

**CITY OF NEBRASKA CITY, NEBRASKA**  
**MINUTES OF CITY COUNCIL REGULAR MEETING**  
 May 15, 2023

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 15, 2023. 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, Joe Chaney, Cole Sharp and Mayor Bequette. Absent: None. The following City Officials were present: City Administrator Perry Mader, Police Chief David Lacy, Fire Chief Rob Schreiner, Building Inspector Keith Morrison, Construction and Facility Manager Marty Stovall, Utilities Director Jeff Kohrs, Utilities Operations Superintendent Carl Abbott, Electric Superintendent Stuart Abbott and City Clerk Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the May 10, 2023 Town Hall Meeting.

Approve the report of new claims and approving disposition of claims set for the period of May 2, 2023 to May 15, 2023.

Approve the request from River City Classics Car Club to use Central Avenue and side streets from 11th Street to 6th Street and use of the Memorial Way for the AppleJack Car Show.

Approve the BPW Gas Work Order #514 to replace 670' of 2" Steel main with 2" Poly on 2nd Corso from 10th Street to 12th Street in the amount of \$19,970.60.

Approve the BPW Electric Work Order #580 to provide residential service in Bennet in the amount of \$12,793.15, with \$5,243.84 customer share and \$7,549.31 NCU share.

Approve the BPW recommendation to purchase a Cannon Image Prograf T2-30000 Scanner/Platter for \$11,999.00+Sales Tax to be split equally between all departments. Motion seconded by Commissioner Wehling. Upon roll call the following voted YES: Osovski, Wehling, Sharp, Chaney and Mayor Bequette. Voting NO: None. Motion carried.

<b>Claims List</b>					
May 15, 2023					
Nationwide Trust	Pension	\$2,146.00	JEO Consulting Group, Inc.	Const	\$5,775.00
World Pay Integrated	CC Fees	\$112.39	Jones Automotive, Inc.	Capital	\$9,776.01
Payroll	Salaries	\$140,286.69	Lang Diesel, Inc	Rep/Maint	\$311.44
Zirmed	CC Fees	\$48.12	Landis Engine Company, Inc.	Rep/Maint	\$1,189.20
Quality Brands of Lincoln	Resale	\$456.00	LANT HARDWARE, INC	Supplies	\$232.01
ACCESS SYSTEMS LEASING	Contract Serv	\$576.09	Larson Motors	Rep/Maint	\$54.06
Action Technology Services	Contract Serv	\$400.00	Loveland Grass Pad	Grounds	\$40.91
AKRS Equipment	Rep/Maint	\$76.46	Lyman Richey	Sand	\$664.34
American Recycling &	Trash	\$330.99	Matheson Tri-Gas, Inc.	Supplies	\$210.35
Animal Hospital	Animal Exp	\$35.61	MD Aquatics, LLC	Chemicals	\$1,223.00
Arbor Mart, Inc	Fuel	\$4,623.30	Mead Lumber	Supplies	\$36.99
Beelner Service, Inc.	Rep/Maint	\$1,087.50	MOTOROLA SOLUTIONS, INC	Computer	\$195.00
BENNETT'S MOBILE MECHANIC	Rep/Maint	\$801.40	Mullenax Auto Supply	Rep/Maint	\$12.00
Bill Walters & Son Shop, Inc.	Rep/Maint	\$101.76	NAAC, INC	Training	\$2,385.00
Cathy Blankenship	Training	\$96.00	NAPA AUTO PARTS	Rep/Maint	\$373.74
Bohl Plumbing and Heating	Rep/Maint	\$1,314.00	NATIONWIDE BONDS	Bond	\$100.00
Bound Tree Medical LLC	Medical Supplies	\$650.51	Nationwide Trust Contributions	Benefits	\$2,146.00
Capital Business Systems	Contract Serv	\$346.40	NC Clerk - Treasurer	Filing Fees	\$94.00
Card Services	Supplies	\$2,561.19	Nebraska City Museum Assoc.	City Curator	\$2,416.67
Cherry Road Media Inc.	Adv	\$615.66	Nebraska City Utilities	Utilities	\$9,130.77
JAMES CHRISTO	Refund	\$200.00	NC Tourism & Commerce	Tourism	\$7,083.33
CLINE WILLIAMS WRIGHT JOHNSON	Legal Serv	\$82.00	NDEE	Dues	\$40.00
Creighton University Medical	Training	\$910.00	NEBRASKA CITY T.N.R.	T.N.R Program	\$300.00
Danko Emergency Equipment Co.	Rep/Maint	\$4,327.92	O'Reilly Auto Parts	Rep/Maint	\$14.98
DAS STATE ACCTG - CENTRAL	Radio Systems Fee	\$290.00	Otoe County Clerk	Dispatch	\$4,987.50
DAX CONSTRUCTION, INC	Const	\$30,196.68	PAGE COUNTY ENGINEER'S OFFICE	Asphalt	\$879.18
Douglas Tire Co.	Rep/Maint	\$48.95	PAVERS INC	Const	\$152,717.74
DZIKO PROPERTIES, LLC	Refund	\$200.00	Pinpoint Communications	Phone/Internet	\$988.37
Eakes Office Solutions	Supplies	\$364.70	Quill Corporation	Supplies	\$18.99
ESLAVA, HECTOR	Refund	\$100.00	Schneider Electric & Refrig.	Rep/Maint	\$120.00
Andrew Falk	Rep/Maint	\$10.50	SVEHLA LAW OFFICES	Legal Serv	\$1,800.00
Fareway Stores, Inc.	DARE	\$129.90	Time Warner Cable	Cable	\$140.45
Fareway Stores, Inc.	Resale	\$130.44	Unifirst Corporation	Contract Serv	\$214.66
FARMERS & MERCHANTS BANK	Loan	\$4,017.02	VAIRKKO	Computer	\$98.00
FIRST WIRELESS, INC.	Rep/Maint	\$855.61	WESTLAKE ACE HARDWARE	Rep/Maint	\$232.89
FLAGSHIP PUBLISHING, INC	Adv	\$553.00	Wilson Electric, Inc.	Rep/Maint	\$4,395.00
FORTEN BUILDING GROUP	Refund	\$100.00	Windstream, Inc.	Phone/Internet	\$53.07
GREAT PLAINS UNIFORMS	Uniforms	\$1,782.47	WYATT, DAVID	Refund	\$200.00
HEALTHY BLUE	Refund	\$196.69	Zimco Supply Co.	Chemicals	\$7,902.49
Hotsy Equipment Company	Rep/Maint	\$90.09	Zoll Medical Corporation GPO	Computer	\$552.50
Ideal Pure Water	Supplies	\$126.00			

Mayor Bequette and Commissioner Osovski recognized the Nebraska City Utilities for receiving the Electric Utility Safety Award of Excellence for 2022. Jeff Kohrs introduced: Rob Schreiner, Stuart Abbott, Cody Broadfoot, Dan Hopper, Jeff Lollmann, Travis Peterson, Derek Weiler, Chase Hain and Carl Abbott.

Mayor Bequette opened the Public Hearing on the Preliminary Plat of Kreifels Hills Subdivision. Eric Casper with JEO Engineering and Keith Morrison spoke to explain the request. Dan Mauk spoke in favor of the request. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Osovski. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to table the Public Hearing on the Annexation of Kreifels Hills Subdivision until after the required Resolution can be passed. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette opened the Public Hearing on the Ordinance to increase the Nebraska City Electric & Gas Utilities Franchise Fee by 1.25%. Marty Stovall spoke to explain the request. Dan Mauk spoke in favor of the request. Jeff Crunk, Jim Stark, Bill Altz and Dale McGill spoke in opposition to the request. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Wehling. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Treasurer's Monthly report was given, as of April 30, 2023 Total Nebraska City funds of \$12,593,293.05. Total Cash and Reserve for Nebraska City Utilities of \$14,413,894.26. Total City of Nebraska City and Utility funds \$27,007,187.31.

Council acknowledged receipt of City Administrator Report. Perry Mader spoke regarding the report.

Council acknowledged receipt of Utility Financial Report for period ending February 28 & March 31, 2023.

Council acknowledged receipt of Utility Claims for period ending April 30, 2023.

Moved by Commissioner Osovski and seconded by Chaney to approve the Preliminary Plat of Kreifels Hills Subdivision. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to table **Ordinance 3097-23** on the Annexation of Kreifels Hills Subdivision until after the required Resolution can be passed. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Mayor Bequette called for the first reading of **Ordinance 3098-23** to increase the Nebraska City Electric & Gas Utilities Franchise Fee by 1.25%.

Moved by Commissioner Chaney and seconded by Sharp to approve a Block Party Application and Permit for Daniel Evertson to use 2<sup>nd</sup> Corso from 21<sup>st</sup> Street to 22<sup>nd</sup> Street on May 20<sup>th</sup> from 5:00 PM to 8:00 PM. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Chaney and seconded by Osovski to approve the request from Brad Osthus to relocate the "No Parking" signs on the 2000 & 2100 blocks of 2<sup>nd</sup> Corso from the north side to the south side of the street. Brad Osthus and Chief Lacy spoke on the item. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Sharp and seconded by Osovski to accept the counter offer for the Administrative Clerk position and increase the starting wage to step 5. Randy Dunster spoke to explain the item. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Osovski to authorize Commissioner Wehling to sign the Aquatic Center Certification of Bond Completion to be submitted to the State. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Chaney to approve **Resolution 2937-23** a Joint Resolution of the City of Nebraska City, Nebraska and the Nebraska City Public Schools to terminate the Nebraska City Recreation Agency. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Osovski and seconded by Sharp to approve the appointment of Drew A. Graham as the Substitute Trustee and provide a waiver of pro-rata portion of grant dollars with approximately \$1,329.90 reimbursable amount. Perry Mader and Randy Dunster spoke to explain the item. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Sharp and seconded by Wehling to approve the WondrHealth Resource for \$425.00 per qualified participant and to approve the auto-renew option with CHI to conduct the Wellness Screening for \$30 per person. Perry Mader spoke to explain the item. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Osovski and seconded by Wehling to approve the BPW Water Work Order #510 to replace 860' of 4" Cast Iron main with 8" Poly from 16<sup>th</sup> Street and 8<sup>th</sup> Ave north to Frontage Road in the amount of \$93,359.70. Upon roll call the following voted YES: Chaney, Wehling, Sharp, 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