

PLATTSMOUTH CITY COUNCIL
February 17, 2014

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 February 17, 2014 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 and Wanda Wiemer. Council Members Absent: Doug Derby. 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

There were no Mayoral Proclamations.

ITEM 7-CONSENT AGENDA:

Motion by Wiemer, seconded by Brookhouser to approve the Consent Agenda as presented with additional claims.

- A Consider approval of the February 3, 2014 City Council Meeting Minutes
- B Consider recommendation of approval of a Special Designated License filed by Catholic Educators for a Fund Raiser being held at St. John's School Gym, 500 S. 18th Street, Plattsmouth on April 26, 2014 from 5:00 p.m. to 12:00 a.m.
- C Consider approval of claims

Claims Register Report
as of 2/17/2014

Vendor Name Amount

Payroll Claim

Pay Date: 1/24/14
Com Ctr 9217.41
EMS 7208.94
General 15665.96
Library 6358.26
Park and Cemetery 2179.2
Police 32627.51
Senior 2077.82
Street 11220.48
Water and Sewer 13401.33

99956.91

VARIOUS DEPARTMENTS

AMERICAN FAMILY LIFE 665.91
BLUE CROSS BLUE SHIELD 46265.83
DELTA DENTAL PLAN 2272.85
INTERNAL REVENUE SERVICE 116.45
MUTUAL OF OMAHA 1446.75
NEBRASKA DEPARTMENT OF REVENUE 23.13
NPPD 33200.91
THE UNION CENTRAL LIFE INSURANCE CO 155.02
UNITED STATES LIFE INSURANCE CO 190.41

Department : 01 - GENERAL ADMINISTRATION

BOMGAARS SUPPLY 46.53
FIRST BANKCARD 327
HIGGINS HARDWARE 2.79
KATHRYN SHARP 125
LEAGUE OF NEB MUNICIPALITIES 973
MENARDS 581.65
OLMSTED & PERRY ENGINEERING 533.26
PITNEY BOWES INC. 108
SCHMADER ELECTRIC CO INC 3200
SHERWIN WILLIAMS 197.74
SOUTHEAST AREA CLERKS ASSOC 10

Department : 02 - HUMANE/CODE ENFORCEMENT

BOMGAARS SUPPLY 14.1
HEARTS UNITED 35
JEFF HENRY CHEVROLET 312.05
NEBRASKA HUMANE SOCIETY 756

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Department : 03 - EMS

INTERSTATE ALL BATTERY 179.74

KATHRYN SHARP 200
MATHESON TRI-GAS INC 121.05
MICHAEL WOOD 284
PREMIER HEALTH CARE SERVICES INC 2500

Department : 04 - POLICE

BOMGAARS SUPPLY 25.76
BRIDGESTONE AMERICAS INC 423.52
FIRST BANKCARD 369.95
JACK'S UNIFORMS & EQUIPMENT 537.69
JEFF HENRY CHEVROLET 831.25
LYNN PEAVEY COMPANY 32.1

Department : 05 - STREET

BLACK HILLS ENERGY 759.65
BOMGAARS SUPPLY 828.98
FASTENAL COMPANY 17.1
FIRST BANKCARD 254.66
JEFF HENRY CHEVROLET 108.48
MICHAEL TODD & COMPANY INC 501.16
NEBRASKA SALT & GRAIN CO 4563.5
OLMSTED & PERRY ENGINEERING 542.5
TERRY LINDSEY 363.54
WHITE CAP CONSTRUCTION SUPPLY 187.14

Department : 06 - LIBRARY

AAA SEWER & DRAIN CLEANING CO 125
BAKER & TAYLOR BOOKS 1143.77
BLACK HILLS ENERGY 364.96
CHARTER BUSINESS 16
FIRST BANKCARD 1568.59
GALE GROUP INC 54.5
NEBRASKA LIBRARY COMMISSION 599.75
SUNSHINE POS 82.39
THE PENWORTHY CO 136.83
WINDSTREAM 52.39

Department : 07 - PARK & REC

A & M GREEN POWER 1492.22
BLACK HILLS ENERGY 344.07
BOMGAARS SUPPLY 34.16
IOWA PRISON INDUSTRIES 333.8

Department : 08 - CEMETERY

NEBRASKA PUBLIC POWER DISTRICT 85.55
PRUITT OUTDOOR POWER 10.92

Department : 10 - FIRE

ERIC GRIMSHAW 18.33
FELD FIRE 145.2
FIREBLADE LASER ENGRAVERS LLC 1523.21
FIRST BANKCARD 256.85
FORT DEARBORN LIFE INSURANCE CO. 185.76

JACK'S UNIFORMS & EQUIPMENT 519.99
KATHRYN SHARP 200
SCHMIDT TRANSPORTATION 2293.11

Department : 11 - SENIOR CITIZEN CTR
AUDIO VIDEO SOLUTIONS 650
BLACK HILLS ENERGY 470.57
FOUR STAR LAUNDRY 125.06

Department : 16 - ECONOMIC DEVELOPMENT
OLMSTED & PERRY ENGINEERING 337.5

Department : 17 - COMMUNITY CENTER
ANDERSON ELECTRIC & PUMP SUPPLY 569
AQUA CHEM INC 160
BELNICK INC 1367.44
BLACK HILLS ENERGY 4235.16
BSN SPORTS INC 364.6
DIANA BURNELL 25
FASTENAL COMPANY 1.33
FIRST BANKCARD 75
FISERV 187.5
FOUR STAR LAUNDRY 677.5
GREENLIFE GARDENS 180
HYPE INITIATIVES INC 392.13
NOVA FITNESS EQUIPMENT 1399.42
THE THOMPSON COMPANY 232.6

Department : 18 - AQUATIC
BLACK HILLS ENERGY 20.3
WINDSTREAM 47.17

Department : 20 - WATER
AMERICAN UNDERGROUND SUPPLY LLC 246.75
AMERICAN WATER WORKS ASSOC 174
BLACK HILLS ENERGY 446.02
BOMGAARS SUPPLY 193.98
DHHS 90
DPC INDUSTRIES INC 528.75
HACH COMPANY 171.07
HD SUPPLY WATERWORKS LTD 722.28
HIGGINS HARDWARE 12.82
IOWA PRISON INDUSTRIES 603
MISSISSIPPI LIME COMPANY 3698.95
PAYLESS OFFICE PRODUCTS 22.89
SCHONSTEDT INSTRUMENT CO 303.79
TRANSWOOD LOGISTICS INC 866.47
UNITED STATES POST OFFICE 100
WHITE CAP CONSTRUCTION SUPPLY 55.33

Department : 30 - SEWER
BLACK HILLS ENERGY 1306.66
BOMGAARS SUPPLY 282.38

THE FRAZIER COMPANY 697
TILSON AUTOMOTIVE 716
UNITED STATES POST OFFICE 100
USA BLUEBOOK 143.94
WASTECORP PUMPS LLC 2955

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Council Member Kerns introduced an Ordinance numbered and titled as follows: **ORDINANCE NO. 1874: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AMEND CHAPTER 5, ARTICLE 6, SECTION 5-602 OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011, RELATED TO “TRAILER COURTS; PERMIT REQUIRED;” TO ENACT CHAPTER 5, ARTICLE 6, SECTION 5-616 RELATED TO “COMPLIANCE WITH NUISANCE ORDINANCES;” TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE**

Motion by Kerns, seconded by Porter to approve first (1st) reading of Ordinance No. 1874 by title only. **ORDINANCE NO. 1874: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AMEND CHAPTER 5, ARTICLE 6, SECTION 5-602 OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011, RELATED TO “TRAILER COURTS; PERMIT REQUIRED;” TO ENACT CHAPTER 5, ARTICLE 6, SECTION 5-616 RELATED TO “COMPLIANCE WITH NUISANCE ORDINANCES;” TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.** The changes were discussed: The time frame for the license is March 1 through the last day of February of the following year; and compliance with nuisance ordinance. Following further discussion Kerns amended his motion as follows: The statutory rule requiring reading an ordinance on three different days be suspended and that Ordinance No. 1874 be adopted on first reading by title only. Porter seconded the amended motion. ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Wiemer, Porter and Kerns. No-None. Absent-Derby. Abstain-None. MOTION CARRIED. City Attorney Roger Johnson read Ordinance No. 1874 in to the record by title only and thereafter Kerns moved for final passage of the ordinance by title only, which motion was seconded by Porter. ROLL CALL: Yes-Wiemer, Porter, Kerns, Brookhouser, Tilson, Riese and Dugan. No-None. Absent-Derby. Abstain-None. MOTION CARRIED. City Attorney Roger Johnson read Ordinance No. 1874 in to the record by title only.

ITEM 9-NEW BUSINESS

ITEM 9 A

Pursuant to publication Mayor Bowman opened a public hearing at 7:14 p.m. to hear and consider public comment on the plan for the One and Six Year Highway and Street Improvement Program for the City of Plattsmouth, Nebraska for 2014. No one spoke. Mayor Bowman closed the public hearing at 7:14 p.m.

ITEM 9 B

Council Member Brookhouser introduced a resolution numbered and titled as follows: RESOLUTION NO. 14-009: Approve and adopt the One and Six Year Road and Street Improvement Plan for the City of Plattsmouth Nebraska for 2014

Motion by Brookhouser, seconded by Tilson to adopt RESOLUTION NO. 14-009 by title only:

RESOLUTION NO. 14-009

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, CASS COUNTY, NEBRASKA:

WHEREAS, the City has prepared the One and Six Year Road and Street Improvement Plan for 2014; and

WHEREAS, the Mayor and City Council have reviewed the Plan and find that it meets the requirements of the City.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Plattsmouth approve and adopt the One and Six Year Road and Street Improvement Plan for 2014.

PASSED AND APPROVED this 17th day of February 2014.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

Council Member Tilson asked for clarification on Project 150, placement of a median on Highway 75 at 1st Avenue. Public Works Director Gary Hellwig stated that nothing has been definitely decided but if the project is on the list the project can be done. City Attorney Roger Johnson read RESOLUTION NO. 14-009 in to the record by title only. ROLL CALL: Yes-Tilson, Riese, Dugan, Wiemer, Porter, Kerns and Brookhouser. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 C

Motion by Kerns, seconded by Riese to approve the Application for Mobile Home License submitted by Jeff Henry for The Pines Mobile Home Park, 1715 South 15th Street, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2014 through February 28, 2015. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Tilson, Riese, Dugan and Wiemer. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 D

Motion by Brookhouser, seconded by Riese to approve the Application for Mobile Home License submitted by Tim Podraza for Morning Star Mobile Home Park, 1018 Avenue H and authorize the issuance of a Mobile Home License for a period March 1, 2014 through February 28, 2015. ROLL CALL: Yes-Dugan, Wiemer, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 E

Motion by Porter, seconded by Kerns to approve the Application for Mobile Home License submitted by Robert Bauerkemper Jr. for Roberts Mobile Home Park, 2425 South 15th Street, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2014 through February 28, 2015. Following discussion, ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer and Porter. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Riese, seconded by Kerns to approve the Application for Mobile Home License submitted by Robert and Phyllis Bauerkemper Sr. Trust of 1999 for Cottonwood Mobile Home Park, 2405 South 15th Street, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2014 through February 28, 2015. ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Wiemer, Porter and Kerns. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 G

Motion by Brookhouser, seconded by Riese to approve the Application for Mobile Home License submitted by Chad Menke, Three Parks LLC for Hi Vue Mobile Home Park, 1023 North 9th Street, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2014 through February 28, 2015. ROLL CALL: Yes-Tilson, Riese, Dugan, Wiemer, Porter, Kerns and Brookhouser. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 H

Motion by Dugan, seconded by Wiemer to approve the Application for Mobile Home License submitted by Chad Menke, Three Parks LLC for Hill City Mobile Home Park, 504 North 22nd Street, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2014 through February 28, 2015. ROLL CALL: Yes-Riese, Dugan, Wiemer, Porter, Kerns, Brookhouser and Tilson. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 I

Motion by Porter, seconded by Riese to approve the Application for Mobile Home License submitted by Gary and Melanie Karre for South Side Mobile Home Park, 1904 Lincoln Avenue, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2014 through February 28, 2015. Council addressed the issue of mobile homes being demolished/broken down at this mobile home park but not being completed and left as an eyesore and a hazard to the public. Rob Church, contracted to lease the Mobile Home Park with the option to purchase, addressed council and explained that the demolition project was contracted and the contractor started the project but then never completed it. It was pointed out to Mr. Church that the project started in the fall so where is the accountability. The assignment of the license was questioned and the City Attorney Roger Johnson stated that it is a two stage process: 1-License issued to owner; 2-Owner completes application to assign/transfer. Chief Rathman updated the Council on the progress at the Mobile Home Park stating that one unit was gone; one unit was almost gone; and one unit had not been started. ROLL CALL: Yes-Porter, Kerns, Riese and Dugan. No-Wiemer, Brookhouser and Tilson. Absent-Derby. Abstain-None. Pursuant to statute, the Mayor exercised his authority and voted YES to create a majority of the council as a whole. MOTION CARRIED.

ITEM 9 J

Motion by Porter, seconded by Kerns to give a favorable recommendation to the Nebraska Liquor Control Commission with regard to a Manager Application submitted by Fraternal Order Eagles Aerie #365 requesting Michael S. Lias be approved as the Manager for Fraternal Order Eagles Aerie #365, Plattsmouth, Nebraska. It was clarified that this is strictly to recommend approval of the Manager Application, it is not for the actual Liquor License. ROLL CALL: Yes-Dugan, Wiemer, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 K

Motion by Brookhouser, seconded by Wiemer to approve the following personnel as new volunteer members of the Plattsmouth Emergency Medical Services Department: Zach Hogan; Paige Miller; and Randy Olsen. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Tilson, Riese, Dugan and Wiemer. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 9 L

Motion by Riese, seconded by Dugan to approve the Plattsmouth Emergency Medical Services Roster as presented. ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer and Porter. No-None. Absent-Derby. Abstain-None. MOTION CARRIED.

ITEM 12

7:46 p.m. Motion by Porter, seconded by Dugan to adjourn. MOTION CARRIED on a voice vote.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk