

CITY OF NEBRASKA CITY, NEBRASKA  
 MINUTES OF CITY COUNCIL REGULAR MEETING  
 December 21, 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 December 21, 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.

Mayor Bequette 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 Bryan Bequette then led in the Pledge of Allegiance. Upon roll call the following answered present: Jim Stark, Jeff Crunk, Vic Johns, Gloria Glover and Mayor Bequette. Absent: None. The following City Officials were present: City Administrator Grayson Path, City Clerk-Treasurer Mark Marcotte, City Attorney David Partsch, Police Chief David Lacy, Fire Chief Alan Viox, Recreation Director Scooter Edmisten, Library Director Rasmus Thoegersen and Public Properties Director/Zoning Director Dan Gittinger.

Approval of Minutes from the December 15, 2015 Special Meeting were pulled from the consent items by Commissioner Crunk.

Mayor Bequette moved to approve the following consent items:

Minutes of the December 7, 2015, City Council Regular Meeting.

Accepting the report of new claims against the City and approving disposition of claims set for the period of December 5, 2015 to December 18, 2015.

Application for NC Volunteer fire & Rescue Membership for Jose Fernando Estrada, Wendi Ann Cook, Jenny Liz Haberer, Travis Gillespie, Yom Mubior Aleu, Bret William Kochanowicz and Joseph Grubbs.

BPW recommended Electric Work Order No. 194 to rebuild & relocate Talmage Substation in the amount of \$123,025.82.

Purchase of a CMD2410-XDS2.0 Channel Monster Grinder for the Main Lift Station at the Waste Water Treatment Plant in the amount of \$36,100.00

BPW recommended 3 service contracts with NGPL for Natural Gas Service and authorize Mayor to sign.

BPW recommended Natural Gas Work Order No. 288 for a main extension to Serve Midwest Farmers COOP in the estimated amount of \$100,887.00.

BPW recommended Water Work Order No. 374 for modification & update of Water Treatment Plant Supervisor Control and Data Acquisition System in the estimated amount of \$50,264.00.

BPW recommended Water Work Order No. 376 for replacement of Water Treatment Plant water filter and backwash controls in the estimated amount of \$37,560.00.

BPW recommended purchase of HFE Process Lift Station equipment for the Steinhart Park Station replacement for \$49,200.00

Motion seconded by Commissioner Glover. Upon roll call the following voted YES: Stark, Crunk, Johns, Glover and Mayor Bequette. Voting NO: None. Abstain: None. Motion carried.

CLAIMS LIST						
December 21, 2015						
Alamar Uniforms	Unif	325.14		Mullenax Auto Supply	Sup	10.77
Alfred Benesch	Contr	11,353.00		Napa Auto Parts	Sup	31.32
Allied Insurance	Ins	100.00		Nationwide	Inv	12,313.07
Arbor Mart, Inc	Fuel	1,675.18		NC Newspress	Adv	298.90
Arrow Manufact.	Sup	582.01		NC Police Fund	Misc	525.00
Asphalt & Concrete Mat	Sup	289.14		NC Public Schools	Contr	640.00
Beelner Service, Inc.	Rep	650.00		NC Utilities	Util	5,616.60
Benefiel Truck Repair	Rep	85.00		NE Dept of Rev	Sls Tax	202.63

Berry	Adv	22.80		NE Dept of Roads	ROW	13,804.20
BKD	Aud	17,500.00		NE Floodplain & Storm	Dues	35.00
Boatright, K.	Dance	1,470.00		NE Salt & Grain	Sup	3,250.50
Bohl P&H	Rep	340.16		NE Section PGA	Dues	15.00
Bound Tree	Sup	1,073.91		NMC Exchange, LLC	Cup A & Freight	145.03
Capital Business Syst	Contr	153.98		O'Reilly Auto Parts	Sup	165.24
Card Services	Misc	205.42		Omaha Tractor, Inc.	Assy Fil	727.20
Carrot-Top Industries	Sup	97.66		Otoe County Clerk	Contr	4,423.46
Cede and Company	Bonds	102,240.00		Payroll	Payroll	100,105.77
Consolidated Manag	Training	172.25		Purchase Power	Postage	402.24
Douglas Tire Co.	Rep	193.00		Quality Remodeling	Contr	1,280.00
Eakes Office Solutions	Sup	247.74		Ramada Inn-Kearney	Training	83.00
Fastenal Company	Sup	139.96		Richardson, C.	Reim	185.36
Galls	Unif	94.90		SEND D	Contr	3,995.18
Gatehouse Media	Adv	74.32		Shell	Fuel	1,408.78
Henry Motors	Rep	186.26		Smith, T	Dance	205.00
Ideal Pure Water	Sup	64.95		Spiral	Tele	1,195.53
Jensen, E.	Dance	240.00		State Treasurer of NE	Contr	97.00
KBIE FM 103.1	Adv	27.00		TCB Contracting	Rfnd	200.00
KR Creative	Contr	40.00		Thurman's Bike & Sport	Sup	66.00
Lacy, D.	Donation	225.00		Tim Engel Construction	Rfnd	125.00
Larson Motors	Rep	109.39		Unifirst Corporation	Contr	158.87
Loveland Grass Pad	Sup	389.55		Verizon	Tele	40.85
Mark Hughes Homes	Rfnd	200.00		Westlake	Sup	34.77
Mercer's Do-It-Best	Sup	492.41		Windstream, Inc.	Tele	1,380.35
Midwest Farmers Coop	Fuel	62.92		Zerofriction	Mdse	45.00

Moved by Mayor Bequette and seconded by Glover to table appointment of JEO Consulting Group, Inc. as the City Engineer for the year 2016. Upon roll call, the following voted YES: Stark, Crunk, Glover and Mayor Bequette. Voting NO: None. Abstain: Johns. Motion carried.

Moved by Mayor Bequette and seconded by Crunk to appoint Evan B. Wickersham from JEO Consulting Group, Inc. as Street Superintendent with the understanding City Attorney is going to draft a contract vehicle for us to look at, at the next meeting. Upon roll call, the following voted YES: Glover, Crunk and Mayor Bequette. Voting NO: Stark and Johns. Motion carried.

Mayor Bequette proclaimed a future date yet to be determined which coincides with a future 192<sup>nd</sup> MP Detachment drill weekend as 192<sup>nd</sup> Military Police Detachment day.

Mayor Bequette opened the Public Hearing on a recommendation from the Planning Commission to change the maximum height regulations in the R-1, R-2, R-0 districts; Code 410.09, 411.09, 412.10. No one spoke in favor of the application. No one spoke in opposition of the application. Mayor Bequette moved to close the public hearing, seconded by Commissioner Crunk. Upon roll call the following voted YES: Glover, Johns, Stark, Crunk and Mayor Bequette. Voting NO: None. Motion carried.

Treasurer's report was given, as of November 30, 2015, Total Nebraska City funds of \$5,723,175.51, Total Cash and Reserve for Nebraska City Utilities of \$16,878,618.57. Total of City of Nebraska City funds \$22,601,794.08.

City Administrator Report was given. Council acknowledged receipt.

Commissioner Stark moved to approve minutes from the December 15, 2015 Special Meeting, seconded by Commissioner Johns. Upon roll call the following voted YES: Glover, Johns, Stark and Mayor Bequette. Voting NO: None. Abstain: Crunk. Motion carried.

Moved by Commissioner Crunk and seconded by Stark to deny request from Robert Earl to purchase City property located North and East of the old land fill. Upon roll call, the following voted YES: Johns, Glover, Stark, Crunk and Mayor Bequette. Voting NO: None. Motion carried.

Council did not act on request from Blue Star Mothers to block 1<sup>st</sup> Corso in front of Middle School to hold a "Home for the Holidays" theme for Service members. The Service members returned home earlier in the day and this had been fulfilled.

Moved by Commissioner Stark and seconded by Johns to approve Utilities grant of permission to Windstream to bury communications in the public ROW as per the attached drawing. Upon roll call, the following voted YES: Crunk, Glover, Johns, Stark and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Glover and seconded by Stark to approve the transfer of Dance Studio funds and book keeping to the Dance Studio. Upon roll call, the following voted YES: Johns, Crunk, Stark, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Discussion was held on Wildwood Golf Course Rates for 2016. Council did not take action and will revisit this item at a later time after more information has been gathered and presented.

Commissioner Crunk left at 7:20 P.M.

Moved by Mayor Bequette and seconded by Stark to approve the NCRA recommendation for Swimming Pool rates of 2016 as listed out on the sheet of paper. Upon roll call, the following voted YES: Glover, Johns, Stark and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns not to renew Website Maintenance Agreement. City Administrator, Grayson Path, explained that this could be done in house. Upon roll call, the following voted YES: Stark, Glover, Johns and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Stark and seconded by Mayor Bequette to approve amending the Police Department Capital Outlay budget for this year to allow the unspent \$8,300.00 to go towards repairs of an existing vehicle and add a new radar and camera system to the new vehicle. Upon roll call, the following voted YES: Johns, Glover, Stark and Mayor Bequette. Voting NO: None. Motion carried.

Council discussed creating committees for the 4<sup>th</sup> Corso Viaduct. It was decided to create a Safety Committee with Mayor Bequette, Fire Chief Alan Viox, Police Chief David Lacy and Commissioner Vic Johns serving on the committee. It was also decided to create a Revenue Committee with Commissioner Gloria Glover, City Administrator Grayson Path and Mayor Bryan Bequette serving on the committee.

Moved by Commissioner Johns and seconded by Stark to authorize the City Clerk-Treasurer to obtain financing for said Dump Truck in the amount of \$44,000.00 for a 5 year term at 2.7% interest. Upon roll call, the following voted YES: Glover, Stark, Johns and Mayor Bequette. Voting NO: None. Motion carried.

Meeting Adjourned at 8:24 P.M.

#### 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.

---

Mark E. Marcotte, City Clerk-Treasurer