

City of Scottsbluff, Nebraska

Monday, March 2, 2015

Regular Meeting

Item Consent1

Approve the minutes of the February 17, 2015 Regular Meeting.

Staff Contact: Cindy Dickinson, City Clerk

Regular Meeting
February 17, 2015

The Scottsbluff City Council met in a regular meeting on Tuesday, February 17, 2015 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 February 13, 2015, 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, 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 February 13, 2015. 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. Boy Scout Troop 2 was present to work on their Citizenship in the Community Merit Badge and led the City Council in the Pledge of Allegiance. 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, Jordan Colwell, Randy Meininger, Liz Hilyard and Scott Shaver. 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 Hilyard that,

1. "The minutes of the February 2, 2015 Regular Meeting be approved,"
 2. "Council Member Colwell be excused from the February 2, 2015 Regular Meeting,"
 3. "Specifications for 27th Street and 2nd Avenue turn lane construction be approved and authorize the city clerk to advertise for bids to be received by March 10, 2015, 2:00 p.m.,"
 4. "A public hearing be set for March 2, 2015 at 6:05 p.m. to consider an Ordinance Amendment Change to Chapter 25, clarifying definitions relating to Floodways within the City of Scottsbluff and its Extra Territorial Jurisdiction,"
 5. "A public hearing be set for March 2, 2015 at 6:05 p.m. to consider an Ordinance change regarding the Gateway Greenway Overlay zoning district located within the entryways/corridors of the City of Scottsbluff,"
 6. "A public hearing be set for March 2, 2015 at 6:05 p.m. to consider an Ordinance revision relating to principle permitted uses and special permit uses for parking requirements and off street parking in the C-1 zoning district, located on Broadway from 14th Street north to 20th Street,"
- "YEAS", Gonzales, Colwell, Meininger, and Hilyard. "NAYS" Shaver. Absent: None.

Moved by Council Member Shaver, seconded by Council Member Hilyard, "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 February 17, 2015, as on file with the City Clerk and submitted to the City Council," "YEAS", Gonzales, Colwell, Meininger, Shaver and Hilyard. "NAYS" None. Absent: None.

CLAIMS

ACTION COMMUNICATIONS INC.,VEH EQUIP,2436.69; AIR CYCLE CORPORATION,EQUIP MTNC,67; ALLO COMMUNICATIONS,LLC,LOCAL TELEPHONE CHARGES, 5278.23; ASSURITY LIFE INSURANCE CO,LIFE INS,34.36; B&C STEEL CORPORATION,PARTS -

IRON,76; BACK COUNTRY BADGER,EQUIP MAINT,365.72; BLUFFS SANITARY SUPPLY INC.,DEPT & JANIT SUPPL,457.42; BNSF RAILWAY COMPANY,BROADWAY QUIET ZONE WORK,189.74; BRUNZ, BRANDI,SCHOOLS & CONF,69; CAPITAL BUSINESS SYSTEMS INC.,CONT. SRVCS,146.37; CARLSON, DEBRA,DEP SUP,84.67; CARR TRUMBULL LBR INC.,DEPT SUP,101.46; CELLCO PARTNERSHIP,CELL PHONES,788.8; CEMENTER'S INC,DEPT SUP,473.48; CITIBANK N.A.,SUPP - DESK,498.84; CITY OF SCB,PETTY CASH-ADM,147.11; CLARK PRINTING LLC,DEPT SUP,715.85; CLEMCO, INC,BUILDING MAIN. - OFFICE CARPET,1155.58; COLORADO ASPHALT SERVICES, INC,COLD ASPHALT,3535.39; COMPUTER CONNECTION INC,RENT-MACH,46.28; CONTRACTORS MATERIALS INC., SUPP, 704.96; CRESCENT ELECT. SUPPLY COMP INC,DEP SUP,370; CULLIGAN OF SCOTTSBLUFF, DEP SUP,152.4; CYNTHIA GREEN,DEPT SUP,132.51; D & H ELECTRONICS,DEPT. SUPPLIES, 27.8; D & H ELECTRONICS INC.,EQUIP MAINT,32.71; DALE'S TIRE & RETREADING, INC.,VEHICLE MTNC,422.18; DUANE E. WOHLERS,DISPOSAL FEES,1600; ED. ROEHR AUTO RADIO CO INC,EQUIP MAINT,714.24; ELLIOTT EQUIPMENT COMPANY INC.,VEHICLE MTNC,1419.09; FASTENAL COMPANY,EQP MTC,28.55; FEDERAL EXPRESS CORPORATION, POSTAGE, 20.5; FIRST STUDENT, INC,2000 SCHOOL BUS,1500; FLOYD'S TRUCK CENTER, INC,VEHICLE MTNC,310.93; FREMONT MOTOR SCOTTSBLUFF, LLC,EQUIP, 27392.42; GENERAL ELECTRIC CAPITAL CORPORATION,DEPT SUP,349.06; H D SUPPLY WATERWORKS LTD,DEPT SUP,13919; HD SUPPLY FACILITIES MAINTENANCE LTD,DEPT SUP, 1761.35; HEILBRUN'S INC.,SHOP SUPPLIES,2858.87; HITCHES GALORE,EQUIP,593.9; HOME TEAM REALTY, INC,EARNEST DEP,23500; HYDROTEX PARTNERS, LTD,55 GAL OIL,1474.34; ICMA RETIREMENT TRUST-457,DEF COMP,1325.14; IDEAL LAUNDRY AND CLEANERS, INC., DEPT SUPPLIES,1519.39; INDEPENDENT PLUMBING AND HEATING, INC,GRD MTC,29.65; INGRAM LIBRARY SERVICES INC,BKS,8102.42; INTERNAL REVENUE SERVICE,P/R W/H,59697.9; INVENTIVE WIRELESS OF NE, LLC,DEP SUP,8; JACOBS AUTO GLASS,WINDOW,165; JEFFREY F MARTISCHEWSKY,BLDG MAINT,170.81; JOHN DEERE FINANCIAL, DEP SUP,88.93;JOHN DEERE FINANCIAL,EQP MTC,47.05; JOHN DEERE FINANCIAL,DEP SUP,36.42; JOHN DEERE FINANCIAL,DEP SUP,64.61; JOHN DEERE FINANCIAL,DEP SUP,10.96; JOHN DEERE FINANCIAL,DEP SUP,2.99; KRISTIN WIEBE,REIMBURSEMENT,175;KRIZ-DAVIS COMPANY, DEPT SUP,11.67; LEAGUE ASSOCIATION OF RISK MANAGEMENT,PROPERTY INS.,129.85; LEXISNEXIS RISK DATA MANAGMENT INC,CONSULTING,100; MADISON NATIONAL LIFE,LIFE & DIS INS,1794.12; MAILFINANCE INC,RENT - MACH,345; MATHESON TRI-GAS INC,DEP SUP,117.81; MENARDS, INC,DEPT SUP,1647.43; MIDLANDS NEWSPAPERS, INC, LEGAL PUBLISHING, 1965.8; MIDWEST CONNECT, LLC,DEPT SUPP,1013.4; MONUMENT PREVENTION COALITION,CONTRACTUAL,939.94; NE CHILD SUPPORT PAYMENT CENTER,NE CHILD SUPPORT PYBLE,2218.31; NE COLORADO CELLULAR, INC,CONTRACTUAL SVC,36.2; NE DEPT OF REVENUE,W/H TAX,18919.48; NE LIBRARY COMMISSION,SCHL,10; NE REC & PARKS ASSOC.MEMBERSHIP,60; NEBRASKA ASSOCIATION OF CHIEF'S OF POLICE,MEMBERSHIP,50; NEBRASKA MACHINERY CO,REPAIRS TO BACKHOE,4163.79; NEBRASKA PUBLIC POWER DISTRICT, ELECTRIC,44936.06; NEBRASKALAND MAGAZINE,SBSCRIP,44; NELSON ELECTRIC MOTOR SERVICE, INC,EQUIP MAINT,238.69; NETWORKFLEET, INC,SUPP,18.95; NORTHERN SAFETY COMPANY, INC.,DEPT SUP,611.64; NORTHWEST PIPE FITTINGS, INC. OF SCOTTSBLUFF,GRD MTC,868.05; ONE CALL CONCEPTS, INC,CONTRCTUAL,34.45; PANHANDLE COOPERATIVE ASSOCIATION, FUEL,2719.53; PANHANDLE ENVIRONMENTAL SERVICES INC,SAMPLES,54; PAUL REED CONSTRUCTION & SUPPLY, INC,WATER MAIN PROJECT,72940.42; PLATTE VALLEY BANK,HLTH SAVINGS ACCT,13342.73; POSTMASTER,POSTAGE,1008.32; POWERPLAN, EQUIP MTNC,2127.05; QUILL CORP,DEPT SUPPL,88.41; REGIONAL CARE INC,MEDICAL CLAIMS,21836.53; RICHS WRECKING & SALVAGE,VEHICLE MTNC,25; RS VENTURES LLC,VEH MAINT,1222.12; RUSCH'S GENERAL CONTRACTING, LLC,CONTRACTUAL SVC,7787; RUSHMORE MEDIA COMPANY, INC,STRM WTR CNTRCTL SRVCS,325; SMEC,

EMP DEDUCTIONS,238; SALES MIDWEST, INC,EQP MTC,636.76; SANDBERG IMPLEMENT, INC,EQP MTC,2315.55; SCB CO CLERK,INTERLOCAL AGREEMENT,14892.12; SCB COUNTY TREASURER,EQUIP,1971.5; SCB FIREFIGHTERS UNION LOCAL 1454,FIRE EE DUES,225; SCOTTS BLUFF COUNTY COURT,COURT COSTS,187; SCOTTSBLUFF BODY & PAINT,TOW SERVICE,815; SCOTTSBLUFF POLICE OFFICERS ASSOCIATION,POLICE EE DUES,624; SIMMONS OLSEN LAW FIRM, P.C.,CONTRACTUAL SVC,10883.1; SIMON CONTRACTORS, SNOW REMOVAL,10718; SLAFTER OIL CO INC.,OTHER FUEL,1743.9; SOURCE GAS, MONTHLY ENERGY FUEL,7252.14; STEVE DECKER,GRD MTC,4930; SUNSET LAW ENFORCEMENT, LTD,FIREARMS SUPPL,1258.8; TERRY D SCOTT,VEH MTC,1019.9; THE PEAVEY CORP,INVEST SUPPL,232.5; TOMMY'S JOHNNYS INC,CON SRV,1305; TRANS IOWA EQUIPMENT LLC,DELIVERY AND ONE MONTH PAYMENT ON ROTARY SNOW BLWR,5000; TWIN CITY AUTO, INC,PARTS,196.44; TYLER TECHNOLOGIES, INC,ANNUAL TECH SUPPORT,20864.55; UNIQUE MANAGEMENT SERVICES, INC,CONT. SRVCS,322.2; UPSTART ENTERPRISES, LLC,DEPT SUPPL,837.03; US BANK,CONFERENCE-GRIFFITHS,958.12; VAN PELT FENCING CO, INC,STRUCTURE,1430; WELLS FARGO BANK, N.A., RETIREMENT, 30004.95; WESTERN PATHOLOGY CONSULTANTS, INC,DOT TESTING,51; WYOMING FIRST AID & SAFETY SUPPLY, LLC,DEP SUP,29.14; YOUNG MEN'S CHRISTIAN ASSOCIATION OF SCOTTSBLUFF, NE,FITNESS PROGRAM,2186.85; ZM LUMBER INC,DEP SUP,55.92;

City Manager Kuckkahn presented the December 2014 and January 2015 Financial Reports. The sales tax revenues appear to be recovering, but we are still behind the last two year's reports.

Lisa Van Winkle with Panhandle Mental Health Center presented a Proclamation for Mayor Meininger to sign declaring March as "Gambling Awareness Month". She explained that they have a new program that can offer help for people with a gambling addiction through counseling, and community outreach. They are also available for public speaking programs for those who might benefit.

Nathan Johnson, Assistant City Manager, presented the claim in the amount of \$261.50 from Mr. Chuck Davey for sewer back-up damage to his property located at 2122 1st Ave. He explained that the Water Reclamation staff ran the camera through this line and found a lateral service line belonging to 2116 1st Ave. with a protruding root mass causing grease and paper blockage. Mr. Davey is also the owner of 2116 1st Ave. Staff is recommending to Council that they do not approve this claim. Mayor Meininger asked if this is one of the areas that experiences frequent blockage issues. Mr. Johnson explained it is not one of those locations. The root mass is located in the lateral, which is the homeowner's line, and the reason the debris was blocked from going into the sewer main. Homeowners are encouraged to install backflow prevention devices to prevent damage in their homes. Based on the report from staff, Council Member Colwell moved, Council Member Gonzales seconded, "to deny the claim in the amount of \$261.50 from Chuck Davey for personal property damage," "YEAS", Gonzales, Colwell, Meininger, Shaver and Hilyard. "NAYS" None. Absent: None.

Deputy City Attorney Rick Ediger presented the Economic Development Assistance request from EagleMed, LLC, explaining that two years ago they had approached Council with a grant request, which was approved, but did not use the grant at the time of approval because their needs changed. They have been in business for two years, and are now requesting that the grant funds be used for another project. The grant is the same amount, same employees (14), with grant funds to be used for a weather reporting system at the Gordon Airport. The City of Gordon will be adding the same amount to this project.

Holly Anderson, program manager for EagleMed, explained that they are expanding their services to the north, and Gordon is another critical access hospital. This weather reporting system will benefit patients in the entire panhandle by providing reliable flight information. Many patients can be transported back to Regional West Medical Center for care.

Mayor Meininger commented that this is a safety issue, as the Gordon airport is a Visual Flight Rules (VFR) airport, which is very limited. EagleMed cannot accept the flight mission without the electronic weather reporting system. The weather reporting equipment will allow pilots to make good flight decisions. This equipment would benefit the entire panhandle and South Dakota. The equipment expands the distance of visibility to enable the pilot to use the instrumentation of the airplane.

Council Member Shaver asked if this project is allowed for an Economic Development grant since it is in Gordon. Mr. Ediger replied that there are no restrictions that the funds have to be used in Scottsbluff. We've had many projects where we've gone beyond the borders. The justification for this is that people from all over the Panhandle contribute to sales tax revenue, which is the source of the Economic Development grant funds.

Moved by Mayor Meininger, seconded by Council Member Shaver, "to approve revising the prior approval of the Economic Development Assistance Agreement with EagleMed, LLC in the amount of \$70,000.00, to allow the funds to be used for a weather reporting system and authorize the Mayor to execute the agreement," "YEAS", Gonzales, Colwell, Meininger, Shaver and Hilyard. "NAYS" None. Absent: None.

Mr. Johnson presented the bids for the fueling card system from Western Travel Terminal, Westco and Coop. Panhandle Coop had the most reasonable bid with a \$.07 discount and patron discount. Moved by Council Member Shaver, seconded by Council Member Hilyard, "to approve the Fueling Card System bid from Panhandle Coop and authorize the Mayor to execute the Agreement," "YEAS", Gonzales, Colwell, Meininger, Shaver and Hilyard. "NAYS" None. Absent: None.

Assistant City Manager Johnson presented the bids for maintenance of the downtown gardens from Anita's Greenscaping Inc., Prairie Designs and Landscapes, and Scottsbluff Landscaping. This agreement will provide maintenance for gardens in the downtown parking lots, East Overland Entryway, and the Public Safety Building rain garden. The well house on Broadway was originally added to the bid documents, but removed as the Water Department is not going to participate in the agreement. Anita's Greenscaping, Inc. was the lowest and best bid in the amount of \$7800 which will be paid by the Business Improvement District (\$5750) and Stormwater (\$2050). The BID recommended awarding the bid to Anita's Greenscaping. Council Member Shaver asked that since the gardens that were added are minimal maintenance, could we have the Parks Department maintain the gardens. Mr. Johnson responded that we can look into having our staff maintain them during the next budget workshop. This three year contract is for initial trimming and pruning of the bushes and trees to make sure they have an adequate structure. Moved by Council Member Gonzales, seconded by Council Member Colwell, "to approve the Landscape Maintenance Contract with Anita's Greenscaping, Inc. for the downtown gardens and authorize the Mayor to execute the contract," "YEAS", Gonzales, Colwell, Meininger, and Hilyard. "NAYS" Shaver. Absent: None.

Mr. Johnson presented the bid specifications for the new entrance to the Riverside Discovery Center and the Avenue N alignment. We are working with the YMCA and Riverside Discovery Center as partners in this project. The last time we received bids for this project, they were substantially higher than the engineer's estimate. We are hoping for bids closer to the estimated cost. Mayor Meininger noted that since this is a state highway, the state also approved the bid specifications. This entrance will be on both sides of the road, which will align with our Comprehensive Plan. Moved by Council Member Shaver, seconded by Council Member Hilyard, "to approve the specifications for the Riverside Discovery Center entrance and Avenue N intersection improvement project and authorize the city clerk to advertise for bids to be received by March 10, 2015, 2:00 p.m.," "YEAS", Gonzales, Colwell, Meininger, Shaver and Hilyard. "NAYS" None. Absent: None.

City Planner, Annie Folck, presented the request for qualifications to solicit bids for the evaluation of the city's infrastructure to be used in the updated Comprehensive Plan. The studies that have been completed identify future land use throughout the community but does not take the utilities into consideration. This was reinforced by the Developers Task Force in 2012, as they viewed sewer and water development as the city's primary responsibility to encourage development. They noted that historically, the city has not adequately considered off-site infrastructure and recommended that the city adopt a more proactive policy. This RFQ will consider looking at the current system, logical extensions, where we could improve and provide cost estimates so we can budget accurately. Ms. Folck worked with the City of Gering developing the RFQ, but each city will bid the evaluation separately. Mayor Meininger asked where NPPD fits into this process. Ms. Folck agreed that they need to be included in this process. Moved by Council Member Hilyard, seconded by Council Member Colwell, "to approve the Request for Qualifications for professional services related to the evaluation, recommendation and

estimated costs for infrastructure for the City's Comprehensive Development Plan and authorize the city clerk to advertise for bids to be received by March 10, 2015 2:00 p.m.," "YEAS", Gonzales, Colwell, Meininger, and Hilyard. "NAYS" Shaver. Absent: None.

City Manager Kuckkahn explained that Mike Bacon, City Attorney for Gothenburg, is an expert in economic development financing tools, including tax increment financing and LB 840. He has agreed to do a presentation for the cities of Scottsbluff and Gering on March 10, 2015 for a fee not to exceed \$500.00 to cover his travel and lodging costs, which will be paid with LB840 funds. Moved by Mayor Meininger, seconded by Council Member Shaver, "to approve reimbursement of actual travel and lodging costs, not to exceed \$500.00 to Mike Bacon for a presentation on Tax Increment Financing and other Economic Development tools during a special meeting seminar on March 10, 2015," "YEAS", Gonzales, Colwell, Meininger, Shaver and Hilyard. "NAYS" None. Absent: None.

As discussed at the last meeting, Mr. Johnson presented the extension contract with Twin Cities Development. This will take their agreement into the next quarter to allow enough time for staff to negotiate the Support Agreement with TCD. Mr. Kuckkahn added that he anticipates having the final agreement after the Economic Development presentation on March 30, 2015. Moved by Council Member Gonzales, seconded by Council Member Hilyard, "to approve the extension of the Twin Cities Development Support Agreement and authorize the Mayor to execute the Agreement," "YEAS", Gonzales, Colwell, Meininger, Shaver and Hilyard. "NAYS" None. Absent: None.

Regarding the agreement with Thomas P. Miller and Associates (TPMA), Mr. Kuckkahn explained that there are a number of things currently in the works for the Economic Development Plan, including: utilities, flood plain mapping east of town which is a federal program, and storm water management including public land and acquisition to unify a regional-wide system to manage resources more efficiently.

We hope to have a Comprehensive Plan that is driven by the Economic Development Plan. We currently have other key contracts out there all of which will come together for a site specific identification to identify what sites are most suitable for economic development. Mr. Kuckkahn explained that he would like to have TPMA bring all economic development issues together rather than piece meal the process, which is the purpose of this additional contract. We are currently not prepared to endorse the retainer contract. A representative from TPMA is currently in town and will be meeting with committee and council members to discuss this process. Staff is suggesting consideration of this contract at the next meeting, which Council agreed.

Mayor Meininger recognized and congratulated City Planner Annie Folck for her receipt of the Nebraska Statewide Arboretum Community Landscape Award for the addition of community sustainable landscapes.

Perry Mader, Parks and Recreation Supervisor, gave the Council an update on the progress of the Monument Valley Pathway project. He explained that the city was approved for a \$3 million grant (80/20) to construct five miles of pathway with two ending points at Western Nebraska Community College and Regional West Medical Center. The project has passed all environmental assessments and is now in the planning and engineering phase. There have been a few modifications to the plan which has been developed by the staff and boards. Their goal is to connect the schools and parks with neighborhoods. The future plan is to bid the project in 2016 and construction to take place in 2017. They have already held an open house for public input and plan to have another. There are some right of way issues on Avenue I, but they feel it can be worked out. They have a pathway bridge planned by the 23 club over Highway 26, however, actual construction will depend on the cost.

The Parks Department is already working on the next phase with possible grant funding for approximately \$2.5 million. The funding agencies are very positive and supportive about this pathway plan. Phase two will make the pathway a signature project for our community.

Mayor Meininger explained that he plans to go to Lincoln to testify on behalf of LB419 which would make zoos exempt from paying a state tax. The Riverside Discovery Center would save approximately \$22,000 a year in taxes if this bill passes. Council Member Shaver commented that he would be in favor of this bill if the City of Scottsbluff was not helping to fund the RDC. Moved by Council Member Gonzales, seconded by Council Member Colwell, "to authorize the Mayor to sign a

letter of support and testify on behalf of LB419,” “YEAS”, Gonzales, Colwell, Meininger, and Hilyard. “NAYS” Shaver. Absent: None.

City Manager Kuckkahn explained that without passage of the Lodging Tax Ordinance, we will have a \$200,000 shortfall in the general fund. The sales tax, while improving, still isn't where it was a few years ago. As a result, we will need to cut back as there are no other revenue resources. Mr. Kuckkahn is bringing these ideas to Council to begin to look at areas where we can cut back, internally.

Some possibilities with staff include:

- Combining the Code Inspector position with the Fire Inspector
- Library - cut a library page position and reduce evening hours
- Delay any re-hires of essential positions to create a salary lapse, producing additional savings
- Consideration of outside contracts with the RDC and the Indoor Splash Pool

Mr. Kuckkahn explained that there is no need to overreact. We need to look at the long term, as it is possible to diminish the reserve quickly if we use the reserve to cover the shortfall. We are not in a position to slash quality programs at this time. This is not a desperate situation, but serious enough to be proactive. Council Member Shaver commented that since the lodging tax was to be used for the Zoo, we should not continue to fund the Zoo.

Council Member Hilyard asked staff to present what the savings with these cuts would look like. Council Member Gonzales commented that he is concerned about nickel and diming the departments to fix this problem, especially with the new progress of the Economic Plan on board. Staff will bring a detailed report with recommendations back to the Council.

City Manager Kuckkahn explained that the reason we excuse Council absences is because of the State Statute regarding City Council absentees, Neb Rev Stat 19-3101, which states that any Council person that misses five consecutive regular meetings, not excused by a majority vote, creates a vacancy. The Council person is entitled to a notice and hearing before the vacancy is declared. The City doesn't have a separate policy, we follow the State Statute.

Council introduced an Ordinance text change limiting the areas that may be subdivided without improvements which was read by title on second reading: AN ORDINANCE AMENDING CHAPTER 21, ARTICLE 1 OF THE SCOTTSBLUFF MUNICIPAL CODE IN DEALING WITH SUBDIVISIONS AND IMPROVEMENTS REQUIRED, AMENDING §21-1-21, §21-1-27, and §21-1-34, REPEALING ALL PRIOR SECTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

Moved by Council Member Hilyard, seconded by Council Member Colwell, “to adjourn the meeting at 7:20 p.m.,” “YEAS”, Colwell, Meininger, and Hilyard. “NAYS” Shaver, Gonzales. Absent: None.

Mayor

ATTEST:

City Clerk