

PLATTSMOUTH CITY COUNCIL

April 7, 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 April 7, 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, Wanda Wiemer and Doug Derby. Council Members Absent: None. 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

- A Mayor Bowman proclaimed April 8, 2014 "Billy Hale Day" in recognition of his years of dedication to the City of Plattsmouth and presented Billy with the framed proclamation
- B Mayor Bowman proclaimed the month of April 2014 as National Fair Housing Month

ITEM 7-CONSENT AGENDA:

Motion by Tilson, seconded by Brookhouser to approve the Consent Agenda with additional claims.

- A Consider approval of the March 17, 2014 City Council Meeting Minutes
- B Consider approval of claims

Claims Register Report as of 4/7/2014

Vendor Name Amount

Payroll Claim

Pay Date: 4/4/14
Com Ctr 9164.98
EMS 8009.29
General 16076.62
Library 6795.45
Park and Cemetery 2179.2
Police 32886.83
Senior 2142.82
Street 11416.18
Water and Sewer 12455.8

101127.17

Payroll Claim

Pay Date: 3/21/14
Com Ctr 8958.03
EMS 8250.67
General 18489
Library 6748.78
Park and Cemetery 2179.2
Police 32297.01
Senior 2170.32
Street 11185.24
Water and Sewer 13232.81

103511.06

VARIOUS

AMERICAN FAMILY LIFE 665.91
BLUE CROSS BLUE SHIELD 46265.83
CENTRAL UNITED LIFE INSURANCE 265.44
DELTA DENTAL PLAN 2272.85
MUTUAL OF OMAHA 725.71
PLATTSMOUTH STATE BANK 1074.62
THE UNION CENTRAL LIFE INSURANCE CO 155.02

01 - GENERAL ADMINISTRATION

BLACK HILLS ENERGY 1010.26
COMPUTERS TO GO 140
FIRST BANKCARD 424.83
HEATHER HERLICK 229.11
JEO CONSULTING GROUP INC 460

KONICA MINOLTA BUSINESS SOLUTIONS 217.75
NEBRASKA PUBLIC POWER DISTRICT 270.61
OLMSTED & PERRY ENGINEERING 625.24
PAPILLION SANITATION 49.88
PAYFLEX 40.06
PAYLESS OFFICE PRODUCTS 53.07
RDG PLANNING & DESIGN 1600
SWANK MOTION PICTURES INC 479
WELCH LAW FIRM LLC 210
WIREBUILT CO 75

02 - HUMANE/CODE ENFORCEMENT

LINDER TIRE & AUTO INC 20
NEBRASKA PUBLIC POWER DISTRICT 212.52
PLATTSMOUTH ANIMAL HOSPITAL PC 226.65

03 - EMS

BLACK HILLS ENERGY 148.13
FOUR STAR LAUNDRY 5.41
KATHRYN SHARP 300
KONICA MINOLTA BUSINESS SOLUTIONS 39.42
MATHESON TRI-GAS INC 172.1
NEBRASKA PUBLIC POWER DISTRICT 390.23
PAPILLION SANITATION 14.58
PAYFLEX 6.66
PRO SHIRT SHOP 159
STERICYCLE INC 1181.35

04 - POLICE

ACTION BATTERIES UNLIMITED INC 747.98
DAVID WALKER 89.93
FIRST BANKCARD 175
IMPACT MANUFACTURING 10
JACK'S UNIFORMS & EQUIPMENT 338.93
KONICA MINOLTA BUSINESS SOLUTIONS 174.65
MITCHELL 1 199.66
MRYON GREEN TREAT AMERICA 30.85
NEAL THOMAS 123.77
NEBRASKA ASSOC OF PROPERTY & EVIDENCE 25
PAYFLEX 19.98
PUBLIC AGENCY TRAINING COUNCIL 590
STEVE RATHMAN 128.37

05 - STREET

ASPHALT & CONCRETE MATERIALS 819.18
BLACK HILLS ENERGY 575.27
BOMGAARS SUPPLY 252.01
DEPT OF CORRECTIONAL SERV 50

IMPACT MANUFACTURING 26.1
INDEPENDENT HEATING & AIR 1620
JOHN DEERE CREDIT 75.4
MENARDS 99.94
MITCHELL 1 767.85
NEBRASKA AIR FILTER INC 65.76
NEBRASKA DEPT OF ROADS 790.12
NEBRASKA PUBLIC POWER DISTRICT 7795.59
OLD DOMINION BRUSH 2650.77
OLMSTED & PERRY ENGINEERING 10872.93
PAPILLION SANITATION 119.42
PAYFLEX 13.32
PROTECH COMMERCIAL VEHICLE OUTFITTERS 426.6
WOODHOUSE FORD SOUTH INC 16.08

06 - LIBRARY

BAKER & TAYLOR BOOKS 1422.71
BLACK HILLS ENERGY 202.13
CENTER POINT LARGE PRINT 225
CHARTER BUSINESS 16
DEMCO 195.11
FIRST BANKCARD 1307.19
GALE GROUP INC 54
GAYLORD BROS IN 54.38
KONICA MINOLTA BUSINESS SOLUTIONS 107.91
MITCHELL 1 867.85
NE DEPARTMENT OF LABOR 140
NEBRASKA PUBLIC POWER DISTRICT 512.99
OCLC INC 58.59
O'KEEFE ELEVATOR CO INC 166.56
OMAHA DOOR & WINDOW COMPANY 221.45
PAPILLION SANITATION 14.56
ROBERT J SAVAGE 800
WINDSTREAM 54.77

07 - PARK & REC

BLACK HILLS ENERGY 273.53
BOMGAARS SUPPLY 76.66
FASTENAL COMPANY 21.8
IOWA PRISON INDUSTRIES 366
MENARDS 48.3
NEBRASKA PUBLIC POWER DISTRICT 236.89
PAPILLION SANITATION 113.04
STEPHEN C. WARGA 36

08 - CEMETERY

NEBRASKA PUBLIC POWER DISTRICT 73.4
PAYFLEX 6.66

PAYLESS OFFICE PRODUCTS 99.96
WINDSTREAM 90.89

10 - FIRE

ASHLEY DURAE 175
BLACK HILLS ENERGY 148.14
FORT DEARBORN LIFE INSURANCE CO. 141.04
FOUR STAR LAUNDRY 5.44
GREG CLIFTON 100
HEIMAN INC 65
HOWARD JOHNSON RIVERSIDE INN 1335
KATHRYN SHARP 300
KONICA MINOLTA BUSINESS SOLUTIONS 39.41
NEBRASKA PUBLIC POWER DISTRICT 390.23
PAPILLION SANITATION 14.56
ROBERT BRYAN TAYLOR 100

11 - SENIOR CITIZEN CTR

BLACK HILLS ENERGY 384.81
FOUR STAR LAUNDRY 188.09
NEBRASKA PUBLIC POWER DISTRICT 811.58
OFE OIL INC. 56
STEUBE'S THRIFTWAY 192.29
THE THOMPSON COMPANY 3690.19

16 - ECONOMIC DEVELOPMENT

OLMSTED & PERRY ENGINEERING 37.5
PLATTSMOUTH MAIN STREET ASSOCIATION 5500

17 - COMMUNITY CENTER

AQUA CHEM INC 743.5
BIG RED LOCKSMITH INC 87.5
BLACK HILLS ENERGY 3463.33
BOMGAARS SUPPLY 91.19
BURNIE ENDORF 25
CATHY OSHEA 25
CHAD WEHRBEIN 25
DAVID CHIPMAN 25
FIRST BANKCARD 567.8
FOUR STAR LAUNDRY 1016.25
GREAT PLAINS SPORT FLOORING 585
JAMIE TILSON 25
KONICA MINOLTA BUSINESS SOLUTIONS 108.61
MAHONEY FIRE SPRINKLER INC 180
MARK STEPHENSON 25
MECHANICAL SALES INC 1067.75
MID-STATES SUPPLY COMPANY INC 112.06
NADINE BALONEK 35

NE DEPARTMENT OF LABOR 140
NEBRASKA AIR FILTER INC 44.34
NEBRASKA PUBLIC POWER DISTRICT 7304.23
O'KEEFE ELEVATOR CO INC 166.56
PAPILLION SANITATION 102.52
PAYFLEX 6.66
PAYLESS OFFICE PRODUCTS 17.05
TERESA FITZPATRICK 35
THE LIFEGUARD STORE INC 88.5
THE THOMPSON COMPANY 166.62

18 - AQUATIC

BLACK HILLS ENERGY 20.1
BOMGAARS SUPPLY 53.66
ELIFEGUARD INC 592.72
ELIZABETH VAN WASSENHOVEN 100
NEBRASKA PUBLIC POWER DISTRICT 133.55
PAYLESS OFFICE PRODUCTS 61.71
WINDSTREAM 47.81

20 - WATER

BLACK HILLS ENERGY 252.71
BOMGAARS SUPPLY 367.89
CUMMINS CENTRAL POWER 1795.67
FASTENAL COMPANY 44.83
HD SUPPLY WATERWORKS LTD 301.8
INTERSTATE INDUSTRIAL SERVICE 117.7
MISSISSIPPI LIME COMPANY 3777.25
MUNICIPAL SUPPLY INC 609.66
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 259
NEBRASKA PUBLIC POWER DISTRICT 8278.65
OLMSTED & PERRY ENGINEERING 4000
ONE CALL CONCEPTS INC 9.68
PAYFLEX 6.66
PHONETICS INC 420
TILSON AUTOMOTIVE 832.87
UPS 26.46
USA BLUEBOOK 103.68
VESSCO INC 1898.12
WATER DEPARTMENT-PETTY CASH 807.03

24 - DRUG FORFEITURE

JEFF HENRY CHEVROLET 200

30 - SEWER

AMERICAN AUTO GLASS 190
BLACK HILLS ENERGY 956.3
BOMGAARS SUPPLY 89.28

FREMAREK INC 572.68
HOLIDAY INN 190
NEBRASKA PUBLIC POWER DISTRICT 2456.06
ONE CALL CONCEPTS INC 9.67
PAPILLION SANITATION 43.28
WINDSTREAM 48.09

41 - KENO RESERVE

SSRJ INC DBA PLATTSMOUTH KENO 163.84

Motion by Brookhouser, seconded by Wiemer to approve the consent agenda as presented.

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Discussion and Action on the Nebraska Department of Roads request for the city to accept a lump sum payment for the entire amount in lieu of performing the obligations agreed upon in the U.S. Highway 34 relinquishment agreement adopted by the Nebraska Department of Roads and City of Plattsmouth November 19, 2007. NO DISCUSSION OR ACTION. Will be discussed at the April 21, 2014 regularly scheduled Plattsmouth City Council meeting

ITEM 8 B

Motion by Riese, seconded by Wiemer to approve bid award of a complete and operable portable emergency electric generator system primarily for water and wastewater systems, including sanitary sewer lift stations and other uses and consider award of bid to Cummins Central Power with a lump sum bid of \$39,000.00, authorize the purchase of the same and direct the Mayor to fully execute all documents. The bid was awarded to Cummins as one bid was way above engineers estimated cost, one bid did not meet specifications and one bid could not guarantee delivery in the specified timeline. ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Wiemer, Derby, Porter and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Steve Perry, Olmsted & Perry Consulting Inc. presented the Bid Tab Sheet for the Public Works Utility Building at 444 13th Avenue. One bid was received in the amount of \$246,311.00. Mr. Perry recommended that the bid be rejected as it was not representative of the estimated cost. Mr. Perry also recommended that the bid specifications for the project be restructured: Building Only-NO Electrical, Plumbing or Site Prep. Motion by Kerns, seconded by Dugan to reject all bids for the Public Works Utility Building at 444 13th Avenue. Council discussed the deadlines for the building completion. ROLL CALL: Yes-Wiemer, Derby, Porter, Kerns, Brookhouser, Tilson, Riese and Dugan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 D

Steve Perry, Olmsted & Perry Consulting Inc. reviewed the construction of the 2014 Street Repair and Overlay Project and was available to answer any questions. After a brief discussion, Motion by Riese, seconded by Tilson to authorize publication of notice and solicitation for sealed bids for construction of the 2014 Street Repair and Overlay Project. ROLL CALL: Yes-Dugan, Wiemer, Derby, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9-NEW BUSINESS

ITEM 9 A

Craig Vincent-Nebraska Public Power District Account Manager and Mick Snell-Nebraska Public Power District Distribution Supervisor were present and gave an overview of NPPD operations and generation resources to the Mayor and Council. Current issues that NPPD is facing were also reviewed.

ITEM 9 B

Motion by Kerns, seconded by Tilson to receive the **Blight and Substandard Study 2014** prepared by JEO Consulting Group, Inc., and refer to the Plattsmouth Planning Commission for a recommendation within thirty (30) days of whether the area defined within the study is substandard and blighted as defined in N.R.S. 18-2103 (10) and (11). ROLL CALL: Yes-Tilson, Riese, Dugan, Wiemer, Derby, Porter, Kerns and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Council Member Kerns stated that he would be abstaining from any discussion or action on this item as he is a major shareholder and president of Kerns Excavating Company. Motion by Porter, seconded by Brookhouser to approve a claim submitted by Kerns Excavating Company in the amount of \$245.00 for snow removal on 02/06/2014 and authorize payment. ROLL CALL: Yes-Derby, Porter, Brookhouser, Tilson, Riese, Dugan and Wiemer. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 9 D

Motion by Wiemer, seconded by Tilson to approve the request to submit a bid to the City of LaVista for the purchase of a surplus 2005 Ford ambulance. ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer, Derby and Porter. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 E

Council Member Tilson introduced a Resolution numbered and titled as follows: RESOLUTION NO. 14-011: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE THE SALE OF 50 SHARES OF MET LIFE STOCK HELD BY THE CITY AS A RESULT OF A TRANSITION OF MET LIFE FROM A MUTUALLY TRADED COMPANY TO A PUBLICLY TRADED COMPANY

Motion by Tilson, seconded by Brookhouser to approve RESOLUTION NO. 14-011 by title only.

RESOLUTION NO. 14-011

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE THE SALE OF 50 SHARES OF MET LIFE STOCK HELD BY THE CITY AS A RESULT OF A TRANSITION OF MET LIFE FROM A MUTUALLY TRADED COMPANY TO A PUBLICLY TRADED COMPANY.

WHEREAS, the City of Plattsmouth holds 50 shares of MetLife Stock which were acquired in 1999;

WHEREAS, the MetLife Stocks were acquired due to a transition in MetLife from a mutually traded company to a publicly traded company.

WHEREAS, the MetLife Stocks will be sold at current market value.

WHEREAS, the proceeds from the sale of the MetLife Stocks will be considered public funds or funds of the City for any purpose.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Plattsmouth, Nebraska that 50 shares of MetLife Stocks be sold at current market value.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute all documentation required for the sale of the MetLife Stocks.

PASSED AND APPROVED this 7th day of April 2014.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read Resolution No. 14-011 in to the record by title only. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Dugan, seconded by Derby to approve the purchase and installation of information technology hardware/software for City Hall, Library and Fire/EMS from Heartland Technology. The total purchase price of \$36,048.00 was discussed. ROLL CALL: Yes-Riese, Dugan, Wiemer, Derby, Porter, Kerns, Brookhouser and Tilson. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 G

Motion by Kerns, seconded by Porter to approve the purchase and installation of IT cabling at City Hall from Computer Cable Connections at a cost of \$4,690.00. ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Wiemer, Derby, Porter and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 H

Motion by Porter, seconded by Kerns to approve the Street Closing or Event Permit Application submitted by Hy-Vee for "Taste of Hy-Vee on Main" on Saturday, May 3, 2014 from 8:00 a.m. to 6:00 p.m. on Main Street from 6th Street to 7th Street. The coordination of events was discussed along with Hy-Vee being a community partner even though this is a private event. ROLL CALL: Yes-Wiemer, Derby, Porter, Kerns, Brookhouser, Tilson, Riese and Dugan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 I

Motion by Kerns, seconded by Porter to approve the request of the Plattsmouth Community School District to move the "Put Me In Coach" statue contingent on the following conditions: If the Statue is moved, the City retain ownership; The school pays the cost to move the statue; The school pays for or does the work to restore the area from which the statue is removed to a form approved by the City and School; Public access to the statue is not diminished by its move to a new location; and the statue is insured against vandalism. Following discussion Kerns amended his motion by adding to direct that an Interlocal Agreement be drafted between the City of Plattsmouth and the Plattsmouth Community School District with regard to the "Put Me In Coach" statue and that the conditions listed in the original motion be included in the Agreement. Said amendment to the original motion was seconded by Porter. A two week time frame for drafting the Interlocal Agreement was discussed so that the Council could consider at their next regularly scheduled meeting. The question of why the statue needed to be moved beings the Legion Field was still being used was discussed and also the question of whether the boulder with the plaque would also be moved with the statue. ROLL CALL: Yes-Dugan, Wiemer, Derby, Porter, Kerns, Tilson and Riese. No-Brookhouser. Absent-None. Abstain-None. MOTION CARRIED

ITEM 12

8:13 P.M. Motion by Porter, seconded by Dugan to adjourn. On a voice vote, MOTION CARRIED.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk