

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL SPECIAL MEETING
October 5, 2020

Pursuant to due call and notice thereof, a Special Meeting of the City Council of the City of Nebraska City was conducted in the Gary White Room at the ROWE Public Safety Building, 1518 Central Avenue, on October 5, 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.

Mayor Bryan Bequette called the meeting to order at 6:04 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 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: Interim City Administrator Marty Stovall, City Attorney Drew Graham, Police Chief David Lacy, Fire Chief Rob Schreiner, Utilities Director Jeff Kohrs, Utilities Treasurer Mona Kuhlengel and City Clerk-Treasurer Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the September 21, 2020 City Council Meeting.

Approve Electricians Registration to Work Application for DNB Electrical Contracting Inc. David Nienaber. Motion seconded by Commissioner Johns. Upon roll call the following voted YES: Davis, Wehling, Glover, Johns and Mayor Bequette. Voting NO: None. Motion carried

Mayor Bequette proclaimed October 4th to October 10th 2020 as Public Power and Public Natural Gas Week.

Commissioner Davis and Jeff Kohrs recognized each of the Public Power and Public Natural Gas Employees by name.

Mayor Bequette proclaimed October 4th to October 10th 2020 as Fire Prevention Week and Chief Schreiner joined him in recognizing Denis Marshall, Brian Ehmke, Robert Earll, Steve Recker and Steve Cody who were each present for the proclamation.

Mayor Bequette opened the Public Hearing on the intent of the City to purchase a house at 1117 3rd Avenue for the 16-CD-204 CDBG Purchase-Rehab-Resell Program in the amount of \$75,000. Marty Stovall, Drew Graham and Dan Mauk spoke to explain the request. No 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, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Glover and seconded by Davis to accept the report of new claims and approving disposition of claims set for the period of September 22, 2020 to October 5, 2020. Upon roll call the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Claims List					
October 5, 2020					
Payroll	Multiple	\$142,507.47	Lincoln Financial Group	Multiple	\$6,814.59
NC Utilities	Ins Rebate	\$7,997.79	Ameritas Life Insurance	Multiple	\$9,507.28
Quality Brands of Lincoln	Beverages	\$494.65	WorldPay CC-Fees	Multiple	\$750.82
Craig Adamek	Artist Sales	\$111.75	MCGINTY, PAT	Artist Sales	\$67.50
Adkins Signs	Equip	\$17.50	Mead Lumber	Rep/Maint Bldg	\$64.56
AKRS Equipment	Rep/Maint Equip	\$4.54	Mercer's Do-It-Best	Multiple	\$185.45
ALMQUIST, DENNIS	Artist Sales	\$86.25	MERZ INK	Uniforms	\$396.71
AMERICAN NATIONAL BANK	Loan	\$3,754.72	Midwest Service and Sales	Culverts	\$736.80
American Recycling &	Trash	\$323.07	MOLLY MCNEELY DENTISTRY	TIF	\$2,954.27
Arbor Mart, Inc	Fuel	\$2,212.41	Mullenax Auto Supply	Supplies	\$8.99
AUPPERLE, MARYANN	Artist Sales	\$147.00	MUNICIPAL EMERGENCY SERV	Uniforms	\$147.95
Benefiel Truck Repair	Rep/maint Veh	\$349.41	NAPA AUTO PARTS	Multiple	\$241.14
BKD	Audit/Accting	\$7,500.00	NATIONWIDE BONDS	Bonds	\$100.00
RHONDA BORREGO	Refund	\$25.00	Nebraska City Museum Assoc.	City Curator	\$2,416.66
Bound Tree Medical LLC	Medical Supplies	\$3,331.96	Nebraska City Rotary Club	Dues	\$375.00
BOYD, EVELYN	Artist Sales	\$110.00	NC Tourism & Commerce	Tourism	\$7,083.33
Card Services	Multiple	\$158.86	NE Planning & Zoning Assoc.	Training	\$60.00
CARMICHAEL, ANITA	Artist Sales	\$189.60	NEBRASKA STATE FIRE MARSHALL	Training	\$100.00
CARPENTER, SANDRA	Artist Sales	\$54.75	NITSICK, JANET ANN	Artist Sales	\$30.00
COLES CONCESSIONS	Refund	\$245.00	O'Reilly Auto Parts	Rep/Maint Veh	\$177.35
Concrete Industries, Inc.	Concrete	\$841.73	Otoe County Clerk	County	\$1,054.50
Consolidated Management Co	Training	\$380.95	PAGE COUNTY ENGINEER'S OFFICE	Asphalt	\$2,169.88
Brenda Copenhaver	Artist Sales	\$27.00	PAINTER, MICHELLE	Artist Sales	\$100.00
Creighton University Medical	Training	\$250.00	PARTSCH, TAMMY	Artist Sales	\$38.94
Crown Awards	Planned Rec	\$84.59	Pepsi-Cola of Lincoln	Beverages	\$171.50
Danko Emergency Equipment Co.	Rep/Maint Equip	\$810.99	Roger Pieper	Artist Sales	\$45.00
JESSE DORMAN	Refund	\$25.00	River View Pest Control	Pest Control	\$333.00
Douglas Tire Co.	Rep/maint Veh	\$77.66	SHEFFERD, CHRISSY	Artist Sales	\$45.00
Eakes Office Solutions	Multiple	\$238.76	Andrew V. Snodgrass	Uniforms	\$134.95

Fareway Stores, Inc.	Resale	\$133.09	Ashley Stevens	Artist Sales	\$52.50
FEY, JIM	Artist Sales	\$69.00	Stryker Medical	Multiple	\$10,232.22
FIRST WIRELESS, INC.	Freight	\$18.00	THE KNOX COMPANY	Computer	\$1,275.00
FRAME, JOY	Artist Sales	\$42.00	Titan Machinery	Rep/Maint Equip	\$135.97
FRIEDLI, PAT	Artist Sales	\$109.50	Unifirst Corporation	Contract Serv	\$264.78
FRONTIER COOPERATIVE	Chemicals	\$136.00	VAIRKKO	Computer	\$84.00
GALLS, LLC	Uniforms	\$6.95	Van Wall Turf & Irrigation	Rep/ Maint Equip	\$639.77
Gatehouse Media NE Holdings	Adv	\$149.12	VERIZON WIRELESS	Phone	\$650.09
Tim & Laura Glas	Artist Sales	\$123.75	WAHL, RON	Artist Sales	\$82.50
Grimm's Gardens	Rep/Maint Grounds	\$50.97	WALTERS, ANDREA	Artist Sales	\$187.50
Lisa Gustafson	Artist Sales	\$37.50	WELLSANDT, KRIS	Artist Sales	\$264.00
HEINE, LORI	Artist Sales	\$303.75	WESTLAKE ACE HARDWARE	Multiple	\$129.57
HENRY MOTORS SERVICE	Rep/Maint Veh	\$42.00	Windstream, Inc.	Phone	\$715.81
Corporate Risk Holding III, Inc	Background Screening	\$27.03	Gail Wurtele	Artist Sales	\$77.00
HOLLIWAY, MARCIA	Artist Sales	\$295.00	KOHTZ, KAREN	Artist Sales	\$131.25
Hopkins Automotive Inc.	Rep/Maint Veh	\$44.38	Kreifels Electric L.L.C.	Rep/Maint Ballfields	\$231.79
HORNER, GEORGE	Mileage Reim	\$57.50	Marie Lamb	Artist Sales	\$127.50
HUNZEKER, MARSHA	Artist Sales	\$303.75	Landis Engine Company, Inc.	Rep/Maint Equip	\$146.26
In the Swim	Equip	\$831.39	League of Nebr. Municipalities	Training	\$885.00
Infinity Aviation	Interlocal Agreement	\$4,382.67	LYON, PHYLLIS	Artist Sales	\$122.25
Inland Truck Parts	Rep/Maint Veh	\$133.03	MACY, BETH	Artist Sales	\$172.39
JEO Consulting Group, Inc.	Multiple	\$3,817.50	Matheson Tri-Gas, Inc.	Supplies	\$68.59
Jerad Sornson	Rep/Maint Equip	\$212.45			

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 3052-20** authorizing the purchase of the house at 1117 3rd Avenue for the 16-CD-204 CDBG Purchase-Rehab-Resell Program in the amount of \$75,000. Marty Stovall spoke to explain the program. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE 3052-20

AN ORDINANCE AUTHORIZING THE ACQUISITION OF REAL PROPERTY, LOCATED AT 1117 3rd AVENUE, NEBRASKA CITY, NEBRASKA, BY PURCHASE; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Moved by Commissioner Johns and seconded by Wehling to approve use of the City Hall parking lot on October 9, 2020 for the Patriots, God and Country Tour Display. Cathy Suhr 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 draft Purchase Agreement for the purchase of 1117 3rd Avenue Nebraska City, Nebraska. Drew Graham spoke to explain the item. 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 Wehling for final passage of **Ordinance 3053-20** regarding a request from David Richards to vacate part of 13th Corso adjacent to Blocks 75 and 86, Kearney Addition. Marty Stovall spoke to explain the program. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3053-20

AN ORDINANCE TO VACATE A PORTION OF 13th CORSO IN KEARNEY ADDITION TO NEBRASKA CITY, OTOE COUNTY, NEBRASKA, AS DESCRIBED IN SECTION 1 HEREOF; AND TO DECLARE AN EFFECTIVE DATE.

Moved by Commissioner Johns and seconded by Davis to approve entering into a Lease Agreement with Justin Walters for parcel 999554537, for \$1,500 per year for the next 3 years. Drew Graham spoke to explain the item. 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 to approve Substitution of Trustee naming City Attorney as Trustee for Eating Establishment Manhattan (Runza) Growth Fund loan. Drew Graham spoke to explain the item. 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 3054-20** to vacate a portion of the alleys in Blocks 32, 33, 53, and 54; and a portion of 4th Street between Blocks 53 and 54; and a portion of 3rd Avenue adjacent to Blocks 53 and 54; all in Nebraska City Proper, Nebraska City, Nebraska. Drew Graham spoke to explain the Ordinance. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3054-20

AN ORDINANCE TO VACATE THAT A PORTION OF THE ALLEYS FOUND IN BLOCKS THIRTY-TWO (32), THIRTY-THREE (33), FIFTY-THREE (53), AND FIFTY-FOUR (54); AND A PORTION OF 4TH STREET FOUND BETWEEN BLOCKS FIFTY-THREE (53) AND FIFTY-FOUR (54); AND A PORTION OF 3RD AVENUE FOUND ADJACENT TO BLOCKS FIFTY-THREE (53) AND FIFTY-FOUR (54); ALL FOUND IN NEBRASKA CITY PROPER, IN THE CITY OF NEBRASKA CITY, OTOE COUNTY, NEBRASKA; WITH RESERVATIONS; AND TO DECLARE AN EFFECTIVE DATE.

Moved by Commissioner Wehling and seconded by Johns to approve the Peter Kiewit Foundation Community Tree Recovery Planting Award. Marty Stovall spoke to explain the item. 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 Davis to accept an EDA Grant in the amount of \$530,748 for South 19th Street Improvements. Marty Stovall spoke to explain the item. 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 3055-20** Establishing a schedule of rates to be charged for electric service furnished by the combined utility system of the City of Nebraska City. Jeff Kohrs spoke to explain the Ordinance. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3055-20

AN ORDINANCE ESTABLISHING A SCHEDULE OF RATES TO BE CHARGED FOR ELECTRIC SERVICE FURNISHED BY THE COMBINED UTILITY SYSTEM OF THE CITY OF NEBRASKA CITY, NEBRASKA; TO REPEAL ORDINANCE NO. 3031-19 AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND TO DECLARE AN EFFECTIVE DATE.

Mayor Bequette gave a report on the Covid-19 situation as discussed by the earlier Board of Health Meeting.

Meeting Adjourned at 7:17 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