

CITY OF NEBRASKA CITY, NEBRASKA  
 MINUTES OF CITY COUNCIL REGULAR MEETING  
 February 15, 2016

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 February 15, 2016. 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: Jim Stark, Jeff Crunk, Vic Johns, Gloria Glover and Mayor Bequette. Absent: None. The following City Officials were present: City Administrator Grayson Path, City Clerk-Treasurer Mark Marcotte, City Attorney David Partsch, Library Director Rasmus Thoeners and Public Properties Director/Zoning Director Dan Gittinger.

Mayor Bequette moved to approve the following consent items:

Approval of Minutes from the February 1, 2016 Meeting.

Accepting the report of new claims against the City and approving disposition of claims set for the period of January 30, 2016 to February 12, 2016.

BPW recommended approval of Agreement with NDOR Union South Highway 75 Phase 2 Project# MISC-75-2(1069) for purpose of moving 2 poles on North 69kv/13.8kv line near Dr. Rademakers Drive.

Motion seconded by Commissioner Crunk. Upon roll call the following voted YES: Johns, Glover, Crunk and Mayor Bequette. Voting NO: None. Abstain: Stark. Motion carried.

| CLAIMS LIST               |          |         |                         |         |          |
|---------------------------|----------|---------|-------------------------|---------|----------|
| February 15, 2015         |          |         |                         |         |          |
| Adkins Signs              | Sup      | 158.00  | Matheson Tri-Gas, Inc.  | Sup     | 79.78    |
| Alamar Uniforms           | Unif     | 74.14   | Mercer's Do-It-Best     | Sup     | 273.88   |
| American Recycling &      | Contr    | 184.50  | Milacek Monument        | Rep     | 300.00   |
| Arbor Mart, Inc           | Fuel     | 1127.90 | Mullenax Auto Supply    | Rep     | 80.33    |
| AVAC                      | Contr    | 172.39  | Napa Auto Parts         | Sup     | 63.54    |
| Bill Walters & Son Shop   | Rep      | 246.25  | Nationwide              | Inv     | 13978.44 |
| Bohl P&H                  | Rep      | 46.62   | NC Newspress            | Adv     | 1247.77  |
| Bound Tree Medical LLC    | Sup      | 2153.99 | NC Utilities            | Util    | 7733.51  |
| Jenni Brant Ceramics      | Adv      | 160.00  | NE Department of Rev    | Sls Tax | 204.31   |
| Bridgestone Golf, Inc.    | Mdse     | 382.59  | NE Dept of the Treasury | Tax     | 1187.59  |
| Brown Glass Company       | Rep      | 138.00  | NE Liquor Control Com   | Dues    | 45.00    |
| Brown's Shoe Fit Co       | Unif     | 119.00  | NE Salt and Grain Co    | Sup     | 3279.00  |
| BSN Sports                | Sup      | 110.98  | North Central EMS Corp  | Dues    | 75.00    |
| Burr Farms Machinery      | Rep      | 238.24  | O'Reilly Auto Parts     | Sup     | 49.98    |
| Callaway Golf             | Mdse     | 4239.80 | Omaha Tractor, Inc.     | Sup     | 219.25   |
| Capital Business Syst     | Contr    | 158.84  | Otoe County Clerk       | Contr   | 4423.46  |
| Card Services             | Misc     | 552.76  | Paper Tiger Shredding   | Garbage | 35.00    |
| Casey's General Stores    | Fuel     | 199.44  | Payroll                 | Payroll | 95377.65 |
| Consolidated Manag        | Training | 195.50  | Productivity Plus       | Rep     | 5380.88  |
| Creative Product Sourc    | Sup      | 558.51  | Purchase Power          | Pstge   | 402.50   |
| Douglas Tire Co.          | Rep      | 966.89  | River View Pest Control | Contr   | 40.00    |
| Eakes Office Solutions    | Sup      | 356.28  | Shell                   | Fuel    | 1484.59  |
| Eggers Brothers, Inc.     | Rep      | 147.82  | Soley, H.               | Rfnd    | 25.00    |
| EMS Billing Services, Inc | Contr    | 6195.45 | Thurman's Bike & Sport  | Unif    | 24.00    |
| Fastenal Company          | Sup      | 24.00   | Tree City Tees          | Rep     | 27.75    |
| Fireguard                 | Rep      | 2241.13 | Tyl Facility Solutions  | Sup     | 1926.84  |
| First Wireless            | Sup      | 282.00  | UHC                     | Ins     | 65407.79 |
| Gatehouse Media           | Adv      | 462.73  | Unifirst Corporation    | Contr   | 53.77    |
| Dan Gittinger             | Mileage  | 115.26  | Van Wall Turf & Irrig   | Sup     | 378.93   |
| Guardian                  | Ins      | 4329.59 | Verizon Wireless        | Tele    | 14.06    |
| Hornung's Golf Products   | Mdse     | 100.12  | Video Home Theater      | Misc    | 24.00    |
| Ideal Pure Water          | Sup      | 63.95   | Westlake Ace Hardware   | Sup     | 22.48    |
| Larson Motors             | Rep      | 153.44  | Windstream, Inc.        | Tele    | 1535.95  |
| Lincoln Financial Group   | Ins      | 2721.55 |                         |         |          |

Mayor Bequette brought forward the appointment of Kiel VanderVeen to the Board of Public Works. Upon roll call the following voted YES: Glover, Johns, Stark and Mayor Bequette. Voting NO: None. Abstain: Crunk. Motion passed.

Mayor Bequette opened the Public Hearing on use of LB840 funds for Nebraska City Tourism and Commerce in the amount of \$5,000.00 to develop Phase 1 of a Destination Tourism Plan for Nebraska City. Dan Mauk, Executive Director of NCAEDC and Amy Allgood, Director of Nebraska City Tourism and Commerce, spoke about the application. Mr. Mauk explained the Economic Development Committee recommended the application for approval. No one spoke in favor of the plan. No one spoke in opposition of the plan. Mayor Bequette moved to close the public hearing, seconded by Commissioner Glover. Upon roll call the following voted YES: Johns, Crunk, Stark, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Treasurer's report was given, as of January 31, 2016, Total Nebraska City funds of \$8,381,506.13. Total Cash and Reserve for Nebraska City Utilities of \$16,164,830.43. Total of City of Nebraska City funds \$24,546,336.56.

Council acknowledged receipt of City Administrator Report.

Council acknowledged receipt of Utility Financial Report for period ending December 31, 2015.

Council acknowledged receipt of Utility Claims for period ending January 31, 2016.

Commissioner Stark gave an update on the aquatic center.

Moved by Commissioner Johns and seconded by Crunk to approve SDL for Knights Inc. to hold Fund Raiser Event at Lourdes Central Catholic School on April 2, 2016 from 5:00 pm to 11:00 pm. Mayor Bequette declared a conflict of interest, since he is a member of the Knights. Upon roll call, the following voted YES: Stark, Glover, Crunk and Johns. Voting NO: None. Abstain: Mayor Bequette. Motion carried.

Moved by Johns and seconded by Glover to approve the Application from NCTC in the amount of \$5,000.00 to develop a Phase 1 of a Destination Tourism Plan for Nebraska City and authorize the Mayor to sign the Grant Agreement. Upon roll call, the following voted YES: Stark, Crunk, Glover, Johns and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Stark and seconded by Johns to approve the request from Ted Beilman for permission to file for a USDA Rural Development Grant not to exceed \$20,000.00 for the Nebraska City Veterans Memorial Building project and for the City to act as a conduit for the funds. Ted Beilman explained the grant. Upon roll call, the following voted YES: Crunk, Glover, Johns, Stark and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Stark and seconded by Mayor Bequette to approve the final Comprehensive Development Plan from Olsson Associates. Upon roll call, the following voted YES: Glover, Johns, Crunk, Stark and Mayor Bequette. Voting NO: None. Motion carried.

Commissioner Crunk left the meeting at 7:33 P.M.

Moved by Stark and seconded by Johns to approve the out-of-scope services invoice in the amount of \$25,433.06 and authorize the Mayor to sign the Letter Agreement which will allow for billing in next budget fiscal year. Courtney Dunbar, Avery Oltmans and Jessica Sock, of Olsson Associates, explained the situation which led to these expenses. Amy Allgood, of NCTC, also spoke of the situation. Upon roll call, the following voted YES: Johns, Stark and Mayor Bequette. Voting NO: Glover. Motion carried.

Moved by Mayor Bequette and seconded by Johns to approve with Alfred Benesch Company the Construction Engineering Agreement for South 11<sup>th</sup> Street project. Upon roll call, the following voted YES: Stark, Glover, Johns and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Glover to approve Amendment No. 1 to UPN Communication Lease Agreement with Nebraska City Utilities and authorize Mayor to sign the same. Upon roll call, the following voted YES: Stark, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Commissioner Glover gave a summary of the 4<sup>th</sup> Corso Finance Committee meeting and Mayor Bequette gave a summary of the 4<sup>th</sup> Corso Safety Committee meeting. Commissioner Glover announced the next Finance Committee meeting will be held at City Hall on March 14<sup>th</sup> at 6:00 PM. Mayor Bequette said the Safety Committee had added new members, Linda Wilberger and Pat Wehling. Mayor Bequette announced the next Safety Committee meeting will be held at City Hall on March 14<sup>th</sup> at 5:00 PM.

Meeting Adjourned at 8:04 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.

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Mark E. Marcotte, City Clerk-Treasurer