

City of Scottsbluff, Nebraska

Monday, December 19, 2022

Regular Meeting

Item Consent1

Council to approve the minutes of the December 5, 2022 Regular Meeting.

Staff Contact: City Council

The Scottsbluff City Council met in a regular meeting on December 5, 2022 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 December 2, 2022 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, television station NBC Nebraska, and the Star Herald. The notice was also available on the city's website on December 1, 2022. Mayor McKerrigan presided and City Clerk Wright recorded the proceedings. The meeting was called to order and the Pledge of Allegiance was recited. Mayor McKerrigan welcomed everyone and 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: Jeanne McKerrigan, Jordan Colwell, Nathan Green, Angela Scanlan, and Selina Lerma. Also present were City Attorney Kent Hadenfeldt and City Manager Kevin Spencer. Absent: None. Mayor McKerrigan asked if there were any changes to the agenda. There was none. Mayor McKerrigan then 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 was none.

Council Member Green informed Council that approximately 63 third graders from Longfellow Elementary arrived at city hall on Friday, December 2nd for a tour and brief explanation of government and civics. He thanked city staff for their cooperation and time to make the tour possible.

Moved by Council Member Colwell, seconded by Council Member Scanlan,

- a) The minutes of the November 21, 2022 Regular Meeting be approved,
- b) A public hearing be set for December 19, 2022 at 6:00 p.m. to consider a Rezone of Lots 2-9, Block 1, Frank Properties from A-Agricultural to C-2 Neighborhood Retail and Commercial,
- c) A public hearing be set for December 19, 2022 at 6:00 p.m. to consider an Ordinance Text Change to Chapter 22 Article 6 regarding Municipal Parking Lots,
- d) The bid specifications for Three, 2022 or Newer, Mid-Sized Four-Wheel Drive Crew Cab Pickup Trucks for Development Services and the Fire Department and authorizing the city clerk to advertise for bids to be received by January 3, 2023 at 2:30 p.m. be approved,
- e) The absence of Council Member Scanlan be excused from the November 21, 2022 Regular Meeting,
- f) The claims, be approved and paid as provided by law out of the respective funds designated in the list of claims dated December 5, 2022, as on file with the City Clerk and submitted to the City Council, "YEAS," Colwell, Scanlan, Green, Lerma, and McKerrigan. "NAYS," None. Absent: None.

CLAIMS

911CUSTOM, LLC,CIP-PATROL CARS,2015.4;AMAZON.COM HEADQUARTERS,MISC.,487.37;B & H INVESTMENTS, INC,DEPARTMENT SUPPLIES-SAN,322.76;BERNHARDT JUSTIN,TOW SERVICE-PD,275;BLACK HILLS GAS DISTRIBUTION LLC,MONTHLY ENERGY BILL,2114.76; BROWN'S SHOE FIT, CO.,WORK BOOTS FOR LEE STERKEL,569.75;CAPITAL BUSINESS

SYSTEMS INC.,DEPT SUPPL-PD,478.38;CELLCO PARTNERSHIP,CELL PHONES-PD,1470.92; CITIBANK N.A.,DEPT SUPP,927.48;CITIBANK, N.A.,DISWASHER (STATION), STORAGE TOTES,1105.47;COLE TOOL DISTRIBUTORS LLC,DEPT SUP,402.33;CONSOLIDATED MANAGEMENTCOMPANY,SCHOOLS&CONFDP,147;CORTEZHERNANDEZENRIQUETA,LEGAL FEES-PD,23.75;DAS STATE ACCOUNTING-CENTRAL FINANCE,MONTHLY LONG DISTANCE,106.52; DOOLEY OIL INC,EQUIP MAINT,892.89;ELLIOTT EQUIPMENT COMPANY INC.,DEPARTMENT SUPPLIES-SAN,110.57;FAT BOYS TIRE AND AUTO,VEHICLE MAINT,18.08; FEDERAL EXPRESS CORPORATION,POSTAGE,245.67; FINDAWAY WORLD LLC,COLL.,89.98; FLOYD'S TRUCK CENTER SCOTTSBLUFF,VEHICLE MAINTENANCE-SAN,1560.35; FRANCISCO'S BUMPER TO BUMPER INC,TOW SERVICE-PD,610; FRIENDS OF THEMIDWESTTHEATER,FACADEGRANT,20000;GAMETIME,KENOEQUIPMENT,17928.77;GER INGMULITPURPOSESENIORCENTER,CONTRACTUAL,1000;GONZALEZ EDDY,CONSULTING-PD,35; HAWKINS, INC.,CHEMICALS,1950.75;IDEAL LAUNDRY AND CLEANERS, INC.,JAN. SUP.,329.61; INDEPENDENT PLUMBING AND HEATING, INC,GROUND MAINT PARK,355.03; INGRAM LIBRARY SERVICES INC,COLL.,1481.14;INLAND TRUCK PARTS & SERVICE,SOLENOIDVALVEENGINE1,760.18;INTERNALREVENUESERVICE,WITHHOLDINGS, 74428.65; INTRALINKS, INC,SERVER MIGRATION - TYLER SQL,1248.73; INVENTIVE WIRELESS OF NE, LLC,CONTRACTUAL SVC,103.9;J G ELLIOTT CO.INC.,BOND - MATTHEW SALOMON,340;JD FARMS,RENTAL - IRR.PIPE (WESTERN SUGAR PROJECT),4875;JOHN DEERE FINANCIAL,UNIFORMS & CLOTHING,3415.12; JOHN DEERE FINANCIAL,UNIFORMS & CLOTHING,224.82; JOHN DEERE FINANCIAL,EQUIP MAINT PARK,718.87; KERSCH,FACADE GRANT,7450;MATHESON TRI-GAS INC,DEPARTMENT SUPPLIES-SAN,496.56;MENARDS, INC,GROUND MAINT PARK,852.7;MIDLANDS NEWSPAPERS, INC,SBSCRIP.,62.4;NE CHILD SUPPORT PAYMENT CENTER,NE CHILD SUPPORT PYBLE,1170.1;NEDEPTOFREVENUE,WITHHOLDINGS,26086.38;NEBRASKAASSOCIATIONOFC HIEF'SOPOLICE,MEMBERSHIPDP,100;NEBRASKAMACHINERYCO,RENTMACHINES,1787.76; NEBRASKAPUBLICPOWERDISTRICT,ELECTRICITY,15293.72;NEBRASKA SAFETY & FIRE EQUIPEMENTINC.,BLDGMaintPD,140;NEBRASKASALTANDGRAINCO,1LOADICESLICER,46 46.67;NEBRASKALANDTIRE,INC,VEHICLEMAINT,25.99;NORTHWESTPIPEFITTINGS,INC.OFS COTTSBLUFF,GROUNDMAINTPARK,6.57;PANHANDLECOOPERATIVEASSOCIATION,PROPA NE FOR FORKLIFT,23.69;PANHANDLE ENVIRONMENTAL SERVICES INC,SAMPLES,200; PANHANDLE HUMANE SOCIETY,CONTRACTUAL,5656.07; PLATTE VALLEY BANK,HEALTH SAVINGS ACCOUNT,9045.98;PRO OVERHEAD DOOR,BUILDING MAINT,350; REGIONAL CAREINC,CLAIMS,102597.41;RIGHT BRAIN UNLIMITED,DEPT SUPP PARK,261.53; RODRIGUEZJOSER,TOW SERVICE-PD,275;ROOSEVELT PUBLIC POWER DISTRICT,ELECTRIC POWER,1430.73;SCOTTSBLUFFMOTORCO,INC,HIDTACARLEASEPD,375;SIMONCONTRACTO RS,CONCRETE FOR STREET REPAIR,745;SPECIAL INVESTIGATIONS ENLOW,ACC BUY MONEY-PD,256.21; STATE HEALTH LAB,SAMPLES,188;STATE OF NE.,CONTRACTUAL-PD,315;TEXAS PNEUDRAULIC INC,DEPARTMENT SUPPLIES-SAN,1080.02;THE PEAVEY CORP,INVEST SUPPL-PD,170.02;THOMPSON GLASS, INC,CITY HALL DOOR PROJECT,3480;U ANDUTRUCKINGLLC,CONTRACTUALSERVICESSAN,2204;UNIONBANK&TRUST,RETIREME NT,44136.65; UNITED STATES WELDING,CONTRACTUAL SERVICES-SAN,51.06;US BANK,VEH MAINT PARK,6929.85;VAN PELT FENCING CO, INC,SUPPL. - HORSE SHOE PIT,46;WALMART,TELEVISION- STATION 1,1430.88; WESTERN PATHOLOGY CONSULTANTS, INC,ANNUAL FEE - RANDOM POOL MGMT,350; WHITING SIGNS,CIP-

PATROL CARS,2093; WYOMING FIRST AID & SAFETY SUPPLY, LLC,FIRST AID KIT SUPPLIES,359.68; WYOMING HEALTH FAIRS,HEALTH FAIR - POLICE,320;ZM LUMBER CO CAPITAL ONE TRADE CREDIT,KENO,109.49; REFUNDS; LAWRENCE HEITMAN, 35.85;MERIDIAN TRUST FCU, 3.90

Council introduced the Ordinance to consider allowing retail as a qualifying business to the City of Scottsbluff LB840 Plan and was read by title on third reading: **AN ORDINANCE AMENDING THE SCOTTSBLUFF ECONOMIC DEVELOPMENT PLAN TO PROVIDE FOR RETAIL AS A QUALIFYING BUSINESS WITHIN A BUSINESS IMPROVEMENT DISTRICT.**

Council Member Colwell moved, seconded by Council Member Lerma to adopt Ordinance No. 4295 allowing retail as a qualifying business to the City of Scottsbluff LB840 Plan, “YEAS,” Green, Lerma, Scanlan, McKerrigan, and Colwell. “NAYS,” None. Absent: None.

Ms. Starr Lehl, Economic Development Director, came forward to present the Economic Development Assistance Agreement with Anderson-Shaw Construction, Inc. Ms. Lehl explained Mr. Brandon Rajewich is purchasing the business and has been in the industry for 18 years, 14 of those with Anderson-Shaw Construction, Inc. She added it is a \$250,000 forgivable, five-year loan based on job creation. She also stated the application was unanimously approved by the LB840 Application Review Committee.

Mr. Brandon Rajewich approached Council and stated he is looking for the cash flow from the Agreement to help bring their bonding up. This will add \$2.5M to their bonding account and will create an additional five higher paying jobs with benefits.

Council Member Scanlan made a motion, seconded by Council Member Lerma to approve the Economic Development Assistance Agreement with Anderson-Shaw Construction, Inc. and authorized the Economic Development Program Administrator to sign the Agreement, “YEAS,” Scanlan, McKerrigan, Lerma, Colwell, and Green. “NAYS,” None. Absent: None.

Council recognized Nathan Green and Selina Lerma for their years of service to the Scottsbluff City Council. Mayor McKerrigan presented both of them with plaques on behalf of the City, thanking them for their commitment and dedication.

City Clerk Wright reported that Council Members elect Betsy Vidlak and Matt Salomon are qualified to be seated as members of the City Council and their bonds have been completed. Council Members elect Betsy Vidlak and Matt Salomon read their Oaths of Office and were seated as City Council Members. Roll call was taken and the following Council Members were present: Jeanne McKerrigan, Angela Scanlan, Jordan Colwell, Betsy Vidlak, and Matt Salomon. Absent: None.

Mayor McKerrigan then asked for nominations for Mayor/President of Council. Nominations were received with Jeanne McKerrigan nominating herself as Mayor/President of the City Council. There were no other nominations received for Mayor/President of the City Council.

City Clerk Wright then called the roll for the nomination of Jeanne McKerrigan as Mayor/President, “YEAS,” Salomon, Scanlan, and McKerrigan. “NAYS,” Colwell and Vidlak. Absent: None.

Due to a majority vote, Council Member McKerrigan remained as Mayor of the City of Scottsbluff.

Mayor McKerrigan called for nominations for Vice-President of the Council. Council Member Colwell nominated Council Member Scanlan and Council Member Salomon nominated Council Member Colwell. There were no other nominations.

City Clerk Wright called the roll for the nominations of Vice-President in the order they were received starting with calling the roll for the nomination of Angela Scanlan as Vice-President of the Council, "YEAS," Colwell. "NAYS," Salomon, Vidlak, Scanlan, and McKerrigan. Absent: None.

City Clerk Wright then called the roll for Jordan Colwell as Vice-President of the Council, "YEAS," Scanlan, McKerrigan, Salomon, Colwell, and Vidlak. "NAYS," None. Absent: None.

Due to majority vote, Council Member Colwell remained as Vice-President of the Council.

At this time, each of the Council Members selected the committees they wished to represent listed below:

- a) Panhandle Area Development District – City Manager or designee, Scanlan (alternate)
- b) Scottsbluff Drain Operating Committee – Salomon and Vidlak (alternate)
- c) Panhandle Humane Society – Animal Control Officer Brunz and Salomon
- d) NPPD Retail Community Customer Committee – City Manager or designee (primary)
- e) Youth Council – McKerrigan
- f) Riverside Discovery Center – Salomon
- g) 911 Steering Committee – Kevin Spencer and Tom Schingle (alternate)
- h) Western Nebraska Economic Development Committee – Vidlak and Scanlan (alternate)
- i) Investment Committee – McKerrigan and Colwell
- j) Tri-City Active Living Advisory Council – McKerrigan and Taylor Stephens (alternate)
- k) Region 22 Emergency Management Advisory Board – Tom Schingle
- l) Heartland Expressway – McKerrigan

At 6:24 p.m. Mayor McKerrigan adjourned City Council and convened to the Scottsbluff Leasing Corporation.

(Minutes of the Scottsbluff Leasing Corporation are under separate file)

At 6:29 p.m., moved by Council Member Colwell, seconded by Council Member Scanlan to adjourn as the Scottsbluff Leasing Corporation and reconvene to the regular meeting of the Scottsbluff City Council, "YEAS," Salomon, Vidlak, Scanlan, McKerrigan, and Colwell. "NAYS," None. Absent: None. The following Council Members were present: Angela Scanlan, Jeanne McKerrigan, Matt Salomon, Jordan Colwell, and Betsy Vidlak.

There were no meetings attended to update in Council Reports.

Council Member Colwell moved, seconded by Council Member Salomon to adjourn the meeting at 6:30 p.m., "YEAS," Vidlak, Colwell, McKerrigan, Salomon, and Scanlan. "NAYS," None. Absent: None.

Mayor

Attest:

City Clerk