

PLATTSMOUTH CITY COUNCIL

May 20, 2019

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 May 20, 2019 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Wanda Wiemer, Steve Riese, Morgan Muller, Sean Minahan, Terry Kerns, Cheryl Grimshaw, Doug Derby and Jeanie Brookhouser. Council Members Absent: None. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer and City Attorney Stephen Q. Preston.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on May 9, 2019 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

Greg Hughes spoke regarding Oak Hill Cemetery. He stated he has attended most of the Ad Hoc Committee meetings that the Mayor formed to review the Cemetery By-Laws. He feels that the committee is missing the point-the Cemetery Board in the City Code states it is a misdemeanor if City code is not followed and there is a penalty and the Cemetery Board has not met for 4 years. Mr. Hughes stated that he is still here and still concerned about the Cemetery.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 7-CONSENT AGENDA

Motion by Grimshaw seconded by Wiemer to approve the consent agenda with the amended claims list:

- A Consider approval of the May 6, 2019 City Council Meeting Minutes
- B Consider a Special Designated License application submitted by Knights of Columbus for the Golf Tournament Award Dinner being held at St. John's School Gym/Cafeteria, 518 S. 18th St. on June 15, 2019 from 1:00 p.m. to 11:00 p.m. with an alternate date of June 22, 2019
- C Consider approval of claims

Claims Register Report as of 5/20/19

Pay Date: 5/10/19 123562.1
Com Ctr 8943.11
EMS 12108.33
General 16995.13
Library 7642.83
Parks and Cemetery 5437
Police 38589.57
Senior Center 2356.69
Street 15106.84
Water and Sewer 16382.6

Various

Vendor Name
AMERICAN FAMILY LIFE 651.95
AMERITAS 16205.48
EYE MED VISION CARE 402.23
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 27134.67
NEBRASKA CHILD SUPPORT PAYMENT CENTER 196.16
NEBRASKA DEPARTMENT OF REVENUE 4143.69
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 1633.5
PLATTSMOUTH COMMUNITY CENTER 2527.66
PLATTSMOUTH STATE BANK 136.16
SHELL 3955.61

Department : 01 - GENERAL ADMINISTRATION

BLACK HILLS ENERGY 403.27
CHARTER BUSINESS 66.19
DENNI MITCHELL 114.84
IDEAL PURE WATER 28.35
IRINA A HARRINGTON 75
KONICA MINOLTA BUSINESS SOLUTIONS 194.74
MICROFILM IMAGING SYSTEMS 75
NEBRASKA PUBLIC POWER DISTRICT 241.6
OFFICE DEPOT INC 61.06
THE COLUMBUS TELEGRAM 44.6
VERIZON WIRELESS 82.78
WASTE CONNECTIONS OF NEBRASKA INC 68.8
WH PLATTSMOUTH LLC 26793.23
WINDSTREAM 252.72

Department : 02 - HUMANE/CODE ENFORCEMENT

NEBRASKA PUBLIC POWER DISTRICT 103.67
VERIZON WIRELESS 40.01

Department : 03 - EMS

BLACK HILLS ENERGY 45.85
BOUND TREE MEDICAL LLC 1050.55

CHARTER BUSINESS 8.45
IDEAL PURE WATER 10
KONICA MINOLTA BUSINESS SOLUTIONS 11.83
MATHESON TRI-GAS INC 416.9
METRO BILLING SERVICES LLP 264
NEBRASKA PUBLIC POWER DISTRICT 408
VERIZON WIRELESS 168.07
WALKERS INC 16.38
WASTE CONNECTIONS OF NEBRASKA INC 21.65
WINDSTREAM 181.48

Department : 04 - POLICE

CASS COUNTY REGISTER OF DEEDS 10
CASS COUNTY SHERIFF 3615
CONSOLIDATED MANAGEMENT CO 97.36
DISCOVERY BENEFITS INC 25
H & H SALES INC 1236.88
JACKS UNIFORMS & EQUIPMENT 113.89
KONICA MINOLTA BUSINESS SOLUTIONS 95.09
MULLENAX AUTO SUPPLY 524.7
NEBRASKA LAW ENFORCEMENT TRAINING CENTER 360
RANDY WILKINS 250
REID RICHTER 29.12
VERIZON WIRELESS 161.42
WINDSTREAM 332.52

Department : 05 - STREET

AGRIVISION EQUIPMENT GROUP LLC 338.72
BLACK HILLS ENERGY 117.62
CINTAS CORPORATION #749 278.12
DULTMEIER SALES LLC 54.9
HOTSY EQUIPMENT CO 223.55
NEBRASKA PUBLIC POWER DISTRICT 5509.49
PLATTSMOUTH STATE BANK 71717.5
VERIZON WIRELESS 82.78
WASTE CONNECTIONS OF NEBRASKA INC 173.68
WINDSTREAM 94.84

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1254.08
BLACK HILLS ENERGY 41.96
BOUND TO STAY BOUND BOOKS INC 89.46
CHARTER BUSINESS 65
DEMCO 212.18
KONICA MINOLTA BUSINESS SOLUTIONS 100.08
NEBRASKA PUBLIC POWER DISTRICT 361.32
OCLC ONLINE COMPUTER LIBRARY CENTER INC 161.51
WASTE CONNECTIONS OF NEBRASKA INC 21.66

Department : 07 - PARKS
BLACK HILLS ENERGY 44.9
LINDER TIRE & AUTO INC 8
MULLENAX AUTO SUPPLY 110.03
NEBRASKA PUBLIC POWER DISTRICT 267.93
ODEYS INC 238
PRUITT OUTDOOR POWER 79.38
TEDS MOWER SALES AND SERVICE 50.47
VERIZON WIRELESS 41.39
WASTE CONNECTIONS OF NEBRASKA INC 242.79

Department : 08 - CEMETERY
BLACK HILLS ENERGY 59.27
J & J SMALL ENGINE SERVICE 130.34
MULLENAX AUTO SUPPLY 175.29
NEBRASKA IOWA SUPPLY CO INC 1387.09
NEBRASKA PUBLIC POWER DISTRICT 36.18
OREILLY AUTOMOTIVE INC 17.89
PRUITT OUTDOOR POWER 183.3
VERIZON WIRELESS 41.39

Department : 10 - FIRE
BLACK HILLS ENERGY 45.86
CHARTER BUSINESS 8.46
IDEAL PURE WATER 10
KONICA MINOLTA BUSINESS SOLUTIONS 11.84
NEBRASKA PUBLIC POWER DISTRICT 408
WALKERS INC 16.37
WASTE CONNECTIONS OF NEBRASKA INC 21.65
WINDSTREAM 181.47

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 67.66
HYVEE 354.8
LINDER TIRE & AUTO INC 412
NEBRASKA PUBLIC POWER DISTRICT 693.47
THE THOMPSON COMPANY 3362.13
WALKERS INC 116.2

Department : 12 - DEBT SERVICE
PLATTSMOUTH STATE BANK 62975

Department : 17 - COMMUNITY CENTER
AQUA CHEM INC 29.2
BLACK HILLS ENERGY 608.93
KONICA MINOLTA BUSINESS SOLUTIONS 78.59
MICHAEL LENNEN 27.26
NEBRASKA PUBLIC POWER DISTRICT 6241.27
PLATTSMOUTH CHAMBER OF COMMERCE 100
STEPHEN C WARGA 45

SWANK MOTION PICTURES INC 463
THE WALDINGER CORPORATION 1683
VERIZON WIRELESS 41.39
WALKERS INC 80
WASTE CONNECTIONS OF NEBRASKA INC 132.89

Department : 18 - AQUATIC
AQUA CHEM INC 646.94
BLACK HILLS ENERGY 22.02
MENARDS 66.43
NATIONAL TICKET COMPANY 527.4
NEBRASKA PUBLIC POWER DISTRICT 95.76
STEPHEN C WARGA 99

Department : 20 - WATER
BLACK HILLS ENERGY 109.79
CORE & MAIN LP 8268.86
DISCOVERY BENEFITS INC 25
MUNICIPAL SUPPLY INC 159
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 3015.46
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 432.25
NEBRASKA PUBLIC POWER DISTRICT 91.31
NEBRASKA RURAL WATER 137.5
OLMSTED & PERRY ENGINEERING 14144.6
ONE CALL CONCEPTS INC 56.16
SAVAGE PLUMBING INC 1050
SENSUS METERING SYSTEMS 974.97
THE COLUMBUS TELEGRAM 239.84
VERIZON WIRELESS 65.41
WATER & SEWER DEPARTMENT 417.65
WINDSTREAM 174.45

Department : 24 - DRUG FORFEITURE
H & H SALES INC 400
VERIZON WIRELESS 43.78

Department : 30 - SEWER
BLACK HILLS ENERGY 66.06
DPC INDUSTRIES INC 200
HD SUPPLY FACILITIES MAINTENANCE LTD 150.9
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 4701.51
NEBRASKA MACHINERY CO 55008.82
NEBRASKA PUBLIC POWER DISTRICT 180.73
NEBRASKA RURAL WATER 137.5
ONE CALL CONCEPTS INC 56.16
SENSUS METERING SYSTEMS 974.97
TREKK DESIGN GROUP LLC 2212.66
VERIZON WIRELESS 41.39
WASTE CONNECTIONS OF NEBRASKA INC 63.39
WINDSTREAM 50.07

Department : 37 - ECONOMIC DEVELOPMENT - RIVER FRONT
PLATTSMOUTH STATE BANK 180031.25

ROLL CALL: Yes-Minahan, Kerns, Muller, Grimshaw, Riese, Derby, Wiemer and Brookhouser. 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.

Motion by Wiemer seconded by Brookhouser to approve Invoice #15094 submitted by Kerns Excavating Company in the amount of \$6,139.50 (Repair Leak: 4th Street south of Ave. C-\$501.00; 630 Oakmont Dr.-\$806.00; South 10th St.-\$1,044.00; 402 Ave. C-\$806.00; 217 S. 6th St.-\$812.00; 903 3rd Ave.-\$900.50; Smith Ave. & 15th Ave.-\$1,030.00; and South 10th - \$240.00) and authorize payment. ROLL CALL: Yes-Brookhouser, Grimshaw, Minahan, Riese, Derby, Muller and Wiemer. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 8 B

Erv Portis, City Administrator stated the request comes as Schmidt and Morehead have significant efforts underway to restore their businesses and homes and are looking at options with regard to the riverfront. Motion by Brookhouser seconded by Wiemer to approve the request by One Schmore, LLC, to defer the next installment payment due under its Promissory Note for the Riverfront Development Project until June 1, 2020. Following discussion, ROLL CALL: Yes-Muller, Wiemer, Minahan, Riese, Derby, Grimshaw, Kerns and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Erv Portis, City Administrator stated that the developers considering the former Blue Devil Stadium property are not quite there yet and a continuation seems relevant to proceed. Motion by Grimshaw seconded by Brookhouser to extend the City's option period to purchase the former Blue Devil Stadium property from the Plattsouth Community School District to December 31, 2019, and authorize the City Administrator to notify the School District of the extension and to remit the \$10,000.00 extension payment as required by Section 4 of the Option Agreement. ROLL CALL: Yes-Kerns, Riese, Brookhouser, Derby, Wiemer, Muller, Grimshaw and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 D

Chief Rathman reviewed his request for the purchase of one (1) 2020 Ford Police Utility Vehicle from Anderson Auto Group of Lincoln, NE at a total price of \$33,645.00 per unit (State Contract Price), with a trade allowance in the amount of \$1,000.00. The Chief stated that Ford Motor was not able to fill the city's request for a 2019 police vehicle so using the state contract to purchase a 2020 police vehicle will

cost an additional \$1,579.00 over the amount allotted in the FY2018-2019 budget. Following discussion, Motion by Brookhouser seconded by Wiemer to authorize the purchase of one (1) 2020 Ford Police Utility Vehicle from Anderson Auto Group of Lincoln, NE at a total price of \$33,645.00 per unit (State Contract Price), with a trade allowance in the amount of \$1,000.00. The vehicle will be lease purchased over the period of three (3) years with the annual cost being \$11,899.00. Following discussion, ROLL CALL: Yes-Wiemer, Riese, Muller, Minahan, Kerns, Grimshaw, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Erv Portis, City Administrator gave a brief background on the Disaster Response and the various categories. To be eligible for FEMA funding for repairs the city needs to appoint a Consulting Engineer. Per the RFQ criteria Erv, Mayor Lambert and Neil Frodermann, Public Works Director reviewed the 2 proposals that were submitted. Olmsted & Perry Consulting Engineers Inc. proposal included Witt O'Brien (a full spectrum of disaster recovery firm) as a subcontractor which strengthens their proposal. Recommend the appointment of Olmsted & Perry Consulting Engineers Inc. as the Consulting Engineers for the 2019 Flood Recovery. Following discussion, Motion by Grimshaw seconded by Derby to approve the appointment of Olmsted & Perry Consulting Engineers Inc. as the Consulting Engineers for the 2019 Flood Recovery. ROLL CALL: Yes-Brookhouser, Derby, Grimshaw, Kerns, Minahan, Muller, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Brookhouser seconded by Wiemer to approve a Street Closing or Event Permit Application submitted by Plattsmouth Chamber of Commerce for the 3rd Annual Nebraska Food Truck Wars on June 29, 2019 from 12:00 p.m. to Midnight on Main Street from 3rd Street to 6th Street and to east/west alleys both sides of Main Street on 4th Street, 5th Street and 6th Street. Following discussion, ROLL CALL: Yes-Riese, Minahan, Derby, Brookhouser, Grimshaw, Wiemer, Muller and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Motion by Grimshaw seconded by Brookhouser to approve a Special Designated License application submitted by Mayden Layne Enterprises d/b/a DC's Waterhole for the Chamber of Commerce Food Truck Wars being held on Main Street-3rd Street to 6th Street and a ½ block each direction to the east/west alleys on June 29, 2019 from 3:00 p.m. to midnight. ROLL CALL: Yes-Brookhouser, Grimshaw, Minahan, Riese, Wiemer, Muller, Kerns and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 D

Erv Portis, City Administrator stated that the changes made are in an attempt to be responsive to the market and to retain and recruit. Recommendation of approval and asked to suspend the rules and adopt tonight.

Council member Brookhouser introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1956: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH WAGES, SALARIES AND BENEFITS FOR NON-UNION CITY EMPLOYEES AND APPOINTED OFFICIALS JUNE 5, 2019; TO REPEAL ORDINANCE NO. 1941 AND ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Brookhouser seconded by Wiemer that the statutory rule requiring reading an ordinance on three different days be suspended and that ORDINANCE NO. 1956 be adopted on first reading by title only. ROLL CALL: Yes-Grimshaw, Brookhouser, Muller, Wiemer, Derby, Kerns, Minahan and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1956 in to the record by title only. Motion by Brookhouser seconded by Grimshaw to approve final passage of ORDINANCE NO. 1956 by title only. ROLL CALL: Yes-Brookhouser, Derby, Grimshaw, Kerns, Minahan, Muller, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1956 in to the record by title only.

ITEM 9 E

Erv Portis, City Administrator stated that the application was submitted to continue work on the Old High School Building at 814 Main Street. Motion by Riese seconded by Muller to approve the FY19 Certified Local Government Grant of \$9,000.00 from the State Historic Preservation Office and authorize the Mayor to execute the Grant Agreement. ROLL CALL: Yes-Kerns, Muller, Derby, Wiemer, Brookhouser, Riese, Minahan and Grimshaw. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

8:10 p.m. Motion by Brookhouser seconded by Grimshaw to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk