

City of Scottsbluff, Nebraska

Monday, October 7, 2019

Regular Meeting

Item Consent2

Approve the minutes of the September 16, 2019 Regular Meeting.

Staff Contact: Kim Wright, City Clerk

The Scottsbluff City Council met in a regular meeting on September 16, 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 September 13, 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 September 13, 2019. Mayor Gonzales presided and City Clerk Wright recorded the proceedings. Mayor Gonzales asked for a moment of silence, in remembrance of former Mayor and Council Member Donald E. Overman who passed away. 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.

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

- a) The minutes of the September 3, 2019 Regular Meeting be approved.
- b) Receipt be acknowledged and no action taken on a liability claim from Jeremy Blanco. The claim will be withdrawn and forwarded to the City's insurance carrier.
- c) Receipt be acknowledged and no action be taken on a liability claim from Chad Blackburn. The claim will be withdrawn and forwarded to the City's insurance carrier.
- d) A public hearing be set for September 27, 2019 at 8:00 a.m. to consider a resolution and application to the Nebraska Department of Economic Development for a Community Development Block Grant in the amount of \$750,000 for Owner Occupied Housing Rehabilitation. "YEAS," McKerrigan, Shaver, Green, Schaub, and Gonzales. "NAYS," None. Absent: None.

Moved by Council Member Schaub, seconded by Council Member McKerrigan, that the following claims, be approved and paid as provided by law out of the respective funds designated in the list of claims dated September 16, 2019, as on file with the City Clerk and submitted to the City Council, "YEAS", Green, Schaub, Shaver, Gonzales, and McKerrigan "NAYS," None. Absent: None.

CLAIMS

ACTION COMMUNICATIONS INC.,INTERNET SERVICE 9/1/19 - 9/30/19,120; ADVANCE AUTO PARTS, CENTRAL GARAGE DEF, 784.2; ALLO COMMUNICATIONS, LLC, LOCAL TELEPHONE CHARGES, 4024.49; AL'S TOWING, TOWSERVICE PD, 265; AMAZON.COM HEADQUARTERS,

MISC.437.45; ASCHENBRENNER ERIN,BUS. TRVL.,126; B & H INVESTMENTS, INC,DEP. SUP. - LIBRARY,267.5; B&C STEEL CORPORATION,BOTTOMS FOR DUMPSTERS,375; BLUFFS SANITARY SUPPLY INC.,DEPT SUPPL-PD,208.15;BSN SPORTS, INC,DEPT SUPP REC,240.88; CAPITAL BUSINESS SYSTEMS INC.,CONT. SRVCS.,387.38;CELLCO PARTNERSHIP,CELL PHONES,230.79;CHRIS REYES,DEPT SUPP,471.62; CITIBANK, N.A.,DEPT SUPP CEM,199.31; CITY OF GERING,TRASH, RECYCLING DISPOSAL FEES AUG 2019,46714.57; CLARK ALLEN,CAMPGROUND,150;CLARK PRINTING LLC,DEPT SUP,285.95; COLE TOOL DISTRIBUTORSLLC,CENTRAL GARAGE- PRY BAR KIT,134.95; COMPUTER CONNECTION INC,CONTRACTUAL-PD,44;CONTRACTORS MATERIALS INC.,SUPP - BLADES FOR CONCRETE SAW,978.08; CORE & MAIN LP,DEPT SUP,128.89; CREDIT BUREAU OF COUNCIL BLUFFS,FEE - AUGUST 2019,50;CRESCENT ELECT. SUPPLY COMP INC,GROUND MAINT PK,8.61;CROELL INC,DEPT SUP,198.49; CYNTHIA GREEN,CRTDG INK JET CYAN,132.07; D & H ELECTRONICS INC.,DEPT SUPP REC,8.16; DALE VITITO,CIP-PO PATROL CARS,1125.82; DALE'S TIRE & RETREADING, INC.,MISC TIRE REPAIRS,2926.34; DUANE E. WOHLERS,HAULING RECYCLING TO DENVER, CO- FIX TIRE,1961.84; ELLIOTT EQUIPMENT COMPANY INC.,NEW RECYCLING CANS x 77,5621; EMBLEM ENTERPRISES INC,UNIFORMS-PD,238.55; ENFORCEMENT VIDEO, LLC,EQUIP MAINT-PD,11.75; FAT BOYS TIRE AND AUTO,POLICE #23- TIRES,675; FEDERAL EXPRESS CORPORATION,POSTAGE,192.79; FIRST STATEBANK, WARRANTS P&I, 88880.47; FLOYD'S TRUCK CENTER SCOTTSBLUFF, TRANSMISSION FLUID FOR TOWER 1,49.52; FRANCHETTI MATTHEW,CONTRACTUAL,131; GALLS INC,UNIFORMS-PD,354.82; GRAY TELEVISION GROUP INC,CONTRACTUAL SVC,1390; HANN RICHARD,CONTRACTUAL 8-27 & 8/28,72; HAWKINS, INC.,CHEMICALS,2047.16; HD SUPPLY FACILITIES MAINTENANCE LTD,DEPT SUP,170.39; HELDT SHARON,TREE REBATE,85; IDEAL LAUNDRY AND CLEANERS, INC.,UNIFORMS-PD,1039.73; INDEPENDENT PLUMBING AND HEATING, INC,GROUND MAINT PK,54.6; INGRAM LIBRARY SERVICES INC,BKS.,665.41;INLAND TRUCK PARTS & SERVICE,EQUIP MAINT,7960.05; INTRALINKS, INC,CONTRACT SERVICES - AUGUST 2019,3132.75;JAMES H. NEUWIRTH,DEPT SUPP PK,2348.55;JEFFREY F MARTISCHEWSKY,INSTALL OUTLETS - COUNCIL CHAMBERS,352.99; JOHN E. REID & ASSOCIATES, INC.,SCHOOLS & CONF-PD,1725; KEEP SCOTTSBLUFF-GERING BEAUTIFUL,SW - DECALS, MAPPING, EDUCATION CONTRACT,16500; KEMBEL JARED,CONTRACTUAL,36; KIRK BERNHARDT,CONTRACTUAL,150; KNOW HOW LLC,EQUIP MAINT PK,1005.16;KRIZ DAVIS,EQUIP MAINT,1044.6; LEAGUE OF NEBRASKA MUNICIPALITIES,MEMBERSHIP DUES 9/1/19 - 8/31/20,37596; LEXISNEXIS RISK DATA MANAGEMENT,CONSULTING-PD,100;M.C. SCHAFF & ASSOCIATES, INC,DEPT CNTRCL SRVCS,3770; MATHESON TRI-GAS INC,RENT - MACHINES,60.65; MENARDS, INC,SUPP - SPRAY PAINT, BROOM,212.71;MICHAEL B KEMBEL,CAPACITOR FOR OVERHEAD DOOR CONTROL,111.46;MIDLANDS NEWSPAPERS, INC,LEGAL PUBLISHING,807.89;MONUMENT PREVENTION COALITION, CONTRACTUAL PD, 2819.82; MUNIMETRIX SYSTEMS CORP, IMAGE SILO - AUGUST 2019,39.99; NE DEPT OF REVENUE,LODGING TAX,731.2; NE LAW ENFORCEMENT TRAINING CENTER,SCHOOLS & CONF-PD,104; NEBRASKA INTERACTIVE, LLC,ANNUAL FEE & DRIVERS LICENSE REQ. - AUGUST 2019,112; NEBRASKA MACHINERY CO,EQUIP MAINT,1977.72; NEBRASKA PUBLIC POWER DISTRICT,ELECTRIC,48032.62; NEBRASKA RURAL RADIO ASSOCIATION, CONTRACTUAL SVC, 332.5; NEBRASKA STATEWIDEARBORETUM,DEPT SUP,330;NEBRASKALAND TIRE, INC,POLICE #6- NEW

TIRES,423.89; NEMNICH AUTOMOTIVE,POLICE #6- ALIGNMENT,79.88; NORTHWEST PIPE FITTINGS, INC. OF SCOTTSBLUFF,GROUND MAINT PK,256.04; OCLC ONLINE COMPUTER LIBRARY CENTER, INC, CONT. SRVCS., 378.16; ONECALL CONCEPTS, INC, CONTRACTUAL, 175.12; OREGON TRAIL PLUMBING, HEATING & COOLING INC,REPAIRS - SENIOR CENTER,180;PAGE MY CELL LLC,ANNUAL MEMBERSHIP TO RECIEVE PAGES VIA CELLPHONE,600; PANHANDLE ENVIRONMENTAL SERVICES INC,SAMPLES,140; PEACEFUL PRAIRIE NURSERY, INC,DEPT SUPP PK,1140.92; PELCO CORP,PLAQUE - BALLOON FEST,50; POSTMASTER,POSTAGE,482.87;REAMS SPRINKLER SUPPLY CO.,GROUND MAINT PK,176.44; REGIONAL CARE INC,CLAIMS,57944.49;RINZLER GROUP LLC,EQUIP MAINT,11040; ROD CLAUSE,LB840 GRANT,273; RODRIGUEZ JOSE R,TOW SERVICE-PD,490; RON'S TOWING,TOW SERVICE-PD,650; RYAN R KUMM,CONTRACTUAL SVC,40; SANDBERG IMPLEMENT, INC,STARTER ASSEY FOR WEED TRIMMER,17.7; SCOTT AARON,CONTRACTUAL,59; SCOTTS BLUFF COUNTY COURT,LEGAL FEES-PD,170; SCOTTSBLUFF SCREENPRINTING & EMBROIDERY, LLC,DEPT SUPP REC,72.87; SHERWIN WILLIAMS,DEPT SUPP PK,182.16;SIMMONS OLSEN LAW FIRM, P.C.,CONTRACTUAL SERVICES,14290.29;SIMON CONTRACTORS,CONCRETE FOR STREET REPAIR,4521.96; SNELL SERVICES INC.,EQUIP.MAIN.,1927.12; SONNY'S TOWING,TOW SERVICE-PD,240; SOUNDSLEEPER SECURITY INC.,MAINTENANCE ON SECURITY SYSTEM,400; TRANS IOWA EQUIPMENT LLC,TRANS STOCK- STRIP BADGER, DRAG SHOES,3194.12; TYLER TECHNOLOGIES, INC,UB ONLINE 9/1/19 - 9/30/19,348; UNIQUE MANAGEMENT SERVICES, INC,CONT. SRVCS.,358; US COMPOSTING COUNCIL,MEMBERSHIPS,415; W & R INC,EQUIPMENT,4388.68;WESTERN COOPERATIVE COMPANY,EQUIP MAINT PK,46.1; WESTERN COOPERATIVE COMPANY,DEPT SUPP CEM,200.38; WESTERN NE COMMUNITY COLLEGE,SPONSORSHIP / WESTERN NE MFG. & DISTR. SUMMIT,400; WESTERN PATHOLOGY CONSULTANTS, INC,CONTRACT SERVICES,240; WESTERN TRAVEL TERMINAL, LLC,VEH MAINT-PD,470; WILSON ZACHARIAH,CONTRACTUAL,90; WINKLER ELECTRIC INC,REPLACED BREAKER FOR WELDER,91.5; WOODS & AITKEN LLP,PROF.SERVICES - IBEW LOCAL NO.1597-CBA NEGOTIATION,560.5; WYOMING FIRST AID & SAFETY SUPPLY, LLC,FIRST AID KIT SUPPLIES,52.73; WYOMING WATER DEVELOPMENT OFF,PAWS FEASIBILITY STUDY,20974.25;ZM LUMBER INC,GROUND MAINT PK,259.74; REFUNDS; CHRISTINA SCHLICKBERND, 12.75; JAMES L MORSE, 20.49.

City Manager Johnson presented the August 2019 Financial Report. Highlights include the 42nd Street pay app, sewer jet payment, and payment for health insurance reinsurance. Sales tax numbers YTD are down approximately \$70,000 or -1.15% for the same time last year. The month of September shows an increase, however, of \$23,023 or 4.45% above the same reporting month last year. Mr. Johnson reminded Council these are the actual numbers for the month of July and we will probably see an upswing due to the recent hailstorm.

Ms. Starr Lehl, Economic Development Director, on behalf of Council, presented a Community Service award to Colleen Johnson and Hunter Kosman directors of Old West Balloon Fest. The award acknowledged the generosity of time and commitment the Board, Executive Director, and volunteers dedicated to bring the Old West Balloon Fest and the U.S. National Ballooning Competition to Western Nebraska.

Police Chief Kevin Spencer came forward and recognized Mike Blue and Larry Martin for receiving the Excellence in Individual Preparedness Award part of the Lt. Governor's Be Prepared Awards. Chief Spencer formally thanked the men for their service while also recognizing the preparedness and training of the Community Emergency Response Team (CERT). He acknowledged the dedication and responsibility these men show as being the only two members who are certified trackers on the team. He added the time and commitment both men put forth is greatly appreciated. Mike and Larry received a standing ovation from members of Council and the audience for receiving this prestigious award from the Lt. Governor.

Mayor Gonzales read a proclamation naming October as Manufacturing month.

Vice Mayor McKerrigan read a proclamation naming October 2, 2019 as Official International Walk to School Day.

Mayor Gonzales made a motion, seconded by Council Member Schaub, to remove from the table Purchase Agreements for sale of Parking Lots, "YEAS," Gonzales, Schaub, McKerrigan, and Green. "NAYS," Shaver. Absent: None.

Mr. Johnson presented the minutes of the May 15, 2019 Business Improvement District (BID) meeting where they addressed the parking lots at 2nd Avenue and East 17th Street. The BID recommended approval to City Council to sell the parking lots located in the area. Council Member Shaver commented the parking lots are outside of the BID area and therefore their opinion does not matter. He looked at the parking lots and they are not in bad condition, he would like to see chip seal put on them. Council Member Green added he has driven around the City and feels all the parking lots are in the same condition, he does not see the urgency to sell. He is not for spending money to build another parking lot two months later. Mayor Gonzales asked if we received a formal bid on repairing the lots. Mr. Johnson stated the contracted City Engineer has looked at them and to replace is upwards of \$225,000. Council Member McKerrigan asked how soon they would need repair. Mr. Johnson stated City staff has recommended fixing immediately due to liability. Council Member Schaub made a motion to consider the action on both purchase agreements for the sale of Parking Lots, seconded by Council Member McKerrigan. Council Member Shaver asked what the motion was, Council Member Schaub did not state whether he was for or against, just to consider action. Council Member Schaub asked permission to withdraw his motion and Council Member McKerrigan withdrew her second. There being no objection, Council Member Schaub then made a motion, seconded by Council Member McKerrigan to sell the property and approve the purchase agreements for the sale of the parking lots to Western States Bank and the law firm and authorize the Mayor to sign the agreement, "YEAS," Schaub, McKerrigan, and Gonzales. "NAYS," Green and Shaver. Absent: None.

Mr. Johnson explained with our budget cycle every year we go out and ask local banks to submit quotes on warrant interest rates to provide funding to pay for paving and water districts. The following bids were received: First National Bank, 2.97%, First State Bank, 1.55%, Platte Valley Bank, 2.75% and Western States Bank – no quote. Staff is recommending approval of the lowest interest rate of 1.55% from First State Bank. Council Member Shaver asked if this was for interest we pay and not receive. Mr. Johnson stated it is for interest we pay. Council Member Shaver made the motion, seconded by Council Member McKerrigan, to award the bid for warrants based on quotes for interest rates for a period 10-01-2019 through 09-30-2020, "YEAS," Gonzales, Green, McKerrigan, Shaver, and Schaub. "NAYS," None. Absent: None.

Concerning the Resolution awarding First State Bank the Bid of Purchaser of City warrants from a period of 10-01-2019 through 09-30-2020, Mr. Johnson went over the paving and water districts associated with the warrants. Paving District #311 is for the Five Oaks neighborhood, Paving District

#312 is for the Reganis Division, Paving District #313 is for Avenue G by the Owen Development, and Water District #105 is also for the Reganis Division. Staff is recommending approval of the Resolution. Council Member Shaver asked if these projects were done or are coming up. Mr. Johnson answered, stating, the work is completed; we owe money on the warrants. Council Member McKerrigan made the motion, seconded by Council Member Schaub to approve Resolution No. 19-09-05 awarding First State Bank the bid for purchaser of City warrants from a period of 10-01-2019 through 09-30-2020, "YEAS," McKerrigan, Shaver, Green, Schaub, and Gonzales. "NAYS," None. Absent: None.

RESOLUTION NO. 19-09-05

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA:

That the claim of First State Bank in the amount of \$123,031.26, to payoff outstanding warrant principal to 9-30-19 for the Paving District #311, is approved and the city clerk is authorized to issue warrants for the payment of such claims.

That the claim of First State Bank in the amount of \$463,712.13, to payoff outstanding warrant principal to 9-30-19 for the Paving District #312, is approved and the city clerk is authorized to issue warrants for the payment of such claims.

That the claim of First State Bank in the amount of \$88,379.21, to payoff outstanding warrant principal to 9-30-19 for the Paving District #313, is approved and the city clerk is authorized to issue warrants for the payment of such claims.

That the claim of First State Bank in the amount of \$52,634.36, to payoff outstanding warrant principal to 9-30-19 for the Water District #105, is approved and the city clerk is authorized to issue warrants for the payment of such claims.

Passed and approved this 16th day of September, 2019.

Mayor

ATTEST:

City Clerk
"seal"

Regarding the Fiscal year 2019-2020 Budget, Council introduced Ordinance No. 4246 which was read by title on third reading: **AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.** Moved by Council Member Schaub, seconded by Council Member McKerrigan, to adopt Ordinance No. 4246, FY 2019-2020 Budget, "YEAS," Green, Schaub, Gonzales, and McKerrigan, "NAYS," Shaver. Absent: None.

Council introduced Ordinance No. 4247 updating utility user fees, including water and sewer fees, solid waste collection and surcharge for storm water which was read by title on third 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.** Moved by Council Member McKerrigan, seconded by Council Member Schaub, to adopt Ordinance No. 4247 updating utility user fees, including water and sewer fees, solid waste collection and surcharge for storm water, “YEAS,” Gonzales, Schaub, McKerrigan, and Green, “NAYS,” Shaver. Absent: None.

Council introduced Ordinance No. 4248 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 third 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.** Moved by Council Member Schaub, seconded by Council Member McKerrigan to adopt Ordinance No. 4248 authorizing the issuance of General Obligation Highway Allocation Fund Pledge Bonds, Series 2020, for improvements to streets of the City, “YEAS,” Schaub, McKerrigan, Gonzales, Green, and Shaver, “NAYS,” None. Absent: None.

Council introduced the Ordinance for the rezones of parcels Lot 3, Block 3 and Block 4 of Panhandle Cooperative Subdivision from Planned Business Center (PBC) and C-2 Neighborhood Commercial to C-3 Heavy Commercial and was read by title on second reading: **AN ORDINANCE DEALING WITH ZONING, AMENDING SECTION 25-1-4 BY UPDATING THE OFFICIAL ZONING DISTRICT MAP TO SHOW THAT LOT 3, BLOCK 3, PANHANDLE COOPERATIVE SUBDIVISION, IN THE CITY OF SCOTTSBLUFF, SCOTTS BLUFF COUNTY, NEBRASKA CURRENTLY ZONED AS PLANNED BUSINESS CENTER (PBC), AND BLOCK 4, PANHANDLE COOPERATIVE SUBDIVISION, IN THE CITY OF SCOTTSBLUFF, SCOTTS BLUFF COUNTY, NEBRASKA CURRENTLY ZONED AS C-2 NEIGHBORHOOD COMMERCIAL, WILL BOTH NOW BE INCLUDED IN C-3 HEAVY COMMERCIAL, AND REPEALING PRIOR SECTION 25-1-4.**

Mr. Johnson explained the amended Cemetery rules and fees. The amendments include adding a fee for placement of an additional flat memorial marker on existing graves without a burial taking place, allowing a personal columbarium on a grave as a monument, changing the wording of Monument Permit Fee to Monument Layout Fee, and changing Second right of interment to Additional right of interment. Council Member Schaub introduced the Ordinance amending Cemetery rules and fees and was read by title on first reading: **AN ORDINANCE OF THE CITY OF SCOTTSBLUFF, NEBRASKA, AMENDING THE MUNICIPAL CODE AT CHAPTER 5, ARTICLE 1, REGARDING BURIAL VAULTS AND MONUMENT LAYOUT PERMITS AND AMENDING CEMETERY FEES AT CHAPTER 6, ARTICLE 6, ADDING FEES FOR SINGLE MARKERS AND DUAL BURIAL**

EXEMPTIONS AS WELL AS ADDITIONAL RIGHTS OF INTERMENT, REPEALING PRIOR PROVISIONS OF THE MUNICIPAL CODE, PROVIDING FOR PUBLICATION IN PAMPHLET FORM AND PROVIDING FOR AN EFFECTIVE DATE.

Council Member McKerrigan made a motion, seconded by Council Member Schaub to remove from the table the Ordinance 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, "YEAS," Gonzales, McKerrigan, and Schaub, "NAYS," Green and Shaver. Absent: None.

Council Member Schaub introduced the Ordinance 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 and was read by title on first reading: **AN ORDINANCE AUTHORIZING THE SALE OF LOTS FIVE AND SIX BLOCK ONE, ORIGINAL TOWN ADDITION TO THE CITY OF SCOTTSBLUFF, SCOTTS BLUFF COUNTY, NEBRASKA.**

Moved by Council Member Schaub, seconded by Council Member McKerrigan to remove from the table the Ordinance 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, "YEAS," McKerrigan, Schaub, and Gonzales, "NAYS," Shaver and Green. Absent: None.

Council Member Schaub introduced the Ordinance 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 and was read by title on first reading: **AN ORDINANCE AUTHORIZING THE SALE OF LOT FOUR, EXCEPT THE NORTH FOUR FEET, BLOCK ONE, ORIGINAL TOWN ADDITION TO THE CITY OF SCOTTSBLUFF, SCOTTS BLUFF COUNTY, NEBRASKA.**

Police Chief Kevin Spencer approached Council and gave the biennial Police Department Report, explaining there was not a report given in 2017 because they were transitioning from Sleuth to Zuercher and they were unhappy with the data provided by Sleuth. Chief Spencer went on to give an informative report of the many activities in the Police Department, which included their Mission/Vision Statement, Department Goals, Personnel Distribution, Support Services Division, Activity Summaries, Offenses and Statistics, Revenues, School Resource Officers and Animal Control.

Chief Spencer discussed the plan to add two Resource Officers at the College and also implement a certificate program with Western Nebraska Community College to prevent and respond to random acts of violence. This program will be made available to all law enforcement agencies to help them with threat assessment.

In 2018 there were 15,430 calls, up 7% from 2017; this will continue to grow due to the new software tracking abilities. DUI arrests in 2018 were 71, this number is down from 2016; minor in possession arrests were also down in 2018 at 31. In 2017 and 2018 there were a total of 391/304 drug related incidents investigated by the department. 409 arrests for narcotic violations were made from these investigations in 2017 and 372 arrests were made in 2018.

Chief Spencer added the Police Department has a car seat check program at the Public Safety Building the last Saturday of every month; he talked about National Night Out and Coffee with a Cop; two outreach programs to help the community feel comfortable around Law Enforcement. He also added our Police Department is the second agency in the State of Nebraska that has an anonymous sexual assault form on their website, stating the National average of sex crimes reported to law enforcement is 29%.

He concluded by explaining NEBscan.com, a site where video cameras can be registered, which allows law enforcement a way to pull a map to see where video surveillance is at in the community and he informed Council and the public that a copy of the biennial Police Report is available on the City of Scottsbluff website.

Regarding the increase of the NPPD lease payment by one-half percent, Mr. Johnson explained this is part of the Professional Retail Operations Agreement which was approved by Council last year. A provision in Article 4 of the agreement allows the City to collect up to 14% of the lease payment, stating it can only go up one-half percent per year for a total of four years. NPPD also requires a 90 day notice before making an effective date change, which would be January 1st. All the users in City limits would be impacted and a \$100.00 bill, for example, would see a .50 increase from \$12.50 to \$13.00.

Mr. Johnson added the NPPD lease payment goes to the General Fund and the increase would go into effect February of 2020. Council Member Shaver moved, to not increase the NPPD lease payment by one-half percent. The motion died for lack of a second. Council Member Schaub, seconded by Council Member McKerrigan moved, to increase the NPPD lease payment by one-half percent, “YEAS,” Green, Schaub, Gonzales, and McKerrigan, “NAYS,” Shaver. Absent: None.

Mr. Johnson explained the addendum to the easement for Solar Project, stating Farmers Irrigation District maintains a lateral running through the southwest corner of property located at the soccer complex. The addendum to the easement allows Farmers Irrigation to move the buried PVC pipe to a section of ground on the eastside of the entrance and not where the solar array is located at. Council Member Shaver made a motion, seconded by Council Member Schaub, to approve the Addendum to Easement for Solar Project, “YEAS,” Shaver, Gonzales, Schaub, McKerrigan, and Green, “NAYS,” None. Absent: None.

Under public comments, Mr. Carl Francisco owner of Bumper to Bumper Body and Paint approached Council regarding permitting requirements for storm chasers who come to town after storms. He cited examples, such as roofing companies, body shops and construction companies. Mr. Francisco would like to see the City of Scottsbluff require a short term business permit, with a fee, be approved by City Council before work can be done. He feels this would eliminate scammers who come to our area after big storms. Council Member Shaver agreed and commented he would like to see this on a future agenda to be discussed.

Under Council Reports, Mayor Gonzales reminded Council of the special meeting on September 27th at 8:00 a.m. regarding the Owner Occupied Rehabilitation Grants, the meeting on September 30th at 6:00 p.m. with Lynn Rex and the State of the Valley at the Hampton Inn on September 25th at 11:30 a.m. Council Member Shaver stated he is going to the League and LARM meetings this week. Council Member McKerrigan attended meetings with the Senior Center, Tri City Active and RC&D.

Council Member Schaub made the motion, seconded by Mayor Gonzales, to adjourn the meeting at 7:34 p.m., “YEAS,” Green, McKerrigan, Gonzales, Shaver, and Schaub, “NAYS,” None. Absent: None.

Attest:

Mayor

City Clerk “SEAL”