

City of Scottsbluff, Nebraska

Monday, November 30, 2020

Regular Meeting

Item Consent1

Council to approve the minutes of the November 13, 2020 Special Meeting.

Staff Contact: Kim Wright, City Clerk

Special Meeting
November 13, 2020

The Scottsbluff City Council met in a Special Meeting on Friday, November 13, 2020 at 11:00 a.m. in the Council Chambers of City Hall, 2525 Circle Drive, Scottsbluff, NE. The meeting was requested by a written call therefor by Interim City Manager Kuckkahn. A notice of the meeting had been published on November 8, 2020 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 and that anyone attending was encouraged to wear a mask and to respect social distance guidelines. It also stated that anyone with a disability desiring reasonable accommodation 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 delivered to each council member, made available to radio stations KNEB, KMOR, KOAQ, and television stations KSTF and KDUH, and the Star Herald. The notice was also available on the City's website on November 10, 2020. Mayor Raymond Gonzales presided and City Clerk Wright recorded the proceedings. Mayor Gonzales welcomed everyone and informed those in attendance that a copy of the Nebraska Open Meetings Act was available for the public's review. The following Council Members were present: Raymond Gonzales, Jeanne McKerrigan, Scott Shaver, and Terry Schaub. Nathan Green participated by video conference via Zoom. Council Member Green was able to participate via video conference due to Executive Order No. 20-34 Coronavirus-Public Meetings Requirement Limited Waiver Order for Alternative Participation for Elected Officials issued by Governor Ricketts; answering yes to City Clerk Wright's question if he had been ordered to quarantine and isolate by the local public health agency due to exposure of COVID-19. Also present were Interim City Manager Rick Kuckkahn, City Attorney Kent Hadenfeldt, and Patricia Heminover with Baker Tilly Virchow Krause, LLP. Absent: None. Mayor Gonzales stated no other business shall be transacted at the special meeting unless all Council Members are present to consent and the City Council declares the existence of an emergency. He then asked if there was such an emergency. There was none.

Regarding the agenda item of reviewing and taking action on job application materials submitted by applicants, other than finalists, who have applied with the City of Scottsbluff with Patricia Heminover of Baker Tilly Virchow Krause, LLP; Council Member Schaub moved to go into executive session for the reason that is clearly necessary for the protection of the public interest and for the prevention of needless injury to the reputation of individuals for the purpose of discussing job application materials, other than finalists, for employment with the City of Scottsbluff. This was seconded by Council Member Shaver.

Mayor Gonzales then stated the motion has been made to go into closed session as it is necessary to protect the public interest and for the prevention of needless injury to the reputation of individuals who have submitted job application materials, other than finalists, for the employment with the City of Scottsbluff. During discussion, Council Member Schaub asked they include Interim City Manager Kuckkahn and Patty Heminover from Baker Tilly Virchow Krause, LLP to join them in the executive session.

Mayor Gonzales then stated the pending motion is to go into closed session as it is clearly necessary to protect the public interest and for the prevention of needless injury to the reputation of individuals who have submitted job application materials, other than finalists, for employment with the

City of Scottsbluff. He asked to call the roll. "YEAS," McKerrigan, Shaver, Green, Schaub, and Gonzales, "NAYS," None. Absent: None.

Mayor Gonzales stated a motion to go into closed session as it is necessary for the protection of the public interest and for the prevention of needless injury to the reputation of individuals who have submitted job application materials, other than finalists, for employment with the City of Scottsbluff has been adopted. Council went into closed session with Patricia Heminover with Baker Tilly Virchow Krause, LLP and Interim City Manager Rick Kuckkahn at 11:04 a.m.

Council reconvened out of closed session at 12:25 p.m. as stated on the record. The following Council Members were present: Raymond Gonzales, Jeanne McKerrigan, Nathan Green, and Terry Schaub. Mayor Gonzales informed City Clerk Wright that Council Member Shaver departed the executive session at 11:55 a.m.

Council Member Schaub made the motion, seconded by Council Member McKerrigan to come out of executive session, "YEAS," Green, Gonzales, McKerrigan, and Schaub. "NAYS," None. Absent: Shaver.

Council came out of Executive Session with no action taken or direction to staff.

Council Member Schaub made the motion to adjourn the meeting at 12:26 p.m. This was seconded by Council Member McKerrigan, "YEAS," McKerrigan, Schaub, Gonzales, and Green. "NAYS," None. Absent: Shaver.

Mayor

Attest:

City Clerk

"SEAL"