

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
September 5, 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 September 5, 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.

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, Library Director Donna Kruse, Construction and Facility Manager Marty Stovall, Utilities Director Jeff Kohrs, Electric Superintendent Stuart Abbott, Police Sargent Ben Murry and City Clerk Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the August 25, 2023 Special City Council Budget Meeting.

Approve the report of new claims and approving disposition of claims set for the period of August 22, 2023 to September 5, 2023.

Approve the Block Party Request on September 16th from 4:00pm to midnight to be held on 5th Avenue from 16th to 17th Street. Motion seconded by Commissioner Osovski. Upon roll call the following voted YES: Osovski, Wehling, Sharp, Chaney and Mayor Bequette. Voting NO: None. Motion carried.

Claims List					
September 5, 2023					
Payroll	Salaries	\$168,491.67	Marsha Hunzeker	Artist Sales	\$48.75
Ameritas	Benefits	\$9,399.56	JEO Consulting Group, Inc.	Const	\$61,312.75
Medica	Benefits	\$48,895.03	KEMZ SERVICE, LLC	Rep/Maint	\$362.50
Lincoln Financial	Benefits	\$7,214.60	Michelle Kildow	Artist Sales	\$57.00
Quality Brands of Lincoln	Resale	\$722.10	KOHTZ, KAREN	Artist Sales	\$90.75
A-1 Locksmith	Rep/Maint	\$85.00	Kreifels Electric L.L.C.	Rep/Maint	\$2,012.14
Action Technology Services	Contract Serv	\$400.00	LANT HARDWARE, INC	Supplies	\$270.99
Animal Hospital	Animal Exp	\$712.78	Loveland Grass Pad	Chemicals	\$251.95
APLEY, PAM	Artist Sales	\$26.25	LYON, PHYLLIS	Artist Sales	\$30.00
AQUA-CHEM, INC	Chemicals	\$300.00	MCGINTY, PAT	Artist Sales	\$52.50
Arbor Mart, Inc	Fuel	\$6,154.20	Mead Lumber	Supplies	\$130.00
Cathy Blankenship	Equip	\$53.63	MERZ INK	Embroidery	\$522.74
Kolton Bohac	Training	\$51.51	Midwest Turf and Irrigation	Rep/Maint	\$2,403.96
Bound Tree Medical LLC	Medical Supplies	\$1,437.38	Miller Monroe Farrell	Ins	\$2,616.00
BSN Sports	Equip	\$293.79	NAPA AUTO PARTS	Rep/Maint	\$722.52
CARPENTER, SANDRA	Artist Sales	\$26.25	NC Clerk - Treasurer	Filing Fee	\$42.00
Cherry Road Media Inc.	Adv	\$16.34	Nebraska City Museum Assoc.	City Curator	\$2,416.67
COMFORT INN	Training	\$294.00	Nebraska City Utilities	Utilities	\$17,937.05
Concrete Industries, Inc.	Concrete	\$1,005.60	NC Tourism & Commerce	Tourism	\$7,083.33
Consolidated Management Co	Training	\$28.00	NE Law Enforcement Training Ct	Training	\$500.00
CONSTRUCTORS, INC	Const	\$451,690.07	NZ CONSTRUCTION	Refund	\$25.00
COUNTRYSIDE BANK	Loan	\$978.09	O'Reilly Auto Parts	Supplies	\$47.97
DOG WASTE DEPOT	Supplies	\$149.99	Otoe County Clerk	County	\$4,189.00
Douglas Tire Co.	Rep/Maint	\$2,636.66	PARTSCH, TAMMY	Artist Sales	\$31.90
Eakes Office Solutions	Supplies	\$638.15	Pinpoint Communications	Phone/Internet	\$982.04
EASTMAN, LINDA K.	Artist Sales	\$42.20	PSHRA	Supplies	\$735.00
EMC National Life Company	Deduct.	\$250.00	River View Pest Control	Pest Control	\$312.00
Meghan Engle	Refund	\$0.03	Solution Computer Sales & Serv	Computer	\$1,114.96
Fareway Stores, Inc.	Resale	\$40.88	Leon Schiermeyer	Artist Sales	\$30.00
FEY, JIM	Artist Sales	\$31.50	Security Equipment, Inc.	Contract Serv	\$744.00
FLAGSHIP PUBLISHING, INC	Ad	\$553.00	Sirchie Finger Print Labs	Supplies	\$123.87
FLINT HILLS FIRE & RESCUE	Rep/Maint	\$332.46	Marty Stovall	Fuel	\$36.25
TERI FOX-MCCLOSKEY	Refund	\$149.21	STEPHANIE TEESELINK	Refund	\$98.68
FRANA, DAVID	Artist Sales	\$63.75	THIELE GEOTECH, INC	Const	\$1,577.00
Galeton Gloves	Supplies	\$424.10	Titan Machinery	Rep/Maint	\$397.00
Kay Glenn DBA Nutured	Artist Sales	\$51.75	VADON, JANET	Artist Sales	\$64.50
HARGIS, MELVIN	Artist Sales	\$45.00	Van Wall Turf & Irrigation	Rep/Maint	\$92.55
HEALTHY BLUE	Refund	\$75.58	VERIZON WIRELESS	Phone/Internet	\$775.70
HEINE, LORI	Artist Sales	\$26.25	WAHL, RON	Artist Sales	\$45.00
Hofeling Enterprises, Inc	Grinding	\$25,000.00	Ann Walsh	Artist Sales	\$27.75
Rachel Holder	Artist Sales	\$36.00	WESTLAKE ACE HARDWARE	Rep/Maint	\$63.64
HOLLIWAY, MARCIA	Artist Sales	\$69.00	Windstream, Inc.	Phone/Internet	\$615.18

Hopkins Automotive Inc.	Rep/Maint	\$71.87	Ashleigh Wirthele	Artist Sales	\$30.00
Hotsy Equipment Company	Equip	\$4,800.00			

Fire Chief Rob Schreiner introduced Parker David Norris as a new Volunteer Firefighter.

Moved by Mayor Bequette and seconded by Chaney to approve the TKE modernization proposal and authorize Donna Kruse to sign for the Library in the amount of \$155,913.96 to come from the Kleineweber trust fund. Donna Kruse 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 Wehling and seconded by Osovski to approve NCTC requests for the 2023 AppleJack Event. Amy Allgood spoke to explain the request. Upon roll call, the following voted YES: Osovski, Wehling, Chaney, Sharp and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Wehling and seconded by Osovski to approve the NCPS Homecoming Parade on September 29th down Central Ave from 14th Street to 5th Street. Brian Hoover and Dallas Mueller-Pry spoke to explain the request. Upon roll call, the following voted YES: Osovski, Wehling, Chaney, Sharp and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Chaney and seconded by Wehling to approve the placement of two stop signs at the intersection of 7th Street and 2nd Ave going east and west and to draft a resolution for approval at the next meeting. Marty Stovall spoke to explain the request. Upon roll call, the following voted YES: Osovski, Wehling, Chaney, Sharp and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Osovski and seconded by Sharp to approve Bertha Sammons Loan Subordination Request for a loan in the amount of \$15,000.00. Brenda Baughman spoke to explain the request. Upon roll call, the following voted YES: Osovski, Wehling, Chaney, Sharp and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Wehling to approve the Substitution of Trustee for Tommy, Kenneth & Aileen Bemberger and authorize the Mayor to sign. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Council postponed to the next meeting a request from Karen Stigge to be granted Right-of-Way access to parcel 0004661000 in order to review the property deed as provided.

Moved by Commissioner Sharp and seconded by Wehling to approve **Resolution 2944-23** authorizing the increase of budgeted restricted funds limit by an additional 2 ½% plus an additional 1% for the 2023/2024 Fiscal Year. Upon roll call, the following voted YES: Osovski, Wehling, Chaney, Sharp and Mayor Bequette. Voting NO: None. Motion carried.

Council postponed **Resolution 2945-23** to set the FY23/24 final property tax rate for the General Fund and the Bonded Indebtedness Fund until after the Public Hearing on September 18th.

Moved by Commissioner Sharp and seconded by Wehling to approve **Resolution 2946-23** to approve the FY23/24 Step Pay Schedule for City Employees with pay to be effective October 1, 2023. Upon roll call, the following voted YES: Osovski, Wehling, Chaney, Sharp and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Mayor Bequette and seconded by Osovski that the statutory rule requiring reading on three different days be suspended. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski 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 Osovski for final passage of **Ordinance 3104-23** to approve the new Water Rate Structure. Jeff Kohrs spoke to explain the item. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3104-23

AN ORDINANCE TO ESTABLISH A SCHEDULE OF RATES TO BE CHARGED FOR WATER SERVICE FURNISHED BY THE COMBINED UTILITY SYSTEM OF THE CITY OF NEBRASKA CITY, NEBRASKA, TO REPEAL ORDINANCE NO. 3011-18 OF THE CITY OF NEBRASKA CITY, NEBRASKA AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND TO DECLARE AN EFFECTIVE DATE.

Moved by Mayor Bequette and seconded by Osovski that the statutory rule requiring reading on three different days be suspended. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski 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 Osovski for final passage of **Ordinance 3105-23** to approve the new Electric Rate Structure. Jeff Kohrs spoke to explain the item. Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3105-23

AN ORDINANCE ESTABLISHING A SCHEDULE OF RATES TO BE CHARGED FOR ELECTRIC SERVICE FURNISHED BY THE COMBINED UTILITY SYSTEM OF THE CITY OF NEBRASKA CITY, NEBRASKA; TO REPEAL ORDINANCE NO. 3055-20 AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN

CONFLICT WITH THIS ORDINANCE; AND TO DECLARE AN EFFECTIVE DATE.

Council discussed the actions of the Creative District. Perry Mader, Kelly Bequette and Dan Mauk spoke to provide the Council with a report.

Council discussed the Budget for FY23/24.

Meeting Adjourned at 7:26 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