

PLATTSMOUTH CITY COUNCIL

February 18, 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 February 18, 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 February 7, 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

No one spoke at Citizen Delegation

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 the amended Claims list:

- A Consider approval of the February 4, 2019 City Council Meeting Minutes
- B Consider a Special Designated License application submitted by Mayden Layne Enterprises d/b/a DC's Waterhole for the Chamber of Commerce Annual Awards Banquet being held at St. John the Baptist School, 500 S. 18<sup>th</sup> Street on March 27, 2019 from 4:00 p.m. to 9:00 p.m.
- C Consider a Special Designated License application submitted by Mayden Layne Enterprises d/b/a DC's Waterhole for the Plattsmouth Volunteer Fire Department Awards Banquet being held at Plattsmouth Community Center, 308 S. 18<sup>th</sup> Street on April 27, 2019 from 3:00 p.m. to 12:00 a.m.
- D Consider approval of claims

Claims Register Report as of 2/18/19

Pay Date: 2/15/19                      119017.8

Com Ctr 9392.84  
EMS 10111.63  
General 15852.63  
Library 7764.82  
Parks and Cemetery 4205.35  
Police 36210.98  
Senior 2049.73  
Street 17285.24  
Water and Sewer 16144.58

Various

Vendor Name

AMERITAS 15474.72  
FRATERNAL ORDER OF POLICE 165  
INTERNAL REVENUE SERVICE 25862.49  
NEBRASKA CHILD SUPPORT PAYMENT CENTER 196.16  
NEBRASKA DEPARTMENT OF REVENUE 3896.09  
PLATTSMOUTH COMMUNITY CENTER 64.2  
PLATTSMOUTH STATE BANK 136.16

Department : 01 - GENERAL ADMINISTRATION

BLACK HILLS ENERGY 1016.33  
CASS COUNTY COURT 102  
CASS COUNTY REGISTER OF DEEDS 32  
CHARTER BUSINESS 130  
DENNI MITCHELL 57.42  
IDEAL PURE WATER 14.35  
IRINA A HARRINGTON 75  
KONICA MINOLTA BUSINESS SOLUTIONS 199.51  
MICROFILM IMAGING SYSTEMS 75  
NEBRASKA PUBLIC POWER DISTRICT 268.35  
OFFICE DEPOT INC 12.12  
THE COLUMBUS TELEGRAM 531.58  
VERIZON WIRELESS 82.78  
WASTE CONNECTIONS OF NEBRASKA INC 59.19  
WINDSTREAM 256.83

Department : 02 - HUMANE/CODE ENFORCEMENT

NEBRASKA PUBLIC POWER DISTRICT 257.31  
VERIZON WIRELESS 40.01

Department : 03 - EMS

BLACK HILLS ENERGY 230.29  
BOUND TREE MEDICAL LLC 793.74

CHARTER BUSINESS 7.89  
IDEAL PURE WATER 10  
KONICA MINOLTA BUSINESS SOLUTIONS 13.53  
MATHESON TRI-GAS INC 475.75  
METRO BILLING SERVICES LLP 1056  
NEBRASKA PUBLIC POWER DISTRICT 380.21  
NEFF TOWING SERVICE INC 145  
ROLLINS INC 120  
VERIZON WIRELESS 168.07  
WALKERS INC 16.38  
WASTE CONNECTIONS OF NEBRASKA INC 19.73  
WINDSTREAM 181.86

Department : 04 - POLICE

CASS COUNTY REGISTER OF DEEDS 40  
CASS COUNTY SHERIFF 3615  
FIRST WIRELESS 470  
FORD MOTOR CREDIT COMPANY 19259.7  
JACKS UNIFORMS & EQUIPMENT 889.9  
KONICA MINOLTA BUSINESS SOLUTIONS 98.02  
LINDER TIRE & AUTO INC 25  
PRAETORIAN GROUP INC 495  
STANARD & ASSOCIATES INC 85  
VERIZON WIRELESS 162.05  
WINDSTREAM 331.7

Department : 05 - STREET

AGRIVISION EQUIPMENT GROUP LLC 969.37  
BGNE INC 151.68  
BLACK HILLS ENERGY 663.58  
CHARLES S SCHREIBER 665  
CINTAS CORPORATION #749 389.05  
COMMONWEALTH ELECTRIC COMPANY OF THE MIDWEST 704.87  
JOHN DEERE CREDIT 17974.33  
MICHAEL TODD & COMPANY INC 970.34  
MULLENAX AUTO SUPPLY 1924.09  
MURPHY TRACTOR AND EQUIPMENT 199.12  
NEBRASKA PUBLIC POWER DISTRICT 5807.19  
NEBRASKA SALT & GRAIN CO 3396.05  
OREILLY AUTOMOTIVE INC 114.59  
PLATTSMOUTH STATE BANK 1121.25  
PURITAN MANUFACTURING COMPANY 814  
SAFETY-KLEEN CORPORATION 297.78  
VERIZON WIRELESS 124.17  
WASTE CONNECTIONS OF NEBRASKA INC 153.71  
WICKS STERLING TRUCKS INC 971.51  
WINDSTREAM 94.44

Department : 06 - LIBRARY  
BAKER & TAYLOR BOOKS 2040.18  
BLACK HILLS ENERGY 323.36  
DURO-LAST INC 350  
EGAN SUPPLY CO 33.42  
KIRSTEN WOOD 183.17  
KONICA MINOLTA BUSINESS SOLUTIONS 96.39  
NEBRASKA PUBLIC POWER DISTRICT 453.29  
OCLC ONLINE COMPUTER LIBRARY CENTER INC 161.61  
OFFICE DEPOT INC 351.73  
RECORDED BOOKS INC 793.64  
ROBERT J SAVAGE 800  
WASTE CONNECTIONS OF NEBRASKA INC 19.74

Department : 07 - PARKS  
AGRIVISION EQUIPMENT GROUP LLC 633.39  
BLACK HILLS ENERGY 220.5  
CHARTER BUSINESS 36.55  
MULLENAX AUTO SUPPLY 195.08  
NEBRASKA PUBLIC POWER DISTRICT 275.25  
OREILLY AUTOMOTIVE INC 148.74  
VERIZON WIRELESS 41.39  
WASTE CONNECTIONS OF NEBRASKA INC 143.72

Department : 08 - CEMETERY  
BLACK HILLS ENERGY 200.06  
MENARDS 191.07  
MULLENAX AUTO SUPPLY 133.68  
OREILLY AUTOMOTIVE INC 9.13  
VERIZON WIRELESS 41.39

Department : 10 - FIRE  
BLACK HILLS ENERGY 230.3  
CHARTER BUSINESS 7.88  
IDEAL PURE WATER 10  
KONICA MINOLTA BUSINESS SOLUTIONS 13.52  
MULLENAX AUTO SUPPLY 265.98  
NEBRASKA PUBLIC POWER DISTRICT 380.21  
SANDRY FIRE SUPPLY LLC 212.35  
WALKERS INC 16.37  
WASTE CONNECTIONS OF NEBRASKA INC 19.73  
WINDSTREAM 181.86  
WITMER PUBLIC SAFETY GROUP INC 47.45

Department : 11 - SENIOR CITIZEN CTR  
BLACK HILLS ENERGY 246.89  
CHARTER BUSINESS 141.18  
NEBRASKA PUBLIC POWER DISTRICT 674.36

OFE OIL INC 76.2  
THE THOMPSON COMPANY 3928.65

Department : 17 - COMMUNITY CENTER

AQUA CHEM INC 262.5  
BLACK HILLS ENERGY 2221.99  
BODY BASICS INC 1266.88  
CHARTER BUSINESS 423.53  
FIRE GUARD INC 148.5  
FREDERICK K ROLLINS 150  
KONICA MINOLTA BUSINESS SOLUTIONS 118.59  
NE DEPT OF HEALTH & HUMAN SERVICES PERMITS POOL 40  
NEBRASKA PUBLIC POWER DISTRICT 6069.26  
PLATTSMOUTH COMMUNITY CENTER 480  
SILVIA POUTRE 30  
THE WALDINGER CORPORATION 294  
VERIZON WIRELESS 41.39  
WALKERS INC 65.6  
WASTE CONNECTIONS OF NEBRASKA INC 132.89

Department : 18 - AQUATIC

BLACK HILLS ENERGY 22.03  
CHARTER BUSINESS 36.55  
NE DEPT OF HEALTH & HUMAN SERVICES PERMITS POOL 40  
NEBRASKA PUBLIC POWER DISTRICT 100.91

Department : 20 - WATER

BLACK HILLS ENERGY 387.39  
MISSISSIPPI LIME COMPANY 4233  
NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES 14.75  
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 385  
NEBRASKA PUBLIC POWER DISTRICT 90.85  
OFFICE DEPOT INC 35.93  
PETTY CASH WATER DEPARTMENT 417.42  
SARGENT DRILLING 1500  
UTILITIES SECTION LEAGUE OF NEB MUNICIPALITIES 380  
VERIZON WIRELESS 65.41  
WINDSTREAM 174.13

Department : 24 - DRUG FORFEITURE

H & H SALES INC 400  
VERIZON WIRELESS 43.86

Department : 30 - SEWER

BARONI ENTERPRISES 138  
BLACK HILLS ENERGY 1980.18  
DPC INDUSTRIES INC 100  
HD SUPPLY FACILITIES MAINTENANCE LTD 433.11

JUSTIN A MARSH 214.68  
MENARDS 61.08  
RGS REPAIR INC 471.68  
VERIZON WIRELESS 76.13  
WASTE CONNECTIONS OF NEBRASKA INC 56.1

ROLL CALL: Yes-Wiemer, Muller, Kerns, Derby, Riese, Minahan, Grimshaw and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

#### ITEM 8-UNFINISHED BUSINESS

##### ITEM 8 A

Council member Riese introduced an ordinance numbered and titled as follows: ORDINANCE NO. 1949: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO REVISE CHAPTER 6, ARTICLE 3, SECTION 6-309 OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011 RELATED TO PIPELINES, WIRES, AND OTHER APPURTENANCES OVER, UPON, OR UNDER STREETS; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.

Motion by Riese seconded by Wiemer to approve second reading of Ordinance No. 1949 by title only. ROLL CALL: Yes-Minahan, Kerns, Muller, Grimshaw, Derby, Riese, Brookhouser and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1949 in to the record by title only.

Council Member Terry Kerns stated that he would be abstaining from any discussion or action on ITEM 8 B and ITEM 8 C as he has a conflict of interest.

##### ITEM 8 B

Motion by Brookhouser seconded by Derby to approve Invoice #14902 from Kerns Excavating Company for Snow Hauling – January 2019 in the amount of \$2,635.00 and authorize payment. ROLL CALL: Yes-Brookhouser, Wiemer, Derby, Riese, Grimshaw, Muller and Minahan. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

##### ITEM 8 C

Motion by Grimshaw seconded by Riese to approve Invoice #14918 from Kerns Excavating Company for Emergency Repair Work January 2019: Sewer Repair Avenue D and 11<sup>th</sup> Street-\$496.50; Oakmont Drive valve & Chicago Ave/West 8<sup>th</sup> Avenue Hydrant Repair-\$3,226.70; and 2204 Lincoln Avenue Water Main Repair-\$2,478.00, for a total amount of \$6,201.20 and authorize payment. ROLL CALL: Yes-Riese, Brookhouser, Minahan, Wiemer, Derby, Muller and Grimshaw. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

#### ITEM 8 D

Pursuant to publication Mayor Lambert opened a public hearing at 7:09 p.m. to hear and consider public comments regarding a contract with the Nebraska Department of Economic Development (NDED) for a Community Development Block Grant Downtown Revitalization (CDBG DTR). This grant has been available for community development activities. No one spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 7:09 p.m. City Administrator Erv Portis stated that this is the second required public hearing for CDBG DTR project and presented a spreadsheet listing the 6 projects and the breakdown of the funds.

#### ITEM 8 E

Tom Bliss, Executive Director of Southeast Nebraska Development District (SENDD) was not present. Erv Portis, City Administrator stated that the request for additional construction management expenses for the CDBG 14-DTR-101 projects was for allocated but unused funds. Mr. Bliss was asked to provide evidence justifying the additional expenses and did not provide any. SENDD has been paid in full per the Professional Services Agreement on CDBG 14-DTR-101. NO ACTION TAKEN.

#### ITEM 8 F

Motion by Brookhouser seconded by Wiemer to approve the First Amendment to the Loan Agreement for the Main Street Building Improvement Program between Shaw Smart Properties, L.L.C., and the City of Plattsmouth dated July 27, 2018, and authorize the Mayor to execute the First Amendment. ROLL CALL: Yes-Brookhouser, Derby, Grimshaw, Kerns, Minahan, Muller, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

#### ITEM 9 – NEW BUSINESS

##### ITEM 9 A

Kerry Gustafsson, Dana F. Cole & Co. LLC presented the City of Plattsmouth Fiscal Year October 1, 2017 through September 30, 2018 Audit and was available for questions. Motion by Grimshaw seconded by Derby to receive the Fiscal Year October 1, 2017 through September 30, 2018 Audit and authorize placing on file with the Nebraska State Auditor. ROLL CALL: Yes-Riese, Minahan, Derby, Wiemer, Brookhouser, Grimshaw, Muller and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED

##### ITEM 9 B

Motion by Riese seconded by Muller to Authorize the Mayor to execute Part 1 Evaluation of Significance Historic Preservation Certification Application to the United States Department of Interior National Park Service for the property located at 814 Main Street. Following discussion, ROLL CALL: Yes-Muller, Wiemer, Riese, Derby, Grimshaw, Kerns, Brookhouser and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

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

ITEM 12

7:35 p.m. Motion by Grimshaw seconded by Brookhouser to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk