

City of Scottsbluff, Nebraska

Tuesday, January 21, 2014

Regular Meeting

Item Consent1

Approve the minutes of the January 6, 2014 Regular Meeting.

Staff Contact: Cindy Dickinson, City Clerk

The Scottsbluff City Council met in a regular meeting on Monday, January 6, 2014 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 January 3, 2014, 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 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 January 3, 2014. An agenda kept continuously current was available for public inspection at the office of the city clerk at all times from publication of the notice to the time of the meeting.

Mayor Randy Meininger presided and City Clerk Dickinson recorded the proceedings. The Pledge of Allegiance was recited. Mayor Meininger 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 address for the record. Mayor Meininger 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, Mark McCarthy, Randy Meininger, Scott Shaver and Liz Hilyard. Absent: None.

Mayor Meininger asked if there were any changes to the agenda. There were none. Mayor Meininger 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 Gonzales, seconded by Council Member McCarthy, that:

1. "The minutes of the December 16, 2013 Regular Meeting be approved,"
2. "The bid specifications be approved for the purchase of a Compost and Mulch Portable Screening Unit for use in composting the City's biosolids, grass clippings and yard waste, and authorize the City Clerk to advertise for bids to be received on Monday, January 27, 2014 at 1:00 p.m.,"
3. "The bid specifications be approved for the purchase of a Compost Windrow Turner for use in composting the City's biosolids, grass clippings and yard waste, and authorize the City Clerk to advertise for bids to be received on Monday, January 27, 2014 at 1:00 p.m.,"
4. "The bid specifications be approved for the purchase of a Shredder for use in composting the City's biosolids, grass clippings and yard waste, and authorize the City Clerk to advertise for bids to be received on Monday, January 27, 2014 at 1:00 p.m.,"
5. "February 18, 2014 at 6:05 p.m. be set as the Public Hearing date to consider the site of the City's Compost facility," "YEAS", Gonzales, McCarthy, Meininger, Shaver and Hilyard, "NAYS" None. Absent: None.

Moved by Council Member Gonzales, seconded by Council Member Shaver, "that the following claims be and hereby are approved and should be paid as provided by law out of the respective funds designated in the list of claims dated January 6, 2014, as on file with the City Clerk and submitted to the City Council," "YEAS", Gonzales, Shaver, McCarthy, Meininger and Hilyard, "NAYS" None. Absent: None.

CLAIMS

AIRGAS USA, LLC,dept supplies,112.68; ALAMAR UNIFORMS,UNIFORMS,415.87; AMAZON.COM HEADQUARTERS,Bks & Supp.,1405.94; ASSURITY LIFE INSURANCE CO,Life Ins,34.36; AUTOZONE, INC,VEH MAINT,31.33; BAKER & ASSOCIATES INC,Reganis PrePlat Review,562.5; BEST WESTERN SETTLE INN,BUSINESS TRAVEL,69.95; BLUFFS SANITARY SUPPLY INC.,Jan sup,308.7; BRANDON BALL,Util Ref,19.82; CAPITAL BUSINESS SYSTEMS INC.,MNTHLY COPIER MAINT,135.65; CARR TRUMBULL LBR INC.,dept supplies,11.49; CEMENTER'S INC,Dept sup,404.2; CERVANTES, MATTIE M,UTIL REF,31.27; COLONIAL LIFE & ACCIDENT INS CORP, I,SUPPLEMENTAL DISABILITY INS - EE,48.7; CONSOLIDATED MANAGEMENT,SCHOOLS & CONF,579.25; CONTRACTORS MATERIALS INC.,Equip maint,763.42; CREDIT MANAGEMENT SERVICES INC.,wage attach,406.84; CULLIGAN OF SCOTTSBLUFF,BLDG MAINT,32.4; DALE'S TIRE & RETREADING, INC.,Vehicle maint,692.6; DBA: MARIE'S EMBROIDERY,UNIFORMS,10.5; DELL MARKETING L.P.,DEPT SUPPL/GRANT,3768.04; DITCH-WITCH INC,DEP SUP,6209; DOYLE, RICHARD E,UTIL REF,69.13; DUDDEN, LAURA L,UTIL REF,3.67; ENVIRO SERV INC,Samples,240; ENVIRONMENTAL ANALYSIS SOUTH, INC,Samples,536.5; FEDERAL EXPRESS CORP.,DEL.SERV.,9.5; FLOOD, JAMES,UTIL REF,31.27; FLOYD'S SALES & SERV INC.,Vehicle mtnc,16.52; FREMONT MOTOR SCOTTSBLUFF,LLC,REPAIR,386.47; FYR-TEK,replacement equip,332.73; GENERAL TRAFFIC CONTROLS, INC,SUPP,776.49; GLEN J DUNN-GORDON,Util Ref,9.1; GOLD WATCH LLC,disposal fees,2250; HAWKINS, INC.,Chlorine,1517.7; HD SUPPLY WATERWORKS, LTD,Meter sup,19713.65; HEILBRUN FARM IND SUPP.INC.,dept supplies,1606.44; HEILBRUN INV,UTIL REF,34.98; HICKORY FARMS,Util Ref,33.34; HORNADY Mfg Co,FIREARMS SUPPL,319.5; HULLINGER GLASS & LOCKS INC.,EQUIP MAINT,112.5; ICMA RETIREMENT TRUST-457,DEFERRED COMP - EE,2250.28; IDEAL LINEN SUP INC.,DEP SUP,703.38; IMSA,DUES,80; INGRAM LIBRARY SERVICES INC,Bks,25.57; INTERNAL REVENUE SERVICE,941 TAXES WITHHELD,118597.97; INT'L PERSONNEL MGMT ASSOC.,SUPPLIES,452.5; J G ELLIOTT O.INC.,BOND,2625; JAMES LAFRENZ,Util Ref,6.37; JAMES TODD,GASOLINE,69; JEWELL ENTERPRISES,UTIL REF,34.43; JIRDON AGRI CHEM.INC.,DEP SUP,8.5; JOHN DEERE FINANCIAL,DEP SUP,19.98; JOHN DEERE FINANCIAL,DEP SUP,18.84; JUSTIN N ODIERNA,Util Ref,21.92; KIMBALL MIDWEST,SUPP,336.4; KRIZ-DAVIS COMPANY INC.,dept supplies,164.61; L.L. JOHNSON DISTRI. CO.,EQP MTC,105.83; LEAGUE ASSOC OF RISK MANAGEMENT,INS. PREM,262.75; M.C. SCHAFF & ASSOC, INC,Airport Line Engineering,9965; MADISON NATIONAL LIFE INS CO, INC,LIFE INSURANCE - ER,1077.81; MASSEY, JOHN,BUR OAK TREE REBATE,129.98; MATHESON TRI-GAS INC,DEP SUP,400.06; MATTHEW M HUTT, PH-D,CONTRACT SERV.,450; MENARDS,DEP SUP,445.52; MONEY WISE OFFICE SUPPLIES,DEPT SUPPL,653.27; MWC ENTERPRISES INC,dept supplies,1795; NAT'L REC & PARK ASSOC.,MBRSHIP,390; NCMA,DUES,516; NE CHILD SUPPORT PAYMENT CENTER,NE CHILD SUPPORT PYBLE,3964.62; NE DEPT OF REVENUE,Sales & Use Tax,21290.16; NE LIBRARY COMMISSION,Trng,10; NEBR ENVIRONMENTAL PRODUCTS,EQUIPMENT,126306; NEBRASKA MACHINERY COMPANY,equip mtnc,829.62; NEBRASKA SALT AND GRAIN,ICE SLICER,10899.72; NPPD,Electric,63478.44; OLLIS BOOK CORP.,Bks,780.17; OREGON TRAIL PLBG & HTG INC,BUILD MAIN,75; PANHANDLE COOP INC.,fleet fuel- November 2013,20936.33;

PAUL REED CONSTRUCTION & SUPPLY, INC, Airport Line Construction, 85788.38; PIQMEDIA, LLC, Stormwater coop work, 500; PLATTE VALLEY BANK, Land Purchase, 40663.94; POSTMASTER, Postage, 705.89; POWERPLAN, PARTS, 75.35; PRINT BROKER, DEPT SUPP, 107.94; PROTEX CENTRAL, INC., FIRE ALARM INSPCTN, 190; QUILL CORP, DEPT SUPPL/JANIT SUPPL, 281.25; RCI, Medical Claims, 231114.64; REGION I OFFICE OF HUMAN DEVEL, contractual services, 825; REGIONAL WEST MEDICAL CENTER, dept suppl, 5.22; REGISTER OF DEEDS, LEG FEE, 40; RESPOND FIRST AID SYSTEMS, SUPP, 23.75; RIVERSIDE DISCOVERY CENTER, CONTRCTL SVC, 87500; ROOSEVELT P P DIST, Electric, 1810.92; S M E C, EE CONTRIBUTION - BIWEEKLY, 495.5; SAFETYLINE CONSULTANTS, INC, DEPT SUPPL, 72.07; SANDBERG IMPLEMENT, INC, SUPP, 110.24; SCB CO CLERK, agreement, 10564.44; SCB FIREFIGHTERS UNION LOCAL 1454, FIRE EE DUES, 390; SCB POLICE OFFICERS ASS'N, POLICE EE DUES, 756; SCOTTSBLUFF BODY & PAINT, INC, TOWING CHARGES, 70; SHERIFF'S OFFICE, LEGAL FEES, 586.02; SIMON CONTRACTORS, COLD MIX, 574.2; SLAFTER OIL CO INC., other fuel, 525.45; SNELL SERVICES INC., Equip Mnt, 1830; SOURCE GAS, Monthly Fuel, 4752.63; SOUTHWESTERN EQUIP. CO. INC., vehicle mtnc, 4787.83; SPECIAL INVESTIGATIONS, COMPLIANCE CKS-TOBACCO, 84.52; STAPLES, dept supplies, 49.98; STAR HERALD, SUB, 149; STATE HEALTH LAB, Samples, 16; STATE OF NE., CONTRACTUAL SVC, 420; STATE OF NEBR-DEPT OF ADMIN SVC, Monthly Long Distance, 130.59; TEAM CHEVROLET INC, vehicle mtnc, 46.2; TOTAL FUNDS BY HASLER, Pstg, 500; TOYOTA FINANCIAL SVCS, HIDTA CAR LEASE, 383.99; TYLER TECHNOLOGIES, INC, CONTRACT, 24922.45; U S WELDING, INC, dept supplies, 165.85; UNIQUE MANAGEMENT SERVICES, INC, Ctr Svc, 411.7; UNITED CHAMBER OF COMMER, PRE-LEG. BRKFST, 30; UPSTART ENTERPRISES, LLC, DEP SUP, 310.18; US BANK, SCL CON, 521.22; VERIZON WIRELESS, CELL PHONES, 481.36; VIAERO WIRELESS, Diggers locates, 36.21; VINCE KELLEY, P/R Reimbmnt, 44.25; VISTABEAM, DEP SUP, 16; WALMART COMMUNITY/GEMB, DEP SUP, 255.14; WELLS FARGO BANK N.A., TSA POLICE, 57408.2; WINGATE BY WYNDHAM, Lodging, 179.9; WTG MIDWEST, INC, Equip maint, 295; YMCA OF SCOTTSBLUFF, EE-SINGLE, 1384.05.

City Manager Kuckkahn reviewed the quotes received by the Parks Department for a new mower for the cemetery. Comparing the bids, the best and lowest quote was from Rexus Ag, The Mower Shop, for a Kubota mower in the amount of \$17,500.00. This is a budgeted item, however, the cost will exceed the amount provided in the Capital Improvement Plan by \$500.00, so the excess will be paid from departmental supplies. Moved by Mayor Meininger, seconded by Council Member Gonzales, "to approve the bid from Rexus Ag, The Mower Shop for a new Kubota mower for the cemetery in the amount of \$17,500.00," "YEAS", Gonzales, Shaver, McCarthy, Meininger and Hilyard, "NAYS" None. Absent: None.

Mr. Kuckkahn explained the agreement with Johnsen Corrosion for the ongoing maintenance of our water towers. They have provided excellent service with the annual inspections which are in compliance with the regulatory agencies regarding water towers. Moved by Council Member Gonzales, seconded by Council Member McCarthy, "to approve the renewal of a two year Agreement with Johnsen Corrosion Engineering for continuing our existing Water Tower Corrosion Control Service Program and authorize the Mayor to execute the agreement," "YEAS", Gonzales, Shaver, McCarthy, Meininger and Hilyard, "NAYS" None. Absent: None.

Nathan Johnson, Assistant City Manager, presented the contract with Dropseed Studio for the downtown landscape design. The agreement outlines the fees and payment timing for the \$24,340.00

contract, which will be paid in two increments of 45% after the preliminary design is complete and 55% at completion of the project. Moved by Council Member McCarthy, seconded by Council Member Gonzales, "to approve the agreement with Dropseed Studio for Professional Services for the Downtown Landscape Design and authorize the Mayor to execute the agreement," "YEAS", Gonzales, Shaver, McCarthy, Meininger and Hilyard, "NAYS" None. Absent: None.

City Manager Kuckkahn presented the maintenance agreement No. 22 with the State of Nebraska for city staff to provide maintenance of Highway 26. This agreement for \$24,727.50 includes snow removal, mowing, repair of pot holes, and sealing of pavement cracks. This agreement is consistent with past agreements with the State of Nebraska. Moved by Council Member Shaver, seconded by Council Member McCarthy, "to approve Maintenance Agreement No. 22 with the Nebraska Department of Roads for the continuation of road maintenance and authorize the Mayor to execute the agreement," "YEAS", Gonzales, Shaver, McCarthy, Meininger and Hilyard, "NAYS" None. Absent: None.

Mr. Kuckkahn explained the proposal from Nebraska Public Power District (NPPD) to purchase approximately .24 acre of city-owned property located at the corner of 5th Ave. and East 42nd Street. They are interested in acquiring this "L" shaped piece of land from the City as there are a number of easements on the property and they would like to streamline their access to this property which is next to their substation. They have offered to purchase the property for \$1200.00. This amount is based on property values of the adjacent property. Council discussed the fact that selling this property will not have an impact for the City, and currently it serves no value to the City. Council directed staff to negotiate with NPPD regarding this purchase, as they felt the price was a little low.

Council reviewed the request from the Knights of Columbus for a special designated liquor license, however, there was not a representative from the Knights of Columbus present. The Council has requested that non-profit agencies and those who do not hold a liquor license present their event request to the Council. Moved by Mayor Meininger, seconded by Council Member Shaver, "to deny the request for a special designated liquor license for the Knights of Columbus, 1719 1st Ave., to serve beer and wine at a fund raising event on February 1, 2014 from 5:00 p.m. to 11:00 p.m.," "YEAS", Gonzales, Shaver, McCarthy, Meininger and Hilyard, "NAYS" None. Absent: None.

Council introduced Ordinance No. 4118 which was read on third reading by title: AN ORDINANCE DEALING WITH ZONING, AMENDING SECTION 25-1-4 BY UPDATING THE OFFICIAL ZONING DISTRICT MAP TO SHOW THAT REAL ESTATE IN THE IDLEWYLDE ADDITION, IN THE CITY OF SCOTTSBLUFF CONTAINING AN AREA OF 0.80 ACRES, MORE OR LESS, WHICH IS CURENTLY ZONED AS C-2, WILL NOW BE INCLUDED IN THE R-1 SINGLE FAMILY RESIDENTIAL ZONE, AND REPEALING PRIOR SECTION 25-1-4. Moved Mayor Meininger, seconded by Council Member Shaver, "to approve Ordinance No. 4118, rezoning property in the Idlewylde Addition," "YEAS", Gonzales, Shaver, McCarthy, Meininger and Hilyard, "NAYS" None. Absent: None.

Council introduced Ordinance No. 4119 which was read on third reading by title: AN ORDINANCE DEALING WITH ZONING, AMENDING SECTION 25-1-4 BY UPDATING THE OFFICIAL ZONING DISTRICT MAP TO SHOW THAT REAL ESTATE IN THE IDLEWYLDE ADDITION, IN THE CITY OF SCOTTSBLUFF CONTAINING AN AREA OF 3.22 ACRES, MORE OR LESS, WHICH IS CURENTLY ZONED AS R-1, WILL NOW BE INCLUDED IN THE C-2 NEIGHBORHOOD AND RETAIL COMMERCIAL ZONE, AND REPEALING PRIOR SECTION 25-1-4. Moved Mayor Meininger, seconded by Council Member McCarthy, "to approve Ordinance No. 4119, rezoning property in the Idlewylde Addition," "YEAS", Gonzales, Shaver, McCarthy, Meininger and Hilyard, "NAYS" None. Absent: None.

City Manager Kuckkahn explained the Ordinance providing for common and separate water service lines and meters, which will be limited to no more than two business buildings on one property. Any

more than two would make it very complicated, so we will work with a limit of two for now and see how it works. Mayor Meininger introduced the Ordinance which was read by title: AN ORDINANCE FOR THE CITY OF SCOTTSBLUFF DEALING WITH WATER SERVICE LINES AND WATER METERS, AMENDING CHAPTER 23, ARTICLE 1 OF THE SCOTTSBLUFF MUNICIPAL CODE TO PROVIDE FOR COMMON AND SEPARATE SERVICE LINES AND METERS, TO REPEAL PRIOR SECTIONS AND TO PROVIDE FOR AN EFFECTIVE DATE.

Under Council reports, Mayor Meininger reported that he attended a meeting in Kearney where they discussed federal regulations and gathered information to assist with the future of wideband communication.

Mr. Kuckkahn commented that he has received some input regarding the removal of the stop lights on Broadway, which will be relayed to the consultants.

Moved by Council Member McCarthy, seconded by Mayor Meininger, "to adjourn the meeting at 6:30 p.m.," "YEAS", Gonzales, McCarthy, Meininger and Hilyard, "NAYS" Shaver. Absent: None.

Mayor

ATTEST:

City Clerk

"SEAL"