

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
June 6, 2011

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 June 6, 2011. 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: Brett Gay, Jeff Crunk, Dean Handy, Mark Mercer and Mayor Hobbie. The following City Officials were present: City Administrator Pat Haverty, City Clerk-Treasurer Arnold M. Ehlers, City Attorney William Davis, Police Chief David Lacy, and Public Properties Director/Zoning Director Dan Gittinger.

Commissioner Handy moved to approve the minutes of the May 16, 2011, City Council Regular Meeting, seconded by Commissioner Crunk. Upon roll call the following voted AYE: Crunk, Handy, Gay and Mayor Hobbie. Voting NO: None. Abstain: Mercer. Motion adopted.

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

Mayor Hobbie re-appointed Shelli Eyman and Elsie Grotheer to the Cemetery Board. Upon roll call the following voted YES: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie appointed Mariah Hussen as a probationary member of the Nebraska City Volunteer Fire and Rescue Department. Upon roll call the following voted YES: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Tracy Wieckhorst, Director presented the Nebraska City Housing Authority Annual Report to the Mayor and Commissioners. Tracy pointed out a few highlights of the report. 91.5% of the residents are single; 70% of the residents are female; and the primary income for 92.5% of the residents is social security or SSI which puts them at low or very low income.

Rose Ralstin of NCTC reminded the Council of the Applejack Festival the third weekend in September and presented a verbal list of activities and requests of the City. The main request was to move the Carnival to Central Avenue between 5th and 6th Streets. The Council asked Rose to provide a written list of NCTC requests for the Applejack Weekend for the Commissioners to view prior to the next meeting.

Leroy Frana, General Manager of Nebraska City Utilities presented the recommendation by the Board of Public Works to approve a contract with General Excavating in the amount of \$494,949.00 to install a water pressure booster pump at 19th Street and 5th Corso to improve water pressure in south Nebraska City. Moved by Commissioner Gay and seconded by Commissioner Handy to approve the contract with General Excavating in the amount of \$494,949.00. Upon roll call the following voted YES: Crunk, Mercer, Handy, Gay and Mayor Hobbie. Voting NO: None. Motion passed and adopted.

Leroy Frana, General Manager of Nebraska City Utilities presented the recommendation by the Board of Public Works to implement the rate increase for sanitary sewer services based on the recent rate study commissioned as the result of the wastewater improvements. Commissioner Gay expressed concern that Nebraska City Utilities would recommend a rate increase when they had considerable surplus funds in the bank. Moved by Commissioner Mercer and seconded by Mayor Hobbie to approve the recommended rate adjustment of 7.5% per year for three years beginning September 1, 2011. Upon roll call the following voted YES: Handy, Mercer and Mayor Hobbie. Voting NO: Crunk and Gay. Motion passed and adopted.

John Davis asked the Council for permission to use various areas in Steinhart and Wildwood Parks for a non-profit motivational event on August 6, 2011. The Council asked Mr. Davis to come to the June 20th meeting with a more firm idea of his specific needs so that the Parks Department could determine if any or all the areas would be available for the time frames.

Dan Giittinger provided background information on the reason 11th Corso has no future use by the City. Terry Duffy representing the Nebraska Church of Christ asked to purchase that portion of 11th Corso adjoining their property. Moved by Commissioner Mercer and seconded by Commissioner Handy to postpone the sale of that portion of 11th Corso adjoining church property until after the street improvement project has been certified as complete by NDOR. Upon roll call the following voted YES: Crunk, Gay, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed and adopted.

Fire Chief Alan Viox presented a schedule of fees for services of the fire department to be charged for some fire calls. Moved by Commissioner Gay and seconded by Commissioner Handy to approve the fee schedule presented by Chief Viox. Upon roll call the following voted YES: Gay, Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed and adopted.

Mayor Hobbie introduced Resolution 2526-11 to approve the program agreement with Nebraska Department of Roads (NDOR) for the 4th Corso Viaduct Preliminary Engineering and Environmental Study. Moved by Commissioner Handy and seconded by Commissioner Gay to approve Resolution 2526-11. Upon roll call the following voted YES: Crunk, Mercer, Gay, Handy and Mayor Hobbie. Voting NO: None. Motion passed and adopted. A true, correct and complete copy of said resolution is as follows:

City of Nebraska City
Resolution No. 2526-11

Whereas: City of Nebraska City is proposing a transportation project for which it would like to obtain Federal funds;

Whereas: City of Nebraska City 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: City of Nebraska City and Nebraska Department of Roads (NDOR) wish to enter into a Project Program Agreement setting out the various duties and funding responsibilities for the Federal-aid project.

Be It Resolved: by the Mayor and Commissioners of the City of Nebraska City that:

Mayor Jack Hobbie is hereby authorized to sign the attached Project Program Agreement between City of Nebraska City and the NDOR.

City of Nebraska City is committed to providing local funds for the project as required by the Project Program Agreement.

NDOR Project Number URB 6217(4),

NDOR Control Number 13159,

4th Corso Viaduct.

Adopted this 6th day of June, 2011 at Nebraska City, Nebraska.

The City Council of the City of Nebraska City

Brett Gay, Jeff Crunk, Dean Handy, Mark Mercer, and Mayor Jack Hobbie

Commissioner Handy moved the adoption of said resolution,

Commissioner Mercer seconded the Motion

Roll Call: 5 Yes 0 No _____ Abstained _____ Absent

Resolution adopted, signed and billed as adopted.

Attest:

Arnold M. Ehlers, City Clerk - Treasurer

Mayor Hobbie introduced Resolution 2527-11 to approve the program agreement with Nebraska Department of Roads (NDOR) for the Steinhart Park Trail – Phase 2. Moved by Commissioner Crunk and seconded by Commissioner Handy to approve Resolution 2527-11. Upon roll call the following voted YES: Crunk, Mercer, Gay, Handy and Mayor Hobbie. Voting NO: None. Motion passed and adopted. A true, correct and complete copy of said resolution is as follows:

City of Nebraska City
Resolution No. 2527-11

Whereas: City of Nebraska City is proposing a transportation project for which it would like to obtain Federal funds;

Whereas: City of Nebraska City 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: City of Nebraska City and Nebraska Department of Roads (NDOR) wish to enter into a Project Program Agreement setting out the various duties and funding responsibilities for the Federal-aid project.

Be It Resolved: by the Mayor and Commissioners of the City of Nebraska City that:

Jack Hobbie Mayor of the City of Nebraska City is hereby authorized to sign the attached Project Program Agreement between City of Nebraska City and the NDOR.

City of Nebraska City is committed to providing local funds for the project as required by the Project Program Agreement.

NDOR Project Number ENH-66(34)

NDOR Control Number 13055,

Nebraska City Steinhart Park Trail-Phase 2.

Adopted this 6th day of June, 2011 at Nebraska City, Nebraska.

The City Council of the City of Nebraska City

Brett Gay, Jeff Crunk, Dean Handy, Mark Mercer, and Mayor Jack Hobbie

Commissioner Handy moved the adoption of said resolution,

Commissioner Gay seconded the Motion

Roll Call: 5 Yes 0 No Abstained Absent

Resolution adopted, signed and billed as adopted.

Attest:

Arnold M. Ehlers, City Clerk - Treasurer

Dan Giittinger summarized the basis for the need for the Supplemental Agreement #1 on the Central Avenue Project. Moved by Commissioner Mercer and seconded by Commissioner Handy to approve Supplemental Agreement #1 with Kirkham Michael in the amount of \$6,809.00. Upon roll call the following voted YES: Handy, Gay, Mercer and Mayor Hobbie. Voting NO: None. Motion passed and adopted.

Dan Giittinger explained the need for additional signage in the area of 12th Corso and 13th Street due to making 12th Corso a dead end west of 11th Street. Moved by Commissioner Handy and seconded by Commissioner Gay to direct the City Attorney to draft a resolution that “No Outlet” and “No Parking” signs be properly placed at 12th Corso and 13th Street. Upon roll call the following voted YES: Gay, Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed and adopted.

A-1 Locksmith	169.95	Misc	Mead Lumber	13.82	Rep
Acco	572.89	Equip	Mellage Truck	88.69	Equip
Action Tech	400.00	Contr	Michael Todd	510.58	Supp
Aflac	63.00	Ins	Microfilm Img	80.00	Supp
Agrium Adv	20.00	Chem	Midwest Coop	373.30	Fuel
Alamar	351.53	Unif	Midwest Machine	54.00	Rep
Albrecht Const	25.00	Misc	Midwest Service	949.38	Maint
Allied Ins	250.00	Bond	Midwest Turf	53.73	Rep
Allied Refuse	461.22	Garbage	Miller Monroe	12,019.00	Ins
AQS Enviro	928.00	Contr	Miracle Mudjack	1,860.00	Maint
Arbor Mart	5,342.22	Fuel	Mullenax Auto	707.01	Rep
Auburn News	78.00	Advert	Nationwide	21,128.89	Inv
AVAC	74.99	Misc	NC Newspress	472.50	Advert
Best Buy	279.99	Supp	NCTC	5,417.00	Contr
Bob's Welding	95.00	Equip	NE Comm Found	2,291.67	Contr
Bohl Plumbing	775.86	Rep	NE Golf & Turf	104.20	Rep
Bound Tree	1,443.25	Med	NE Turf Prod	182.29	Chem
Brown Glass	23.12	Rep	Odey's	1,147.58	Maint
Brown's Shoe	108.00	Unif	Olsson Assoc	471.66	ROW
BSN Sports	150.93	Supp	Omaha Tractor	1,903.16	Equip
Casey's	397.58	Fuel	O'Reilly Auto	214.18	Rep
Century Lbr	35.80	Rep	Orscheln	285.42	Rep
Cintas	60.32	Contr	Otoe Co Clerk	1,029.50	Contr
Dalton, C	94.50	Misc	Paper Tiger	35.00	Supp
Doheny's Wate	654.88	Supp	Payroll	244,327.21	Payroll
Douglas Tire	979.53	Rep	Pepsi-Cola	226.10	Conc
Edmisten, G	112.02	Trng	Petty Cash	151.60	Pstge
EMS Billing	6,313.53	Contr	Pine Acres	446.50	Maint
Fire Protection	94.75	Maint	R & R Prod	74.93	Supp
Food Pride	371.01	Conc	Rutland, W	25.00	Misc
Giittinger, D	82.11	Mileage	Schendel Pest	283.00	Pst Cnt
Heartland Bk	57,271.43	Equip	Shell	2,339.63	Fuel
Hopkins Auto	35.30	Rep	Sherwin-Williams	147.01	Rep

Hornung's Golf	54.25	Msde	St Mary's Hosp	8.80	Med
Ideal Pure Wat	75.00	Contr	State Chem Mfg	341.53	Supp
Industrial Sale	99.54	Maint	Stutheit Imp	6.52	Rep
Inland Truck	446.19	Rep	Super 8	360.00	Travel
Jebro	1,003.66	Maint	Tech & Design	120.00	Supp
JEO	8,782.08	Contr	The Garage Co	4,900.00	Cap Ex
Kearney Hub	145.60	Advert	Thornton, D	97.65	Misc
KirkhamMichael	2,683.77	Contr	Tielke's Sandwich	26.94	Conc
KNCY	106.05	Advert	Tom's Radio	420.00	Contr
Konica Preimer	245.00	Supp	Trade Well Pallet	850.00	Maint
Kreifels Electric	605.00	Rep	Tri-State Office	425.78	Supp
Krogh, D	1,102.00	Misc	Two Sisters Clean	225.00	Contr
Landis Engine	9.55	Rep	Verizon Wireless	706.01	Tele
Larson Motors	49.01	Equip	Viox, A	298.35	Mileage
LaRue Coffee	498.97	Supp	Watkins	36.33	Rep
Lawton Printing	54.00	Supp	Wenzl Hardware	76.48	Rep
Linweld	300.19	Med	Wood Family Fuel	66.97	Fuel
Lynn Peavey	39.90	Supp	Wurtele Dist	416.78	Conc
McPherson, C	25.00	Misc	Wurtele, G	32.99	Supp
MD Aquatics	1,168.00	Contr			

Meeting adjourned at 7:37 p.m.

Arnold M. Ehlers, City Clerk – Treasurer

AFFIDAVIT

I, the undersigned City Clerk for the City of Nebraska City, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Board of Commissioners, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form 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 concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Arnold M. Ehlers, City Clerk-Treasurer