

CITY OF NEBRASKA CITY, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
November 20, 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 November 20, 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, Construction and Facility Manager Marty Stovall, Utilities Director Jeff Kohrs, Sargent Richardson, Sargent Murry and City Clerk Randy Dunster.

Mayor Bequette moved to approve the following consent items:

Approve the report of new claims and approving disposition of claims set for the period of November 7, 2023 to November 20, 2023.

Approve the Transfer of Ownership of “Mack” the retired K9 unit to his handler Sargent Richardson.

Approve the NCTC Tree Lighting Event and “No Parking” on the south side of Central Ave between 10th Street and 11th Street on Saturday November 25th 2023 from 3:00pm to 6:30pm.

Approve the BPW recommendation to purchase a 2019 or newer 4X4 pickup with the amount not to exceed \$33,000 to replace truck #4 a 2008 Ford 4x4 pickup.

Approve the BPW recommendation to approve EWO#596 to serve a new house at 42nd & F Road, Otoe, NE for a total cost of \$27,162.05 with the Customer share of \$15,350.11 and NCU share of \$11,811.94.

Approve the BPW recommendation to approve GWO#522 to extend the gas main 2,700 feet into the new area of the Zahn Subdivision in Syracuse, NE in the amount of \$46,310.76. Motion seconded by Commissioner Wehling. Upon roll call the following voted YES: Osovski, Wehling, Sharp, Chaney and Mayor Bequette. Voting NO: None. Motion carried.

Claims List					
November 20, 2023					
NE Dept of Revenue	Sales Tax	\$834.36	Marsha Hunzeker	Artist Sales	\$124.50
City of NC	Adv	\$33.20	Ideal Pure Water	Supplies	\$94.00
Wex Health, Inc	Benefits	\$674.05	Michelle Kildow	Artist Sales	\$81.00
Zirned	CC Fees	\$39.45	KOHTZ, KAREN	Artist Sales	\$93.00
World Pay Integrated Payment	CC Fees	\$349.79	Marie Lamb	Artist Sales	\$155.25
Payroll	Salaries	\$154,263.46	Landis Engine Company, Inc.	Rep/Maint	\$330.00
A-1 Locksmith	Rep/Maint	\$233.00	LYON, PHYLLIS	Artist Sales	\$306.00
Craig Adamek	Artist Sales	\$16.50	Perry Mader	Refund	\$25.00
Adkins Signs	Adv	\$140.00	Natalie Markham	Artist Sales	\$27.75
ADVANCED EXTERIORS, LLC	Refund	\$200.00	Matheson Tri-Gas, Inc.	Supplies	\$418.91
ALMQUIST, DENNIS	Artist Sales	\$23.25	Mead Lumber	Rep/Maint	\$236.25
APLEY, PAM	Artist Sales	\$52.50	Deb Monfelt	Artist Sales	\$18.00
Arbor Mart, Inc	Fuel	\$3,255.34	NAPA AUTO PARTS	Supplies	\$217.34
AT&T MOBILITY	Phone/Internet	\$89.72	Nationwide Trust Contributions	Retirement Plan	\$2,146.00
AUPPERLE, MARYANN	Artist Sales	\$177.00	NC Clerk - Treasurer	Filing Fees	\$30.65
BASSINGER, CHRISTIE	Artist Sales	\$16.50	Nebraska City Utilities	Utilities	\$12,299.46
BAUER INFRASTRUCTURE, LLC	Const	\$20,611.61	NEBRASKA CITY T.N.R.	TNR Program	\$270.00
BEATRICE FAMILY & INTERNAL	Background Screenings	\$217.00	NITSICK, JANET ANN	Artist Sales	\$7.50
BENNETTS FIRE PROTECTION	Rep/Maint	\$97.60	Jennifer Novak Haar	Artist Sales	\$189.00
Bill Walters & Son Shop, Inc.	Rep/Maint	\$66.25	O'Reilly Auto Parts	Supplies	\$135.94
JOHN BISHOP	Refund	\$25.00	Otoe County Clerk	Dispatch	\$7,097.00
Bohl Plumbing and Heating	Rep/Maint	\$1,728.17	PAINTER, MICHELLE	Artist Sales	\$60.30
Bound Tree Medical LLC	Medical Supplies	\$617.99	PARTSCH, TAMMY	Artist Sales	\$119.69
BOYD, EVELYN	Artist Sales	\$44.25	PRODUCTIVITY PLUS ACCT	Rep/Maint	\$3,228.40
Brown Glass Company	Rep/Maint	\$179.00	QUADIENT FINANCE USA, INC	Postage	\$473.22
Brown's Shoe Fit Company	Uniforms	\$80.00	Quill Corporation	Supplies	\$109.57
Jody Butler	Artist Sales	\$11.25	Ray Allen Manufacturing Co.	K-9 Unit	\$386.98
Card Services	Multiple	\$4,704.26	REID, RONNIE	Artist Sales	\$6.75
CARMICHAEL, ANITA	Artist Sales	\$65.96	JOSE RODRIGUEZ	Refund	\$25.00
DAVID AND DARCY CARPENTER	Refund	\$100.00	Leon Schiermeyer	Artist Sales	\$110.25
Citizen Printing Company	Printing	\$330.00	JAMES SCHNEIDER	Refund	\$25.00
COLUMN SOFTWARE, PBC	Adv	\$349.06	Preston Shires	Artist Sales	\$7.50
Creighton University Medical	Training	\$555.00	Carol Skinner Hammond	Artist Sales	\$59.00
Douglas Tire Co.	Rep/Maint	\$971.79	Steve Walters & Son, Inc &	Capital	\$7,469.50
BRYAN DRAEGER	Refund	\$25.00	STOUFFER, LINDA	Artist Sales	\$67.50
Eakes Office Solutions	Supplies	\$119.61	Stryker Medical	Supplies	\$926.50
EASTMAN, LINDA K.	Artist Sales	\$11.25	TARGETS ONLINE	Ammo	\$170.00

Fareway Stores, Inc.	Resale	\$157.11	Time Warner Cable	Cable	\$153.03
FARMERS & MERCHANTS BANK	Loan	\$4,017.02	Unifirst Corporation	Contract Serv	\$71.18
FEY, JIM	Artist Sales	\$84.00	VAIRKKO	Computer	\$98.00
David Findeis	Artist Sales	\$3.00	VAN DIEST SUPPLY COMPANY	Chemicals	\$4,051.95
FOREST FINDS CANDLE CO, LLC	Artist Sales	\$16.50	Bonnie Vodehnal	Artist Sales	\$108.00
FRANA, DAVID	Artist Sales	\$79.50	WAHL, RON	Artist Sales	\$262.50
FRATERNAL ORDER OF POLICE	Shop w/ A Cop	\$1,500.00	WALDE, SHARON	Artist Sales	\$186.19
FRERICHS, NANCY	Artist Sales	\$1.50	Ann Walsh	Artist Sales	\$253.50
FRIEDLI, PAT	Artist Sales	\$20.00	WESTLAKE ACE HARDWARE	Supplies	\$103.34
Kay Glenn DBA Nutured	Artist Sales	\$85.50	WEX BANK	Fuel	\$1,085.96
MATT GRAHAM	Refund	\$200.00	WG CONNECT, LLC	Computer	\$1,200.00
GRAINGER	Asphalt	\$589.60	Windstream, Inc.	Phone/Internet	\$1,659.66
HARGIS, MELVIN	Artist Sales	\$97.50	Ashleigh Wirthele	Artist Sales	\$30.00
HEINE, LORI	Artist Sales	\$90.00	Gail Wurtele	Artist Sales	\$22.00
Hireright GIS Intermediate Cor	Background Screenings	\$97.80	Zoll Medical Corporation GPO	Computer	\$552.50
HOLLIWAY, MARCIA	Artist Sales	\$338.00			

Mayor Bequette announced the retirement of K9 Unit “Mack”. Chief Lacy and Sargent Richardson spoke about the K9 Unit and Mack’s many accomplishments while in service.

Moved by Mayor Bequette to re-appoint Rex Nelson to the Nebraska City Housing Authority Board. 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 intent to use \$115,876.00 of the Nebraska City Economic Development Plan Growth Funds for the Nebraska City Creative District for the continuation and expansion of the Flower Basket Program. Dan Mauk, Kelly Bequette and Jim Kuhn spoke in favor of the request. No other 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, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

Treasurer’s Monthly report was given, as of October 31, 2023, Total Nebraska City funds of \$12,835,177.51. Total Cash and Reserve for Nebraska City Utilities of \$14,775,507.36. Total City of Nebraska City and Utility funds \$27,610,684.87. Council acknowledged receipt of City Administrator Report. Perry Mader spoke regarding the report. Council acknowledged receipt of Utility Claims for period ending October 31, 2023.

Moved by Commissioner Osovski and seconded by Wehling to amend and approve minutes from the November 6, 2023 City Council Meeting and amend the last item to read, “to designate \$100,000.00 out of the \$170,177.97 left in the General Reserve Fund to establish a Capital Improvement Fund and put the remainder, \$70,177.97 in the Equipment Reserve Fund which has already been established.”. 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 Chaney to approve **Resolution 3111-23** on the intent to use \$115,876.00 of the Nebraska City Economic Development Plan Growth Funds for the Nebraska City Creative District for the continuation and expansion of the Flower Basket Program. 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 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 Wehling for final passage of **Ordinance 3109-23** directing the sale and conveyance of the Kreifels Hills Subdivision to the Nebraska City Community Development Agency, (CDA). Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE 3109-23

AN ORDINANCE DIRECTING THE SALE AND CONVEYANCE OF A PREVIOUSLY VACATED PORTION OF LOTS ONE (1), TWO (2), THREE (3), FOUR (4), FIVE (5), SIX (6), SEVEN (7), EIGHT (8), NINE (9), TEN (10), ELEVEN (11), TWELVE (12), THIRTEEN (13), FOURTEEN (14), FIFTEEN (15), SIXTEEN (16), SEVENTEEN (17), EIGHTEEN (18), NINETEEN (19), TWENTY (20), TWENTY-ONE (21), TWENTY-TWO (22), TWENTY-THREE (23), TWENTY-FOUR (24), TWENTY-FIVE (25), TWENTY-SIX (26), AND TWENTY-SEVEN (27), KRIEFELS HILLS ADDITION (CLINT AND KIM), AN ADDITION TO THE CITY OF NEBRASKA CITY, OTOE COUNTY, NEBRASKA, TO NEBRASKA CITY HOUSING AND COMMUNITY DEVELOPMENT AGENCY; DIRECTING NOTICE OF SALE BY PUBLICATION; AND TO PROVIDE FOR 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 Chaney for final passage of **Ordinance 3110-23** to vacate a portion of 13th Corso between the south side of block 75, (lots 4,5,6 & 7) and the north side of block 86, (lots 4,5,6 & 7). Upon roll call the following voted YES: Chaney, Wehling, Sharp, Osovski and Mayor Bequette. Voting NO: None. Motion carried.

ORDINANCE NO. 3110-23

AN ORDINANCE TO VACATE A PORTION OF 13TH CORSO IN KEARNEY ADDITION TO NEBRASKA CITY, OTOE COUNTY, NEBRASKA, AS DESCRIBED IN SECTION 1 HEREOF; AND TO DECLARE AN EFFECTIVE DATE.

Moved by Commissioner Chaney and seconded by Sharp to approve the Rural Workforce Housing Fund Developer Loan Application to purchase a lot and build a home at 1210 N. 12th Street in the amount of \$345,000.00 and approve the Mayor to sign. Marty Stovall spoke to explain the item. Upon roll call, the following voted YES: Osovski, Wehling, Chaney, Sharp and Mayor Bequette. Voting NO: None. Motion carried.

Moved by Commissioner Sharp and seconded by Wehling to approve the Mid-American Benefits, LLC HRA, FSA & COBRA administration provider agreement and approve the Mayor to sign the required documents. Upon roll call, the following voted YES: Osovski, Wehling, Chaney, Sharp and Mayor Bequette. Voting NO: None. Motion carried.

Meeting Adjourned at 6:53 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