

CITY OF NEBRASKA CITY, NEBRASKA  
MINUTES OF CITY COUNCIL REGULAR MEETING  
February 4, 2019

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 February 4, 2019. 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: Patrick Wehling, Vic Johns and Mayor Bequette. Absent: Paul Davis and Gloria Glover. The following City Officials were present: City Administrator Grayson Path, City Attorney David Partsch, Police Chief David Lacy, Police Captain Lonnie Neeman, Utilities Director Jeff Kohrs, Utilities Treasurer Mona Kuhlenengel, Utilities Operations Superintendent Dan Patton, Library Director Donna Kruse, Construction and Facility Manager Marty Stovall, Deputy Clerk-Treasurer Patricia Moore, Accounting Clerk Crystaphena Balquier and City Clerk-Treasurer Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the January 21, 2019 City Council Meeting.

Approve the agreement with Johnson Brothers of Nebraska for the Wildwood Golf Course Liquor distributor.

Approve the Nebraska City Jaycees fireworks permit for July 6th, 2019 Motion seconded by Commissioner Johns. Upon roll call the following voted YES: Wehling, Johns and Mayor Bequette. Voting NO: None. Motion carried

Mayor Bequette administered the Oath of Office to Dylan Lazure and George Horner as new Police Officers.

Mayor Bequette proclaimed March as Problem Gambling Awareness Month.

Mayor Bequette opened the Public Hearing on the Application for a Class "C" (Beer, Wine & Distilled Spirits, On and Off Sale) liquor license for The Wagon Wheel located at 612 Central Ave. Craig Jorgenson spoke in favor of approving the liquor license. No other comments were made by the public. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Johns. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette opened the Public Hearing on the Intent to use \$20,000 of Economic Development Program Funds as a grant for the Nebraska City Museum Association for the purpose of providing a Museum Pass program for Nebraska City Residents for 2019. Dan Mauk and Dean Schissler spoke in favor of approving the grant. No other comments were made by the public. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Wehling. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Donna Kruse provided the Council with the Library Annual Report for 17-18.

Sally DuBois & Patty Coates gave the Keep Nebraska City Beautiful 2018 Report.

Jeff Kohrs & Michele Stromp gave the Nebraska City Utilities Annual Audit Report by KPMG for Fiscal Year 17-18.

Chris Linder gave the Nebraska City Annual Audit Report by BKD for Fiscal Year 17-18.

Moved by Commissioner Johns and seconded by Wehling to accept the report of new claims against the City and approving disposition of claims set for the period of January 22, 2019 to February 4, 2019. Upon roll call the following voted YES: Wehling, Johns and Mayor Bequette. Voting NO: None. Motion carried.

Claims List					
February 4, 2019					
Access Systems	Contract	293.99	Mead Lumber	Rep/Maint	311.08
American Natl Bank	Loan/Lease	1,199.34	Mercer's Do-It-Best	Sup	58.14
American Recycling	Garabage	197.00	Municipal Emerg. Serv	Uniforms	490.00
Arbor Mart, Inc	Fuel	2,355.77	Murry, B.	Emp Asst	240.00
Assoc. Fire Protection	Rep/Maint	440.00	Napa Auto Parts	Rep/Maint	1,928.09
B&S Trucking	Contract	1,317.50	Nationwide	Inv	13,559.86
Bennett, R.	Contract	850.00	Nationwide Bonds	Bonds	200.00
Bill Walters & Son	Rep/Maint	1,307.26	NC Clerk - Treasurer	Misc/Filing	30.00
Bohl Plumb & Heating	Rep/Maint	75.00	NC Museum Assoc.	Curator	2,416.67
Bound Tree Medical	Sup	384.48	NC Public School Dist. 111	Lic Fees	180.00
BSN Sports	Equip	189.47	NCTC	Tourism	7,083.33
Card Services	Multiple	37.34	NE Rural Water Assoc.	Training	500.00
Creighton Univ	Training	300.00	NE Salt and Grain Co.	Chem	4,997.44
Data Technologies	Sup	26.95	NE Sec of State	Misc	15.00
Douglas Tire Co.	Rep/Maint	983.04	Neopost USA	Postage	89.85
Fareway Stores, Inc.	Sup	8.91	O'Reilly Auto Parts	Rep/Maint	76.16
Gatehouse Media	Adv	439.88	Otoe County Clerk	Permit Fees	700.00
Guardian	Ins	9,941.64	Payroll	Payroll	125,427.05
Hendrickson Enter	Grant	12,000.00	Thimgam, P.	Rfnd	138.28
Hireright	Background	111.49	St. Mary's Com Hosp	Background	132.00
Infinity Aviation	Interlocal	4,382.67	Time Warner Cable	Misc	107.16
Kreifels Electric L.L.C.	Rep/Maint	1,450.00	UHC	Ins	134,448.55
Kubota of Omaha	Rep/Maint	701.92	Unifirst Corporation	Contract	229.13

Landis Engine Co	Rep/Maint	124.95	United Healthcare	Rfnd	820.70
Lant, J.	Training	238.03	Van Wall Turf & Irr	Rep/Maint	348.62
Larson Motors	Rep/Maint	26.39	Verizon Wireless	Tele	561.52
Lincoln Financial	Ins	5,729.12	Westlace Ace Hardware	Equip	98.92
Matheson Tri-Gas, Inc.	Sup	80.75	Wick's Sterling Trucks	Rep/Maint	326.32

Moved by Mayor Bequette and seconded by Johns to approve **Resolution 2812-19** on the Application for a Class “C” (Beer, Wine & Distilled Spirits, On and Off Sale) liquor license for The Wagon Wheel located at 612 Central Ave. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to approve **Resolution 2813-19** To use \$20,000 of Nebraska City Growth Funds from the Economic Development Plan for the Nebraska City Museum Association for the Museum Pass Program 2019. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Johns to approve the request to use either the Steinhart Pond or Wildwood Pond for the Nebraska Special Olympics Polar Plunge on March 2<sup>nd</sup> 2019. Trooper William Rowell spoke to explain the request. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to amend the dedicated parking stall to a location on 1<sup>st</sup> Corso between 7<sup>th</sup> & 8<sup>th</sup> Street per Marty’s recommendation. Bobbie Lechner & Marty Stovall spoke to explain the options. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns to approve the BPW recommendation to apply for a FEMA/NEMA Grant for \$130,000 with a 75/25 match to install backup generators for two lift stations at South 3rd Street and South 9th Street. Dan Patton spoke to explain the request. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns to authorize the Library to pursue a \$150,000.00 Civic and Community Center Financing Fund (CCCFF) grant towards a \$315,000.00 Library Exterior Renovation Project. Donna Kruse spoke to explain the request. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve the Community Development Block Grant (CDBG) Certified Administrator Agreement with SENDD for the 18-TD-002 CDBG Project. Grayson Path spoke to explain the request. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve the Mayor to sign JEO Task Order 19-1, Nebraska City Bridge Repairs. Marty Stovall spoke to explain the request. Upon roll call the following voted YES: Johns, Wehling 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 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 3029-19** regarding vacating the ROW and sale of land to Kevin Barrett's company, TD Futures, L.L.C. Upon roll call the following voted YES: Johns, Wehling and Mayor Bequette. Voting NO: None. Motion carried.

**ORDINANCE 3029-19**

AN ORDINANCE TO VACATE PORTIONS OF SOUTH 12<sup>TH</sup> STREET, SOUTH 13<sup>TH</sup> STREET, SOUTH 14<sup>TH</sup> STREET, AND 9<sup>TH</sup> CORSO, NEBRASKA CITY, OTOE COUNTY, NEBRASKA, AS DESCRIBED IN SECTION 1 HEREOF; RESERVING TITLE TO THE SAME IN THE CITY; AND THEN DIRECTING THE SALE AND CONVEYANCE OF SAID VACATED STREETS TO TD FUTURES, L.L.C., DIRECTING NOTICE OF SALE BY PUBLICATION; APPROVING PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM AND DECLARING AN EFFECTIVE DATE.

Meeting Adjourned at 7:43 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