

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
August 16, 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 August 16, 2021. Notice of the meeting was given in advance thereof by publication in the local paper and 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. 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, Vic Johns, Gloria Glover and Mayor Bequette. Absent: None. The following City Officials were present: City Administrator Lou Leone, Police Chief David Lacy, Fire Chief Rob Schreiner, Building Inspector Keith Morrison, Utilities Director Jeff Kohrs, Utilities Treasurer Mona Kuhlengel, Construction and Facility Manager Marty Stovall, Director of Parks and Recreation Scooter Edmisten, Paramedic Manager Andrew Snodgrass and City Clerk-Treasurer Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the August 2, 2021 City Council Meeting.

Approve the Application for Electricians Registration to Work for Benjamin Combs with Haco Electric Company, Inc.

Approve the parking exception for the south side of Sylvan Road on Tuesday August 17, 2021 from 4:00pm to 10:00pm for the Pro Farmer Dinner Meeting.

Motion seconded by Commissioner Glover. Upon roll call the following voted YES: Davis, Wehling, Glover, Johns and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette opened the Public Hearing on the 2021/2022 thru 2026/2027 One-and Six-Year Street Plan. Marty Stovall spoke to explain the item. David Sackles spoke in favor of the plan. 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, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Treasurer's Monthly report was given, as of July 31, 2021, Total Nebraska City funds of \$8,454,796.18. Total Cash and Reserve for Nebraska City Utilities of \$13,564,542.17. Total City of Nebraska City and Utility funds \$22,019,338.35.

Council acknowledged receipt of City Administrator Report. Lou Leone spoke regarding his report.

Council acknowledged receipt of Utility Financial Report for period ending June 2021.

Council acknowledged receipt of Utility Claims for period ending July 2021.

Moved by Commissioner Glover and seconded by Johns to approve the Application for Master Plumbers and Drain Layers License for Andrew Krog with Southeast Plumbing. 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 approve the Application for Master Plumbers and Drain Layers License for Pat Westlund with Patriot Plumbing contingent to receiving the principal signature on the bond form. 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 Davis to approve agenda consent items #6, 7, 8 & 9 which is to Approve the BPW recommendation to purchase a Powermaster 3 Series Portable Three Phase Meter Site Analyzer for \$30,650.00.

Approve the BPW recommendation of EWO #71.00520 to bury 4160V UG Primary to serve 15 lots in Bennet NE with the NCU share of \$53,426.01, customer share of \$35,538.76 for a total of \$88,964.77.

Approve the BPW recommendation of EWO #71.00524 to bury 4160V single phase on Hackberry to serve 7 lots in Bennet NE with the NCU share of \$31,023.28, customer share of \$13,347.70 for a total of \$44,370.98.

Approve the BPW recommendation of EWO #71.00526 for a new transformer at S 64th Road with the NCU share of \$19,309.04, customer share of \$14,086.22 for a total of \$33,395.26. 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 Davis to accept the report of new claims and approving disposition of claims set for the period of August 3, 2021 to August 16, 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					
August 16, 2021					
NC Clerk Treasurer	Petty Cash	\$200.00	Marie Lamb	Artist Sales	\$72.00
NE Dept of Revenue	Multiple	\$5,532.84	Landis Engine Company, Inc.	Multiple	\$710.84
Quality Brands of Lincoln	Resale	\$795.90	Larson Motors	Rep/Maint	\$86.51
K&Z Distributing	Resale	\$325.80	LEAGUE OF KANSAS MUNICIPA	Adv	\$130.00
Payroll	Multiple	\$150,068.49	League of Nebr. Municipalities	Training	\$1,088.00
Republic National	Resale	\$463.00	LYON, PHYLLIS	Artist Sales	\$198.75
A-1 Locksmith	Rep/Maint	\$65.00	MACY, BETH	Artist Sales	\$94.88
ACCESS SYSTEMS LEASING	Contract Service	\$391.94	MAINELLI MECHANICAL CONTRACTOR	Rep/Maint	\$579.75
Action Technology Services	Contract Service	\$400.00	Matheson Tri-Gas, Inc.	Supplies	\$604.60
Craig Adamek	Artist Sales	\$69.00	Mead Lumber	Rep/Maint	\$293.80
Adkins Signs	Printing	\$150.00	Mercer's Do-It-Best	Multiple	\$256.70

AKRS Equipment	Rep/Maint	\$110.30	MERZ INK	Multiple	\$5,425.21
ALMQUIST, DENNIS	Artist Sales	\$47.25	Miller Monroe Farrell	Ins	\$2,378.00
AMERICAN NATIONAL BANK	Loan	\$2,745.70	Missoula Children's Theatre	Missoula	\$2,900.00
American Recycling &	Trash	\$460.20	KYLE MOYER	Refund	\$200.00
AQUA-CHEM, INC	Chemicals	\$668.50	MPPC, LLC	Rep/Maint	\$250.00
Arbor Mart, Inc	Fuel	\$2,710.75	Mullenax Auto Supply	Rep/Maint	\$62.30
Arbor Valley Animal Clinic	Animal Exp	\$503.20	Municipal Code Corporation	Code	\$300.00
AUPPERLE, MARYANN	Artist Sales	\$40.50	NAPA AUTO PARTS	Rep/Maint	\$28.18
AXON ENTERPRISE, INC	Supplies	\$432.60	Nationwide Trust Contributions	Pension	\$2,146.00
Benefiel Truck Repair	Rep/Maint	\$3,118.47	NC Area Econ Development Corp	Multiple	\$607.50
Bound Tree Medical LLC	Medical Supplies	\$3,820.16	Nebraska City Utilities	Utilities	\$17,777.04
BOYD, EVELYN	Artist Sales	\$29.50	Nebraska Secretary of State	Biennial	\$20.00
Builders Supply Co	Supplies	\$19.99	Ron Neseth	Artist Sales	\$115.50
Capital Business Systems	Contract Service	\$353.60	NITSICK, JANET ANN	Artist Sales	\$37.50
Card Services	Multiple	\$4,235.77	Odey's Inc.	Gounds	\$1,834.00
CARMICHAEL, ANITA	Artist Sales	\$115.43	Otoe County Clerk	Dispatch	\$4,987.50
CHI HEALTH	Wellness Screening	\$2,120.00	Otoe County Court	Court Costs	\$23.00
CM'S OUTDOOR SOLUTIONS GROUP	Rep/Maint	\$573.00	PAGE COUNTY ENGINEER'S OFFICE	Asphalt	\$1,161.26
Concrete Industries, Inc.	Rock	\$361.00	PAINTER, MICHELLE	Artist Sales	\$50.00
Brenda Copenhaver	Artist Sales	\$31.50	PARTSCH, TAMMY	Artist Sales	\$143.68
Cullin Construction	Rep/Maint	\$498.00	PAVERS INC	Const	\$67,645.89
DAS STATE ACCTG - CENTRAL	Radio Systems Fees	\$290.00	Pepsi-Cola of Lincoln	Beverages	\$1,084.15
Eakes Office Solutions	Multiple	\$59.55	Roger Pieper	Artist Sales	\$75.00
EASTMAN, LINDA K.	Artist Sales	\$28.88	POWELL, HEATHER	Missoula	\$93.00
ENGEL, BRANDON	Artist Sales	\$33.75	QUADIENT FINANCE USA, INC	Postage	\$400.00
Fareway Stores	Multiple	\$571.72	QUICK MED CLAIMS	Ground Trips/Revenue	\$2,706.51
Fastenal Company	Road Markings	\$308.59	SCHMITZ, JEFF	Artist Sales	\$57.75
FELD FIRE	Rep/Maint	\$124.43	Carol Skinner Hammond	Artist Sales	\$77.25
FEY, JIM	Artist Sales	\$43.50	Southeast Plumbing & Heating	Rep/Maint	\$1,184.00
FRERICHS, NANCY	Artist Sales	\$142.50	STOUFFER, LINDA	Artist Sales	\$45.00
FRIEDLI, PAT	Multiple	\$604.54	Stryker Medical	Supplies	\$716.43
FRONTIER COOPERATIVE	Multiple	\$461.25	Sysco Lincoln	Resale	\$1,167.73
Gatehouse Media NE Holdings	Adv	\$254.81	Tag's One Stop	Fuel	\$106.15
HARGIS, MELVIN	Artist Sales	\$56.25	TASC	Fees	\$213.84
MARC HARKER	Refund	\$35.00	THIELE GEOTECH, INC	CDBG	\$531.00
HEINE, LORI	Artist Sales	\$52.50	TRISTATE RENTALS	Rep/Maint	\$110.00
HOLLIWAY, MARCIA	Artist Sales	\$179.00	ULINE	Supplies	\$61.03
Hopkins Automotive Inc.	Rep/Maint	\$72.94	Unifirst Corporation	Contract Service	\$232.80
HUNZEKER, MARSHA	Artist Sales	\$148.50	VADON, JANET	Artist Sales	\$30.00
Ideal Pure Water	Supplies	\$168.60	VAIRKKO	Computer	\$98.00
IOWA LEAGUE OF CITIES	Adv	\$140.00	VIVIAL MEDIA	Adv	\$16.85
J&T DISTRIBUTING, LLC	Resale	\$179.67	WAHL, RON	Artist Sales	\$101.25
JEO Consulting Group, Inc.	Const	\$12,896.75	WALTERS, ANDREA	Artist Sales	\$81.00
Jerad Sornson	Rep/Maint	\$269.00	WESTLAKE ACE HARDWARE	Multiple	\$199.69
JOHNSON BROTHERS OF NE	Resale	\$221.20	WEX HEALTH, INC	Multiple	\$658.40
KOHTZ, KAREN	Artist Sales	\$27.00	Windstream, Inc.	Phone/Internet	\$514.16
KUK, MARYANNE	Artist Sales	\$48.00	Gail Wurtele	Artist Sales	\$82.00
			Zimco Supply Co.	Chemicals	\$1,394.65

Moved by Commissioner Johns and seconded by Wehling to approve **Resolution 2878-21** to approve the 2021/2022 thru 2026/2027 One-and Six-Year Street Plan. 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 **Resolution 2879-21** to approve the Municipal Annual Certification of Program Compliance of the Public Roads Classifications and Standards, (NBCS) and authorize 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 the Health Insurance Renewal with Blue Cross Blue Shield with a 3.1% rate increase for FY21/22. Lou Leone spoke to explain the item. 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 Johns to approve **Resolution 2877-21** regarding the intent to use \$64,000 of Economic Development Plan Growth Funds for the Downtown Bump out Grant. Dan Mauk, Kelly Bequette, Jeanna Stavas, Sally DuBois, Amy Allgood, DeAnne Michael, Doug Grimm, Kim Crossfield, Jan Madsen and Brenda Baughman spoke in favor of the proposal. No other comments were made by the public. Upon roll call, the following voted YES: Johns, Glover and Mayor Bequette. Voting NO: Davis, Wehling. Motion carried.

Moved by Commissioner Glover and seconded by Johns to approve signing the Grant Agreement for the use of \$64,000 of Economic Development Plan Growth Funds for maintaining the Downtown Bump outs. Upon roll call, the following voted YES: Wehling, Johns, Glover and Mayor Bequette. Voting NO: Davis. Motion carried.

Moved by Commissioner Johns and seconded by Davis to approve the SDL application from Backstage Bar, LLC and use of the Memorial Building Parking lot for a fundraiser event to be held on September 18, 2021 from 11:00 AM to 10:00 PM. Amy Allgood 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 NCTC AppleJack Festival Plans for 2021. Amy Allgood 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 Johns to approve the renewal of the agreement with Boundtree for OperativeIQ Inventory management for \$2,500 per year for the next three years. Andrew Snodgrass spoke to explain the item. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Wehling to approve a contract extension with NDED for the Veterans Memorial Building project until October 31, 2021 and allow the Mayor to sign. 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 Commissioner Johns and seconded by Glover to approve a contract with Pavers, Inc. of Waverly NE and Notice to Proceed for the 2021 Street Improvements Asphaltic Concrete Overlay 16-CD-204 in the amount of \$326,873.50. 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 Commissioner Johns and seconded by Mayor Bequette to declare buildings unsafe at 417 3rd Corso and 401 South 5th Street. Keith Morrison 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 Wehling to approve the BPW recommendation to purchase a 2023 Freightliner M2 106 4x2 Digger Derrick Truck from Altec for \$319,530.85. 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 Mayor Bequette and seconded by Glover to approve refinancing the 2017 General Obligation Bond at a lower interest rate without altering the maturity date. Lou Leone spoke to explain the item. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Glover to approve the contracts for interim legal services with Svehla Law Offices for Interim City Attorney services. Lou Leone spoke to explain the item. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns to award the purchase of SCBA gear from Sandry Fire Supply for a total of \$201,918.50 contingent upon financing. Fire Chief Rob Schreiner and Lou Leone spoke to explain the item. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Council discussed the August 11, 2021 letter from the Airport Authority Board announcing thier intent to dissolve the Interlocal Agreement between the City of Nebraska City and the Airport Authority Board.

Moved by Mayor Bequette and seconded by Wehling to approve **Resolution 2880-21** to authorize a grant application for \$250,000.00 in federal funding assistance under the Recreational Trails Program through the Federal Highway Administration for the Trails Project and amend the Resolution to authorize the Vice President to sign. Upon roll call the following voted YES: Johns, Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Davis to approve a grant application to the Nebraska Department of Energy Waste and Litter Grant for \$20,000.00 for the Parks Department. Scooter Edmisten 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 for the Council to go into closed session in regards to the negotiations with the Fraternal Order of Police for a two-year contract extension for the protection of the interest of the City and to be joined by the City Administrator and the Chief of Police. Upon roll call, the following voted YES: Glover, Wehling, Johns, Davis and Mayor Bequette. Voting NO: None. Motion carried. Council began the closed session at 8:18 PM. Council resumed Open Session at 9:04pm without taking any action.

Council discussed any offers that have been made with regard to the sale of the EMS house located at 1402 1st Corso.

Meeting Adjourned at 9:07 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