

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
May 3, 2021

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Nebraska City was conducted in the Gary White Memorial Room of the Rowe Safety Complex, 1518 Central Avenue and by video conference on the Zoom meeting platform, on May 3, 2021. 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. The agenda was made available via the City Website and 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 6:00 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 and stated that this meeting is also being recorded. Mayor Bequette then led in the Pledge of Allegiance. Upon roll call the following answered present: Paul Davis, Patrick Wehling – via zoom, Vic Johns, Gloria Glover and Mayor Bequette. Absent: None. The following City Officials were present: City Administrator Lou Leone, City Attorney Drew Graham, Police Chief David Lacy, Police Captain Lonnie Neeman, Utilities Director Jeff Kohrs, Library Director Donna Kruse, Police Sargent Ben Murry and City Clerk-Treasurer Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the April 19, 2021 City Council Meeting.

Approve the Sludge Permit Renewal for the City of Omaha.

Approve a request for one Family Pool Pass and one 10 Play Golf Pass with Cart be donated to the Nebraska City Baseball Association for their annual fundraiser banquet on June 5, 2021. 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 introduced Jonathan Jimenez and James Lee Lawson Cook as Volunteer Firefighters.

Moved by Mayor Bequette to re-appoint Jeanette Eilers to the Board of Public Works. Upon roll call, the following voted YES: Wehling, Johns, Davis, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette proclaimed May 9th thru May 15th 2021 as National Police Week. Police Chief Lacy was present to receive the proclamation on behalf of the department.

Mayor Bequette proclaimed May 16th thru May 22nd 2021 as Emergency Medical Services Week. Sargent Ben Murry, (who also serves on the Rescue Squad), was present to receive the proclamation on behalf of the department.

Lou Leone spoke regarding the Annual Tax Increment Financing Report for the City of Nebraska City.

Moved by Commissioner Glover and seconded by Johns to accept the report of new claims and approving disposition of claims set for the period of April 20, 2021 to May 3, 2021. 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					
May 3, 2021					
Quality Brands of Lincoln	Resale	\$423.86	Larson Motors	Rep/Maint	\$21.40
Blue Cross Blue Shield	Multiple	\$147,072.06	LEACH INVESTMENT PROPERTIES	TIF	\$8,270.73
Ameritas Life Ins Group	Multiple	\$10,287.67	MAINELLI MECHANICAL CONTRACTOR	Rep/Maint	\$2,285.74
Lincoln Finacial Group	Multiple	\$7,227.65	Matheson Tri-Gas, Inc.	Medical Supplies	\$192.27
WorldPay Integrated	Multiple	\$497.71	Mead Lumber	Multiple	\$446.41
Payroll	Multiple	\$136,746.12	Todd Meadows	Mileage	\$163.52
Action Technology Services	Contract Service	\$400.00	Mercer's Do-It-Best	Multiple	\$315.07
CHRIS ADAMS	Refund	\$100.00	Midwest Turf and Irrigation	Rep/Maint	\$81.25
ALBRECHT CONSTRUCTION, INC.	Grant Purchase	\$6,058.28	Miller Monroe Farrell	Bond	\$100.00
AMERICAN NATIONAL BANK	Loan	\$3,754.72	MOLLY MCNEELY DENTISTRY	TIF	\$135.99
Arbor Mart, Inc	Fuel	\$3,199.11	MORGAN, TIM & JILL	Refund	\$35.00
B.C. MEYER CONSTRUCTION	Refund	\$200.00	MUNICIPAL EMERGENCY SERV	Multiple	\$278.71
Bill Walters & Son Shop, Inc.	Rep/Maint	\$1,175.59	NAPA AUTO PARTS	Multiple	\$929.70
Bishop Plumbing & Heating	Rep/Maint	\$120.00	NC Clerk - Treasurer	Multiple	\$66.00
Robert Moyer	Rep/Maint	\$30.00	Nebraska City Museum Assoc.	City Curator	\$2,416.67
AL DENTE	Refund	\$120.00	Nebraska City Rotary Club	Dues	\$375.00
Bound Tree Medical LLC	Medical Supplies	\$992.05	Nebraska City Utilities	Utilities	\$955.21
Card Services	Multiple	\$58.46	NC Tourism & Commerce	Multiple	\$7,333.33
Carrot-Top Industries, Inc.	Supplies	\$209.55	NE Law Enforcement Training Ct	Training	\$460.00
Commercial State Bank	TIF	\$543.51	NORCAL GUTTER SYSTEMS	Rep/Maint	\$390.00
Consolidated Management Co	Training	\$37.54	O'Reilly Auto Parts	Multiple	\$21.97
CREATIVE SITES, LLC	Rep/Maint	\$1,872.03	Otoe County Clerk	County	\$1,658.00
Douglas Tire Co.	Rep/Maint	\$111.95	Pepsi-Cola of Lincoln	Beverages	\$253.60
Eakes Office Solutions	Multiple	\$529.28	QUADIENT, INC	Postage	\$98.82
FAREWAY FOOD STORE	TIF	\$376.31	CURT SHERILL	Refund	\$25.00
Fareway Stores, Inc.	Multiple	\$320.64	Edwin Dean Reese	Grant Purchase	\$2,618.58
Fastenal Company	Rep/Maint	\$21.62	LUCAS THOMSEN	Refund	\$200.00
FLAGSHIP PUBLISHING, INC	Adv	\$450.00	Thurman's Bike & Sport	TIF	\$1,659.59
Gatehouse Media NE Holdings	Adv	\$255.79	TRISTATE RENTALS	Equip. Rental	\$110.00
GLOBAL EQUIPMENT COMPANY	Grant Purchase	\$3,521.72	Unifirst Corporation	Contract Service	\$306.46

HELENA CHEMICAL COMPANY	Chemicals	\$531.65	Universal Publications	Adv	\$210.00
HENRY MOTORS SERVICE	Rep/Maint	\$40.80	VERIZON WIRELESS	Phone/Internet	\$920.84
Hotsy Equipment Company	Rep/Maint	\$115.74	Victoria Ward	Training	\$100.00
Infinity Aviation	Interlocal Agreement	\$4,382.67	WESTLAKE ACE HARDWARE	Multiple	\$432.15
Int'l Inst. of Municipal Clerk	Dues	\$200.00	Windstream, Inc.	Phone/Internet	\$540.28
JEO Consulting Group, Inc.	Const	\$14,355.00	ZERO9 SOLUTIONS	Grant Purchase	\$418.05
Kreifels Electric L.L.C.	Rep/Maint	\$308.57	Zimco Supply Co.	Chemicals	\$5,352.00

Moved by Mayor Bequette and seconded by Johns to approve the request from NCTC to hold the annual Farm to Fork Dinner and SDL on Sunday August 22, 2021 from 4:00pm to 10:00pm and to close Central Avenue from 7th Street to 8th Street and for the use of the public restrooms. 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 Employee Wellness Screening Agreement with CHI Health St Mary's. Lou Leone spoke to explain the item. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

The Council tabled the Spyglass Communications Audit results and requested an itemized list of options be provided.

Mayor Bequette put the meeting on hold when the internet went down at approximately 6:35pm and wasn't restored until 6:50pm and the zoom meeting was brought back online.

Moved by Commissioner Johns and seconded by Davis to approve the Contract & Notice to Proceed with Pavers Inc, Waverly NE in the amount of \$339,678.00 for the 2021, 16th Street Improvements Project and allow 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 Glover to approve of an EMT Training Expense Reimbursement Agreement related to the training expenses for newly hired EMTs. 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 Change Order #5 for the Fire Station Renovation Project to deduct \$3132 for fire detection in ductwork. 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 sale of the surplus ambulance. 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 3067-21 to repeal and replace Article IV of Chapter 33 of the City Code related to sidewalk obstructions. Drew Graham spoke to explain the item. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3067-21

AN ORDINANCE TO REPEAL AND REPLACE ARTICLE IV OF CHAPTER 33 OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA RELATING TO THE REGULATION OF OBSTRUCTIONS OF CITY STREETS AND SIDEWALKS; REPEAL ALL ORDINANCES OR PORTIONS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Moved by Mayor Bequette and seconded by Glover to approve new applications for sidewalk obstruction permits and sidewalk obstruction exemption. 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 3068-21 to approve the elimination of daily overdue fines for library materials; to approve the forgiveness and waiver of all outstanding debt accrued on patron accounts for the overdue fines repealed by this ordinance. Donna Kruse and Drew Graham spoke to explain the item. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3068-21

AN ORDINANCE TO APPROVE THE ELIMINATION OF DAILY OVERDUE FINES FOR LIBRARY MATERIALS; TO APPROVE THE FORGIVENESS AND WAIVER OF ALL OUTSTANDING DEBT ACCRUED ON PATRON ACCOUNTS FOR THE OVERDUE FINES REPEALED BY THIS ORDINANCE; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Moved by Commissioner Wehling and seconded by Johns to approve Resolution 2875-21 amending the Personnel Manual, Section 2.1(a)(2) to allow the hiring of pool concession workers who are 15 years old. Upon roll call, the following voted YES: Davis, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette gave a report on the Covid-19 situation and the changes to the Open Meetings Act allowing video conferencing during a declared emergency.

Meeting Adjourned at 7:49 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.

Randy A. Dunster, City Clerk-Treasurer