

City of Scottsbluff, Nebraska

Tuesday, September 2, 2014

Regular Meeting

Item Consent1

Approve the minutes of the August 18, 2014 Regular Meeting.

Staff Contact: Cindy Dickinson, City Clerk

The Scottsbluff City Council met in a regular meeting on Monday, August 18, 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 August 15, 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 August 15, 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 and Liz Hilyard. Absent: Scott Shaver (arrived at 6:10 p.m.).

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 Hilyard, that:

- a) "The minutes of the August 4, 2014 Regular Meeting be approved,"
- b) "A public hearing be set for September 2, 2014 at 6:05 p.m. to consider a Class D liquor license application from P.G. 14, LLC dba Route 26 Mart,"
- c) "A public hearing be set for September 2, 2014 at 6:05 p.m. for the FY 2013-2014 Budget,"
- d) "Council Member Hilyard be excused from the August 4, 2014 Regular Meeting,"
- e) "The summons from James L. Zimmerman, Attorney for Terry Jessen be acknowledged and forwarded to the City Attorney,"
- f) "Bid specifications for the Riverside Zoo Entrance and Ave. N Intersection be approved and authorize the City Clerk to advertise for bids to be received by September 9, 2014, 2:00 p.m.," "YEAS", Gonzales, McCarthy, Hilyard, and Meininger "NAYS" None. Absent: Shaver.

Moved by Council Member McCarthy, seconded by Mayor Meininger, "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 August 18, 2014, as on file with the City Clerk and submitted to the City Council," "YEAS", Gonzales, McCarthy, Hilyard, and Meininger "NAYS" None. Absent: Shaver.

CLAIMS

GALE/CENGAGE LEARNING,BKS,20.79; ACTION COMMUNICATION INC.,EQUIP MAINT,370;
AIR CYCLE CORPORATION,DISPOSAL FEES,1063.75; ALAMAR CORP,CIP-PO
SUPPLIES,3478.25; AQUA PRODUCT KC,EQP MTC,152.89; ASSURITY LIFE INSURANCE
CO,LIFE INS,34.36; AUTOZONE STORES, INC.,JAN SRV,17.98; B&C STEEL
CORPORATION,GRD MTC,10.4; BERNHARDT, KIRK,CON SRV,239; BLUFFS SANITARY
SUPPLY INC.,JAN. SUP.,188.89; BRYAN MARTINEZ,YMCA BENEFIT,205.8; CAPITAL
BUSINESS SYSTEMS INC.,CONT. SVCS,163.35; CARLSON, DEBRA,REIMB.,18.88; CARR
TRUMBULL LBR INC.,SUPP,16.45; CASH WA DISTRIBUTING,CON SUP,116.63; CEMENTER'S
INC,CEMENT,288.9; CENCON, LLC,CONTRACTUAL SVC,650; CENTURY MFG,EQUIP
MTNC,570.96; CENTURY TOOL INC,PARTS FOR HAND COMPACTOR,235; CITY OF
GERING,DISPOSAL FEES,40531.44; CITY OF SCB,PETTY CASH,158.69; CLARK PRINTING
LLC,DEP SUP,184; COMPUTER CONNECTION INC,RENT-MACH,46.76; CONSOLIDATED
MANAGEMENT,SCHOOLS & CONF,55; CONTRACTORS MATERIALS INC.,SUPP,136.45;
CULLIGAN OF SCOTTSBLUFF,DEP. SUP.,229.6; D & H ELECTRONICS INC.,SUPP,125.31;
DALE'S TIRE & RETREADING, INC.,VEHICLE MTNC,3923.1; DOGGETT, RONALD L,CON
SRV,154; ELLIOTT EQUIPMENT COMPANY INC.,VEHICLE MTNC,352.13; FEDERAL EXPRESS
CORPORATION,SHIPPING FEES,37.25; FLOYD'S TRUCK CENTER, INC,VEHICLE
MTNC,2919.25; FRANK IMPLEMENT CO,EQP MTC,24.02; FREMONT MOTOR
SCOTTSBLUFF,LLC,RESCUE REPRS,1325.09; FYR-TEK,ENGINE REPR.,1440.18;
GFOA,DUES,190; GOLD WATCH LLC,DISPOSAL FEES,750; GOMEZ, ROBERT,CON SRV,198; H
D SUPPLY WATERWORKS LTD,DEPT SUP,3154.45; HAWKINS, INC.,CHLORINE,4046.4; HD
SUPPLY FACILITIES MAINTENANCE LTD,DEPT SUP,975.18; HEILBRUN'S INC.,DEPT
SUPPLIES,2003.88; HELENA CHEMICAL COMPANY,SUPPLIES,2441.21; HIGEL, JEROLD
E,TRAFFIC SIGNAL & CONTROLLR SERV.,2050; HOA SOLUTIONS, INC,EQUIP MAINT,378.6;
HOME DEPOT CREDIT SERVICES,DEP SUP,89.91; HONEY WAGON EXPRESS,CON SRV,155;
HYDRONIC WATER MANAGEMENT,EQUIP. MAIN.,425; ICMA RETIREMENT TRUST-457,DEF
COMP,1325.14; IDEAL LAUNDRY AND CLEANERS, INC.,DEPT SUPPLIES,2101.78; IDEXX
LABORATORIES, INC,DEPT SUP,132.09; INDEPENDENT PLUMBING AND HEATING, INC,GRD
MTC,653.37; INGRAM LIBRARY SERVICES INC,BKS,221.3; INLAND TRUCK PARTS &
SERVICE,VEHICLE MTNC,3.15; INTERNAL REVENUE SERVICE,W/H TAX,62803.95; J & A
TRAFFIC PRODUCTS, LLC,DEPT SUPP,324; JAMES COMBS,GASOLINE,49.05; JOHN DEERE
FINANCIAL,DEP SUP,25.74; JOHN DEERE FINANCIAL,DEPT SUP,24.56; JOHN DEERE
FINANCIAL,GRD MTC,26.97; KEMBEL SAND & GRAVEL COMPANY,DEP SUP,112.95; KRIZ-
DAVIS COMPANY,SUPP,14.52; KUNZ, MATT,ADVANCE TRAVEL - KUNZ,512; LAWSON,
JAMY A,CON SRV,18; LEAGUE OF NE MUNICIPALIT,DUES,26882; M.C. SCHAFF &
ASSOCIATES, INC,DEPT CNTRCTL SRVCS,780; MADISON NATIONAL LIFE INS CO, INC,LIFE
& DIS INS,1812.17; MAIN STREET APPLIANCE,FRIDGE REPR,150; MATTHEW M.
HUTT,SERVICES,450; MCCOY, MACRISSA,LIC PER,40; MENARDS,DEPT SUP,236.47;
MENDOZA, PAUL,CON SRV,288; MIDWEST CONNECT, LLC,DEPT SUPP,25; MONEY WISE
OFFICE SUPPLIES,DEPT SUPPL,648.18; MONUMENT PREVENTION
COALITION,CONTRACTUAL,880; MUNICIPAL SUPPLY, INC.,DEPT SUP,356.32; MUNIMETRIX
SYSTEMS CORPORATION,SOFTWARE SUPPORT,499; NATIONAL IMPRINT

CORPORATION,DEPT SUPPL,141.5; NAT'L FIRE PROTECTION, YEARLY MEMB,165; NE CHILD SUPPORT PAYMENT CENTER,NE CHILD SUPPORT PYBLE,2137.81; NE CRIME COMMISSION,PUBLICATION,30; NE DEPT OF REVENUE,W/H TAX,28949.41; NE DEPT OF ROADS,PAYMENT ON AVE I PROJECT,74091.93; NE LIBRARY COMMISSION,TRNG,10; NEBRASKA@ ONLINE,SERVICES,18; NEBRASKA MACHINERY CO,EQUIP MAINT,36911.19; NEFSMA,DEPT TRAINING,8; NEOPOST USA INC,CONTRACTUAL,606; NETWORKFLEET, INC,DEPT SUP,259.38; NEW YORK TIMES,SBSCR.,426.4; NORTHWEST PIPE FITTINGS, INC. OF SCOTTSBLUFF,GRD MTC,168.24; NPPD,ELECTRIC,49164.24; ONE CALL CONCEPTS,CONT SVC,225.2; OROZCO, BRET T,CON SRV,239; PANHANDLE COOP INC.,FUEL,2015.45; PANHANDLE ENVIRONMENTAL SERVICES INC,SAMPLES,60; PANHANDLE HUMANE SOCIETY,CONT SVC,4881.32; PENNWELL CORPORATION,MAGAZINE SUBSCRIPTION,29; PEPSI COLA OF WESTERN NE LLC,CON SUP,258.15; PETTIBONE & CO, P F,SUPPLIES,385.85; PLATTE VALLEY BANK,HSA,14105.96; POSTMASTER,POSTAGE,648.6; POWERPLAN,EQP MTC,461.97; PRO OVERHEAD DOOR COMPANY, INC,BUILDING MAINT,1560; R & C WELDING & FABRICATION,SML CPT,475; RCI,MEDICAL CLAIMS,29042.80; REGION I OFFICE OF HUMAN DEVEL,CONTRACTUAL SERVICES,825; REGISTER OF DEEDS,DEPT SUP,114; RIOS JR, ESQUIO,CON SRV,293; RS VENTURES LLC,VEH MAINT,1750.47; RUSHMORE MEDIA COMPANY,CONTRCTL SVC,587.5; S M E C,EMP DEDUCTIONS,238; SANDBERG IMPLEMENT, INC,PARTS - FILTERS,210.21; SCB COUNTY,DEPT CNTRCTL SRVCS,68; SCB COUNTY TREASURER,TIF OVERPAYMENT,102908.99; SCB FIREFIGHTERS UNION LOCAL 1454,FIRE EE DUES,210; SCOTTS BLUFF COUNTY COURT,LEGAL FEES,215; SCOTTSBLUFF BODY & PAINT, INC,TOW SERVICE,635; SCOTTSBLUFF LANDSCAPING INC,CON SRV,425; SCOTTSBLUFF POLICE OFFICERS ASSOCIATION,POLICE EE DUES,378; SCOTTSBLUFF PUB SCHOOLS,LICENSING FEES,11635.6; SIMMONS OLSEN LAW FIRM, P.C.,CONTRL SVS,14591.12; SIMON CONTRACTORS,CONCRETE,6502; SLAFTER OIL CO INC.,VEHICLE MTNC,166.3; SNELL SERVICES INC.,ELE MTC,8531.55; SOCIETY FOR HUMAN RESOURCE MANAGEMENT,MEMBERSHIP,185; STAPLES,OFFICE SUPPLIES,322.88; STAR HERALD,LEGAL PUBLISHING,2398.86; STATE OF NEBRASKA DEPT OF HEALTH,TRAINING,356; STEVE SCHLAGER,UNIFORMS & CLOTHING,48; TEACHERS CORNER,SPC EVT,81.09; THE CHICAGO LUMBER COMPANY OF OMAHA INC,DEPT SUPPLIES,46.94; THE PEAVEY CORP,INVEST SUPPL,103; THE SHERWIN-WILLIAMS CO,BLD MTC,105.05; THOMPSON GLASS INC,BLD MTC,152.4; TOMMY'S JOHNNY'S INC,CON SRV,1305; TOTAL FUNDS BY HASLER,POSTAGE,300; TRANS IOWA EQUIPMENT LLC,PARTS FOR SWEEPER - ACTUATOR,385.83; TRI-TECH INC.,INVEST SUPPL,77.25; TWIN CITIES DEV ASSN INC,DUES,25000; UNIQUE MANAGEMENT SERVICES, INC,CONT. SVCS.,152.15; UPSTART ENTERPRISES, LLC,DEPT SUPPL,393.31; US BANK,BOND FEE,1750; US BANK,SCHOOLS & CONF,2459.46; VAN DIEST SUPPLY CO,SUPP,150; VAN GALDER, JONATHAN P,CON SRV,54; VERIZON WIRELESS,CELL SERVICE,147.38; WALMART COMMUNITY/GEMB,VEH MAINT,388.99; WELLS FARGO BANK N.A.,RETIREMENT,29987.53; WESTCO,GRD MTC,264.75; WESTERN PATHOLOGY CONSULTANTS, INC,SERVICES,229; WESTERN TRAIL SPORTS,UNF CTH,22; WESTERN TRAVEL TERMINAL,VEH MAINT,52; WYOMING FIRST AID & SAFETY SUPPLY, LLC,FIRST AID KIT SUPP,134.84; YOUNG MEN'S CHRISTIAN ASSOCIATION OF SCOTTSBLUFF, NE,FITNESS PROGRAM,1472.55; ZAMARRIPA, CHRIS,RE-IMBURSEMENT FOR CDL,57.5; ZM LUMBER CO.,BLD MTC,379.06; UTILITY

REFUNDS: SAMANTHA ALSIDEZ, 9.22; KYLE SASSE, 38.58; DANIELLE THOMAS, 28.55; KIMBERLY COLEY, 36.28.

Council reviewed the July 2014 Financial Report. Mr. Kuckkahn reported that there were no significant changes from the previous month.

Mr. Mason Burbach, WNAC Executive Director, addressed the Council regarding the special arts-related event wine permits for the West Nebraska Arts Center. They are planning three special events requiring a special designated liquor license. He said they have held many similar events with no issues or problems regarding serving liquor. Moved by Council Member Gonzales, seconded by Council Member Hilyard, "to approve the following special arts-related event wine permits and special designated liquor licenses for the West Nebraska Arts Center: Gallery Reception - September 5, 2014 from 4:00 p.m. to 8:00 p.m.; Fundraiser – November 1, 2014 from 6:00 p.m. to 11:00 p.m.; and Fundraiser – January 17, 2015 from 6:00 p.m. to 11:00 p.m.," "YEAS", Gonzales, McCarthy, Hilyard, and Meininger "NAYS" None. Absent: Shaver.

Assistant City Manager Nathan Johnson presented the contract with Keep Scottsbluff / Gering Beautiful (KSGB) which will provide funds to assist with stenciling the catch basins and storm water educational efforts. The only change from the previous contract is a requirement that KSGB provide a progress report to the City by March 1st of each year for the previous calendar year. Moved by Council Member Hilyard, seconded by Council Member McCarthy, "to approve the Stormwater Education Contract with Keep Scottsbluff / Gering Beautiful and authorize the Mayor to execute the contract," "YEAS", Gonzales, McCarthy, Hilyard, and Meininger "NAYS" None. Absent: Shaver.

Mr. Johnson presented the two bids for the security fencing at the compost facility from Waterford Corporation, \$84,935.00 and VanPelt Fencing, \$68,130.00. We have experience with VanPelt Fencing and based on their past performance, staff is recommending awarding the bid to VanPelt Fencing. Moved by Mayor Meininger, seconded by Council Member McCarthy, "to award the bid for Security Fencing at the Compost Facility to VanPelt Fencing Co., Inc. in the amount of \$68,130.00 as the best and lowest bid," "YEAS", Gonzales, McCarthy, Hilyard, and Meininger "NAYS" None. Absent: Shaver.

Assistant City Manager Johnson presented bids for a new truck for Transportation as they are shifting some vehicles between the departments. The following three quotes were received: Reganis Auto Center, \$32,300.00; Fremont Motors, \$27,371.00; and Team Auto, \$26,298.00. Moved by Council Member Hilyard, seconded by Council Member McCarthy, "to award the bid to Team Chevrolet for a new pickup truck for the Transportation Department in the amount of \$26,298.00," "YEAS", Gonzales, McCarthy, Hilyard, and Meininger "NAYS" None. Absent: Shaver.

Council Member Shaver was present at 6:10 p.m.

Mayor Meininger opened the Public Hearing as set for this date at 6:10 p.m. to discuss placing an item on the general election ballot to consider the renewal and continuation of the local option sales tax, and the continuation of, and amendment to, the Scottsbluff Economic Development Plan. City Manager Kuckkahn explained that, based on the recommendations from the LB840 Application Review Committee and the LB840 Citizens Review Committee, it was determined that one of the changes will be to include other sources of revenue for the LB840 fund such as accepting donations, grant funds, bequeaths, etc. This is the only major change recommended by the committees, which is included in the Economic Development Plan. The committees also recommended the 10-year sunset provision remain the same as we currently have in the plan. This will give citizens an opportunity to reconsider the sales tax and economic development plan in ten years. Collecting this sales tax provides a method to capture outside dollars for services that the City provides to visitors to our community, including police and fire protection, parks, infrastructure, etc. In addition, the sales tax revenue has been beneficial in contributing to the general fund and providing property tax relief.

Mayor Meininger asked for comments from the public. Mr. Jim Trumbull, LB840 Application Review Chairman, approached the Council and commented that after review of the report from the Economic Development Consultants, he noted their comments and recommendation of not addressing retail as a qualifying business for LB840 grants, which was also the recommendation of the LB840 committees. Mr. Trumbull concurred with the recommendation to only add the additional funding sources to the Economic Development Plan.

With no further comments from the public, Mayor Meininger closed the Public Hearing at 6:12 p.m.

Mr. Kuckkahn also commented that the ten year duration of the program was seriously considered by the committee. They wanted to send a message to the community that this plan needs to be looked at periodically.

Rick Ediger, Deputy City Attorney, explained that the ten year sunset only affects the funding period. The actual program may extend beyond ten years as all funds may have not been allocated during the ten year period, or there may be repayments of previously committed funds. This explains why the plan states that the program shall continue in existence through September 30, 2040, which is the potential length of the program. Grants could possibly be made before the expiration of the sunset period, and repayment will extend beyond the program.

Moved by Council Member Gonzales, seconded by Council Member Hilyard, "to approve Resolution No. 14-08-01, to place on the ballot the renewal and continuation of the local option sales tax and the continuation of, and amendment to, of the Scottsbluff Economic Development Plan, to be effective October 1, 2015," "YEAS", Gonzales, McCarthy, Hilyard, Shaver and Meininger "NAYS" None. Absent: None.

Regarding the contract modification with Thomas P. Miller & Associates, City Manager Kuckkahn discussed the need to start working on business recruiting, and considering the work they are currently doing on the Economic Development study, now is an appropriate time. This is a limited contract modification with specific hourly rates and expectations. Thomas P. Miller and Associates has the ability to go out and recruit in a different method than we have previously tried.

The duration of the contract modification will be 90 days, and will include some specific expectations and deliverables, including listing the activities on the invoices. Mayor Meininger asked about confidentiality of businesses, of which the consultants can provide. This will allow for us to be more proactive in recruitment.

Mr. Kuckkahn added that the consultants will be working with Twin Cities Development on the prospecting effort and may want to go together on prospecting visits. The funding for this modification will come from the LB840 fund, which is an appropriate use of this funding. The total amount of the contract is \$15,000.00.

Moved by Council Member Hilyard, seconded by Council Member Gonzales, "to approve the contract modifications to the contract with Thomas P. Miller and Associates, Economic Development Consultants, with the following additions: contract will be for 90 days; performance based deliverables will be provided; provision for confidentiality of potential recruitments; and authorize the Mayor to execute the contract," "YEAS", Gonzales, McCarthy, Hilyard, Shaver and Meininger "NAYS" None. Absent: None.

Police Chief Kevin Spencer gave the Council his annual report which included the following crime index maps: arson, assaults, auto thefts, burglaries, domestic violence, liquor law charges, narcotics charges; robbery; sexual assault charges, and theft charges which are mainly shoplifting.

Chief Spencer reported that they have been very successful with solving crimes. They are currently looking for new software as their Sleuth program doesn't produce the updated information that they need.

There are officers currently attending the Police Academy, once they have completed their training, the Police Department will be fully staffed by January of 2015.

City Manager Kuckkahn presented the Final Plat and dedication for part of Winter Creek Drive, 12th Avenue, and 27th Street, which was approved at the August 11, 2014 Planning Commission meeting. This plat includes the extension of 12th Avenue from Talisman Drive to 27th Street and the extension of Winter Creek Drive from east of Primrose Drive to 12th Avenue road, providing access to the new hotel and restaurant development. Mr. Dave Schaff, Engineer and developer for the project, explained the parties involved have agreed that a paving district will need to be formed and will be requesting this from the City.

Council Member Gonzales commented that when this area was first platted, they were told that Winter Creek would not be used as access to this new development. Mr. Schaff clarified that it won't be extended to 27th St. There is some concern regarding traffic close to a residential neighborhood. Mr. Schaff added that a requirement by Marriott was to have a traffic study completed, which they estimated at 947 cars per day, or roughly 10 vehicles per hour. They hope to minimize the speed in the development with the roundabout. He added that the development was designed using the City's minimum standards for subdivisions.

Council Member Gonzales commented that as we move forward, there is a need to watch traffic very carefully as this development is infringing on a residential neighborhood with small children. Mayor Meininger added that the additional building should help with the separation between the development and the existing neighborhood.

Moved by Council Member Shaver, seconded by Council Member McCarthy, "to approve the Final Plat and dedication for part of Winter Creek Drive, 12th Avenue, and 27th Street and approve Resolution No. 14-08-02," "YEAS", Gonzales, McCarthy, Hilyard, Shaver and Meininger "NAYS" None. Absent: None.

RESOLUTION NO. 14-08-02

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA:

That the final plat and dedication of Part of Winter Creek Drive, 12th Avenue, and 27th Street, in the City of Scottsbluff, Scotts Bluff County, Nebraska, situated in the Southeast Quarter of the Southwest Quarter of Section 13, T22N, R55W of the 6th P.M., Scotts Bluff County, Nebraska dated June 11, 2014, duly made, acknowledged and certified, is approved. Such Plat is ordered filed and recorded in the office of the Register of Deeds, Scotts Bluff County, Nebraska.

Passed and approved this 18th day of August 2014.

Mayor

Attest:

City Clerk
SEAL

Council also reviewed the final plat for the other portion of the development to allow for the extension of 12th Avenue from Talisman Drive to 27th Street, which will serve the Reganis Subdivision and future expansion of Western Nebraska Community College. Moved by Mayor Meininger, seconded by Council Member Hilyard, “to approve the Final Plat and dedication of the east half of 12th Avenue, from Talisman Drive to about 250’ north of 27th Street and approve Resolution No. 14-08-03,” “YEAS”, Gonzales, McCarthy, Hilyard, Shaver and Meininger “NAYS” None. Absent: None.

RESOLUTION NO. 14-08-03

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA:

That the final plat and dedication of Part of 12th Avenue, a Replat of Part of Block 1A, Scotts Bluff County College Tract, in the City of Scottsbluff, Scotts Bluff County, Nebraska, situated in the Southeast Quarter of the Southwest Quarter of Section 13, T22N, R55W of the 6th P.M., Scotts Bluff County, Nebraska dated June 11, 2014, duly made, acknowledged and certified, is approved. Such Plat is ordered filed and recorded in the office of the Register of Deeds, Scotts Bluff County, Nebraska.

Passed and approved this 18th day of August 2014.

Mayor

Attest:

City Clerk

SEAL

Assistant City Manager Johnson explained the revised Police Officer’s and Firefighter’s Retirement Plans due to updates noted in the mandated State Statute LB 759 relating to gender neutral factors and reporting provisions.

Mayor Meininger introduced Ordinance 4133 which was read by title on first reading: AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA TO AMEND THE CITY OF SCOTTSBLUFF, NEBRASKA POLICE OFFICERS’ RETIREMENT PLAN AND TRUST; TO AUTHORIZE FURTHER ACTIONS; AND TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND THE EFFECTIVE DATE HEREOF.

Moved by Mayor Meininger, seconded by Council Member Hilyard, “That the statutory rule requiring the Ordinance to be read by title on three different days be suspended.” “YEAS”, Gonzales, McCarthy, Hilyard, and Meininger “NAYS” Shaver. Absent: None.

The motion carried having been approved by three-fourths of the Council Members. Moved by Mayor Meininger, seconded by Council Member Gonzales, “That Ordinance No. 4133 be adopted,” “YEAS”, Gonzales, McCarthy, Hilyard, and Meininger “NAYS” Shaver. Absent: None.

Mayor Meininger introduced Ordinance No. 4134 which was read by title on first reading: AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA TO AMEND THE CITY OF SCOTTSBLUFF FIREFIGHTERS' RETIREMENT PLAN AND TRUST; TO AUTHORIZE FURTHER ACTIONS; AND TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND THE EFFECTIVE DATE HEREOF.

Moved by Mayor Meininger, seconded by Council Member Gonzales, "That the statutory rule requiring the Ordinance to be read by title on three different days be suspended." "YEAS", Gonzales, McCarthy, Hilyard, and Meininger "NAYS" Shaver. Absent: None.

The motion carried having been approved by three-fourths of the Council Members. Moved by Mayor Meininger, seconded by Council Member Hilyard, "That Ordinance No. 4134 be adopted," "YEAS", Gonzales, McCarthy, Hilyard, and Meininger "NAYS" Shaver. Absent: None.

Under Council reports, Mark Bohl, Public Works Director, gave the Council an update on the progress of the Avenue I project, which should be completed within ten days.

Moved by Council Member Hilyard, seconded by Mayor Meininger, "to adjourn the meeting at 6:55 p.m.," "YEAS", Gonzales, McCarthy, Hilyard, Shaver and Meininger "NAYS" None. Absent: None.

Mayor

ATTEST:

City Clerk