

PLATTSMOUTH CITY COUNCIL

September 5, 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 September 5, 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, Steve Riese, Wanda Wiemer and Doug Derby. Council Members Absent: Joe Dugan. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer and City Attorney Stephen Q. Preston.

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.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on August 24, 2017 in the Plattsmouth Journal. 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. We will follow the agenda that was made available to the public. Please silence cell phones.

ITEM 5-CITIZEN DELEGATION

No one spoke at Citizen Delegation.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 7 CONSENT AGENDA

Motion by Derby seconded by Riese to approve the Consent Agenda as presented:

- A Consider approval of the August 21, 2017 City Council Meeting Minutes
- B Consider recommendation of approval of a Special Designated License filed by Mayden Layne Enterprises d/b/a DC's Waterhole, 441 Main Street, NE for an event, Cruizin Main, being held at the Plattsmouth Entertainment Plaza, South 4th Street and Main; Main Street-7th Street to 3rd Street; North 4th Street-Main to Avenue A; North 5th Street-Main to East/West Alley ½ block north; North 6th Street-Main to Avenue A; South 6th Street-Main to 1st Avenue; and South 5th Street-Main to 1st Avenue, Plattsmouth on October 6, 2017 at 2:00 p.m. to 10:00 p.m.
- C Consider recommendation of approval of a Special Designated License filed by Sinnott Enterprises, 206 E. Lincoln St., Papillion, NE for an event, Cruizin Main, being held at the Plattsmouth Entertainment Plaza, South 4th Street and Main; Main Street-7th Street to 3rd Street; North 4th Street-Main to Avenue A; North 5th Street-Main to East/West Alley ½ block north; North 6th Street-Main to Avenue A; South 6th Street-Main to 1st Avenue;

and South 5th Street-Main to 1st Avenue, Plattsmouth on October 6, 2017 at 2:00 p.m. to 10:00 p.m.

D Consider approval of claims

Claims Register Report as of 9/5/17

Dept Name / Vendor Name Amount

Pay Date: 9/1/17 115628.53

Com Ctr 8642.61
EMS 9192.5
General 19963.65
Library 7406.07
Parks and Cemetery 3992.8
Police 37468.27
Senior 1903.18
Street 12071.79
Water and Sewer 14987.66

Various

Vendor Name

ACCREDITED COLLECTION SERVICE 104.68
AMERITAS 14245.8
AMERITAS LIFE INSURANCE CORP 155.02
BLUE CROSS BLUE SHIELD 55512.95
DELTA DENTAL PLAN 2581.25
FRATERNAL ORDER OF POLICE 180
HARTFORD LIFE INSURANCE COMPANY 207.95
INTERNAL REVENUE SERVICE 28031.63
MUTUAL OF OMAHA 768.81
NEBRASKA DEPARTMENT OF REVENUE 3798.15
PLATTSMOUTH COMMUNITY CENTER 2857.48
PLATTSMOUTH STATE BANK 799.28

Department : 01 - GENERAL ADMINISTRATION

BLACK HILLS ENERGY 22.07
CHARTER BUSINESS 54.79
DISCOVERY BENEFITS INC 5.25
KATHRYN SHARP 125
KONICA MINOLTA BUSINESS SOLUTIONS 10.48
KONICA MINOLTA PREMIER FINANCE 442.32
OLMSTED & PERRY ENGINEERING 262.48
SCHNEIDER AGENCY INC 14350
SHAW HARDWARE STORE 14.13
WASTE CONNECTIONS OF NEBRASKA INC 114.22
WELCH LAW FIRM LLC 6000

Department : 02 - HUMANE/CODE ENFORCEMENT
JEFF HENRY CHEVROLET 39.29
NEBRASKA DEPT OF AGRICULTURE 175

Department : 03 - EMS
BOUND TREE MEDICAL LLC 1255.5
DISCOVERY BENEFITS INC 5.25
FIRST BANKCARD 539.72
FORT DEARBORN LIFE INSURANCE CO 20.64
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 10.75
KATHRYN SHARP 539.12
KONICA MINOLTA PREMIER FINANCE 71.56
LARUE DISTRIBUTING INC 142.2
SOUTHEASTERN EMERGENCY EQUIPMENT COMPANY 19446.96
STERICYCLE INC 193.05
WALKERS INC 55.48
WASTE CONNECTIONS OF NEBRASKA INC 36

Department : 04 - POLICE
ACCURACY INCORPORATED 2757
CASS COUNTY SHERIFF 3509
DISCOVERY BENEFITS INC 42
FIRST BANKCARD 78.34
KONICA MINOLTA BUSINESS SOLUTIONS 10.28
KONICA MINOLTA PREMIER FINANCE 308.58
MJN INC 1000

Department : 05 - STREET
AGRIVISION EQUIPMENT GROUP LLC 3452.52
BLACK HILLS ENERGY 47.96
BOMGAARS SUPPLY 87.89
DISCOVERY BENEFITS INC 10.5
FOR HIRE LLC 650
HOTSY EQUIPMENT CO 223.55
PLATTSMOUTH STATE BANK 20
SHAW HARDWARE STORE 14.57

Department : 06 - LIBRARY
BAKER & TAYLOR BOOKS 3133.98
BIBLIOTHECA INC 278.45
BLACK HILLS ENERGY 23.3
DEMCO 95.5
FIRE GUARD INC 24.75
FIRST BANKCARD 1031.83
HILLER ELECTRIC COMPANY 326.25
KONICA MINOLTA PREMIER FINANCE 308.58
WASTE CONNECTIONS OF NEBRASKA INC 35.98
WINDSTREAM 150.99

Department : 07 - PARKS
AGRIVISION EQUIPMENT GROUP LLC 7016.91
BLACK HILLS ENERGY 22.07
BOMGAARS SUPPLY 157.61
SHAW HARDWARE STORE 103.85

Department : 08 - CEMETERY
BOMGAARS SUPPLY 84.56
DISCOVERY BENEFITS INC 5.25
PULVERENTE MONUMENT CO LLC 250
WINDSTREAM 116.31

Department : 10 - FIRE
FORT DEARBORN LIFE INSURANCE CO 151.36
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 10.76
GALLS 206.66
GRANNETTE INC 1200
HYVEE 152.38
KATHRYN SHARP 539.13
KONICA MINOLTA PREMIER FINANCE 71.56
LARUE DISTRIBUTING INC 142.2
WALKERS INC 55.52
WASTE CONNECTIONS OF NEBRASKA INC 35.98

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 48.45
STRATUS BUILDING SOLUTION OF ARIZONA 219

Department : 12 - DEBT SERVICE
PLATTSMOUTH STATE BANK 301240

Department : 16 - ECONOMIC DEVELOPMENT
OLMSTED & PERRY ENGINEERING 680
RIVER OAKS COMMUNICATION CORP 2022.5

Department : 17 - COMMUNITY CENTER
ALEX MADDOX 61.26
BARONI ENTERPRISES 177
BELNICK INC 843.9
BLACK HILLS ENERGY 436.09
BOMGAARS SUPPLY 14.98
CHARLES S SCHREIBER 212.25
FIRE GUARD INC 1025.75
FIRST BANKCARD 301.65
HYVEE 177.98
KONICA MINOLTA PREMIER FINANCE 373.4
KS STATEBANK 1048
OLMSTED & PERRY ENGINEERING 1641.32
STRATUS BUILDING SOLUTION OF ARIZONA 1870
WALKERS INC 57.6

Department : 18 - AQUATIC
AQUA CHEM INC 200
BLACK HILLS ENERGY 280.38
BOMGAARS SUPPLY 84.38
SHAW HARDWARE STORE 14.33

Department : 20 - WATER
BLACK HILLS ENERGY 46.61
BOMGAARS SUPPLY 268.08
DISCOVERY BENEFITS INC 15.75
DPC INDUSTRIES INC 305
LYMAN RICHEY CORPORATION 417.68
MISSISSIPPI LIME COMPANY 3878.1
NEBRASKA MACHINERY CO 740.14
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 545
NEBRASKA PUBLIC POWER DISTRICT 7454.29
OLMSTED & PERRY ENGINEERING 2645.33
TYLER TECHNOLOGIES 90
WELCH LAW FIRM LLC 2000

Department : 24 - DRUG FORFEITURE
JEFF HENRY CHEVROLET 400

Department : 30 - SEWER
AMERICAN AUTO GLASS 250
AMERICAN UNDERGROUND SUPPLY LLC 354
BERT GURNEY & ASSOCIATES 26601
BLACK HILLS ENERGY 280.8
BOMGAARS SUPPLY 191.76
FERGUSON ENTERPRISES 6.74
LANGFELDT OVERHEAD DOOR 330
MICHAEL TODD & COMPANY INC 100.12
NEBRASKA PUBLIC POWER DISTRICT 2950.3
OLMSTED & PERRY ENGINEERING 960
OREILLY AUTOMOTIVE INC 5.99
SHAW HARDWARE STORE 23.13
TYLER TECHNOLOGIES 90
WELCH LAW FIRM LLC 2000

Department : 40 - PLATTSMOUTH KENO
ADVANCED GAMING TECHNOLOGIES INC 111

ROLL CALL: Yes-Grimshaw, Porter, Derby, Brookhouser, Wiemer, Kerns and Riese. No-None.
Absent-Dugan. 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 Item 8 A and Item 8 B as he is President and Majority Shareholder of Kerns Excavating Co. Inc.

Motion by Brookhouser seconded by Grimshaw to approve Change Order No. 1 submitted by Kerns Excavating Co. Inc. for the NE Highway 66 Water Main Relocation Project in the amount of (-) \$ 3,941.00 for a total project cost of \$116,682; and authorize the Mayor to execute Change Order No. 1. ROLL CALL: Yes-Riese, Wiemer, Porter, Derby, Brookhouser and Grimshaw. No-None. Absent-Dugan. Abstain-Kerns. MOTION CARRIED.

ITEM 8 B

Steve Perry, Olmsted & Perry Consulting Engineers stated that this is the final amount due and all closeout documents have been filed. Motion by Riese seconded by Wiemer to approve Contractor's Application for Payment No. 3 (Final) submitted by Kerns Excavating Co. Inc. for the NE Highway 66 Water Main Relocation Project in the amount of \$ 12,119.55 ; and authorize the Mayor to execute Pay Application No.3. ROLL CALL: Yes-Grimshaw, Derby, Brookhouser, Riese, Porter and Wiemer. No-None. Absent-Dugan. Abstain-Kerns. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

ITEM 9 A

John Trecek, Ameritas Investment Corp. reviewed the specifics of the Promissory Notes, Series 2017, in the amount of Two Hundred Thousand Dollars (\$200,000).

Council member Riese introduced an ordinance numbered and titled as follows: ORDINANCE NO. 1928: AN ORDINANCE PROVIDING FOR THE ISSUANCE OF PROMISSORY NOTES, SERIES 2017, IN THE AMOUNT OF TWO HUNDRED THOUSAND DOLLARS (\$200,000) FOR THE PAYMENT OF OUTSTANDING PROMISSORY NOTES, SERIES 2016 OF THE CITY OF PLATTSMOUTH, NEBRASKA; PROVIDING FOR A PAYING AGENT AND REGISTRAR OF THE NOTES; AGREEING TO PAY THE NOTES AND ACCRUED INTEREST FROM FUNDS COLLECTED OR TO BE COLLECTED UPON CURRENT OR SUBSEQUENT TAX LEVY; PROVIDING FOR THE SALE OF THE NOTES AND ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM. Motion by Riese seconded by Grimshaw that the statutory rule requiring reading an ordinance on three different days be suspended and that Ordinance No. 1928 be adopted on first reading by title only. ROLL CALL: Yes-Wiemer, Porter, Riese, Derby, Kerns, Brookhouser and Grimshaw. No-None. Absent-Dugan. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read Ordinance No. 1928 in to the record by title only. Riese moved for final passage of Ordinance No. 1928 on third and final reading by title only, which motion was seconded by Wiemer. ROLL CALL: Yes-Grimshaw, Riese, Brookhouser, Wiemer, Porter, Derby and Kerns. No-None. Absent-Dugan. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read Ordinance No. 1928 in to the record by title only.

ITEM 9 B

Erv Portis, City Administrator stated that this is the second required public hearing for the CDBG 14-DTR-101 program. Pursuant to publication, Mayor Lambert opened a public hearing at 7:15 p.m. to hear and consider public comment concerning an application to the Nebraska Department of Economic Development (NDED) for a Community Development Block Grant (CDBG). This grant is available for community development activities as CDBG 14-DTR-101 (downtown revitalization). No one spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 7:16 p.m.

ITEM 9 C

Pursuant to publication, Mayor Lambert opened a public hearing at 7:17 p.m. to hear and consider public comment concerning a request to obligate Community Development Block Grant (CDBG) 14-DTR-101 funds as a conditional loan pursuant to the terms of a Loan Agreement for the property legally described as the West 23 2/3' of Lot 6, Block 35, City of Plattsmouth, Cass County, with an address of 545 Main Street. No one spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 7:18 p.m.

ITEM 9 D

Motion by Wiemer seconded by Porter to approve the obligation of \$13,125 of CDBG 14-DTR-101 funds as a conditional loan pursuant to the terms of a loan agreement for the property legally described as the West 23 2/3' of Lot 6, Block 35, Original Town, Plattsmouth, Cass County, with an address of 545 Main Street, subject to Nebraska State Historic Preservation Office (SHPO) 106 review and approval; and authorize the Mayor to execute all necessary documents. ROLL CALL: Yes-Porter, Derby, Kerns, Wiemer, Brookhouser, Riese and Grimshaw. No-None. Absent-Dugan. Abstain-None. MOTION CARRIED.

ITEM 9 E

Motion by Porter, seconded by Kerns to authorize Bradco Companies, 10501 Chandler Circle, LaVista, NE to repair the Community Center Roof at a bid price of \$23,400. Erv Portis, City Administrator did confirm that the damage was due to the June 16, 2017 wind event. ROLL CALL: Yes-Derby, Riese, Brookhouser, Porter, Wiemer, Grimshaw and Kerns. No-None. Absent-Dugan. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Brookhouser seconded by Grimshaw to approve a Street Closing or Event Permit Application submitted by Plattsmouth Chamber of Commerce for Cruizin Main on October 6, 2017. ROLL CALL: Yes-Kerns, Grimshaw, Wiemer, Derby Riese, Brookhouser and Porter. No-None. Absent-Dugan. Abstain-None. MOITON CARRIED.

ITEM 9 G

Motion by Brookhouser seconded by Wiemer to approve a Street Closing or Event Permit Application submitted by Plattsmouth Chamber of Commerce for the NPPD-Volt-Bolt on October 7, 2017.

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

ITEM 9 H

Motion by Porter seconded by Grimshaw to approve a Street Closing or Event Permit Application submitted by Plattsmouth Volunteer Fire Department for the Annual Spaghetti Feed on October 12, 2017. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Grimshaw, Riese, Wiemer and Derby. No-None. Absent-Dugan. Abstain-None. MOTION CARRIED.

ITEM 9 I

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

ITEM 9 J

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

ITEM 12

7:53 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