

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
August 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 August 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: Jeff Crunk, Vic Johns, Gloria Glover and Mayor Bequette. Absent: None.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the August 1, 2016 City Council Meeting.

Accepting the report of new claims against the City and approving disposition of claims set for the period of August 2, 2016 to August 15, 2016.

Authorize Mayor to sign Kearney Hill Project Extension Agreement with NED.

Discussion/action to approve fee waiver for shelter rental of the Steinhart Pond Shelter for a Cub Scout Pack 353 fishing recruitment night on August 24th from 6:00 PM to 8:00 PM.

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

CLAIMS LIST					
August 15, 2016					
A-1 Locksmith	Rep	60.00	League of NE Mun.	Membership	12,508.00
ACCO	Chem	169.71	Lincoln Financial	Ins	4,892.47
Action Technology	Computer	1,031.45	LogIn / IACP Net	Misc	525.00
Alamar Uniforms	Unif	489.91	M.E. Collins	Construction	227,211.95
Alfred Benesch & Co.	Construction	13,950.34	Matheson Tri-Gas, Inc.	Sup	161.88
American Recycling	Garbage	327.00	MD Aquatics, LLP	Chem	1,178.00
Asboe, R.	Rfnd	29.13	Mercer's Do-It-Best	Sup	324.62
Arbor Mart, Inc	Fuel	1,830.75	Midwest Farmers	Chem	175.83
Arrow Man	Rep	198.80	Mullenax Auto	Rep	152.93
AVAC	Contr	207.00	Napa Auto Parts	Handle/Retainer	54.74
Behrends, D.	Rfnd	25.00	Nationwide	Inv	18,507.61
Berry	Adv	24.69	NC Newspress	Adv	482.00
Bound Tree Medical	Sup	468.06	NC Utilities	Signals	15,842.37
Brown Glass Co	Rep	246.29	NE Dept of Revenue	Sls Tax	3,162.37
Capital Business Sys	Contr	141.90	NE Dept of Roads	Construction	160,014.81
Card Services	Misc	1,026.45	North American Direct.	Adv	220.00
Casey's General	Fuel	88.19	Odey's Inc.	Rep/Maint	1,466.00
City of NC WW	Artists	709.63	Otoe County Clerk	Contr	4,423.46
Clark-Brown, D.	Rfnd	156.80	Otoe County Court	Contr	8.00
Coca-Cola of Lincoln	Bev	173.49	Paper Tiger	Garbage	35.00
Concrete Industries	Sup	80.00	Payroll	Payroll	116,298.59
Courtside Marketing	Adv	269.00	PNC Equipment	Lease	2,728.00
Diamond Voegel	Sup	1,895.00	Premier Squatechs	Rfnd	100.00
Don's Johns & Septic	Misc.	204.00	The Radar Shop	Rep/Maint	215.00
Douglas Tire Co.	Rep	690.80	Retail Construction	Rfnd	200.00
Eakes Office Sol.	Sup	124.18	RR Donnelley	Sup	57.15
Easter, K.	Rfnd	241.98	Quality Brands	Bev	490.1
Eggers Brothers, Inc.	Rep	255.16	SE Plumbing & Heating	Rep	99.00
EMS Billing Services	Contr	4,560.74	St. Benedict's	Rfnd	25.00
Fareway Stores, Inc.	Concessions	258.24	St. Mary's Hosp	Med	134.00
Fastenal Company	Nuts	0.92	Sysco Lincoln	Concessions	1,374.13
Friedli, P.	Missoula	393.68	TD Futures	Rfnd	200.00
Gatehouse Media NE	Adv	145.58	Tetrad Building	Rfnd	200.00
Giesecking, L.	Rfnd	25.00	Tielke's Sandwiches	Concessions	46.62
Guardian	Ins	7,777.30	Tom's Radio	Communic.	900.00
Halama, R.	Rfnd	322.00	UHC	Ins	110,020.16
Helena Chemical	Chem	3,695.00	Uline	Sup	55.93
Holiday Inn of Karn.	Training	332.00	Unifirst Corporation	Contr	112.65
Hopkins Automotive	Sup	89.04	United Seeds, Inc.	Sup	725.00
Ideal Pure Water	Sup	171.63	VAIRKKO	Computer	301.00
K & Z Distributing	Bev	226.50	Vasa, B.	Rfnd	25.00
Kubota of Omaha	Bolt	17.88	Verizon Wireless	Tele	14.04
Kyle Moyer Constr.	Cap. Outlay	845.00	Westlake Ace	Rep/Maint	199.43
Landis Engine Co.	Rep	60.85	Windstream, Inc.	Tele	1,528.17
Larson Motors	Rep	121.75			

Mayor Bequette proclaimed September 8, 2016, as a Day of Remembrance for William J. "Bill" Carroll. This would have been his 87th Birthday. Mayor called upon all citizens to honor the life and legacy of Bill Carroll by serving others on that special day.

Mayor Bequette called for the consent of the council to appoint Erv Friesen as the Public Works Commissioner to fill the remainder of Commissioner Stark's term and was Seconded by Commissioner Johns. Upon roll call the following voted YES: Johns, Crunk, Glover, and Mayor Bequette. Voting NO: None. Motion carried. Commissioner Friesen was sworn in by Mayor Bequette and took his seat.

Chief Lacy introduced Officer Ben Murray as the newly promoted Police Sargent. Sargent Murray has served in various capacities as the Liaison Officer for the Nebraska State Patrol, Field Training Officer, Volunteer Fireman and a member of the Rescue Squad among many other duties.

Mayor Bequette opened the Public Hearing on Pioneer Holdings, LLC, DBA Sandy's Sports Bar & Volleyball application for a Class "C" liquor license at 703 S. 11th Street, Nebraska City, NE. Tim Pendrell spoke to explain his request. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Glover. Upon roll call the following voted YES: Johns, Crunk, Glover, Friesen and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette opened the Public Hearing on the renewal and revision of Nebraska City Economic Development Program (LB840). Dan Mauk spoke to explain the request. Jim Kuhn spoke in favor of the LB840 program. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Glover. Upon roll call the following voted YES: Johns, Crunk, Glover, Friesen and Mayor Bequette. Voting NO: None. Motion carried.

Treasurer's report was given, as of July 31, 2016, Total Nebraska City funds of \$8,753,665.90. Total Cash and Reserve for Nebraska City Utilities of \$15,963,371.16. Total City of Nebraska City and Utility funds \$24,717,037.06.

Council acknowledged receipt of City Administrator Report. Grayson Path spoke regarding his report.

Council acknowledged receipt of Utility Financial Report for period ending June 2016

Council acknowledged receipt of Utility Claims for period ending July 2016

Moved by Commissioner Friesen and seconded by Crunk to approve the Class C liquor license for Pioneer Holdings, LLC, DBA Sandy's Sports Bar & Volleyball located at 703 S 11th Street, Nebraska City, NE 68410. Upon roll call, the following voted YES: Crunk, Glover, Friesen and Mayor Bequette. Voting NO: None. Abstain: Johns. Motion carried.

Moved by Mayor Bequette and seconded by Glover to table Resolution 2712-16 to approve the renewal of the Nebraska City Economic Development Program (LB840) at the request of the City Attorney to revise the ballot wording. Upon roll call, the following voted YES: Crunk, Glover, Johns, Friesen and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns to approve closure of 7th Street from 1st Corso North to the alley for parking the Arbor Shrine Club Fire Truck after the Applejack parade on September 17, 2016. Upon roll call, the following voted YES: Crunk, Glover, Johns, Friesen and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Friesen and seconded by Johns to approve closure of 5th Ave from 16th Street to 17th Street for a family reunion-block party to be held on September 17, 2016 from 5:00 PM to midnight. Upon roll call, the following voted YES: Crunk, Glover, Johns, Friesen and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Friesen that the City waive sidewalk permit requirements during 2016 Applejack Festival days of (Sat 9/17 and Sun 9/18) having a minimum of five feet of clear walkways be maintained in the C2 central business district. Upon roll call, the following voted YES: Crunk, Glover, Johns, Friesen and Mayor Bequette. Voting NO: None. Motion carried.

Jeff Sockel of Alfred Benesch led the discussion regarding the South 11th Street Project update.

Moved by Mayor Bequette and seconded by Johns to approve the City Administrator to publish the CGI videos on the City website. Upon roll call, the following voted YES: Crunk, Glover, Johns, Friesen and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Glover for the Council to go into closed session with the City Attorney, City Administrator and the Director of the Utilities for the purpose of discussing counter offer of \$32,500.00 from Ryan & Heidi McConnell for lots 1A & 1B of the Deer Trail Subdivision and for the purpose of having a strategy session which will help to determine the collective bargaining price that we will come up with and in protection of public interest. Upon roll call, the following voted YES: Glover, Johns, Friesen and Mayor Bequette. Voting NO: None. Abstain: Crunk. Motion carried. Council relocated to Administrator Path's office for the closed session at 7:13 PM. Commissioner Crunk departed from the meeting at 7:13 PM.

Moved by Mayor Bequette and seconded by Glover to come out of closed session and resume the Open Session with all three Commissioners present at 7:28 PM. Upon roll call, the following voted YES: Glover, Johns, Friesen and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Friesen to maintain the asking price of \$48,000.00 for Deer Trail lots 1A & 1B. Upon roll call, the following voted YES: Johns, Friesen, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Meeting Adjourned at 7:30 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.

Randy A. Dunster, City Clerk-Treasurer