the minutes of the April 17, 2017 Regular Meeting.

Staff Contact: Cindy Dickinson, City Clerk

The Scottsbluff City Council met in a regular meeting on April 17, 2017 at 6:00 p.m. in the Council Chambers of City Hall, 2525 Circle Drive, Scottsbluff. A notice of the meeting had been published on April 14, 2017, in the Star Herald, a newspaper published and of general circulation in the City. The notice stated the date, hour and place of the meeting, that the meeting would be open to the public, that anyone with a disability desiring reasonable accommodations to attend the Council meeting should contact the City Clerk's Office, and that an agenda of the meeting kept continuously current was available for public inspection at the office of the City Clerk in city hall; provided, the City Council could modify the agenda at the meeting if it determined that an emergency so required. A similar notice, together with a copy of the agenda, also had been emailed to each council member, made available to radio stations KNEB, KMOR, KOAQ, and television stations KSTF and NBC Nebraska, and the Star Herald. The notice was also available on the city's website on April 14, 2017.

Mayor Randy Meininger presided and City Clerk Dickinson recorded the proceedings. The Pledge of Allegiance was recited. Mayor Meininger welcomed everyone in attendance and encouraged all citizens to participate in the council meeting asking those wishing to speak to come to the microphone and state their name and address for the record. Mayor Meininger informed those in attendance that a copy of the Nebraska open meetings act is posted in the back of the room on the west wall for the public's review. The following Council Members were present: Randy Meininger, Raymond Gonzales, Scott Shaver (arrived at 6:05 p.m.), and Jordan Colwell. Also present was City Manager Johnson and City Attorney Kent Hadenfeldt. Absent: Mark McCarthy. Mayor Meininger asked if there were any changes to the agenda. There were no changes.

Mayor Meininger asked if any citizens with business not scheduled on the agenda wished to include an item providing the City Council determines the item requires emergency action. There were none.

Moved by Council Member Gonzales seconded by Council Member Colwell that:

1. "The amended minutes of the April 17, 2017, Regular Meeting be approved,"
2. "A public hearing be set for May 1, 2017 at 6:05 p.m. to review and consider the most recent Report of the Economic Development Citizen's Advisory Review Committee,"
3. "A public hearing be set for May 1, 2017 at 6:05 p.m. to receive comment on additions to the definition of Qualifying Businesses under the City's Economic Development Plan, as recommended by the Citizen's Advisory Review Committee," "YEAS", Meininger, Colwell, and Gonzales "NAYS" None. Absent: Shaver and McCarthy.

Moved by Council Member Gonzales, seconded by Mayor Meininger, "that the following claims be and hereby are approved and should be paid as provided by law out of the respective funds designated in the list of claims dated April 17, 2017, as on file with the City Clerk and submitted to the City Council," "YEAS", Meininger, Colwell, and Gonzales, "NAYS" None. Absent: Shaver and McCarthy.

CLAIMS

3M COMPANY,PAVEMENT MARKING TAPE & ADHESIVE,12348.75; ACCELERATED RECEIVABLES SOLUTIONS,WAGE ATTACHMENT,663.62; ACTION COMMUNICATIONS INC.,DEPT SUPPLIES,1241.35; ALLO COMMUNICATIONS,LLC,LOCAL TELEPHONE CHARGES,4553.33; AMERICAN BACKFLOW PREVENTION ASSOCIATION,MEMBERSHIP,65; ANDREA FOLCK,DEPT BSNSS TRVL,77.2; ANITA'S GREENSCAPING INC,BID PRKNG LOT MNTNC,988.89; ASSOCIATION OF ST FLOODPLAIN MNGRS INC,DEPT MMBRSHP,150;

ASSURITY LIFE INSURANCE CO,LIFE INS,32.95; AUTOZONE STORES, INC,OIL & ANTIFREEZE,366; B & H INVESTMENTS, INC,SUPP - WATER,268; BLUFFS SANITARY SUPPLY INC.,JAN SUP.,385.66; BRUCE ROLLS,UNIFORMS,2500; CAPITAL BUSINESS SYSTEMS INC.,MONTHLY MAINT,136.86; CELLCO PARTNERSHIP,MONTHLY CELLS FIRE,388.38; CENCON, LLC,CONTRACTUAL SVC,1200; CHILD SUPPORT,CHILD SUPPORT,37; CITIBANK N.A.,DEPT SUP,286.24; CITIBANK, N.A.,DEPT SUPP,61.04; CITY OF GERING,DISPOSAL FEES,43838.74; CITY OF SCB,PETTY CASH,20.48; CLARK PRINTING LLC,DEPT SUP,213.2; COMPUTER CONNECTION INC,RENT-MACH,44.97; CONTRACTORS MATERIALS INC.,SUPP - CABLE CLAMPS, THIMBLES,103.3; COPIER CONNECTION,CONT. SRVCS.,240; COZY, INC,CIP-PO-PATROL CARS,1564; CRESCENT ELECT. SUPPLY COMP INC,SUPP - PLUG FUSES,17.28; CROUCH RECREATIONAL DESIGN, INC,GROUNDS MAINT,524; CYNTHIA GREEN,DEP SUP.,496.43; DILLMAN NANCY,DEP SUP.,25.44; DUANE E. WOHLERS,DISPOSAL FEES,450; ELLIOTT EQUIPMENT COMPANY INC.,EQUIP MTNC,3422.79; ENVIRONMENTAL RESOURCE ASSOCIATES,CONTRACTUAL SVC,988.62; FASTENAL COMPANY,SUPP - BOLTS,6.24; FERGUSON SIGNS, INC,KENO,3272; FLOYD'S TRUCK CENTER, INC,EQUIP MTNC,117.5; FREMONT MOTOR SCOTTSBLUFF, LLC,EQUIP MTNC,568.23; GALINDO ELIZABETH,SHELTER,25; GALLS INC,UNIFORMS,198.54; GENERAL ELECTRIC CAPITAL CORPORATION,PRGRM & JAN SUP.,208.57; GI HOSPITALITY,SCHOOLS & CONF,728; GRAY TELEVISION GROUP INC,CONTRACTUAL SVC,695; HAWKINS, INC.,CHEMICALS,1755.25; HD SUPPLY FACILITIES MAINTENANCE LTD,DEPT SUP,569.27; IDEAL LAUNDRY AND CLEANERS, INC.,UNIFORMS,1180.79; IDEXX LABORATORIES, INC,DEPT SUP,147.17; INDEPENDENT PLUMBING AND HEATING, INC,BLDG MAINT,2184.24; INGRAM LIBRARY SERVICES INC,BKS,453.77; INTERNAL REVENUE SERVICE,WITHHOLDINGS,58889.07; INTRALINKS, INC,CONTRACT SERVICES - MARCH 2017,5570.95; INVENTIVE WIRELESS OF NE, LLC,CONTRACTUAL,4.75; J G ELLIOTT CO.INC.,DEPT PLMBNG BONDS,200; JAY C HAGERMAN,CONTRACTUAL SVC,175; KNOW HOW LLC,VEHICLE MTNC,482.04; KRIZ-DAVIS COMPANY,ELECTRICAL MTNC,186.72; LEAGUE ASSOCIATION OF RISK MANAGEMENT,WORK COMP PREMIUM FY15-16 (AFTER AUDIT),3813.73; LEXISNEXIS RISK DATA MANAGEMENT,CONSULTING,100; M.C. SCHAFF & ASSOCIATES, INC,DEPT CNTRCL SRVCS,3385; MACQUEEN EQUIPMENT INC,SEAT REAIR PART FOR SCBA SEAT,80.73; MADISON NATIONAL LIFE,LIFE INS,1883.47; MATHESON TRI-GAS INC,DEPT SUP,245.38; MATTHEW M. HUTT,PRE-EMPLOYMENT,900; MENARDS, INC,MISC,710.38; MICHAEL B KEMBEL,BUILDING MAINT,82.11; MIDLANDS NEWSPAPERS, INC,LEGAL PUBLISHING,4231.27; MIDWEST CONNECT, LLC,DEPT SUPP,910.62; MIDWEST MOTOR SUPPLY CO INC,DEPT SUPPLIES,343.29; MONUMENT CAR WASH INC,VEH MAINT,300.75; MONUMENT PREVENTION COALITION,CONTRACTUAL,939.94; NE CHILD SUPPORT PAYMENT CENTER,NE CHILD SUPPORT PYBLE,1536.18; NE DEPT OF REVENUE,WITHHOLDINGS,17970.58; NE LIBRARY ASSOC,MMBRSHPS.,130; NEBRASKA INTERACTIVE, LLC,PRE-EMPLOYMENT SCREENING,33; NEBRASKA MACHINERY CO,EQUIP MTNC,40.26; NEBRASKA MUNICIPAL POWER POOL,MEMBERSHIP DUES,6365.02; NEBRASKA PUBLIC POWER DISTRICT,ELECTRIC,40750.1; NEOPOST,POSTAGE,1000; NETWORKFLEET, INC,MONTHLY GPS SERVICE,18.95; NEWMAN, TIMOTHY,MEALS - TRAVEL,30; NORTHWEST PIPE FITTINGS, INC. OF SCOTTSBLUFF,GROUND MAINT,185.58; OCLC ONLINE COMPUTER LIBRARY CENTER, INC,CONT. SRVCS.,339.44; ONE CALL CONCEPTS, INC,CONTRACTUAL,148.65; OREGON TRAIL PLUMBING, HEATING & COOLING INC,BLDG MAINT,536; PANHANDLE COOPERATIVE ASSOCIATION,OTHER FUEL,17167.11; PANHANDLE ENVIRONMENTAL SERVICES INC,CONTRACTUAL SVC,144.5; PAUL REED

CONSTRUCTION & SUPPLY, INC,DEPT SUPPLIES,847.68; PLATTE VALLEY BANK,HSA ACCOUNT,15112.99; POSTMASTER,POSTAGE,612.91; PRAISE WINDOWS INC,BLDG MAIN.,645; QUILL CORPORATION,DEPT SUPPL,675.63; RAILROAD MANAGEMENT CO III, LLC,RENT - LAND,194.55; REGIONAL CARE INC,HEALTH INS. PREMIUM - APRIL 2017,88226.72; ROCKSTEP SCOTTSBLUFF LLC,OCCUPATION TAX JAN - MAR 2017,36186.33; ROOSEVELT PUBLIC POWER DISTRICT,ELECTRIC POWER,2092.32; RUSCH'S GENERAL CONTRACTING, LLC,BLDG MAINT,100; S M E C,EMPLOYEE DEDUCTION,194.5; SAFETYLINE CONSULTANTS, INC,DEPT SUPPL,69.39; SANDBERG IMPLEMENT, INC,CASE ASSY & TRIMMER HEADS FOR WEED EATERS,138.1; SCB FIREFIGHTERS UNION LOCAL 1454,FIRE EE DUES,195; SCB TENT & AWNING,VEH MAINT,98.5; SCOTTIES POTTIES INC,CONTRACTUAL,212.5; SCOTTS BLUFF COUNTY COMMUNICATIONS CENTER,RADIO ANTENNA,89.5; SCOTTS BLUFF COUNTY COURT,LEGAL FEES,145; SCOTTSBLUFF BODY & PAINT,TOW SERVICE,715; SCOTTSBLUFF POLICE OFFICERS ASSOCIATION,POLICE EE DUES,552; SCOTTSBLUFF SCREENPRINTING & EMBROIDERY, LLC,UNIFORMS,33; SCOTTSBLUFF/GERING CHAMBER OF COMMERCE,SCHOOL & CONF,35; SHERIFF'S OFFICE,LEGAL FEES,139.62; SHERWIN WILLIAMS,YELLOW, WHITE, RED & BLUE LATEX PAINT,29781.17; SHRADDHA, LLC,HOTEL HOBBS FOR YORK TRAINING,89; SIMMONS OLSEN LAW FIRM, P.C.,CONTRACTUAL SERVICES,10131.61; SIMON CONTRACTORS,CONCRETE FOR STREET REPAIR,2737.53; SNELL SERVICES INC.,BLDG MAIN.,150; STATE OF NE.DEPT.OF LABOR,1ST QTR 2017 UNEMPLOYMENT INSURANCE,1920; TD RELKA LLC,MISC,1612.8; THE PEAVEY CORP,INVEST SUPPL,55.8; TODD, JAMES,GASOLINE,117.11; TOYOTA MOTOR CREDIT CORPORATION,HIDTA CAR LEASE,365.69; TRANS IOWA EQUIPMENT LLC,EQUIP MTNC,4708.28; TRINITY BURGNER,SCHOOL & CONF,96; TWIN CITIES DEVELOPMENT ASSOC, INC,ECENTER AGREEMENT,6000; TWIN CITY AUTO, INC,CURB GUARDS FOR SNOW PLOWS,106.88; TYLER TECHNOLOGIES, INC,UB FEES,1847.5; UNIQUE MANAGEMENT SERVICES, INC,CONT. SRVCS.,268.5; UNITED STATES WELDING, INC,EQUIP MTNC,41.88; UPSTART ENTERPRISES, LLC,DEPT SUPP,179.98; US BANK,SCHOOL & CONF,1265.74; VANTAGEPOINT TRANSFER AGENTS-300793,DEF COMP,695; VANTAGEPOINT TRANSFER AGENTS-705437,ROTH IRA,530; WELLS FARGO BANK, N.A.,RETIREMENT,31453.88; WESTERN COOPRTATIVE COMPANY,GROUND MAINT,1602.16; WESTERN PATHOLOGY CONSULTANTS, INC,CONTRACT SERVICES,318; WESTERN STATES BANK,PRINCIPAL & INTEREST (PS TAX ANTIC.BOND),341442.71; WYOMING FIRST AID & SAFETY SUPPLY, LLC,FIRST AID KIT SUPPLIES,101.58; WYOMING WATER DEVELOPMENT OFF,PAWS FEASIBILITY STUDY,3517; YOUNG MEN'S CHRISTIAN ASSOCIATION OF SCOTTSBLUFF, NE,YMCA,1692.5; ZM LUMBER INC,GROUND MAINT,46.14; REFUNDS: JACK CLOUGH 11.03; AMY STILLAHN 7.29; ELISHIA MCBRIDE 13.82; COLE CONNOR 19.28.

Council Member Shaver arrived at 6:05 p.m.

City Manager Johnson presented the Liquor License Manager application for Applebees Restaurant naming Jay Gates as Manager of their License. Mr. Gates explained to the Council that he is the Director of Risk Management for RMH Franchise, which operates 175 Applebees in 15 states. He is the Corporate Liquor License Manager for Applebees in the state of Nebraska. Mayor Meininger asked if there were any issues managing liquor licenses and not being on site. Mr. Gates responded that RMH Franchise has not had liquor license compliance issues with the Applebees locations. They have a very

solid management team and server training program. Mr. Gates plans on making quarterly visits to the Scottsbluff Applebees, and more if needed.

He explained the company policies regarding serving alcohol and checking ID's. All employees take the responsible server training which is renewed each year. They have monitoring procedures in place to assure responsible serving of alcohol; determining that customers ordering alcohol are 21 or over and they are not over-served. Only the management team and the bar manager have access to alcohol which is stored in a locked storage room.

Mr. Gates explained his previous driving and violation record from the 1990's. He said the majority of these occurred when he was in college 20 years ago. His recent record is very good.

Moved by Mayor Meininger, seconded by Council Member Gonzales, "to make a positive recommendation to the Nebraska Liquor Control Commission naming Jay Gates as Manager of the Class I Liquor License for RMH Franchise Corporation dba Applebee's Neighborhood Grill & Bar, 2302 Frontage Rd., Scottsbluff, NE," "YEAS", Meininger, Colwell, Shaver and Gonzales, "NAYS" None. Absent: McCarthy.

Jeri Goodman with the Downtown Scottsbluff Association presented her Business Promotional Event Permit for the Farmers Market, explaining that there are no additional costs to the City to hold this event. With 18th Street closed, the City won't need to block off the street. They usually have about 18 - 30 vendors with a number of them from Scottsbluff and the surrounding area. They are expanding the list of vendors to include a larger variety of items. Moved by Council Member Gonzales, seconded by Council Member Colwell, "to approve the Business Promotional Event Permit for the Downtown Scottsbluff Association, sponsors of the "Farmers Market" at the 18th Street Mini-Park on Saturday mornings, 6/3/17 - 9/30/17; 7:00 a.m. to 12:00 p.m.," "YEAS", Meininger, Colwell, Shaver and Gonzales, "NAYS" None. Absent: McCarthy.

Jim Leggitt with StudioInsite gave the Council an update on the progress of the East Overland Corridor Development. His power point presentation highlighted the events of Charrette #1 which was held at the Guadalupe Center. He discussed many potential improvements for this corridor, including traffic and beautification. Some of the traffic changes they are recommending include a drop-off point at Roosevelt Elementary School and changing the traffic lanes on East Overland from 4 to 3 with left turn lanes. They feel 3 lanes are appropriate for the traffic on this street. This would gain space for pedestrian sidewalks and landscaping. They also suggested parallel parking which would benefit the small businesses that do not have off-street parking. Council Member Shaver commented that when a similar change was made on Broadway, it created a new problem of constant traffic, so it's difficult to cross the street.

StudioInsite will hold another public input meeting at Roosevelt School on April 18th, then will prepare a final report.

City Manager Johnson explained that the Community Solar project went on line April 1, 2017; the agreement to be considered is a 20 year Lease agreement with Venango Solar, LLC for the purpose of installing and maintaining the solar panels. Mr. Johnson explained that NPPD has the option to buy back the property after 20 years. The Lease payment amount is \$1.00 for the 20 years. The solar program is fully subscribed, with a waiting list. Moved by Council Member Shaver, seconded by Mayor Meininger, "to approve the lease agreement with Venango Solar, LLC for the purpose of installing and maintaining solar panels for generation of electrical energy and authorize the Mayor to execute the agreement," "YEAS", Meininger, Colwell, Shaver and Gonzales, "NAYS" None. Absent: McCarthy.

Mr. Johnson explained that the solar developers have been approached by investors who are interested in installing a bigger solar development in Scottsbluff, due to the number of sun hours in this area. A larger project would possibly enable us to lock in the City's rate, and as an economic development tool to recruit and retain businesses. With the Power Purchase Agreement, the bigger the project, the lower the PPA price. This could provide a huge return for the City, for the investment. Council Member Shaver agreed that we should look at our options, however, does not want to do anything right now. Council Member Colwell added that Scottsbluff is currently a trailblazer for the State on solar energy and he would like to see us look at additional growth options.

City Manager Johnson presented the sand volleyball coordinator agreement, which is being paid from the funds saved from the softball coordinator position. The participants pay a fee, which covers the agreement amount. There has been a lot of interest with the sand volleyball league, with a potential partnership with the YMCA. Moved by Council Member Colwell, seconded by Council Member Shaver, "to approve the sand volleyball coordinator contract with Jo Mikesell and authorize the Mayor to execute the agreement," "YEAS", Meininger, Colwell, Shaver and Gonzales, "NAYS" None. Absent: McCarthy.

In consideration of the Lacy Park Concessions, it was moved by Council Member Shaver, seconded by Council Member Colwell, "to approve the Lacy Park concessions contract with Lydia Hernandez and authorize the Mayor to execute the contract," "YEAS", Meininger, Colwell, Shaver and Gonzales, "NAYS" None. Absent: McCarthy.

Regarding the Campground Host Contract for this summer, it was moved by Mayor Meininger, seconded by Council Member Gonzales, "to approve the campground host contract with Cheryl Kaman and authorize the Mayor to execute the contract," "YEAS", Meininger, Colwell, Shaver and Gonzales, "NAYS" None. Absent: McCarthy.

Moved by Council Member Shaver, seconded by Council Member Colwell, "to approve the Copier Connection Maintenance Contract for the Police Department and authorize the Mayor to execute the agreement," "YEAS", Meininger, Colwell, Shaver and Gonzales, "NAYS" None. Absent: McCarthy.

City Manager Johnson explained the Release of Lien for payment of a special assessment for Paving District No. 311. Moved by Council Member Gonzales, seconded by Council Member Colwell, "to authorize the Mayor to sign a Release of Lien for Special Assessments paid for Paving District No. 311," "YEAS", Meininger, Colwell, Shaver and Gonzales, "NAYS" None. Absent: McCarthy.

Mr. Johnson presented the Ordinance, as directed by City Council, providing for a 4% Occupation Tax on Hotel Accommodations. He explained that our April sales tax receipts were down 7.75%; for total of \$35,690.00 down from the previous year. Over the last 7 reporting months, 4 months have been negative. The Revenue Committee projected a negative 4% for the remainder of the year, unfortunately our receipts were down more than that.

Terry Jessen, resident, does not think the City Council should approve this occupation tax. He feels it is a long term solution for a short term problem. If the sales tax revenue is down, he suggested looking at other options to balance the budget. More tax burden is the wrong solution to the problem. He feels the city should try to spend less money rather than create a new tax.

Council Member Shaver said that the City has been cutting expenses by significant amounts; however, the revenue is just not there. Since we are limited to collecting only \$175,000.00 from property tax for the general fund, we don't have any other choices but to find another source of revenue.

Father John Sorenson from Our Lady Guadalupe Church suggested that the City Council look at a diverse tax base, which allows for more revenue, but also provides for a variety of funding sources if one source is down. Additional revenue sources, such as the lodging tax, could then be used for a variety of redevelopment activities in the community which are also enjoyed by visitors to our community. Father Sorenson encouraged the Council to approve the proposed Occupation Tax on Hotel Accommodations to lighten the tax base.

Council Member Colwell asked City Manager Johnson what proactive steps we are taking for the rest of the year to maintain our services. Mr. Johnson responded that we will need to look at cutting jobs; our projections show we need to cut \$700,000.00 in the general fund without the proposed occupation tax. We are currently not hiring employees when a position is vacant, on a case by case basis; with the exception of seasonal employees which doesn't have as big of an impact on the budget. With the decrease in staff, our level of service will decrease. Mayor Meininger noted that some of these are upper management positions such as the Park and Recreation Director position which will not be filled.

Mr. Johnson added that when the economy rebounds, we will be reevaluating positions to make sure they are warranted and we have the financial means to fund those positions. We are getting creative with streamlining and reclassifying positions; we have top-notch employees, but I'm not sure how much further they can bend. Many employees are currently taking on more duties.

Mayor Meininger introduced the ordinance which was read by title on first reading: **AN ORDINANCE PROVIDING FOR A NEW OCCUPATION TAX ON HOTEL ACCOMMODATIONS; REPEALING PRIOR SECTIONS LOCATED IN CHAPTER 6, ARTICLE 6 AND CHAPTER 11, ARTICLE 2 OF THE SCOTTSBLUFF MUNICIPAL CODE, AND PROVIDING PUBLICATION IN PAMPHLET FORM AND FOR AN EFFECTIVE DATE.**

Moved by Council Member Gonzales to suspend the three readings of the Ordinance dealing with the Occupation Tax on Hotel Accommodations. The motion died due to a lack of a second. Council Member Shaver expressed his concern over proceeding with one reading of the Ordinance. Council Member Gonzales added that we had the discussion about this occupation tax during the last budget work session. Council Member Shaver agreed that we have discussed it, but thinks the public will get the impression we are trying to pass it without giving them a chance to voice their opinion.

City Manager Johnson explained that we received a request from the Frank family to annex property known as Block One, Alf Addition, and property located west of Walmart. The Planning Commission reviewed this request at their April 10th meeting and recommended approval to the City Council. Council Member Shaver is concerned that we received a request for the annexation of property that is not receiving city services. Mr. Johnson explained that this property is next to Home Depot and Walmart, and if another big box store were to look at this property for development, they would look to see if the property is annexed.

Mayor Meininger introduced the ordinance which was read by title on first reading: **AN ORDINANCE OF THE CITY OF SCOTTSBLUFF, NEBRASKA, ANNEXING TRACTS OF LAND KNOWN AS BLOCK 1, ALF ADDITION, AN ADDITION TO THE CITY OF SCOTTSBLUFF, SCOTTS BLUFF COUNTY, NEBRASKA, ACCORDING TO THE RECORDED PLAT THEREOF AND THE NORTH HALF OF THE SOUTHEAST QUARTER (N1/2 SE1/4) OF SECTION FIFTEEN, TOWNSHIP TWENTY-TWO (22) NORTH, RANGE FIFTY-FIVE (55) WEST OF THE 6TH P.M., SCOTTS BLUFF COUNTY, NEBRASKA AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.**

Council introduced the Ordinance amending the Municipal Code to provide for the powers of the Community Redevelopment Authority which was read by title on second reading: **AN ORDINANCE OF THE CITY OF SCOTTSBLUFF, NEBRASKA, AMENDING THE MUNICIPAL CODE TO PROVIDE FOR THE POWERS OF THE COMMUNITY REDEVELOPMENT AUTHORITY.**

Council introduced Ordinance No. 4207 adopting the International Building Code 2012 Edition and International Residential Code 2012 Edition which was read by title on third reading: **AN ORDINANCE DEALING WITH THE BUILDING CODE, ADOPTING THE INTERNATIONAL BUILDING CODE 2012 EDITION AND THE INTERNATIONAL RESIDENTIAL CODE 2012 EDITION EACH WITH EXCLUDE PORTIONS; AMENDING CURRENT SECTIONS OF THE SCOTTSBLUFF MUNICIPAL CODE; REPEALING PRIOR PROVISIONS OF THE MUNICIPAL CODE, PROVIDING FOR PUBLICATION IN PAMPHLET FORM AND PROVIDING FOR AN EFFECTIVE DATE.**

Moved by Mayor Meininger, seconded by Council Member Colwell, “to adopt Ordinance No. 4207, adopting the International Building Code 2012 Edition and International Residential Code 2012 Edition,” “YEAS”, Meininger, Colwell, and Gonzales, “NAYS” Shaver. Absent: McCarthy.

Council introduced Ordinance No. 4208 adding language and requirements for 24 hour Daycare which was read by title on third reading: **AN ORDINANCE FOR THE CITY OF SCOTTSBLUFF, NEBRASKA, AMENDING ARTICLE 2 OF CHAPTER 25 AND ARTICLE 3 OF CHAPTER 25 OF THE MUNICIPAL CODE BY INCLUDING AND AMENDING DEFINITIONS FOR DAY CARE AND PROVIDING FOR A SPECIAL PERMIT FOR A CHILD CARE CENTER, FAMILY CHILD CARE HOME OR DAY CARE CENTER THAT OPERATES 24 HOURS PER DAY AND REQUIRING A SPECIAL PERMIT IN ANY ZONE WHERE CURRENTLY PERMITTED, REPEALING ALL PRIOR ORDINANCES AND PROVIDING FOR AN EFFECTIVE DATE AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.**

Moved by Council Member Meininger, seconded by Council Member Colwell, “to approve Ordinance No. 4208 adding language and requirements for 24 hour Daycare,” “YEAS”, Meininger, Colwell, Shaver and Gonzales, “NAYS” None. Absent: McCarthy.

Under Council Reports, Mayor Meininger reported that there is a 911 Task Force Meeting on Tuesday. Council Member Colwell asked if we had any communication, pertaining to the eCenter, with Twin City Development (TCD) regarding the resignation of Sean Overeynder. Mr. Johnson reported that we have not received correspondence from TCD. Mr. Johnson also reported that he will be in Washington D.C. next week with the Heartland Expressway Delegation and will be meeting with Congressman Smith about tax reform as it relates to tax exemptions. Council Member Gonzales reported that WNED will meet Thursday evening.

Council Member Shaver asked if we could have Liquor License Manager Applications on consent agenda since the Liquor License Investigatory Board also reviews the application. Mayor Meininger had originally asked to have the manager license on regular agenda. City Attorney Hadenfeldt stated that we are required to hold a public hearing on Liquor Licenses within 45 days, if the city does not act on the license, the Nebraska Liquor License Commission will take action without recommendation from the city. In addition, it helps to have a record of City Council action if we want to exercise any of our powers to revoke a license. Mayor Meininger asked to consider this as an agenda item at a later meeting.

Moved by Council Member Colwell, seconded by Council Member Shaver, “to adjourn the meeting at 7:20 p.m.,” “YEAS”, Meininger, Colwell, Shaver and Gonzales, “NAYS” None. Absent: McCarthy.

Mayor

Attest:

City Clerk
“SEAL”