

PLATTSMOUTH CITY COUNCIL

November 4, 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 November 4, 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 October 24, 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

Erv Portis, City Administrator stated there was a revised set of minutes for October 21, 2019, with the revision being on page 8, distributed for their approval and also the claims list has a Kerns Excavating Invoice in the amount of \$942.00 which is a separate item so needs to be removed before approving. Motion by Grimshaw seconded by Brookhouser to approve the consent agenda with the revised October 21, 2019 minutes and remove the Kerns Excavating Invoice in the amount of \$942.00 from the claims list as it is a separate item on the agenda.

A Consider approval of the October 21, 2019 City Council Meeting Minutes

B Consider approval of claims

Claims Register Report as of 11/4/19

Pay Date: 10/25/19 117952.66
Com Ctr 7622.32
EMS 12392.25
General 16632.87
Library 7766.27

Parks and Cemetery 4736.87
Police 38939.39
Senior Center 2390.97
Street 10439.01
Water and Sewer 17032.71
Various
Vendor Name
AMERITAS 16160.51
AMERITAS LIFE INSURANCE CORP 155.02
DELTA DENTAL PLAN 3045.48
FRATERNAL ORDER OF POLICE 180
HARTFORD LIFE INSURANCE COMPANY 219.25
INTERNAL REVENUE SERVICE 25334.32
MUTUAL OF OMAHA 788.52
NEBRASKA CHILD SUPPORT PAYMENT CENTER 196.16
NEBRASKA DEPARTMENT OF REVENUE 3761.31
PLATTSMOUTH COMMUNITY CENTER 42.8
PLATTSMOUTH STATE BANK 136.16

Department : 01 - GENERAL ADMINISTRATION

AAA SEWER & DRAIN CLEANING CO 207.62
AMERICAN BOILER COMPANY 1093
CHARTER BUSINESS 130
DES MOINES STAMP MFG COMPANY 187.5
FIRST BANKCARD 549.31
KONICA MINOLTA PREMIER FINANCE 221.16
NEBRASKA MUNICIPAL CLERK ASSOC 45
OFFICE DEPOT INC 6.68
OLMSTED & PERRY ENGINEERING 491.25
R PAUL LAMBERT 42.02
THE PITNEY BOWES BANK INC 1484.75
WELCH LAW FIRM LLC 6000

Department : 02 - HUMANE/CODE ENFORCEMENT

FIRST BANKCARD 49
JESSICA FORBS 49.99

Department : 03 - EMS

BOUND TREE MEDICAL LLC 86
FIRST BANKCARD 578.82
FORT DEARBORN LIFE INSURANCE CO 79.12
IMAGE TREND 712.5
KATHRYN SHARP 200
KONICA MINOLTA PREMIER FINANCE 35.78
MATHESON TRI-GAS INC 145.64
ROLLINS INC 27.5
SGP SERVICES INC 346.89
TODD K HINTZE 11.75

WALKERS INC 16.38

Department : 04 - POLICE

BSTS LLC 115

DAVID WALKER 250.36

FIRST BANKCARD 676.02

H & H SALES INC 305

KONICA MINOLTA PREMIER FINANCE 154.29

MARLIN R FERGUSON 325

REID RICHTER 26.75

WOODHOUSE FORD SOUTH INC 625.06

Department : 05 - STREET

ALLIED OIL & TIRE CO 364.68

BADGER BODY & TRUCK EQUIPMENT 24

BOMGAARS SUPPLY 1437.64

FIRST BANKCARD 220.95

IMPACT MANUFACTURING 95.68

WESTERN SAND & GRAVEL 5458.45

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1637.8

FIRST BANKCARD 1999.98

KONICA MINOLTA PREMIER FINANCE 154.29

WINDSTREAM 147.31

Department : 07 - PARKS

BNSF RAILROAD COMPANY 5.46

BOMGAARS SUPPLY 84.22

CHARTER BUSINESS 36.91

HONEYMAN RENT-ALL 130.8

Department : 08 - CEMETERY

BOMGAARS SUPPLY 80.87

WINDSTREAM 123.6

Department : 10 - FIRE

FIRST BANKCARD 392

FIRST WIRELESS 106.58

FORT DEARBORN LIFE INSURANCE CO 161.68

KATHRYN SHARP 200

KONICA MINOLTA PREMIER FINANCE 35.78

MULLENAX AUTO SUPPLY 27.48

ROLLINS INC 27.5

SAM A DMAVRO 285

SGP SERVICES INC 346.88

TODD K HINTZE 11.74

WALKERS INC 16.37

Department : 11 - SENIOR CITIZEN CTR
HYVEE 360.03
OFFICE DEPOT INC 80.25
STRATUS BUILDING SOLUTION OF ARIZONA 219
WALKERS INC 116.2

Department : 12 - DEBT SERVICE
BOKF NATIONAL ASSOCIATION 306727.5

Department : 16 - ECONOMIC DEVELOPMENT
NU TSAI CAPITAL 10081.92
OLMSTED & PERRY ENGINEERING 330

Department : 17 - COMMUNITY CENTER
AQUA CHEM INC 210
BODY BASICS INC 542
BOMGAARS SUPPLY 14.97
FIRST BANKCARD 175.55
KONICA MINOLTA PREMIER FINANCE 186.7
OFFICE DEPOT INC 101.68
PERMITE CO OF NEB AND IA 125
PLATTSMOUTH COMMUNITY CENTER 360
STRATUS BUILDING SOLUTION OF ARIZONA 1870
THE WALDINGER CORPORATION 180.25
WALKERS INC 80

Department : 18 - AQUATIC
CHARTER BUSINESS 36.91

Department : 20 - WATER
BOMGAARS SUPPLY 350.26
CORE & MAIN LP 2743.15
FIRST BANKCARD 399.26
HACH COMPANY 1205.94
IMPACT MANUFACTURING 1544.76
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 90
NEBRASKA PUBLIC POWER DISTRICT 5527.98
OLMSTED & PERRY ENGINEERING 4567.79
READY MIX CONCRETE CO 1014.1
SEI SECURITY EQUIPMENT 372
TYLER TECHNOLOGIES 90
UTILITIES SECTION LEAGUE OF NEB MUNICIPALITIES 225
WELCH LAW FIRM LLC 2000

Department : 24 - DRUG FORFEITURE
H & H SALES INC 800

Department : 30 - SEWER
AAA SEWER & DRAIN CLEANING CO 207.63
BOMGAARS SUPPLY 31.96
CHARLES S SCHREIBER 171.25
FIRST BANKCARD 717.51
JUSTIN A MARSH 258.8
NDEQ - FISCAL SERVICES 275
NEBRASKA PUBLIC POWER DISTRICT 1686.75
OLMSTED & PERRY ENGINEERING 2505.06
TYLER TECHNOLOGIES 90
WELCH LAW FIRM LLC 2000

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

Steve Perry, PE, Olmsted & Perry Consulting Engineer Inc. reviewed Change Order No.1 submitted by Omaha Electric Service Inc. for the 2019 Flood Recovery Project -Restore Electrical Service To the Water Treatment Plant (PW#88690) in the amount of (+) \$ 18,371.25 and recommended approval. Motion by Brookhouser seconded by Wiemer to approve Change Order No.1 submitted by Omaha Electric Service Inc. for the 2019 Flood Recovery Project - Restore Electrical Service To the Water Treatment Plant (PW#88690) in the amount of (+) \$ 18,371.25 and authorize the Mayor to execute Change Order No.1. ROLL CALL: Yes-Riese, Grimshaw, Brookhouser, Muller, Wiemer, Kerns, Derby and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 B

Steve Perry, PE, Olmsted & Perry Consulting Engineer Inc. reviewed Contractor's Application for Payment No.4 submitted by Omaha Electric Service Inc. 2019 Flood Recovery Project – Restore Electrical Service to the Water Treatment Plant (PW#88690) in the amount of \$40,159.13. Mr. Perry stated this is a progress payment reflecting 98% completion and recommended approval. Motion by Riese seconded by Muller to approve Contractor's Application for Payment No.4 submitted by Omaha Electric Service Inc. 2019 Flood Recovery Project – Restore Electrical Service to the Water Treatment Plant (PW#88690) in the amount of \$40,159.13 and authorize the Mayor to execute Pay Application No. 4. ROLL CALL: Yes-Brookhouser, Minahan, Wiemer, Kerns, Derby, Riese, Muller and Grimshaw. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Council member Kerns stated that he would be abstaining from any discussion or action on this item as he is President and Majority Shareholder of Kerns Excavating and has a conflict of interest. Steve Perry, PE, Olmsted & Perry Consulting Engineer Inc. reviewed Change Order

No.6 submitted by Kerns Excavating Inc. for the Highway 75 Utility Relocations Project for a contract time extension due to weather and recommended approval. Motion by Brookhouser seconded by Grimshaw to approve Change Order No.6 submitted by Kerns Excavating Inc. for the Highway 75 Utility Relocations Project for a contract time extension, and authorize the Mayor to execute Change Order No.6. ROLL CALL: Yes-Grimshaw, Riese, Brookhouser, Minahan, Muller, Wiemer and Derby. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Pursuant to publication, Mayor Lambert opened a public hearing at 7:11 p.m. to hear and consider public comment on proposed Lot Care Rules for Oakhill Cemetery. Greg Hughes, 419 N. 9th Street, Plattsburgh-attended most of the Ad Hoc Committee meetings and found the process interesting; questioned public input; and felt there needed to be more communication. No one else spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 7:14 p.m.

Council member Kerns stated that he would be abstaining from any discussion or action on ITEM 9 B and ITEM 9 C as he has a conflict of interest.

ITEM 9 B

Erv Portis, City Administrator informed the council the invoice to be considered was for services prior to the contract that was approved at the last meeting. Motion by Grimshaw seconded by Derby to approve Invoice #15358 submitted by Kerns Excavating Company in the amount of \$942.00 for use of F-800 Boom Truck for lifting of Lime at the Water Treatment Plant and authorize payment. ROLL CALL: Yes-Brookhouser, Wiemer, Riese, Derby, Grimshaw, Minahan and Muller. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 9 C

Motion by Derby seconded by Brookhouser to accept Bid(s) and Award of Contract to Kerns Excavating Co. for Snow Removal/Hauling for the Public Works Department starting November 1, 2019 through May 1, 2020 in the City of Plattsburgh “AS NEEDED” and authorize the Mayor to execute the contract. Erv Portis, City Administrator stated that bid packets were sent to 6 contractors and Kerns Excavating was the only bidder. ROLL CALL: Yes-Muller, Minahan, Derby, Grimshaw, Riese, Wiemer and Brookhouser. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 9 D

Erv Portis, City Administrator gave a brief summary of the timeline from submitting the grant application to the U.S. Department of Homeland Security Assistance to Firefighters

Grant up to this request to publish for proposals. Motion by Brookhouser seconded by Wiemer to authorize the publication of Request for Proposals to Purchase Self-Contained Breathing Apparatus "SCBA" for the Plattsmouth Volunteer Fire Department. ROLL CALL: Yes-Brookhouser, Derby, Grimshaw, Kerns, Minahan, Muller, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 E

Erv Portis, City Administrator reminded council this was discussed in September and this resolution will codify the Employee Handbook. Motion by Kerns seconded by Muller to adopt RESOLUTION NO. 19-013: **A RESOLUTION OF THE MAYOR AND CITY COUNCIL TO ADOPT AN AMENDMENT TO THE EMPLOYEE HANDBOOK, SECTION 14.3 HEALTH AND WELLNESS SUBSECTION C., TO PROVIDE FOR SINGLE MEMBER BENEFITS AT THE PLATTSMOUTH COMMUNITY CENTER FOR EMS AND FIRE VOLUNTEERS, SUBJECT TO CERTAIN CONDITIONS** by title only. Erv Portis, City Administrator read RESOLUTION NO. 19-013 in to the record by title only. ROLL CALL: Yes-Wiemer, Riese, Muller, Minahan, Kerns, Grimshaw, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Grimshaw seconded by Brookhouser to approve the Nebraska Department of Transportation Maintenance Agreement No. 21 Renewal for January 1, 2020 through December 31, 2020 and authorize the Mayor to execute the agreement. ROLL CALL: Yes-Grimshaw, Derby, Muller, Wiemer, Minahan, Brookhouser, Kerns and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

7:28 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