

January 9, 2020

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 6:00 p.m., January 9, 2020 in the Council Chambers of the City Auditorium. The Mayor noted the location of the Open Meetings Laws in the back of the room.

Present: Evans, Paul, Russell and Grant.

Absent: Bounous.

Motion by Evans, seconded by Grant, to approve the minutes of the December 12, 2019 meeting. Ayes: Paul, Russell, Grant, and Evans.

Motion by Evans, seconded by Paul to approve the November 2019 Treasurer's Report. Ayes: Russell, Grant, Evans, and Paul.

Motion by Paul, seconded by Evans to approve the December 2019 Treasurer's Report. Ayes: Grant, Evans, Paul, and Russell.

Motion by Grant, seconded by Paul to approve the bills. Ayes: Paul, Russell, and Grant. Abstain: 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	\$1,215.04
EFTPS	FNBO	FE	\$98.23
EFTPS	NE Dept of Revenue	RE	\$3,447.74
INS1081	Travelers	EX	\$2,523.00
RS1268	Gordon Volunteer Fire Dept	RE	\$430.00
1269	JD Financial	SU	\$526.50
48881	Payroll Fund	SA	\$33,445.78
48882	City of Gordon	RE	\$200.00
48883	Airport Authority	RE	\$172.06
48884	Airport Bond Savings	RE	\$151.04
48885	Amazon.com	SU	\$522.46
48886	Consolidated Management	SE	\$177.74
48887	Dakota Transmission, Inc	SE	\$1,903.17
48888	Family Handyman	SU	\$15.00
48889	Cengage	SU	\$65.43

48890	Ingram	SU	\$507.58
48891	Library Petty Cash	RE	\$44.22
48892	Magnolia	SU	\$20.00
48893	NWRPPD	SE	\$2,442.03
48894	Popular Science	SU	\$19.97
48895	Rachael Price	MI	\$109.04
48896	Panhandle EMS Education	SE	\$350.00
48897	Special Assessment BF	RE	\$246.87
48898	Xerox	EX	\$112.02
48899	Payroll Fund	SA	\$39,834.09
48900	City of Gordon	RE	\$65.39
48901	Matt Colwell	RE	\$34.61
48902	JD Financial	SU	\$789.59
48903	Madison National Life	EX	\$47.09
48904	Black Hills Energy	SE	\$2,141.44
48905	Sandhills Land & Property	EX	\$400.00
48906	USPS	SE	\$166.95
48907	Verizon	SE	\$200.05
48908	DHHS - Div of Public Health	FE	\$300.00
48909	DHHS - Div of Public Health	FE	\$300.00

Total January Paid Bills **\$94,110.04**

UNPAID BILLS

48910	QLT	FE	\$19.55
48911	Baker & Associates	SE	\$5,425.39
48912	Dan Bishop	RE	\$50.00
48913	Shelby Colwell	RE	\$50.00
48914	Tony Bishop	RE	\$50.00
48915	City of Chadron	EX	\$45.00
48916	City of Gordon	SE	\$56.45
48917	Culligan	SU	\$687.50
48918	Consolidated Mngmt Co	SE	\$12.68
48919	Customized Billing	SE	\$240.00
48920	BC Tire Service	SE	\$145.00
48921	Hannah Calkins	RE	\$50.00
48922	Emergency Medical Products	SU	\$380.04
48923	Enviroservice, Inc	SE	\$22.00
48924	Essence	SU	\$44.00
48925	First National Bank of Omaha	SU	\$3,179.61
48926	Farmer's Coop	SU	\$90.00
48927	Fyr-Tek	SU	\$560.88
48928	Ford Motor Credit	EX	\$374.09
48929	Gordon Memorial Health	SE	\$1,303.33
48930	Great Plains Communications	SE	\$1,705.59
48931	Galls	SU	\$424.86
48932	Grocery Mart	SU	\$14.90

48933	General Fund Money Market	EX	\$8,000.00
48934	Hinn's Auto Supply	SU	\$589.35
48935	Homestead	SU	\$64.95
48936	Hawkins	SU	\$1,927.82
48937	Clay Heath	RE	\$50.00
48938	Insurance Fund	EX	\$13,000.00
48939	Kustom Rock	SU	\$63.00
48940	Gardner, Loutzenhiser & Ryan	SE	\$800.00
48941	Loup Valley Lighting	SU	\$1,280.50
48942	Mid-States Organized Crime	FE	\$100.00
48943	Municipal Chemical Supply	SU	\$600.00
48944	Joe McGough	RE	\$50.00
48945	NPPD	SE	\$6,756.41
48946	NE Total Office	SU	\$87.62
48947	NW Community Action	EX	\$192.93
48948	Verizon Connect	SE	\$94.75
48949	One Call Concepts	SE	\$2.55
48950	Petty Cash	RE	\$275.15
48951	Shane Pascale	RE	\$50.00
48952	Ben Plemons	RE	\$50.00
48953	Quill	SU	\$203.95
48954	NE Public Health Env lab	SE	\$80.00
48955	Glen Spaugh	RE	\$50.00
48956	Dan Sasse	RE	\$50.00
48957	Sheridan County Journal Star	SE	\$278.33
48958	Smith, King, Simmons, & Conn	SE	\$417.50
48959	Tom's Auto	SE	\$245.00
48960	True Value	SU	\$685.29
48961	Timberlane	SE	\$220.00
48962	Westco	SU	\$5,785.58
48963	Water Reserve Fund	EX	\$1,716.00
48964	Water/Sewer Bond Fund	EX	\$17,200.00
48965	Water/Sewer Bond Fund	EX	\$5,000.00
48966	Kevin Wolkins	RE	\$50.00
48967	Keith Wolkins	RE	\$50.00
48968	Xerox	EX	\$575.72

Total January Unpaid Bills	\$81,573.27
Total January Paid Bills	\$94,110.04
Total January Bills	\$175,683.31

Due to a scheduling conflict, Officer Hannah Calkins was unable to be present. She will be sworn in at the February council meeting.

Motion by Paul, seconded by Evans to pass Resolution 2020-01. Ayes: Paul, Russell, Grant and Evans.

**CITY OF GORDON, NEBRASKA
RESOLUTION NO. 2020-01**

A RESOLUTION AUTHORIZING THE CLOSURE OF THE KTJ 283 FUND AND TO TRANSFER BALANCES TO THE GENERAL FUND OF THE CITY OF GORDON.

WHEREAS the City of Gordon, Nebraska has previously established a restricted fund known as the KTJ 283 Tax Increment Financing Fund (TIF); and

WHEREAS the KTJ 283 TIF Fund was established by the City of Gordon for the purpose of providing for the administration of the KTJ 283 Redevelopment Project Bond, and is no longer required because the City of Gordon and KTJ 283 have entered into a default judgement closing the Redevelopment Project; and

WHEREAS a balance of \$0 remains in the Fund;

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF GORDON, the City of Gordon shall close the restricted fund known as the KTJ 283 TIF Fund and transfer all funds to the General Fund of the City of Gordon.

PASSED AND APPROVED by the governing Board this 9th day of January, 2020.

CITY OF GORDON, NEBRASKA

/s/ Nancy I Russell
Nancy I Russell, Mayor

ATTEST:

/s/ Kim Buchan
Kim Buchan, City Clerk

With the aging and deterioration of the City of Gordon's infrastructure (i.e. streets, swimming pool, gutters) and limited resources, the council was presented with Resolution 2020-02 for consideration. Currently, and for many years, the City of Gordon is at the levy limit for property taxes. The tax based infrastructure is very limited when it comes to income sources. The sales tax imposed by the city is the only form of tax that impacts all users of the infrastructure, including non-citizens of Gordon. Motion by Evans, seconded by Grant to pass Resolution 2020-02. Ayes: Russell, Grant, Evans, and Paul.

CITY OF GORDON, NEBRASKA

RESOLUTION NO. 2020-02

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

Section 1. The City of Gordon, Nebraska currently imposes a sales and use tax in the amount of one percent (1%), pursuant to the Local Option Revenue Act §77-27,142, et seq. of the Nebraska Statutes and City Ordinance No. 658 adopted on June 10, 1982. The City of Gordon is proposing to increase the existing City Sales and Use Tax by an additional one-half percent (½ %), which requires the approval of the qualified electors of the City.

Section 2. An election is hereby called and shall be held in the City of Gordon, Nebraska on the 12th day of May, 2020, in conjunction with the state-wide primary election to be held on said date, and at which election there shall be submitted to the qualified electors of the City, for their approval or rejection, the following proposition, to-wit:

“The City Council of the City of Gordon, Nebraska, currently imposes a sales and use tax in the amount of one percent (1%) upon certain transactions within the City on which the State of Nebraska and City of Gordon is authorized to impose a sales and use tax pursuant to the Nebraska Local Option Revenue Act.

Shall the governing body of the incorporated municipality impose an additional sales and use tax in the amount of one-half percent (½%) upon the same transactions within such municipality on which the State of Nebraska is authorized to impose a tax pursuant to the Nebraska Local Option Revenue Act for use in the construction, repair and/or maintenance of municipal infrastructure? If a majority of votes cast upon such question shall be in favor of such tax, then the governing body of such incorporated municipality shall be empowered as provided by §77-27,142 and shall forthwith proceed to impose a tax pursuant to the Local Option Revenue Act. If a majority of those voting on the question shall be opposed to such tax, then the governing body of the incorporated municipality shall not impose such a tax.”

- () FOR said sales and use tax
- () AGAINST said sales and use tax

Section 3. The following notice required by law shall be published in the Sheridan County Journal Star, a legal newspaper of general circulation within the City of Gordon not more than thirty (30) days nor less than ten (10) days prior to the date of the election. The notice shall be in substantially the following form:

**CITY OF GORDON, NEBRASKA
NOTICE OF SPECIAL ELECTION**

Notice is given that on Tuesday, May 12, 2020, in the City of Gordon, Nebraska a special city election will be held during the primary election at which time there will be submitted to the electors of the municipality for their approval or rejection the following proposition:

PROPOSITION NO. 1:

“The City Council of the City of Gordon, Nebraska, currently imposes a sales and use tax in the amount of one percent (1%) upon certain transactions within the City on

which the State of Nebraska and City of Gordon is authorized to impose a sales and use tax pursuant to the Nebraska Local Option Revenue Act.

Shall the governing body of the incorporated municipality impose an additional sales and use tax in the amount of one-half percent (½%) upon the same transactions within such municipality on which the State of Nebraska is authorized to impose a tax pursuant to the Nebraska Local Option Revenue Act for use in the construction, repair and/or maintenance of municipal infrastructure? If a majority of votes cast upon such question shall be in favor of such tax, then the governing body of such incorporated municipality shall be empowered as provided by §77-27,142 and shall forthwith proceed to impose a tax pursuant to the Local Option Revenue Act. If a majority of those voting on the question shall be opposed to such tax, then the governing body of the incorporated municipality shall not impose such a tax.”
”

- () FOR said sales and use tax
- () AGAINST said sales and use tax

Electors deciding to vote in favor of the proposition shall mark an “X” in the parenthesis preceding the words “FOR said sales and use tax”. Electors desiring to vote against the proposition shall mark an “X” in the parenthesis preceding the words “AGAINST said sales and use and tax”.

Polls shall be open at 7:00 A.M. and will continue to be open until 7:00 P.M. on the same day and the voting places shall be the same places for all other general municipal elections within the City.

Section 4. The City Clerk shall cause a certified copy of this Resolution to be delivered to the Sheridan County Clerk.

CITY OF GORDON, NEBRASKA
/s/ Nancy I Russell
MAYOR

ATTEST:
/s/ Kim Buchan
CITY CLERK

At past city council meetings, several citizens had voiced their opinion that liquor sale hours in Gordon should be extended to include Sundays. Motion by Paul, seconded by Evans to pass Resolution 2020-03. Ayes: Grant, Evans, Paul, and Russell.

**CITY OF GORDON, NEBRASKA
RESOLUTION NO. 2020-03**

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

Section 1. The City of Gordon, Nebraska has been considering whether to allow for changes to the hours of the sale of alcoholic beverages and to allow the sale of alcoholic beverages within the municipality on Sundays. It has been determined that the foregoing question should be resolved by a vote of the qualified electors of the city.

Section 2. An election is hereby called and shall be held in the City of Gordon, Nebraska on the 12th day of May, 2020, in conjunction with the state-wide primary election to be held on said date, and at which election there shall be submitted to the qualified electors of the City, for their approval or rejection, the following proposition, to-wit:

“Shall the governing body of the City of Gordon, Nebraska provide for changes to the hours of sale of alcoholic beverages within the city and allow for the sale of alcohol on Sundays? If a majority of votes cast upon such question shall be in favor of such changes to the hours of sale of alcoholic beverages, then the governing body of the city of Gordon shall forthwith proceed with those changes. If a majority of those voting on the question shall be opposed to such changes in the hours of sale of alcoholic beverages, then the governing body of the incorporated municipality shall not make any such changes.

A vote for the proposed changes to the hours of sale of alcoholic beverages would result in the following hours of sale:

Alcoholic Liquors (except beer and wine)

Monday through Thursday:

Off sale 6:00 a.m. to 12:00 a.m. midnight

On sale 6:00 a.m. to 12:00 a.m. midnight

Friday and Saturday:

Off sale 6:00 a.m. to 1:00 a.m. the following day

On sale 6:00 a.m. to 1:00 a.m. the following day

Sunday:

Off sale 12:00 noon to 1:00 a.m. the following day

On sale 12:00 noon to 1:00 a.m. the following day

Beer and Wine

Monday through Thursday:

Off sale 6:00 a.m. to 12:00 a.m. midnight

On sale 6:00 a.m. to 12:00 a.m. midnight

Friday and Saturday:

Off sale 6:00 a.m. to 1:00 a.m. the following day

On sale 6:00 a.m. to 1:00 a.m. the following day

Sunday:

Off sale 12:00 noon to 1:00 a.m. the following day

On sale 12:00 noon to 1:00 a.m. the following day”

() FOR said changes to the hours of sales of alcoholic beverages

() AGAINST said changes to the hours of sales of alcoholic beverages

Section 3. The following notice shall be published in the Sheridan County Journal Star, a legal newspaper of general circulation within the City of Gordon not more than thirty (30) days nor less than ten (10) days prior to the date of the election. The notice shall be in substantially the following form:

**CITY OF GORDON, NEBRASKA
NOTICE OF SPECIAL ELECTION**

Notice is given that on Tuesday, May 12, 2020, in the City of Gordon, Nebraska a special city election will be held during the primary election at which time there will be submitted to the electors of the municipality for their approval or rejection the following proposition:

PROPOSITION NO. 2:

“Shall the governing body of the City of Gordon, Nebraska provide for changes to the hours of sale of alcoholic beverages within the city and allow for the sale of alcohol on Sundays? If a majority of votes cast upon such question shall be in favor of such changes to the hours of sale of alcoholic beverages, then the governing body of the city of Gordon shall forthwith proceed with those changes. If a majority of those voting on the question shall be opposed to such changes in the hours of sale of alcoholic beverages, then the governing body of the incorporated municipality shall not make any such changes.

A vote for the proposed changes to the hours of sale of alcoholic beverages would result in the following hours of sale:

Alcoholic Liquors (except beer and wine)

Monday through Thursday:

Off sale 6:00 a.m. to 12:00 a.m. midnight

On sale 6:00 a.m. to 12:00 a.m. midnight

Friday and Saturday:

Off sale 6:00 a.m. to 1:00 a.m. the following day

On sale 6:00 a.m. to 1:00 a.m. the following day

Sunday:

Off sale 12:00 noon to 1:00 a.m. the following day

On sale 12:00 noon to 1:00 a.m. the following day

Beer and Wine

Monday through Thursday:

Off sale 6:00 a.m. to 12:00 a.m. midnight

On sale 6:00 a.m. to 12:00 a.m. midnight

Friday and Saturday:

Off sale 6:00 a.m. to 1:00 a.m. the following day

On sale 6:00 a.m. to 1:00 a.m. the following day

Sunday:

Off sale 12:00 noon to 1:00 a.m. the following day

On sale 12:00 noon to 1:00 a.m. the following day”

- () FOR said changes to the hours of sales of alcoholic beverages
- () AGAINST said changes to the hours of sales of alcoholic beverages

Electors deciding to vote in favor of the proposition shall mark an “X” in the parenthesis preceding the words “FOR said changes to the hours of sales of alcoholic beverages”. Electors desiring to vote against the proposition shall mark an “X” in the parenthesis preceding the words “AGAINST said changes to the hours of sales of alcoholic beverages”.

Polls shall be open at 7:00 A.M. and will continue to be open until 7:00 P.M. on the same day and the voting places shall be the same places for all other general and primary municipal elections within the City.

Section 4. The City Clerk shall cause a certified copy of this Resolution to be delivered to the Sheridan County Clerk.

CITY OF GORDON, NEBRASKA

/s/ Nancy I Russell
MAYOR

ATTEST:

/s/ Kim Buchan
CITY CLERK

Motion by Evans, seconded by Paul to approve Rena Reizenstein’s request for extended liquor sale hours on Sunday, February 2, 2020 from noon to midnight for on-sale liquor, but deny her request for extended hours for off-sale liquor. Ayes: Evans, Paul, Russell, and Grant.

Motion by Grant, seconded by Evans to allow Mayor Russell to sign the Radon Action Month Proclamation. Ayes: Bounous, Evans, Paul, Russell, and Grant.

**PROCLAMATION
Radon Action Month**

WHEREAS, radon is a colorless, odorless, radioactive gas that may threaten the health of citizens and their families;

WHEREAS, radon is the second leading cause of lung cancer in the U.S.;

WHEREAS, radon is the leading cause of lung cancer in non-smokers;

WHEREAS, the National Academy of Sciences estimates that up to 21,000 lung cancer deaths occur in the United States each year;

WHEREAS, radon is found in one in 15 homes across the U.S. have elevated radon levels;

WHEREAS, any home in Gordon may have elevated levels of radon (even if other homes in the same neighborhood do not);

WHEREAS, testing for radon is simple and inexpensive;

WHEREAS, identified radon problems can be fixed;

WHEREAS, Panhandle Public Health Department, the Nebraska Department of Health and Human Services, and the U.S. Environmental Protection Agency are supporting efforts to encourage Americans to test their homes for radon, have elevated levels of radon reduced, and have new homes built with radon-resistant features.

NOW THEREFORE, the Mayor and City Council of the City of Gordon do hereby proclaim January 2020 as Official Radon Action Month in Gordon, Nebraska. In recognition of the importance of testing homes for radon, I hereby proclaim the month of January, 2020 as

National Radon Action Month,

And, I urge every member of the community to test their homes by contacting the Panhandle Public Health District at 308-487-3600 ext 108 to request a free radon test kit.

Dated this 9th day of January, 2020.

/s/ Nancy I Russell
Nancy I Russell
Mayor, City of Gordon

City Manager Glen Spaugh gave council his January Manager's Report. Items covered are as follows:

1. KLJ Engineering: The airport runway project took bids on December 12 for the FAA Grant Project. All bids came in significantly higher than the funds awarded. KLJ is currently working on changing the scope of the project to fit into the funds awarded.
2. Building and Zoning permits: City Manager Spaugh is currently working with City Attorney Jamian Simmons to update the permits.
3. Employee Handbook: City Manager Spaugh is working to consolidate and update the employee handbook.
4. Region 23 Hazard Mitigation Plan: Region 23 is currently updating their plan, which is required by FEMA every five (5) years. City Manager Spaugh is a member of the board.
5. Shopko Building: The building has been sold to Bomgaars. Their plan for the old site is currently unknown, but they are planning to open in the new building June 2020.
6. Insurance: The city's health insurance premiums increased by 11.92%, but a 20% increase was budgeted for. The deductible remains at \$1,000.

7. Fire Hall lighting: The current lighting in the Fire Hall needs to be updated. In order to be in compliance with insurance regulations, Mike Morrison from Valentine will install the LED lighting. He is a licensed electrician which fulfills all insurance requirements.

With no further business, motion by Paul, seconded by Grant to adjourn at 6:33 pm. Ayes: Russell, Grant, Evans, and Paul.

/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 January 9, 2020 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 Gordo 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