

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
April 6, 2009

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 April 6, 2009. 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: Jeff Crunk, Dean Handy, Brett Gay, 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 Güttinger.

Commissioner Handy moved to approve the minutes of the March 16, 18, 30, and 31, 2009 City Council Meetings, seconded by Commissioner Crunk. Upon roll call the following voted AYE: Gay, Mercer, Crunk, Handy, and Mayor Hobbie. Voting NO: None. Motion adopted.

Mayor Hobbie opened a Public Hearing for a loan request by S & H Investments LLC dba Mommy's Little Helper in the amount of \$25,000.00. Pat Haverty and Steven Self presented information on the loan. No one else spoke in support or opposition to the request. Commissioner Handy moved to close the Public Hearing. Upon roll call the following voted YES: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie opened a Public Hearing on a grant request by Nebraska City Tourism and Commerce in the amount of \$11,773.78. Pat Haverty presented information on how the grant funds will be used. No one else spoke in support or opposition to the request. Commissioner Handy moved to close the Public Hearing. Upon roll call the following voted YES: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie proclaimed April as "National Occupational Therapy Month" and April 19 – 25, 2009 as "National Volunteer Week."

City Administrator Pat Haverty formally introduced himself to the Council and provided information on the Downtown Revitalization Grant. The Treasurer's Report showed a beginning balance March 1, 2009 of \$4,484,121.61; receipts of \$1,193,764.07; expenditures of \$1,710,748.30; leaving an ending balance as of March 31, 2009 of \$3,967,135.38. Wyuka Cemetery had revenues of \$3,830.50. The reports were accepted and placed on file.

R.C.E.D.C. Quarterly Report was presented by Shawna Silvius and placed on file.

Mayor Hobbie introduced Ordinance 2749-09: AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF NEBRASKA CITY, AS REFERRED TO IN SECTION 403 OF ORDINANCE NO. 2576-03, BY CHANGING THE ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN SECTION 1 HEREOF, FROM R-2 RESIDENTIAL TO I-1 LIGHT INDUSTRIAL; AND BY CHANGING THE ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN SECTION 2 HEREOF FROM C-3, GENERAL COMMERCIAL DISTRICT, TO I-1 LIGHT INDUSTRIAL; TO PROVIDE INCORPORATION INTO THE OFFICIAL ZONING MAP OF THE CITY; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND TO PROVIDE FOR AN EFFECTIVE DATE. and moved that the statutory rule requiring reading on three different days be suspended. Commissioner Handy seconded the motion and upon roll call the following voted AYE: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. The motion to suspend the rule was adopted by three-fifths of the Board and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Mayor Hobbie moved for final passage of the ordinance, which motion was seconded by Commissioner Handy. The Mayor stated the question "Shall Ordinance No. 2749-09 be passed and adopted?" Upon roll call the following voted YES: Gay, Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Mayor declared the ordinance adopted and the Mayor in the presence of the Board signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed his

signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 2749-09

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF NEBRASKA CITY, AS REFERRED TO IN SECTION 403 OF ORDINANCE NO. 2576-03, BY CHANGING THE ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN SECTION 1 HEREOF, FROM R-2 RESIDENTIAL TO I-1 LIGHT INDUSTRIAL; AND BY CHANGING THE ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN SECTION 2 HEREOF FROM C-3, GENERAL COMMERCIAL DISTRICT, TO I-1 LIGHT INDUSTRIAL; TO PROVIDE INCORPORATION INTO THE OFFICIAL ZONING MAP OF THE CITY; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Whereas, application for changes of zoning classifications of the properties described in Sections 1 and 2 hereof, has been made by Kay L. Erickson, and said application has been referred to the Planning Commission for a recommendation, and

Whereas, the Planning Commission held a public hearing on said applications and has recommended the approval of the requested zoning classification changes to the City Council, and

Whereas, the City Council has held a public hearing on the matter, after giving due notice as required by law,

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSIONERS OF THE CITY OF NEBRASKA CITY, NEBRASKA:

SECTION 1. That the Official Zoning Map of the City of Nebraska City, Nebraska, as adopted by Ordinance No. 2576-03 of the City of Nebraska City, Nebraska, is hereby amended from R-2 Residential to I-1 Light Industrial, insofar as the same relates to the property legally described as:

The South 63.23 feet of Lots One, Two, and the South 63.23 feet of the East Forty feet of Lot Three, together with the East half of the vacated alley adjacent to said Lot 3; and Lots Eleven and Twelve and the East Forty feet of Lot 10, together with the East half of the vacated alley adjacent to said Lot 10, all in Block Forty-two, Hail & Co's Addition to Nebraska City, Otoe County, Nebraska.

SECTION 2. That the Official Zoning Map of the City of Nebraska City, Nebraska, as adopted by Ordinance No. 2576-03 of the City of Nebraska City, Nebraska, is hereby amended from C-3 General Commercial District to I-1 Light Industrial, insofar as the same relates to the property legally described as:

A tract of land located in Lot 9, Block 42, Hail & Co's Addition to Nebraska City and the West half of the South 80.25 feet of a vacated alley lying in Block 42, Hail & Co's Addition, Otoe County, Nebraska, described as follows: Referring to the Southeast Corner of Block 42, Hail & Co's Addition, thence westerly a distance of 144.0 feet along the South line of said Block 42 to the point of beginning; thence westerly deflecting 000°00'00", a distance of 8.0 feet along said line; thence northwesterly deflecting 063°37'08" right, a distance of 89.58 feet; thence easterly deflecting 116°22'52" right, a distance of 48.0 feet; thence southerly deflecting 090°08'26" right, a distance of 80.25 feet along the centerline of said vacated alley to the point of beginning.

SECTION 3. That the City Clerk be and is hereby authorized to amend the Official Zoning Map of the City of Nebraska City by designating the zoning classifications therein as provided by this ordinance.

SECTION 4. All Ordinances or parts of Ordinances in conflict with this ordinance are hereby repealed.

SECTION 5. That this Ordinance shall take effect and be in force from and after its passage, approval, and publication, as provided by law.

Passed and Approved this 6th day of April, 2009.

Jack Hobbie, Mayor
Attest:

Arnold M. Ehlers, City Clerk-Treasurer

Jeff Sockel with HWS recommended that the contract for the 2009 Asphalt Resurfacing Project be awarded to Western Engineering Co. the low bidder, with a bid of \$157,945.00. Upon roll call the following voted YES: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Resolution 2404-09 was read by City Clerk Arnold M. Ehlers. Commissioner Mercer moved to approve resolution 2404-09 to loan \$25,000.00 to S & H Investments, LLC under specified conditions. Upon roll call the following voted AYE: Handy, Crunk, Gay, Mercer and Mayor Hobbie. Voting NO: None. Motion adopted. A true, correct and complete copy of said resolution is as follows:

**RESOLUTION NO. 2404-09
TO USE PROGRAM FUNDS FROM THE CITY OF NEBRASKA CITY ECONOMIC
DEVELOPMENT PROGRAM (LB840)**

WHEREAS, the City of Nebraska City has received Program Funds through the City of Nebraska City Economic Development Plan and,

WHEREAS, Program funds for Economic Development are allowed to be used for making loans to eligible businesses in accordance with the City of Nebraska City Economic Development Plan, program and governing regulations, and,

WHEREAS, the City of Nebraska City Economic Development Plan has previously been adopted, and,

WHEREAS, the Citizens Advisory Review Committee has recommended a project presented through application by an eligible business for a loan of \$25,000 under specified conditions, and,

WHEREAS, the City Council of Nebraska City conducted a public hearing upon the proposed use of Economic Development Program funds,

NOW, THEREFORE, BE IT RESOLVED by the City Council of Nebraska City, that the obligation of funds is approved according to the recommendations of the Citizens Advisory Review Committee and the Mayor is hereby authorized to execute all necessary and appropriate documents on behalf of the City and the City of Nebraska City Economic Development Program to complete the loan for **“S&H Investments, LLC dba Mommy’s Little Helper”**, contingent upon approval of the City Attorney as to form.

Passed and adopted on the 6th day of April, 2009 by the City Council of Nebraska City.

Jack Hobbie, Mayor

ATTEST: _____
Arnold M. Ehlers, City Clerk

Resolution 2405-09 was read by City Clerk Arnold M. Ehlers. Commissioner Gay moved to approve resolution 2405-09 to grant \$11,778.73 to NCTC under specified conditions. Upon roll call the following voted AYE: Handy, Crunk, Mercer, Gay and Mayor Hobbie. Voting NO: None. Motion adopted. A true, correct and complete copy of said resolution is as follows:

**RESOLUTION NO. 2405-09
TO USE PROGRAM FUNDS FROM THE CITY OF NEBRASKA CITY ECONOMIC
DEVELOPMENT PROGRAM (LB840)**

WHEREAS, the **City of Nebraska City** has received Program Funds through the City of Nebraska City Economic Development Plan and,

WHEREAS, Program funds for Economic Development are allowed to be used for making grants for spurring downtown revitalization, the attraction of new capital investment through business development and to promote tourism in accordance with the City of Nebraska City Economic Development Plan, program and governing regulations, and,

WHEREAS, the City of Nebraska City Economic Development Plan has previously been adopted, and,

WHEREAS, the Citizens Advisory Review Committee has recommended a project presented through application by an eligible entity for a grant of \$11,773.78 under specified conditions, and,

WHEREAS, the City Council of Nebraska City conducted a public hearing upon the proposed use of Economic Development Program funds,

NOW, THEREFORE, BE IT RESOLVED by the City Council of Nebraska City, that the obligation of funds is approved according to the recommendations of the Citizens Advisory Review Committee and the Mayor is hereby authorized to execute all necessary and appropriate documents on behalf of the City and the City of Nebraska City Economic Development Program to complete the grant project for **“Nebraska City Tourism & Commerce”**, contingent upon approval of the City Attorney as to form.

Passed and adopted on the 6th day of April, 2009 by the City Council of Nebraska City.

Jack Hobbie, Mayor

ATTEST: _____
Arnold M. Ehlers, City Clerk

Pat Haverty presented information contained in the grant agreement with NCTC. Commissioner Mercer moved to approve the agreement with NCTC covering the conditions of the grant. Upon roll call the following voted YES: Gay, Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Pat Haverty presented information for a construction change order in the amount of \$22,324.00 for the Rowe Memorial Safety Complex. Commissioner Mercer moved to reject the change order and instructed staff to bid the change requests locally. Upon roll call the following voted YES: Handy, Gay, Mercer and Mayor Hobbie. Voting NO: Crunk. Motion passed.

Jackie Loseke submitted a written request for the Nebraska City Swim Team to use the Steinhart Pool on specified days and times. Commissioner Handy moved to approve the request for use of the Steinhart Pool by the Nebraska City Swim Team. Upon roll call the following voted YES: Gay, Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Public Properties Director, Dan Giittinger recommended that the Council accept the high bid submitted by Ann Knapp for operating the concession stand at Steinhart Pool this year. Commissioner Crunk moved to approve the recommendation by Mr. Giittinger. Upon roll call the following voted YES: Gay, Mercer, Handy, Crunk and Mayor Hobbie.

Commissioner Gay moved to approve the request by the Nebraska City Police Department to use part of the City's parking lot on April 25th for a dunking tank. Upon roll call the following voted YES: Mercer, Handy, Crunk, Gay and Mayor Hobbie. Voting NO: None Motion passed.

Commissioner Handy moved to direct the City Attorney to draft an ordinance vacating the alley in Block 10 of Anderson's Addition and 5th Street between Block 9 and Block 10 in Anderson's Addition. Upon roll call the following voted YES: Crunk, Gay, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Pat Haverty presented a copy of an Administrative Policy 2009-01 covering reimbursement of expenses incurred by elected, officials, appointed officials and employees of the City of Nebraska City. Mayor Hobbie moved to approve Administrative Policy 2009-01 as presented. Upon roll call the following voted YES: Gay, Mercer, Handy, Crunk and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie moved to approve the liquor manager application of June Cullom for Kwik Shop, Inc. Upon roll call the following voted YES: Gay, Mercer, Handy, Crunk and Mayor Hobbie. Voting NO: None. Motion passed.

Pat Haverty and Alan Viox presented information on work that still needed to be completed at 807 Central Avenue the site of the building demolition. Commissioner Mercer moved to authorize staff to negotiate a supplemental agreement with the project engineer covering stabilization and weatherization of the buildings on either side of the vacant property. Upon roll call the following voted YES: Gay, Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Pat Haverty and Alan Viox presented information on the bid opening for a replacement ambulance for the Nebraska City Volunteer Fire and Rescue Department and recommended that all bids be rejected until the EMS Division could prepare more specific bid specifications. Commissioner Mercer moved to reject all bids for an ambulance and revise the bid specifications for a new bid letting. Upon roll call the following voted YES: Gay, Handy, Crunk, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie introduced Ordinance 2750-09: AN ORDINANCE PROVIDING FOR UPDATING OF THE OFFICIAL ZONING MAP OF THE CITY OF NEBRASKA CITY, NEBRASKA, REFERRED TO IN SECTION 403 OF ORDINANCE NO. 2576-03 OF THE CITY OF NEBRASKA CITY, NEBRASKA; THAT SUCH NEW ZONING MAP SHALL BE DATED THIS 6TH DAY OF APRIL, 2009, AND SHALL BE IDENTIFIED BY THE SIGNATURE OF THE MAYOR AND ATTESTED TO BY THE CITY CLERK AND SHALL BEAR THE SEAL OF THE CITY OF NEBRASKA CITY; SHALL PROVIDE THAT ALL ORDINANCES OR PART OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE ARE HEREBY REPEALED; AND TO PROVIDE FOR AN EFFECTIVE DATE; and moved that the statutory rule requiring reading on three different days be suspended. Commissioner Handy seconded the motion and upon roll call the following voted AYE: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. The motion to suspend the rule was adopted by three-fifths of the Board and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Mayor Hobbie moved for final passage of the ordinance, which motion was seconded by Commissioner Handy. The Mayor stated the question "Shall Ordinance No. 2750-09 be passed and adopted?" Upon roll call the following voted YES: Gay, Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Mayor declared the ordinance adopted and the Mayor in the presence of the Board signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed his signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 2750-09

AN ORDINANCE PROVIDING FOR UPDATING OF THE OFFICIAL ZONING MAP OF THE CITY OF NEBRASKA CITY, NEBRASKA, REFERRED TO IN SECTION 403 OF ORDINANCE NO. 2576-03 OF THE CITY OF NEBRASKA CITY, NEBRASKA; THAT SUCH NEW ZONING MAP SHALL BE DATED THIS 6TH DAY OF APRIL, 2009, AND SHALL BE IDENTIFIED BY THE SIGNATURE OF THE MAYOR AND ATTESTED TO BY THE CITY CLERK AND SHALL BEAR THE SEAL OF THE CITY OF

NEBRASKA CITY; SHALL PROVIDE THAT ALL ORDINANCES OR PART OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE ARE HEREBY REPEALED; AND TO PROVIDE FOR AN EFFECTIVE DATE.

WHEREAS, the official zoning map of the City of Nebraska City, Nebraska, referred to in Section 403 of Ordinance 2576-03 of the City of Nebraska, Nebraska, has not been properly updated as changes in zoning have not been noted on said map, as required by said Ordinance, and

WHEREAS, the Mayor and the City Commissioners, desire to adopt a new Official Zoning Map of the City of Nebraska City, Nebraska, dated this 6th day of April, 2009, which shall supercede the prior official zoning map adopted on April 7, 2003, as provided above, and shall incorporate all zoning changes made since the 7th day of April, 2003.

NOW THEREFORE, Be It Ordained by the Mayor and City Commissioners of the City of Nebraska City, Nebraska:

- Section 1. That in accordance with Section 403 of Ordinance No. 2576-03, a new official zoning map of the City of Nebraska City, Nebraska is hereby adopted this 6th day of April, 2009.
- Section 2. That such new official zoning map shall be identified by the signature of the Mayor and attested by the signature of the City Clerk, and shall bear the seal of the City of Nebraska City, under the following words:
"This is to certify that this Official Zoning Map supercedes and replaces the Official Zoning Map adopted April 7, 2003, as part of Ordinance No. 2576-03 of the City of Nebraska City, Nebraska."
- Section 3. That the prior Official Zoning Map shall be preserved together with all related amendment records.
- Section 4. That all ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.
- Section 5. That this ordinance shall take effect and be in full force from and after its passage, approval and publication according to law.

Passed and Approved this 6th day of April, 2009.

Jack Hobbie, Mayor
Attest:

Arnold M. Ehlers, City Clerk-Treasurer

Mayor Hobbie introduced Ordinance 2751-09: AN ORDINANCE TO AMEND THE EIGHT-STEP PAY SCHEDULE REFERRED TO IN SECTION 2-9 OF THE CODE OF THE CITY OF NEBRASKA CITY RELATING TO SALARIES OF OFFICERS AND EMPLOYEES; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES OR 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. Commissioner Handy seconded the motion and upon roll call the following voted AYE: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. The motion to suspend the rule was adopted by three-fifths of the Board and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Mayor Hobbie moved for final passage of the ordinance, which motion was seconded by Commissioner Handy. The Mayor stated the question "Shall Ordinance No. 2751-09 be passed and adopted?" Upon roll call the following voted YES: Gay, Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Mayor declared the ordinance adopted and the Mayor in the presence of the Board signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed his signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 2751-09

AN ORDINANCE TO AMEND THE EIGHT-STEP PAY SCHEDULE REFERRED TO IN SECTION 2-9 OF THE CODE OF THE CITY OF NEBRASKA CITY RELATING TO SALARIES OF OFFICERS AND EMPLOYEES; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES OR 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, NEBRASKA:

SECTION 1. That an eight-step Pay Schedule is hereby amended for the position of City Administrator for the City of Nebraska City, Nebraska.

SECTION 2. The following rates of pay schedule shall be effective from the 1st day of April 2009:

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
\$75,000	\$77,445	\$79,970	\$82,577	\$85,269	\$88,048	\$90,919	\$93,883

SECTION 3. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 4. This ordinance shall take effect and be in force from and after its passage, approval and publication as required by law.

Passed and approved this 6th day of April 2009.

Jack Hobbie, Mayor

ATTEST:

Arnold M. Ehlers, City Clerk-Treasurer

Mayor Hobbie introduced Ordinance 2752-09: AN ORDINANCE TO AMEND THE EIGHT-STEP PAY SCHEDULE REFERRED TO IN SECTION 2-9 OF THE CODE OF THE CITY OF NEBRASKA CITY RELATING TO SEASONAL EMPLOYEES; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES OR 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. Commissioner Handy seconded the motion and upon roll call the following voted AYE: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None. The motion to suspend the rule was adopted by three-fifths of the Board and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Mayor Hobbie moved for final passage of the ordinance, which motion was seconded by Commissioner Handy. The Mayor stated the question "Shall Ordinance No. 2752-09 be passed and adopted?" Upon roll call the following voted YES: Gay, Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Mayor declared the ordinance adopted and the Mayor in the presence of the Board signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed his signature thereto and ordered the Ordinance to be published in pamphlet form as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 2752-09

AN ORDINANCE TO AMEND THE EIGHT-STEP PAY SCHEDULE REFERRED TO IN SECTION 2-9 OF THE CODE OF THE CITY OF NEBRASKA CITY RELATING TO SEASONAL EMPLOYEES; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES OR 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, NEBRASKA:

SECTION 1. That the Pay Schedule for seasonal employees for the City of Nebraska City is hereby amended to provide that in addition to the basic hourly rate established in Ordinance 2733-08, each seasonal employee, including pool employees who have worked the minimum number of hours as defined in said Ordinance 2733-08, and who returns to work the following season shall receive an additional 50 cents per hour, for each successive season such employee is employed by the City.

SECTION 2. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force from and after its passage, approval and publication as required by law.

Passed and approved this 6th day of April 2009.

Jack Hobbie, Mayor

ATTEST:

Arnold M. Ehlers, City Clerk-Treasurer

Commissioner Mercer moved to approve all claims as presented. Upon roll call the following voted YES: Gay, Crunk, Handy, Mercer and Mayor Hobbie.

Action Tech Svc	722	Contr	Linweld, Inc	214.05	Supp
Adkins Signs	103	Signs	Martin Marietta Mat	530.75	Gravel
Alamar Uniforms	333.72	Unif	Mead Lumber	90.44	Lumber
Alltel	263.74	Tele	Medical and Safety Svc	109.5	Supp
AlmostGolf	234.43	Msde	Mellage Truck	482.62	Rep
Arbor Mart	1,342.49	Fuel	Michael Todd & Co	398.31	Supp
Asphalt & Concrete Mat	256.2	Asphalt	Midlands Financial Ben	1,750.00	Contr
B & D Diamond Pro,	2,720.00	Supp	Midwest Farmers Coop	461.14	Chem
Bill Walters & Son	453.11	Rep	Midwest Machine	110.38	Rep
Bob's Welding Shop	299.5	Rep	Midwest Turf & Irr	28,229.00	Sand

Bohl Plmbg & Htg	212.75	Rep	Miracle Mudjacking Co.	11,467.50	Rep
Callaway Golf Co	422.34	Msde	Moore Medical	483.9	Supp
Casey, J	48.95	Mileage	Mullenax Auto Supply	707.02	Supp
CDW Government	758.74	Laptop	Municipal Toy Co.	309	Rec
Century Lumber	71.16	Supp	NC Clerk - Treasurer	91.1	Misc
Citizen Printing	702	Supp	NC News Press	720.05	Ads
City of Nebraska City	809,197.65	Bond	NC Rotary Club	250	Dues
City Tire & Auto Access	941.92	Rep	NCTC	11,773.78	Loan
Concrete Industries	769.1	Rep	NCTC	5,312.50	Contr
Conrad Fire Equip	191.23	Rep	NE Community Found	2,291.67	Contr
Crook, L	55	Mileage	NE Salt & Grain Co.	2,549.57	Salt
D & R Electronics Co	188.3	Maint	NE Turf Products	552.5	Chem
Davis, Todd A.	60	Rep	Olsson Associates	6,340.31	Eng
Earl May Seed & Nrsry	27.96	Supp	Omaha Tractor	34.33	Rep
EMC Insurance Co	766.5	Ins	Orscheln	151.96	Supp
Fireguard	216.27	Tools	Otoe Cnty Clerk	1,638.50	Contr
Food Pride	99.48	Conc	Otoe Cnty Mutual Aid	20	Dues
Fremont Cnty M/A	10	Dues	Otoe Cnty Reg Deeds	39.5	Deeds
Galeton Gloves	150.8	Supp	Paper Tiger Shredding	113	Shred
Gerber, Douglas	245.00	Mileage	Pepsi-Cola of Lincoln	926.3	Bev
Gittinger, D	178.1	Postage	Premier Sports Turf	350.00	Sod
Grainger	283.11	Supp	Quality Inn & Suites	176.85	Lodge
Hart, Anna	450	Contr	Quill Corporation	313.33	Equip
Heartland Classified	220.79	Ads	R & R Products Co.	73.28	Chem
Hemmer Garage	944.94	Rep	S & H Investments	25,000.00	Loan
Hornung's Golf Prod	351.23	Msde	Schebaum, D	165	Mileage
HWS Consulting	2,278.75	Eng	Schendel Pest Control	87	Pest Cnt
Independence Comm	384	Maint	St. Mary's Comm Hosp	5,735.91	Med
Inland Truck Parts	158.68	Rep	State Chemical Manuf.	225.01	Supp
JEO Consulting	4,413.00	Misc	Steve Walters & Son	1,450.00	Rep
John Deere / Lesco	1,000.00	Chem	Titleist	426	Msde
Jones Automotive	351.46	Rep	Tri-State Office Prod	999.12	Supp
KNCY AM-FM	180	Ads	Turpel, R	31.8	Maps
KonicaMinolta Bus Sol	180.75	Contr	Viox, A	228.25	Mileage
Kreifels Electric	358	Rep	Wage & Benefits	138,254.85	Payroll
Kustom Signals	8,235.00	Maint	Walmart	35.56	Conc.
Landis Engine	926.87	Supp	Watkins True Value	419.16	Supp
Larson Motors	23,565.00	Car	Wenzl Hardware	54.51	Rep
Larson Motors	32.59	Rep	Wick's	9,250.00	Truck
LaRue Coffee	225.81	Supp	Winn Inc	134.87	Msde
Lifeguard Auto Svc	576.38	Rep	Wood Family Fuel	67.58	Fuel

Mayor Hobbie moved to appoint Noah Bernhardson as a probationary member of the Nebraska City Volunteer Fire and Rescue Department. Upon roll call the following voted AYE: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None.

Mayor Hobbie moved to appoint Jennifer Fitch as a probationary member of the Nebraska City Volunteer Fire and Rescue Department. Upon roll call the following voted AYE: Mercer, Gay, Crunk, Handy and Mayor Hobbie. Voting NO: None.

Meeting adjourned at 8:12 p.m.

Jack Hobbie, Mayor

Arnold M. Ehlers, City Clerk-Treasurer