

Notice of the meeting was given in advance by publication in the Sheridan County Journal Star, the designated method for giving notice as shown by the affidavit of publication on file in the City Clerk's office. Agendas of the meeting were simultaneously given to the Mayor and all members of the Council. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

A meeting of the City Council of the City of Gordon was called to order at 6:05 p.m. November 14, 2019 in the City Council Chambers of the City Auditorium. The Mayor noted the location of the Open Meetings Laws in the back of the room.

Present: Bounous, Evans, Paul, Russell, and Grant.

Absent: No one.

Motion by Bounous, seconded by Evans to approve the minutes of the October 10, 2019 meeting. Ayes: Evans, Russell, Grant, and Bounous. Abstain: Paul.

The October 2019 Treasurer's Report was not available from Gardner, Loutzenhiser and Ryan due to the beginning of the audit process.

After some discussion, motion by Evans, seconded by Bounous to approve the bills. Ayes: Paul, Russell, Grant, Bounous, and Evans.

Abbreviations for this legal: EX, Expense; FE, Fee; GR, Groceries; MI, Mileage; Re, Reimburse; RPT, Report; SA, Salaries; SE, Services; SU, Supplies.

PAID BILLS

EFTPS	Ally	EX	\$562.39
EFTPS	Ally	EX	\$523.52
EFTPS	Fleet Services	SU	\$1,272.02
EFTPS	FNBO	FE	\$84.38
EFTPS	NE Dept of Revenue	RE	\$4,171.71
RS1265	Candy Allison	RE	\$57.81
RS1266	Grocery Mart	SU	\$39.08
GF1005	First National Bank	EX	\$10,050.99
GF1006	First National Bank	EX	\$10,776.19
GF1007	First National Bank	EX	\$20,860.48
INS1079	Ball Insurance	EX	\$3,536.00
WS108	KL Wood & Co	EX	\$27,969.30
48577	VOID	VD	\$0.00
48578	Payroll Fund	SA	\$43,384.15
48579 -	48632 VOID	VD	\$0.00
48689	Amazon.com	EX	\$738.74
48690	BC/BS	EX	\$8,097.85
48691	Consolidated Management	SE	\$88.87
48692	Chadron Record	SU	\$62.95
48693	Cengage	SU	\$33.14
48694	Ingram	SU	\$57.30
48695	Library Petty Cash	RE	\$38.04
48696	NWRPPD	SE	\$4,799.82

48697	NE State Historical Society	FE	\$25.00
48698	Perpetual Care Fund	RE	\$200.00
48699	Sheridan County Clerk	FE	\$16.00
48700	Xerox	EX	\$90.92
48701	Payroll Fund	SA	\$27,566.18
48702	City of Gordon	RE	\$114.71
48703	Pink Spur Photography	RE	\$49.14
48704	Sabrina Gonzalez	RE	\$36.15
48705	Payroll Fund	SA	\$36,891.91
48706	Airport Authority	RE	\$772.79
48707	Airport Bond Savings	RE	\$667.23
48708	Consolidated Management	SE	\$270.91
48709	Madison National Life Ins	EX	\$40.19
48710	Black Hills Energy	SE	\$655.27
48711	Special Assessment BF	RE	\$1,109.97
48712	Sandhills	EX	\$400.00
48713	USPS	SE	\$165.90
48714	Verizon	SE	\$200.05
48715	CoDee Johns	RE	\$2,579.95
48716	NW Mutual	RE	\$503.95

Total November Paid Bills

\$209,560.95

UNPAID BILLS

48718	Air Med Care	EX	\$325.00
48719	Baker & Associates	SE	\$989.28
48720	Dan Bishop	RE	\$50.00
48721	Bierschbach	SU	\$1,802.08
48722	Blue Cross/Blue Shield	EX	\$12,528.96
48723	Better Homes & Gardens	SU	\$10.00
48724	Shelby Colwell	RE	\$50.00
48725	Tony Bishop	RE	\$50.00
48726	City of Chadron	EX	\$45.00
48727	City of Gordon	SE	\$54.58
48728	City of Gordon	RE	\$55.49
48729	Consolidated Mngmt Co	SE	\$97.36
48730	Customized Billing	SE	\$150.00
48731	Chamberlain-Pier	SE	\$1,258.00
48732	Country Living	SU	\$8.00
48733	Country Sampler	SU	\$15.00
48734	Mitch Gallant	RE	\$44.51
48735	DAS State Acct	SE	\$55.00
48736	Egov	EX	\$1,750.00
48737	First National Bank of Omaha	SU	\$1,150.96
48738	JD Financial	SU	\$348.93
48739	Farmer's Coop	SU	\$37.97
48740	Fyr-Tek	SU	\$202.01
48741	Ford Motor Credit	EX	\$374.09
48742	Gordon Memorial Health	SE	\$85.18
48743	Great Plains Communications	SE	\$1,704.71

48744	Grocery Mart	SU	\$142.03
48745	Cengage	SU	\$33.14
48746	Gworks	SE	\$2,996.60
48747	General Fund Money Market	EX	\$8,000.00
48748	Hinn's Auto Supply	SU	\$1,891.56
48749	Hillyard	SU	\$1,141.67
48750	Homestead	SU	\$64.47
48751	Time	SU	\$30.00
48752	Horticulture	SU	\$24.95
48753	Clay Heath	RE	\$50.00
48754	Kustom Rock	SU	\$44.00
48755	Kirk's Repair	SE	\$115.00
48756	Gardner, Loutzenhiser & Ryan	SE	\$2,880.10
48757	Library Petty Cash	RE	\$46.00
48758	Med Tech Resource	SU	\$5,724.85
48759	Mid Continent	SE	\$300.00
48760	Michael Todd & Co	SU	\$3,714.89
48761	Joe McGough	RE	\$50.00
48762	NPPD	SE	\$7,615.42
48763	NE Total Office	SU	\$192.28
48764	NW Rural Public Power Dist	SE	\$2,181.21
48765	NW Pipe Fittings	SU	\$2,189.56
48766	NW Community Action	EX	\$192.93
48767	NE Law Enforcement Tr Ctr	EX	\$150.00
48768	NE Land	SU	\$18.00
48769	One Call Concepts	SE	\$59.19
48770	Petty Cash	RE	\$291.71
48771	Shane Pascale	RE	\$50.00
48772	Pests Go LLC	SE	\$40.00
48773	Ben Plemons	RE	\$50.00
48774	Quill	SU	\$47.98
48775	Rapid City Journal	SU	\$610.00
48776	RR Donnelley	SU	\$62.36
48777	Reina's Welding	SU	\$3,540.00
48778	Rushville Service Center	SE	\$198.61
48779	NE Public Health Env lab	SE	\$153.00
48780	Glen Spaugh	RE	\$50.00
48781	Dan Sasse	RE	\$50.00
48782	Stockmen's Drug	SU	\$383.80
48783	Sheridan County Journal Star	SE	\$458.87
48784	Saturday Evening Post	SU	\$26.94
48785	Simon Materials	SU	\$6,008.00
48786	Smith, King, Simmons, & Conn	SE	\$680.00
48787	True Value	SU	\$2,175.53
48788	Triangle Electric	SE	\$357.50
48789	Trinity & Mills Strategic Services	EX	\$3,300.00
48790	USA Bluebook	EX	\$2,026.46
48791	Uline	SU	\$274.64
48792	Westco	SU	\$2,188.11
48793	Water Reserve Fund	EX	\$1,716.00

48794	Water/Sewer Bond Fund	EX	\$17,200.00
48795	Water/Sewer Bond Fund	EX	\$5,000.00
48796	Kevin Wolkins	RE	\$50.00
48797	Keith Wolkins	RE	\$50.00
48798	Xerox	EX	\$677.33
Total November Unpaid Bills			\$110,806.80
Total November Paid Bills			\$209,560.95
Total November Bills			\$320,367.75

Deb Cottier, NW Nebraska Development Corporation (NWNDC), was present to discuss with council the programs the corporation offers, and to ask for financial support in the future. The NWNDC offers loans to for-profit businesses in the area with the goal of creating jobs for the community. In 2019, two City of Gordon businesses received loans from the NWNDC. With increasing costs to fund their programs, the NWNDC is asking that the City of Gordon pay membership dues so that their services may continue to be offered to Gordon. No action was taken on this item.

The communication system for the city’s wells is in need of repair or replacement. Any repairs that can be done to the system require refurbished parts as the system is outdated. City Manager Spaugh, Public Works Director Dan Bishop and Utility Superintendent Shane Pascale have been working on quotes from two different companies. The repairs that are needed would cost approximately \$30,000, with a total replacement costing approximately \$100,000. After some discussion, it was decided that there are other questions to be answered before moving forward. Council will be given more information at future meetings.

In a review of the City of Gordon’s updated municipal code it was realized that many of the fees charged by ordinance needed review and update. After some discussion, motion by Bounous, seconded by Paul to pass Resolution 2019-14. Ayes: Russell, Grant, Bounous, Evans, and Paul.

RESOLUTION NO. 2019-14

A RESOLUTION TO SET THE FOLLOWING FEES AND CHARGES RELATED TO THE ORDINANCES THAT ARE LISTED.

WHEREAS, the City of Gordon updated the municipal codes during the September 12, 2019 Council meeting, and

WHEREAS, the council needs to adopt the fees and charges related to the ordinances that are listed in the code book as being ‘on file in the office of the city clerk’,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Gordon, Nebraska, that the following fees and charges be and hereby are established, which shall be effective upon passage:

1-107	Public records; copies [Also in 1-505(D)]	\$.25
1-504(A)	City manager; bond	\$ 5,000
1-516(B)	Utilities superintendent; bond	\$ 5,000
2-503 (B)	Cemetery Board; Perpetual Care Trust Bond	\$ 5,000
3-303	Kennel license	\$ 250

3-503(L)(2)	Nuisances; hobbyist permit fee (up to 2)	\$100.00 per vehicle
4-507(A)	ATV/UTV; permit/decal	\$ 20.00
4-515(B)	Golf car vehicle; permit	\$ 20.00
5-204(A)	Solicitors and peddlers; license	\$20/day or \$100/yr.
5-204(B)	Solicitors and peddlers; bond	\$ 500.00
5-207(C)	Transient merchant; license	\$100.00/month
5-207(C)	Transient merchant; bond	\$500.00
5-503(B)	Bingo; permit	\$ 10.00
5-503 C	Bingo; permit renewal	\$ 10.00
5-601	Tobacco sales; license	\$ 10.00
5-704	Tattoo/body piercing; license	\$ 50.00
5-901(A)	Signs and canopies; permit	\$ 20.00
7-103(A)	Utilities; service deposit	\$100.00
7-103(A)	Utilities; tap fee, water	\$250.00 plus materials
7-103(A)	Utilities; tap fee, sewer	\$200.00 plus materials
7-204	Utilities/water; non-resident tap fee	\$500.00 plus materials
7-208(A)	Utilities/water; meter deposit	\$100.00
7-305	Utilities/sewer; non-resident tap fee	\$400.00 plus materials
9-201(B)	Building permit fee	\$25.00 (up to \$25,000 cost) \$50.00 (\$25,000 + cost)
9-302(B)(4)	Building moving; permit	\$25.00 (up to \$25,000 cost) \$50.00 (\$25,000 + cost)

Passed and approved this 14th day of November 2019.

CITY OF GORDON, NEBRASKA

 /s/ Nancy I Russell
Mayor

ATTEST:

 /s/ Kim Buchan
City Clerk

Block 44 in the Gordon Cemetery was previously replatted to be sold as individual grave spaces. Resolution 2019-15 needs to be filed with the county clerk, so that the deeds for these individual lots may be filed. Motion by Bounous, seconded by Grant to pass Resolution 2019-15. Ayes: Grant, Bounous, Evans, Paul, and Russell.

RESOLUTION NO. 2019-15

A RESOLUTION DESIGNATING A NEW PLAT OF THE CEMETERY OF THE CITY OF GORDON, NEBRASKA; DIRECTING SAID PLAT TO BE RECORDED IN THE OFFICE OF THE SHERIDAN COUNTY REGISTER OF DEEDS; AND AN EFFECTIVE DATE.

WHEREAS, the City of Gordon, Nebraska has previously dedicated certain property as the Gordon Cemetery and where the City of Gordon has previously established an official plat of the Gordon Cemetery, with the most recent update having been recorded in the office of the Sheridan County Clerk/Register of Deeds on the 24th day of January, 2007 in Book 45 of Misc. pages 19-23;

WHEREAS, the City of Gordon, Nebraska has established a replat of Block 44 to the cemetery of Gordon, Nebraska for the purpose of renumbering and renaming all lots within Block 44;

WHEREAS the City of Gordon, Nebraska further desires to establish an updated official plat of the Gordon Cemetery for purposes of recording in the offices of the Sheridan County Register of Deeds;

WHEREAS, the City of Gordon desires deeds to designated burial plots issued by the City be recorded in the offices of the Sheridan County Register of Deeds and to do so the Register of Deeds requires an official plat of the Gordon Cemetery;

WHEREAS, said plat is attached hereto and incorporated herein by this reference;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GORDON, NEBRASKA, the plat of the Gordon Cemetery, attached hereto and incorporated herein by this reference, is designated as the official plat of the Gordon Cemetery and shall be delivered to the Sheridan County Register of Deeds of purposes of allowing deeds issued by the City to be recorded hereafter.

PASSED, APPROVED AND EFFECTIVE this 14th day of November, 2019.

/s/ Nancy I Russell
MAYOR

ATTEST:

/s/ Kim Buchan
City Clerk

Motion by Bounous, seconded by Paul to pass, with thanks, Resolution 2019-16. Ayes: Bounous, Evans, Paul, Russell, and Grant.

RESOLUTION 2019-16

APPOINTMENT OF DANIEL A BISHOP AS STREET SUPERINTENDENT FOR THE CITY OF GORDON, NEBRASKA.

WHEREAS, the governing body of the City of Gordon determined the need to appoint a Street Superintendent to have general charge, direction and control of all work on streets, sidewalks, culverts and bridges of the City of Gordon, and

WHEREAS, the City of Gordon, Sheridan County, Nebraska established by ordinance the position of Street Superintendent, codified in Chapter I Civil Administration, Article V, Section 1-517 of the Municipal Code Book, and

WHEREAS, the duties of the Street Superintendent are set forth by City of Gordon Ordinance and Laws pursuant to the State of Nebraska,

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Gordon, Nebraska, that Daniel A Bishop be appointed as City of Gordon Street Superintendent for the City of Gordon, Sheridan County, Nebraska.

PASSED AND APPROVED this 14th day of November, 2019.

/s/ Nancy I Russell

Mayor

Attest:

/s/ Kim Buchan

City Clerk

Motion by Paul, seconded by Evans to pass Resolution 2019-17. Ayes: Evans, Paul, Russell, Grant, and Bounous.

Resolution 2019-17

WHEREAS, State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment;

WHEREAS, the State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify (by December 31st of each year) the appointment of the City Street Superintendent to the NDOT using the Year-End Certification of Street Superintendent;

WHEREAS, the NDOT requires that such certification shall also include a copy of the meeting minutes showing the appointment of the City Street Superintendent by their name as it appears on their license (if applicable), their License Number and Class of License (if applicable), and type of appointment, i.e., employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

WHEREAS, the NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Mayor or Village Board Chairperson and shall include a copy of a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor or Village Board Chairperson.

BE IT RESOLVED that the Mayor of Gordon is hereby authorized to sign the attached Year-End Certification of Street Superintendent form.

/s/ Nancy I Russell

Mayor

Motion by Grant, seconded by Evans to pass Resolution 2019-18. Ayes: Paul, Russell, Grant, Bounous, and Evans.

RESOLUTION NO. 2019-18

WHEREAS, the City of Gordon intends to create a parade route from Orin Street and Main Street to 4th Street and Main Street, for the Gordon "Parade of Lights" on Saturday, December 14, 2019, from 6:00 pm to 9:00 pm.

WHEREAS, closure of roadways along the parade route is necessary to relieve the through traffic from the area in the City of Gordon, Nebraska on or near the parade route, and to provide a safe event for participation and spectators, and;

WHEREAS, the Main Street (Nebraska Highway 27) roadway from 1st Street to 4th Street is part of the state highway system and is located within the official corporate limits or zoning jurisdiction of the City of Gordon, and;

WHEREAS, the City of Gordon, while making use of the state highway system for a special event, shall have the legal duty to protect the highway property from any damage that may occur arising out of the special event and the state shall not have any such duty during the time the City of Gordon is in control of the property as specified in the notice provided pursuant to LB 589/N.R.S §39-1359, and;

WHEREAS, any existing statutory or common law duty of the state to protect the public from damage, injury, or death shall become the duty of the City of Gordon while making use of the state highway system for a special event and the state shall not have any such statutory or common law duty during the time the City of Gordon is in control of the property as specified in the notice provided pursuant to LB 589/N.R.S §39-1359, and;

WHEREAS, pursuant to LB 589/N.R.S §39-1359, thirty (30) days advance written notice of the special event must be provided to the Nebraska Department of Roads which specifies the date and time City of Gordon will assume control of the identified state highway property, as well as the date and time the City of Gordon will relinquish control of such state highway property to the State of Nebraska. In addition, the City of Gordon shall provide beginning and ending locations for the highway closure including sufficient area for the placement of advance warning and/or detour signing, and include sufficient time for the City of Gordon to prepare and later clean the property prior to returning possession back to the State of Nebraska, and;

WHEREAS, LB 589/N.R.S §39-1359 dictates that if a special event includes any portion of the State of Nebraska Highway System, the City of Gordon shall, if a claim is made against the State of Nebraska, indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability, including reasonable attorney's fess, that may arise as a result of the special event; and

NOW, THEREFORE, BE IT RESOLVED, that said Parade Route and road Closure referred to hereinabove is hereby adopted. That the governing body of the City of Gordon acknowledges and accepts all duties set out in LB 589/N.R.S §39-1359, subsection (2) and accepts that the City of Gordon shall indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability including reasonable attorney's fees, that may arise as a result of the event and such Parade Route and Road Closure is accepted by the City of Gordon and the Mayor and City Clerk are hereby authorized and directed to execute same on behalf of the municipality.

/s/ Nancy I Russell
NANCY I RUSSELL, MAYOR

ATTEST:

/s/ Kim Buchan
KIM BUCHAN, CITY CLERK

The three-year cemetery farm land lease received two bids. Motion by Paul, seconded by Bounous to award the bid to Chris Hilliker. Ayes: Russell, Grant, Bounous, Evans, and Paul.

The three-year Magowan pasture land lease received two bids. Motion by Paul, seconded by Bounous to award the bid to Weldon Calkins. Ayes: Grant, Bounous, Evans, Paul, and Russell.

With no further business, motion by Bounous, seconded by Grant to adjourn at 7:17 pm. Ayes: Bounous, Evans, Paul, Russell, and Grant.

/s/ Kim Buchan
City Clerk

/s/ Nancy I Russell
Mayor

I, the undersigned, City Clerk for the City of Gordon, Nebraska hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council on November 14, 2019; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting kept continuously current and available for inspection at the office of the City Clerk; that such subjects were contained in said minutes of the Mayor and Council of the City of Gordon from which the foregoing proceedings were written from and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification of the time and place of said meeting and the subjects to be discussed at said meeting.

/s/ Kim Buchan
City Clerk