

City of Scottsbluff, Nebraska

Tuesday, September 3, 2019

Regular Meeting

Item Consent1

Approve the minutes of the August 19, 2019 Regular Meeting.

Staff Contact: City Council

The Scottsbluff City Council met in a regular meeting on August 19, 2019 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 August 16, 2019, 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 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 August 16, 2019. Mayor Gonzales presided and City Clerk Wright recorded the proceedings. The meeting was called to order and the Pledge of Allegiance was recited. Mayor Gonzales 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 who they are representing for the record. Mayor Gonzales 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: Raymond Gonzales, Jeanne McKerrigan, Scott Shaver, Nathan Green, and Terry Schaub. Also present were City Manager Johnson and City Attorney Kent Hadenfeldt. Absent: None.

Mayor Gonzales asked if there were any changes to the agenda. There were none. Mayor Gonzales 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.

Council Member Shaver asked that consent item 7b, approving the absence of Council Member Schaub from the August 5, 2019 Regular Council Meeting, be removed and restored to the agenda for discussion.

Moved by Council Member McKerrigan, seconded by Council Member Green that,

- a) The minutes of the August 5, 2019 Regular Meeting be approved.
- c) A public hearing be set for September 3, 2019 at 6:00 p.m. for the FY 2019-2020 Budget.
- d) A special meeting be set for September 11, 2019 at 12:00 p.m. to consider the Ordinance adopting the budget statement to be termed the annual appropriation bill for FY 2019-2020. (second reading)
- e) A public hearing be set for September 3, 2019 at 6:00 p.m. for the One and Six Year Street Improvement Plan.
- f) A public hearing be set for September 3, 2019, 6:00 p.m. to consider a Zone Change for parcel Lot 3, Block 3, Panhandle Cooperative Subdivision from Planned Business Center (PBC) to C-3 Heavy Commercial.
- g) A public hearing be set for September 3, 2019, 6:00 p.m. to consider a Zone Change for parcel Lot 3, Block 4, Panhandle Cooperative Subdivision from C-2 Neighborhood Commercial to C-3 Heavy Commercial.
- h) The appointment of Dr. Michael Schaff to the Civil Service Commission for a six year term be approved. "YEAS," McKerrigan, Green, Schaub, and Gonzales. "NAYS," Shaver. Absent: None.

Council Member Shaver started discussion on item 7b, approving the absence of Council Member Schaub from the August 5, 2019 Regular Meeting, stating he does not understand the reason for it because there are no guidelines for what is excusable. He understands doing this if a council member misses four meetings, but doing it every time a member is absent is redundant. Legal Counsel Hadenfeldt

answered, saying people like a clean slate and to be excused for their absences; this is something that has been done for years, assuming it was because of statute. Moved by Council Member McKerrigan, seconded by Mayor Gonzales that, the absence of Council Member Schaub from the August 5, 2019 Regular Meeting be excused, "YEAS," Green, Schaub, Shaver, Gonzales, and McKerrigan. "NAYS," None. Absent: None.

Moved by Mayor Gonzales, seconded by Council Member Schaub, that the following claims, be approved and paid as provided by law out of the respective funds designated in the list of claims dated August 19, 2019, as on file with the City Clerk and submitted to the City Council, "YEAS", Shaver, Gonzales, Schaub, McKerrigan, and Green "NAYS," None. Absent: None.

Regarding the payment to Nebraska Rural Radio Association for \$510.24 to publicize notice of the July 17, 2019 Special Meeting, Council Member Shaver asked why this claim was by itself. City Manager Johnson stated this was to show how much it cost to publicize due to the short notice of having the meeting. Council Member Shaver asked how many times it was on the radio. City Clerk Wright answered it was ran four times, six hours prior to the meeting on all three radio stations. Council Member Schaub made the motion, seconded by Council Member Shaver to approve the payment to Nebraska Rural Radio Association for \$510.24 to publicize notice of the July 17, 2019 Special Meeting, "YEAS," Schaub, McKerrigan, Gonzales, Green, and Shaver. "NAYS," None. Absent: None.

CLAIMS

1 DASH5 ENTERPRISES, LLC, TIF BOND, 50000: ACTION COMMUNICATIONS INC., EQUIP MAINT-PD,835.79: ADVANCE AUTO PARTS,VEH MAINT,62.3: AL'S TOWING,TOW SERVICE-PD,255: ALTEC INDUSTRIES INC,REPAIR BOOM LEAK ON BUCKET TRUCK,917.5: ALVARO SILVA,CONTRACTUAL,585: AMAZON.COM HEADQUARTERS,MISC.,705.13: ASSOCIATED SUPPLY CO, INC,BLDG MAINT REC,3497.1: ASSURITY LIFE INSURANCE CO,LIFE INS,32.95: AUTOZONE STORES, INC,VEH MAINT-PD,20.77: B & H INVESTMENTS, INC,DEP. SUP. - LIBRARY,40.5: BLUFFS SANITARY SUPPLY INC.,DEPT SUPP REC,1503.73: CAPITAL BUSINESS SYSTEMS INC., CONT. SRVCS., 335.32: CASH WA DISTRIBUTING, CONCESSIONS, 1083.15:CELLCOPARTNERSHIP,CELLPHONES,254.92:CITY OF GERING,TRASH & RECYCLING DISPOSAL FEES JULY 2019,46923.18: COMPUTER CONNECTION INC,CONTRACTUAL-PD,44: CORE & MAIN LP,DEPT SUP,186.37: CREDIT BUREAU OF COUNCIL BLUFFS,FEES - JULY 2019,50: CREDIT MANAGEMENT SERVICES INC.,WAGE ATTACHMENT,194.92: CROELL INC,DEPT SUP,303.08: CYNTHIA GREEN,DEP. SUP.,263.49: DEMCO, INC,DEP. SUP.,160.13: DILLMAN NANCY,PRGRM.,14.99: DUANE E. WOHLERS,HAULING RECYCLING TO DENVER CO,800: ENFORCEMENT VIDEO, LLC,EQUIP MAINT-PD,168: FASTENAL COMPANY,BOLTS FOR TOWER 1 TORQUE BOX,6.03: FAT BOYS TIRE AND AUTO,PARKS - TIRES,123.99: FEDERAL EXPRESS CORPORATION, POSTAGE, 219.64: FRANCHETTI MATTHEW, CONTRACTUAL, 144: GALLS INC, UNIFORMS PD, 331.1: GRAY TELEVISION GROUP INC, CONTRACTUAL SVC,1390: HAWKINS, INC.,CHEMICALS,1965.85: HD SUPPLY FACILITIES MAINTENANCE LTD,DEPT SUP,841.51: HOA SOLUTIONS, INC,EQUIP MAINT,367.81: HONEY WAGON EXPRESS,CONTRACTUAL,360: HULLINGER GLASS & LOCKS INC.,DEPT SUPP PK,184.5:IDEALLAUNDRYANDCLEANERS, INC.,SUPP - HAND TOWELS,1610: INDEPENDENT PLUMBING AND HEATING, INC,GROUND MAINT PK,192.21: INGRAM LIBRARY SERVICES INC,Bks.,2659.47: INTERNAL REVENUE SERVICE,WITHHOLDINGS,58615.75: INTRALINKS,

INC,CONTRACT SERVICES - JULY 2019,5330.24: INVENTIVE WIRELESS OF NE, LLC, CONTRACTUAL, 57.95: JG ELLIOTT CO. INC., NOTARY BOND PD, 70: JENKINS KEITH, CONTRACTUAL, 18: KEMBEL JARED, CONTRACTUAL, 126: KIRK BERNHARDT, CONTRACTUAL,172: KITE, LANCE,SCHOOLS & CONF-PD,105: KNOW HOW LLC,LEATHER WORK GLOVES,796.26: KRIZ DAVIS,ELECT. SUPP - INSULATED CLEVIS,20.4: LEAGUE OF NEBRASKA MUNICIPALITIES,REGISTRATION - ANNUAL CONF - SCOTT SHAVER,944: LEXISNEXIS RISK DATA MANAGEMENT,CONSULTING-PD,100: M.C. SCHAFF & ASSOCIATES, INC,CONTRACT SERVICES - PLANNING/ZONING,1907.5: MADISON NATIONAL LIFE,INSURANCE,1837.96: MATHESON TRI-GAS INC,RENT MACHINES,60.65: MENARDS, INC,SUPP - WIRE HOLDER, CONDUIT, CPLRS.,,540.1: MIDLANDS NEWSPAPERS, INC,LEGAL PUBLISHING,2996.61: MIDWEST FARM SERVICE-ALLIANCE,EQUIP MAINT PK,152.8: MUNICIPAL SUPPLY INC. OF NEBRASKA,DEPT SUP,175.41: MUNIMETRIX SYSTEMS CORP,IMAGESILO FEE (JULY 2019),39.99: NE CHILD SUPPORT PAYMENT CENTER,NE CHILD SUPPORT PYBLE,1163.1: NE DEPT OF REVENUE,JULY 2019 SALES TAX,47442.65: NEBRASKA INTERACTIVE, LLC,DRIVERS LICENSE REQ. - JUNE & JULY 2019,81: NEBRASKA MACHINERY CO,TRANS #979- PIN & CLIP,27.5: NEBRASKA PUBLIC POWER DISTRICT,ELECTRIC,47376.23: NEBRASKA RURAL RADIO ASSOCIATION,MEDIA NOTICE - SPECIAL COUNCIL MEETING 7/17/19,842.74: NEBRASKA STATEWIDE ARBORETUM,MEMBERSHIPS,55: NEBRASKALAND TIRE, INC,POLICE #2- TIRES,611.13: NEOPOST,POSTAGE,1000: NETWORKFLEET, INC,GPS SERVICE,353.2: NEW YORK TIMES,SBSCR.,520: NORTHWEST PIPE FITTINGS, INC. OF SCOTTSDLUFF,GROUND MAINT PK,379.01: OCLC ONLINE COMPUTER LIBRARY CENTER, INC,CONT. SRVCS.,1071.65: OLTMANN, JUDITH,REIMB.,20.67: ONE CALL CONCEPTS, INC,CONTRACTUAL,192.67: OREGON TRAIL PLUMBING, HEATING & COOLING INC,EQUIP MAINT PK,1075: PANHANDLE COOPERATIVE ASSOCIATION,FLEET DIESEL/PROPANE FOR JULY 2019,27155.81: PANHANDLE ENVIRONMENTAL SERVICES INC,SAMPLES,60: PAUL MENDOZA,CONTRACTUAL,126: PELCO CORP,DEPT SUPP,475: PEPSI COLA OF WESTERN NEBRASKA, LLC,CONCESSIONS,458.4: PLATTE VALLEY BANK,HEALTH SAVINGS ACCOUNT,9874.26: POSTMASTER,POSTAGE,594.41: POWERPLAN,PARKS #321- HYDRAULIC QUICK CONNECT,89.8: PRO OVERHEAD DOOR,REPAIRS TO DOOR AT COMPOST FACILITY,638.95: QUILL CORPORATION,DEPT SUPPL-PD,621.93: REGANIS AUTO CENTER, INC,POLICE #6- HANDLE,103.7: REGIONAL CARE INC,CLAIMS,26466.52: RICHARD P CASTILLO,CONTRACTUAL,162: RON'S TOWING,TOW SERVICE-PD,475: ROSE DREW, INC,Dep. SUP.,171.34: RYAN FELTES,PER DIEM FOR ROPE RESCUE CLASS,95: S M E C,EMPLOYEE DEDUCTION,146.5: SANDBERG IMPLEMENT, INC,DEPT SUPP,445.48: SCB COUNTY,DEPT CNTRCL SRVCS,75: SCB FIREFIGHTERS UNION LOCAL 1454,FIRE EE DUES,225: SCOTT AARON,CONTRACTUAL,126: SCOTTSDLUFF POLICE OFFICERS ASSOCIATION,POLICE EE DUES,624: SCOTTSDLUFF WINSUPPLY COMPANY,GROUND MAINT PK,11.65: SEILER INSTRUMENT MFG. CO., INC,DEPT SUP,2495: SIMMONS OLSEN LAW FIRM, P.C.,CONTRACTUAL SERVICES,17717.29: SIMON CONTRACTORS,CONCRETE FOR STREET REPAIR,6019: SNELL SERVICES INC.,BLDG MAINT PK,124: SOUNDSLEEPER SECURITY INC.,CONTRACTUAL-PD,14.95: SUBWAY 6906,RECRUITMENT,33.65: SWANK MOTION PICTURES INC,SPECIAL EVENT,463: TEXAS PNEUDRAULIC INC,ES #812- SWITCH AND CAMERA,706: TOYOTA MOTOR CREDIT CORPORATION,HIDTA-CAR LEASE,343.53:

TRANS IOWA EQUIPMENT LLC,EQUIPMENT,186187: TYLER TECHNOLOGIES, INC,METER READING UPGRADE,312.5: TYRELL GILL,PER DIEM FOR ROPE RESCUE CLASS,95: UNION BANK & TRUST,RETIREMENT,38019.64: UNIQUE MANAGEMENT SERVICES, INC,CONT. SRVCS.,170.05: VESSCO INC,EQUIP MAINT,254.25: W & R INC,EQUIP MAINT REC,1772.34: WESTERN COOPERATIVE COMPANY,GROUND MAINT PK,478.88: WESTERN PATHOLOGY CONSULTANTS, INC,DOT DRUG SCREENING,215: WESTERN TRAVEL TERMINAL, LLC,VEH MAINT-PD,496: WILSON ZACHARIAH,CONTRACTUAL,198: WOODS & AITKEN LLP,PROF.SERVICES - IBEW LOCAL NO. 1597 - NEGOTIATIONS,354: WYOMING CHILD SUPPORT ENFORCEMENT,CHILD SUPPORT,738.08: WYOMING FIRST AID & SAFETY SUPPLY, LLC,FIRST AID KIT REFILL AT COMPOST FACILITY,76.56: YOUNG MEN'S CHRISTIAN ASSOCIATION OF SCOTTSBLUFF, NE,YMCA,753: ZM LUMBER INC,DEPT SUPP PK,32.15: REFUNDS; MICHEAL D DENHAM, 140.10; MEGAN E WILDERMAN, 25.70; JAYLA CARES, 14.94; MONIQUE ROJAS, 20.61; PAM COLE, 11.24; JERRY L DARNELL, 11.24; B & B RENTALS, 16.16

Mr. Johnson presented the July 2019 Financial Report, stating there is not much to address for the month of July. The report shows a payment for 42nd Street and TIF bond holder payments; everything is going scheduled as planned. Council Member Schaub made a motion to approve, but withdrew his motion due to this not being an action item.

Ms. Starr Lehl, Economic Development Director, approached Council regarding a Community Festival Permit for Food Truck Fridays in the Downtown Plaza to be held on Fridays in the month of September from 4:00 to 8:00 p.m. She stated this event is similar to Bands on Broadway, but will have no alcohol, so fencing is not needed. She also commented this is a good way to keep momentum going at the Plaza with music and entertainment. Council Member McKerrigan made the motion, seconded by Council Member Schaub to approve a Community Festival Permit for the City of Scottsbluff at the Downtown Plaza including vendors and noise permit for the Food Truck Friday's event to be held on September 6th, 13th, 20th, and 27th, 2019 from 4:00 p.m. to 8:00 p.m. "YEAS," McKerrigan, Shaver, Green, Schaub, and Gonzales. "NAYS," None. Absent: None.

Concerning the purchase agreements for the sale of parking lots, Mr. Johnson explained to Council the estimated cost for redoing the lots located on Second Avenue is upwards of \$100,000.00 and the lots fall outside the parameters of the Business Improvement District (BID). Because of these reasons, the City would like to sell the lots and have approached Western States Bank and the law office of Chaloupka, Holyoke, Snyder, Chaloupka, & Longoria, PC, LLO due to their close proximity, to purchase for their parking areas. Western States Bank would purchase the two southern lots for \$20,000.00; the northern lot, \$12,500.00 by the law firm. The anticipated use of the profits would be used to put a permanent fence around the Downtown Plaza. During discussion, Council Members Shaver and Green expressed concern that we were giving away public parking for private entities. Mayor Gonzales, after discussion, asked that we approach the businesses to see if the sale can be made with the stipulation the City be able to use the lots after business hours and during special events for the general public. Mr. Johnson commented the contracts have been signed by the entities, but he would approach them with the request and put it on the next agenda.

Council introduced the Ordinance updating Cable Television Systems including Franchise Procedures and guidelines for Rights-of-Way and was read by title on second reading: **AN ORDINANCE OF THE CITY OF SCOTTSBLUFF, NEBRASKA, AMENDING THE MUNICIPAL CODE BY AMENDING CHAPTER 11, ARTICLE 5, DEALING WITH CABLE TELEVISION SYSTEMS AND THE ISSUANCE OF FRANCHISES TO OPERATORS OF CABLE TELEVISION SYSTEMS, ALLOWING FOR THE USE OF RIGHTS-OF-WAY FOR CABLE TELEVISION SYSTEMS, AND REPEALING**

PRIOR PROVISIONS OF THE MUNICIPAL CODE WHICH ARE INCONSISTENT WITH THIS ORDINANCE, PROVIDING FOR PUBLICATION IN PAMPHLET FORM AND PROVIDING FOR AN EFFECTIVE DATE.

Council Member Shaver asked if anyone besides Spectrum has had input on this. Legal Counsel Hadenfeldt answered, saying Spectrum was the only company who has responded so far.

Mr. Johnson presented the Ordinance updating utility user fees, including water and sewer fees, solid waste collection and surcharge for storm water. The Ordinance includes a 3% increase for environmental services, 20% increase/.25 for storm water, 3% increase for waste water, and 3% for water; estimated monthly increase is \$1.94. Council Member Shaver introduced the Ordinance updating utility user fees, including water and sewer fees, solid waste collection and surcharge for storm water and was read by title on first reading: **AN ORDINANCE OF THE CITY OF SCOTTSBLUFF AMENDING SEWER USER FEES AT CHAPTER 6 ARTICLE 6, INCLUDING SURCHARGE FOR STORMWATER REGULATORY REQUIREMENTS, AMENDING AND CHANGING THE SOLID WASTE COLLECTION FEES AT CHAPTER 6 ARTICLE 6, AND WATER SERVICE FEES AT CHAPTER 6 ARTICLE 6, REPEALING PRIOR PROVISIONS OF THE MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE.**

Mr. Johnson presented the Ordinance authorizing the issuance of General Obligation Highway Allocation Fund Pledge Bonds, Series 2020, for improvements to streets of the City. The Ordinance authorizes the issuance of General Obligation Highway Allocation Fund Pledge Bonds to be used for a chip seal project in the amount up to \$2,520,000.00. The built in interest rate contains a 125 basis point cushion, not to exceed 3.25%, however we can currently accumulate debt at 2%. Our engineer estimated cost is \$2,445,000.00. Mayor Gonzales introduced the Ordinance authorizing the issuance of General Obligation Highway Allocation Fund Pledge Bonds, Series 2020, for improvements to streets of the City and was read by title on first reading: **AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE, AND DELIVERY OF GENERAL OBLIGATION HIGHWAY ALLOCATION FUND PLEDGE BONDS, SERIES 2020, OF THE CITY OF SCOTTSBLUFF, NEBRASKA IN A PRINCIPAL AMOUNT NOT TO EXCEED \$2,520,000 TO PAY THE COSTS OF CONSTRUCTING IMPROVEMENTS TO CERTAIN STREETS OF THE CITY; PRESCRIBING THE FORM AND CERTAIN DETAILS OF THE BONDS AND PROVIDING FOR THE FIXING AND ESTABLISHING OF OTHER DETAILS OF THE BONDS; PLEDGING FUNDS RECEIVED FROM THE NEBRASKA HIGHWAY ALLOCATION FUND AND PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON THE BONDS AS THEY BECOME DUE; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND RELATED MATTERS.**

Council Member Shaver moved to table the Ordinance, due to no action taken on the purchase agreements by City Council, authorizing the sale of City owned property, Lots Five (5) and Six (6), Block One (1), ORIGINAL TOWN ADDITION to Western States Bank for \$20,000.00, seconded by Council Member Green, "YEAS," Shaver, Gonzales, Schaub, McKerrigan, and Green. "NAYS," None. Absent: None.

Council Member Green moved to table the Ordinance, due to no action taken on the purchase agreements by City Council, authorizing the sale of City owned property, Lot Four (4), EXCEPT the North Four Feet (4'), Block One (1), ORIGINAL TOWN ADDITION to Chaloupka, Holyoke, Snyder, Chaloupka & Longoria, PC, LLO for \$12,500.00, seconded by Council Member Shaver, "YEAS," Schaub, McKerrigan, Gonzales, Green, and Shaver. "NAYS," None. Absent: None.

Regarding rejecting the bid for 23 Club, Mr. Johnson explained there was one bid received from Anderson Shaw Construction for \$1,250,959.05 with the true total cost amounting to \$1,571,459.05.

Currently 23 Club has total cash of \$710,000.00 which includes the City pledge of \$600,000.00. They also have \$500,000.00 in pledges, leaving a remaining total of \$361,459.05. Mr. Johnson stated the City's share of \$600,000.00 has been included in the next fiscal year budget and 23 Club has until September of 2020 to raise the funds and complete the project. Council Member Green made the motion, seconded by Council Member Shaver to reject the bid from Anderson Shaw Construction. "YEAS," Gonzales, Green, McKerrigan, Shaver, and Schaub. "NAYS," None. Absent: None.

Ms. Starr Lehl, Economic Development Director, approached Council regarding an Economic Development Assistance Agreement for American Lodging, LLC. The applicant operates under the hotel name Monument Inn & Suites and was contracted to provide lodging to officials and pilots participating in the US National Hot Air Ballooning Championships. The applicant is asking for \$28,280.00 to reduce the costs that would otherwise be incurred by the sponsor, Old West Balloon Fest. Council Member Shaver was concerned this would not qualify under the guidelines because it would fall under retail. Ms. Lehl answered the hotel is the one applying and they qualify under the guidelines of interstate commerce because they bring in money from other states.

Mr. Hunter Kosman and Ms. Colleen Johnson with Old West Balloon Fest came forward and stated there were 72 balloonists and they were here for ten days; everything went well and they loved the area. The Nationals will be held for three years and the goal is to have a big event in every community. Council Member McKerrigan made the motion, seconded by Council Member Schaub to approve the Economic Development Assistance Agreement for American Lodging, LLC., "YEAS," McKerrigan, Shaver, Green, Schaub, and Gonzales. "NAYS," None. Absent: None.

Ms. Starr Lehl, at the request of Council, gave a presentation on the East Overland Revitalization Efforts explaining there were a total of 18 grants; six projects have been completed to date due to weather. Council Member Shaver asked what the timeline is for the grants, with Ms. Lehl stating September 2nd. The presentation included pictures showing the projects to date.

Mr. Johnson explained the First Amendment to Solar Facilities Lease Agreement and Estoppel stating the first amendment is transferring to Western Meadowlark Solar SCS NE 1, LLC and also amends the development period to extend until the operating period ends; there is no timing gap between the two, stating legal counsel has approved the agreement. Council Member Shaver made the motion, seconded by Council Member Schaub, to approve the First Amendment to Solar Facilities Lease Agreement and Estoppel and authorize the Mayor to execute the agreement, "YEAS," Schaub, McKerrigan, Gonzales, Green, and Shaver. "NAYS," None. Absent: None.

Regarding adding two School Resource Officer positions to the budget and finalizing the partnership with Western Nebraska Community College, Mr. Johnson explained he and Police Chief Kevin Spencer met with the college to address this item. The positions would be similar to what is set up with the school district, where WNCC would be responsible for covering the cost for half of the position; in this case two positions. Police Chief Kevin Spencer added the reason for two positions is because the college has classes from 7:00 a.m. until 10:00 p.m. and the goal is to enhance traffic laws and provide public safety. Currently, the Police Department has been operating with a staff of 31 and these additions will enable them to become a full, certified staff for the first time in years. Council Member Shaver asked what happens to the Resource Officers during the summer months. Police Chief Spencer stated they become part of the police force and the City pays 100% of their wages.

Dr. John Harms, interim President with WNCC approached Council and expressed his concern regarding safety at the college. He stated they have security at the college, but they are not trained for the things that are happening today. By having law enforcement at the college, they feel, will create a secure campus, which will work in hand with the security additions they are adding at the college.

Dr. Tom Perkins, Board Member, added WNCC desperately needs a security plan with a presence on campus. He stated responders train for an event that will happen, not an event that might happen.

City Manager Johnson stated the City would budget two additional people for the Police Department which will allow us to have the budget authority in place when this partnership moves

forward. Council Member Shaver asked what percentage the City and College would pay, acknowledging it is not half. Mr. Johnson stated they are still working out that concern in the contract, with Police Chief Spencer commenting a rough estimate would be 50% for each officer, for nine months. Council Member Schaub made the motion, seconded by Council Member McKerrigan to approve adding two School Resource Officer Positions to the budget and finalize the partnership with Western Nebraska Community College, "YEAS," Schaub, McKerrigan, Gonzales, Green, and Shaver. "NAYS," None. Absent: None.

Council took a three minute break reconvening at 7:15 p.m.

Fire Chief, Tom Schingle approached Council regarding an agreement between Western Nebraska Community College and the City Fire Department to allow Health Sciences Division Students to obtain clinical experience by riding with the Fire Department. He stated this is an agreement with the Health Sciences Division of the College to allow their EMT and paramedic students to ride with individuals identified as preceptors, giving them clinical experience, which is part of their requirements to obtain licensure upon completion of their courses. Mr. Schingle added there will be one student, riding eight, no more than twelve hours at a time observing and getting hands on experience. Council Member Shaver asked if this will add additional liability to the City if something happens to them while they are with us. Mr. Schingle answered each party is responsible for their own personnel. Council Member Schaub made the motion, seconded by Council Member McKerrigan, to authorize the agreement between Western Nebraska Community College and the City of Scottsbluff Fire Department to allow Health Sciences Division Students to obtain clinical experience by riding with the Fire Department and authorize the Mayor to execute the agreement, "YEAS," McKerrigan, Shaver, Green, Schaub, and Gonzales. "NAYS," None. Absent: None. Mayor Gonzales asked Fire Chief Schingle to give an update at a future meeting.

Regarding the Marketing/Rebranding Efforts for the City, Mayor Gonzales stated he asked to have this put on the agenda because there was some confusion as whether or not Council wanted to move forward with this, stating it was not emergent at this time due to budget concerns. City Manager Johnson, added for clarification, he needed to know, from a staff prospective, as whether to pursue or not because there was no formal action taken. He commented he has been contacted by companies, one company in particular, who wanted a go ahead to start because they were contacted by Council Member Green. Council Member Shaver stated he thought the discussion was it might be something to look at, but didn't have the budgeting for it. He asked what Mr. Johnson was told by the company. Mr. Johnson stated they wanted to know when they could start. Council Member Schaub commented this is something City Manager Johnson should pursue at the direction of City Council and council members should not be requesting demonstrations. Council Member McKerrigan added she does not feel rebranding is necessary right now due to budget concerns; there are other things that need to be done. Council Member Green stated the conversations he had with the particular company started at the League meeting in Lincoln and he never authorized a demonstration, it was just an inquiry and he did try to reach out to Council regarding the subject. Legal Counsel Hadenfeldt was asked by Mayor Gonzales what the scope of Council is. Mr. Hadenfeldt clarified Council Members cannot bind anyone. They need to go through the City Manager.

Ms. Starr Lehl approached Council and commented we have a good website; it just is not utilized enough. It contains a link to the Regional Tourism Group and Chamber of Commerce and has the capability to link real estate agencies with open properties for sale or rent. She added it is simple to navigate and has many capabilities, including forms that can be filled out for various departments. She also stated the City has a great Facebook page that Jordan Diedrich, Deputy Public Works Director, uses to communicate with citizens all the time. After discussion, Mayor Gonzales made the motion, seconded by Council Member Schaub, to not pursue Marketing/Rebranding Efforts at this time, "YEAS," Schaub, Gonzales, and McKerrigan. "NAYS," Green and Shaver. Absent: None.

Mr. Johnson brought forward discussion on the anticipated additional revenue for the hotel occupation tax. He stated currently at 4% we budget \$250,000.00. If we increase to 8% we will budget

\$500,000.00. He asked Council, with the difference of \$250,000.00 every year, what projects they would like to include. He stated at the last Council meeting there was no clear direction as to where the revenue would go, before acting on the Ordinance, stating either to the general fund or allocating to specific projects. Council Member Schaub commented he brought up the 4% increase to be blanketed toward recreation; Downtown Plaza, parks, 23 Club to name a few. He added this tax does not just affect the citizens of Scottsbluff, but anyone who stays in this area from out of town. Council Member Shaver expressed his concern that the people who are here use the police force, fire department, and storm sewers; for that reason he would like it to go to the general fund. Council Member Green asked Mr. Johnson where we have more flexibility to use the funds from. Mr. Johnson answered if the funds go to the general fund you could allocate them towards anything. Council Member McKerrigan commented she would like to tie the funds to projects that need to be completed, stating once the projects were done, it would free up money. Mayor Gonzales commented if the increase of the Occupation Tax is passed, he would like to see the Downtown Plaza finished.

Council Member Green made a motion to table until the next agenda. The motion died for lack of a second. Council Member McKerrigan made the motion, seconded by Council Member Schaub to consider using the additional 4% of the occupation tax on the Downtown Plaza. Council Member Shaver asked once the Downtown Plaza is paid for; does the occupation tax go away? It won't take the whole occupation tax. Council Member McKerrigan withdrew her motion. Council Member McKerrigan made another motion, seconded by Council Member Schaub, to bring the new Occupation Tax Ordinance back to the Council for their consideration and use the additional funding from the occupation tax to go into the general fund, of which the Council will then prioritize projects to spend it on. "YEAS," Schaub, McKerrigan, Gonzales, and Shaver. "NAYS," Green. Absent: None.

Under public comments, Mr. Dan Marshall approached Council to thank them for the support of the parks this past year, including playground equipment purchases and movies in the park. He thinks our City is doing well with all the activities going on and is very appreciative.

Under Council Reports, Council Member Schaub mentioned there is a 911 meeting coming up and he will attend.

Council Member Schaub made the motion, seconded by Council Member McKerrigan to adjourn the meeting at 8:10 p.m. "YEAS," Gonzales, Green, McKerrigan, and Schaub. "NAYS," Shaver. Absent: None.

Mayor

Attest:

City Clerk "SEAL"