

PLATTSMOUTH CITY COUNCIL

September 8, 2020

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 8, 2020 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Wanda Wiemer, Steve Riese, Morgan Muller, Terry Kerns, Bryan Clark, Doug Derby and Jeanie Brookhouser. Council Members Absent: Sean Minahan. 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 August 27, 2020 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

Carol Ellington, 120 Debra Avenue, Plattsmouth- Inquired if there were any ordinances concerning nuisance and dangerous dogs. Erv Portis, City Administrator stated yes and referred her to Police Chief, Steve Rathman.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 7-CONSENT AGENDA

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

- A Consider approval of the August 17, 2020 City Council Meeting Minutes
- B Consider approval of claims

Claims Register Report as of 9/8/20

Pay Date: 8/28/20	114634.99
Com Ctr 4103.35	
EMS 14596.12	
General 16197.99	
Library 7766.4	
Parks and Cemetery 7181.25	
Police 40074.82	
Senior Center 2565.44	

Street 12058.61
Water and Sewer 10091.01

Various

Vendor Name

AMERITAS 14361.01
AMERITAS LIFE INSURANCE CORP 148.12
BLUE CROSS BLUE SHIELD 43057.12
COLLECTION SERVICES CENTER 208.8
DELTA DENTAL PLAN 2502.64
DOUGLAS COUNTY COURT NE 104.26
EYE MED VISION CARE 317.87
FRATERNAL ORDER OF POLICE 180
HARTFORD LIFE INSURANCE COMPANY 202.85
INTERNAL REVENUE SERVICE 24732.68
MUTUAL OF OMAHA 710.73
NEBRASKA CHILD SUPPORT PAYMENT CENTER 196.16
NEBRASKA DEPARTMENT OF REVENUE 3890.13
PLATTSMOUTH STATE BANK 136.16

Department : 01 - GENERAL ADMINISTRATION

BOMGAARS SUPPLY 49.98
CASS COUNTY COURT 102
CHARTER BUSINESS 201.41
KONICA MINOLTA BUSINESS SOLUTIONS 250.68
KONICA MINOLTA PREMIER FINANCE 221.16
LEE ENTERPRISES 407.16
MELVEN SUDBECK HOMES INC 963.23
MICROFILM IMAGING SYSTEMS 75
NEBRASKA DEPARTMENT OF REVENUE 25
OFFICE DEPOT INC 51.78
PITNEY BOWES INC 515.61
WASTE CONNECTIONS OF NEBRASKA INC 75.68
WELCH LAW FIRM LLC 6000
WESTSIDE DEVELOPMENT INC 48747.84
WH PLATTSMOUTH LLC 36218.85

Department : 02 - HUMANE/CODE ENFORCEMENT

FIRST BANKCARD 119.91
NEBRASKA DEPT OF AGRICULTURE 175

Department : 03 - EMS

ARROW TOWING INC 250
BLACK HILLS ENERGY 15.01
BOUND TREE MEDICAL LLC 853.26
FIRE GUARD INC 738.89
FIRST BANKCARD 78.91
FORT DEARBORN LIFE INSURANCE CO 82.56

KONICA MINOLTA BUSINESS SOLUTIONS 17.3
KONICA MINOLTA PREMIER FINANCE 35.78
MATHESON TRI-GAS INC 111.29
METRO BILLING SERVICES LLP 396
WALKERS INC 16.38
WASTE CONNECTIONS OF NEBRASKA INC 22.91
WOODHOUSE FORD SOUTH INC 105.3

Department : 04 - POLICE

ACCELERATED GRAPHX LLC 65
ARROWHEAD SCIENTIFIC INC 304.03
BOMGAARS SUPPLY 47.97
CASS COUNTY SHERIFF 3615
CONSOLIDATED MANAGEMENT CO 202.85
DIGITAL ALLY INC 640
FIRST BANKCARD 433.6
FIRST WIRELESS 352.8
GREAT PLAINS UNIFORMS 400
GSK LLC 1800
H & H SALES INC 276.99
HD ARMS LLC 512
JACKS UNIFORMS & EQUIPMENT 660.11
KONICA MINOLTA BUSINESS SOLUTIONS 46.69
KONICA MINOLTA PREMIER FINANCE 154.29
L SCOT UPTAIN 350
LIFEARTS INTEGRATED HEALTH CENTER PC 160
RYAN CRICK 167.9

Department : 05 - STREET

AMERICAN AUTO GLASS 420
BOMGAARS SUPPLY 345.21
CINTAS CORPORATION #749 311.9
LIFEARTS INTEGRATED HEALTH CENTER PC 80
MARK HYDRAULIC CO INC 1187.84
MICHAEL TODD & COMPANY INC 1822.08
OMAHA DOOR & WINDOW COMPANY 3142.17
READY MIX CONCRETE CO 524.01
SCHRAM & SONS EXCAVATION CORP 718.17
STEPHEN C WARGA 72
STETSON BUILDING PRODUCTS INC 343.2
VOGEL WEST INC 1331.38
WASTE CONNECTIONS OF NEBRASKA INC 191.05

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1633.61
BLACK HILLS ENERGY 20.11
DEMCO 138.49
FIRST BANKCARD 1337.69

HILLER ELECTRIC COMPANY 85
KONICA MINOLTA BUSINESS SOLUTIONS 51.07
KONICA MINOLTA PREMIER FINANCE 154.29
MICROFILM IMAGING SYSTEMS 500
OCLC ONLINE COMPUTER LIBRARY CENTER INC 167.57
WASTE CONNECTIONS OF NEBRASKA INC 22.9
WINDSTREAM 147.83

Department : 07 - PARKS
BOMGAARS SUPPLY 13.94
CHARTER BUSINESS 39.61
WASTE CONNECTIONS OF NEBRASKA INC 165

Department : 08 - CEMETERY
BOMGAARS SUPPLY 91.6
MICHAEL TODD & COMPANY INC 20.25
NEBRASKA PUBLIC POWER DISTRICT 45.05
STEPHEN C WARGA 72
WASTE CONNECTIONS OF NEBRASKA INC 78.5
WILBUR-ELLIS HOLDINGS II INC 45.75
WINDSTREAM 140.1

Department : 10 - FIRE
BLACK HILLS ENERGY 15
FIRE GUARD INC 738.9
FORT DEARBORN LIFE INSURANCE CO 161.68
KONICA MINOLTA BUSINESS SOLUTIONS 17.3
KONICA MINOLTA PREMIER FINANCE 35.78
NEBRASKA IOWA SUPPLY CO INC 1963.88
NEBRASKA STATE FIRE MARSHAL 100
NEBRASKA STATE VOLUNTEER FIREFIGHTERS 1015
ROBERT BRYAN TAYLOR 261.39
WALKERS INC 16.37
WASTE CONNECTIONS OF NEBRASKA INC 22.91

Department : 11 - SENIOR CITIZEN CTR
CHARTER BUSINESS 148.94
HYVEE 446.52
REINHART FOODSERVICE LLC 2648.8
STRATUS BUILDING SOLUTION OF ARIZONA 219
WALKERS INC 108.5

Department : 16 - ECONOMIC DEVELOPMENT
BAIRD HOLM LLP 450
OLMSTED & PERRY ENGINEERING 10510

Department : 17 - COMMUNITY CENTER

AQUA CHEM INC 869.8
BOMGAARS SUPPLY 78.15
CHARTER BUSINESS 446.82
COMMERCIAL PROPERTY MAINTENANCE SERVICES INC 3845
ECHO GROUP INC 120.5
EGAN SUPPLY CO 395.64
FIRST BANKCARD 63.92
KONICA MINOLTA BUSINESS SOLUTIONS 30.24
KONICA MINOLTA PREMIER FINANCE 186.7
LIFEARTS INTEGRATED HEALTH CENTER PC 60
STRATUS BUILDING SOLUTION OF ARIZONA 6048
THE WALDINGER CORPORATION 2314.5
WALKERS INC 120
WASTE CONNECTIONS OF NEBRASKA INC 146.18

Department : 18 - AQUATIC
WASTE CONNECTIONS OF NEBRASKA INC 58

Department : 20 - WATER
BAUER BUILT TIRE INC 235.5
BOMGAARS SUPPLY 83.86
DPC INDUSTRIES INC 365
MISSISSIPPI LIME COMPANY 8753.5
NEBRASKA DEPARTMENT OF REVENUE 25
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 1431
NEBRASKA PUBLIC POWER DISTRICT 7207.44
OLMSTED & PERRY ENGINEERING 6335.56
ONE CALL CONCEPTS INC 54.76
PANOLOGY INC 150
PETTY CASH WATER DEPARTMENT 497.82
TRANSWOOD LOGISTICS INC 961.19
TYLER TECHNOLOGIES 90
UTILITIES SECTION LEAGUE OF NEB MUNICIPALITIES 928.5
WATER & SEWER DEPARTMENT 210.76
WELCH LAW FIRM LLC 2000

Department : 30 - SEWER
BOMGAARS SUPPLY 45.63
NEBRASKA PUBLIC POWER DISTRICT 1452.73
OLMSTED & PERRY ENGINEERING 37266.44
ONE CALL CONCEPTS INC 54.77
PANOLOGY INC 150
STEPHEN C WARGA 72
TYLER TECHNOLOGIES 90
UTILITIES SECTION LEAGUE OF NEB MUNICIPALITIES 928.5
WASTE CONNECTIONS OF NEBRASKA INC 69.73
WELCH LAW FIRM LLC 2000
WINDSTREAM 51.18

Department : 40 - PLATTSMOUTH KENO
ADVANCED GAMING TECHNOLOGIES INC 291.7

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed Contractor's Application for Payment No.6 submitted by Building Crafts Inc. for the 2019 Flood Recovery Waste Water Treatment Plant Repair Project(PW#88688) in the of amount of \$376,196.40. Mr. Perry stated this pay app reflects 84% completion of the contract and recommended approval. Motion by Brookhouser seconded by Wiemer to approve Contractor's Application for Payment No.6 submitted by Building Crafts Inc. for the 2019 Flood Recovery Waste Water Treatment Plant Repair Project(PW#88688) in the of amount of \$376,196.40 and authorize the Mayor to execute Pay Application No. 6. ROLL CALL: Yes-Wiemer, Riese, Brookhouser, Derby, Kerns, Muller and Clark. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 8 B

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed Change Order No.6 submitted by West-E-Con Inc. for the 2019 Flood Recovery Project -Restore Secondary Electrical Service To the Wastewater Treatment Plant (PW#88688) for a contract time extension. Mr. Perry stated the Contractor is substantially complete with the project, just minor coordination work yet to be completed with the wastewater treatment plant's contractor. The contract time extension would be to September 30, 2020 and he recommended approval. Motion by Riese seconded by Muller to approve Change Order No.6 submitted by West-E-Con Inc. for the 2019 Flood Recovery Project -Restore Secondary Electrical Service To the Wastewater Treatment Plant (PW#88688) for a contract time extension and authorize the Mayor to execute Change Order No.6. ROLL CALL: Yes-Clark, Muller, Wiemer, Riese, Brookhouser, Derby and Kerns. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 8 C

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed Contractor's Application Payment No. 1 submitted by Final Grade Construction and Conservation LLC No.1. City Boat Ramp and Dock Road Repair Project (PW#101797 and PW#101799) in the of amount of \$100,756.80. Mr. Perry stated this pay app reflects 91% completion of their contract through 9/2/2020 and recommended approval. Motion by Brookhouser seconded by Wiemer to approve Contractor's Application Payment No. 1 submitted by Final Grade Construction and Conservation LLC No.1. City Boat Ramp and Dock Road Repair Project (PW#101797 and PW#101799) in the of amount of \$100,756.80 and authorize the Mayor to execute Pay Application No. 1. ROLL CALL: Yes-Derby, Kerns, Riese, Brookhouser, Clark, Muller and Wiemer. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 8 E

City Administrator Portis and City Engineer Perry presented an illustration of 2019 flood damage to Dock Road, the Boat Ramp and park. With the illustrations, discussion included necessary amounts of fill to fully restore the park and Dock Road up to the Plattsmouth Boat Club. Mr. Perry mentioned revetment structure repairs the Army Corps of Engineers will make in that area and that such repairs will be seven feet lower than the pre flood riverbank levels, thus increasing the risk of future flooding. Mr. Portis referenced recent discussions with FEMA about the potential for an alternative project. Reclamation of the One Schmore property with repairs funded by FEMA as an alternate community benefit project could be a win-win for multiple parties, including the public and the Boat Club. Mr. Portis added that such a discussion may take several months to fully develop proposals and cost estimates. Council took no action.

ITEM 8 D

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed Change Order No. 1 submitted by Final Grade Construction and Conservation LLC for the City Boat Ramp and Dock Road Repair Project (PW#101797 and PW#101799) for an increase of \$35,500.00. The original project was for 12 parking spaces and this would add about 25 additional parking spaces. Motion by Kerns seconded by Derby to approve Change Order No. 1 submitted by Final Grade Construction and Conservation LLC for the City Boat Ramp and Dock Road Repair Project (PW#101797 and PW#101799) for an increase of \$35,500.00 and authorize the Mayor to execute Change Order No.1. The alternate proposal was discussed. ROLL CALL: Yes-Wierner, Muller, Clark, Derby, Brookhouser, Riese and Kerns. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

Council member Kerns stated that he would be abstaining from any discussion or action on Item 8 F and Item 8 G due to a conflict of interest as he is a potential bidder for these projects

ITEM 8 F

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed the Fourmile Road Water Improvements project. This project has a construction cost estimate at the time of bidding of \$93,900.00. If council authorizes solicitation, the bid date would be set for September 30, 2020 and a possible contract award at the October 5, 2020 regular city council meeting. Motion by Muller seconded by Wierner to authorize the solicitation of bids for the Fourmile Road Water Improvements. ROLL CALL: Yes-Brookhouser, Derby, Clark, Muller, Riese and Wierner. No-None. Absent-Minahan. Abstain-Kerns. MOTION CARRIED.

ITEM 8 G

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed the Fourmile Road Paving and Storm Sewer Improvements project. Per the City's cost share agreement with NDOT the city will be reimbursed 75% of the total project cost up to a maximum of \$322,586.00. The total cost for the project is estimated to be \$430,115.00. If council authorizes solicitation of bids for

the Fourmile Road Paving and Storm Sewer Improvements project the bid date would be set for September 30, 2020 and a possible contract award at the October 5, 2020 regular city council meeting. Motion by Brookhouser seconded by Wiemer to authorize the solicitation of bids for the Fourmile Road Water Improvements. ROLL CALL: Yes-Riese, Wiemer, Brookhouser, Muller, Derby and Clark. No-None. Absent-Minahan. Abstain-Kerns. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

Mayor Lambert announced that Item 9 K and Item 9 L would be considered at the beginning of New Business.

ITEM 9 K

Pursuant to publication, Mayor Lambert opened a public hearing at 7:53 p.m. to hear and consider public comment regarding a request for a Special Use Permit for Convenience Storage in a General Commercial Zoning District by Keeler Properties Inc. on property located at 211 S. 23rd Street, legally described as Winterset Addition Replat Lot 1. Doug Keeler, property owner, asked the council to consider removing the condition of the Special Use Permit to be Non-transferable. The permit would be for inside storage only. No one else spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 7:56 p.m.

ITEM 9 L

Council member Riese introduced a resolution numbered and titled as follows: RESOLUTION NO. 20-017: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, TO GRANT A SPECIAL USE PERMIT TO KEELER PROPERTIES, INC. TO ALLOW FOR THE CONVENIENCE STORAGE USE TYPE ON CERTAIN PROPERTY WITHIN A GENERAL COMMERCIAL ZONING DISTRICT AND LOCATED AT 211 S. 23rd STREET, SUBJECT TO THE CONDITIONS STATED HEREIN. Erv Portis, City Administrator asked Kevin Larson, City Inspector to briefly review the Planning Commission decision. The Special Use Permit (SUP) is strictly for inside storage and Mr. Keeler would be making a significant investment in the property. Motion by Riese seconded by Kerns to adopt RESOLUTION NO. 20-017 by title only with an amendment striking the second condition (2. The Special use Permit will be issued to Keeler Properties, Inc. and shall be non-transferable). Stephen Q. Preston, City Attorney read RESOLUTION NO. 20-017 in to the record by title only. ROLL CALL: Yes-Derby, Kerns, Riese, Wiemer Muller, Clark and Brookhouser. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 9 A

Pursuant to publication, Mayor Lambert opened a public hearing at 8:26 p.m. to hear and consider public comment relating to amending the budget which was originally adopted on the 16th of September, 2019 due to unforeseen circumstances, actual expenditures for the current fiscal year will exceed budgeted expenditures unless the current fiscal year budget of expenditures is revised. No one spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 8:27 p.m.

ITEM 9 B

Council member Riese introduced an ordinance numbered and titled as follows: ORDINANCE NO. 1974: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA, TO REVISE THE BUDGET STATEMENT TERMED THE ANNUAL APPROPRIATION BILL FOR FISCAL YEAR BEGINNING OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020, WHICH WAS ADOPTED ON SEPTEMBER 16, 2019 AS ORDINANCE NO. 1963; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE FOR AN EFFECTIVE DATE. Motion by Riese seconded by Clark that the statutory rule requiring reading an ordinance on three different days be suspended and that ORDINANCE NO. 1974 be adopted on first reading by title only. ROLL CALL: Yes-Muller, Derby, Wiemer, Kerns, Brookhouser, Riese and Clark. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1974 in to the record by title only. Motion by Riese seconded by Wiemer to approve final passage of ORDINANCE NO. 1974 by title only. ROLL CALL: Yes-Wiemer, Riese, Muller, Kerns, Clark, Derby and Brookhouser. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1974 in to the record by title only.

ITEM 9 C

Pursuant to publication, Mayor Lambert opened a public hearing at 8:05 p.m. to hear and consider public comment regarding proposed City of Plattsmouth Fiscal Year October 1, 2020 through September 30, 2021 budget. No one spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 8:07 p.m.

ITEM 9 D

Pursuant to publication, Mayor Lambert opened a public hearing at 8:07 p.m. to hear and receive public comment regarding setting of the final tax request at a different amount for Fiscal Year October 1, 2020 through September 30, 2021 than the prior year tax request. No one spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 8:08 p.m.

Erv Portis, City Administrator reviewed the proposed City of Plattsmouth Budget for Fiscal Year October 1, 2020 through September 30, 2021.

ITEM 9 E

Erv Portis, City Administrator reviewed the Plattsmouth Airport Authority budget request. Council member Muller introduced a resolution numbered and titled as follows: RESOLUTION NO. 20-014: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE THE PLATTSMOUTH AIRPORT AUTHORITY TO BUDGET \$49,148.59 FOR THE AIRPORT GENERAL FUND AND \$56,612.93 FOR THE AIRPORT BOND FUND, WITH LEVIES of .015678 AND .018060, RESPECTIVELY. Motion by Muller seconded by Riese to adopt RESOLUTION NO. 20-014 by title only. Stephen Q. Preston, City Attorney read RESOLUTION NO. 20-014 in to the

record by title only. ROLL CALL: Yes-Kerns, Clark, Derby, Brookhouser, Muller, Riese and Wiemer. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 9 F

Council member Kerns introduced a resolution numbered and titled as follows: RESOLUTION NO. 20-015: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ADOPT THE BUDGET FOR FISCAL YEAR OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021 AND TO SET THE SAME USING THE BASE LIMITATION PERCENTAGE INCREASE OF 2.5% AND ALSO USING THE ADDITIONAL 1% INCREASE. Motion by Kerns seconded by Brookhouser to adopt RESOLUTION NO. 20-015 by title only. Stephen Q. Preston, City Attorney read RESOLUTION NO. 20-015 in to the record by title only. ROLL CALL: Yes-Muller, Derby, Wiemer, Kerns Clark, Brookhouser and Riese. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 9 G

Council member Wiemer introduced a resolution numbered and titled as follows: RESOLUTION NO. 20-016: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO SET THE TAX REQUEST FOR THE BUDGET FOR FISCAL YEAR OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021. Motion by Wiemer seconded by Brookhouser to adopt RESOLUTION NO. 20-016 by title only. Stephen Q. Preston, City Attorney read RESOLUTION NO. 20-016 in to the record by title only. ROLL CALL: Yes-Clark, Brookhouser, Derby, Riese, Wiemer, Muller and Kerns. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 9 H

Council member Riese introduced an ordinance numbered and titled as follows: ORDINANCE NO. 1971: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA, TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL FOR FISCAL YEAR BEGINNING OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021 ; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE FOR AN EFFECTIVE DATE. Motion by Riese seconded by Brookhouser that the statutory rule requiring reading an ordinance on three different days be suspended and that ORDINANCE NO. 1971 be adopted on first reading by title only. ROLL CALL: Yes-Wiemer, Brookhouser, Riese, Derby, Muller, Kerns and Clark. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1971 in to the record by title only. Motion by Wiemer seconded by Muller to approve final passage of ORDINANCE NO. 1971 by title only. ROLL CALL: Yes-Derby, Kerns, Muller, Wiemer, Brookhouser, Clark and Riese. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1971 in to the record by title only.

ITEM 9 I

Council member Kerns introduced an ordinance numbered and titled as follows: ORDINANCE NO. 1972: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH FEES FOR CITY SERVICES; TO REPEAL ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE. Motion by Kerns seconded by Riese that the statutory rule requiring reading an ordinance on three different days be suspended and that ORDINANCE NO. 1972 be adopted on first reading by title only. ROLL CALL: Yes-Riese, Clark, Kerns, Muller, Derby, Brookhouser and Wiemer. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1972 in to the record by title only. Motion by Wiemer seconded by Riese to approve final passage of ORDINANCE NO. 1972 by title only. ROLL CALL: Yes-Kerns, Muller, Brookhouser, Wiemer, Riese, Derby and Clark. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1972 in to the record by title only.

ITEM 9 J

Council member Brookhouser introduced an ordinance numbered and titled as follows: ORDINANCE NO. 1973: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH WAGES, SALARIES AND BENEFITS FOR NON-UNION CITY EMPLOYEES AND APPOINTED OFFICIALS OCTOBER 1, 2020; TO REPEAL ORDINANCE NO. 1962 AND ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE. Motion by Brookhouser seconded by Wiemer that the statutory rule requiring reading an ordinance on three different days be suspended and that ORDINANCE NO. 1973 be adopted on first reading by title only. ROLL CALL: Yes-Clark, Derby, Kerns, Brookhouser, Muller, Riese and Wiemer. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1973 in to the record by title only. Motion by Riese seconded by Wiemer to approve final passage of ORDINANCE NO. 1973 by title only. ROLL CALL: Yes-Wiemer, Riese, Muller, Kerns, Clark, Derby and Brookhouser. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1973 in to the record by title only.

ITEM 9 M

Erv Portis, City Administrator informed council the ordinance has provisions to allow downtown businesses to operate outside during the pandemic. Council member Brookhouser introduced an ordinance numbered and titled as follows: ORDINANCE NO. 1975: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ENACT CHAPTER 6, ARTICLE 1, SECTION 6-106.01 OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011 RELATED TO THE ISSUANCE OF LICENSES FOR THE TEMPORARY USE OF RIGHTS-OF-WAY; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE . Motion by Brookhouser seconded by Derby that the statutory rule requiring reading an ordinance

on three different days be suspended and that ORDINANCE NO. 1975 be adopted on first reading by title only. ROLL CALL: Yes-Clark, Brookhouser, Muller, Derby, Riese, Wiemer and Kerns. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1975 in to the record by title only. Motion by Wiemer seconded by Brookhouser to approve final passage of ORDINANCE NO. 1975 by title only. ROLL CALL: Yes-Brookhouser, Wiemer, Kerns, Riese, Derby, Muller and Clark. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1975 in to the record by title only.

ITEM 9 N

Council member Muller introduced a resolution numbered and titled as follows: RESOLUTION NO. 20-018: A RESOLUTION OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH CONDITIONS PURSUANT TO WHICH BUSINESSES IN THE CENTRAL BUSINESS DISTRICT MAY RECEIVE LICENSES FROM THE CITY FOR THE TEMPORARY USE OF RIGHTS-OF-WAY TO CONDUCT OUTDOOR RETAIL OPERATIONS; TO ESTABLISH THE CONDITIONS FOR CONDUCTING SUCH OUTDOOR RETAIL OPERATIONS; AND TO AUTHORIZE THE BUILDING INSPECTOR TO ISSUE LICENSES FOR THE CONDUCT OF OUTDOOR RETAIL OPERATIONS AND TO OTHERWISE ADMINISTER THE SUBJECT MATTER OF THIS RESOLUTION. Erv Portis, City Administrator suggested a sunset date of December 31, 2020. Motion by Muller seconded by Riese to adopt RESOLUTION NO. 20-018 by title only with a sunset date of December 31, 2020. Stephen Q. Preston, City Attorney read RESOLUTION NO. 20-018 in to the record by title only. ROLL CALL: Yes-Kerns, Muller, Clark, Riese, Derby, Wiemer and Brookhouser. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 9 O

Council member Kerns introduced a resolution numbered and titled as follows: RESOLUTION NO. 20-019: A RESOLUTION OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH CONDITIONS PURSUANT TO WHICH BUSINESSES IN THE CENTRAL BUSINESS DISTRICT MAY BE ISSUED A TEMPORARY SIDEWALK CAFÉ PERMIT AND TO AUTHORIZE THE BUILDING INSPECTOR TO ISSUE SUCH PERMITS AND TO OTHERWISE ADMINISTER THE SUBJECT MATTER OF THIS RESOLUTION. Erv Portis, City Administrator suggested a sunset date of December 31, 2020. Motion by Kerns seconded by Derby to adopt RESOLUTION NO. 20-019 by title only with a sunset date of December 31, 2020. Stephen Q. Preston, City Attorney read RESOLUTION NO. 20-019 in to the record by title only. ROLL CALL: Yes-Riese, Brookhouser, Kerns, Wiemer, Clark, Muller and Derby. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 9 P

Motion by Brookhouser seconded by Wiemer to accept a Nebraska Commission on Law Enforcement and Criminal Justice reimbursement grant in the amount of \$29,694 and authorize the following purchases for reimbursement: remaining hardware for installation and application of new cruiser laptops totaling \$12,899 and an updated Speed Trailer from All Traffic Solutions

for \$16,795.00. ROLL CALL: Yes-Muller, Derby, Clark, Riese, Kerns, Brookhouser and Wiemer. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 9 Q

Council member Kerns stated he would be abstaining from any discussion or action on this item as he is president and majority shareholder of Kerns Excavating Company. Motion by Brookhouser seconded by Wiemer to approve Invoice No. 15896 submitted by Kerns Excavating Company in the amount of \$2,532.00 for sewer repair at 203 So. 7th Street and authorize payment. ROLL CALL: Yes-Muller, Derby, Brookhouser, Riese, Wiemer and Clark. No-None. Absent-Minahan. Abstain-Kerns. MOTION CARRIED.

ITEM 9 R

Motion by Riese seconded by Derby to approve the appointment of Constance S. Ostrand as a new volunteer member to the Plattsmouth Emergency Medical Services Department and the addition of her name to the Plattsmouth Emergency Medical Services Department Roster. ROLL CALL: Yes-Wiemer, Riese, Muller, Kerns, Clark, Derby and Brookhouser. No-None. Absent-Minahan. Abstain-None. MOTION CARRIED.

ITEM 12

9:13 p.m. Motion by Brookhouser seconded by Kerns to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk