

CITY OF NEBRASKA CITY, NEBRASKA
 MINUTES OF CITY COUNCIL REGULAR MEETING
 November 16, 2015

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Nebraska City was conducted in the William F. Davis Room at City Hall, 1409 Central Avenue, on November 16, 2015. 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 Bequette 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 Bryan Bequette then led in the Pledge of Allegiance. Upon roll call the following answered present: Jeff Crunk, Gloria Glover and Mayor Bequette. Absent: Jim Stark and Vic Johns. The following City Officials were present: City Administrator Grayson Path, City Clerk-Treasurer Mark Marcotte, City Attorney David Partsch, Police Chief David Lacy, and Public Properties Director/Zoning Director Dan Giittinger.

Council Discussed procedures for consent items.

Mayor Bequette moved to approve the following consent items:
 Approve minutes of the November 2, 2015, City Council Regular Meeting.
 Accepting the report of new claims as presented against the City and approving disposition of claims set for the period of October 3, 2015 to November 13, 2015.
 Approve BPW Change Order in the amount of \$86,708.06 for Electric Infrastructure Relocation and Construction Costs related to the Highway 2 and Highway 75 Intersection work.
 Motion seconded by Commissioner Glover. Upon roll call the following voted YES: Crunk, Glover and Mayor Bequette. Voting NO: None. Motion adopted.

CLAIMS LIST						
November 16, 2015						
	Agrivision Group, LLC	Sup	69.12		KR Creative	Maint 40.00
	Alamar Uniforms	Unifm	452.13		Kuhn, J.	Rfnd 250.00
	All Roads Barricades	Rep	5,898.95		Landis Engine Company, In	Sup 335.59
	Arbor Mart, Inc	Fuel	1,658.83		Lincoln Financial	Ins 2,677.17
	Benefiel Truck Repair	Rep	185.97		Matheson Tri-Gas, Inc.	Sup 130.92
	Berry	Adv	22.80		Mercer's Do-It-Best	Sup 113.67
	Boatright, K.	Dance	1,350.00		Midwest Machine, Inc.	Rep 264.45
	Bound Tree Medical	Sup	653.59		Midwest Service	Equip 12,971.77
	Bremer Agency, Inc.	Ins	100.00		Mullenax Auto Supply	Sup 69.02
	Brown's Shoe Fit	Postage	14.22		Napa Auto Parts	Rep 162.18
	Brown, R.	Rfnd	100.00		Nationwide	Inv 10,663.01
	Capital Business Sys	Contr	184.13		NC News Press	Sup 501.50
	Card Services	Misc.	1,172.46		NC Utilities	Utilities 7,867.14
	Casey's	Fuel	25.72		NE Dept of Revenue	Sls Tax 541.56
	City of NC Wildwood	Artists	2,616.29		NE Workforce Develop	Unemploy 5,517.72
	Consolidated Manag.	Training	162.75		O'Reilly Auto Parts	Sup 135.03
	Davis, Dio	Rfnd	100.00		Otoe County Clerk	Contr 4,423.46

	Don's Johns & Septic	Misc.	102.00		Payroll	Payroll	92,544.98
	Douglas Tire Co.	Rep	397.12		Rhoades, V.	Training	208.86
	Eakes Office Solutions	Sup	197.96		Schneider Electric	Rep	337.80
	Ed Roehr Safety Prod.	Air Cartridge	566.02		SEND	Contr	3,964.12
	EMS Billing	Contr	3,507.21		Shell	Fuel	1,563.54
	Fareway Stores, Inc.	Concessions	32.33		Teaya Smith	Dance	205.00
	Fastenal Company	Sup	23.59		Taser International	Equip	15,859.53
	Gatehouse Media	Adv	51.28		Turf Supply Co.	Chem	318.00
	Gittinger, D.	Mileage	145.36		UHC	Ins	66,845.01
	GUARDIAN	Ins	3,973.84		Unifirst Corporation	Contr	106.32
	Heng, D.	Rfnd	25.00		Verizon	Tele	14.10
	Ideal Pure Water	Contr	83.85		Westlake Ace	Sup	17.08
	Jensen, E.	Dance	202.50		Windstream, Inc.	Tele	1,485.02
	JEO Consulting	Contr	2,560.00		Wurtele, G.	Reim	85.98

Mayor Bequette proclaimed the week of November 15-21, 2015, as Jaycee Family Week.

Treasurer's report was given, As of October 31, 2015, Total Nebraska City funds of \$6,453,767.49, Total Cash and Reserve for Nebraska City Utilities of \$16,957,029.25. Total of City of Nebraska City funds \$23,410,796.74.

City Administrator Report was given.

Council discussed request from Michelle Gleason to change sign in front of home located at 102 4th Terrace to No Parking on This Side. Michelle Gleason explained she has lived on a dead end street for 11 years and for 2 of the years she has had to deal with her neighbor blocking them to where they cannot get in or out. She said currently there are "No Parking Between Signs" posted but it isn't working. Police Chief, Dave Lacy said he will have his officers patrol the area better and write citations. No action was taken by Council.

Mayor Bequette introduced Resolution 2686-15; Amending Step Pay Schedule to increase Recreation Director Compensation. Moved by Commissioner Crunk and seconded by Glover to approve Resolution 2686-15 for passage after reading. Upon roll call, the following voted YES: Glover, Crunk and Mayor Bequette. Voting NO: None. Motion carried. A true and correct copy of said resolution is as follows:

RESOLUTION NO. 2686-15

WHEREAS, Section 2-9, of the Code of Ordinances, Nebraska City, Nebraska provides for compensation of City employees pursuant to a Step Pay Plan;

WHEREAS, changes to the existing Step Pay Plan are necessary to increase the compensation of the Recreation Director, which position has been given additional duties;

WHEREAS, the funding of this increase in pay has been offset by expenditure cuts recommended by the City Administrator;

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

That Step Pay Schedule attached to and made a part of this Resolution, be and is hereby adopted.

The rates of pay as provided for by the Step Pay Schedule shall be effective the 2nd day of November, 2015, and shall continue until amended by further Resolution.

All prior Step Pay Schedules are hereby repealed.

Passed and approved this 2nd day of November, 2015.

Mayor

ATTEST:

City Clerk-Treasurer

City of Nebraska City, Nebraska

2015-2016 Step Pay Plan

October 1, 2015 to September 30, 2016

Amended November 2, 2015

EXEMPT (ANNUAL)	1	2	3	4	5	6	7	8
City Administrator	\$89,422	\$92,141	\$94,582	\$97,089	\$99,663	\$102,307	\$105,022	\$107,811
City Attorney	\$49,976	\$52,659	\$55,490	\$58,479	\$61,633	\$64,964	\$68,479	\$72,190
City Clerk-Treasurer	\$59,367	\$61,154	\$62,995	\$64,894	\$66,852	\$68,871	\$70,953	\$73,098
Library Director	\$48,636	\$49,979	\$51,363	\$52,799	\$54,258	\$55,770	\$57,318	\$58,932
Public Properties Director	\$61,485	\$63,502	\$65,590	\$67,751	\$69,988	\$72,302	\$74,698	\$77,179
Recreation Director	\$48,863	\$50,064	\$51,300	\$52,574	\$53,886	\$55,237	\$56,628	\$58,063
Chief of Police	\$67,134	\$69,664	\$72,297	\$75,036	\$77,883	\$80,845	\$83,925	\$87,128
Golf Course Professional	\$51,197	\$53,339	\$55,072	\$56,865	\$58,721	\$60,641	\$62,629	\$64,686
NON-EXEMPT (HOURLY)	1	2	3	4	5	6	7	8
Deputy Clerk-Treasurer	\$20.52	\$21.08	\$21.67	\$22.26	\$22.87	\$23.51	\$24.15	\$24.82
Account Clerk	\$18.06	\$18.62	\$19.22	\$19.82	\$20.45	\$21.11	\$21.78	\$22.47
Bldg. Insp./Asst. Zoning Admin.	\$23.38	\$24.23	\$25.13	\$26.06	\$27.03	\$28.04	\$29.08	\$30.18
Park Foreman	\$20.90	\$21.58	\$22.26	\$22.97	\$23.72	\$24.48	\$25.27	\$26.10
Cemetery Sexton	\$19.14	\$19.75	\$20.37	\$21.01	\$21.69	\$22.38	\$23.10	\$23.85
Horticulture/Landscape Foreman	\$15.04	\$15.67	\$16.30	\$16.92	\$17.56	\$18.19	\$18.81	\$19.46
Golf Course Superintendent	\$20.30	\$20.94	\$21.62	\$22.30	\$23.02	\$23.76	\$24.53	\$25.33
Street Foreman	\$24.84	\$25.66	\$26.49	\$27.35	\$28.25	\$29.17	\$30.12	\$31.11
Pub. Prop. Mtn. Worker I	\$13.64	\$14.08	\$14.65	\$15.19	\$15.76	\$16.29	\$16.86	\$17.41
Pub. Prop. Mtn. Worker II	\$14.34	\$14.84	\$15.37	\$15.91	\$16.47	\$17.05	\$17.66	\$18.29
Pub. Prop. Mtn. Worker III	\$16.67	\$17.19	\$17.73	\$18.28	\$18.85	\$19.46	\$20.07	\$20.70
Pub. Prop. Mtn. W IV	\$18.56	\$19.24	\$19.93	\$20.65	\$21.41	\$22.19	\$23.00	\$23.85
Fire Apparatus Engineer	\$13.98	\$14.40	\$14.84	\$15.30	\$15.77	\$16.26	\$16.76	\$17.29
Paramedic Manager	\$18.96	\$19.54	\$20.13	\$20.74	\$21.37	\$22.02	\$22.69	\$23.38
Paramedic	\$13.98	\$14.40	\$14.84	\$15.30	\$15.77	\$16.26	\$16.76	\$17.29
Asst. Lib Director	\$15.77	\$16.32	\$16.90	\$17.51	\$18.13	\$18.78	\$19.46	\$20.17
Children's Librarian	\$15.77	\$16.32	\$16.90	\$17.51	\$18.13	\$18.78	\$19.46	\$20.17
Library Assistant	\$13.24	\$13.70	\$14.17	\$14.66	\$15.18	\$15.71	\$16.26	\$16.84
Library Clerk II	\$10.56	\$10.97	\$11.40	\$11.83	\$12.24	\$12.66	\$13.08	\$13.53
Pub. Prop. Secretary	\$14.10	\$14.53	\$14.97	\$15.44	\$15.91	\$16.40	\$16.91	\$17.35
Police Captain	\$25.30	\$26.23	\$27.22	\$28.23	\$29.29	\$30.38	\$31.52	\$32.71
PD Code Enforcement Officer	\$17.30	\$18.00	\$18.81	\$19.66	\$20.54	\$21.48	\$22.46	\$23.49
PT/SEASONAL (HOURLY)	MIN	MAX						
Office Assistant	\$9.00	\$11.25						
Public Prop. Laborer I	\$9.00	\$10.50						
Public Prop. Laborer II	\$9.00	\$11.25						
Swimming Pool Manager (1)	\$10.25	\$13.50						
Sw. Pool Ass't. Manager (2)	\$9.25	\$12.50						
*Swimming Pool Attendant (0)	\$9.00	\$10.25						
*Lifeguard (18)	\$9.00	\$11.50						
Paramedic	\$13.00	\$15.25						
Emergency Medical Technician	\$11.00	\$12.25						
Police Officer (0)	\$14.45	\$22.00						
Library Clerk II	\$9.00	\$10.25						
Wildwood Manager	\$10.25	\$13.50						
Wildwood Employees	\$9.00	\$10.50						

In addition to the basic hourly rate established above, each seasonal employee, including pool employees who have worked the minimum number of hours in a season as described below, who returns to work the following season, shall receive an additional rate increase, subject to supervisor recommendation & City Administrator approval. Plus 25 cents per hour "bonus" at end of season if NO "no shows". P/T employees shall be subject to annual review. (Full-time pool empl. must have worked a minimum of 300 hours & substitute pool empl. must have worked a min. of 200 hrs. during the season to qualify for both the end-of-season bonus and the pay increase for the next successive season).

Nebraska City Police Department - Bargaining Unit FOP 79

NON-EXEMPT (HOURLY)	1	2	3	4	5	6	7	8	9
Police Sergeant	\$20.39	\$21.24	\$22.10	\$22.95	\$23.81	\$24.66	\$25.51	\$26.37	\$27.92
Police Officer	\$16.73	\$17.61	\$18.50	\$19.38	\$20.27	\$21.16	\$22.04	\$22.93	\$24.47
Police Sec-Dispatcher	\$14.39	\$15.11	\$15.87	\$16.66	\$17.08	\$17.85	\$18.75	\$19.22	\$19.68

Moved by Mayor Bequette and seconded by Crunk to approve Access Agreement from NDEQ that Kennedy/Jenks Consultants perform a Tier-2 groundwater investigation at the former Wichita Coca-Cola site in Nebraska City. Upon roll call, the following voted YES: Glover, Crunk and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette introduced Resolution 2687-15; Approving Nebraska Community Energy Alliance Interlocal Cooperation Agreement, appointing representatives and authorizing Mayor to Sign. Council discussed the need to amend resolution to read NCEA instead of NCRA. Moved by Mayor Bequette and seconded by Glover to approve Resolution 2687-15 as amended for passage after reading. Upon roll call, the following voted YES: Crunk, Glover and Mayor Bequette. Voting NO: None. Motion carried. A true and correct copy of said resolution is as follows:

RESOLUTION NO. 2687-15

WHEREAS, the City Council of the City of Nebraska City has received and reviewed the Nebraska Community Energy Alliance (“NCEA”) Interlocal Cooperation Agreement which governs the operations of the NCEA for the cooperation of its member communities pursuing the advancement of compressed natural gas and electric vehicle infrastructure and compressed natural gas and electric vehicle use;

AND WHEREAS, the City finds it to be in the best interests of the citizens of Nebraska City for it to enter into the attached NCEA Interlocal Cooperation Agreement;

THEREFORE, BE IT RESOLVED that the City Council directs the approval of this Agreement and authorizes the Mayor to sign the same on behalf of the City.

BE IT FURTHER RESOLVED that the City Council appoints the General Manager of the Nebraska City Utilities (Leroy Frana) to serve as the City of Nebraska City’s NCEA Representative and the City Administrator (Grayson Path) to serve as the City of Nebraska City’s NCEA Alternate Representative.

Passed and approved this 16th day of November, 2015.

Bryan Bequette, Mayor

ATTEST:

Mark Marcotte, City Clerk-Treasurer

Mayor Bequette introduced Ordinance #2970-15 entitled: AN ORDINANCE ESTABLISHING A SCHEDULE OF RATES TO BE CHARGED FOR NATURAL GAS SERVICE FURNISHED BY THE COMBINED UTILITY SYSTEM OF THE CITY OF NEBRASKA CITY, NEBRASKA; TO REPEAL ORDINANCE NO. 2930-14 AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND TO DECLARE AN EFFECTIVE DATE; and moved that the statutory rule requiring reading on three different days be suspended. Crunk seconded the motion to suspend the rules and upon roll call, the following voted YES: Glover, Crunk and Mayor Bequette. Voting NO: None. The Motion to suspend was adopted by three-fifths of the council and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Mayor Bequette moved for final passage of the ordinance, which motion was seconded by Crunk. The Mayor then stated the question: “Shall Ordinance #2970-15 be passed and adopted?” Upon roll call, the following voted YES: Glover, Crunk and Mayor Bequette. Voting NO: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the council, signed and approved the ordinance and the clerk attested the passage and approval of the same and affixed his signature thereto. A true and correct copy of said ordinance is as follows:

ORDINANCE NO. 2970-15

AN ORDINANCE ESTABLISHING A SCHEDULE OF RATES TO BE CHARGED FOR NATURAL GAS SERVICE FURNISHED BY THE COMBINED UTILITY SYSTEM OF THE CITY OF NEBRASKA CITY, NEBRASKA; TO REPEAL ORDINANCE NO. 2930-14 AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND TO DECLARE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF NEBRASKA CITY, OTOE COUNTY, NEBRASKA, AS FOLLOWS:

SECTION 1. THAT THE SCHEDULE OF RATES TO BE CHARGED FOR NATURAL GAS SERVICE FURNISHED BY THE COMBINED UTILITIES SYSTEM OF THE CITY OF NEBRASKA CITY, NEBRASKA, IS HEREBY ESTABLISHED AS FOLLOWS:

A. UNIFORM PROVISIONS. The following provisions shall be effective for all rates included in this ordinance.

1. Effective Date(s): All charges imposed through this Ordinance shall be effective with billings rendered after May 1 of the years as shown in Subsections B, C, D, E, F, G, and H hereof.
2. Rates and Charges: All bills shall be based upon the customer charge per month, plus the charges for demand and consumption, or other charges as applicable.
3. Minimum Bill: The minimum bill will be the customer charge in all rate classifications except Business "B" where the minimum bill will be the demand charge, but not less than the customer charge.
4. Purchased Gas Adjustment: All rates are subject to the Purchased Gas Adjustment Clause as set forth in Section 2, except the rate for large volume transportation service.
5. Term of Payment: All bills are due and payable on date as indicated on bill. The Delayed Payment charge is five (5) percent of the amount due.
6. Seasons: Applicable to bills for usage in the seasons as shown below:

Summer:	May through September
Winter:	October through April
7. Contract Term: All non-residential users which elect, by signed request, to be served by Nebraska City Utilities, shall thereby agree to a service commitment of not less than twelve months duration, renewable, automatically and indefinitely until cancellation by consumer.
8. Changing Rates: If more than one rate is applicable, the consumer shall have the right and responsibility to choose the rate, which is most advantageous. Consumer may not change rates more than once in any 12 months period, unless otherwise agreed by Nebraska City Utilities.
9. Rules and Policies: All usage is subject to all rules and policies of Nebraska City Utilities.

B. RESIDENTIAL - URBAN RATES.

1. Residential - Urban (Summer):

	<u>May 2014</u>	<u>May 2015</u>
Customer Charge (Per Month):	\$11.45	\$12.10
Commodity Charge (Per ccf):		

First 75 ccf	\$0.5440	\$0.5455
Balance	\$0.5240	\$0.5255

2. Residential - Urban (Winter):

Customer Charge (Per Month):	\$11.45	\$12.10
Commodity Charge (Per ccf):		
First 75 ccf	\$0.5440	\$0.5455
Balance	\$0.6740	\$0.6755

3. Subject to application of purchased gas adjustment as set forth in Section 2.

4. AVAILABLE:

Service is available within the City Limits of Nebraska City.

5. APPLICATION:

- a) To all residential consumers for customary domestic uses.
- b) To any combination residential and business consumer where their business is operated solely by phone or mail or away from the home, and goods and services are not made, rendered, shipped or stored from or at the home, and no one other than the resident is employed thereat.
- c) To all churches, for customary church uses.

6. SERVICE CONDITIONS:

- a) Each dwelling unit (house, duplex or apartment unit, trailer, etc.) is to be individually metered and billed.
- b) All uses are to be metered through a single meter.

C. BUSINESS - URBAN RATES.

1. <u>Business "A"- Urban (Summer):</u>	<u>May 2014</u>	<u>May 2015</u>
Customer Charge (Per Month):	\$27.00	\$33.50
Commodity Charge (Per ccf):		
First 270 ccf	\$0.5440	\$0.5455
Balance	\$0.5240	\$0.5255

2. Business "A" - Urban (Winter):

Customer Charge (Per Month):	\$27.00	\$33.50
Commodity Charge (Per ccf):		
First 270 ccf	\$0.5440	\$0.5455
Balance	\$0.7514	\$0.7018

3. Subject to application of purchased gas adjustment as set forth in Section 2.

4. AVAILABLE:

Service is available within the City limits.

5. APPLICATION:

- a) To all business and institutional users, unless classified as Residential or Business

“B”.

- b) To any duplex, apartment building, trailer court, etc., where dwelling units are not individually metered unless classified as Business “B”.
- c) To any combination residential and business consumer not qualifying as Residential, or who elect to be classified hereunder.

6. SERVICE CONDITIONS:

- a) Each meter is to be considered an individual customer.
- b) All uses for any one customer are to be metered through a single meter.

D. LARGE VOLUME FIRM BUSINESS RATES.

1. Business “B”- (Summer):

	<u>May 2014</u>	<u>May 2015</u>
Customer Charge (Per Month):	\$335.00	\$335.00
Demand Charge (Peak Month - ccf):	\$0.1200	\$0.1220
Commodity Charge (all ccf):	\$0.4056	\$0.4056

2. Business “B” - (Winter):

Customer Charge (Per Month):	\$335.00	\$335.00
Demand Charge (Peak Month - ccf):	\$0.1200	\$0.1220
Commodity Charge (all ccf):	\$0.4476	\$0.4529

3. Subject to application of purchased gas adjustment as set forth in Section 2.

4. Determination of Demand:

The demand shall be the maximum monthly usage in the months of October through April in the most recent twelve-month period.

5. AVAILABLE:

This rate is available at the option and sole discretion of Nebraska City Utilities.

6. APPLICATION:

- a) To all business, and institutional users which elect, by signed request, to be served hereunder. Such commitment shall be not less than 12 months duration, renewable automatically and indefinitely until canceled by the consumer or the Utility.
- b) To such other business, or institutional users as are assigned to this classification at the option of the Utility. Criteria for such assignment are:
 - 1) Whenever winter monthly requirements are 1,000 mcf or more for 3 consecutive months.

7. SERVICE CONDITIONS:

- a) Each gas meter will be considered an individual customer.
- b) All uses for any one customer are to be metered through a single meter.

E. INTERRUPTIBLE BUSINESS RATES.

1. Interruptible - Urban & Rural

	<u>May 2014</u>	<u>May 2015</u>
Customer Charge (Per Month):	\$335.00	\$335.00
Commodity Charge (all ccf):	\$0.4778	\$0.5050

2. Storage Gas Surcharge

All gas that is withdrawn from storage is charged an additional:

	<u>May 2014</u>	<u>May 2015</u>
Commodity Charge (all ccf):	\$0.1386	\$0.1414

Subject to application of purchased gas adjustment as set forth in Section 2.

Minimum bill: The Customer Charge.

3. AVAILABLE:

Service is available within and outside the city limits of Nebraska City.

4. APPLICATION

- a) To all business, institutional and farm users which elect, by signed request to be served hereunder. Such commitment shall be not less than 12 months duration, renewable automatically and indefinitely until canceled by the consumer or the Utility.
- b) To such other business, or institutional users as are assigned to this classification at the option of the Utility. Criteria for such assignment are:
 - 1) Whenever winter monthly requirements are 1,000 mcf or more for 3 consecutive months.

5. SERVICE CONDITIONS:

- a) Each meter is to be considered an individual customer.
- b) All uses for any one customer are to be metered through a single meter.
- c) Customer must demonstrate the capability to remain off the City distribution system for a minimum of 48 hours.

F. RESIDENTIAL - RURAL RATES.

1. Residential - Rural (Summer):

	<u>May 2014</u>	<u>May 2015</u>
Customer Charge (Per Month):	\$11.45	\$12.10
Commodity Charge (Per ccf):		
First 75 ccf	\$0.5440	\$0.5455
Balance	\$0.5240	\$0.5255

2. Residential - Rural (Winter):

Customer Charge (Per Month):	\$11.45	\$12.10
Commodity Charge (Per ccf):		
First 75 ccf	\$0.5440	\$0.5455
Balance	\$0.6740	\$0.6755

3. Subject to application of purchased gas adjustment as set forth in Section 2.

4. AVAILABLE:

All qualified retail consumers outside of Nebraska City.

5. APPLICATION:

- a) To all residential consumers for customary domestic uses.
- b) To any farm consumer, not classified as Electric-Business-Rural for domestic plus customary farm uses, where consumption does not exceed 50 mcf in each of any two winter months in any year, these being the months of October through April.
- c) To any combination of rural residential and business consumers where the business is operated solely by phone or mail or away from the home and goods and services are not made, rendered, or stored at home, and no one other than the resident is employed thereat.
- d) To all churches, for customary church uses.

6. SERVICE CONDITIONS:

- a) Each dwelling unit (house, duplex, or apartment unit, trailer, etc.) is to be individually metered and billed.
- b) All uses are to be metered through a single meter.

G. BUSINESS - RURAL RATES.

1. Business "A"- Rural (Summer):

	<u>May 2014</u>	<u>May 2015</u>
Customer Charge (Per Month):	\$27.00	\$33.50
Commodity Charge (Per ccf):		
First 270 ccf	\$0.5440	\$0.5455
Balance	\$0.5240	\$0.5255

2. Business "A" - Rural (Winter):

Customer Charge (Per Month):	\$27.00	\$33.50
Commodity Charge (Per ccf):		
First 270 ccf	\$0.5440	\$0.5455
Balance	\$0.7514	\$0.7018

3. Subject to application of purchased gas adjustment as set forth in Section 2.

4. AVAILABLE:

All qualified retail consumers outside Nebraska City.

5. APPLICATION:

- a) To all business and institutional users, unless classified as Res. Rural or Business "B".
- b) To any farm consumer, for domestic plus customary farm uses, where consumption exceeds 50 mcf in each of any two winter months in any year, or who is classified as Electric-Business.

- c) To any combination residential and business consumer not qualifying as Residential, or who elects to be classified hereunder.
- d) To any duplex, apartment building, trailer court, etc. where dwelling units are not individually metered, unless classified as Business “B”.

6. SERVICE CONDITIONS:

- a) Each meter is to be considered an individual customer.
- b) All uses for any one customer are to be metered through a single meter.

H. BUSINESS TRANSPORT RATES.

1. Large Volume Firm Transportation Service:

	<u>May 2014</u>	<u>May 2015</u>
Customer Charge (Per Month):	\$335.00	\$335.00
Commodity Charge (Per ccf):	\$0.1386	\$0.1414

2. Subject to application of purchased gas adjustment as set forth in Section 2.

3. AVAILABLE:

All qualified retail consumers within the Nebraska City Utilities’ Service area.

4. APPLICATION:

- a) To all farm, business and institutional users, with usage equal to or greater than 1,000 mcf /month in the current month or within the past 12 months.

5. SERVICE CONDITIONS:

- a) Each meter is to be considered an individual customer.
- b) All use for any one customer is to be metered through a single meter.
- c) All requests for service must be submitted in accordance with, and meet the requirements of, the policies and regulations of Nebraska City Utilities.
- d) Customer may be responsible for the cost of installation of an electronic meter, accessible with the Nebraska City Utilities’ SCADA equipment.

SECTION 2. When a rate schedule provides for the application of a “Purchased Gas Adjustment,” such adjustment shall be determined as follows:

Purchased and produced gas costs shall be calculated for each month, summer and winter seasons, or as otherwise deemed appropriate by NEBRASKA CITY UTILITIES, to reflect changes in the cost of gas above the Base Cost. For these purposes, the “Cost of Gas” shall mean the total variable cost, including all variable transportation, commodity, fuel and other supply and storage related charges. Said calculations and adjustments shall be made and become effective with the first billing of each month or as NEBRASKA CITY UTILITIES otherwise deems necessary to fully recover additional gas supply costs.

The rates as defined above include a Base Gas Supply Cost of \$3.73 per mcf for both May 2014 and May 2015.

Any change in the basic rate structure due to factors other than increases or decreases in rates charged Nebraska City Utilities for natural gas shall be made only by action of the City Council of Nebraska City.

SECTION 3. In the event of the imposition of any new tax or the increase of any existing tax, or any increase in payments in lieu thereof, by any lawful authority; or in the event of increased costs of operation, the gas rates established by Section 1 of this ordinance may be increased by the amount of such tax or by such increased costs of operation.

SECTION 4. That Ordinance No. 2930-14 and all other ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 5. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law and city ordinance.

PASSED AND APPROVED this _____ day of _____, 2015.

Mayor

Attest:

City Clerk

Mayor Bequette moved and seconded by Glover to suspend the rules and move the action item 15 in front of 14 in order to address the change order as far as the timing of the contract before the pay order. Upon roll call the following voted YES: Crunk, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Glover to approve Change order No. 1, with Steve Walters & Son Inc. for 2015 Nuckolls Square Park Improvements. Upon roll call, the following voted YES: Crunk, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Crunk and seconded by Glover to table Pay Application No. 1, from Steve Walters & Son Inc. in the amount of \$80,418.80 for 2015 Nuckolls Square Park Improvements. Mayor Bequette pointed out a typo on the Agenda which showed the amount to be \$84,418.80. Commissioner expressed he had many questions about the project and he would like the other Commissioners to be present in making this decision. Brenda Walters asked if they could have the questions ahead of time. Commissioner Crunk indicated he would have them by next Monday. Upon roll call, the following voted YES: Glover, Crunk and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette moved and seconded by Crunk to approve seeding of the Nuckolls Square Park Improvement Plan as per the current contract and noted as a completion item at the completion of the contract. Upon roll call the following voted YES: Glover, Crunk and Mayor Bequette. Voting NO: None. Motion carried.

Council discussed with Miller-Monroe-Farrell the City Insurance Policy and consideration of waiver of terrorism coverage.

Moved by Mayor Bequette and seconded by Glover to table NDOR claim for 2011 South 11th Street project in the amount of \$27,608.41. Upon roll call, the following voted YES: Crunk, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Meeting Adjourned at 7:20 P.M.

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.

Mark E. Marcotte, City Clerk-Treasurer