

Sidney, Nebraska, July 24, 2012 A Fair Housing City

A meeting of the Mayor and Council of the City of Sidney, Nebraska, was convened in open and public session at 7:15 P.M. on July 24, 2012 in the Council Room. Present were: Mayor Gaston and Council Members: Weiderspon, Nienhueser, Gallaway and Van Vleet. Others present: City Manager Person, City Attorney Leef and City Clerk Anthony. Notice of the meeting was given in advance thereof by publication in *The Sidney Sun Telegraph*, the designated method for giving notice, a copy of the proof of publication being attached to these minutes. Advance notice of the meeting was also given to the members of the City Council and a copy of their acknowledgment of receipt of notice is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the City Council. All proceedings shown hereafter were taken while the convened meeting was open to the attendance of the public.

Mayor Gaston informed the public of the location of the posted Open Meetings Act.

Nienhueser moved, Gallaway seconded "That the minutes of the July 10, 2012 meeting be approved." Roll call vote: Yeas: All council members present.

The Mayor announced that a public hearing would now be held as advertised for the Retail Class I liquor license application of High Plains Pizza Hut, Inc. dba Pizza Hut of Sidney at 572 Glover Road, Sidney, Cheyenne County, Nebraska. The Corporate Manager Application for Bruce Lundy was also a part of the application. The following filed written objections to said applications: None. The following appeared in person or by agent or by attorney and were heard: None. All persons having been heard, the Mayor closed the public hearing. Gallaway moved, Van Vleet seconded "That RESOLUTION NO. 20120703 be passed and adopted." Roll call vote: Yeas: All council members present.

RESOLUTION NO 20120703

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SIDNEY, NEBRASKA AS FOLLOWS:

That the Mayor and Council of the City of Sidney, Nebraska hereby recommends approval of the issuance of a Class I liquor license to High Plains Pizza Hut dba Pizza Hut of Sidney in the City of Sidney, Cheyenne County, Nebraska; and

That the Nebraska Liquor Control Commission be notified of said recommendations.

Jonathon Schubauer of Baker & Associates, presented the bids for Street Improvement District No. 51 which had been received on 7-17-12 as follows: Anderson & Shaw Construction, Scottsbluff - \$248,751.02; Nienhueser Construction, Sidney - \$266,686.36; Paul Reed Construction, Gering - \$281,323.22. The engineer's recommendation was to award to the low bidder. Nienhueser moved, Gallaway seconded "That the bid for Street Improvement District No. 51 be awarded to Anderson & Shaw Construction in the amount of \$248,751.02." Roll call vote: Yeas: All council members present. Ken Schneider, President of the Homeowners Association for the property owners in SID #51, asked the Council that since the bids had come in higher than they had planned if the City could waive engineering and administration fees. The Council informed Mr. Schneider that waiving the engineering fees would set a precedent which would change how improvement districts have been assessed over previous districts. Consequently, the homeowners request on this could not be considered. It was explained that the City's 3% administrative fees has been a piece of district costs for all past districts and it was to cover costs incurred by the City for bonding, legal fees, publication costs, postage, etc. Mr. Schneider, on behalf of his association, did not wish to cancel the request for the paving district.

Public Services Director John Hehnke introduced Leo Supan from Landis & Gyr and Niel Hart from Kriz Davis who gave a presentation on an Advanced Metering Infrastructure system that they are proposing to the City of Sidney Electric and Water Departments. The City Council had approved the purchase of this type of system in the current year's budget. With that approval, staff proceeded with an RFP for supplying such a system. Proposals were received from six different companies. Over several months, staff has interviewed each company, reviewed their submittals and discussed which solution was the best fit both technologically and

costwise for the City. This has resulted in asking Landis & Gry to present their proposal to the City Council. After a lengthy discussion and requests for more information, no decision was made at this time.

Chuck Christensen, Director of Golf, introduced Andy Staples, President of Golf Resource Group, who was hired to make a master planning study regarding Hillside Golf Course. Mr. Staples along with Ryan Keighin, an irrigation specialist, presented the study including an analysis of the water irrigation system on Hillside and a long term master plan for golf course improvements with various recommendations. The current irrigation system does not have a central irrigation control system and has had numerous issues the past few years with line breakage, sprinkler heads, the pumping system and a deteriorating storage reservoir. The study was conducted with input from the City Golf Course Advisory Committee which consisted of Tom O'Connell, Jr., B.J. Raffleson, Mike Lieninger, Darren Dorman, Tommy Milner, Tim Ryder, Harold Perkins and Mark Nelson. Mark Nelson, representing said committee gave a prepared statement asking for the Council to considering the Study favorably. A letter was also read in support of the Study from Harold Perkins. It was suggested that the study be placed on the City's web site. The City Manager and the Council expressed their appreciation to the Committee, Mr. Staples, Mr. Keighin, Chuck Christensen, and Kris Johnson for their dedication to the betterment of Hillside Golf Course.

Nienhueser moved, Weiderspon seconded "That the Hillside Golf Course Master Plan be accepted as presented and that the recommendations be addressed at the upcoming budget workshops." Roll call vote: Yeas: All council members present.

City Manager Person addressed the 2012-13 Budget funding issues. In analyzing the City Council members goals and with the various immediate needs of the community regarding major infrastructure project, he introduced an infrastructure funding proposal. In light of the 2012 Nebraska Legislative session, an additional half cent sales tax was authorized for municipalities for infrastructure purposes. If the Council wants to pursue this new funding possibility, they would need to take action to authorize it no later than the August 28<sup>th</sup> meeting in order to get a ballot issue to Cheyenne County prior to the September 1 deadline to make the general election ballot. Stipulations of the new legislative bill is that this new sales tax must replace a current funding fee and help fund an inter-local government agreement. Possible scenarios to utilize this new funding proposal were discussed and will be an item of discussion at the upcoming budget sessions.

Weiderspon moved, Nienhueser seconded "That RESOLUTION NO. 20120704 be passed and adopted." Roll call vote: Yeas: All council members present. Council Member Nienhueser requested they be given a time line schedule with the State of Nebraska for the completion of the 10<sup>th</sup> Avenue project.

RESOLUTION 20120704  
PRELIMINARY ENGINEERING AND ENVIRONMENTAL DOCUMENTATION  
SERVICES AGREEMENT – BK1175 PROJECT NO. URB-6363(3) CONTROL NO. 51456  
10<sup>th</sup> Street, Hickory - Osage

**Whereas:** the City of Sidney, Nebraska and M.C. Shaff & Associates, Inc. have previously executed a Preliminary Engineering and Environmental Documentation Services Agreement BK1175 for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds;

**Whereas:** the City of Sidney, Nebraska understands that it must strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

**Whereas:** the City of Sidney, Nebraska and M.C. Schaff and Associates, Inc. wish to enter into a Supplemental Preliminary Engineering and Environmental Documentation Services Agreement No. 1 setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

**Be It Resolved:** by the City Council of the City of Sidney, Nebraska that: Wendall Gaston; Mayor, is hereby authorized to sign the attached Supplemental Preliminary Engineering and Environmental Documentation

Services Agreement, Supplement No. 1 between the City of Sidney, Nebraska and the M.C. Schaff and Associates, Inc. The City of Sidney, Nebraska is committed to providing local funds for the project as required by the Project Program Agreement.

Van Vleet moved, Gallaway seconded "That the resignation of Lori Joseph from the Library Board be accepted." Roll call vote: Yeas: All council members present.

Nienhueser moved, Weiderspon seconded "That the Budget Reports for June, 2012 be approved." Roll call vote: Yeas: All council members present.

In regards to scheduling budget workshops, the consensus was to aim for August 6th in the afternoon possibly starting at 1:00 p.m. and August 7<sup>th</sup> in the early evening starting at 5:00 p.m.

City Manager's report consisted of updates of recent and upcoming meetings and/or events; i.e.: Mike Linder of NDEQ in Sidney toured the WWTF; department budget workshops 7/23-26; PRT 8/3; League Legislative Committees 8/24; Appreciation Days & Farmer's Market 7-28; County Fair 7-22-29, Swimming Pool RFP's are out w/deadline of 8/7. No word on the NNI. Thank you to the law enforcement agencies for the quick response and crime scene work in the recent homicide.

The meeting adjourned at 10:10 p.m.

/s/ WENDALL GASTON, MAYOR

ATTEST: /s/ G.F. ANTHONY, CITY CLERK











