

PLATTSMOUTH CITY COUNCIL

June 15, 2015

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 June 15, 2015 at City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Terry Kerns, Jeanie Brookhouser, Steve Riese, Joe Dugan, Wanda Wiemer and Doug Derby. Council Members Absent: John Porter and Terry D. Tilson. 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

Justin Craig-Secretary for the Fraternal Order of Eagles #365 spoke on behalf of the membership regarding the addition to premises, adding the front cemented area, and stated that he was against the addition and that personally it went against what the F.O.E. stands for.

Charles Jones, Executive Director of the Plattsmouth Main Street Association informed the Mayor and Council that on June 27, 2015 there will be a grand opening for a new business at 430 Main Street-Blue Devils Creative Crafts.

ITEM 6-MAYORAL PROCLAMATIONS

Mayor Lambert stated that he has done two proclamations recently: One for Anne Begley in recognition of her retirement from being an educator for 33 years and one recognizing the First Lutheran Church 75 year anniversary

ITEM 7-CONSENT AGENDA:

Motion by Brookhouser, seconded by Wiemer to approve the Consent Agenda as presented:

- A Consider approval of the June 1, 2015 City Council Meeting Minutes
- B Consider approval of the 2015 Applications for Fireworks License. All fees and documentation have been received (State Fire Marshall Fireworks Permit, State of Nebraska Sales Tax Certificate and Proof of Insurance) and Fire Chief approval:

- 1 John Masters-1318 South 15th Street
- 2 Bellino Fireworks-303 Bestman Drive
- 3 Bellino Fireworks-2405 Oak Hill Road
- 4 Wild Willy's Fireworks-16315 Westside Drive
- 5 Bronson Family Fireworks-Hwy 75 & Avenue B
- 6 Ka-Boomer's Ent. Inc.-302 Fulton Ave.

C Consider approval of claims

Claims Register Report as of 6/15/2015

Vendor Name Amount

Pay Date: 6/12/15

Com Ctr 18413.5

EMS 7113.86

General 21902.23

Library 7013.85

Park and Cemetery 5000.8

Police 34822.89

Senior 2200.99

Street 10357.81

Water and Sewer 13248.26

120074.19

Vendor Name

AMERITAS LIFE INSURANCE CORP (pension) 14028.77

CENTRAL UNITED LIFE INSURANCE 265.44

COLLECTION SERVICES CENTER 186

EYE MED VISION CARE 307.33

FRATERNAL ORDER OF POLICE 180

INTERNAL REVENUE SERVICE 28904.58

NEBRASKA DEPARTMENT OF REVENUE (INCOME TAX) 3736.4

PLATTSMOUTH COMMUNITY CENTER 2847.84

PLATTSMOUTH STATE BANK 568.07

UNITED STATES LIFE INSURANCE CO 195.6

Department : 01 - GENERAL ADMINISTRATION

DES MOINES STAMP MFG COMPANY 43.5

DISCOVERY BENEFITS INC 26.25

EGAN SUPPLY CO 56.34

HIGGINS HARDWARE 2

JONES NATIONAL BANK & TRUST 27098.49

KATHRYN SHARP 125

KONICA MINOLTA BUSINESS SOLUTIONS 203.18

KONICA MINOLTA PREMIER FINANCE 303.16
MICROFILM IMAGING SYSTEMS 75
NEBRASKA PUBLIC POWER DISTRICT 196.51
PAYLESS OFFICE PRODUCTS 16.85
PETTY CASH CITY 12.84
SCHNEIDER AGENCY INC 88
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 1.99
THE COLUMBUS TELEGRAM 327.26
WASTE CONNECTIONS OF NEBRASKA INC 50.69
WINDSTREAM 235.96

Department : 02 - HUMANE/CODE ENFORCEMENT

NEBRASKA HUMANE SOCIETY 62
NEBRASKA PUBLIC POWER DISTRICT 47.86
PLATTSMOUTH ANIMAL HOSPITAL PC 100

Department : 03 - EMS

DISCOVERY BENEFITS INC 5.25
KONICA MINOLTA PREMIER FINANCE 34.98
LIFE-ASSIST INC 2536.51
MATHESON TRI-GAS INC 236.41
METRO BILLING SERVICES 760
NEBRASKA PUBLIC POWER DISTRICT 275.06
WASTE CONNECTIONS OF NEBRASKA INC 15.91
WINDSTREAM 159.36
WOODHOUSE FORD SOUTH INC 1163.31
ZOLL MEDICAL CORPORATION 1485

Department : 04 - POLICE

ARROWHEAD SCIENTIFIC INC 166.4
BARONI ENTERPRISES 12.7
BRIDGESTONE AMERICAS INC 774.82
DIGITAL ALLY INC 30
DISCOVERY BENEFITS INC 15.75
FIRST WIRELESS 355
JEFF HENRY CHEVROLET 622.19
KONICA MINOLTA BUSINESS SOLUTIONS 70.62
KONICA MINOLTA PREMIER FINANCE 197.6
MJN INC 1050
NEBRASKA MEDICAL CENTER 350
THE COLUMBUS TELEGRAM 200.87
WINDSTREAM 302.98

Department : 05 - STREET

ASPHALT & CONCRETE MATERIALS FLINN PAVING INC 535.58
CINTAS CORPORATION #749 255.52
CONWAY OIL COMPANY 1751
DISCOVERY BENEFITS INC 10.5

EGAN SUPPLY CO 169.18
FASTENAL COMPANY 0.8
HD SUPPLY CONSTRUCTION & INDUSTRIAL WHITE CAP 199.58
HOTSY EQUIPMENT CO 803.89
LINDER TIRE & AUTO INC 40
MARTIN MARIETTA AGGREGATES 386.69
MICHAEL TODD & COMPANY INC 70.73
MULLENAX AUTO SUPPLY 711.78
NEBRASKA DEPT OF ROADS 47374.35
NEBRASKA PUBLIC POWER DISTRICT 7711.17
PAYLESS OFFICE PRODUCTS 40.99
POURED FOUNDATIONS INC 12234.5
SOUTHEAST NE DEVELOPMENT DISTRICT 2683.88
WASTE CONNECTIONS OF NEBRASKA INC 127.91
WINDSTREAM 108.36
WOODHOUSE FORD SOUTH INC 455.32

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 654.1
CENTER POINT LARGE PRINT 41.94
CHARTER BUSINESS 16
COMPUTER CABLE CONNECTION 998
DEMCO 116.74
GALE/CENGAGE LEARNING 100.48
KONICA MINOLTA BUSINESS SOLUTIONS 134.19
KONICA MINOLTA PREMIER FINANCE 197.6
NEBRASKA PUBLIC POWER DISTRICT 344.38
OCLC ONLINE COMPUTER LIBRARY CENTER INC 109.6
WASTE CONNECTIONS OF NEBRASKA INC 15.9
WINDSTREAM 57.43

Department : 07 - PARK & REC

BOMGAARS SUPPLY 5.96
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 2.9
LINDER TIRE & AUTO INC 65
MULLENAX AUTO SUPPLY 103.32
NEBRASKA PUBLIC POWER DISTRICT 246.51
TILSON AUTOMOTIVE 80
WASTE CONNECTIONS OF NEBRASKA INC 119.28

Department : 08 - CEMETERY

BLACK HILLS ENERGY 21.26
DISCOVERY BENEFITS INC 5.25
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 3.25
WINDSTREAM 91.41

Department : 10 - FIRE

KONICA MINOLTA PREMIER FINANCE 34.98

NEBRASKA PUBLIC POWER DISTRICT 275.05
WASTE CONNECTIONS OF NEBRASKA INC 15.9
WINDSTREAM 159.36

Department : 11 - SENIOR CITIZEN CTR
CHARTER BUSINESS 237.01
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 146.63
NEBRASKA PUBLIC POWER DISTRICT 531.12
OFE OIL INC 91.1
STEPHEN C WARGA 70
STEUBES THRIFTWAY 180.42
THE THOMPSON COMPANY 3551.29

Department : 12 - DEBT SERVICE
PLATTSMOUTH STATE BANK 13988.75

Department : 16 - ECONOMIC DEVELOPMENT
SENDD 39.89

Department : 17 - COMMUNITY CENTER
AQUA CHEM INC 364.5
AVERY RENTS 175
CASS COUNTY EMERGENCY MANAGEMENT AGENCY 40
CHARTER BUSINESS 711.04
DXP ENTERPRISES INC 32.09
FIRE GUARD INC 333
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 369.25
GEORGIA MCCARL 56
KONICA MINOLTA BUSINESS SOLUTIONS 137.12
KONICA MINOLTA PREMIER FINANCE 278.83
NEBRASKA AIR FILTER INC 45.42
NEBRASKA PUBLIC POWER DISTRICT 4780.04
SAMS CLUB 111.45
SOUTHWEST IOWA PUBLISHING COMPANY LLC 180
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 20.94
STEPHEN C WARGA 45
THE THOMPSON COMPANY 130.76
WASTE CONNECTIONS OF NEBRASKA INC 110.29

Department : 18 - AQUATIC
AQUA CHEM INC 1034.45
NEBRASKA PUBLIC POWER DISTRICT 878.32
SAMS CLUB 75.91
SOUTHWEST IOWA PUBLISHING COMPANY LLC 296.76
STATE OF NEBRASKA 18
THE THOMPSON COMPANY 2380.7
WASTE CONNECTIONS OF NEBRASKA INC 115

Department : 20 - WATER
AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA 1894
DISCOVERY BENEFITS INC 10.5
DPC INDUSTRIES INC 293.75
FIRE GUARD INC 34.5
KNIGHT TRUCKING LLC 636.66
MISSISSIPPI LIME COMPANY 4352.46
MULLENAX AUTO SUPPLY 193.53
NEBRASKA PUBLIC POWER DISTRICT 27.56
ONE CALL CONCEPTS INC 33.98
PETTY CASH WATER DEPARTMENT 392.1
SARGENT DRILLING 225
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 27.98
THE COLUMBUS TELEGRAM 43.34
UTILITY EQUIPMENT COMPANY 133.73
WINDSTREAM 108.24

Department : 24 - DRUG FORFEITURE
JEFF HENRY CHEVROLET 400
PETTY CASH DRUG FUND 500

Department : 30 - SEWER
ECHO GROUP INC 114.1
FIRE GUARD INC 34.5
HAMILTON EQUIPMENT 215.52
MIDWEST LABORATORIES INC 496.5
MULLENAX AUTO SUPPLY 17.15
ONE CALL CONCEPTS INC 33.97
PAYLESS OFFICE PRODUCTS 34.98
RAILROAD MANAGEMENT COMPANY III LLC 160.78
STEUBES THRIFTWAY 10.68
WASTE CONNECTIONS OF NEBRASKA INC 46.56
WINDSTREAM 107.51

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

City Administrator Erv Portis stated that this is an insured loss. Motion by Riese, seconded by Dugan to approve the bid award and contract to Ciaccio Roofing for Plattsmouth Public Library Roof Replacement at a unit price contract award of \$32,800.00 and authorize the Mayor to execute the contract. ROLL CALL: Yes-Brookhouser, Dugan, Derby, Kerns, Riese and Wiemer. No-None. Absent-Porter and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9-NEW BUSINESS

ITEM 9 A

Pursuant to publication Mayor Lambert opened a public hearing at 7:06 p.m. with regard to corrections to the Land Development Ordinance for the City of Plattsmouth, August 2006, Table 4.5 R-2 Site Development Regulations. City Administrator Erv Portis made reference to the Council Packet information, stated that the Planning Commission has recommended approval to the Council and that he feels there is a sense of urgency to adopt. With no one else speaking, at 7:08 p.m. Mayor Lambert closed the public hearing.

ITEM 9 B

Council Member Riese introduced an ordinance numbered and titled as follows:

ORDINANCE NO. 1896: AN ORDINANCE TO AMEND TABLE 4.5 OF THE AUGUST 2006 LAND DEVELOPMENT ORDINANCE, ZONING CHAPTER, FOR THE CITY OF PLATTSMOUTH, NEBRASKA RELATED TO R-2 SITE DEVELOPMENT REGULATIONS; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.

Motion by Riese, seconded by Dugan that the statutory rule requiring reading an ordinance on three different days be suspended and that Ordinance No. 1896 be adopted on first reading by title only. Following discussion, ROLL CALL: Yes-Wiemer, Riese, Kerns, Derby, Dugan and Brookhouser. No-None. Absent-Porter and Tilson. Abstain-None. MOTION CARRIED. Said ordinance was read by title only and thereafter Riese moved for final passage of Ordinance No. 1896, which motion was seconded by Wiemer. ROLL CALL: Yes-Derby, Brookhouser, Dugan, Wiemer, Kerns and Riese. No-None. Absent-Porter and Tilson. Abstain-None. MOTION CARRIED. City Attorney Roger Johnson read Ordinance No. 1896 in to the record by title only.

ITEM 9 C

Motion by Wiemer, seconded by Riese to give a favorable recommendation to the Nebraska Liquor Control Commission regarding the Application for Deletion to Liquor License submitted by Eagles Fraternal Order #365, 209 South 23rd Street, Plattsmouth. City Administrator Erv Portis recommended the deletion to premises and also recommended denial of Item 9 D: Addition to premises and suggested revisiting after a Manager was approved and the paperwork is on file at the Nebraska Liquor Control Commission's office. ROLL CALL: Yes-Dugan, Wiemer, Brookhouser, Derby, Riese and Kerns. No-None. Absent-Porter and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 D

Motion by Kerns, seconded by Brookhouser to give a recommendation of denial to the Nebraska Liquor Control Commission regarding the Application for Addition to the Liquor License

submitted by Eagles Fraternal Order #365, 209 South 23rd Street, Plattsmouth. Following discussion, ROLL CALL: Yes-Riese, Derby, Wiemer, Brookhouser, Kerns and Dugan. No-None. Absent-Porter and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 E

City Administrator Erv Portis recommended that this item be post poned to the next meeting so that additional staff notations could be obtained regarding the property. Motion by Riese, seconded by Wiemer to lay over authorizing the City Attorney to file lawsuit to foreclose on special assessments filed against 415 South 5th Street, Plattsmouth, NE to the next meeting on July 6, 2015. ROLL CALL: Yes-Kerns, Wiemer, Dugan, Derby, Riese and Brookhouser. No-None. Absent-Porter and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Brookhouser, seconded by Wiemer to approve a Street Closing or Event Permit Application submitted by Plattsmouth Chamber of Commerce for an event, The Taste of Plattsmouth Business Expo, to be held on July 31, 2015 at the Entertainment Plaza located at 4th and Main Street in downtown Plattsmouth. Following discussion, ROLL CALL: Yes-Wiemer, Dugan, Brookhouser, Kerns, Derby and Riese. No-None. Absent-Porter and Tilson. Abstain-None. MOTION CARRIED.

ITEM 9 G

Motion by Wiemer, seconded by Dugan to approve a request by Eric Burns-Main Street Bar & Grill, 226 Main Street to authorize a public fireworks display on June 20, 2015 at approximately 9:15 p.m. After extensive discussion regarding permits, location and security/safety, ROLL CALL: Yes-Dugan, Derby, Kerns and Wiemer. No-Riese and Brookhouser. Absent-Porter and Tilson. Abstain-None. MOTION FAILED.

ITEM 12

7:47 p.m. Motion by Kerns, seconded by Brookhouser to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk