

PLATTSMOUTH CITY COUNCIL
November 4, 2013

A meeting of the City Council of the City of Plattsmouth, Nebraska was convened in open and public session at 7:00 o'clock p.m. on November 4, 2013 at City Hall in Plattsmouth Nebraska. Present were Mayor Michael C. Bowman and Council Members: John R. Porter, Terry Kerns, Jeanie Brookhouser, Terry D. Tilson, Steve Riese, Pat Dugan, Wanda Wiemer and Doug Derby. Council Members Absent: None. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer, City Treasurer Roger Davis and City Attorney Roger Johnson.

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

- A There were no Mayoral Proclamations

ITEM 7-CONSENT AGENDA:

Motion by Kerns, seconded by Tilson to approve the Consent Agenda as presented with additional claims list.

- A Consider approval of the October 21, 2013 City Council Meeting Minutes
- B Consider recommendation of approval of a Special Designated License filed by Knights of Columbus Council 1966 for a Reception being held at St. John's School Gym, 518 S. 18th Street on December 14, 2013 from 1:00 p.m. to 11:45 p.m.
- C Consider ratifying a payment to Ciaccio Roofing Corp in the amount of \$27,942.00 which was previously approved at the August 19, 2013 Plattsmouth City Council meeting in the amount of \$24,742.80
- D Consider approval of amended minutes for the September 3, 2013 Plattsmouth City Council meeting (amend the claims list deleting Ciaccio Roofing Corp for \$27,492.00 which was approved at the August 19, 2013 Plattsmouth City Council meeting)

E Consider approval of claims

Payroll Claim

Pay Date: 11/1/13
General 16221.79
EMS 8002.69
Police 32895.58
Street 13221.16
Library 6564.26
Park and Cemetery 2845.53
Senior 2139.82
Com Ctr 8496.68
Water and Sewer 12224.39

102611.9

Dept Name Vendor Name

VARIOUS DEPARTMENTS

CENTRAL UNITED LIFE INSURANCE 265.44
DELTA DENTAL PLAN 2098.4
MUTUAL OF OMAHA 681.81
PLATTSMOUTH STATE BANK 1288.44
THE UNION CENTRAL LIFE INSURANCE CO 155.02

Department : 01 - GENERAL ADMINISTRATION

BLACK HILLS ENERGY 72.57
OLMSTED & PERRY ENGINEERING 1144.76
EGAN SUPPLY CO 31.56
FIRST BANKCARD 40.64
JOHN BAXTER 100
KATHRYN SHARP 125
KONICA MINOLTA BUSINESS SOLUTIONS 28.38
MICROFILM IMAGING SYSTEMS 482
NEBRASKA PUBLIC POWER DISTRICT 467.97
PAYFLEX 37.5
PITNEY BOWES INC. 108
STEVE KONFRST TRASH 4801.55
UNIVERSITY OF NEBRASKA 310

Department : 02 - HUMANE/CODE ENFORCEMENT

NEBRASKA HUMANE SOCIETY 1886.01
NEBRASKA PUBLIC POWER DISTRICT 95.95
THE J.P. COOKE COMPANY 94.39

Department : 03 - EMS

BLACK HILLS ENERGY 16.13
FIRST BANKCARD 320
FOUR STAR LAUNDRY 19.24
GALLS 495.9
IDEAL PURE WATER 21.63
IMAGE TREND 712.5
INTERSTATE POWER SYSTEMS INC 1715.12
LIFE-ASSIST INC 324
NEBRASKA PUBLIC POWER DISTRICT 258.58
OMAHA COMPOUND COMPANY 27.21
PAYFLEX 6.25
WOODHOUSE FORD SOUTH INC 527.46

Department : 04 - POLICE

CASS COUNTY SHERIFF 7018
CORY J SCOTT 114.66
FIRST BANKCARD 49.99
GALLS 265.99
GRANT WRITING USA 395
JACK'S UNIFORMS & EQUIPMENT 819.9
JEFF HENRY CHEVROLET 1112.89
MJN INC 500
PAYFLEX 25
WARGA BROADCASTING LLC 600

Department : 05 - STREET

BLACK HILLS ENERGY 58.21
BOMGAARS SUPPLY 241.34
NEBRASKA PUBLIC POWER DISTRICT 7701.38
TITAN MACHINERY 1503.11
ALLIED OIL & TIRE CO 99.96
ASPHALT & CONCRETE MATERIALS 667.11
BLUETARP FINANCIAL INC 59.99
DON'S JOHNS & SEPTIC PUMPING 75
ENVIROTECH SERVICES INC 4546.5
FASTENAL COMPANY 22.21
HOTSY EQUIPMENT CO 791.52
JEFF HENRY CHEVROLET 31.4
LYMAN RICHEY SAND & GRAVEL CO 6900.27
MICHAEL TODD & COMPANY INC 218.57
NEBRASKA SALT & GRAIN CO 4466.36
OLMSTED & PERRY ENGINEERING 87.9
PAYFLEX 12.5
SCHMIDT TRANSPORTATION 500
TILSON AUTOMOTIVE 810.6

Department : 06 - LIBRARY

BLACK HILLS ENERGY 21.26

BAKER & TAYLOR BOOKS 907.96
CHARTER BUSINESS 16
DEMCO 462.51
EGAN SUPPLY CO 168.99
FIRST BANKCARD 1321.15
GALE GROUP INC 53
MICROFILM IMAGING SYSTEMS 482
NEBRASKA LIBRARY COMMISSION 10
NEBRASKA PUBLIC POWER DISTRICT 501.76
UPSTART 26.25
WINDSTREAM 55.81

Department : 07 - PARK & REC

BLACK HILLS ENERGY 22.02
BOMGAARS SUPPLY 69.8
NEBRASKA PUBLIC POWER DISTRICT 250.59
DXP 36.94
JOHN DEERE CREDIT 86.46

Department : 08 - CEMETERY

MICHAEL TODD & COMPANY INC 164.81
NEBRASKA PUBLIC POWER DISTRICT 25.57
PAYFLEX 6.25
WINDSTREAM 90.64

Department : 10 - FIRE

BLACK HILLS ENERGY 16.14
FIRST BANKCARD 53.1
FOUR STAR LAUNDRY 19.26
IDEAL PURE WATER 21.62
MULLENAX AUTO SUPPLY 47.14
NEBRASKA PUBLIC POWER DISTRICT 258.59
OMAHA COMPOUND COMPANY 27.22

Department : 11 - SENIOR CITIZEN CTR

BLACK HILLS ENERGY 48.23
FOUR STAR LAUNDRY 127.53
NEBRASKA PUBLIC POWER DISTRICT 907.9
WINDSTREAM 8.45

Department : 12 - DEBT SERVICE

PLATTSMOUTH STATE BANK 242013.75

Department : 16 - ECONOMIC DEVELOPMENT

NEBRASKA PUBLIC POWER DISTRICT 75
OLMSTED & PERRY ENGINEERING 538.3

Department : 17 - COMMUNITY CENTER

BLACK HILLS ENERGY 434.04
BOMGAARS SUPPLY 187.41
BIG RED LOCKSMITH INC 162.5
CHARTER BUSINESS 103.04
FIRST BANKCARD 408.39
FOUR STAR LAUNDRY 666
J FULCHER INC 186.55
JOHN'S APPLIANCE 649
MENARDS 86.02
MICHAEL ANZALONE 120
MICHAEL LENNEN 2163.24
NEBRASKA PUBLIC POWER DISTRICT 8171.12
PAYFLEX 6.25
RASMUSSEN MECHANICAL SERVICE CORP 3115.27
WATKINS CONCRETE BLOCK CO 196
WINDSTREAM 76.02

Department : 18 - AQUATIC

BLACK HILLS ENERGY 18.81
NEBRASKA PUBLIC POWER DISTRICT 176.48
WINDSTREAM 47.73

Department : 19 - ECONOMIC DEV - DTR PHASE 2

GARY OYLER 10044
JENNIFER & ROBERT ROBY 1083.93
QUALITY SIGNS 1931.36
ROBERT W HOGUE 8426.9
RUSS OR KIM KATHOL 44810
WILLIAM L. TOMSON 12962.91

Department : 20 - WATER

BLACK HILLS ENERGY 40.64
BOMGAARS SUPPLY 154.67
NEBRASKA PUBLIC POWER DISTRICT 7257.53
AMERICAN UNDERGROUND SUPPLY LLC 164.78
DPC INDUSTRIES INC 587.5
FIRST BANKCARD 240
MISSISSIPPI LIME COMPANY 3354.4
MUNICIPAL SUPPLY INC 204.44
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 605
PAYFLEX 6.25
PLATTSMOUTH READY MIX INC 316.34
SEI SECURITY EQUIPMENT 348
UNITED SEED INC 90
WENTZ HOLDING LLC 1500

Department : 24 - DRUG FORFEITURE

JEFF HENRY CHEVROLET 200

Department : 30 - SEWER

BLACK HILLS ENERGY 175.34

BOMGAARS SUPPLY 143.22

NEBRASKA PUBLIC POWER DISTRICT 3167.18

LINDER TIRE & AUTO INC 30

OLMSTED & PERRY ENGINEERING 495

USA BLUEBOOK 112.52

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Council member Riese introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1871: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AMEND CHAPTER 3, ARTICLE 3, SECTIONS 3-306 RELATED TO DOGS RUNNING AT LARGE; TO ENACT CHAPTER 3, ARTICLE 3, SECTION 3-306.1 RELATED TO CATS RUNNING AT LARGE; TO AMEND CHAPTER 3, ARTICLE 3, SECTION 3-307 RELATED TO DOGS UNCOLLARED; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Riese, seconded by Wiemer to approve 2nd reading of ORDINANCE NO. 1871 by title only: **ORDINANCE NO. 1871: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AMEND CHAPTER 3, ARTICLE 3, SECTIONS 3-306 RELATED TO DOGS RUNNING AT LARGE; TO ENACT CHAPTER 3, ARTICLE 3, SECTION 3-306.1 RELATED TO CATS RUNNING AT LARGE; TO AMEND CHAPTER 3, ARTICLE 3, SECTION 3-307 RELATED TO DOGS UNCOLLARED; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.** Following discussion, ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Wiemer, Derby, Porter and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED. City Attorney Roger Johnson read Ordinance No. 1871 in to the record by title only.

ITEM 8 B

Motion by Dugan, seconded by Brookhouser to accept the engineers Certificate of Substantial Completion dated October 22, 2013 for the City Hall Re-Roofing and Repair and approve Pay Application No. 2 (Final) submitted by Ciaccio Roofing Corp for the City Hall Re-Roofing and Repair in the amount of \$13,328.00 and authorize the Mayor to execute the Certificate of Substantial Completion and Pay Application No. 2 (Final). Following discussion, ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer, Derby and Porter. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Motion by Brookhouser, seconded by Tilson to approve Pay Application No. 4 (Final) submitted by Judds Brothers Const. Co. for the Water Treatment Plant CO2 Tank Replacement in the amount of \$26,986.34 and authorize the Mayor to execute Pay Application No. 4 (Final). ROLL CALL: Yes-Dugan, Wiemer, Derby, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 D

Motion by Kerns, seconded by Riese to approve Water Treatment Plant Well House No. 8 Change Order No. 3-Final, authorizing an overall decrease of \$439.25 for a new total contract price of \$610,777.05, and authorize the Mayor to execute Change Order No. 3-Final. ROLL CALL: Yes-Tilson, Riese, Dugan, Wiemer, Derby, Porter, Kerns and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 E

Motion by Riese, seconded by Wiemer to approve Pay Application No. 7 submitted by Neuvirth Construction Inc. for the Water Treatment Plant Well House No. 8 in the amount of \$55,930.42 and authorize the Mayor to execute Pay Application No. 7. ROLL CALL: Yes-Derby, Porter, Kerns, Brookhouser, Tilson, Riese, Dugan and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Motion by Dugan, seconded by Porter to approve a Memorandum of Understanding with Melvin Sudbeck Homes, Inc., for the commission of the blight and substandard study of a portion of the City and for the reimbursement of the cost of the same by Melvin Sudbeck Homes, Inc. Following discussion, ROLL CALL: Yes-Wiemer, Derby, Porter, Kerns, Brookhouser, Tilson, Riese and Dugan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Riese, seconded by Wiemer to approve and authorize the Mayor to execute, a Memorandum of Understanding with JEO Consulting Group, Inc., for the commission of the blight and substandard study of a portion of the City. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Council Member Kerns stated that he would be abstaining from any discussion or action on this item as he is the president and major shareholder of Kerns Excavating Co., Inc.

Motion by Brookhouser, seconded by Porter to approve payment of Invoice No. 12206 submitted by Kerns Excavating Company in the amount of \$6,675.00 for Lime Sludge Removal at 17500 Schilling Refuge Road, Plattsmouth, NE. ROLL CALL: Yes-Riese, Dugan, Wiemer, Derby, Porter, Brookhouser and Tilson. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 12

7:26 p.m. Motion by Porter, seconded by Tilson to adjourn. MOTION CARRIED on a voice vote.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk