

PLATTSMOUTH CITY COUNCIL

June 1, 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 1, 2015 at City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Jeanie Brookhouser, Terry D. Tilson, Steve Riese, Joe Dugan, Wanda Wiemer and Doug Derby. Council Members Absent: John Porter and Terry Kerns. 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

Charles Jones, Plattsmouth Main Street Association Executive Director reminded the Mayor and Council that the activities at the Entertainment Plaza begin this weekend. Jones reviewed some of the upcoming attractions.

Harlan Seyfer, Plattsmouth Main Street Historian stated that he is in support of designating City Hall a Historic Landmark.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations

ITEM 7-CONSENT AGENDA:

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

- A Consider approval of the May 18, 2015 City Council Meeting Minutes
- B Consider approval of claims

Claims Register Report as of 6/1/2015

Vendor Name Amount

Pay Date: 5/29/15

Com Ctr 10729.56
EMS 7971.86
General 15893.32
Library 6819.04
Park and Cemetery 4530.55
Police 36141.81
Senior 2099.58
Street 10357.81
Water and Sewer 12537.33

107080.86

Vendor Name

AMERICAN FAMILY LIFE 773.42
AMERITAS LIFE INSURANCE CORP 155.02
AMERITAS LIFE INSURANCE CORP (pension) 13567.6
BAIRD HOLM LLP 198
BLACK HILLS ENERGY 85.86
BLUE CROSS BLUE SHIELD 51119.04
BOMGAARS SUPPLY 5.69
CHARTER BUSINESS 131.95
COLLECTION SERVICES CENTER 186
DELTA DENTAL PLAN 2469.2
INTERNAL REVENUE SERVICE 26877.54
MUTUAL OF OMAHA 736.19
NEBRASKA DEPARTMENT OF REVENUE (INCOME TAX) 4868.27
PLATTSMOUTH STATE BANK 568.07

Department : 01 - GENERAL ADMINISTRATION

FIRST BANKCARD 91.49
GLORIA WOLF 50
HEARTLAND TECHNOLOGY SOLUTIONS 505
KERMIT B REISDORPH 25
KONICA MINOLTA BUSINESS SOLUTIONS 13.55
MR EDS FLAGPOLE CO 32
OLMSTED & PERRY ENGINEERING 532.13
PITNEY BOWES INC 169.97
SCHNEIDER AGENCY INC 20
THE PITNEY BOWES BANK INC 2000

Department : 03 - EMS

BLACK HILLS ENERGY 51.49
FORT DEARBORN LIFE INSURANCE CO 61.92
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 18.22
IDEAL PURE WATER 19
KATHRYN SHARP 200
MULLENAX AUTO SUPPLY 32.98
ZOLL MEDICAL CORPORATION 236.28

Department : 04 - POLICE
CASS COUNTY SHERIFF 3509
FASTENAL COMPANY 26.36
FIRST BANKCARD 529.9
JACK'S UNIFORMS & EQUIPMENT 420.05
JEFF HENRY CHEVROLET 55.24
KAHLER CONSTRUCTION 3485
KONICA MINOLTA BUSINESS SOLUTIONS 10.77
LYNN PEAVEY COMPANY 53.5
MJN INC 1300
PAYLESS OFFICE PRODUCTS 111.86
WARGA BROADCASTING LLC 300

Department : 05 - STREET
ALLIED OIL & TIRE CO 862.95
BLACK HILLS ENERGY 83.55
BOMGAARS SUPPLY 223.91
ECHO GROUP INC 205.36
EGAN SUPPLY CO 158.29
HAMILTON EQUIPMENT 2082.58
JOHN DEERE CREDIT 27.74
MEESKE ACE HARDWARE 29.94
MULLENAX AUTO SUPPLY 6.79
OLMSTED & PERRY ENGINEERING 1027.66
ROSE EQUIPMENT INC 142.49
TITAN MACHINERY 3604

Department : 06 - LIBRARY
ACCUCUT LLC 112
BAKER & TAYLOR BOOKS 778.99
BLACK HILLS ENERGY 20.77
FIRST BANKCARD 1045.84
MT LIBRARY SERVICES 148.5

Department : 07 - PARK & REC
ALEGENT CREIGHTON HEALTH 70
BLACK HILLS ENERGY 25.58
CHARTER BUSINESS 30.52
FASTENAL COMPANY 9.84
FERGUSON ENTERPRISES 96.81
MEESKE ACE HARDWARE 97.62
MENARDS 79.98
MULLENAX AUTO SUPPLY 35.38

Department : 08 - CEMETERY
MULLENAX AUTO SUPPLY 16
NEBRASKA PUBLIC POWER DISTRICT 32.75

Department : 10 - FIRE

BLACK HILLS ENERGY 51.5
FELD FIRE 600
FIRST BANKCARD 2601.83
FORT DEARBORN LIFE INSURANCE CO 168.56
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 18.24
IDEAL PURE WATER 19
KATHRYN SHARP 200

Department : 11 - SENIOR CITIZEN CTR

BLACK HILLS ENERGY 110.52

Department : 16 - ECONOMIC DEVELOPMENT

OLMSTED & PERRY ENGINEERING 747.58
PLATTSMOUTH STATE BANK 42154.17

Department : 17 - COMMUNITY CENTER

BLACK HILLS ENERGY 994.72
FIRST BANKCARD 11.98
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 369.25
HYVEE 233.09
KS STATEBANK 1048
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 58.75

Department : 18 - AQUATIC

AQUA CHEM INC 118.93
BLACK HILLS ENERGY 2598.7
BOMGAARS SUPPLY 208.98
CHARTER BUSINESS 30.46
FASTENAL COMPANY 39.59
FERGUSON ENTERPRISES 802.8
FIRST BANKCARD 137.51
MENARDS 828

Department : 20 - WATER

BLACK HILLS ENERGY 22.14
BOMGAARS SUPPLY 138.74
DPC INDUSTRIES INC 1419.18
DUGAN BUSINESS FORMS 964.32
EGAN SUPPLY CO 63.11
IMPACT MANUFACTURING 2097.02
MENARDS 143.15
NEBRASKA DEPT OF ENVIRONMENTAL QUALITY 111208.68
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 168
NEBRASKA PUBLIC POWER DISTRICT 5819.38
OLMSTED & PERRY ENGINEERING 7233.76
SENSUS METERING SYSTEMS 785.17

TYLER TECHNOLOGIES 540
WATER & SEWER DEPARTMENT 1205.78

Department : 30 - SEWER
BLACK HILLS ENERGY 269.89
BOMGAARS SUPPLY 145.94
DPC INDUSTRIES INC 645
DUGAN BUSINESS FORMS 744.33
EGAN SUPPLY CO 33.56
FASTENAL COMPANY 58.33
NEBRASKA DEPT OF ENVIRONMENTAL QUALITY 118898.1
NEBRASKA PUBLIC POWER DISTRICT 2479.62
SENSUS METERING SYSTEMS 785.17
TYLER TECHNOLOGIES 540

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

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

ORDINANCE NO. 1895: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA ESTABLISHING AS AN HISTORIC LANDMARK CITY HALL, 136 N. 5TH STREET, PLATTSMOUTH, NEBRASKA, LEGALLY DESCRIBED AS LOTS 1 THROUGH 3, BLOCK 28, ORIGINAL TOWN OF PLATTSMOUTH, CASS COUNTY, NEBRASKA; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE

Motion by Wiemer, seconded by Derby to approve third and final reading of ORDINANCE NO. 1895 by title only. ROLL CALL: Yes-Brookhouser, Dugan, Tilson, Derby, Wiemer and Riese. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED. City Attorney Roger Johnson read ORDINANCE NO. 1895 in to the record by title only.

ITEM 8 B

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed and was available for questions. Motion by Brookhouser, seconded by Wiemer to approve Contractor's Application for Payment No. 2 (Final Retainage) submitted by Kerns Excavating Co. Inc. in the amount of \$2,510.17 for the 22nd Street Sanitary Sewer Extension Project; and authorize the Mayor to execute Pay Application No. 2. ROLL CALL: Yes-Riese, Wiemer, Brookhouser, Tilson, Dugan and Derby. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 C

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed and was available for questions. Motion by Riese, seconded by Tilson to approve Change Order No. 1 (Final) submitted by Oldcastle Materials Midwest Co. for the First Ave Pavement Repair Project in the amount of (-) \$10,237.25 for a total project cost of \$68,603.78 and authorize the Mayor to execute Change Order No. 1. ROLL CALL: Yes-Derby, Tilson, Dugan, Wiemer, Brookhouser and Riese. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 D

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed, stated that the payment amount is 95% of the adjusted contract price and was available for questions. Motion by Brookhouser, seconded by Tilson to approve Contractor's Application for Payment No. 1 submitted by Oldcastle Materials Midwest Co in the amount of \$64,661.73 for the First Ave Pavement Repair Project, and authorize the Mayor to execute Pay Application No. 1. ROLL CALL: Yes-Dugan, Brookhouser, Wiemer, Riese, Tilson and Derby. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 E

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed, stated that 100% of the work is done and was available for questions. Perry stated that he should be receiving the closeout documents in the next couple of days. Motion by Riese, seconded by Derby to approve Contractor's Application for Payment No. 2 (Final Retainage) submitted by Oldcastle Materials Midwest Co. for the First Ave Pavement Repair Project in the amount of \$3,942.05; and authorize the Mayor to execute Pay Application No. 2. Following discussion, Council member Riese amended his motion: approve Contractor's Application for Payment No. 2 (Final Retainage) submitted by Oldcastle Materials Midwest Co. for the First Ave Pavement Repair Project in the amount of \$3,942.05 contingent on receipt of closeout documents; and authorize the Mayor to execute Pay Application No. 2. ROLL CALL: Yes-Wiemer, Tilson, Riese, Derby, Brookhouser and Dugan. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 F

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed, stated that this is a progress payment through May 19, 2015 and was available for questions. Motion by Brookhouser, seconded by Wiemer to approve Contractor's Application for Payment No. 1 submitted by Oldcastle Materials Midwest Co. in the amount of \$50,038.11 for the CDBG Water and Sewer Street Improvements -Project Contract No. 2; and authorize the Mayor to execute Pay Application No. 1. ROLL CALL: Yes-Tilson, Derby, Dugan, Brookhouser, Wiemer and Riese. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 G

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed, stated that this is a progress payment through May 22, 2015 and was available for questions. Motion by Riese, seconded by Dugan to approve Contractor's Application for Payment No. 2 submitted by Kerns Excavating Co. Inc. in the amount of \$ 31,009.97 for the CDBG Water and Sewer Street Improvements – Project Contract No. 1, and authorize the Mayor to execute Pay Application No. 2. ROLL CALL: Yes-Riese, Wiemer, Brookhouser, Derby, Dugan and Tilson. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 H

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed the bids and made a recommendation to contract with Oldcastle Materials Midwest dba Omni Engineering for the Livingston Road Improvements Phase I Project at a unit price contract award of \$63,816.10. Motion by Brookhouser, seconded by Derby to approve the bid award and contract to Oldcastle Materials Midwest dba Omni Engineering for the Livingston Road Improvements Phase I Project at a unit price contract award of \$63,816.10 and authorize the Mayor to execute the construction contract. ROLL CALL: Yes-Brookhouser, Dugan, Tilson, Wiemer, Riese and Derby. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 9-NEW BUSINESS

ITEM 9 A

Motion by Riese, seconded by Derby to approve receipt of the FY 2015 Certified Local Government (CLG) Grant Award of \$19,800.00 federal funds from the Nebraska State Historic Preservation Office with local cash and in-kind match of \$14,518.00 for a total grant project of \$34,318.00; and authorize the Mayor to execute the Grant Agreement. Following discussion, ROLL CALL: Yes-Derby, Wiemer, Dugan, Riese, Tilson and Brookhouser. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Tilson, seconded by Dugan to approve the following personnel as a new volunteer member of the Plattsmouth Emergency Medical Services Department: Nikki Fabry. ROLL CALL: Yes-Dugan, Brookhouser, Derby, Tilson, Wiemer and Riese. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED.

ITEM 9 C

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

ITEM 9 D

Mayor Lambert indicated the need to go in to closed session to protect the public interest in regard to contract negotiations. City Administrator Erv Portis asked that real estate negotiations also be added for discussion in closed session.

7:38 p.m. Motion by Riese, seconded by Wiemer to convene to closed session to protect the public interest in regard to contract negotiations and real estate negotiations. ROLL CALL: Yes-Brookhouser, Dugan, Tilson, Riese, Derby and Wiemer. No-None. Absent-Porter and Kerns. Abstain-None. MOTION CARRIED. Mayor Lambert again stated that the closed session was to protect the public interest in regard to contract negotiations and real estate negotiations.

8:12 p.m. Motion by Tilson, seconded by Derby to reconvene to regular session. On a voice Vote, MOTION CARRIED.

ITEM 12

8:34 p.m. Motion by Tilson, seconded by Derby to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk