

PLATTSMOUTH CITY COUNCIL

February 6, 2017

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 6, 2017 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: John Porter, Terry Kerns, Jeanie Brookhouser, Cheryl Grimshaw, Joe Dugan, Wanda Wiemer and Doug Derby. Council Members Absent: Steve Riese. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer and City Attorney Larry Welch Jr.

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.

ITEM 6-MAYORAL PROCLAMATIONS

ITEM 6 A

Mayor Lambert stated that he presented a proclamation to John Kool on Saturday, February 4, 2017. John and his wife Phyllis have been very active in the community and their parish and will be leaving the community.

ITEM 7 CONSENT AGENDA

Motion by Derby seconded by Grimshaw to approve the Consent Agenda with the additional claims:

- A Consider approval of the January 16, 2017 City Council Meeting Minutes
- B Consider approval of the Mayor's recommendation of appointment/reappointments to the Planning Commission: Appointment of Mike Bowman as a Member to a 3 year term expiring 01/2020; Reappointment of Jeff Kindig to a 3 year term ending 01/2020; Reappointment of Rich McKinley to a 3 year term ending 01/2020; and Reappointment of Heather Herlick to a 3 year term ending 01/2020

- C Consider approval of the Mayor's recommendation of appointment/reappointments to the Economic Development Application Review Committee: Appointment of Brian Harvey to a 3 year term expiring 02/2020; Reappointment of Dave Steinkrueger to a 3 year term expiring 02/2020; Reappointment of Doug Duey to a 3 year term expiring 02/2020; Reappointment of Russ Kathol to a 3 year term expiring 02/2020; and Reappointment of Charles Jones to a 3 year term expiring 02/2020
- D Consider recommendation of approval of a Special Designated License filed by Mayden Layne Enterprises d/b/a DC's Waterhole, 441 Main Street for a Fundraiser, being held at St. John the Baptist School, 520 South 18th Street, Plattsmouth on March 11, 2017 from 3:00 p.m. to midnight
- E Consider recommendation of approval of a Special Designated License filed by Church of the Holy Spirit, 520 South 18th Street for a Fundraiser being held at St. John the Baptist School, 520 South 18th Street, Plattsmouth on March 3, 2017 from 5:00 p.m. to 9:00 p.m.
- F Consider recommendation of approval of a Special Designated License filed by Church of the Holy Spirit, 520 South 18th Street for a Fundraiser being held at St. John the Baptist School, 520 South 18th Street, Plattsmouth on March 10, 2017 from 5:00 p.m. to 9:00 p.m.
- G Consider recommendation of approval of a Special Designated License filed by Church of the Holy Spirit, 520 South 18th Street for a Fundraiser being held at St. John the Baptist School, 520 South 18th Street, Plattsmouth on March 17, 2017 from 5:00 p.m. to 9:00 p.m.
- H Consider recommendation of approval of a Special Designated License filed by Church of the Holy Spirit, 520 South 18th Street for a Fundraiser being held at St. John the Baptist School, 520 South 18th Street, Plattsmouth on March 24, 2017 from 5:00 p.m. to 9:00 p.m.
- I Consider recommendation of approval of a Special Designated License filed by Church of the Holy Spirit, 520 South 18th Street for a Fundraiser being held at St. John the Baptist School, 520 South 18th Street, Plattsmouth on March 31, 2017 from 5:00 p.m. to 9:00 p.m.
- J Consider recommendation of approval of a Special Designated License filed by Church of the Holy Spirit, 520 South 18th Street for a Fundraiser being held at St. John the Baptist School, 520 South 18th Street, Plattsmouth on April 7, 2017 from 5:00 p.m. to 9:00 p.m.
- K Consider approval of claims

Claims Register Report as of 2/6/17

Dept Name / Vendor Name Amount

Pay Date: 1/20/17

Com Ctr 8585.76

EMS 8615.21

General 14013.92

Library 7461.25

Parks and Cemetery 2444.8

Police 34846.67

Senior 2188.77

Street 14233.46

Water and Sewer 13150.04

105539.88

Pay Date: 2/3/17

Com Ctr 9089.66

EMS 8581.38

General 14613.91

Library 7102.96

Parks and Cemetery 2476.9

Police 35550.16

Senior 2391.73

Street 12296.23

Water and Sewer 13515.02

105617.95

Various

AMERITAS 28611.06

COLLECTION SERVICES CENTER 561.6

FRATERNAL ORDER OF POLICE 360

INTERNAL REVENUE SERVICE 50500.16

KONICA MINOLTA 1518.41

NEBRASKA DEPARTMENT OF REVENUE 6781.82

NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 10020.41

NEBRASKA UNEMPLOYMENT COMP FUND 338.91

PLATTSMOUTH COMMUNITY CENTER 2420.66

PLATTSMOUTH STATE BANK 1724.01

Department : 01 - GENERAL ADMINISTRATION

AMERICAN FAMILY INSURANCE 752.62

AMERITAS LIFE INS 155.02

BLACK HILLS ENERGY 1169.66

CHARTER BUSINESS 177.63

DELTA DENTAL PLAN OF NE 2730.75

DISCOVERY BENEFITS INC 15.75
EYEMED 372.14
FORT DEARBORNE LIFE INS 275.2
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 9.5
INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS 160
LEAGUE OF NEBRASKA MUNICIPALITIES 725
LINCOLN JOURNAL STAR 44.7
NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES 678
OFFICE DEPOT INC 259.45
OFFUTT ADVISORY COUNCIL 300
PITNEY BOWES INC 105
THE PITNEY BOWES BANK INC 1522.96
TYLER TECHNOLOGIES 323.43
VERIZON WIRELESS 83.31
WASTE MANAGEMENT 234.32
WELCH LAW FIRM LLC 6000

Department : 02 - HUMANE/CODE ENFORCEMENT
VERIZON WIRELESS 40.01

Department : 03 - EMS
ALEGENT CREIGHTON HEALTH 35
BLACK HILLS ENERGY 238.01
BOUND TREE MEDICAL LLC 1416.76
CHARTER BUSINESS 7.88
DISCOVERY BENEFITS INC 5.25
FIRST BANKCARD 56.67
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 12.41
FRANK & KAREN PROHASKA 2586
KATHRYN SHARP 226.73
MATHESON TRI-GAS INC 394.03
METRO BILLING SERVICES LLP 1000
PREMIER HEALTH CARE SERVICES INC 2500
STERICYCLE INC 193.05
T HALL ABC INC 240.75
VERIZON WIRELESS 224.23
WINDSTREAM 174.38

Department : 04 - POLICE
ARROWHEAD SCIENTIFIC INC 80.33
CASS COUNTY SHERIFF 3509
DAVID WALKER 89.3
DISCOVERY BENEFITS INC 31.5
FIRST BANKCARD 363.92
IMPACT MANUFACTURING 20.99
JACKS UNIFORMS & EQUIPMENT 354.89
JEFF HENRY CHEVROLET 41.22
LEROY LEWIS 527.83

LINDER TIRE & AUTO INC 25
MATTHEW E WATSON 63.94
OFFICE DEPOT INC 120.27
SOFTCHOICE CORPORATION 223.37
VERIZON WIRELESS 171.85
WINDSTREAM 320.22

Department : 05 - STREET
BLACK HILLS ENERGY 647.93
DISCOVERY BENEFITS INC 10.5
JEFF HENRY CHEVROLET 58.96
LYMAN RICHEY SAND & GRAVEL CO 5573.91
OFFICE DEPOT INC 61.48
OLD DOMINION BRUSH 1567.57
QUALITY SIGNS 65
SAFETY-KLEEN CORPORATION 246.41
SID TOOL CO INC 132.89
VERIZON WIRELESS 166.62
VOSS ELECTRIC CO 425.1

Department : 06 - LIBRARY
BAKER & TAYLOR BOOKS 1410.87
BLACK HILLS ENERGY 320.13
CENTER POINT LARGE PRINT 222.9
CHARTER BUSINESS 26
FIRE GUARD INC 84
FIRST BANKCARD 752.78
NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES 1373
ROBERT SAVAGE 800
WINDSTREAM 117.32

Department : 07 - PARKS
BLACK HILLS ENERGY 251.17
VERIZON WIRELESS 31.51

Department : 08 - CEMETERY
BOMGAARS SUPPLY 34.99
DISCOVERY BENEFITS INC 5.25
NEBRASKA PUBLIC POWER DISTRICT 79.06
VERIZON WIRELESS 31.51
WINDSTREAM 109.78

Department : 10 - FIRE
BLACK HILLS ENERGY 238
CHARTER BUSINESS 7.87
DANKO 1195.19
FIRE GUARD INC 450.05
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 12.44

KATHRYN SHARP 226.73
PLATTSMOUTH RURAL FIRE 275.64
WINDSTREAM 174.39

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 390.26
STRATUS BUILDING SOLUTION OF ARIZONA 219
TAKKT AMERICA HOLDING COMPANY 635.46
THE THOMPSON COMPANY 3544.78
UNITED STATES POSTAL SERVICE 98

Department : 16 - ECONOMIC DEVELOPMENT
PLATTSMOUTH AIRPORT AUTHORITY 8702.14

Department : 17 - COMMUNITY CENTER
AQUA CHEM INC 204.77
BLACK HILLS ENERGY 3512.31
COURTSIDE MARKETING 320
DEBRA S FLAHERTY 210
EGAN SUPPLY CO 182.14
FASTENAL COMPANY 6.04
FIFTH THIRD BANK 89.22
FIRST BANKCARD 679.95
JERRY SLAFTER 720
KONICA MINOLTA BUSINESS SOLUTIONS 119.58
KS STATEBANK 1048
NEBRASKA AIR FILTER INC 269.84
PLATTSMOUTH COMMUNITY CENTER 100
STACY EWING 34.68
STRATUS BUILDING SOLUTION OF ARIZONA 1870
VERIZON WIRELESS 51.8
WALKERS INC 86.4

Department : 18 - AQUATIC
BLACK HILLS ENERGY 22.25
CHARTER BUSINESS 33.87

Department : 20 - WATER
BLACK HILLS ENERGY 477.01
BOOMGAARS 928.41
DISCOVERY BENEFITS INC 15.75
DPC INDUSTRIES INC 671
HD SUPPLY WATERWORKS LTD 875
MENARDS 94.78
MISSISSIPPI LIME COMPANY 4690.08
MULLENAX 706.14
MUNICIPAL SUPPLY INC 206.24
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 1281.08

NEBRASKA PUBLIC POWER DISTRICT 7947.67
TYLER TECHNOLOGIES 251.71
VERIZON WIRELESS 94.53
WATER & SEWER DEPARTMENT 519.73
WELCH LAW FIRM LLC 2000

Department : 24 - DRUG FORFEITURE
VERIZON WIRELESS 54.73

Department : 30 - SEWER
BLACK HILLS ENERGY 2076.45
BOOMGAARS 928.4
HD SUPPLY FACILITIES MAINTENANCE LTD 352.34
MENARDS 149.99
MUNICIPAL SERVICE & SUPPLY 156.07
NEBRASKA PUBLIC POWER DISTRICT 2491.27
OFFICE DEPOT INC 5.3
RASMUSSEN MECHANICAL SERVICES INC 1208.96
TYLER TECHNOLOGIES 251.72
VERIZON WIRELESS 51.8
WELCH LAW FIRM LLC 2000
WINDSTREAM 52.6

Department : 40 - RIVERFRONT
OLMSTED & PERRY 9170.52

Department : 40 - PLATTSMOUTH KENO
NEBRASKA DEPARTMENT OF REVENUE CHARITABLE GAMING DIVISION 11927

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Council member Kerns stated that he would be abstaining from any discussion or action on this item as he is President and Majority Shareholder of Kerns Excavating Co.

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed the bids for the NE Highway 66 Water Main Relocation Project (Rebid). Mr. Perry recommended approval of the bid award and contract for the project to the low bidder, Kerns Excavating Co., at a unit price contract award of \$120,623.00. Motion by Porter seconded by Dugan to approve the bid award and contract for the NE Highway 66 Water Main Relocation Project (Rebid) to Kerns Excavating Co. at a unit price contract award of \$120,623.00 and authorize the Mayor to execute the construction contract. ROLL CALL: Yes-Wiemer, Grimshaw, Dugan, Brookhouser, Porter and Derby. No-None. Absent-Riese. Abstain-Kerns. MOTION CARRIED.

ITEM 9-NEW BUSINESS

ITEM 9 A

Motion by Brookhouser seconded by Porter to approve the solicitation of bids for approximately 14,000 sp/ft of Concrete Patch Repair. Following discussion, ROLL CALL: Yes-Derby, Porter, Wiemer, Kerns, Dugan, Brookhouser and Grimshaw. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 B

Pursuant to publication Mayor Lambert opened a Public Hearing at 7:09 p.m. to hear and consider public comments on the plan for the One and Six Year Highway and Street Improvement Program 2017 for the City of Plattsburgh. No one spoke. Mayor Lambert closed the Public Hearing at 7:10 p.m.

ITEM 9 C

Motion by Grimshaw seconded by Wiemer to approve the One and Six Year Highway and Street Improvement Program 2017 for the City of Plattsburgh and authorize the Mayor to execute the program documents. ROLL CALL: Yes-Grimshaw, Dugan, Kerns, Derby, Porter, Wiemer and Brookhouser. No-None. Absent-Riese. Abstain-None. MOITON CARRIED.

ITEM 9 D

Pursuant to publication Mayor Lambert opened a Public Hearing at 7:11 p.m. to hear and consider public comments on a proposed amendment to the City of Plattsburgh Land Development Ordinance, Article Five, Overlay Districts, Section 5-7, Floodplain/Floodway Overlay District, to further define Permitted Uses within the Floodway Overlay Districts, and to provide a definition of Recreation Vehicle. No one spoke. Mayor Lambert closed the Public Hearing at 7:12 p.m.

ITEM 9 E

City Administrator Ervin Portis recommended approval and suggested suspending the statutory rules and adopting on first reading.

Council Member Porter introduced an Ordinance numbered and titled as follows: **ORDINANCE NO. 1919: AN ORDINANCE TO AMEND CERTAIN PORTIONS OF THE TEXT OF THE ZONING ORDINANCE OF THE CITY OF PLATTSBURGH FOUND AT CHAPTER 11 OF THE PLATTSBURGH MUNICIPAL CODE TO DEFINE PERMITTED USES WITHIN THE FLOODWAY/FLOODPLAIN OVERLAY DISTRICT AND TO PROVIDE A DEFINITION OF RECREATIONAL VEHICLE; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Porter seconded by Kerns that the statutory rule requiring reading an ordinance on three different days be suspended and Ordinance No. 1919 be adopted on first reading by title only. ROLL CALL: Yes-Brookhouser, Derby, Dugan, Grimshaw, Kerns, Porter and Wiemer. No-None. Absent-Riese. Abstain-None. MOTION CARRIED. City Attorney Larry Welch Jr. read Ordinance No. 1919 in to the record by title only. Kerns moved for final passage of Ordinance No. 1919, which motion was seconded by Porter. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Grimshaw, Dugan, Wiemer and Derby. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Kerns seconded by Derby 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, 2017 through February 28, 2018. ROLL CALL: Yes-Dugan, Brookhouser, Derby, Porter, Kerns, Wiemer and Grimshaw. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 G

Motion by Brookhouser seconded by Derby to approve the Application for Mobile Home License submitted by Jeff Henry for Cottonwood Mobile Home Park, 2405 South 15th Street, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2017 through February 28, 2018. ROLL CALL: Yes-Grimshaw, Wiemer, Kerns, Brookhouser, Dugan, Derby and Porter. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 H

Motion by Wiemer seconded by Dugan to approve the Application for Mobile Home License submitted by Tim Podraza for Morning Star Mobile Home Community, 1018 Avenue H and authorize the issuance of a Mobile Home License for a period March 1, 2017 through February 28, 2018. Following discussion on a discrepancy between the application and the City Inspector Report the motion and second were withdrawn.

Following further discussion, this item will be laid over to the next regularly scheduled meeting (February 20, 2017).

ITEM 9 I

This item, Consider approval of the Application for Mobile Home License submitted by Plattsmouth MHP, LLC, for Plattsmouth MHP, LLC, 2425 South 15th Street, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2017 through February 28, 2018, will be laid over to the next regularly scheduled meeting (February 20, 2017).

ITEM 9 J

This item, Consider approval of the Application for Mobile Home License submitted by Hi Vue Plattsmouth MHP, LLC for Hi Vue Plattsmouth MHP, 1023 North 9th Street, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2017 through February 28, 2018, will be laid over to the next regularly scheduled meeting (February 20, 2017).

ITEM 9 K

Motion by Kerns seconded by Grimshaw 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, 2017 through February 28, 2018. ROLL CALL: Yes-Derby, Wiemer, Dugan, Grimshaw, Brookhouser, Kerns and Porter. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 L

Motion by Porter seconded by Kerns to approve the Application for Mobile Home License submitted by Rob Church for Mac-Church Properties LLC d/b/a South Side Mobile Home Park, 1904 Lincoln Avenue, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2017 through February 28, 2018. ROLL CALL: Yes-Grimshaw, Porter, Derby, Brookhouser, Wiemer, Dugan and Kerns. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 M

Motion by Brookhouser seconded by Wiemer to approve the Application for Mobile Home License submitted by Mickey and Ann Gordon for Gordon's Court & Apts., 1105 Avenue D, Plattsmouth and authorize the issuance of a Mobile Home License for a period March 1, 2017 through February 28, 2018. ROLL CALL: Yes-Kerns, Dugan, Brookhouser, Derby, Porter, Grimshaw and Wiemer. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 N

Motion by Brookhouser seconded by Grimshaw to approve a Street Closing or Event Permit Application submitted by Plattsmouth Chamber of Commerce and Plattsmouth Main Street Association for the 1st Annual Food Truck Wars/Street Dance on Saturday, June 24, 2017 from 5:00 p.m. to 11:00 p.m. at the Entertainment Plaza (South 4th Street-Main Street south ½ block); Main Street-4th Street to 6th Street; 4th Street-1st Avenue to Avenue A; 5th Street-1st Avenue north to the east/west alley ½ block south of Avenue A; and 6th Street-1st Avenue to Avenue. Following discussion, ROLL CALL: Yes-Wiemer, Grimshaw, Porter, Kerns, Dugan, Brookhouser and Derby. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 O

Motion by Kerns seconded by Dugan to receive the Housing Authority of the City of Plattsmouth, Nebraska Basic Financial Statements, Required Supplemental Information and Supplemental Information for Year Ended June 30, 2016. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Grimshaw, Dugan, Wiemer and Derby. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 P

Motion by Brookhouser seconded by Wiemer to approve the appointment of Andrew Dollen and Aaron Bangham as new members to the Plattsmouth Volunteer Fire Department. ROLL CALL: Yes-Dugan, Grimshaw, Wiemer, Brookhouser, Derby, Kerns and Porter. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 Q

Motion by Wiemer seconded by Dugan to approve the Plattsmouth Volunteer Fire Department Roster. ROLL CALL: Yes-Brookhouser, Dugan, Porter, Derby, Kerns, Grimshaw and Wiemer. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 R

Motion by Brookhouser seconded by Grimshaw to approve the appointment of Michael Sheffield and Peter Magnin as new volunteer members to the Plattsmouth Emergency Medical Services Department. ROLL CALL: Yes-Derby, Wiemer, Dugan, Grimshaw, Brookhouser, Kerns and Porter. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 S

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

ITEM 12

7:34 p.m. Motion by Porter, seconded by Brookhouser to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk