

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
January 21, 2013

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Nebraska City was conducted in the Council Chambers at City Hall, 1409 Central Avenue, on January 21, 2013. Notice of the meeting was given in advance thereof by posting in at least three public places, the designated method for giving notice, as shown by the Certificate of Posting Notice attached to these minutes. Availability of the agenda was communicated in advance to the media, Mayor and Commissioners of this proceeding and said meeting was open to the public.

Mayor Hobbie called the meeting to order at 6:00 p.m. The Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held. Mayor Jack Hobbie then led in the Pledge of Allegiance. Upon roll call the following answered present: Jeff Crunk, Mark Mercer and Mayor Hobbie. Absent: Jim Stark, and Dean Handy. The following City Officials were present: City Administrator Joe Johnson, City Clerk-Treasurer Arnold M. Ehlers, City Attorney William Davis, Captain Lonnie Neeman, Fire Chief Alan Viox, and Public Properties Director/Zoning Director Dan Giittinger.

Commissioner Mercer moved to approve the minutes of the January 7, 2013, City Council Regular Meeting, seconded by Commissioner Crunk. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion adopted.

Commissioner Mercer moved to pay all claims except 7250Y, seconded by Commissioner Crunk. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Moved by Commissioner Mercer to pay Claim #7250Y and seconded by Mayor Hobbie. Upon roll call the following voted YES: Crunk, Mayor Hobbie. Voting NO: None. Abstain: Mercer. Motion failed.

Mayor Hobbie then presented Certificates of Service to these employees. LaVonda Bando for 35 years of service, Jeff Lant for 15 years of service and Doug Bennett, Dan Giittinger and Gary Bassinger for 10 years of service.

Mayor Hobbie proclaimed the week of January 27th through February 2, 2013 as "Catholic Schools Week".

Mayor Hobbie then opened the Public Hearing on the request to replat a portion of Red Fox Run. Dan Giittinger explained that an individual wanted to purchase a portion of the industrial development site. No one else spoke in support or opposition to the request. Moved by Mercer and seconded by Crunk to close the Public Hearing. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie opened the Public Hearing on the request to change the zoning on the property located at 1700 14th Avenue from R-1 to RO. Dan Giittinger explained that when Nebraska City was rezoned in 2003 this property which was zoned RO got changed to R-1. Since the property's primary character is office space Mr. Giittinger asked that the Council approve the request. No one else spoke in support or opposition to the request. Moved by Mercer and seconded by Crunk to close the Public Hearing. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Joe Johnson provided the monthly City Administrator's Report along with a list of legislative bills that have been introduced in the legislature which may have an impact on Nebraska City. The Treasurer reported a beginning balance on December 1, 2012 of \$942,816.68; receipts of \$867,116.81; expenses of \$1,048,811.49 leaving a balance on hand December 31, 2013 of \$760,702.00.

EMS Chief Rodney Turpel presented a report on the Nebraska City Fire and Rescue Dept. – EMS Division. The report shows that for the first time since the City of Nebraska City took over operating the rescue service the call volume has dropped off which led to a revenue shortfall. Chief Turpel was confident that with the new health care plan from Washington and other manpower improvements that the service would come close to breaking even in 2013. Fire Chief Viox added that the State of Nebraska is going to do a study to determine if creating an ambulance district is the answer to revenue issues. Dan Kelly, St. Mary's Hospital Administrator added that the new service being put into place at the EMS Service allowing for direct delivery of

heart patients to Nebraska Heart Hospital will be a tremendous asset to Nebraska City residents. Mayor Hobbie accepted the reports and asked that they be placed on file.

Mayor Hobbie introduced Ordinance 2895-13. Ordinance 2895-13 was read by title only. Moved by Mercer and seconded by Crunk to approve Ordinance 2895-13 on its first reading. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie introduced Ordinance 2896-13. Ordinance 2896-13 was read by title only. Moved by Mercer and seconded by Crunk to approve Ordinance 2896-13 on its first reading. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie introduce Resolution 2586-13 revising the fee schedule for ambulance services. Crunk asked if non-residents paid the same rate as city residents. Chief Turpel answered that he did not think there could be different charges for non-residents. Moved by Mercer and seconded by Crunk to approve Resolution 2586-13. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion passed and adopted. A true, correct and complete copy of said resolution is as follows:

Resolution 2586-13

Adoption of a new fee schedule for the Nebraska City Fire and Rescue – EMS Division services.
Whereas: EMS Billing Service has recommended a rate change based on area averages and the way Medicare and private insurers reimburse the City for it’s services, and
Whereas: City staff finds that adoption of the recommended rates would be prudent for the City,
NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NEBRASKA CITY, OTOE COUNTY, NEBRASKA THAT:
 The City hereby adopts the following fee schedule incorporates it into the policies and procedures of the EMS Division.

Level of Service	Current	Proposed
BLS Non-Emergency Base	\$500.00	\$530.00
BLS Emergency Base	\$660.00	\$690.00
ALS Non-Emergency Base	\$790.00	\$830.00
ALS Emergency Level 1	\$820.00	\$860.00
ALS Emergency Level 2	\$870.00	\$920.00
Specialty Care Transport	-	\$1000.00
Mileage	\$ 17.00	\$ 18.00
Assess and Release (No Transport)		\$100.00

Passed and approved the 17th day of January, 2013.

 Jack Hobbie, Mayor
 Attest:

 Arnold M. Ehlers, City Clerk

Mayor Hobbie introduced Resolution 2588-13 addressing the encroachment of the heated sidewalk located at Arbor Bank. Moved by Mercer and seconded by Crunk to approve Resolution 2588-13. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion passed and adopted. A true, correct and complete copy of said resolution is as follows:

RESOLUTION NO. 2588-13

A Resolution of the City Council of the City of Nebraska City, Nebraska, approving occupation of the public right-of-way at 911 Central Avenue.

WHEREAS, The City Council may, at any time, order any encroachment, for which the permission was granted removed. The owner of such items shall comply within ninety (90) days from the date of the City Council order and the owner shall pay all expenses of removing said encroachment.

WHEREAS, Said encroachment was allowed at the time of expansion and additions to Arbor Bank by the City Council, and

WHEREAS, Said encroachment is not injurious to the public health, safety and welfare of the citizens of the City of Nebraska City,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Nebraska City that the City Council approves the occupation of the public right-of-way at 911 Central Avenue by Arbor Bank for a heated sidewalk.

PASSED AND APPROVED THIS 21st DAY OF JANUARY, 2013.

Jack Hobbie Mayor

ATTEST:

Arnold M. Ehlers, City Clerk

Captain Neeman presented the quotes for two new police vehicles. Larson Motors quoted \$21,400 with trade for a 2013 Ford Taurus Police Interceptor and \$20,100 with trade for a 2013 Chevrolet Impala Police Patrol vehicle. Moved by Mercer and seconded by Crunk to approve the purchase of two (2) vehicles for the police department in the amount of \$41,500 with trade. Upon roll call the following voted YES: Crunk, Mercer and Mayor Hobbie.

City Clerk – Treasurer Arnold Ehlers informed the Council of the Contractual Interest Statement from Mark Mercer.

Moved by Mercer and seconded by Crunk to go into Executive Session to discuss possible litigation at 7:48 p.m.

Moved by Mercer and seconded by Crunk to come out of Executive Session at 7:58 p.m.

A-1 Locksmith	Rep	76.98	Mid-States Organiz	Dues	150.00
Adkins Signs	Supp	206.00	Midwest Service	Equip	6490.46
Alamar Uniforms	Unif	59.83	Miller Monroe	Ins	974.00
Arbor Mart, Inc	Fuel	2211.23	Mullenax Auto	Supp	437.71
AVAC	Misc	107.00	Nationwide	Inv	16534.03
Blue Cross	Rfnd	314.50	NE City Rotary	Dues	375.00
Bound Tree Medical	Supp	301.29	NC Utilities	Util	15301.60
Bremer Agency	Ins	100.00	Dept of Revenue	Sls Tax	813.90
Brown's Shoe Fit	Unif	88.00	NE Salt and Grain	Chem	3073.81
Card Services	Supp	216.10	Secretary of State	Dues	20.00
Century Lumber	Supp	375.44	NE Workforce Dev	Contr	1416.00
Cintas Corporation	Supp	59.98	NebWorks, Inc.	Sftwre	85.00
Creative Product	Supp	592.22	O'Reilly Auto Parts	Supp	37.96
Douglas Tire Co.	Rep	1251.05	Omaha Tractor, Inc.	Supp	13.20
EMS Billing	Contr	3561.55	Orscheln	Supp	47.09
Food Pride	Supp	19.48	Otoe County Clerk	Contr	5752.59
Galeton Gloves	Supp	173.80	Payroll	Payroll	98811.57
Gatehouse Media	Advert	25.00	Pitney Bowes	Contr	189.00
HireRight Solutions	Med	65.65	Purchase Power	Postage	800.00
Hopkins Automotive	Supp	9.58	SEND D	Contr	2615.27
Ideal Pure Water	Contr	37.92	Shell	Fuel	2736.65
Image Trend, Inc	Dues	1000.00	Thurman's	Supp	110.00
Johnson, J	Mileage	170.04	Tri-State Office	Supp	363.70
KNCY AM-FM	Advert	1376.14	Tyco Security	Contr	135.16
Knook & Kranny	Contr	2342.78	U-Save Pharmacy	Supp	42.67
Konica Minolta	Contr	373.24	Van Wall Turf	Supp	102.42
Landis Engine	Supp	97.14	Verizon Wireless	Tele	16.74
Larson Motors	Rep	37.42	Wage Works	Contr	72.00
LaRue Coffee	Supp	64.50	Watkins True Value	Supp	250.18
Matheson Tri-Gas	Supp	107.10	Windstream, Inc.	Tele	2406.48
Mead Lumber	Supp	87.81	Wurtele, G	Mileage	108.60
Mercer's Do-It-Best	Supp	244.95	Zoll Medical Corp	Supp	3384.28
Michael Todd and Co	ROW	4480.00			

Meeting adjourned at 7:58 p.m.

Arnold M. Ehlers, City Clerk - Treasurer