

CITY OF NEBRASKA CITY, NEBRASKA  
MINUTES OF CITY COUNCIL REGULAR MEETING  
September 16, 2013

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 September 16, 2013. 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: Jim Stark, Jeff Crunk, Dean Handy, Mark Mercer and Mayor Hobbie. The following City Officials were present: City Administrator Joe Johnson, City Clerk-Treasurer Arnold M. Ehlers, City Attorney David Partsch, Police Chief David Lacy, and Public Properties Director/Zoning Director Dan Gittinger.

Commissioner Handy moved to approve the minutes of the September 3, 2013, City Council Regular Meeting, seconded by Crunk. Stark stated that the Verizon Lease that he wanted to renegotiate had already been approved at the June 17, 2013 City Council meeting, therefore he was not able to increase the rent. Upon roll call the following voted YES: Stark, Mercer, Crunk, Handy, and Mayor Hobbie. Voting NO: None. Motion adopted.

Moved by Commissioner Handy and seconded by Stark to approve the minutes of the September 9, 2013 Special City Council Meeting. Upon roll call the following voted YES: Mercer, Crunk, Stark, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Commissioner Mercer moved to pay all claims except Claim #7250H, seconded by Commissioner Handy. Upon roll call the following voted YES: Stark, Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Moved by Commissioner Handy and seconded by Crunk to approve Claim #7250H. Upon roll call the following voted YES: Stark, Crunk, Handy and Mayor Hobbie. Voting NO: None. Abstain: Mercer.

Mayor Hobbie announced the Open House for William "Bill" Davis next Tuesday, September 24, 2013 from 4:30 p.m. to 8:00 p.m. at the Eagles Club.

Mayor Hobbie proclaimed the week of October 6 – 12, 2013 as Public Power and Natural Gas Week.

Mayor Hobbie proclaimed September 22 – 28, 2013 as Women of Today Week.

Joe Johnson provided the Mayor and Commissioners with a copy of the August City Administrator's Report. The Treasurer reported a cash balance on hand as of August 1, 2013 of \$419,997.25, revenues of \$675,297.75, expenses of \$751,483.00 leaving a cash balance on hand as of August 31, 2013 of \$343,812.00. Mayor Hobbie asked that the reports be placed on file.

Moved by Mercer and seconded by Commissioner Handy to add the Special Designated Liquor License application from the Eagles Club. Upon roll call the following voted YES: Stark, Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Janet Palmtag presented a PowerPoint slide show to inform the Council on the benefits of allowing an upgrade of the City Bike Program by purchasing bicycles that use rechargeable batteries and contain GPS capabilities so that bikes are easily located when missing. The system is simple to operate and could be a revenue source. The estimated initial costs for 10 – 12 bikes are approximately \$56,000.00 plus maintenance. Mercer asked if there would be some City participation. Ms. Palmtag stated that the endeavor needed the City's tax status to make this work and that grants and donations should support the plan for two years. The City Council took no action on the Bike Program.

Gregg Goebel and Steve Cody provided details of the Incident Action Plan for the upcoming Apple Jack Festival. Mr. Cody also included a brief overview of the IPAW System and the Evergreen System. These systems are directed at increasing the ability to notify all citizens of

disasters or other emergency events which would require some action on the private citizen's part.

Arnold Ehlers explained the request to place tree sculptures on public property or right-of-ways. Moved by Mercer and seconded by Commissioner Handy to approve placement of sculptures at any of the current locations but that any other placements shall require City Council approval. Upon roll call the following voted YES: Stark, Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Kathy Davenport addressed the Council on the request by the Eagles Club for a Special Designated Liquor License to serve alcohol at the Tree Auction at Arbor Lodge on September 28, 2013. Moved by Commissioner Handy and seconded by Stark to approve the SDL for the Eagles Club. Upon roll call the following voted YES: Mercer, Crunk, Stark, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Dan Giittinger presented the Pay Application for the South 15<sup>th</sup> Paving Project. The engineers estimate is \$196,138.40 with the City's share \$80,313.30 and the Utilities share is \$115,825.10. Moved by Commissioner Handy and seconded by Stark to approve the pay request as presented. Upon roll call the following YES: Mercer, Crunk, Stark, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Leroy Frana, General Manager of Nebraska City Utilities presented Work Order #176 to provide electrical distribution system for St. Mary's Hospital. The amount of the project is \$282,096.70 with St. Mary's share being \$260,386.93. Moved by Stark and seconded by Commissioner Handy to approve W.O. #176. Upon roll call the following voted YES: Crunk, Mercer, Handy, Stark and Mayor Hobbie. Voting NO: None. Motion passed.

Leroy Frana then provided information on the Rebuild of Industrial Circuit Distribution Line out of Sub Station 902 in the amount of \$205,710.90. This will provide redundancy to an area of south Nebraska City. Moved by Stark and seconded by Mercer to approve the Rebuild of Industrial Circuit Distribution Line out of Sub-station 902 in the amount of \$205,710.90. Upon roll call the following voted YES: Crunk, Handy, Mercer, Stark and Mayor Hobbie. Voting NO: None. Motion passed.

Moved by Mayor Hobbie and seconded by Mercer to approve the following individuals to serve on the CDBG Comprehensive Investment and Stabilization Grant Steering Committee: Dan Giittinger, Stephanie Shrader, Tim Pendrell, Alan Viox, Joe Johnson, Jim Stark, Leroy Frana, Tracy Wieckhorst, Father Mark Cyza and Dean Handy. Upon roll call the following voted YES: Stark, Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Council heard a request to approve a subordination agreement for the owner of the property located at 521 N. 9<sup>th</sup> Street. Moved by Commissioner Handy and seconded by Mercer to approve the request for a subordination agreement on 521 N. 9<sup>th</sup> Street. Upon roll call the following voted YES: Crunk, Stark, Mercer and Handy. Voting NO: Mayor Hobbie. Motion passed.

Cliff Cooper addressed the Council requesting Central Avenue be closed from 7<sup>th</sup> to 11<sup>th</sup> and 8<sup>th</sup>, 9<sup>th</sup> and 10<sup>th</sup> to the alleys north and south on September 28, 2013 for the annual River City Classic Car Show. Moved by Stark and seconded by Commissioner Handy to approve the request to close Central Avenue on September 28, 2013 from 7:00 a.m. to 4:00 p.m. Upon roll call the following voted YES: Crunk, Mercer, Handy, Stark and Mayor Hobbie. Voting NO: None. Motion passed.\

A&M Green Power	Sup	91.67	Knook & Kranny	Contr	2300.00
Adkins Signs	Sup	260.00	Konica Minolta	Contr	166.90
Allied Recycling	Contr	319.74	Landis	Equip	392.70
Arbor Mart	Fuel	2986.74	Larson Motors	Rep	1382.75
AVAC	Misc	49.02	LoNM	Dues	640.00
Battery Zone	Sup	125.00	Martin, C	Rfnd	25.00
Berry	Adv	93.10	Mead Lbr	Sup	219.90
Bill Walters Shop	Rep	380.36	Mercer's	Sup	161.60
Blevins, R	Rfnd	25.00	Microfilm Imaging	Contr	80.00
Bohl Plumbing	Rep	71.46	Mora, G	Rfnd	25.00
Bound Tree	Sup	527.72	Mullenax	Sup	17.49
Callaway Golf	Sup	148.54	Nationwide Trust	Inv	15448.48
Card Services	Misc	531.25	NC Public School	Arts	5969.16

Carrot-Top Ind	Sup	449.62	NE City Utilities	Util	9805.45
Casey's	Fuel	136.63	NE Dept of Rev	Sls Tax	1549.57
Casey, J	Mileage	58.76	O'Reilly	Sup	301.82
Champion Const	Rfnd	25.00	Orscheln	Sup	38.77
Chemsearch	Chem	149.00	Otoe County Clerk	Contr	5752.59
Wildwood	Arts	1625.89	Payroll	Payroll	89290.44
Concrete Ind.	Sup	719.30	Pepsi-Cola	Bev	111.80
D & D Comm	Rep	102.80	Purchase Power	Postage	400.00
Danko	Rep	287.43	Purdy, R	Rfnd	25.00
Don's Johns	Contr	104.00	River View Pest	Pst Cntrl	362.00
Double Eagle	Bev	82.95	Schneider Elec	Rep	808.70
Douglas Tire	Rep	1017.00	SEND D	Dues	10696.00
Eggers Brothers	Sup	383.16	Shimmel, N	Rfnd	25.00
Emergency Repair	Sup	158.34	Staples	Sup	99.00
EMS Billing	Contr	3527.26	Stutheit Impl	Sup	3.36
Fareway	Conc	27.36	Sutphen Corp	Sup	73.90
Fireguard	Equip	6360.87	Tielke's	Conc	71.34
Galeton Gloves	Sup	196.36	Tim Engel Const	Rfnd	200.00
Gatehouse Media	Adv	603.90	Tri-State Office	Sup	115.45
Giittinger, D	Mileage	328.27	Two Sisters Clng	Contr	225.00
Hartnett, E	Rfnd	108.19	Unifirst Corp	Sup	71.50
Heng, D	Rfnd	50.00	USPS	Postage	46.00
HireRight Solutions	Med	51.50	Verizon	Tele	14.12
Hotsy Equipment	Sup	70.00	Diamond Vogel	Sup	336.80
HourlyCIO	Sftwre	62.75	Wage Works	Contr	72.00
Ideal Pure Water	Misc	78.92	Watkins	Sup	69.24
Jebro Inc.	Sup	1056.09	Wellsandt Welding	Rep	1422.60
Jerry's Landscaping	Maint	440.00	Wenzl Hardware	Sup	1.95
Jones Automotive	Equip	12172.72	Windstream	Tele	2394.62
K & Z Distributing	Bev	30.80	Winterstein, D	Rfnd	25.00

Meeting adjourned at 7:02 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