

Sidney, Nebraska, April 26, 2016, 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 April 26, 2016 in the Council Room. Present were: Mayor Nienhueser and Council Members: Gallaway, Gaston, Gay, and Arterburn. Others present: City Manager Sadler, City Clerk Anthony and City Attorney Leef. 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 Nienhueser informed the public of the location of the posted Open Meetings Act.

Gaston moved, Gallaway seconded "That the minutes of April 12, 2016 meeting be approved." Roll call vote: Yeas: All council members present. Abstain: Nienhueser.

Vice-Mayor Gaston presented a plaque and a flag that had been received from the Arbor Day Foundation to commemorate the City of Sidney's 30th consecutive year as a Tree City USA recipient. He also reported on the Arbor Day Celebration that he attended on behalf of the City on April 23, 2016, at the Lodgepole Valley Youth Camp, featuring the Free Tree Give-a-Way. Also, Dr. C.J. Cornelius was honored with the Community Spirit Award in recognition of his commitment to supporting tree planting and care.

City Clerk Anthony read the National Nurses Week Proclamation. Gaston move, Arterburn seconded "That May 6-12 be declared National Nurses Week with the theme *Culture of Safety – It starts with you!*" Roll call vote: Yeas: All council members present.

Gallaway moved, Gay seconded "That Resolution No. 20160405 be passed and approved." Roll call vote: Yeas: All council members present.

RESOLUTION NO. 20160405

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

That the Planning Commission of the City of Sidney, Nebraska, has submitted to the City Council of the City of Sidney, Nebraska, its final report regarding the Rezoning Application of Cheyenne County to rezone a 38.543 acre tract of land locate within the North Half and Southeast Quarter of Section 36, Township 14N, Range 50W of the 6th P.M., more particularly described as the Cheyenne County Fairgrounds, from R-1 (Single Family Residential) to A (Agricultural) Zone; and

That the City Council of the City of Sidney proposes to consider said report; that a public hearing will be held thereon in the Municipal Building of the City of Sidney, Nebraska, at 7:15 o'clock P.M. on the 26th day of April, 2016 at which time and place parties in interest and citizens shall have an opportunity to be heard; and that the City Clerk is hereby directed to give the proper notice of said hearing in compliance with the law at least ten days prior to said hearing.

Dan Garneau, representing The Ranch at Sidney, LLC, was present to answer questions concerning The Ranch at Sidney's preliminary plat application.

Gay moved, Gaston seconded "That Resolution No. 20160406 be passed and approved." Roll call vote: Yeas: All council members present.

RESOLUTION NO. 20160406

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

That the Planning Commission of the City of Sidney, Nebraska has submitted to the City Council of the City of Sidney, Nebraska, its recommendation of approval of the preliminary plat application of The Ranch at Sidney, LLC to subdivide Tract 3, Sidney Regional Medical Center Subdivision, located within the Southwest Quarter of Section 33, T14N, R49W of the 6th P.M. in the City of Sidney, Cheyenne County, Nebraska; and

That the City Council of the City of Sidney, Nebraska, does hereby approve the foregoing preliminary plat; and

That the City Council of the City of Sidney, Nebraska, does hereby approve the Final Plat of Tract 3, Sidney Regional Medical Center Subdivision, located within the Southwest Quarter of Section 33, T14N, R49W of the 6th P.M. in the City of Sidney, Cheyenne County, Nebraska.

Gallaway moved, Gay seconded "That Resolution No. 20160407 be passed and approved." Roll call vote: Yeas: All council members present.

RESOLUTION NO. 20160407

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

That the Planning Commission of the City of Sidney, Nebraska has submitted to the City Council of the City of Sidney, Nebraska, its recommendation of approval of the rezoning request of The Ranch at Sidney, LLC to subdivide Tract 3, Sidney Regional Medical Center Subdivision, located within the Southwest

Quarter of Section 33, T14N, R49W of the 6th P.M. in the City of Sidney, Cheyenne County, Nebraska, from A (Agricultural) to C-1 (Light Commercial) Zone and

That the City Council of the City of Sidney proposes to consider said report; that a public hearing will be held thereon in the Municipal Building of the City of Sidney, Nebraska, at o'clock P.M. on the 26th day of April, 2016 at which time and place parties in interest and citizens shall have an opportunity to be heard; and that the City Clerk is hereby directed to give the proper notice of said hearing in compliance with the law at least ten days prior to said hearing.

Water Superintendent Bill Taylor and representatives of Diamondback Engineering presented Change Order #2 for the Midlands contract for the Water Pipeline East Booster Pump Station project. Included in the change order is the contractor's cost of de-mobilizing and re-mobilizing due to the condemnation process for the property north of Highway 30 which started in the fall of 2015. Also included is repairing damage to an unmarked storm sewer on the north side of Pole Creek Crossing at the East Booster Pump Station which was hit and then consequently having to relocate it. 119 days were added to the contract time as that is the approximate amount of time that Midlands had remaining on the contract before having to demobilize due to the condemnation proceedings. Amount of Change Order #2 is \$29,000.

Gaston moved, Gallaway seconded "That Change Order #2 for Midlands Contracting for the Water Pipeline East Booster Pump Station project in the amount of \$29,000 be approved. Roll call vote: Yeas: All council members present.

City Manager Sadler presented a proposed modification to the City of Sidney Pay Grid. Due to the recent salary survey, there are concerns regarding our comparability to other employers. The new minimum wage levels reflect the need for a change to the grid. Therefore the proposed modification is to change the pay grid by eliminating Step A; to add three steps so not to compress the pay grid; and to reflect the changes to the minimum wage levels. Discussion was held with Councilman Arterburn expressing concerns.

Gallaway moved, Gay seconded "That the modification to the City of Sidney Pay Grid be approved as recommended." Roll call vote: Yeas: Gallaway, Gaston, Nienhueser, and Gay. Nays: Arterburn.

Gallaway moved, Arterburn seconded "That the Budget Reports for March, 2016 be approved." Roll call vote: Yeas: All council members present.

City Manager Report:

City Manager Sadler reported that the job openings for Chief of Police, Building Inspector and Assistant City Manager were being advertised and that several applications have been received for the Chief of Police and none for the other two positions. The question was asked in regards to the goal for hiring the Police Chief. The process for hiring was explained.

Other items shared were the targeting report that Ed and Tina are working on, attendance at the Chamber Board of Directors meeting, and RFP's going out for insurance brokers and bonding agencies. It was noted that the Department of Economic Development has re-scheduled its visit to Sidney for May 16 and 17th.

Council Comments:

Council Member Gallaway asked for a report on the fund raiser for the pool to which Tina reported that we were still \$225,000 short of the goal and that the loan that we had taken out will count towards the City's share.

Council Member Arterburn commended Tom Von Seggern and the Tree Board for the Arbor Day Tree Give-Away Program. He also thanked Council Member Gaston for representing the City at this event.

Meeting adjourned at 7:57 p.m.

/s/ MARK NIENHUESER, MAYOR

ATTEST: /s/G F ANTHONY, CITY CLERK

