

CITY OF NEBRASKA CITY, NEBRASKA  
MINUTES OF CITY COUNCIL REGULAR MEETING  
March 2, 2020

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 March 2, 2020. 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.

Vice President Gloria Glover called the meeting to order at 6:00 p.m. The Vice President 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. Vice President Glover then led in the Pledge of Allegiance. Upon roll call the following answered present: Paul Davis, Patrick Wehling and Vice President Gloria Glover. Absent: Vic Johns and Mayor Bryan Bequette. The following City Officials were present: City Administrator Grayson Path, City Attorney Drew Graham, Police Chief David Lacy, Utilities Director Jeff Kohrs, Utilities Operations Superintendent Dan Patton, Construction and Facility Manager Marty Stovall and City Clerk-Treasurer Randy Dunster.

Vice President Glover moved to approve the following consent items:

Approve minutes from the February 17, 2020 City Council Meeting.

Approve an SDL for Lourdes “Knights of Columbus” Fundraiser Event on March 28, 2020 from 4:00pm to Midnight at 412 2nd Ave. Motion seconded by Commissioner Wehling. Upon roll call the following voted YES: Davis, Wehling, and Vice President Glover. Voting NO: None. Motion carried

Moved by Vice President Glover and seconded by Davis to accept the report of new claims and approving disposition of claims set for the period of February 18, 2020 to March 2, 2020. Upon roll call the following voted YES: Davis with abstention to any claims pertaining to West Lake Ace Hardware, Wehling and Vice President Glover. Voting NO: None. Motion carried.

Claims List					
March 2, 2020					
A-1 Locksmith	Keys	8.60	Van Wall Turf & Irrigation	Sup	201.78
Eakes Office Solutions	Sup	11.77	VERIZON WIRELESS	Tele	43.41
Gatehouse Media NE Holdings	Adv	79.14	WESTLAKE ACE HARDWARE	Rep/Maint	1.37
Infinity Aviation	Interlocal	4,382.67	Windstream,Inc.	Tele	58.74
Jason Warner	Rep/Maint	4,718.35	Nebraska Health & Human	Permit	40.00
Municipal Code Corporation	Code	4,152.23	SPIRAL COMMUNICATIONS	Tele	26.00
Nebraska City Utilities	Ins Reimb	717.44	VERIZON WIRELESS	Tele	43.41
NC Tourism & Commerce	Tourism	7,083.33	Associated Fire Protection	Contract	220.00
SPIRAL COMMUNICATIONS	Tele	484.76	Robert Moyer	Rep/Maint	44.20
Thurman's Bike & Sport	TIF	9,595.10	Bohl Plumbing and Heating	Rep/Maint	274.71
VERIZON WIRELESS	Tele	43.41	CHI HEALTH ST. MARY'S	Physical	182.67
Video Home Theater	Cap Imp	5,525.00	Consolidated Management Co	Training	418.74
Windstream,Inc.	Tele	299.09	DAS STATE ACCTG - CENTRAL	Contract	290.00
Arbor Mart, Inc	Fuel	37.20	Douglas Tire Co.	Rep/Maint	207.94
B.C. MEYER CONSTRUCTION	Rfnd	200.00	GALLS, LLC	Uniform	14.69
Douglas Tire Co.	Rep/Maint	43.95	LANGUAGE LINE SERVICES, INC.	Interpretation	16.90
EBMEIER INVESTMENT PROP, LLC	Rfnd	200.00	Larson Motors	Rep/Maint	43.79
Gatehouse Media NE Holdings	Adv	18.67	River View Pest Control	Pest Control	33.00
Keith Morrison	Fuel	14.80	RR DONNELLEY	NE Citations	146.33
NE RURAL WATER ASSOC	Training	75.00	SPIRAL COMMUNICATIONS	Tele	58.33
O'Reilly Auto Parts	Rep/Maint	51.24	Tom's Radio	Contract	900.00
Otoe County Clerk	Rfnd	439.50	Windstream,Inc.	Tele	202.44
SPIRAL COMMUNICATIONS	Tele	99.31	Arbor Mart, Inc	Fuel	77.52
VERIZON WIRELESS	Tele	43.41	Eakes Office Solutions	Sup	42.23
ZAHN CONSTRUCTION	Rfnd	200.00	River View Pest Control	Pest Control	60.00
Arbor Mart, Inc	Fuel	42.77	SPIRAL COMMUNICATIONS	Tele	99.31
Card Services	Rep/Maint	151.68	Gatehouse Media NE Holdings	Adv	260.00
Landis Engine Company, Inc.	Rfnd	10,258.75	Nebraska City Museum Assoc.	City Curator	2,416.67
O'Reilly Auto Parts	Sup	59.98	WESTLAKE ACE HARDWARE	Rep/Maint	6.93
Windstream,Inc.	Tele	243.93	Windstream,Inc.	Tele	109.30
A-1 Locksmith	Rep/Maint	66.00	Arbor Mart, Inc	Fuel	655.74
Arbor Mart, Inc	Fuel	61.03	202 AT&T MOBILITY	Tablet Service	159.44
Associated Fire Protection	Contract	220.00	Bound Tree Medical LLC	Medical Supplies	1,780.77
Mercer's Do-It-Best	Sup	47.34	Creighton University Medical	Medical Supplies	510.00
River View Pest Control	Pest Cont	26.00	Danko Emergency Equipment Co.	Medical Supplies	35.52
SPIRAL COMMUNICATIONS	Tele	208.24	Eakes Office Solutions	Sup	23.68
ULINE	Equip	123.93	Matheson Tri-Gas, Inc.	Medical Supplies	67.49
VERIZON WIRELESS	Tele	40.03	MUNICIPAL EMERGENCY SERV	Uniform	110.64
AMERICAN NATIONAL BANK	Loan	985.24	SPIRAL COMMUNICATIONS	Tele	98.31
Arbor Mart, Inc	Fuel	141.16	Stryker Medical	Medical Supplies	907.80

BSN Sports	Sup	451.60	VERIZON WIRELESS	Tele	195.24
Landis Engine Company, Inc.	Rep/Maint	68.30	AMERICAN NATIONAL BANK	Loan	2,555.38
MENARDS - BELLEVUE	Rep/Maint	15.99	Arbor Mart, Inc	Fuel	577.72
Menards - Lincoln South	Rep/Maint	29.72	Asphalt & Concrete Materials	Sup	499.87
Mercer's Do-It-Best	Rep/Maint	9.48	Richard D. Bennett, Jr.	Sup	4,458.02
NAPA AUTO PARTS	Rep/Maint	2.69	Robert Moyer	Sup	96.75
Odey's Inc.	Sup	766.03	Card Services	Sup	29.71
River View Pest Control	Pest Cont	13.00	Eakes Office Solutions	Sup	40.40
Stutheit Implement	Rep/Maint	22.81	Eggers Brothers, Inc.	Rep/Maint	704.40
Unifirst Corporation	Contract	56.15	Mead Lumber	Rep/Maint	198.84
VERIZON WIRELESS	Tele	43.41	Mullenax Auto Supply	Rep/Maint	70.98
Windstream, Inc.	Tele	58.74	Nebraska Salt and Grain Co.	Sup	5,252.80
AMERICAN NATIONAL BANK	Loan	214.10	River View Pest Control	Pest Control	38.00
Douglas Tire Co.	Rep/Maint	202.00	State Chemical Manuf. Company	Sup	333.09
Fareway Stores, Inc.	Sup	8.00	Unifirst Corporation	Contract	135.33
Mead Lumber	Rep/Maint	31.94	Windstream, Inc.	Tele	267.72
River View Pest Control	Pest Cont	13.00	LEO A DALY	CDBG	18,280.00
SPIRAL COMMUNICATIONS	Tele	80.97	Southeast Nebr. Develop. Dist.	CDBG	25,005.81
Stutheit Implement	Rep/Maint	588.21	NE DEPT OF TRANSPORTATION	Const	7,484.93
Unifirst Corporation	Contract	56.15			=====
				Accounts Payable Total	131,047.13

Council discussed a citizen request regarding the removal and trimming of mature trees within City limits. Jan James spoke to explain the request. Marty Stovall, Drew Graham and Grayson Path also spoke on the topic. No action was taken.

Commissioner Johns arrived at 6:07pm during the discussion on trees.

Moved by Commissioner Wehling and seconded by Vice President Glover to award a bid in the amount of \$9,750.00 to Charlesworth Consulting, LLC, for General Insurance Consultant Services, and authorize signing the Professional Services Agreement. Grayson Path spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns and Vice President Glover. Voting NO: None. Motion carried.

Vice President Glover introduced the first reading of **Ordinance 3042-20** to authorize the adoption of a new chapter in the municipal code of the City of Nebraska City entitled the "Small Wireless Facilities for the Right-of-Way.

Moved by Commissioner Wehling and seconded by Johns to approve the adoption of the Small Wireless Facilities Permit Application contingent upon the passage of **Ordinance 3042-20**. Drew Graham and Dan Patton spoke to explain the request. Upon roll call, the following voted YES: Davis, Wehling, Johns and Vice President Glover. Voting NO: None. Motion carried.

Moved by Vice President Glover and seconded by Johns for the Council to go into closed session with the City Attorney and City Administrator for the purpose of protecting the public interest and discussing the threat of litigation. Upon roll call, the following voted YES: Wehling, Johns, Davis and Vice President Glover. Voting NO: None. Motion carried. Council began the closed session at 7:09 PM.

Council came out of closed session and resumed the Open Session at 8:00 PM stating that no action was taken during closed session. No further action was taken.

Meeting Adjourned at 8:01 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