

CITY OF NEBRASKA CITY, NEBRASKA  
 MINUTES OF CITY COUNCIL REGULAR MEETING  
 July 18, 2022

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 July 18, 2022. 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 6:03 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 the meeting was being conducted under the Open Meetings Act. This meeting is also being recorded. Mayor Bequette then led in the Pledge of Allegiance. Upon roll call the following answered present: Ron Osovski, Patrick Wehling, 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, Fire Chief Rob Schreiner, Utilities Treasurer Mona Kuhlenengel, Utilities Operations Superintendent Carl Abbott, Electric Superintendent Stuart Abbott, Library Director Donna Kruse, Director of Parks and Recreation Scooter Edmisten and Nick Schmitz, Construction and Facility Manager Marty Stovall and City Clerk-Treasurer Randy Dunster.

Mayor Bequette made the following announcements: the passing of a former Street Commissioner Clyde Stoll.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the July 5, 2022 City Council Meeting.

Approve the BPW recommendation of Electric Work Order #554 to build three phase 14400v Delta riser pole and pad mount transformer to serve Willowbee Sign and Design Shop located at 1504 S 62nd Road in the amount of \$10,891.67 customer share and \$12,873.75 NCU share.

Approve the BPW recommendation of Electric Work Order #564 to build a single-phase riser at 4160v east of 815 N. 3rd Street for a customer share of \$6,283.2 and NCU share of \$9,704.84. Motion seconded by Commissioner Osovski. Upon roll call the following voted YES: Osovski, Wehling, Glover, Johns and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette administered the Oath of Office to Michael Odom as a new Police Officer.

Mayor Bequette introduced Christopher Walker as a new Volunteer Firefighter.

Mayor Bequette remembered former Community Leader Erv Friesen for his service to our community.

Mayor Bequette opened the Public Hearing on the Citizen’s Advisory Review Committee’s Annual Report. Dan Mauk spoke to provide the report. 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, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette opened the Public Hearing on the liquor license application from Nebraska City Petroleum, LLC dba “NP Mart 14” located at 401 S 11th Street, Nebraska City, Nebraska for a Class “D” (Beer, Wine & Distilled Spirits, Off Sale Only). Sean Kelly spoke to explain the item. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Wehling. Upon roll call the following voted YES: Johns, Wehling, Glover, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Treasurer’s Monthly report was given, as of June 30, 2022, Total Nebraska City funds of \$10,594,707.10. Total Cash and Reserve for Nebraska City Utilities of \$14,398,209.43. Total City of Nebraska City and Utility funds \$24,992,916.53. Council acknowledged receipt of City Administrator Report. Lou Leone spoke regarding his report. Council acknowledged receipt of Utility Financial Report for period ending May 2022. Council acknowledged receipt of Utility Claims for period ending June 2022.

Moved by Commissioner Glover and seconded by Osovski to accept the report of new claims and approving disposition of claims set for the period of July 6, 2022 to July 18, 2022. Upon roll call the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

<b>Claims List</b>					
July 18, 2022					
NE Law Enforcement Training	10-60-5250	\$200.00	M. E. COLLINS CONTRACTING	Const	\$131,863.10
Quadient Finance	Postage	\$494.98	MADSEN ELECTRIC, LLC	Rep/Maint	\$115.42
Quality Brands of Lincoln	Resale	\$593.95	Matheson Tri-Gas, Inc.	Supplies	\$333.64
K&Z Distributing	Resale	\$202.45	MCGINTY, PAT	Artist Sales	\$45.00
Wex Health, Inc	Benefits	\$644.90	Mead Lumber	Rep/Maint	\$4.99
NE Dept of Revenue	Sales Tax	\$8,910.11	Mercer's Do-It-Best	Rep/Maint	\$223.08
Payroll	Salaries	\$167,397.97	Miller Monroe Farrell	Ins	\$15.00
ACCESS SYSTEMS LEASING	Contract Serv	\$358.57	MPPC, LLC	Rental	\$200.00
Craig Adamek	Artist Sales	\$57.75	NAPA AUTO PARTS	Rep/Maint	\$320.72
ALMQUIST, DENNIS	Artist Sales	\$42.00	NATIONWIDE BONDS	Pension	\$2,146.00
American Recycling &	Trash	\$457.32	Nebraska City Rotary Club	Dues	\$250.00
AQUA-CHEM, INC	Chemicals	\$2,185.81	Nebraska City Utilities	Utilities	\$21,185.83

Arbor Mart, Inc	Fuel	\$4,995.87	NE STATE FIRE MARSHAL/BOILER	Rep/Maint	\$36.00
Arbor Valley Animal Clinic	Animal Expense	\$45.80	NEBRASKA CITY T.N.R.	T.N.R.	\$930.00
AUPPERLE, MARYANN	Artist Sales	\$54.00	Jennifer Novak Haar	Artist Sales	\$64.50
B.C. MEYER CONSTRUCTION	Refund	\$200.00	O'Reilly Auto Parts	Rep/Maint	\$33.36
Barrett Construction Company	Gravel	\$294.50	Otoe County Clerk	Dispatch	\$4,987.50
BENNETT'S MOBILE MECHANIC	Rep/Maint	\$425.00	Otoe County Treasurer	Election Exp	\$1,419.60
Richard D. Bennett, Jr.	Rock	\$5,145.03	PAGE COUNTY ENGINEER'S OFFICE	Asphalt	\$1,541.18
Bill Walters & Son Shop, Inc.	Rep/Maint	\$204.47	Paper Tiger Shredding, Inc.	Shredding	\$35.00
Bohl Plumbing and Heating	Rep/Maint	\$612.89	PARTSCH, TAMMY	Artist Sales	\$65.80
Bound Tree Medical LLC	Medical Supplies	\$506.13	PAVERS INC	Const	\$297,876.67
BOYD, EVELYN	Artist Sales	\$51.00	Pepsi-Cola of Lincoln	Beverages	\$1,299.70
Capital Business Systems	Contract Serv	\$298.33	Nancy M Peterson	Artist Sales	\$52.35
Card Services	Multiple	\$4,075.10	QUICK MED CLAIMS	Ground Trips/Revenue	\$2,192.99
CARMICHAEL, ANITA	Artist Sales	\$278.13	Quill Corporation	Supplies	\$85.96
Cherry Road Media Inc.	Adv	\$346.77	Recreation Supply Company	Equip	\$377.70
COMFORT INN	Training	\$192.00	REDFIELD DIRECT, LLC	Supplies	\$886.72
UNITED STATES TREASURY	PCORI Tax	\$267.14	SANDRY FIRE SUPPLY, LLC	Equip	\$2,820.00
Douglas Tire Co.	Rep/Maint	\$852.00	Leon Schiermeyer	Artist Sales	\$52.50
Eakes Office Solutions	Supplies	\$688.90	SCHMITZ, JEFF	Artist Sales	\$45.00
EASTMAN, LINDA K.	Artist Sales	\$33.75	Shelter Home Service LLC	Refund	\$100.00
Glen Edmisten	Mileage	\$166.14	Preston Shires	Artist Sales	\$33.75
Emergency Repair Service	Rep/Maint	\$452.23	Sylvie Shires	Artist Sales	\$36.00
ENGEL, BRANDON	Artist Sales	\$33.75	Carol Skinner Hammond	Artist Sales	\$137.00
Fareway Stores, Inc.	Resale	\$905.01	SPECTRUM PAINT - OMAHA	Road Markings	\$4,238.00
FARMERS & MERCHANTS BANK	Loan	\$804.62	STOUFFER, LINDA	Artist Sales	\$120.00
FEY, JIM	Artist Sales	\$91.50	SVEHLA LAW OFFICES	Legal Service	\$7,251.00
FRERICHS, NANCY	Artist Sales	\$51.00	Sysco Lincoln	Resale	\$3,358.05
FRIEDLI, PAT	Artist Sales	\$25.00	TASC	ACA Employer Reporting	\$291.54
FRIEDLI, PAT	Supplies	\$42.94	Time Warner Cable	Cable	\$131.17
FRONTIER COOPERATIVE	Chemicals	\$90.00	Tree Worx Tree Service, LLC	Tree Removal	\$2,500.00
Yasamin Gharinch	Artist Sales	\$56.00	Unifirst Corporation	Contract Serv	\$241.22
Kay Glenn DBA Nutured	Artist Sales	\$237.00	VADON, JANET	Artist Sales	\$27.00
HARGIS, MELVIN	Artist Sales	\$86.25	VAIRKKO	Cloud Serv	\$98.00
HOLLIWAY, MARCIA	Artist Sales	\$168.00	VW GOLF, INC	Resale	\$367.00
HUNZEKER, MARSHA	Artist Sales	\$147.00	WAHL, RON	Artist Sales	\$247.50
J WINDLE DISTRIBUTING, INC	Resale	\$304.14	WALDE, SHARON	Artist Sales	\$147.00
JEO Consulting Group, Inc.	Const	\$149,182.50	WELLSANDT, KRIS	Artist Sales	\$54.00
KOHTZ, KAREN	Artist Sales	\$55.50	WESTLAKE ACE HARDWARE	Rep/Maint	\$407.42
DAVID KRAUS	Refund	\$200.00	Whispering Pines B & B	MCT	\$1,603.90
Ag Solutions Group LLC	Rep/Maint	\$590.84	Windstream, Inc.	Phone/Internet	\$770.65
Marie Lamb	Artist Sales	\$36.00	Ashleigh Wirthele	Artist Sales	\$101.25
Landis Engine Company, Inc.	Rep/Maint	\$80.84	Gail Wurtele	Artist Sales	\$65.00
LYON, PHYLLIS	Artist Sales	\$150.00	Zimco Supply Co.	Chemicals/Grounds	\$4,888.41

Moved by Commissioner Johns and seconded by Wehling to approve the liquor license application from Nebraska City Petroleum, LLC dba "NP Mart 14" located at 401 S 11th Street, Nebraska City, Nebraska for a Class "D" (Beer, Wine & Distilled Spirits, Off Sale Only). Upon roll call, the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns to approve an edited Facility Use Agreement with Hypercolor for use of the basement level of the Veterans Memorial Building. Upon roll call, the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Johns and seconded by Osovski to approve a lease agreement with the Nebraska City Veterans Memorial Building Project. Jim Kuhn spoke to explain the item. Upon roll call, the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Council tabled, by unanimous consent, the request for a Facilities Use Agreement with Mitch Chapin pending the outcome of the next agenda item. Scooter Edmisten spoke on the item as well.

Moved by Mayor Bequette and seconded by Osovski to allow the Parks and Recreation Commissioner and the Street Commissioner to authorize and sign Facility Use Agreements after review by the City Attorney as to form for the remainder of 2022. Upon roll call, the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette requested the second of three readings of **Ordinance 3088-22** to purchase property located near the Hospital for \$460,000.00, for the purposes of a residential development project. Mayor Bequette invited comments from the audience and Jerry Hammer, Clinton Wostrel, Marty Stovall, Lou Leone, Taylor Gude, David Martin, Cathy Martin, Nick Schimmel all spoke to voice concerns, ask questions or explain the project.

Moved by Commissioner Osovski and seconded by Wehling to approve the BPW recommendation of Electric Work Order #562 for upgrading and replacing equipment at Station Power #1 in the amount of \$199,698.00. Carl Abbott spoke to explain the item. Upon roll call, the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Osovski and seconded by Johns to approve the BPW recommendation of Electric Work Order #566 for replacement of Cooling Tower #1, Plant Site #1 in the amount of \$208,710.00. Carl Abbott spoke to explain the item. Upon roll call, the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

Lou Leone led the discussion regarding utilization of the American Recovery Plan Act (ARPA) Funds. Andrea Hincapie

Meeting Adjourned at 8:22 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