

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
September 7, 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 September 7, 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, Gloria Glover and Mayor Bequette. Absent: Vic Johns. The following City Officials were present: City Administrator Lou Leone, Police Chief David Lacy, Fire Chief Rob Schreiner, Utilities Director Jeff Kohrs, Construction and Facility Manager Marty Stovall and City Clerk-Treasurer Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the August 23, 2021 Special City Council Budget Meeting.

Approve the request to hold a Block Party on September 18, 2021 on 5th Ave from 16th St to 17th St from 4:00PM to midnight.

Approve a request from the Arbor Shrine Club to close 7th Street between Central Ave and 1st Corso on Sep 18th for Shriner's to park after the parade for an after-parade event at the Eagles. Motion seconded by Commissioner Glover. Upon roll call the following voted YES: Davis, Wehling, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette opened the Public Hearing for the purpose of hearing support, criticism, suggestions, or observations of taxpayers relating to setting the FY21/22 final tax request at a different amount than the FY20/21 tax request. Lou Leone spoke to explain the budget. No 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: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette opened the Public Hearing for the purpose of hearing support, criticism, suggestions, or observations of taxpayers relating to the proposed FY21/22 Budget. Lou Leone spoke to explain the budget. No comments were made by the public. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Davis. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette opened the Public Hearing for the intent to use \$54,500.00 of Growth Funds for a loan for City Tap House, LLC to assist with equipment purchases at 707 Central Ave. Dan Mauk and Ken Campbell spoke to explain the item. No other comments were made. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Wehling. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Glover to approve a request to hold the NCPS Pioneer Homecoming Parade on September 10th from 1:45PM to 2:30PM on Central Ave from 14th Street to 6th Street and 16th Street and 1st Ave as staging areas. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Glover and seconded by Wehling to accept the report of new claims and approving disposition of claims set for the period of August 17, 2021 to September 7, 2021. Upon roll call the following voted YES: Davis with abstention to any claims pertaining to West Lake Ace Hardware, Wehling, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Claims List					
September 7, 2021					
Quality Brands of Lincoln	Resale	\$772.22	Loveland Grass Pad	Multiple	\$1,026.55
WorldPay Integrated Pay	Multiple	\$1,285.23	LYON, PHYLLIS	Artist Sales	\$243.75
K&Z Distributing	Resale	\$100.00	A-1 Locksmith	Rep/Maint	\$377.50
Blue Cross Blue Shield	Multiple	\$149,605.26	MACY, BETH	Artist Sales	\$39.38
Ameritas Life Ins Group	Multiple	\$10,553.56	Matheson Tri-Gas, Inc.	Supplies	\$345.63
Lincoln Financial Group	Multiple	\$7,158.39	MD Aquatics, LLC	Grounds	\$1,178.00
Payroll	Multiple	\$143,371.02	Mercer's Do-It-Best	Multiple	\$154.01
Action Technology Services	Contract Serv	\$1,140.30	MERZ INK	Uniforms	\$23.61
Adkins Signs	Adv	\$75.00	DOUGLAS MILLER	Refund	\$100.00
AMERICAN NATIONAL BANK	Loan	\$3,754.72	Missouri Municipal League	Adv	\$90.00
American Recycling &	Trash	\$495.60	MPPC, LLC	Rental	\$200.00
Arbor Mart, Inc	Fuel	\$3,598.14	Mullenax Auto Supply	Rep/Maint	\$8.99
ARROW MANUFACTURING INC.	Rep/Maint	\$181.93	NAPA AUTO PARTS	Multiple	\$51.45
AT&T MOBILITY	Tablet Service	\$92.96	Nebraska City Museum Assoc.	City Curator	\$2,416.67
Benefiel Truck Repair	Rep/Maint	\$1,072.58	NC Tourism & Commerce	Tourism	\$7,083.33
BERGMAN, SUSAN	Artist Sales	\$56.25	Ron Neseth	Artist Sales	\$45.00
Bohl Plumbing and Heating	Rep/Maint	\$122.50	O'Reilly Auto Parts	Rep/Maint	\$6.49
Bound Tree Medical LLC	Medical Supplies	\$5,027.04	Otoe County Clerk	Refund	\$7,054.50

DARREN A BOYCE	Refund	\$940.82	PAINTER, MICHELLE	Artist Sales	\$80.00
BOYD, EVELYN	Artist Sales	\$62.00	PARTSCH, TAMMY	Artist Sales	\$53.89
Rachel Brodeur Holder	Artist Sales	\$26.25	Roger Pieper	Artist Sales	\$112.50
BSN Sports	Multiple	\$1,739.96	Quill Corporation	Multiple	\$165.16
Card Services	Multiple	\$216.25	River View Pest Control	Pest Control	\$374.00
CARMICHAEL, ANITA	Artist Sales	\$107.18	Rose Equipment, Inc.	Asphalt	\$6,798.25
Charles M Bishop	Rep/Maint	\$82.40	SCHEELE KAYTON CONSTRUCTION	Capital Imprv	\$30,139.72
CITY OF NC	Grant	\$10,000.00	JOHN SCHREITER	Refund	\$25.00
CLIA LABORATORY PROGRAM	License	\$180.00	ROBERT SCHUMACHER	Refund	\$25.00
Concrete Industries, Inc.	Concrete	\$833.00	Security Equipment, Inc.	Contract Serv	\$624.00
Douglas Tire Co.	Rep/Maint	\$2,041.45	Southeast Plumbing & Heating	Rep/Maint	\$3,000.00
Eakes Office Solutions	Multiple	\$525.85	SPIRAL COMMUNICATIONS	Phone/Internet	\$1,276.96
Fareway Stores, Inc.	Multiple	\$464.94	STOUFFER, LINDA	Artist Sales	\$45.00
FEY, JIM	Artist Sales	\$37.50	STRAIGHT-LINE STRIPING	Street Markings	\$10,983.90
FLAGSHIP PUBLISHING, INC	Adv	\$450.00	SUNPRO SOLAR	Refund	\$200.00
FRAME, JOY	Artist Sales	\$40.50	Sysco Lincoln	Supplies	\$5.55
FRERICHS, NANCY	Artist Sales	\$72.00	THIELE GEOTECH, INC	Const	\$890.00
Gatehouse Media NE Holdings	Adv	\$16.83	Tom's Radio	Tower Rent	\$1,035.00
GOVERNMENT FINANCE OFFICERS AS	Dues	\$170.00	Tree Worx Tree Service, LLC	Tree Grinding	\$2,585.00
GRAINGER	Rep/Maint	\$1,057.50	Unifirst Corporation	Contract Serv	\$293.81
Grimm's Gardens	Flower Grant	\$15,919.29	VAIRKKO	Computer	\$98.00
HARGIS, MELVIN	Artist Sales	\$26.25	VendNovation, LLC	License	\$1,200.00
HEINE, LORI	Artist Sales	\$97.50	VERIZON WIRELESS	Phone/Internet	\$523.42
HENRY MOTORS SERVICE	Rep/Maint	\$507.80	VIVIAL MEDIA	Adv	\$33.70
MICHELLE HESS	Refund	\$25.00	WAHL, RON	Artist Sales	\$108.75
HOLLIWAY, MARCIA	Artist Sales	\$182.00	WALTERS, ANDREA	Artist Sales	\$90.75
Hopkins Automotive Inc.	Supplies	\$16.98	WELLSANDT, KRIS	Artist Sales	\$84.00
HUNZEKER, MARSHA	Artist Sales	\$176.25	WESTLAKE ACE HARDWARE	Multiple	\$202.36
Infinity Aviation	Interlocal	\$4,382.67	WEX BANK	Fuel	\$2,668.07
JEO Consulting Group, Inc.	Multiple	\$4,437.50	Windstream, Inc.	Phone/Internet	\$1,123.82
KOHTZ, KAREN	Artist Sales	\$32.25	Ashleigh Wirthele	Artist Sales	\$67.50
Marie Lamb	Artist Sales	\$60.00	Gail Wurtele	Artist Sales	\$25.00
Landis Engine Company, Inc.	Rep/Maint	\$96.79	Zimco Supply Co.	Chemicals	\$1,100.60

Moved by Mayor Bequette and seconded by Wehling to approve **Resolution 2881-21** on authorizing exceeding the lid limit by an additional one percent for the 2021/2022 Fiscal Year. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Glover and seconded by Davis to approve **Resolution 2882-21** to set the FY21/22 final property tax rate for the General Fund and the Bonded Indebtedness Fund. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Glover and seconded by Wehling to approve **Resolution 2883-21** to approve the FY21/22 Step Pay Schedule for City Employees. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling that the statutory rule requiring reading on three different days be suspended. Upon roll call the following voted YES: 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 3076-21** to adopt the FY21/22 Budget. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3076-21

AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE 2021-2022 ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Moved by Commissioner Glover and seconded by Wehling to approve **Resolution 2884-21** for the intent to use \$54,500.00 of Growth Funds for a loan for City Tap House, LLC to assist with equipment purchases at 707 Central Ave with the Loan Conditions as amended in Section 3 line 2. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Davis to approve the grant application in partnership with the Tree City Trail Committee to the Kropp Foundations for a total of \$50,000.00 for the proposed Trail Project. Lou Leone spoke to explain the item. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Glover to waive the Nebraska City Housing Authority Payment In lieu of Taxes (PILOT) for FY2020-2021 and FY2021-2022. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Davis to approve closing the Street from 6th and Central Ave to the alley on September 18th and 19th for AppleJack weekend. Amy Allgood spoke to explain the request. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Bequette to approve NCTC's AppleJack Festival Plans for September 25th & 26th 2021. Amy Allgood spoke to explain the request. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to approve the request from Mark and Jeannie Lant to vacate the alley between parcels #000734500 and #000735500, and also 5th Ave between parcels #000510500 and #000734500 and reserve title for purchase. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Council discussed with Tom Shoemaker the request from Pinpoint Communications, Inc to reassign the Franchise Agreement with Spiral Communications to Pinpoint Communications, Inc. Council decided to hold a Special City Council Meeting on September 13, 2021 to discuss the matter further.

Moved by Commissioner Wehling and seconded by Davis to approve a request to hold the Bethel Church's "Turkey Trot" 3k, 5k, Run/Walk on Saturday November 20, 2021. Pastor Keith Valenzuela spoke to explain the request. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to approve a request from David Schreiner to authorize him to build a retaining wall on City property at 421 S 6th Street. David Schreiner spoke to explain his request. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to approve the proposed Renewal Agreement with the Nebraska City Police Officers Bargaining Unit #79, and authorize the Mayor to sign. Lou Leone spoke to explain the item. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Davis to approve the Cemetery to purchase a John Deere Gator with Trade for \$5,900. Marty Stovall spoke to explain the request. Upon roll call the following voted YES: Wehling, Glover, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling for the Council to go into closed session for the purpose of establishing the sale price of the EMS House located at 1402 1st Corso and to include the City Administrator, Chief Schreiner and Marty Stovall. Upon roll call, the following voted YES: Glover, Wehling, Davis and Mayor Bequette. Voting NO: None. Motion carried. Council began the closed session at 7:43 PM. Council resumed open session at 7:58 PM.

Moved by Commissioner Wehling and seconded by Glover to reduce the sale price of the EMS house to \$139,500.00. Upon roll call, the following voted YES: Glover, Wehling, Davis and Mayor Bequette. Voting NO: None. Motion carried.

Meeting Adjourned at 7:58 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