

CITY OF NEBRASKA CITY, NEBRASKA  
MINUTES OF CITY COUNCIL REGULAR MEETING  
October 2, 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 October 2, 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, Joe Chaney, Cole Sharp and Mayor Bequette. Absent: Patrick Wehling. The following City Officials were present: City Administrator Perry Mader, Police Chief David Lacy, Fire Chief Rob Schreiner, Construction and Facility Manager Marty Stovall, Utilities Director Jeff Kohrs, Electric Superintendent Stuart Abbott, Gas and Water Superintendent Brian Turner, Wastewater Superintendent Jerry Whitehead and City Clerk Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve minutes from the September 29, 2023 Special City Council Budget Meeting.

Approve the report of new claims and approving disposition of claims set for the period of September 19, 2023 to October 2, 2023. Motion seconded by Commissioner Sharp. Upon roll call the following voted YES: Osovski, Sharp, Chaney and Mayor Bequette. Voting NO: None. Motion carried.

Claims List					
October 2, 2023					
Payroll	Salaries	\$169,445.91	Michelle Kildow	Artist Sales	\$38.25
Bob's Welding	Grant	\$10,856.75	Tristan Kingery	Referee	\$180.00
Fareway Food Store	TIF	\$8,076.76	KOHTZ, KAREN	Artist Sales	\$51.75
Jone's Auto	Capital Outlay	\$9,927.05	Jackson Kreifel	Referee	\$60.00
Molly McNeely Dentistry	TIF	\$2,918.72	Marie Lamb	Artist Sales	\$89.25
K&Z Distributing	Resale	\$65.25	Landis Engine Company, Inc.	Rep/Maint	\$258.78
Medica	Benefits	\$59,777.40	Larson Motors	Rep/Maint	\$62.17
Lincoln Financial	Benefits	\$7,339.47	Law Enforcement Systems	Printing	\$96.00
Column Software, PBC	Adv	\$15.68	LYON, PHYLLIS	Artist Sales	\$256.50
Ameritas	Benefits	\$10,004.20	Brendan Maddox	Referee	\$150.00
A-1 Locksmith	Rep/Maint	\$1,765.00	Natalie Markham	Artist Sales	\$52.14
Craig Adamek	Artist Sales	\$146.25	Matthew T Mason	Artist Sales	\$28.50
Adkins Signs	Printing	\$86.50	Mead Lumber	Lumber	\$57.00
AETNA	Refund	\$161.72	MERZ INK	Uniforms	\$45.00
ALMQUIST, DENNIS	Artist Sales	\$30.00	Miller & Sons Golf Cars	Lease	\$13,112.88
Arbor Country Cleaning	Rep/Maint	\$95.00	Deb Monfelt	Artist Sales	\$151.50
Arbor Mart, Inc	Fuel	\$5,842.64	MOORE, PATRICIA	Training	\$184.19
AT&T MOBILITY	Wireless Serv	\$89.72	MPPC, LLC	Rental	\$200.00
BERGER, DEB	Artist Sales	\$28.50	Mullenax Auto Supply	Rep/Maint	\$24.45
BERGMAN, SUSAN	Artist Sales	\$48.00	NAPA AUTO PARTS	Supplies	\$133.39
Christian Blum	Contract Labor	\$180.00	Nebraska City Museum Assoc.	City Curator	\$2,416.67
Robert Moyer	Rep/Maint	\$40.00	NC Tourism & Commerce	Tourism	\$7,437.50
Bohl Plumbing and Heating	Rep/Maint	\$663.89	NITSICK, JANET ANN	Artist Sales	\$37.50
Jason Booth	Referee	\$60.00	Jennifer Novak Haar	Artist Sales	\$144.75
Bound Tree Medical LLC	Supplies	\$919.22	O'Reilly Auto Parts	Supplies	\$52.78
BOYD, EVELYN	Artist Sales	\$91.25	Otoe County Clerk	8397R 413 S 6th Rd Residence	\$7,048.00
Jody Butler	Artist Sales	\$56.25	PAINTER, MICHELLE	Artist Sales	\$37.00
CARMICHAEL, ANITA	Artist Sales	\$84.68	PARTSCH, TAMMY	Artist Sales	\$89.79
Concrete Industries, Inc.	Concrete	\$7.57	Nancy M Peterson	Artist Sales	\$81.68
CONSTRUCTORS, INC	Const	\$268,412.12	Pinpoint Communications	Phone/Internet	\$1,018.95
COUNTRYSIDE BANK	Loan	\$978.09	QUADIENT FINANCE USA, INC	Postage	\$154.85
Creative Product Source	DARE	\$2,238.88	Quill Corporation	Labels	\$38.99
Eakes Office Solutions	Supplies	\$317.72	Roddy Family Farm, LLC	Artist Sales	\$26.25
EASTMAN, LINDA K.	Artist Sales	\$42.19	Leon Schiermeyer	Artist Sales	\$138.00
EX-CEL SOLUTIONS, INC	ARPA	\$696.93	Carol Skinner Hammond	Artist Sales	\$122.00
Fareway Stores, Inc.	Supplies	\$217.01	Casey Smith	Referee	\$100.00
FEY, JIM	Artist Sales	\$164.25	TIMOTHY SPANGLER	Refund	\$50.00
David Findeis	Artist Sales	\$30.00	STOUFFER, LINDA	Artist Sales	\$142.50
Trevor Flash	Referee	\$120.00	Stryker Medical	Rep/Maint	\$1,798.76
FOREST FINDS CANDLE CO, LLC	Artist Sales	\$39.00	THIELE GEOTECH, INC	Const	\$1,239.00
FRANA, DAVID	Artist Sales	\$41.25	Titan Machinery	Rep/Maint	\$2,250.68
FRERICHS, NANCY	Artist Sales	\$60.75	Todd Valley Farms, Inc.	Grounds	\$640.00
FRIEDLI, PAT	Printing	\$49.44	Unifirst Corporation	Contract Serv	\$163.92

Kay Glenn DBA Nutured	Artist Sales	\$101.25	VERIZON WIRELESS	Phone/Internet	\$725.95
Grimm's Gardens	Flower Baskets	\$846.63	Bonnie Vodehnal	Artist Sales	\$124.50
Owen Hall	Referee	\$180.00	WAHL, RON	Artist Sales	\$258.75
HARGIS, MELVIN	Artist Sales	\$45.00	WALDE, SHARON	Artist Sales	\$226.88
HEINE, LORI	Artist Sales	\$191.25	Ann Walsh	Artist Sales	\$100.50
Linus Hendrickson	Referee	\$180.00	WEHLING, PATRICK	Rec Supplies	\$121.56
HENRY MOTORS SERVICE	Rep/Maint	\$20.00	WELLSANDT, KRIS	Artist Sales	\$42.00
John Hodges	Referee	\$240.00	WESTLAKE ACE HARDWARE	Supplies	\$193.98
Rachel Holder	Artist Sales	\$96.75	Nahum Winder	Referee	\$180.00
HOLLIWAY, MARCIA	Artist Sales	\$155.00	Windstream, Inc.	Phone/Internet	\$576.33
Marsha Hunzeker	Artist Sales	\$101.25	Alan Wirth	Referee	\$60.00
JEO Consulting Group, Inc.	Const	\$53,662.00	Ashleigh Wirthele	Artist Sales	\$82.50
Anna Kent	Referee	\$80.00	WONDR HEALTH	Benefits	\$425.00

Mayor Bequette proclaimed October 1st through October 7th as Public Power and Public Natural Gas Week 2023. Commissioner Osovski and Jeff Kohrs recognized Stuart Abbott, Brian Turner, Derek Weiler, Chase Hain, Christian Frederick, Brian Spurlock, Mitch Buck.

Mayor Bequette opened the Public Hearing on the forgiveness of a \$34,400.00 portion of a loan for Nebraska Vegetable and Protein, LLC. Dan Mauk and Keil VanDerveen spoke to explain the request. No comments were made by the public. Mayor Bequette moved to close the Public Hearing, seconded by Commissioner Osovski. Upon roll call the following voted YES: Chaney, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Jim Kuhn gave the City Council a quarterly report on the Veteran's Memorial Building Project.

Commissioner Sharp declared a potential conflict of interest for the following item and departed from the room. Moved by Commissioner Chaney and seconded by Osovski to approve **Resolution 2951-23** on the forgiveness of a \$34,400.00 portion of a loan for Nebraska Vegetable and Protein, LLC. Upon roll call the following voted YES: Chaney, Osovski and Mayor Bequette. Voting NO: None. Motion carried. Commissioner Sharp returned to the meeting after the vote had been taken.

Moved by Commissioner Osovski and seconded by Chaney to approve the request from Taylor Furnas to use the Sunken Parking lot for a Trunk-or-Treat event from 2:00 PM to 6:00 PM on October 22, 2023. Dan Mauk spoke to explain the request. Upon roll call, the following voted YES: Osovski, 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, 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 Sharp for final passage of **Ordinance 3107-23** to amend chapter 2 article VI of the City Code regarding EMS Lift Assist cost recovery. Upon roll call the following voted YES: Chaney, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

#### **ORDINANCE NO. 3107-23**

AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE VI OF THE CODE OF THE CITY OF NEBRASKA CITY, NEBRASKA, TO ADD A DIVISION RELATING TO LIFT ASSIST COST RECOVERY SERVICES PROVIDED BY NEBRASKA CITY FIRE AND RESCUE DEPARTMENT; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND TO DECLARE AN EFFECTIVE DATE.

Moved by Mayor Bequette and seconded by Osovski to approve **Resolution 2950-23** to update the EMS Rates for fiscal year 23/24. Upon roll call the following voted YES: Chaney, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Council tabled item #10 to approve the contract with Bauer Infrastructure, LLC. Martell, NE for the Kreifels Hills Subdivision (Clint and Kim) in the amount of \$2,273,419.50 and allow the Mayor to sign. Marty Stovall spoke to explain the item.

Council tabled item #11 to approve Change Order No.1 for the Kreifels Hills Subdivision (Clint and Kim) in the amount of \$125,288.00 and allow the Mayor to sign. Marty Stovall spoke to explain the item.

Meeting Adjourned at 6:38 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