

PLATTSMOUTH CITY COUNCIL

November 19, 2018

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 19, 2018 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Wanda Wiemer, Steve Riese, John Porter, Sean Minahan, Cheryl Grimshaw, Doug Derby and Jeanie Brookhouser. Council Members Absent: Terry Kerns. Also present: City Administrator Ervin Portis and City Clerk Sandra J. Meyer. City Attorney Stephen Q. Preston joined the meeting telephonically.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on November 8, 2018 in the Plattsmouth Journal. Proof of publication along with the Mayor and Council's Acknowledgment of Receipt of Notice are on file. The Open Meetings Act is posted on the bulletin board in the City Council chambers. A copy of the agenda and all documents to be discussed is available to the public. All proceedings hereafter shown were taken while the convened meeting was open to the public. We will follow the agenda that was made available to the public. Please silence cell phones.

ITEM 5-CITIZEN DELEGATION

Audrey Slate, 1018 Avenue H #47, Plattsmouth-made a complaint against the Water Department.

7:05 p.m. Council member Kerns arrived.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 7-CONSENT AGENDA

Motion by Brookhouser seconded by Grimshaw to approve the consent agenda with additional claims.

A Consider approval of the November 5, 2018 City Council Meeting Minutes

B Consider approval of claims

Pay Date: 11/9/18	119493.88
Com Ctr 9235.11	
EMS 10652.79	
General 17252.63	
Library 7561.27	
Parks and Cemetery 4211.86	
Police 38513.77	
Senior 2360.91	
Street 17506.96	
Water and Sewer 12198.58	

Various

AMERITAS 15465.85
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 25826.91
NEBRASKA CHILD SUPPORT PAYMENT CENTER 196.16
NEBRASKA DEPARTMENT OF REVENUE 3863.21
PLATTSMOUTH COMMUNITY CENTER 2552
PLATTSMOUTH STATE BANK 222.32

Department : 01 - GENERAL ADMINISTRATION

BLACK HILLS ENERGY 451.8
CASS COUNTY TREASURER 8858.4
CHARTER BUSINESS 130
GREGG YOUNG CHEVROLET OF PLATTSMOUTH 621.63
IDEAL PURE WATER 32.42
IRINA A HARRINGTON 75
KATHRYN SHARP 125
KONICA MINOLTA BUSINESS SOLUTIONS 214.8
NEBRASKA ON-SITE WASTE WATER ASSOCIATION 165
NEBRASKA PUBLIC POWER DISTRICT 335.05
OFFICE DEPOT INC 51.43
OXEN TECHNOLOGY 3078
THE COLUMBUS TELEGRAM 328.66
TODD K HINTZE 13.25
VERIZON WIRELESS 78.78
WASTE CONNECTIONS OF NEBRASKA INC 59.19
WELCH LAW FIRM LLC 6000
WINDSTREAM 247.55

Department : 02 - HUMANE/CODE ENFORCEMENT

GREGG YOUNG CHEVROLET OF PLATTSMOUTH 263.51
NEBRASKA PUBLIC POWER DISTRICT 73.61
NEBRASKA STATE TREASURER 352.5
PLATTSMOUTH ANIMAL HOSPITAL PC 371.2
SHELL FLEET PLUS 100.95
VERIZON WIRELESS 40.01

Department : 03 - EMS

BOUND TREE MEDICAL LLC 3468.26
CHARTER BUSINESS 7.88
DISCOVERY BENEFITS INC 33.34
FRANK & KAREN PROHASKA 702
KONICA MINOLTA BUSINESS SOLUTIONS 13.66
LARUE DISTRIBUTING INC 82.66
MATHESON TRI-GAS INC 533.44
METRO BILLING SERVICES LLP 2058
NEBRASKA PUBLIC POWER DISTRICT 272.84
SHELL FLEET PLUS 683.48

TODD K HINTZE 9.35
VERIZON WIRELESS 157.23
WALKERS INC 15.38
WASTE CONNECTIONS OF NEBRASKA INC 19.73
WINDSTREAM 181.99

Department : 04 - POLICE
ACCELERATED GRAPHX LLC 210
CASS COUNTY REGISTER OF DEEDS 30
DAVID WALKER 209.27
DISCOVERY BENEFITS INC 33.34
GREAT PLAINS UNIFORMS 107.5
GREGG YOUNG CHEVROLET OF PLATTSMOUTH 489.65
JONATHAN HARDY 102.88
KONICA MINOLTA BUSINESS SOLUTIONS 75.67
MULLENAX AUTO SUPPLY 9.99
PLATTCO REAL ESTATE & INS INC 80
POLICE CHIEFS ASSOC OF NEBRASKA 50
SHELL FLEET PLUS 1887.48
V H BLACKINTON & CO INC 12
VERIZON WIRELESS 159.44
WINDSTREAM 328.38

Department : 05 - STREET
BGNE INC 176.7
BOBCAT OF OMAHA 12670.9
CINTAS CORPORATION #749 389.05
ENVIROTECH SERVICES INC 5771.52
INLAND TRUCK PARTS COMPANY 9.09
LINDER TIRE & AUTO INC 18.69
MATHESON TRI-GAS INC 3564.11
MULLENAX AUTO SUPPLY 1646.1
NEBRASKA PUBLIC POWER DISTRICT 5835.26
PLATTSMOUTH STATE BANK 187692.5
PROFESSION WASTE WATER SERVICES 85.5
SAFETY-KLEEN CORPORATION 286.3
SHELL FLEET PLUS 1005.03
VAN WINKLE CONSTRUCTION SERVICES LLC 933.72
VERIZON WIRELESS 118.17
WASTE CONNECTIONS OF NEBRASKA INC 153.71
WINDSTREAM 94.38
WOODHOUSE FORD SOUTH INC 568.31

Department : 06 - LIBRARY
BAKER & TAYLOR BOOKS 1315.98
BLACK HILLS ENERGY 50.55
CASS COUNTY TREASURER 1476.4
KONICA MINOLTA BUSINESS SOLUTIONS 84.56

NEBRASKA PUBLIC POWER DISTRICT 400.72
OCLC ONLINE COMPUTER LIBRARY CENTER INC 161.51
OXEN TECHNOLOGY 3078
SOUTHEAST LIBRARY SYSTEM 10
THE PENWORTHY CO 171.42
WASTE CONNECTIONS OF NEBRASKA INC 19.74

Department : 07 - PARKS

BLACK HILLS ENERGY 63.29
CHARLES S SCHREIBER 419.92
CHARTER BUSINESS 36.55
GREGG YOUNG CHEVROLET 14000
LINDER TIRE & AUTO INC 12
MULLENAX AUTO SUPPLY 232.86
NEBRASKA PUBLIC POWER DISTRICT 277.59
OREILLY AUTOMOTIVE INC 52.87
SHELL FLEET PLUS 317.71
THE COLUMBUS TELEGRAM 6.32
VERIZON WIRELESS 39.39
WASTE CONNECTIONS OF NEBRASKA INC 143.72

Department : 08 - CEMETERY

AMERICAN CEMETERY SUPPLIES INC 196.82
BLACK HILLS ENERGY 47.07
MULLENAX AUTO SUPPLY 115.83
SHELL FLEET PLUS 136.16
VERIZON WIRELESS 39.39

Department : 10 - FIRE

CHARTER BUSINESS 7.88
KONICA MINOLTA BUSINESS SOLUTIONS 13.66
NEBRASKA PUBLIC POWER DISTRICT 272.84
TODD K HINTZE 9.35
WALKERS INC 15.37
WASTE CONNECTIONS OF NEBRASKA INC 19.73
WINDSTREAM 181.99

Department : 11 - SENIOR CITIZEN CTR

BLACK HILLS ENERGY 85.11
CHARTER BUSINESS 140.9
NEBRASKA PUBLIC POWER DISTRICT 746.1
OFE OIL INC 153.5
REINHART FOODSERVICE LLC 383.23
THE THOMPSON COMPANY 5636.17
UNITED STATES POSTAL SERVICE 150

Department : 12 - DEBT SERVICE

PLATTSMOUTH STATE BANK 2955

Department : 17 - COMMUNITY CENTER
ACCELERATED GRAPHX LLC 482
AQUA CHEM INC 915
BLACK HILLS ENERGY 766.04
CAROL STERBA 80
CHARTER BUSINESS 422.69
CHESTERMAN CO 74.14
J & G HANCOCK LLC 230
KONICA MINOLTA BUSINESS SOLUTIONS 196.66
MOREHEAD PLUMBING 418.25
NEBRASKA AIR FILTER INC 279.54
NEBRASKA PUBLIC POWER DISTRICT 6714.95
OFFICE DEPOT INC 124.06
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 83.58
STEPHEN C WARGA 120
VERIZON WIRELESS 39.39
WALKERS INC 63.6
WASTE CONNECTIONS OF NEBRASKA INC 132.89

Department : 18 - AQUATIC
BLACK HILLS ENERGY 22.25
CHARTER BUSINESS 36.55
NEBRASKA PUBLIC POWER DISTRICT 112.79

Department : 19 – ECONOMIC DEV – DTR PHASE 2
EMBEM, LLC 33750

Department : 20 - WATER
BLACK HILLS ENERGY 51.02
CASS COUNTY TREASURER 2657.52
CORE & MAIN LP 1588.25
DISCOVERY BENEFITS INC 33.32
DPC INDUSTRIES INC 268
JUSTIN A MARSH 1697.85
MISSISSIPPI LIME COMPANY 3990.4
MUNICIPAL SUPPLY INC 210.47
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 138
NEBRASKA PUBLIC POWER DISTRICT 91.99
ONE CALL CONCEPTS INC 32.92
SHELL FLEET PLUS 713.38
THE COLUMBUS TELEGRAM 7.88
TRANSWOOD LOGISTICS INC 982.92
VERIZON WIRELESS 40.34
WELCH LAW FIRM LLC 2000
WINDSTREAM 174.11

Department : 24 - DRUG FORFEITURE
H & H SALES INC 400
VERIZON WIRELESS 41.66

Department : 30 - SEWER
BLACK HILLS ENERGY 713.39
CASS COUNTY TREASURER 1771.68
DPC INDUSTRIES INC 100
DXP ENTERPRISES INC 135.26
JEREMY J MASID 3100.89
MIDWEST LABORATORIES INC 383.5
ONE CALL CONCEPTS INC 32.93
RAILROAD MANAGEMENT COMPANY III LLC 633.38
RHYLANDER WELDING & MFG INC 75
SHELL FLEET PLUS 228.43
WASTE CONNECTIONS OF NEBRASKA INC 56.1
WASTECORP PUMPS LLC 2455.88
WELCH LAW FIRM LLC 2000
WINDSTREAM 50.15

Department : 37 - ECONOMIC DEVELOPMENT - RIVER FRONT
PLATTSMOUTH STATE BANK 45011.25

ROLL CALL: Yes-Kerns, Riese, Brookhouser, Grimshaw, Wiemer, Minahan, Derby and Porter. No-None. Absent-None. 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 has a conflict of interest. Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed Contractor's Application for Payment No.2 submitted by Kerns Excavation Inc. for the Highway 75 Utility Relocations in the amount of \$65,692.92. Mr. Perry stated that the Application for Payment reflects approximately 60% of the project contract and recommended approval of payment. Motion by Brookhouser seconded by Wiemer to approve Contractor's Application for Payment No. 2 submitted by Kerns Excavation Inc. for the Highway 75 Utility Relocations in the amount of \$65,692.92 and authorize the Mayor to execute Pay Application No.2. ROLL CALL: Yes-Minahan, Derby, Wiemer, Porter, Riese, Grimshaw and Brookhouser. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 8 B

Council member Grimshaw introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1944: AN ORDINANCE TO CHANGE THE ZONING OF CERTAIN REAL PROPERTY LOCATED AT 648 FIRST AVENUE AND WITHIN THE ZONING JURISDICTION OF THE CITY OF PLATTSMOUTH, NEBRASKA, FROM CENTRAL BUSINESS DISTRICT TO GENERAL COMMERCIAL; TO AMEND THE ZONING DISTRICT BOUNDARIES AND OFFICIAL ZONING MAP OF THE CITY OF PLATTSMOUTH; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Grimshaw seconded by Wiemer to approve Third and Final Reading of ORDINANCE NO. 1944 by title only. ROLL CALL: Yes-Brookhouser, Wiemer, Derby, Riese, Grimshaw, Porter, Kerns and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1944 in to the record by title only.

ITEM 8 C

Council member Derby introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1945: AN ORDINANCE TO CHANGE THE ZONING OF CERTAIN REAL PROPERTY LOCATED AT 1408 8TH AVENUE, PLATTSMOUTH, NEBRASKA, LEGALLY DESCRIBED AS OAKMONT ESTATES 3RD SUBDIVISION LOT 3 (1.08 ACRES), CASS COUNTY, NEBRASKA, FROM THE URBAN RESIDENTIAL LOW-DENSITY (R-1) DISTRICT TO THE URBAN CORRIDOR (UC) DISTRICT; TO AMEND THE ZONING DISTRICT BOUNDARIES AND OFFICIAL ZONING MAP OF THE CITY OF PLATTSMOUTH; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Derby seconded by Riese that the statutory rule requiring reading an ordinance on three different days be suspended and that ORDINANCE NO. 1945 be adopted on second reading by title only. ROLL CALL: Yes-Porter, Grimshaw, Riese, Minahan, Brookhouser, Derby, Wiemer and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1945 in to the record by title only. Motion by Wiemer seconded by Grimshaw to approve final passage of ORDINANCE NO. 1945 by title only. ROLL CALL: Yes-Derby, Kerns, Porter, Wiemer, Riese, Brookhouser, Minahan and Grimshaw. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1945 in to the record by title only.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Pursuant to publication Mayor Lambert opened a public hearing at 7:16 p.m. to hear and consider public comments regarding an Application for a Class CK Liquor License from Fork & Hammer, LLC DBA Fork & Hammer, 542 Main Street, Suite B & C, Plattsmouth, Nebraska. No one spoke in favor, opposition or of a neutral nature so Mayor Lambert closed the public hearing at 7:17 p.m.

ITEM 9 B

Motion by Riese seconded by Brookhouser to give a favorable recommendation to the Nebraska Liquor Control Commission regarding an Application for a Class CK Liquor License submitted by Fork & Hammers, LLC DBA Fork & Hammer, 542 Main Street, Suite B & C, Plattsmouth, Nebraska. ROLL CALL: Yes-Wiemer, Porter, Kerns, Derby, Riese, Minahan, Grimshaw and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Motion by Brookhouser seconded by Grimshaw to approve the appointment of John Adams as a new volunteer member to the Plattsmouth Emergency Medical Services Department and be added to the Plattsmouth Emergency Medical Services Roster. ROLL CALL: Yes-Brookhouser, Derby, Grimshaw, Kerns, Minahan, Porter, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

Mike Wilson, Chief of the Plattsmouth Volunteer Fire Department gave an update on his attendance at the International Association of Fire Chiefs-Volunteer and Combination Officer Section meeting that he attended November 7, 2018 through November 11, 2018. Chief Wilson also made reference to the Lavender Ribbon Report-Prevention of cancer among firefighters, first responders and their families.

ITEM 12

7:26 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