

CITY OF NEBRASKA CITY, NEBRASKA
 MINUTES OF CITY COUNCIL REGULAR MEETING
 April 6, 2015

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Nebraska City was conducted in the William F. Davis Room at City Hall, 1409 Central Avenue, on April 6, 2015. 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.

Acting Mayor Briley 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. Acting Mayor Briley then led in the Pledge of Allegiance. Upon roll call the following answered present: Jim Stark, Jeff Crunk, Vic Johns, Mindy Briley. Motion by Acting Mayor Briley and seconded by Johns to recess and reconvene at the Rowe Public Safety Building for purpose of continuing the meeting. Upon roll call the following voted YES: Stark, Crunk, Johns, Briley. Voting NO: None. Motion carried. Meeting recessed at 6:03 p.m. Meeting reconvened at the Rowe Public Safety Building at 6:08 pm. Acting Mayor Briley reminded those in attendance of the Nebraska Open Meetings Act was posted at the entrance to the building. The following City Officials were present: City Attorney David Partsch, City Deputy Clerk-Treasurer Emily Anthony, Interim City Clerk-Treasurer Jacqueline Smith, Police Chief David Lacy, Fire Chief Alan Viox, and Public Properties Director/Zoning Director Dan Gittinger.

Commissioner Stark moved to approve the minutes of the March 16, 2015 City Council Regular meeting seconded by Johns. Upon roll call, the following voted YES: Stark, Johns, Briley. Voted NO: None. Abstain: Crunk. Motion carried.

Commissioner Stark moved to approve the minutes of the March 25, 2015 Special City Council meeting seconded by Crunk. Upon roll call, the following voted YES: Johns, Briley, Crunk, and Stark. Voting NO: None. Motion carried.

Briley moved to pay all claims as presented for March 16 – April 3, 2015. Upon roll call, the following voted YES: Johns, Crunk, Stark, and Briley. Voted NO: None. Motion carried.

Action Technology Serv	Contr	400.00	MATTSON RICKETTS	Legal	3,937.50
American Recycling	Garbage	184.50	Mead Lumber	Rep	397.85
Arbor Mart, Inc	Fuel	2,983.00	Mercer's Do-It-Best	Sup	440.09
AVAC	Contr	141.80	Michael Todd and Co	Sup	1,002.96
Bar-B-Q Cooking	Misc	1,237.29	Microfilm Imaging Sys	Contr	80.00
Berry	Adv	22.60	Midwest Farmers Coop	Oil	750.00
Bill Walters & Sons	Rep	1,585.65	Midwest Machine, Inc.	Rep	14.88
Boatright, K.	Dance	872.25	Miller Monroe Farrell	Ins	250.00
Bob's Welding Shop	Rep	95.00	MOLLY MCNEELY DENT	TIF	97.84
Bohl Plumb & Heathing	Rep	176.97	Mullenax Auto Supply	Rep	132.51
Bound Tree Medical LLC	Sup	3,053.34	Municipal Toy Co.	Misc	80.00
Jenni Brant Ceramics	Contr	160.00	NATIONAL ENTERT.	Misc	480.00
Bremer Agency, Inc.	Bond	100.00	Nationwide	Ins	24,267.40
BROWNVILLE VILLAGE	Adv	50.00	NC Area Econ Develop	Contr	1,631.25
BSN Sports	Sup	897.86	NC Clerk - Treasurer	Misc	40.01
Callaway	Mdse	174.14	NC Museum Assoc	Contr	2,406.25
Casey, J.	Mileage	51.42	NC Public School Dist	Contr	1,165.00
Cede and Company	Bonds	2,387.50	NCTC	Contr	6,250.00
City of NC Wildwood	Décor	75.00	NE Department of Roads	ROW	98,889.68
Coca-Cola Refreshments	Bev	201.72	NE Environmental Prod	Rep	888.99
Commercial State Bank	TIF	412.74	NE Public Health Env	Contr	105.00
Concrete Industries, Inc.	Rep	115.00	NE Salt and Grain Co	Chem	1,641.51
D & D Communications	Sup	137.50	NMC Exchange, LLC	Rep	385.80
Danko	Rep	138.26	O'Reilly Auto Parts	Rep	30.97
Double Eagle	Bev	175.20	Odey's Inc.	Seed	817.45
Douglas Tire Co.	Rep	334.95	Omaha Tractor, Inc.	Rep	752.02
Eakes Office Solutions	Sup	537.03	Card Services (Orscheln)	Sup	108.80
Ed Roehr Safety Product	Sup	454.60	Otoe County Clerk	Contr	5,565.46
Eggers Brothers, Inc.	Sup	399.14	Payroll	Payroll	235,435.36
EMC National Life Co	Ins	561.75	Physio-Control, Inc	Contr	4,394.02

EMS Billing Services, Inc	Contr	4,294.61	Quill Corporation	Sup	11.98
FAREWAY FOOD STORE	TIF	448.96	SALAZAR, BALTAZAR	Rfnd	25.00
Fareway Stores, Inc.	Conc	106.06	Shelter Home Service	Rfnd	100.00
Fastenal Company	Sup	1,177.57	Smith, T.	Dance	290.00
FITCH & ASSOCIATES	Contr	5,500.00	SPIRAL COMM	Tele	669.79
FOREMAN JR, WAYNE	Refnd	25.00	St. Mary's	Med	68.96
Galls	Unif	84.98	State Treasurer of NE	Contr	385.09
Gatehouse Media	Adv	133.03	Stryker Medical	Sup	104.18
Gittinger, D.	Mileage	214.70	TD FUTURES LLC	Rfnd	200.00
GOLFNOW GI, LLC	Dues	700.00	Thurman's Bike & Sport	TIF	173.60
HireRight Solutions, Inc	Med	78.55	Tielke's Sandwiches	Conc	58.70
HOWE, JAMES	Rfund	200.00	Titan Machinery	Rep	983.40
HUSEN, MARIAH	Training	300.00	UHC	Ins	6,178.31
J. Park, LLC	Contr	900.00	Unifirst Corporation	Sup	43.95
Jensen, E.	Dance	307.50	Universal Publications	Adv	120.00
Jerry's Landscaping Co	Maint	603.00	USGA	Training	40.00
JIMESON, JIM	Rfund	25.00	USPS	Postage	49.00
K&Z Distributing	Bev	173.20	Van Wall Turf & Irr.	Rep	841.18
Kreifels Electric L.L.C.	Rep	68.58	VERIZON WIRELESS	Tele	374.48
Landis Engine Co.	Rep	190.15	Watkins True Value	Sup	56.78
Larson Motors	Rep	137.90	WESTLAKE	Sup	61.66
LIED LODGE & CONFER	Grant	50,000.00	Windstream, Inc.	Tele	18.08
Matheson Tri-Gas, Inc.	Med	513.81	WINGATE	Training	179.90

In regard to the denied claim, Arnold Ehlers explained the trip to the State Auditor was authorized by the Mayor and City Administrator at that time, for the purpose to discuss what he felt were questionable procedures by the Utilities and the Board of Public Works. Briley moved to approve denied claim from March 16, 2015 in the amount of \$56.73 seconded by Johns. Upon roll call, the following voted YES: Stark, Crunk, Johns, and Briley. Voting NO: None. Motion carried.

Before a nominee for successor mayor was brought forward, City Attorney David Partsch explained the process of the appointment. The nomination falls upon Finance Commissioner Briley, and she has been very open by having the names of all applicants made public. This allowed Nebraska City citizens an opportunity to contact all the Council members with their thoughts and concerns about all the applicants. Briley was able to get to know all the applicants while she did her interviews. The decision has not been easy. When a name is nominated the Council will vote to confirm or deny the nomination. If the nomination fails, another name can be brought forward at the next regular meeting or a Special meeting can be held. Briley thanked all citizens who took the time to contact all the Council members. After reading an impressive resume, Briley nominated Jim Kuhn for the successor mayor position. Public discussion was opened for 15min: Bill Moore said the nominee is a man of the community and worked with him in many areas. Lori Bennett said the nominee is an outstanding choice and hoped the Council will approve the appointment. Discussion from the Council. Crunk said Jim is a valuable asset to the park department and worked hard for the new pool and would not like losing him as a supporter and volunteer. Johns agreed Jim is a hard worker for the community. This is a huge decision and thanked all for the e-mails he received. Stark thanked all those present who spoke in support of Jim and for the process. Briley said with Stark and Crunk currently serving on the N.C. Recreation Agency committee Jim Kuhn would make a third, and would create a quorum at those meetings and a possible problem. Upon roll call, the following voted NO: Stark, Crunk, and Johns. Voting YES: Briley. It was decided to hold a Special meeting on April 15, 2015 at 7:00 am at the Rowe Public Safety Building. Briley can bring another name forward at that meeting.

Acting Mayor Briley opened the Public Hearing for Class "ID" Liquor License addition from May-B Inc., DBA Wagon Wheel. Tammy Maybee spoke on the addition to the back of the bar. She has constructed an enclosed structure with treated lumber, windows and exit to alley. The fire Marshall has not made an inspection, and seating capacity is not known at this time. There being no other public comments, Briley closed the hearing.

Acting Mayor Briley opened the Public Hearing for the LB840 Grant from Nebraska City Museum Association in the amount of \$16,000.00. Stephanie Shrader, member of the LB840 committee said the application is for the Annual Pass Program started in 2010. Brian Volkmer Director of the N.C. Museum Association said each museum receives \$2,000.00 to pay for an attendant and in turn must be open Friday – Sunday from noon to 4:00 p.m. Residents with a 68410 zip code receive free admission thru this program. Nationally, only 15% of a museum

income comes from admission fees. The remainder comes from membership and fund raising. Our museums offer an educational experience for local students and those from other cities. Only support comes from the LB840 program and he ask for Council approval. There being no other public comments, Briley closed the hearing.

Acting Mayor Briley opened the Public Hearing for LB840 Grant from Downtown Business Owners-Flower Baskets Phase II in the amount of \$8,300.00 over 10 years (\$3,800-first year; \$500-years 2-10). Stephanie Shrader, member of the LB840 committee gave a thank you to Kelly Bequette for her work on the Flower Basket project. The Phase II of the project will be Sixth Street to Fourth Street on Central Ave. Eight poles and sixteen baskets are planned for the proposed area. Doug Grimm brought a blooming basket that he said weighed 50lbs. The baskets will be on the poles by the Arbor Day weekend. Briley thanked Kelly Bequette for all her hard work and all those involved in this project. There being no other public comments, Briley closed the hearing.

Acting Mayor Briley opened the Public Hearing for an Application from Otoe County, Nebraska to Establish an Economic Enterprise Zone through Nebraska Department of Economic Development. Stephanie Shrader and Jason Esser spoke on behalf of Enterprise Zone application. Only 5 Zones will be available in the state of Nebraska. A map showing seven (7) sections within a sixteen square mile area will be included in the Enterprise Zone. Section A within Nebraska City will be the main qualifying area because of a high rate of poverty and could qualify for housing units. Section B for redevelopment, Section C for housing, Sections D, E, F, and G for industrial. Otoe County will be the lead agency for the application process. Application must be submitted by April 10, 2015 and a final decision is expected by June 2015. There being no other public comments, Briley closed the hearing.

Alan Viox and Andrew Snodgrass presented the report from Fitch & Associates regarding FLSA Compliance and future growth. Discussion was held on the timing of the hiring of the forth paramedic, and the question of paying back overtime from 2013 to EMS personnel and Firefighters. Crunk would like to see a schedule of hours with the fourth paramedic included. Alan Viox said overtime will be reduced with the fourth paramedic in place. Briley asked for a schedule of work hours, including vacation, and sick leave, by the April 20, 2015 regular meeting.

Moved by Commissioner Crunk and seconded by Stark to approve request from Jennifer Phillips on behalf of Lied Lodge to allow parking on the south side of Sylvan Road on April 25, 2015 from 5:00 p.m. – 10:00 p.m.. Upon roll call, the following voted YES: Johns, Stark, Crunk and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Crunk and seconded by Johns to approve request from Michelle Shanholtz to hold the 5K Fun/Run Walk beginning at 8:30 am in Nebraska City on April 18, 2015. Upon roll call, the following voted YES: Stark, Johns, Crunk, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Crunk and seconded by Stark to deny the request from Matthew Henner to place an advertising sign at the Wildwood Dog Park. Public Properties Director, Dan Gittinger said this request is for a new business and the zoning laws do not address this issue or a cost. It would have to be a Council decision. City Attorney, David Partsch said there are no legal guidelines for this type of request, and advised it be denied. Upon roll call, the following voted YES: Johns, Stark, Crunk, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Crunk and seconded by Stark to approve the Class "ID" Liquor License addition from May-B, Inc., DBA Wagon Wheel. Upon roll call, the following voted YES: Stark, Crunk, and Briley. Abstain: Johns. Voting NO: None. Motion carried.

Moved by Commissioner Stark and seconded by Briley to approve the LB 840 Grant from Nebraska City Museum Association. Upon roll call, the following voted YES: Johns, Crunk, Stark, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Stark to approve the LB 840 Grant from Downtown Business Owners – Flower Baskets Phase II. Upon roll call, the following voted YES: Crunk, Stark, Johns, and Briley. Voted NO: None. Motion carried.

Acting Mayor Briley introduced Resolution #2658-15 approving County of Otoe's Enterprise Zone Application. Moved by Commissioner Johns, and seconded by Stark to approve Resolution #2658-15. Upon roll call, the following voted YES: Crunk, Stark, Johns, and Briley. Voting NO: None. Motion adopted. A true and correct copy of said resolution is as follows"

RESOLUTION NO. 2658-15

Approving County of Otoe’s Enterprise Zone Application

WHEREAS the City of Nebraska City, Nebraska, has been notified by the County of Otoe that it proposes to apply to the Nebraska Department of Economic Development for designation by the Department of an area partially outside of the corporate limits of Nebraska City and partially within the corporate limits of Nebraska City as an Enterprise Zone;

WHEREAS Enterprise Zones are areas of “economic distress” with relatively high unemployment, poverty, and declining population;

WHEREAS the Enterprise Zone designation and resulting tax and economic qualifications would assist existing businesses and industry with their efforts to maintain and expand their business; help attract new manufacturing industries to the zone; assist in upgrading the employment skills of the zone work force; and help ensure that existing and future residents of the zone are provided with access to a broad range of quality affordable housing units.

WHEREAS the Enterprise Zone application process includes developing a description of the geographic location along with a map depicting the proposed zone; a development plan for the proposed Enterprise Zone that includes goals and objectives, and descriptions of current and prospective actions to encourage private investment in the area; a plan outlining available resources to assist residents with self-help development; a description of any projected positive or negative effects of designation as an Enterprise Zone; a plan that assists persons or businesses displaced due to Zone activity; documentation of funding commitments from a city, local political subdivisions, private nongovernmental organizations, or any other non-state government organizations that will directly or indirectly help businesses to locate or expand existing operations within the proposed Enterprise Zone area during its first three years of its existence (if designated an Enterprise Zone by the Department); and documentation all procedural requirements for Enterprise Zone applicants.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEBRASKA CITY, NEBRASKA, that the City of Nebraska City hereby approves the County of Otoe’s proceeding with the application process with the Nebraska Department of Economic Development for the areas in the attached map hereto to be considered for designation by the Department as an Enterprise Zone.

Passed and approved the 6th day of April, 2015.

ATTEST:

Jackie Smith, City Clerk-Treasurer

Mindy Briley, Acting Mayor

Approved as to form:

David J. Partsch, City Attorney

Moved by Commissioner Stark and seconded by Crunk to approve the SDL for Lourdes Central Catholic School on April 18, 2015 for a Trivia Night fund raiser. Upon roll call, the following voted YES: Johns, Crunk, Stark, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Stark and seconded by Johns to approve request from NCTC for Arbor Day Activities and Street Closings for April 24 – 26, 2015. Tim Pendrell said the 2015 theme for Arbor Day is “Planting the Future” and listed the events taking place on April 24 – 26, 2015. The Arbor Day honorees will be Randy Fox and Mark Kemper for their years of service at Arbor Lodge. Upon roll call, the following voted YES: Crunk, John, Stark, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Stark and seconded by Briley to approve the Agreement between City of Nebraska City and SENDD for Nebraska City Housing Authority Capital Improvement Project through Nebraska Department of Economic Development. Tracy Wieckhorst, Executive Director of Nebraska City Housing Authority explained that the Housing Authority is not a member of SENDD and is asking Nebraska City, on their behalf, to agree to work with SENDD during the environmental review. Upon roll call,

the following voted YES: John, Crunk, Stark, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Stark and seconded by Briley to approve Memorandum of Understanding between City of Nebraska City and Nebraska City Housing Authority for completion to environmental reviews. Tracy Wieckhorst said N.C. Housing Authority will pay the cost of the environment reviews. Upon roll call, the following voted YES: Johns, Crunk, Stark, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Briley and seconded by Johns to approve "Organization Resolution and Agreement" for UMB Bank (cardholder for Orschlen Farm & Home). City Attorney, David Partsch advised Emily Anthony, Deputy City Clerk-Treasurer to be the Designated Officer and Jackie Smith, as Recordkeeper. Upon roll call, the following voted YES: Crunk, Stark, Johns, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Crunk and seconded by Briley, to approve request from Glenn and July Bennett to have North 14th Street Vacated/Purchase. Mrs. Bennett said the street is not being maintained and they would clean up trash being dumped and in time build a building. Dan Giittinger, Public Properties Director said no utilities are in the area and the street was never developed and will never continue North. City Attorney, David Partsch was directed to draft an ordinance to vacate North 14th Street. Upon roll call, the following voted YES: Johns Stark, Crunk and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Briley to approve final reading of Ordinance #2954-15 amending the "Snow Route" designation. Upon roll call, the following voted YES: Crunk, Stark, Johns, and Briley. Voting NO: None. Motion carried.

ORDINANCE NO. 2954-15

AN ORDINANCE AMENDING SECTION 35-235.8 OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, CHANGING DESIGNATED SNOW EMERGENCY ROUTES; REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND DECLARING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF NEBRASKA CITY, OTOE COUNTY, NEBRASKA, AS FOLLOWS:

SECTION 1. AMENDMENT:

That Section 35-235.8 of the Code of the City of Nebraska City, Nebraska, is hereby amended to read as follows:

Sec. 35-235.8. - Same—Snow emergency routes designated.

The following streets or portions of streets within the city are hereby designated as snow emergency routes: Central Avenue from Second Street through Sixteenth Street; cross streets from First Avenue to First Corso, from Sixth Street through Tenth Street; First Corso from Sixth Street to Eleventh Street; First Avenue from Fifth Street to Eleventh Street; Fourteenth Street from Fourth Corso to Central Avenue; Fourteenth Corso from South Eleventh Street to Thirteenth Street; and Grundman Boulevard from South Eleventh Street to 1301 Grundman Boulevard.

SECTION 2. REPEAL:

That all ordinances or portions of ordinances in conflict herewith are hereby repealed.

SECTION 3. EFFECTIVE DATE:

This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Passed and Approved this 6th day of April, 2015.

Mindy Briley, Acting Mayor

Acting Mayor Briley introduced Resolution #2659-15 regarding placement of a gate across 62nd Road North of firing range. Moved by Commissioner Stark and seconded by Johns to approve Resolution #2659-15. Upon roll call, the following voted YES: Crunk, Johns, Stark and Briley. Voting NO: None. Motion adopted. A true and correct copy of said resolution is as follows:

RESOLUTION NO. 2659-15

Gating 62 Road North of Transfer Station

WHEREAS the City of Nebraska City has received a request to allow the placement of an unlocked gate on 62 Road from David M. Ramold, the property owner at 603 N 62 Road, Nebraska City, Otoe County, Nebraska, just north of the City's Transfer Station, and

WHEREAS said real estate described above is located at the north end of a dead end road and there is expected extra vehicular traffic in the area due to the development of an outdoor recreational area to the east, and

WHEREAS there already is a gate across N 62 Road near the entrance of the Transfer Station to the south of the proposed new gate; however, said existing gate is often open to allow traffic to reach the Transfer Station;

WHEREAS the City has a law enforcement firing range with an entrance road immediately north of the Transfer Station property which would allow for a good turnaround point for traffic encountering the proposed new gate; and

WHEREAS to maintain public safety on the roadway, the City deems it necessary to include adequate signage and reflectors on the newly proposed gate;

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Nebraska City, Nebraska, hereby approve the request of David M. Ramold to place a gate on N 62 Road as described with the following conditions:

1. The gate shall be placed no farther south than the north edge of the access road to the City's law enforcement firing range;
2. The gate shall remain unlocked so that emergency vehicles, neighboring landowners, and the general public may still pass through the gate at any time;
3. The gate shall be equipped with signage and reflectors as approved by the City's Public Properties Director at Ramold's cost;
4. Ramold shall be responsible for all maintenance and upkeep of the gate, and should the City deem repairs or improvements necessary, Ramold shall make said repairs or improvements within the timelines given to him by the City or the City may repair or remove the gate at Ramold's sole cost and expense, which he agrees may be assessed as costs against his real estate if not paid within 30 days of being invoiced;
5. Ramold shall indemnify and hold the City harmless from any and all damages that may occur due to the existence of the gate on the roadway.

Passed and approved this ____ day of April, 2015.

ATTEST:

Jackie Smith, City Clerk-Treasurer

Mindy Briley, Acting Mayor

Conditions Agreed Upon: _____ Date: _____
David M. Ramold

Approved as to form: _____
David J. Partsch, City Attorney

Acting Mayor Briley introduced Resolution #2660-15 Appointing Leroy Frana Interim Director of Nebraska Community Energy Alliance. Moved by Commissioner Stark and

seconded by Briley to approve Resolution #2660-15. Upon roll call, the following voted YES: Johns, Crunk, Stark, and Briley. Voting NO: None. Motion adopted.

RESOLUTION NO. 2660-15

Appointing Director to Nebraska Community Energy Alliance

WHEREAS the City of Nebraska City, Nebraska, on June 16, 2014, entered into an interlocal cooperation agreement creating the Nebraska Community Energy Alliance and became a member thereof for the purpose of identifying, applying for, administering or otherwise making available grants and funding sources to members thereof;

WHEREAS, on July 7, 2014, the City passed Resolution 2636-14 appointing the City Administrator to serve as a director on the board of directors for the Nebraska Community Energy Alliance;

WHEREAS Nebraska City Utilities General Manager Leroy Frana has also been active and included in the City's representation at meetings of the Nebraska Community Energy Alliance.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEBRASKA CITY, NEBRASKA, that the City of Nebraska City hereby appoints Nebraska City Utilities General Manager Leroy Frana to serve as a director on the board of directors for the Nebraska Community Energy Alliance.

Passed and approved this ____ day of April, 2015.

ATTEST:

Jackie Smith, City Clerk-Treasurer

Mindy Briley, Acting Mayor

Approved as to form: _____
David J. Partsch, City Attorney

Moved by Acting Mayor Briley and seconded by Johns to approve JEO Preliminary Design Phase of Kearney Hill Road Improvement and authorize Acting Mayor to sign. Dan Giittinger, Public Properties Director said the City Attorney has reviewed the Preliminary Design to comply with the CIS Grant. JEO cost is \$17,380.00. Upon roll call, the following voted YES: Stark, Crunk, and Briley. Absent: Johns. Voted NO: None. Motion carried.

Moved by Commissioner Stark and seconded by Johns to approve the Acting Mayor to sign Certificate of Participant with the Public Power Generation Agency. Leroy Frana, N.C. Utilities Manager said the PPGA issued bonds and some are callable and going through the refunding process would save interest. Upon roll call, the following voted YES: Crunk, Johns, Stark, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Stark and seconded by Johns to approve request from Kennedy/Jenks Consultants to install four additional groundwater monitoring wells at 208 East 4th Corso estimated cost of \$21,254.00 at the direction of NDEQ. Dan Giittinger, Public Properties Director state the site for the wells is at the former Wichita Coca-Cola/Woods Fuel location. The wells will be on City right of way, 3 wells on the North and 1 well on the South. Upon roll call, the following voted YES: Crunk, Johns, Stark, and Briley. Voting NO: None. Motion carried.

Moved by Commissioner Stark and seconded by Johns to approve application from SENDD for extension of deadline for Nuckolls Square CIS project and authorize Acting Mayor to sign. Dan Giittinger, Public Properties Director said original time line was June 2015, however additional time is needed to meet all the requirements and the extension will take us to September 23, 2015. Upon roll call, the following voted YES: Crunk, Johns, Stark, and Briley. Voting NO: None. Motion carried.

Meeting adjourned at 8:05 p.m.

Jacqueline A. Smith Interim 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.

Jacqueline A. Smith, Interim City Clerk-Treasurer