

City of Scottsbluff, Nebraska

Monday, October 3, 2022

Regular Meeting

Item Consent2

Council to approve the minutes of the September 27, 2022 Special Meeting.

Staff Contact: City Council

The Scottsbluff City Council met in a Special Meeting on Tuesday, September 27, 2022 at 6:00 p.m. in the Council Chambers of City Hall, 2525 Circle Drive, Scottsbluff. The meeting was requested by a written call therefor by Interim City Manager Kevin Spencer to conduct the third readings of the budget, restricted funds authority and utility Ordinances, along with the Resolution setting the tax request. A notice of the meeting had been published on September 23, 2022 in the Star Herald, a newspaper published and of general circulation of 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 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 and proposed budget statement, also had been delivered to each council member, made available to radio stations KNEB, KMOR, KOAQ, television station KDUH, and the Star Herald. The notice was also available on the City's website on September 23, 2022. Mayor McKerrigan presided and City Clerk Wright recorded the proceedings. Mayor McKerrigan 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: Jeanne McKerrigan, Jordan Colwell, Angela Scanlan and Selina Lerma. Absent: Nathan Green. Also present were Interim City Manager Kevin Spencer, City Attorney Kent Hadenfeldt, and Finance Director, Liz Loutzenhiser. Mayor McKerrigan 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. She then asked if there was such an emergency. There was none.

Council introduced the Ordinance adopting the budget statement to be termed the annual appropriation bill for FY 2022-2023 and was read by title on third reading: **AN ORDINANCE OF THE CITY OF SCOTTSBLUFF, NEBRASKA TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL FOR FISCAL YEAR BEGINNING OCTOBER 1, 2022; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.**

Council Member Scanlan moved, seconded by Council Member Lerma to adopt Ordinance No. 4286 approving the budget statement to be termed the annual appropriation bill for FY 2022-2023, "YEAS," Colwell, Scanlan, Lerma, and McKerrigan. "NAYS," None. Absent: Green.

Council introduced the Ordinance allowing for exceeding the allowable growth and basic allowable growth limits for the 2022-2023 FY by one percent of budgeted restricted funds and correcting the adopted budget statement and accompanying forms and was read by title on third reading: **AN ORDINANCE ALLOWING FOR EXCEEDING THE ALLOWABLE GROWTH AND BASIC ALLOWABLE GROWTH LIMITS FOR THE 2022-2023 FISCAL YEAR BY ONE PERCENT OF BUDGETED RESTRICTED FUNDS, AND CORRECTING THE ADOPTED BUDGET STATEMENT AND ACCOMPANYING FORMS.**

Council Member Lerma made a motion, seconded by Council Member Scanlan to adopt Ordinance No. 4287 allowing for exceeding the allowable growth and basic allowable growth limits for the 2022-2023 fiscal year by one percent of budgeted restricted funds, and correcting the adopted budget statement and accompanying forms, "YEAS," Lerma, Scanlan, McKerrigan, and Colwell. "NAYS," None. Absent: Green.

Council introduced the Ordinance updating utility user fees, including water and sewer fees, solid waste collection and surcharge for stormwater and was read by title on third reading: **AN ORDINANCE OF THE CITY OF SCOTTSBLUFF AMENDING AND CHANGING THE SOLID WASTE COLLECTION FEES AT SECTIONS 6-6-23, 6-6-24, 6-6-26, 6-6-26.1, 6-6-27; AMENDING AND CHANGING SEWER USER FEES INCLUDING SURCHARGE FOR STORMWATER REGULATORY REQUIREMENTS AT SECTIONS 6-6-19, 6-6-20, 6-6-22, AMENDING AND CHANGING THE WATER SERVICE FEES AT SECTION 6-6-28 ALL IN CHAPTER 6 ARTICLE 6 OF THE MUNICIPAL CODE REPEALING PRIOR PROVISIONS OF THE MUNICIPAL CODE; PROVIDING FOR AN EFFECTIVE DATE AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.**

Council Member Colwell moved, seconded by Council Member Lerma to adopt Ordinance No. 4288 updating utility user fees, including water and sewer fees, solid waste collection and surcharge for stormwater, "YEAS," Scanlan, McKerrigan, Lerma, and Colwell. "NAYS," None. Absent: Green.

Council Member Scanlan made a motion, seconded by Council Member Lerma to approve Resolution No. 22-09-03 authorizing the final tax request for the 2022-2023 year at a different amount than the prior year and authorizing the Mayor to sign the Resolution, "YEAS," Lerma, Colwell, McKerrigan and Scanlan, "NAYS," None. Absent: Green.

RESOLUTION NO. 22-09-03

WHEREAS, Nebraska Revised Statute 77-1632 and 77-1633 provides that the Governing Body of the City of Scottsbluff passes by a majority vote a resolution or ordinance setting the tax request: and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW, THEREFORE, the Governing Body of the City of Scottsbluff, resolves that:

1. The 2022-2023 property tax request for non-bond purposes be set at \$2,174,574.08.
2. The 2022-2023 property tax request for bond purposes be set at \$0.00
3. The total assessed value of property differs from last year's total assessed value by 4.92%.
4. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$.205862 per \$100 of assessed value.
5. The City of Scottsbluff proposes to adopt a property tax request that will cause its tax rate to be \$.2160 per \$100 of assessed value.
6. Based on the proposed property tax request and changes in other revenue, the total operating budget of the City of Scottsbluff will be more than last year's by 3.53%.

7. The 2022-2023 property tax request for the City of Scottsbluff Off Street Parking District be set at \$54,100.00.
8. The total assessed value of property differs from last year's total assessed value by .5906%.
9. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$.159062 per \$100 of assessed value.
10. The City of Scottsbluff proposes to adopt a property tax request that will cause its tax rate to be \$.160001 per \$100 of assessed value.
11. Based on the proposed property tax request and changes in other revenue, the total operating budget of the City of Scottsbluff will be more than last year's by .8602%.
12. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2022.

PASSED AND APPROVED this 27th day of September, 2022.

Mayor

ATTEST:

City Clerk (seal)

Council Member Colwell moved to adjourn the meeting at 6:0-5 p.m. The motion was seconded by Council Member Lerma, "YEAS," McKerrigan, Colwell, Scanlan, and Lerma. "NAYS," None. Absent: Green.

Mayor

Attest:

City Clerk "SEAL"