

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
August 1, 2016

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 August 1, 2016. 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: Vic Johns, Gloria Glover and Mayor Bequette. Absent: Jeff Crunk. The following City Officials were present: City Administrator Grayson Path, City Clerk-Treasurer Randy Dunster, Police Chief Lacy, Construction and Facility Manager Marty Stovall, Library Director Rasmus Theorgersen Utilities Treasurer Jeff Kohrs and Utilities Director Leroy Frana.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the July 18, 2016 City Council Meeting.

Accepting the report of new claims against the City and approving disposition of claims set for the period of July 19, 2016 to August 1, 2016.

Release of lien for special assessment on Rutledge Parcel at 2411 S 3RD St.

Motion seconded by Commissioner Johns. Upon roll call the following voted YES: Glover, Johns and Mayor Bequette.

Voting NO: None. Motion carried

CLAIMS LIST					
August 1, 2016					
ACCO	Chem	663.25	Moore, P.	Training	68.64
Anderson Auto Group	Rep	239.14	Mullenax Auto Sup	Rep	18.58
Arbor Bank	Loan	9,436.29	Napa Auto Parts	Rep	18.96
Arbor Mart, Inc	Fuel	1,851.09	Nationwide	Inv	13461.43
AVAC	Contr	292.34	NC Clerk - Treasurer	Postage	32.95
Associated Sup Co	Chem	2,972.24	NC Museum Assoc	Contr	2,406.25
BC Meyer Construct	Rfnd	200.00	NCTC	Contr	7,083.33
Bailey, J & H	Rfnd	25.00	NE Dept of Revenue	Sls Tax	8008.39
Bill Walters & Sons	Rep	405.20	NE Dept of Roads	Trail Prj	74,821.98
Blankenship,	Rfnd	16.11	Orschlen	Sup/Rep	414.40
Bob's Welding Shop	Rep	25.00	Otoe County Clerk	Rfnd	981.50
Bohl Plum&Heat	Rep	69.00	Otoe County Drug	Investigat.	599.80
Bound Tree	Sup	671.62	Payroll	Payroll	145803.59
Coca-Cola	Concessions	2,108.65	Pitney Bowes	Postage	189.00
Consolidated Mang	Training	128.02	Quality Brands of Linc	Bev	290.90
Danko Emergency	Unif	225.97	Right Choice Painting Comp	Grant Purch	1,295.00
Eakes Office Sol	Sup	367.51	River View Pest Contr	Pst Cntrl	362.00
Electronic Contracting	Rep	107.60	Rivett, M.	Rfnd	25.00
Fareway Stores, Inc.	Sup	652.50	Schneider Electric	Rep	219.50
Fastenal Company	Sup	1.98	SEND	CDBG	4,494.59
Fred Pryor Seminar	Training	199.00	Southard's Autobody Repair	Rep	1,800.45
Gatehouse Media	Adv	29.72	Spiral Comm	Tele	1,038.27
Grimm's Gardens	Flwr Fund	659.59	Sysco Lincoln	Concessions	5,550.84
Hireright	Med	135.15	Tielke's Sandwiches	Concessions	27.00
Hopkins Automotive	Sup	6.99	Tim Engel Construct	Rfnd	2,992.00
Jebro Inc.	Sup	1,011.15	UHC	HRA	5184.31
Kreifels Electric L.L.C.	Grant Purc	372.50	Unifirst Corporation	Contr	224.50
Kubota of Omaha	Rep	419.80	Verizon Wireless	Tele	250.71
M.E. Collins Contr	S 11th/14th Corso	240,969.53	Westlake Ace Hard	Sup/Rep	27.86
Matheson	Sup	79.66	WG Contracting	Rfnd	25.00
Mercer's Do-It-Best	Rep	218.58	Whispering Pines	Missoula	987.00
Midwest Farmers Coo	Chem	138.80	Wilson, D.	Rfnd	100.00
Midwest Turf and Irr	Rep	345.78	Zimco Supply Co.	Chem	355.60
Missoula Child. Th	Missoula	2,550.00			

Mayor Bequette acknowledged receipt of the Utilities Financial Report and Claims.

Mayor Bequette opened the Public Hearing concerning the application of Green Lamb Properties LLC for Economic Development Program Funding (LB840) for site plan, tenant recruitment and retention for development at the VF Mall located at 1101 Highway 2. Dan Mauk, Brett Gay, Jim Kuhn, Kiel Vanderveen and Kristen Stratke spoke in favor of the application. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Glover. Upon roll call the following voted YES: Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

City Council set Tuesday August 16, 2016 from 9:00AM to Noon for a Special Budget Meeting.

Mayor Bequette discussed NCRA vacancies and asked for volunteers to come talk to him if they are interested in being on the board.

Mayor Bequette discussed the Public Works Commissioner Vacancy and stated that he is still looking for the right candidate to fill the position.

Moved by Commissioner Glover and seconded by Johns to accept the project as a Grant with payment of Grant funds based on invoices submitted that meet the expected uses of the Grant. Dan Mauk, and Brett Gay spoke in favor of the application of Green Lamb Properties LLC for Economic Development Program Funding (LB840) for site plan, tenant recruitment and retention for development at the VF Mall located at 1101 Highway 2; Resolution 2710-16. Upon roll call, the following voted YES: Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns to go into closed session with the City Administrator, City Attorney and Director of Public Utilities for the purpose of having a strategy session with respect to negotiating a bargaining price to protect the public interest. Prior to the motion, Ryan McConnell spoke to explain their purchase offer for lots 1A & 1B of the Deer Trail Subdivision for the building of a private residence. Upon roll call, the following voted YES: Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Council relocated to Administrator Path's office for the closed session at 6:53 PM

While in closed session the Council voted to come out of Closed Session and resumed the Open Session with all three Commissioners present at 7:09 PM.

Mayor Bequette moved to make a counter offer of \$48,000.00 to Mr. & Mrs. McConnell's offer of \$30,000.00 for the lots of Deer Trail. Commissioner Johns made the disclosure that he is a real estate broker, not involved in this transaction, nor would he represent the client interested in this property. Ryan McConnell spoke to voice his objections to the counter offer. Upon roll call, the following voted YES: Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

City Administrator Path and Dan Mauk lead a discussion regarding a Public Hearing that will be held August 15, 2016 regarding the Economic Development Plan and to authorize staff to complete a final document for public hearing on August 15th.

Moved by Commissioner Glover and seconded by Johns to authorize the Mayor to sign the letter of support for the Partners For Progress effort. Upon roll call, the following voted YES: Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Glover to approve Resolution 2711-16 regarding tree clean-up assessment for 917 3rd Corso Nebraska City, NE 68410 to the amount of \$1,106.47. Upon roll call, the following voted YES: Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Glover to approve professional service agreement for Geotech of Kearney Hill project and authorize the Mayor to sign. Upon roll call, the following voted YES: Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Meeting Adjourned at 7:38 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.

Randy A. Dunster, City Clerk-Treasurer