

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
February 1, 2010

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 of City Hall, 1409 Central Avenue, on February 10, 2010. 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.

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 led in the Pledge of Allegiance. Upon roll call the following answered present: Brett Gay, Jeff Crunk, Dean Handy, and Mark Mercer. The following City Officials were present: City Administrator Pat Haverty, City Clerk Arnold M. Ehlers, City Attorney William Davis, Police Chief David Lacy, Building Inspector Alan Viox and Public Properties Director/Zoning Director Dan Giittinger.

Commissioner Handy moved to approve the minutes of the January 18 2010, City Council Regular Meeting, seconded by Commissioner Gay. Upon roll call the following voted YES: Gay, Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. 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.

Commissioner Mercer moved to approve the plumber's license application. Upon roll call the following voted YES: Gay, Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion carried.

Mayor Hobbie proclaimed the month of March as "Gambling Awareness Month."

Mayor Hobbie proclaimed the week of January 31st to February 6th as "Catholic Schools Week."

Mayor Hobbie proclaimed the week of February 7th to February 13th as "FCCLA Week."

Pat Haverty reported that the Dock Board recently approved a construction contract with DeBruce Fertilizer for repairs to the Steinhart Dock in an amount not to exceed \$250,000.00. He also informed the board that the City is waiting for the 'Notice-to-Proceed' to be able to sign a preliminary design and environmental review contract for Phase II of the Steinhart Park Trail Project. Pat also reminded the board of two upcoming special meetings; February 11th at 12:00 p.m. for government day with Leadership Nebraska City and March 11th at 1:00 p.m. for board retreat to go over future Nebraska City projects.

Mayor Hobbie introduced Resolution 2444-10 that concurs with the NDOR on the selection of TAB Construction for the Central Avenue Mill and Overlay Project in the amount of \$602,291.94. Commissioner Handy moved to approve Resolution 2444-10. Upon roll call the following voted YES: Mercer, Crunk, Gay, Handy and Mayor Hobbie. Voting NO: None. Motion passed. A true, correct and complete copy of said resolution is as follows:

RESOLUTION

WHEREAS, there has been signed by the City of Nebraska City on the 3rd day of December, 2007, and the State on the 7th day of December, 2007, an agreement providing for the construction of a Federal Aid Project at the following location: Central Ave., 11th - 6th Streets and 11th Street from 1st Corso-1st Avenue.

, and

WHEREAS, in the above agreement, the City has pledged sufficient funds to finance its share of the cost of the construction of this project identified as URB-6210(3), and

WHEREAS, the above mentioned agreement provided that the City would pay costs as set forth in the agreement, and

WHEREAS, the State and the City received bids for the construction of this project on January 14, 2010, at which time five bids were received for the construction of the proposed work, and

WHEREAS, the following contractor(s) has been selected as the low bidder to whom the contract(s) should be awarded:

Tab Holding Company, Inc., DBA Tab Construction, Omaha, Nebraska;
Bituminous: \$602,291.94

NOW THEREFORE, in consideration of the above facts, the City Council of the City of Nebraska City, by this resolution, takes the following official action:

1. The Council hereby concurs in the selection of the above mentioned contractor(s) to whom the contract(s) should be awarded.
2. The Council does not desire to perform any of the work with its own forces in lieu of performing the work by the contract method.
3. The Council hereby authorizes the Mayor and the City Clerk of Nebraska City to sign the construction contract on behalf of said City.

DATED THIS 1st DAY OF February, A.D. 2010

ATTEST:

Annal M. Ehlken
City Clerk

CITY OF NEBRASKA CITY
Jack Halpin
Mayor
Council Member Handy

Moved the adoption of said resolution.

Roll Call: 5 yea, 0 nay.

CON1-PN

Resolution adopted, signed and billed as adopted.

Pat Haverty presented a short recap of the parking concerns on 14th Corso west of 11th Street. Bob Koch, owner of McDonald's had written a letter to the board expressing his concern that the City was sending the wrong message to businesses by restricting parking in commercial districts. Mr. Koch appeared before the board and stated that if there was to be no parking on 14th Corso the north side of the street would be preferred. Jackie Kraenow appeared before the board to support some type of parking ban but also to stop large trucks from using 14th Corso since they drive across her yard and she had a photo to prove it. Stephanie Fisher representing the Pizza Hut appeared before the board to let the board know that Pizza Hut needs to be able to have large trucks use a portion of 14th Corso to deliver supplies. Mr. Koch told the board that McDonald's also needs to be able to have large truck delivery off 14th Corso. Doug Wichman spoke to board supporting a parking ban on both sides of 14th Corso. Jesse Brown stated that there is a problem, especially when the street is slick and that something needs to be done but that he understands the needs of the businesses. Mike Ragland added that he has seen problems in that area but the city should try to work something out to accommodate the businesses. Bobbi Lechner submitted her concern about getting the Handi-Van up 14th Corso with parking on both sides and getting in and out of South Side Estates Parking Lot with vehicles parked on the north side of 14th Corso. Donald Wampler wrote that he would prefer no parking on the north side of 14th Corso.

Pat Haverty supplied background information on parking issues along 11th Corso east of 10th Street. Mike Ragland agreed that there was a problem since he lives on that street and during bad weather his driveway is not usable. He preferred a parking ban on the south side of 11th Corso. Virginia Jacobs wrote that she preferred no parking on both sides of the street but would settle for a parking ban on one side.

The board reviewed staff suggestions on fees and fines changes. Commissioner Crunk suggested removing Sec. 24-59 as it did not fit with the rest of the suggestions.

A&M Grn Pwr	63.00	Rep	Mead Lumber	44.86	Rep
A-1 Locksmith	60.00	Rep	MES	74.76	Unif
Action Tech	400.00	Contr	Midwest Service	486.00	Maint
Adkins Signs	250.00	Misc	Miller Monroe	70.00	Ins
Alamar	99.59	Unif	Momar	150.77	Supp
Anthens, G	138.00	Rec	Moore Medical	208.89	Med
Arbor Mart	2,675.35	Fuel	Morrow, S	756.00	EMT
Asphalt Mat	534.36	Maint	Mullenax Auto	637.48	Rep
AVAC	396.50	Contr	NCAEDC	6,250.00	Contr
Barco Mat	822.07	Equip	NCTC	5,832.50	Contr
Barone Sec	300.00	Contr	NE Cemetery	40.00	Dues
Barrett Const	9,440.00	Contr	NE Code Officials	100.00	Dues
Benefiel Truck	25.00	Misc	NE Comm Found	2,291.67	Contr
Bennett, R	10,446.24	Contr	NE Plan/Zone Adm	250.00	Dues
Bishop Plmbg	75.75	Rep	NE Pub Health Lab	84.00	Supp
Bob's Welding	30.00	Equip	NE Rural Water Ass	50.00	Dues
Bray, C	200.00	EMT	NE Salt & Grain	5,668.69	Maint
Callaway	433.15	Msde	NE Supreme Court	49.55	Supp
Cintas	60.25	Contr	NeFSMA	35.00	Dues
City Tire	22.00	Rep	O'Reilly Auto	14.98	Rep
Conner, J	88.00	Rec	Orscheln	385.02	Rep
Conrad Fire	28.92	Rep	Otoe Co Clerk	363.50	Contr
Conz, G	200.00	EMT	Packaging Horizon	103.53	Supp
Creative Prod	491.25	Msde	Petty Cash	40.50	Misc
Curtis, W	36.00	EMT	PGA of America	350.00	Dues
Diesel Power	415.00	Equip	Polk Directories	240.00	Supp
Douglas Tire	1,838.26	Rep	Quality Remodeling	68,050.00	Contr
Driever, C	35.00	EMT	Rarig, C	88.00	Rec
Ericon	75.00	Fuel	RepCo Marketing	35.75	Supp
Farris, M	192.00	Rec	Roehr Safety	75.05	Ammo
Farris, P	188.00	Rec	Schendel Pest	124.00	Pest
Food Pride	6.29	Supp	Schmitz Land	95.00	Misc
Fouraker, H	250.00	EMT	Schreiner, K	400.00	EMT
Goebel, G	72.00	EMT	SEND D	4,593.74	Contr
Hamlin, S	248.00	EMT	Shrader, J	80.00	Mileage
Heartland Class	413.68	Advert	Sicard	176.65	Equip
Hogan, Jr., W	700.00	EMT	St. Mary's Hosp	21.80	Med
Infinity Aviation	3,725.16	Contr	Thurman Bike	1,089.00	Msde
J.H. Stuckey	250.00	Rep	Titan Machinery	1,188.27	Equip
JEO	2,161.50	ROW	Tree City Tees	2.00	Unif
Johnny's Cycle	400.00	Equip	Tri-State Office	110.49	Supp
Jones, N	972.00	EMT	Tri-State Pumping	375.00	Contr
Konica Premier	230.00	Contr	USPS	44.00	Postage
Krog, A	400.00	EMT	Van Wall Turf	121.44	Rep
Landis Engine	66.55	Rep	Vander Haags	184.01	Equip
Larson Motors	148.84	Equip	Verizon Wireless	249.63	Tele
Law Enforce Sys	45.00	Supp	Wages & Benefits	140,923.35	
League NE Muni	337.00	Dues	Walters & Sons	1,677.20	Equip
Leggio, Jr., W	642.00	EMT	Watkins True Value	174.33	Rep
Linweld	180.40	Med	Weible, B	108.00	EMT
Lynn Peavey Co	39.90	Supp	Wenzl Hardware	10.10	Rep
Madsen, D	88.00	Rec	Wick's	175.07	Supp
Marion, J	572.00	EMT	Wielechowski, W	36.00	EMT
Martin, K	220.00	Rec	Wurtele, J	90.00	Rec
Matt Parrott	378.85	Supp			

Meeting adjourned at 7:07 p.m.

Arnold M. Ehlers, City Clerk - Treasurer