

CITY OF NEBRASKA CITY, NEBRASKA  
MINUTES OF CITY COUNCIL REGULAR MEETING  
August 1, 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 August 1, 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 6:00 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 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, Police Chief David Lacy, Utilities Director Jeff Kohrs, Utilities Operations Superintendent Carl Abbott, Electric Superintendent Stuart Abbott, Librarian Denise Davis and City Clerk-Treasurer Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the July 18, 2022 City Council Meeting.

Approve the SDL Application from the Fraternal Order of Eagles #968 to hold a Beer Garden on September 24, 2022 from 10:00AM to 11:00PM located at 600 1st Corso. Motion seconded by Commissioner Johns. Upon roll call the following voted YES: Osovski, Wehling, Glover, Johns and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette remembered former Community Leader Clyde Stoll for his service to our community.

Moved by Commissioner Johns and seconded by Wehling to approve the 2021 Street Improvements Asphaltic Concrete Overlay Project CDBG 16-CD-204 Change Order No. 1 in the amount of \$11,609.66. 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 Wehling to approve the 2022 Asphalt Improvements Change Order No. 1 in the amount of \$9,445.25. Upon roll call, the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

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 19, 2022 to August 1, 2022. Upon roll call the following voted YES: Osovski, Wehling, Johns, Glover and Mayor Bequette. Voting NO: None. Motion carried.

<b>Claims List</b>					
August 1, 2022					
K&Z Distributing	Resale	\$232.50	Kreifels Electric L.L.C.	Rep/Maint	\$90.50
Quality Brands of Lincoln	Resale	\$1,060.45	Landis Engine Company, Inc.	Rep/Maint	\$10.93
Republic National Distributing	Resale	\$353.00	Larson Motors	Rep/Maint	\$16.05
Blue Cross Blue Shield	Benefits	\$56,542.76	Logan Contractors Supply, Inc	Rep/Maint	\$479.94
Ameritas Dental & Vision	Benefits	\$10,080.87	Loveland Grass Pad	Chemicals	\$389.90
Lincoln Financial Group	Benefits	\$7,100.79	M. E. COLLINS CONTRACTING	Const	\$25,831.38
WorldPay Integrated Payments	CC Fees	\$2,002.54	MAINELLI MECHANICAL CONTRACTOR	Rep/Maint	\$502.00
NC Clerk Treasurer	Petty Cash	\$100.00	Matheson Tri-Gas, Inc.	Supplies	\$155.95
Payroll	Salaries	\$184,234.97	Mead Lumber	Rep/Maint	\$33.77
Charter Title & Escrow	CDBG	\$21,000.00	Mercer's Do-It-Best	Rep/Maint	\$52.32
AQUA-CHEM, INC	Chemicals	\$3,352.40	MIDWEST CONCRETE, LLC	Contract Labor	\$4,400.00
ARBOR CITY STORAGE, LLC	Refund	\$200.00	Missoula Children's Theatre	Missoula	\$3,050.00
Arbor Mart, Inc	Fuel	\$4,110.13	Mullenax Auto Supply	Rep/Maint	\$28.50
Barrett Construction Company	Rep/Maint	\$10,305.00	NAAC, INC	Training	\$660.00
BIG RED DRAINAGE PIPE SUPPLY	Rep/Maint	\$3,921.60	NAPA AUTO PARTS	Rep/Maint	\$125.97
Bill Walters & Son Shop, Inc.	Rep/Maint	\$780.58	NC Clerk - Treasurer	Postage	\$61.25
Bohl Plumbing and Heating	Rep/Maint	\$117.00	Nebraska City Museum Assoc.	City Curator	\$2,416.67
Bound Tree Medical LLC	Supplies	\$2,879.69	Nebraska City Rotary Club	Dues	\$125.00
Card Services	Rep/Maint	\$256.96	NC Tourism & Commerce	Tourism	\$7,083.33
Charles M Bishop	Rep/Maint	\$794.73	NE Law Enforcement Training Ct	Training	\$19.25
Cherry Road Media Inc.	Adv	\$376.30	PAVERS INC	CDBG	\$40,606.49
COCCA DEVELOPMENT LTD	Refund	\$200.00	Pepsi-Cola of Lincoln	Resale	\$1,085.60
Concrete Industries, Inc.	Concrete	\$1,647.31	Pinpoint Communications	Phone/Internet	\$1,731.51
DAS STATE ACCTG - CENTRAL	Radio Fees	\$290.00	QUADIENT, INC	Rental	\$98.82
DIAMOND VOGEL	St. Markings	\$312.79	River View Pest Control	Pest Control	\$374.00
Douglas Tire Co.	Rep/Maint	\$70.95	Siouxland Turf Product, Inc.	Chemicals	\$871.38
Eakes Office Solutions	Supplies	\$234.16	STAR EQUIPMENT LTD	Rep/Maint	\$137.17
Fareway Stores, Inc.	Resale	\$1,297.55	Marty Stovall	Training	\$48.29
FRONTIER COOPERATIVE	Chemicals	\$615.00	Sysco Lincoln	Resale	\$3,465.18
GRAINGER	Rep/Maint	\$256.36	Lumberjack Company	Tree Removal	\$3,600.00
GREAT PLAINS UNIFORMS	Unifroms	\$1,084.48	THIELE GEOTECH, INC	Const	\$2,063.00
GT DISTRIBUTORS, INC.	Equipment	\$171.76	Unifirst Corporation	Contract Serv	\$59.75
Hireright GIS Intermediate Cor	Screenings	\$159.10	VALLEY CORPORATION	FEMA	\$175,246.60
Hopkins Automotive Inc.	Rep/Maint	\$133.89	Van Wall Turf & Irrigation	Rep/Maint	\$547.28

J WINDLE DISTRIBUTING, INC	Resale	\$757.92	VERIZON WIRELESS	Phone/Internet	\$1,016.96
JEO Consulting Group, Inc.	Const/CDBG	\$38,948.00	WESTLAKE ACE HARDWARE	Rep/Maint	\$152.65
JOHNSON CONTROLS SECURITY SOL	Contract Serv	\$282.06	Sarah Wiltse	Legal Services	\$1,000.00
			Windstream, Inc.	Phone/Internet	\$545.47

Moved by Mayor Bequette and seconded by Wehling to approve the Education Leave Request from Meghan Engle and approve moving forward on the final drafting of the reimbursement agreement currently in the amount of \$10,548.09. Upon roll call the following voted YES: Osovski, Wehling and Mayor Bequette. Voting NO: Johns & Glover. Motion carried.

Mayor Bequette introduced **Ordinance 3088-22** to purchase property located near the Hospital for \$460,000.00, for the purposes of a residential development project, for the third reading. Jerry Hammer spoke in opposition to the proposal, Jason Bartman, Michelle Schimmel, Dan Mauk, Kathy Martin and Doug DeFries spoke in favor of the proposal, Luke Jensen spoke to ask questions and Carl Abbott spoke to explain the Right Of Way easements bordering the properties for accessing and maintaining the utilities to the neighborhood. Moved by Mayor Bequette and seconded by Wehling for final passage of **Ordinance 3088-22** to purchase property located near the Hospital for \$460,000.00, for the purposes of a residential development project. Upon roll call the following voted YES: Johns, Wehling, Glover, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

#### **ORDINANCE 3088-22**

AN ORDINANCE AUTHORIZING THE ACQUISITION OF A PORTION OF THE REAL PROPERTY, LOCATED IN SECTION 17, TOWNSHIP 8 NORTH, RANGE 14 EAST OF THE 6TH P.M., OTOE COUNTY, NEBRASKA, BY PURCHASE; AND TO PROVIDE FOR AN EFFECTIVE DATE.

Moved by Mayor Bequette and seconded by Glover to approve **Resolution 2904-22** to approve and adopt the amended Plan and Trust effective January 1, 2022 for the General City Employee’s Retirement Plan and amend the resolution to reflect “Retirement Plan” instead of “Pension Plan.” Upon roll call the following voted YES: Johns, Wehling, Glover, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Johns to approve **Resolution 2905-22** to approve and adopt the amended Plan and Trust effective January 1, 2022 for the Police Officer’s Retirement Plan and amend the resolution to reflect “Retirement Plan” instead of “Pension Plan.” Upon roll call the following voted YES: Johns, Wehling, Glover, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to approve **Resolution 2906-22** to approve and adopt the amended Plan and Trust effective January 1, 2022 for the Firefighter’s Retirement Plan and amend the resolution to reflect “Retirement Plan” instead of “Pension Plan.” Upon roll call the following voted YES: Johns, Wehling, Glover, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Meeting Adjourned at 7:34 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