

CITY OF NEBRASKA CITY, NEBRASKA  
MINUTES OF CITY COUNCIL REGULAR MEETING  
July 16, 2018

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 July 16, 2018. 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 6:02 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: Paul Davis, Patrick Wehling, Vic Johns, Gloria Glover and Mayor Bequette. Absent: None. The following City Officials were present: City Administrator Grayson Path, City Attorney David Partsch, Police Chief David Lacy, Utilities Director Jeff Kohrs, Construction and Facility Manager Marty Stovall, Paramedic Manager Andrew Snodgrass and City Clerk-Treasurer Randy Dunster.

Treasurer's report was given, as of June 30, 2018, Total Nebraska City funds of \$10,429,921.99. Total Cash and Reserve for Nebraska City Utilities of \$16,904,356.34. Total City of Nebraska City and Utility funds \$27,334,278.33.

Council acknowledged receipt of City Administrator Report. Grayson Path spoke regarding his report.

Council acknowledged receipt of Utility Financial Report for period ending May 31, 2018.

Council acknowledged receipt of Utility Claims for period ending June 30, 2018.

Moved by Commissioner Johns and seconded by Glover to approve minutes from the July 2, 2018 City Council Meeting. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Glover and seconded by Johns to accept the report of new claims against the City and approving disposition of claims set for the period of July 3, 2018 to July 16, 2018. Upon roll call the following voted YES: Davis with abstention to any claims pertaining to West Lake Ace Hardware, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Claims List					
July 16, 2018					
Access Systems Leasing	Contract	252.00	Merchant Services	CC Serv Fee	189.67
Action Technology Serv	Computer	400.00	Midwest Farmers Coop	Chem	61.00
Almquist, D.	Artist Sales	49.00	Midwest Turf and Irr	Rep/Maint	54.00
American National Bank	Loan	1,117.00	Miller Monroe Farrell	Ins	75.00
American Recycling	Garabage	408.00	Moyer, N.	Artist	63.00
Aqua-Chem	Chem	1,167.00	Mullenax Auto Supply	Rep/Maint	217.00
Arbor Bank	Loan	9,436.00	Municipal Emergency	Uniforms	646.00
Arbor Mart, Inc	Fuel	3,267.00	Napa Auto Parts	Sup	887.00
Arbor Outdoor Power	Rep/Maint	110.00	Nationwide Bonds	Bonds	100.00
Arbor Valley Animal Clinic	Anim Exp	332.00	Nationwide Trust Cont	Pension	2,146.00
Aupperle, M.	Artist	125.00	Nationwide	Inv	13,273.18
Beelner Service, Inc.	Rep/Maint	437.00	NC Newspress	Adv	249.00
Bill Walters & Son Shop	Rep/Maint	86.00	NC Utilities	Utilities	19,166.00
Bound Tree Medical LLC	Sup	3,329.00	NE Dept of Revenue	Sls Tax	8,635.44
Capital Business Systems	Contract	151.00	NE Liquor Control Comm	Misc	400.00
Card Services	Mult	1,317.00	NE Public Health Environ	Inv Exp	105.00
Carmichael, A.	Artist	93.00	Nebraska UC Fund	Unemp	4,080.00
Concrete Industries, Inc.	Concrete	879.00	Nitsick, J.	Artist	30.00
Douglas Tire Co.	Rep/Maint	478.00	Otoe County Clerk	Dispatch	4,987.00
Eakes Office Solutions	Sup	765.00	Payroll	Payroll	119,502.75
Emblem Enterprises, Inc.	Uniforms	304.00	Pepsi-Cola of Lincoln	Bev	821.00
EMS Billing Services, Inc	Billing Serv	4,397.00	PNC Equip Finance	Loan/Lease	2,728.00
ETS Corporation	CC Serv Fee	785.36	Prairie Home Builders	Rfnd	200.00
Fareway Stores, Inc.	Concessions	169.00	Quality Brands of Linc	Bev	1,195.30
Fey, J.	Artist	39.00	Quality Remodeling	Rfnd	200.00
Fletemeyer, M.	Artist	37.00	Quill Corporation	Sup	56.00
Frerichs, N.	Artist	49.00	River View Pest Control	Pest Cntrl	384.00
Friedli, P.	Artist	77.00	SEND	CDBG	1,083.75
Galls, LLC	Uniforms	12.00	Shell	Fuel	2,520.00
Goetz Foundation Coating	Contract	1,109.00	Shelter Home Service LLC	Rfnd	25.00
Helena Chemical Co	Chem	462.00	Sirchie Finger Print Labs	Inv Exp	99.00
Helm, M.	Contract	650.00	Stouffer, L.	Artist	41.00
Hensley, S.	Rfnd	25.00	Sysco Lincoln	Concessions	1,472.00
Holliway, M.	Artist	73.00	TASC	Group Ins	348.00
Huenink, E & S	Artist	112.00	Tielke's Sandwiches	Concessions	9.00
Hunzeker, M.	Artist	118.00	Time Warner Cable	Misc	19.99
Ideal Pure Water	Sup	214.00	Tree City Tees	Uniforms	362.00

Independent Dist	Concessions	149.00	Tree Worx Tree Service, LL	Stump Rem	2,350.00
Jeo Consulting	CDBG	11,440.00	UHC	HRA	2,641.67
JEO Consulting Group, Inc.	Cap Imp	5,131.00	Unifirst Corporation	Contract	210.00
Johnson Controls Sec	Contract	175.00	VAIRKKO	Computer	84.00
K&Z Distributing	Bev	409.35	Van Wall Turf & Irrigation	Rep/Maint	188.00
KNCB	Clean-Up	1,072.19	Verizon Wireless	Tele	14.00
Kohtz, M.	Artist	30.00	Video Home Theater	Equip	500.00
Lamb, M.	Artist	38.00	Wahl, R.	Artist	97.00
Landis Engine Co	Equip	1,203.00	Walde, S.	Artist	36.00
Larson Motors	Rep/Maint	505.00	Walters, A.	Artist	82.00
Lyon, P.	Artist	66.00	Warner, J.	Rfnd	25.00
Mancuso, P.	Artist	150.00	Wellsandt, K.	Artist	36.00
Matheson Tri-Gas, Inc.	Sup	329.00	Westlake Ace Hardware	Rep/Maint	356.00
Mcginty, P	Artist	45.00	Windstream, Inc.	Tele	1,488.00
Mercer's Do-It-Best	Equip	296.00			

Moved by Commissioner Johns and seconded by Mayor Bequette to accept the First Baptist Church request to close 3<sup>rd</sup> Corso between 7<sup>th</sup> & 8<sup>th</sup> Streets from 6:00 PM to 8:30 PM on July 30<sup>th</sup> through August 3<sup>rd</sup> for outside kid's games. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Glover to approve the closure of 8<sup>th</sup> Street from 3<sup>rd</sup> Corso South to the Alley on Saturday August 4<sup>th</sup> from 11:00 AM to 4:00 PM for the Nebraska City Historical Society Block Party Event. Dean Shissler spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve the request to use parking spaces in front of the Civil War Museum on 1<sup>st</sup> Corso for the display of the Hunley Submarine Traveling Exhibit September 21<sup>st</sup> – 23<sup>rd</sup> 2018. Sean Chance spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Mayor Bequette to approve the participation of the Wildwood Period House in the Nebraska City Museum Association's Museum Super Pass Program. Dean Shissler spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to approve **Resolution 2792-18** Authorizing the sale of surplus mobile equipment and other surplus personal property. Marty Stovall spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Glover to approve the contract with LanguageLine Solutions for three years for the use of interpreting services as needed for the phone call line of \$.65 per minute. Andrew Snodgrass spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Davis and seconded by Johns to approve **Resolution 2793-18** to approve Jeff Kohrs as the Director to the NPGA Board of Directors and Mary Lynn Hall to remain as the Alternate Director of the NPGA Board of Directors. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Davis and seconded by Wehling to approve BPW recommendation to approve Gas Work Order #222 in the amount of \$22,813.53 to replace 2200' of 1 1/4" Steel with 2" Poly pipe on S. 66th Road. Jeff Kohrs spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Davis and seconded by Johns to approve BPW recommendation to approve Electrical Work Order #174 in the amount of \$269,303.41 for the Northstar Senior Housing project. Jeff Kohrs spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve SENDD drawdown #1 & #2 for General Administration and JEO invoice No. 103305 for Community Development Block Grant Comprehensive Development project 16-CD-104 in the amount of \$6,057.40 and approve the Mayor to sign. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns that the statutory rule requiring reading on three different days be suspended. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried. Mayor Bequette declared that the motion adopted by three fifths vote of the council and the statutory rule suspended for the consideration of said ordinance.

Moved by Mayor Bequette and seconded by Johns for final passage of Ordinance 3009-18 adopting separate violation prohibiting urinating or defecating in public. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3009-18

AN ORDINANCE ADOPTING SECTION 24-84 OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, ADDING A SEPARATE OFFENSE OF URINATING OR DEFECATING IN PUBLIC AND PROVIDING A PENALTY THEREFORE; REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; APPROVING PUBLICATION IN PAMPHLET FORM; AND DECLARING AN EFFECTIVE DATE.

Meeting Adjourned at 6:49 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.

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Randy A. Dunster, City Clerk-Treasurer