

City of Scottsbluff, Nebraska

Monday, October 2, 2023

Regular Meeting

Item Consent2

Council to approve the minutes of the September 25, 2023 Special Meeting.

Staff Contact: City Council

The Scottsbluff City Council met in a Special Meeting on Monday, September 25, 2023 at 5:00 p.m. in the Council Chambers of City Hall, 2525 Circle Drive, Scottsbluff. The meeting was requested by a written call therefor by City Manager Kevin Spencer to conduct a public hearing authorizing the final tax request for the 2023-2024 FY Year and consider and take action on 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 14, 2023 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 Ordinances and Resolution, 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 21, 2023. 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, Matt Salomon and Betsy Vidlak. Absent: None. Also present were City Manager Kevin Spencer, City Attorney Kent Hadenfeldt, and Deputy Finance Director, Chris Burbach. 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.

Mayor McKerrigan opened the public hearing at 5:00 p.m. for authorizing the final tax request for 2023-2024 year at a different amount than the prior year.

City Manager Spencer approached Council and explained the one thing he would like to point out is the mill levy was lowered to .2046, which is down from last year's amount of .216.

There were no comments from the public. Mayor McKerrigan closed the public hearing at 5:01 p.m.

Regarding the Resolution setting the tax request, Mr. Spencer stated this is the property tax request which sets the non-bond purposes amount at \$2,230,934.10; the City of Scottsbluff Off Street Parking District (BID) amount is set at \$54,100.

Council Member Colwell moved, seconded by Council Member Scanlan to approve Resolution No. 23-09-03 authorizing the final tax request for the 2023-2024 year at a different amount than the prior year and authorize the Mayor to sign the Resolution, "YEAS," Colwell, Salomon, Vidlak, Scanlan, and McKerrigan. "NAYS," None. Absent: None.

RESOLUTION NO. 23-09-03

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 2023-2024 property tax request for non-bond purposes be set at \$2,230,934.10.
2. The 2023-2024 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 8.3081%.
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 \$.199431 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 \$.2046 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 10.5684%.
7. The 2023-2024 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 (6.6716%).
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 \$.170432 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 \$.170432 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 1.2793%.
12. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2023.

PASSED AND APPROVED this 25th day of September, 2023.

Mayor

ATTEST:

City Clerk (seal)

Council introduced the Ordinance adopting the budget statement to be termed the annual appropriation bill for FY 2023-2024 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, 2023; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.**

Council Member Scanlan made a motion to approve Ordinance No. 4308 adopting the Budget Statement to be termed the annual appropriation bill for fiscal year beginning October 1, 2023. The motion was seconded by Council Member Vidlak. "YEAS," Salomon, Vidlak, Scanlan, McKerrigan, and Colwell. "NAYS," None. Absent: None.

Council introduced the Ordinance allowing for exceeding the allowable growth limits by one percent of budgeted restricted funds for FY 2023-2024 and was read by title on third reading: **AN ORDINANCE ALLOWING FOR EXCEEDING THE ALLOWABLE GROWTH AND BASIC ALLOWABLE GROWTH LIMITS FOR THE 2023-2024 FISCAL YEAR BY ONE PERCENT OF BUDGETED RESTRICTED FUNDS, AND CORRECTING THE ADOPTED BUDGET STATEMENT AND ACCOMPANYING FORMS.**

Council Member Scanlan moved, seconded by Council Member Colwell to adopt Ordinance No. 4309 allowing for exceeding the growth limits for the 2023-2024 fiscal year by one percent of budgeted restricted funds, "YEAS," Scanlan, McKerrigan, Salomon, Colwell, and Vidlak. "NAYS," None. Absent: None.

Council introduced the Ordinance updating utility user fees, including water and sewer fees, solid waste collection, surcharge for stormwater and amending the sewer averaging process and was read by title on third reading: **AN ORDINANCE OF THE CITY OF SCOTTSBLUFF AMENDING AND CHANGING CHAPTER 6, ARTICLE 6, FOR SOLID WASTE COLLECTION FEES AT SECTIONS 6-6-23, 6-6-24; AMENDING AND CHANGING SEWER USER FEES INCLUDING SURCHARGE FOR STORMWATER REGULATORY REQUIREMENTS AT SECTIONS 6-6-19; 6-6-20; AND 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, AMENDING CHAPTER 18, ARTICLE 4 SECTION 3 FOR SEWER AVERAGING PROCESS, REPEALING CHAPTER 18, ARTICLE 4 SECTION 4 AND AMENDING CHAPTER 23, ARTICLE 2, SECTION 2, ALL RELATING TO A MONTHLY BILLING CYCLE, REPEALING PRIOR PROVISIONS OF THE MUNICIPAL CODE; PROVIDING FOR AN EFFECTIVE DATE AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.**

Council Member Colwell made a motion, seconded by Council Member Salomon to adopt Ordinance No. 4310 updating utility user fees, including water and sewer fees, solid waste collection, surcharge for stormwater and amending the sewer averaging process, "YEAS," Vidlak, Colwell, McKerrigan, Salomon, and Scanlan. "NAYS," None. Absent: None.

Council Member Scanlan moved to adjourn the meeting at 5:06 p.m. The motion was seconded by Council Member Colwell, "YEAS," McKerrigan, Scanlan, Colwell, Vidlak, and Salomon. "NAYS," None. Absent: None.

Mayor

Attest:

City Clerk

“SEAL”