

PLATTSMOUTH CITY COUNCIL
April 1, 2013

A meeting of the City Council of the City of Plattsmouth, Nebraska was convened in open and public session at 7:10 o'clock p.m. on April 1, 2013 at City Hall in Plattsmouth Nebraska. Present were Mayor Michael C. Bowman and Council Members: John R. Porter, Jeanie Brookhouser, Steve Riese, Pat Dugan, Wanda Wiemer and Doug Derby. Council Members Absent: Terry Kerns and Terry D. Tilson. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer, City Attorney Roger Johnson and City Treasurer Peggy Wilsey.

Notice of this meeting was given in advance by publication in the Plattsmouth Journal. Proof of publication along with the Mayor and Council's Acknowledgment of Receipt of Notice are on file. All proceedings hereafter shown were taken while the convened meeting was open to the public.

The Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act and a copy of all documents being discussed at the meeting were available for inspection and indicated the location of such copies in the room where the meeting was being held.

ITEM 5-CITIZEN DELEGATION

No one spoke at Citizen Delegation.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral proclamations.

ITEM 7-CONSENT AGENDA:

Motion by Brookhouser, seconded by Riese to approve the Consent Agenda as presented.

- A Consider approval of March 18, 2013 City Council Meeting Minutes
- B Consider approval of claims

CLAIMS REGISTER REPORT

Please note these are GROSS SALARIES -3/22/2013

General Admin 17,373.94

Humane 1,169.60

EMS 9,248.86

Police 31,064.09

Street 12,939.42

Public Library 6,507.08

Parks 196.87
 Oakhill Cemetery 1,376.80
 Senior Center 2,188.65
 Community Center 8,404.82
 Pool
 Water 6,256.44
 Sewer 6,117.21
 CBD 570.00
 TOTAL SALARIES 103,413.78

Various

AMERICAN FAMILY LIFE	215.59
BLUE CROSS BLUE SHIELD	39,050.91
DELTA DENTAL PLAN	2,109.65
MUTUAL OF OMAHA	560.48
MUTUAL OF OMAHA	60.81
MUTUAL OF OMAHA	18.96
PLATTSMOUTH STATE BANK	1,384.44
THE UNION CENTRAL LIFE I	155.02

GENERAL ADMINISTRATION

AMERICAN BOILER COMPANY	215.00
BLACK HILLS ENERGY	1,007.07
BOMGAARS SUPPLY	28.98
COMPUTERS TO GO	320.98
FIRST BANKCARD	971.60
KATHRYN SHARP	125.00
KONICA MINOLTA BUSINESS	17.92
NEBRASKA FLOODPLAIN & ST	35.00
NEBRASKA PUBLIC POWER DI	272.86
NEW WORLD INN	130.00
OFE OIL INC.	12.00
OLMSTED & PERRY ENGINEER	1,274.90
PAYFLEX	37.50
PEGGY WILSEY	150.37
PITNEY BOWES INC.	108.00

PLATTSMOUTH STATE BANK	200.00
SANDRA MEYER	91.26
SAVAGE PLUMBING INC	131.00
TYLER TECHNOLOGIES	21,997.72
VERIZON WIRELESS	85.47

HUMANE/CODE ENFORCEMENT

BOMGAARS SUPPLY	13.99
HEARTS UNITED	120.00
NEBRASKA HUMANE SOCIETY	1,110.00
NEBRASKA PUBLIC POWER DI	217.79
PLATTSMOUTH ANIMAL HOSPI	42.00
QUALITY SIGNS	35.00
VERIZON WIRELESS	40.01

POLICE

DASH MEDICAL GLOVES INC	65.90
EMBLEM ENTERPRISES INC	571.17
JACK'S UNIFORMS & EQUIPM	107.89
KONICA MINOLTA BUSINESS	8.48
PAYFLEX	25.00
TILSON AUTOMOTIVE	82.48
VERIZON WIRELESS	35.37

STREET

BARCO	140.00
BLACK HILLS ENERGY	528.89
BOMGAARS SUPPLY	62.95
CONWAY OIL COMPANY	2,532.74
FASTENAL COMPANY	48.99
MARTIN MARIETTA AGGREGAT	1,138.01
MATHESON TRI-GAS INC	54.50
MITCHELL 1	300.00
NEBRASKA PUBLIC POWER DI	7,240.12
PAYFLEX	12.50
PROTECH COMMERCIAL VEHIC	2,310.00
TERRY LINDSEY	363.39
VERIZON WIRELESS	130.80

LIBRARY

BAKER & TAYLOR BOOKS	600.77
BLACK HILLS ENERGY	203.85
DOLLAR GENERAL	21.65
FIRST BANKCARD	1,054.05
KIRSTEN WOOD	35.70

MITCHELL 1	599.00
NEBRASKA PUBLIC POWER DI	440.73
O'KEEFE ELEVATOR CO INC	160.16
PARK & REC	
BLACK HILLS ENERGY	204.33
BOMGAARS SUPPLY	224.22
FASTENAL COMPANY	24.52
JOHN DEERE CREDIT	300.49
MENARDS	484.24
NEBRASKA PUBLIC POWER DI	138.79
ODEYS INC	322.40
VERIZON WIRELESS	32.70
CEMETERY	
NEBRASKA PUBLIC POWER DI	69.81
PAYFLEX	6.25
FIRE	
BLACK HILLS ENERGY	137.22
COMPUTERS TO GO	150.50
FORT DEARBORN LIFE INSUR	168.56
FOUR STAR LAUNDRY	3.39
SENIOR CITIZEN CTR	
EGAN SUPPLY CO	182.19
FOUR STAR LAUNDRY	103.44
PERMITE CO OF NEB AND IA	65.00
COMMUNITY CENTER	
AQUA CHEM INC	154.00
BODY BASICS INC	1,792.17
BOMGAARS SUPPLY	3.60
CENTRAL STATES GROUP	637.05
CHARTER BUSINESS	93.78
DXP	62.92
EGAN SUPPLY CO	167.27
FIRST WATCH INC	420.00
FISERV	187.50
FOUR STAR LAUNDRY	604.77
MICHAEL ANZALONE	120.00
MID-STATES SUPPLY COMPAN	101.62
NE DOL	36.00
NOVA FITNESS EQUIPMENT	2,267.54
O'KEEFE ELEVATOR CO INC	154.00
PAYFLEX	6.25

VERIZON WIRELESS	64.76
AQUATIC	
NEBRASKA PUBLIC POWER DI	76.54
ECONOMIC DEVELOPMENT	
PLATTSMOUTH MAIN STREET	5,000.00
EMS	
BLACK HILLS ENERGY	137.23
BOUND TREE MEDICAL LLC	173.70
COMPUTERS TO GO	150.50
FOUR STAR LAUNDRY	3.39
LIFE-ASSIST INC	2,007.84
MATHESON TRI-GAS INC	306.83
METRO BILLING SERVICES	374.00
PAYFLEX	6.25
VERIZON WIRELESS	150.00
WOODHOUSE FORD SOUTH INC	1,064.84
WATER	
BLACK HILLS ENERGY	278.86
BOMGAARS SUPPLY	32.16
FASTENAL COMPANY	10.24
HAWKINS INC	533.50
HD SUPPLY WATERWORKS LTD	135.38
HDR ENGINEERING INC	4,939.65
JEFF HENRY CHEVROLET	597.31
MISSISSIPPI LIME COMPANY	3,362.80
MUNICIPAL SUPPLY INC	72.88
NEBRASKA PUBLIC HEALTH E	143.00
NEBRASKA PUBLIC POWER DI	8,645.44
NMC EXCHANGE LLC	54.35
ONE CALL CONCEPTS INC	8.83
PAYFLEX	6.25
SHERWIN WILLIAMS	156.95
USA BLUEBOOK	93.42
VERIZON WIRELESS	98.10
SEWER	
BLACK HILLS ENERGY	1,048.40
BOMGAARS SUPPLY	70.58
CRETEX	150.00
GRAINGER	139.00
IMPACT MANUFACTURING	20.60
NEBRASKA PUBLIC POWER DI	2,169.62

ONE CALL CONCEPTS INC	8.82
VERIZON WIRELESS	32.70
DRUG FORFEITURE	
VERIZON WIRELESS	111.76
.05% SALES TAX STREET/SIDE MAINT	
BOMGAARS SUPPLY	2.99
TOTAL CLAIMS	133,088.36
TOTAL SALARIES AND CLAIMS	236,502.14

ROLL CALL: Yes-Dugan, Wiemer, Derby, Porter, Brookhouser and Riese. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Pursuant to publication, Mayor Bowman opened the public hearing at 7:12 p.m. with regard to a request to obligate Community Development Block Grant (CDBG) 09-DTR-101 funds. City Administrator Erv Portis reviewed the fund structure and obligated funds. Portis stated that total dollar amount requested exceeds the amount available by \$76,000.00. Timelines and options were also discussed. No one else spoke in favor or opposition. Mayor Bowman closed the public hearing at 7:25 p.m. Council further discussed options and criteria to be used to determine which projects would be accepted for funds.

ITEM 8 B

Motion by Riese, seconded by Derby to approval Pay Application No. 2 submitted by Layne Christensen for the Well No. 8 Construction Project in the amount of \$14,458.90 and authorize the Mayor to execute Pay Application No. 2. ROLL CALL: Yes-Wiemer, Derby, Porter, Brookhouser, Riese and Dugan. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Motion by Riese, seconded by Porter to approve waiving the joining fee at the Plattsmouth Community Center on April 13, 2013 and offer three months at half price for a year contract at the Plattsmouth Community Center. After discussion, ROLL CALL: Yes-Brookhouser, Riese, Dugan, Wiemer, Derby and Porter. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Brookhouser, seconded by Wiemer to receive a claim filed by Marilyn Y. Weber regarding a sewer backup and refer it to the city's insurance company. ROLL CALL: Yes-Riese, Dugan, Wiemer, Derby, Porter and Brookhouser. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 C

Motion by Porter, seconded by Brookhouser to receive a claim filed by Nancy K. Haag regarding a sewer backup and refer it to the city's insurance company. ROLL CALL: Yes-Dugan, Wiemer, Derby, Porter, Brookhouser and Riese. No-None. Absent-kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 D

Motion by Porter, seconded by Wiemer to approve payment of Invoice Number 11900 submitted by Kerns Excavating Company in the amount of \$2,372.50 for snow removal (hauling from Main Street) from February 23, 2013 through March 12, 2013. ROLL CALL: Yes-Derby, Porter, Brookhouser, Riese, Dugan and Wiemer. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 E

Motion by Riese, seconded by Wiemer to approve the appointment of Paul Lucas to the Plattsouth Airport Authority to fill a vacancy that has a term that will expire in 2018. ROLL CALL: Yes-Brookhouser, Riese, Dugan, Wiemer, Derby and Porter. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Porter, seconded by Brookhouser to approve the appointment of John Baroni to fill a vacancy on the Plattsouth Planning Commission created by the resignation of Paul Lambert which term will expire January 2015. ROLL CALL: Yes-Wiemer, Derby, Porter, Brookhouser, Riese and Dugan. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 G

Motion by Dugan, seconded by Riese to approve the appointment of Angie Minahan as an alternate for the Plattsouth Planning Commission which term will expire May 2014. ROLL CALL: Yes-Porter, Brookhouser, Riese, Dugan, Wiemer and Derby. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 H

Motion by Brookhouser, seconded by Riese to approve the reappointment of Jackie Morehead, David Wood and Joe Ostaseski to the Plattsmouth LB840 Economic Development Citizen Advisory Review Committee to a 5 year term starting April 2013. ROLL CALL: Yes-Dugan, Wiemer, Derby, Porter, Brookhouser and Riese. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

Motion by Porter, seconded by Dugan to move ITEMS 10 and 11 before ITEM 9 I. ROLL CALL: Yes-Brookhouser, Riese, Dugan, Wiemer, Derby and Porter. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 I

Mayor Bowman indicated the need for the council to go in to Closed Session to protect the public interest in regard to litigation entitled Castaway Point, LLC vs. City of Plattsmouth, filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819. 7:48 p.m. Motion by Riese, seconded by Porter to convene in closed session to protect the public interest in regard to litigation entitled Castaway Point, LLC vs. City of Plattsmouth, filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819. ROLL CALL: Yes-Derby, Porter, Brookhouser, Riese, Dugan and Wiemer. No-None. Absent-Kerns and Tilson. Abstain-None. MOTION CARRIED. Mayor Bowman again stated that Closed Session was to protect the public interest in regard to litigation entitled Castaway Point, LLC vs. City of Plattsmouth, filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819.

8:29 p.m. Motion by Riese, seconded by Brookhouser to reconvene in to regular session. On a voice vote, MOTION CARRIED.

ITEM 12

8:32 p.m. Motion by Porter, seconded by Dugan to adjourn. MOTION CARRIED on a voice vote.

Pat Dugan, City Council President

ATTEST:

Sandra J. Meyer, City Clerk