

CITY OF NEBRASKA CITY, NEBRASKA  
MINUTES OF CITY COUNCIL REGULAR MEETING  
June 4, 2012

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 at City Hall, 1409 Central Avenue, on June 4, 2012. 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 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 then led in the Pledge of Allegiance. Upon roll call the following answered present: Brett Gay, Dean Handy, Mark Mercer and Mayor Hobbie. Absent: Jeff Crunk. The following City Officials were present: City Administrator Joe Johnson, City Clerk-Treasurer Arnold M. Ehlers, City Attorney William Davis, Police Chief David Lacy, and Public Properties Director/Zoning Director Dan Giittinger.

Commissioner Handy moved to approve the minutes of the May 21, 2012, City Council Regular Meeting, seconded by Commissioner Gay. Upon roll call the following voted AYE: Gay, Mercer, 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, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Moved by Mayor Hobbie and seconded by Mercer to appoint Stephanie Shrader to a five year term on the Board of Public Works and John Callen to fill an unexpired term on the Board of Adjustments. Upon roll call the following voted YES: Gay, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Moved by Commissioner Handy and seconded by Mercer to approve the plumber's license application for John's Plumbing Inc. Upon roll call the following voted YES: Gay, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Joe Johnson provided an updated copy of City Administrator activities and a printout of Capital Improvements list prioritized according to voting by the committee.

Kathy Nellor presented the results of the Wellness Survey taken by City employees and spouses in March of this year. The report summarized the top health concerns of the respondents. Several areas were scored with 83% of respondents agreeing that being healthy was important and 78% agreeing that a smoke free environment is promoted for City employees. Ms. Nellor has developed a proposed Wellness Plan that could be implemented by employees that will be presented at a future meeting.

Rebecca Turner with NCTC on behalf of the Class of 1982 requested approval to have a 'Water Barrel' fight on June 30, 2012 between 1- 3 pm. The Class of '82 has three teams committed and hopes to have 7 teams compete. Moved by Commissioner Handy and seconded by Mercer to approve the request by the Class of 1982 to hold a 'Water Barrel' fight on Central Avenue at 2:00 pm on June 30, 2012. Upon roll call the following voted YES: Gay, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie introduced Resolution 2566-12 to change the Stop Signs controlling the 2<sup>nd</sup> Avenue and 5<sup>th</sup> Street intersection to allow north-south through traffic. Moved by Commissioner Handy and seconded by Commissioner Gay to approve Resolution 2566-12. Upon roll call the following voted YES: Mercer, Gay, Handy and Mayor Hobbie. Voting NO: None. Motion passed and adopted. A true and correct copy of said resolution is as follows:

**RESOLUTION NO. 2566-12**

BE IT RESOLVED, by the Mayor and City Commissioners of the City of Nebraska City, Nebraska:

That because 2<sup>nd</sup> Avenue between 4<sup>th</sup> and 5<sup>th</sup> Streets has been closed to traffic, the need for "Stop Signs" governing Northbound and Southbound traffic on 5<sup>th</sup> Street no longer exists and the Public Properties Director is hereby authorized and directed to remove such stop signs immediately.

That with 5<sup>th</sup> Street becoming a through Street for both Northbound and Southbound traffic in the area of 2<sup>nd</sup> Avenue, there now exists a need for a “Stop Sign” to govern Eastbound traffic on 2<sup>nd</sup> Avenue as such traffic approaches 5<sup>th</sup> Street.

Therefore, Be It Further Resolved that a “Stop Sign” be placed at the Southwest intersection of 2<sup>nd</sup> Avenue and 5<sup>th</sup> Street by the Public Properties Director to regulate Eastbound traffic on 2<sup>nd</sup> Avenue as such traffic approaches 5<sup>th</sup> Avenue and that said regulation shall be effective twenty four hours each day.

PASSED and APPROVED this 4<sup>th</sup> day of June, 2012.

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Jack Hobbie, Mayor

Attest:

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Arnold M. Ehlers, City Clerk- Treasurer

Leroy Frana presented a recommendation from the Board of Public Works to approve a change order adding the construction of a future clarifier and associated equipment for the Wastewater Treatment Plant Expansion Project in the amount of \$525,225.00 resulting in a potential savings of \$242,677.00. Moved by Commissioner Gay and seconded by Mercer to approve the change order constructing and installing equipment for the future final clarifier during the current plant expansion. Upon roll call the following voted YES: Handy, Mercer, Gay and Mayor Hobbie. Voting NO: None. Motion passed.

Tammy Maybee appeared before the Council to request City Council to consider approving alcohol sales starting at 1:00 p.m. on Sundays. Moved by Commissioner Handy and seconded by Mercer to direct the City Attorney to draft an ordinance changing the sale of alcohol on Sunday’s to begin at 1:00 p.m. Upon roll call the following voted YES: Gay, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Kristy Francis requested approval to block the alley behind 609 4<sup>th</sup> Avenue on June 10, 2012 from 8:00 am to 5:00 pm for an auction. Moved by Commissioner Handy and seconded by Mercer to approve the request to block the alley behind 609 4<sup>th</sup> Avenue on June 10<sup>th</sup> from 8:00 am to 5:00 pm. Upon roll call the following voted YES: Gay, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Joe Johnson explained to the Mayor and Commissioners that the program to purchase vehicles at State pricing had expired when they approved the purchase of a vehicle for the building inspector two meetings ago. Joe presented bids on a comparable vehicle which are close to State pricing. Moved by Commissioner Mercer and seconded by Commissioner Handy to approve the purchase of a 2012 Jeep Patriot at \$17,482.00 from Larson Motors. Upon roll call the following voted YES: Gay, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

A-1 Locksmith	70.20	Rep	Martin Marietta	820.56	Supp
AARP	231.32	Rfnd	Matheson (Linweld)	215.70	Med
ACCO	1,008.82	Rep	Mead Lumber	75.16	Supp
Action Tech Services	575.10	Contr	Midwest Turf	69.43	Rep
Adkins Signs	445.00	Misc	Mullenax Auto	198.30	Supp
ADT Security Services	527.58	Contr	Nationwide	9,410.31	Inv
AFLAC	72.00	Ins	NC Clerk - Treasurer	60.10	Misc
Alamar Uniforms	319.05	Unif	NC Museum Assoc.	2,406.25	Contr
Allied Recycling	432.39	Garbage	NCPS	6,365.00	Contr
Arbor Mart, Inc	2,856.15	Fuel	NCTC	5,416.67	Contr
AVAC	141.98	Contr	Nebraska Golf & Turf	360.00	Supp
Auburn Newspapers	79.20	Advert	NE Wisc Comm Coll	75.00	Dues
BCBS	1,442.46	Rfnd	O'Reilly Auto Parts	34.15	Rep
Booth, J	156.84	Training	Omaha Door	597.31	Rep
Briley, D	156.38	Training	Omaha Tractor, Inc.	26.05	Supp
Callaway Golf	1,943.07	Supp	Orscheln	188.62	Supp
Carrot-Top	190.28	Supp	Payroll	170,706.72	Payroll
Cintas	67.30	Supp	Pepsi-Cola of Lincoln	255.10	Conc
Concrete Industries	2,556.01	ROW	Quality Remodeling	25.00	Rfnd
D & D Comm	358.00	Rep	REAMS Sprinkler	475.34	Rep
Fareway Stores, Inc.	42.20	Conc	Recker, S	176.90	Training
Fireguard	350.00	Unif	River View Pest	65.00	Pst Cntrl
Food Pride	74.12	Conc	RR Donnelly	160.82	Supp
Foremost Equipment	170.00	Med	SEND D	3,338.08	CDBG
Freshman, R	25.00	Rfnd	State Chemical	467.01	Supp
Gatehouse Media	53.19	Advert	Stutheit Implement	96.15	Supp
Gavilon Grain, LLC	213,478.29	Rep	Super 8 Motel	382.00	Training

Giittinger, D	79.92	Mileage	Thurman's Bike	8.56	Unif
W. W. Grainger	52.05	Rep	Tielke's Sandwiches	35.34	Conc
Hunt, K	25.00	Rfnd	Titan Machinery	2,117.63	Rep
K&Z Distributing	80.80	Conc	Tri-State Office	30.00	Supp
Kohl's Pharmacy	25.00	Rfnd	Two Sisters Cleaning	275.00	Contr
Konica Minolta	245.00	Contr	Verizon Wireless	408.59	Tele
Lacy, D	6.00	Rfnd	Viox, A	458.99	Mileage
Landis Engine	119.47	Rep	Watkins True Value	257.93	Supp
Larson Motors	642.75	Rep	Wenzl Hardware	11.10	Supp
LaRue Coffee	261.02	Supp	Wurtele Distributing	276.63	Conc
Leadership Nebr City	300.00	Misc			

Meeting adjourned at 6:31 p.m.

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Arnold M. Ehlers, City Clerk - Treasurer

### 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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Arnold M. Ehlers, City Clerk-Treasurer