

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
September 21, 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 September 21, 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 and Mark Mercer. Absent: Brett Gay. 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 September 8, 2009, City Council Regular Meeting, seconded by Commissioner Crunk. Upon roll call the following voted AYE: Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Absent: Gay. Motion adopted.

Commissioner Handy moved to approve the minutes of the September 14, 2009, City Council Regular Meeting, seconded by Mayor Hobbie. Upon roll call the following voted AYE: Handy, Mercer and Mayor Hobbie. Voting NO: None. Absent: Gay. Abstain: Crunk. Motion adopted.

Mayor Hobbie proclaimed the week of September 20 – 26, 2009 as “Women of Today Week.”

Pat Haverty reported the status of the 11th Street/11th Corso project, stating that it appears that Nebraska City is still eligible for “stimulus” funding. The Central Avenue Project is officially a “stimulus” project. The community survey concerning the Memorial Building will begin October 15th and the Morton-James Public Library boiler has been sent back to the factory for repair or rebuilding. The Treasurer reported that there was \$3,141,172.66 on hand at the beginning of the month, the city received \$1,057,222.97 and had expenditures of \$1,521,393.27 leaving a balance of \$2,677,002.36. Wyuka Cemetery received \$5,616.50 in the month of August. Chief Lacy presented the Council with the most recent Quarterly Report. The Mayor accepted the reports and asked that they be placed on file.

Chief Lacy introduced the newest member of the Nebraska City Police Department. Officer Dean Scheideler. Officer Scheideler was given the oath of office by City Clerk Arnold M. Ehlers.

Chief Lacy requested that the multi purpose room at the new police station be named the “Gary White Conference Room” in honor of the only Nebraska City Police Officer to lose his life while on duty. Commissioner Handy moved to approve the naming of the multi purpose room at the Police Station the “Gary White Conference Room.” Upon roll call the following voted YES: Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Laura Crook of the Nebraska City Jaycees requested use of the concession stand on October 3 for a Jaycee Fund Raiser. Commissioner Crunk moved to approve the use of the concession stand by the Jaycees on October 3rd. Upon roll call the following voted YES: Mercer, Handy, Crunk and Mayor Hobbie. Voting NO: None. Motion carried.

Tammi Thompson of St. Mary’s Community Hospital requested using city parks and streets for a Cancer Awareness Fun Run/Walk on October 10, 2009. Commissioner Mercer moved to approve the request by Tammi Thompson to hold a Fun/Run Walk on October 10th. Upon roll call the following voted YES: Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Pat Haverty explained that due to additional citizen needs it is necessary to extend the agreement with the Nebraska Department of Economic Development for use of all CDBG Funds for housing rehabilitation. Upon roll call the following voted YES: Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Pat Haverty presented six (6) applications for housing rehab funds recommended for approval by SENDD. Commissioner Handy moved to approve the applications recommended for approval by

SENDD. Upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion carried.

Henry Hughson III made a written request to have “Children Playing” signs placed on the 700 block of 10th Corso. Commissioner Mercer moved to table the request pending additional information from the Public Properties Director and Mr. Hughson. Upon roll call the following voted YES: Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion carried.

Henry Hughson III made a request to purchase the two (2) City owned lots adjoining his property. Commissioner Mercer moved to table the request pending additional information concerning location of flood plain in relation to lots and intended use of lots. Upon roll call the following voted YES: Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Roy Schneider of Friendship Villa requested 12th Street North of 3rd Avenue be closed for a Block Party on October 2, 2009 from 4 p.m. to 9 p.m. Commissioner Handy moved to approve the request to close 12th Street North of 3rd Avenue on October 2nd from 4 to 9 p.m. for a Block party. Upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Pat Haverty reviewed the bids for the demolition and concrete work at the Rowe Memorial Safety Complex and recommended that the Council award the project to the low bidder, Barrett Construction in the amount of \$24,321.90. Mayor Hobbie moved to award the Rowe Demolition and Rebuild Project to Barrett Construction. Upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie introduced Ordinance 2778-09 entitled AN ORDINANCE TO AMEND SECTION 33-78.5, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, RELATING TO DISPOSITION OF SNOW AND ICE INCIDENT TO CLEARING SIDEWALKS, DRIVES, AND PARKING LOTS; TO REPEAL THE ORIGINAL SECTION 33-78.5 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, 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 to suspend the rules and upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Absent: Gay. The motion to suspend was adopted by three-fifths of the Council 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 then stated the question: “Shall Ordinance No. 2778-09 be passed and adopted?” Upon roll call the following voted YES: 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 Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed his signature thereto. A true and correct copy of said ordinance is as follows:

ORDINANCE NO. 2778-09

AN ORDINANCE TO AMEND SECTION 33-78.5, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, RELATING TO DISPOSITION OF SNOW AND ICE INCIDENT TO CLEARING SIDEWALKS, DRIVES, AND PARKING LOTS; TO REPEAL THE ORIGINAL SECTION 33-78.5 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND TO DECLARE AN EFFECTIVE DATE.

Be It Ordained by the Mayor and the City Commissioners of the City of Nebraska City, Nebraska as follows:

Section 1. That Section 33-78.5 of the Code of Nebraska City, Nebraska, be amended to read as follows:

“Sec. 33-78.5 Disposition of snow and ice incident to clearing sidewalks, drives and parking lots.

It shall be unlawful for any person to dispose of, or cause to be disposed of, any snow or ice on or against a fire hydrant or upon any street or roadway, except that in such locations where there is no parking area between the sidewalk and the street, the snow and ice removed from only the sidewalks may be placed in the parking area of the street, if done before the street is plowed by the City’s street maintenance crews. Tractors and pickups with blades attached shall not be used for snow removal from sidewalks and any damage caused by such snow removal equipment to the walk or curb shall be repaired by the property owner. Damage caused to City snow removal equipment by concrete or other foreign matter placed in the street will be assessed to the adjacent property owner.”

Section 2. That the original section 33-78.5 of the Code of Nebraska City, Nebraska, and all other ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

Section 3. That this Ordinance shall be effective from and after its adoption, approval, and publication, as provided by law.

PASSED and APPROVED, this 21st day of September, 2009.

Jack Hobbie, Mayor

Attest:

Arnold M. Ehlers, City Clerk-Treasurer

Mayor Hobbie introduced Ordinance 2779-09 entitled AN ORDINANCE TO AMEND SECTION 33-24, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, RELATING TO FEES CHARGED FOR PERMITS TO CONSTRUCT OR REPAIR SIDEWALKS OR CURBING; DISPOSITION OF FUNDS; TO REPEAL THE ORIGINAL SECTION 33-24 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; 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 to suspend the rules and upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Absent: Gay. The motion to suspend was adopted by three-fifths of the Council 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 then stated the question: "Shall Ordinance No. 2779-09 be passed and adopted?" Upon roll call the following voted YES: 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 Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed his signature thereto. A true and correct copy of said ordinance is as follows:

ORDINANCE NO. 2779-09-09

AN ORDINANCE TO AMEND SECTION 33-24, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, RELATING TO FEES CHARGED FOR PERMITS TO CONSTRUCT OR REPAIR SIDEWALKS OR CURBING; DISPOSITION OF FUNDS; TO REPEAL THE ORIGINAL SECTION 33-24 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO DECLARE AN EFFECTIVE DATE.

Be It Ordained by the Mayor and the City Commissioners of the City of Nebraska City, Nebraska as follows:

Section 1. That Section 33-24 of the Code of Nebraska City, Nebraska, be amended to read as follows:

"Sec. 33-24. Same-Fee; disposition of funds.

The city clerk-treasurer shall at the time each person makes application to construct, reconstruct or repair any curbing or sidewalk, charge and collect in advance of issuance of said permit, a fee of fifteen dollars (\$15.00).

All fees collected under the provisions of this division are hereby declared to be occupation tax money levied for revenue purposes; shall be credited to the general fund of the city and shall be used to defray the cost of expenses of administering this article and thereafter for general purposes."

Section 2. That the original section 33-24 of the Code of Nebraska City, Nebraska, and all other ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 3. That this Ordinance shall be effective from and after its adoption, approval, and publication, as provided by law.

PASSED and APPROVED, this 21st day of September, 2009.

Jack Hobbie, Mayor

Attest:

Arnold M. Ehlers, City Clerk-Treasurer

Chief Lacy requested that Officer Scheideler be placed at Step 2 of the pay schedule due to experience and education. Commissioner Handy moved to approve starting Officer Scheideler at Step 2 on the pay schedule based on experience and education. Upon roll call the following voted YES: Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Commissioner Handy moved to declare an upright freezer, located in the old gas station building to be demolished at the Rowe Memorial Safety Complex, as surplus property and dispose of it. Upon roll the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion carried.

Mayor Hobbie introduced Ordinance 2782-09 entitled AN ORDINANCE TO AMEND SECTION 33-109 AND 33-110, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, TO REDUCE THE NUMBER OF MEMBERS OF THE TREE BOARD FROM SIX TO FIVE; TO PROVIDE FOR THE APPOINTMENT OR REAPPOINTMENT OF SUCH MEMBERS FOR TERMS OF THREE YEARS EACH; TO REPEAL THE ORIGINAL SECTIONS 33-109 AND 33-110 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; 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 to suspend the rules and upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Absent: Gay. The motion to suspend was adopted by three-fifths of the Council 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 then stated the question: "Shall Ordinance No. 2782-09 be passed and adopted?" Upon roll call the following voted YES: 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 Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed his signature thereto. A true and correct copy of said ordinance is as follows:

ORDINANCE NO. 2782-09

AN ORDINANCE TO AMEND SECTION 33-109 AND 33-110, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, TO REDUCE THE NUMBER OF MEMBERS OF THE TREE BOARD FROM SIX TO FIVE; TO PROVIDE FOR THE APPOINTMENT OR REAPPOINTMENT OF SUCH MEMBERS FOR TERMS OF THREE YEARS EACH; TO REPEAL THE ORIGINAL SECTIONS 33-109 AND 33-110 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ; AND TO DECLARE AN EFFECTIVE DATE.

Be It Ordained by the Mayor and the City Commissioners of the City of Nebraska City, Nebraska as follows:

Section 1. That Section 33-109 of the Code of Nebraska City, Nebraska, be amended to read as follows:

"Sec. 33-109. City tree board-Creation and establishment.

There is hereby created and established a city tree board for the City of Nebraska City, Nebraska, which shall consist of five (5) members, citizens and residents of this city, who shall be appointed by the mayor with the approval of this commission."

Section 2. That Section 33-110 of the Code of Nebraska City, Nebraska, be amended to read as follows:

"Sec. 33-110. Same-Term of office.

The terms of the five persons appointed to the tree board by the mayor shall be for three (3) years except that in every third year only one (1) member shall be appointed or reappointed, and in all other years two (2) members shall be appointed or reappointed. In the event that a vacancy shall occur during the term of any member, his or her successor shall be appointed to fill the unexpired portion of the term."

Section 3. That the original sections 33-109 and 33-110 of the Code of Nebraska City, Nebraska, and all other ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 4. That this Ordinance shall be effective from and after its adoption, approval, and publication, as provided by law.

PASSED and APPROVED, this 21st day of September, 2009.

Jack Hobbie, Mayor

Attest:

Arnold M. Ehlers, City Clerk-Treasurer

Mayor Hobbie introduced Ordinance 2781-09 entitled AN ORDINANCE TO AMEND SECTION 33-96, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, RELATING TO THE ASSIGNMENT OF BUILDING NUMBERS; TO REPEAL THE ORIGINAL SECTION 33-96 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; 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 to suspend the rules and upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Absent: Gay. The motion to suspend was adopted by three-fifths of the Council 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 then stated the question: "Shall Ordinance No. 2781-09 be passed and adopted?" Upon roll call the following voted YES: 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 Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed his signature thereto. A true and correct copy of said ordinance is as follows:

ORDINANCE NO. 2781-09

AN ORDINANCE TO AMEND SECTION 33-96, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, RELATING TO THE ASSIGNMENT OF BUILDING NUMBERS; TO REPEAL THE ORIGINAL SECTION 33-96 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ; AND TO DECLARE AN EFFECTIVE DATE.

Be It Ordained by the Mayor and the City Commissioners of the City of Nebraska City, Nebraska as follows:

Section 1. That Section 33-96 of the Code of Nebraska City, Nebraska, be amended to read as follows:

"Sec. 33-96. Assignment of numbers.

It shall be the duty of the city clerk to assign all numbers and of the building inspector to see that all new buildings which may hereafter be erected, or changes in the fronts of buildings already erected, shall be supplied with the number to which they shall be entitled under this article by the owners thereof. In all such cases the figures shall correspond with the plan or system as adopted by this article."

Section 2. That the original section 33-96 of the Code of Nebraska City, Nebraska, and all other ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 3. That this Ordinance shall be effective from and after its adoption, approval, and publication, as provided by law.

PASSED and APPROVED, this 21st day of September, 2009.

Jack Hobbie, Mayor
Attest:

Arnold M. Ehlers, City Clerk-Treasurer

Mayor Hobbie introduced Ordinance 2780-09 entitled AN ORDINANCE TO AMEND SECTION 33-78, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, TO PROVIDE THAT THE OWNER OR OCCUPANT OF PROPERTY SHALL KEEP THE ABUTTING SIDEWALK FREE AND CLEAR OF SNOW AND ICE; TO KEEP SUCH SIDEWALKS FREE AND CLEAR OF ALL DIRT AND FILTH, OR OTHER OBSTRUCTIONS; AND TO PROVIDE THAT FAILURE TO PERFORM SUCH DUTY SHALL CONSTITUTE A MISDEMEANOR; TO REPEAL THE ORIGINAL SECTION 33-78 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; 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 to suspend the rules and upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Absent: Gay. The motion to suspend was adopted by three-fifths of the Council 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 then stated the question: "Shall Ordinance No. 2780-09 be passed and adopted?" Upon roll call the following voted YES: 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 Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the

Clerk attested the passage and approval of the same and affixed his signature thereto. A true and correct copy of said ordinance is as follows:

ORDINANCE NO. 2780-09

AN ORDINANCE TO AMEND SECTION 33-78, OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, TO PROVIDE THAT THE OWNER OR OCCUPANT OF PROPERTY SHALL KEEP THE ABUTTING SIDEWALK FREE AND CLEAR OF SNOW AND ICE; TO KEEP SUCH SIDEWALKS FREE AND CLEAR OF ALL DIRT AND FILTH, OR OTHER OBSTRUCTIONS; AND TO PROVIDE THAT FAILURE TO PERFORM SUCH DUTY SHALL CONSTITUTE A MISDEMEANOR; TO REPEAL THE ORIGINAL SECTION 33-78 OF THE CODE OF NEBRASKA CITY, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ; AND TO DECLARE AN EFFECTIVE DATE.

Be It Ordained by the Mayor and the City Commissioners of the City of Nebraska City, Nebraska as follows:

Section 1. That Section 33-78 of the Code of Nebraska City, Nebraska, be amended to read as follows:

“Sec. 33-78. Duty of owner or occupant to keep abutting sidewalk clear and free.

Every owner or occupant of any house or other building, or the owner or proprietor, lessee, or person entitled to the possession of any vacant lot, and any person having charge of any church, jail, or public hall, or public building in the city, shall during the winter season, and during the time snow and/or ice shall continue to fall, shall within twenty four hours (24) of such event clear the sidewalks in front of such lots, from snow and ice, and keep such sidewalks free from snow and ice during the day, or in case the snow and ice are so congealed that they cannot be removed without injury to the sidewalk, shall cause the said snow and ice to be strewn with sand and shall also at all times, keep such sidewalks clear and free from all dirt or filth, or other obstructions, so as to allow pedestrians to use the said sidewalks with safety. Failure on the part of any person upon whom a duty is placed by the provisions of this section to perform such duty shall be deemed a misdemeanor.”

Section 2. That the original section 33-78 of the Code of Nebraska City, Nebraska, and all other ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 3. That this Ordinance shall be effective from and after its adoption, approval, and publication, as provided by law.

PASSED and APPROVED, this 21st day of September, 2009.

Jack Hobbie, Mayor

Attest:

Arnold M. Ehlers, City Clerk-Treasurer

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

Commissioner Handy moved to pay Claim # 7250K. Upon roll call the following voted YES: Crunk, Handy and Mayor Hobbie. Voting NO: None. Abstain: Mercer. Motion passed.

At 7:08 Mayor Hobbie moved that the City Council go in to Executive Session to discuss real estate negotiations. Upon roll call the following voted YES: Mercer, Crunk, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Commissioner Handy moved to come out of Executive Session at 7:19 p.m. Upon roll call the following voted YES: Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Commissioner Mercer moved to authorize the City Administrator to negotiate and purchase a structure located at 1309 S. 10th. Upon roll call the following voted YES: Crunk, Handy, Mercer and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie moved to appoint Eric Weakland as a probationary member of the Nebraska City Volunteer Fire and Rescue Department. Upon roll call the following voted YES: Handy, Mercer, Crunk and Mayor Hobbie. Voting NO: None. Motion passed.

Mayor Hobbie moved to appoint Dan Kelly to the Commercial Building Maintenance, Occupancy and Style Committee. Upon roll call the following voted YES: Crunk, Mercer, Handy and Mayor Hobbie. Voting NO: None. Motion passed.

Action Tech Svc	1,018.12	Contr		Lawn World	67.50	Sod
Alamar Uniforms	703.91	Unif		Lechner, R	294.33	Mileage
Alco Store	23.72	Supp		Lentsch, Shari	150.00	Stipend
Allied Recycling & Ref	296.00	Garbage		Linweld	92.45	Supp
American Cemetery	49.00	Dues		Marion, James	520.00	Stipend

America's Fence Store	1,624.12	Rep		MCNAMARA, DON	125.00	Dues
Arbor Mart	2,290.20	Fuel		Mead Lumber	1,550.72	Supp
BARNHILL, DEBRA	12,345.00	ROW		Menards	50.97	Supp
Bennett, Richard D. Jr.	274.89	Sand		Mercer's	312.24	Supp
Bernhardson, Noah	200.00	Stipend		Midwest ROW Svc	7,534.00	ROW
Bob's Welding Shop	60.00	Supp		Midwest Service & Sales	15,846.56	Equip
Boehm, Ben	36.00	Stipend		Midwest Turf & Irrig	164.22	Maint
Bound Tree Medical	1,197.28	Supp		Miller Monroe Farrell	91.00	Ins
Brown's Shoe Fit	110.00	Unif		Moore Medical	483.40	Supp
Callaway Golf	52.17	Msde		Moyer, Robert & Janice	1,500.00	ROW
Card Services	502.50	Misc		N.E.E.D.	375.00	Dues
Cintas Corporation	120.50	Supp		NC Clerk - Treasurer	59.22	Postage
City of NC	1,145.29	Contr		NC News Press	338.50	Ads
City Tire & Auto Access	153.00	Rep		NC Utilities	10,533.02	Util
Concrete Industries	184.51	Concrete		NE Dept. of Revenue	25.00	Dues
Conz, Gregory	200.00	Stipend		NE Dept. of Revenue	3,216.96	Sales Tax
Creighton University Med	85.50	Supp		NE Golf & Turf	65.70	Rep
D & D Communications	99.00	Rep		NEXTEL	197.52	Tele
Danko Emergency Equip	3,255.71	Rep		Omaha Standard	4,515.49	Equip
Douglas Tire Co.	191.00	Rep		Omaha World-Herald	422.80	Ads
EMC Insurance Co.	766.50	Ins		OMB's Express	219.20	Ammo
EMS Billing Svc	4,604.62	Contr		Otoe County Clerk	4,990.86	Contr
Food Pride	318.95	Conc		Pamida	32.99	Equip
Fouraker, Helen	156.99	Rep		Parks, Ryan	400.00	Stipend
Galeton Gloves	132.95	Supp		Peterson, C	53.49	Unif
Gittinger, D	51.70	Mileage		Physio-Control	2,112.00	Contr
Hamlin, Sandra	356.00	Stipend		Schendel Pest Control	109.00	Pest Cntrl
Heartland Classified Svc	107.87	Ads		Shell	2,053.32	Fuel
HireRight Solutions	50.00	Med		Snodgrass, Andrew	236.00	Stipend
Hogan Jr., William	650.00	Stipend		Tielke's Sandwiches	33.60	Conc
Hotsenpillar, Josh	36.00	Stipend		Tree Worx	1,400.00	Maint
JEO Consulting	6,900.00	Eng		Vintage Automobile	1,175.01	ROW
Jones, Nathan	1,400.00	Stipend		Wage & Benefits	88,624.98	Payroll
JUMPLINE, INC	239.40	Contr		Weible, Burton	180.00	Stipend
KONICA MINOLTA	114.00	Contr		Wielechowski, Wendy	100.00	Stipend
Krog, Andrew	250.00	Stipend		Wildwood Golf Course	434.37	Msde
Landis Engine	139.68	Rep		Windstream	2,083.55	Tele
Larson Motors	265.61	Rep		WYMORE MED Clinic	150.00	Med

Meeting Adjourned at 7:26 p.m.

Arnold M. Ehlers, Clerk - Treasurer