

PLATTSMOUTH CITY COUNCIL

April 5, 2021

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 April 5, 2021 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Steve Riese, Morgan Muller, Sean Minahan, Terry Kerns, Bryan Clark, James Forrest, Doug Derby and Jeanie Brookhouser. Council Members Absent: None. Also present: City Administrator Ervin Portis, Assistant City Administrator Emily Bausch, 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 March 25, 2021 in the Plattsmouth Journal and posted March 31, 2021 at City Hall, Plattsmouth Public Library and Cass County Courthouse. Proof of publication and proof of posting 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.

Pam Siroky, Chief Sales Officer at First State Insurance Agency and Rick Hagge, First State Bank were present to present a dividend check to the City of Plattsmouth in the amount of \$61,111.87. The dividend check is based on Workers Compensation loss experience.

ITEM 5-CITIZEN DELEGATION

Rod & Geri Draper, 1702 2nd Avenue-spoke in opposition to the placement of the speed tables in front of their home. They made a suggestion of placing the speed tables on 16th Street. Stated they are not against the speed tables, just the location.

ITEM 6

Kerry Gustafson, Dana F. Cole & Co. LLC joined the meeting via ZOOM Meetings. Ms. Gustafson presented the City of Plattsmouth Fiscal Year October 1, 2019 through September 30, 2020 Audit and was available for any questions. Motion by Forrest seconded by Clark to receive the City of Plattsmouth Fiscal Year October 1, 2019 through September 30, 2020 Audit. ROLL CALL: Yes-Kerns, Clark, Derby, Brookhouser, Minahan, Muller, Riese and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 7-CONSENT AGENDA

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

- A Consider approval of the March 15 2021 City Council Meeting Minutes

B Consider approval of claims

Claims Register Report as of 4/5/21

Pay Date: 3/26/21 126033.95

Com Ctr 4676.9
EMS 21401.33
General 16289.87
Library 8050.03
Parks and Cemetery 4918.44
Police 39688.04
Senior Center 2895.75
Street 12344.61
Water and Sewer 15768.98

Various

Vendor Name

AMERICAN FAMILY LIFE 675.58
AMERITAS 15887.65
AMERITAS LIFE INSURANCE CORP 148.12
BLUE CROSS BLUE SHIELD 48502.73
COLLECTION SERVICES CENTER 208.8
DELTA DENTAL PLAN 2910.45
FIRST STATE BANK NEBRASKA 136.16
FRATERNAL ORDER OF POLICE 180
HARTFORD LIFE INSURANCE COMPANY 221.45
INTERNAL REVENUE SERVICE 27795.75
MUTUAL OF OMAHA 795.48
NEBRASKA CHILD SUPPORT PAYMENT CENTER 115.39
NEBRASKA DEPARTMENT OF REVENUE 4351.32
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 9570.93

Department : 01 - GENERAL ADMINISTRATION

BLACK HILLS ENERGY 711.77
CHARTER BUSINESS 130
EGAN SUPPLY CO 63.2
FIRST BANKCARD 80.02
HUNTEL COMMUNICATIONS 87.5
KATHRYN SHARP 125
KONICA MINOLTA BUSINESS SOLUTIONS 20.34
KONICA MINOLTA PREMIER FINANCE 221.16
LEE ENTERPRISES 244.28
NEBRASKA SECRETARY OF STATE 30
OFFICE DEPOT INC 124.4
OLMSTED & PERRY ENGINEERING 1000.85
WALKERS INC 71.6

Department : 03 - EMS
A F P CORPORATION 605
BLACK HILLS ENERGY 172.39
BOUND TREE MEDICAL LLC 766
CHARTER BUSINESS 18.2
FIRST BANKCARD 197.55
FORT DEARBORN LIFE INSURANCE CO 75.68
KONICA MINOLTA PREMIER FINANCE 35.78
MATHESON TRI-GAS INC 162.34
METRO BILLING SERVICES LLP 621
REBECCA L GRAF 59.93
SCOTT CIESLIK 12.88
WALKERS INC 17.38

Department : 04 - POLICE
BOMGAARS SUPPLY 10.56
FIRST BANKCARD 188.26
H & H SALES INC 733.26
JACKS UNIFORMS & EQUIPMENT 1670.82
KONICA MINOLTA BUSINESS SOLUTIONS 9.29
KONICA MINOLTA PREMIER FINANCE 154.29
OREILLY AUTOMOTIVE INC 82.87
OXEN TECHNOLOGY 221
SIRCHIE ACQUISITION COMPANY LLC 203.99
TILSON AUTOMOTIVE 50

Department : 05 - STREET
BLACK HILLS ENERGY 521.13
BOMGAARS SUPPLY 75.49
CHARLES S SCHREIBER 939.75
EGAN SUPPLY CO 68.81
GRAINGER 244.38
MENARDS 43.78
NEBRASKA MACHINERY CO 5.84
OLD DOMINION BRUSH 271.69
OLMSTED & PERRY ENGINEERING 1159.41
READY MIX CONCRETE CO 561.69
SHAW HARDWARE STORE 63.07

Department : 06 - LIBRARY
APOLLO REFRIGERATION & HEATING SYSTEMS 178.75
BAKER & TAYLOR BOOKS 1041.85
BLACK HILLS ENERGY 297.49
FIRST BANKCARD 1285.01
HF GROUP LLC 157.75
KONICA MINOLTA PREMIER FINANCE 154.29
WINDSTREAM 147.61

Department : 07 - PARKS
AGRIVISION EQUIPMENT GROUP LLC 690.12
BLACK HILLS ENERGY 200.1
CHARLES S SCHREIBER 218.06
CHARTER BUSINESS 39.95
EGAN SUPPLY CO 66
ODEYS INC 639.9
WALKERS INC 26.72

Department : 08 - CEMETERY
AUDIO VIDEO SOLUTIONS 160
BLACK HILLS ENERGY 163.82
BOMGAARS SUPPLY 110.15
NEBRASKA PUBLIC POWER DISTRICT 59.45
WINDSTREAM 150.98

Department : 10 - FIRE
A F P CORPORATION 605
BLACK HILLS ENERGY 172.38
CHARTER BUSINESS 18.2
FORT DEARBORN LIFE INSURANCE CO 106.64
KONICA MINOLTA PREMIER FINANCE 35.78
WALKERS INC 17.37

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 136.19
CHARTER BUSINESS 155.36
FIRST BANKCARD 15
H & H SALES INC 38.79
HYVEE 391.21
REINHART FOODSERVICE LLC 2384.37
STRATUS BUILDING SOLUTION OF ARIZONA 219
WALKERS INC 99.7

Department : 16 - ECONOMIC DEVELOPMENT
OLMSTED & PERRY ENGINEERING 277.5

Department : 17 - COMMUNITY CENTER
A F P CORPORATION 900
AQUA CHEM INC 1258.3
BLACK HILLS ENERGY 1225.71
BOMGAARS SUPPLY 79.22
CHARTER BUSINESS 466.08
DART MENDOLIA 160.5
ELIJAH DUPRE 160.5
FIRST BANKCARD 163.64
KONICA MINOLTA PREMIER FINANCE 186.7
STEPHEN C WARGA 27

STRATUS BUILDING SOLUTION OF ARIZONA 1870
WALKERS INC 126

Department : 18 - AQUATIC
BLACK HILLS ENERGY 31.16
CHARTER BUSINESS 39.95

Department : 20 - WATER
BLACK HILLS ENERGY 379.63
BOMGAARS SUPPLY 223.29
CORE & MAIN LP 2484.5
H & H SALES INC 32.95
MISSISSIPPI LIME COMPANY 4527
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 86.98
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 426
NEBRASKA PUBLIC POWER DISTRICT 6400.34
OLMSTED & PERRY ENGINEERING 10799.61
SAVAGE PLUMBING INC 5400
SHAW HARDWARE STORE 167.88
TYLER TECHNOLOGIES 90
WATER & SEWER DEPARTMENT 389.97

Department : 30 - SEWER
BLACK HILLS ENERGY 1992.83
BOMGAARS SUPPLY 833.28
DPC INDUSTRIES INC 876
FIRST BANKCARD 208.98
LEE ENTERPRISES 18.52
MENARDS 57.96
NEBRASKA PUBLIC POWER DISTRICT 2333.81
OLMSTED & PERRY ENGINEERING 819.1
PHONETICS INC 420
SHERWIN WILLIAMS 240.05
TYLER TECHNOLOGIES 90
CORE & MAIN LP 5140.48
DISCOVERY BENEFITS INC 25
DPC INDUSTRIES INC 605
EGAN SUPPLY CO 34.76
FIRST BANKCARD 59.99
HAWKINS INC 848.94
MISSISSIPPI LIME COMPANY 4507.2
MULLENAX AUTO SUPPLY 177.43
NEBRASKA PUBLIC POWER DISTRICT 1546.49
ONE CALL CONCEPTS INC 13.84
PETTY CASH WATER DEPARTMENT 555.86
RPZ INC 100
STEPHEN Q PRESTON 1600
UNITED STATES POSTAL SERVICE 122.5

VERIZON WIRELESS 162.26
WEX HEALTH INC 25
WINDSTREAM 196.49

Department : 24 - DRUG FORFEITURE
H & H SALES INC 400
VERIZON WIRELESS 41.14

Department : 30 - SEWER
AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA 8068
BOMGAARS SUPPLY 182.28
DEAN REDINBAUGH 193.02
HD SUPPLY FACILITIES MAINTENANCE LTD 348.72
MIDWEST LABORATORIES INC 443
NEBRASKA PUBLIC POWER DISTRICT 51.05
OFFICE DEPOT INC 28.75
ONE CALL CONCEPTS INC 13.85
RPZ INC 150
STEPHEN Q PRESTON 1600
TELEDYNE INSTRUMENTS INC 208.98
UNITED STATES POSTAL SERVICE 122.5
VERIZON WIRELESS 41.12
WASTE CONNECTIONS OF NEBRASKA INC 76.7
WINDSTREAM 51.63

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Erv Portis, City Administrator gave a brief background of the traffic situation at 2nd Avenue between 16th Street and 18th Street. Steve Perry PE, Olmsted & Perry Consulting Engineers, Inc. was present at the meeting. Mr. Perry stated he has met on more than one occasion regarding this situation. The options that were considered were reviewed. Mr. Perry recommended the placement of speed tables (humps) 100 ft. east and 100 ft. west from the crest of the hill on 2nd Avenue between 16th Street and 18th Street as a traffic calming solution. Council discussion: if speed tables are moved to close they defeat the purpose; sidewalks on the North side of 2nd Avenue as topography on the South side will not allow for placement of sidewalk; use of the speed trailer to monitor traffic/speed; speed table (humps) are concrete and will cause problems when plowing snow; and placement of possible signage. Motion by Kerns seconded by Clark to table the discussion regarding the use of speed tables (speed humps) as a traffic calming device, with installation of tables on 2nd Avenue between 16th Street and 18th Street as a demonstration project for effectiveness, pending further review and research. ROLL CALL: Yes-Derby,

Kerns, Riese, Brookhouser, Forrest, Muller, Clark and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 B

Motion by Brookhouser seconded by Muller to accept the proposal from Associated Fire Protection to install a fire detection and monitored alarm system at City Hall, 136 North 5th Street, at a cost of \$19,365.07. Erv Portis, City Administrator stated that this is an alarm system only, no sprinklers are included. Following further discussion, ROLL CALL: Yes-Minahan, Clark, Forrest, Muller, Derby, Brookhouser, Riese and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9-NEW BUSINESS

ITEM 9 A

Motion by Riese seconded by Brookhouser to give a favorable recommendation to the Nebraska Liquor Control Commission for a Special Designated License filed by Church of the Holy Spirit, 520 S. 18th Street for a Virtual Fundraiser being held at St. John the Baptist School/Church, 500 S. 18th St., Plattsmouth on April 24, 2021 from 12:00 p.m. to 5:00 p.m. ROLL CALL: Yes-Brookhouser, Derby, Clark, Kerns, Minahan, Muller, Riese and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Brookhouser seconded by Derby to give a favorable recommendation to the Nebraska Liquor Control Commission for a Special Designated License filed by Mayden Layne Enterprises, d/b/a DC's Waterhole, 441 Main Street for a Wedding Reception being held at Shindigs (main level), 209 S. 23rd St., Plattsmouth on April 24, 2021 from 2:00 p.m. to 1:00 a.m. ROLL CALL: Yes-Riese, Muller, Brookhouser, Forrest, Derby, Kerns, Minahan and Clark. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Motion by Brookhouser seconded by Riese to approve a Mobile Home Park Permit Transfer Request submitted by Hillside Pointe 2021 MHC, LLC who has purchased HiVue Plattsmouth MHP, LLC, 1023 N. 9th Street, Plattsmouth and authorize the issuance of a Mobile Home Park Permit. Following discussion, ROLL CALL: Yes-Clark, Minahan, Kerns, Derby, Riese, Brookhouser, Forrest and Muller. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 D

Motion by Brookhouser seconded by Kerns to approve a Mobile Home Park Permit Transfer Request submitted by Summer Grove 2021 MHC, LLC who has purchased Plattsmouth MHP, LLC, 2425 Chicago Avenue, Plattsmouth and authorize the issuance of a Mobile Home Park

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

ITEM 9 E

Motion by Forrest seconded by Riese to adopt RESOLUTION NO. 21-005: A RESOLUTION ACCEPTING THE PROPOSED DEDICATION OF RIGHT-OF-WAY MADE BY D-SQUARED, LLC, RELATING TO CERTAIN PROPERTY ALONG FOURMILE ROAD IN THE FOUR MILE INDUSTRIAL SITE AND AUTHORIZING AND DIRECTING THE MAYOR TO SIGN AN ACCEPTANCE OF SUCH DEDICATION by title only. Stephen Q. Preston, City Attorney read RESOLUTION NO. 21-005 in to the record by title only. ROLL CALL: Yes-Minahan, Derby, Brookhouser, Forrest, Muller, Kerns, Clark and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Muller seconded by Brookhouser to adopt RESOLUTION NO. 21-006: A RESOLUTION ACCEPTING THE PROPOSED DEDICATION OF RIGHT-OF-WAY MADE BY CON-CRETE, LLC, RELATING TO CERTAIN PROPERTY ALONG FOURMILE ROAD IN THE FOUR MILE INDUSTRIAL SITE AND AUTHORIZING AND DIRECTING THE MAYOR TO SIGN AN ACCEPTANCE OF SUCH DEDICATION by title only. Stephen Q. Preston, City Attorney read RESOLUTION NO. 21-006 in to the record by title only. ROLL CALL: Yes-Riese, Brookhouser, Kerns, Clark, Derby, Forrest, Muller and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 G

Pursuant to publication, Mayor Lambert opened a public hearing at 7:55 p.m. to hear and consider public comment regarding an application to the Nebraska Department of Economic Development for a Community Development Block Grant. This grant is available to local governments for economic development activities. The City of Plattsmouth is requesting \$814,738 of CDBG funds which includes \$7,500 for the City's grant administration costs, and the purchase and installation of neutraceutical processing equipment. CON-CRET, LLC; Vireo Resources, LLC; and Vireo Systems, Inc. Vireo plans to create at least 35 jobs, 18 of which will be offered to or held by low and moderate income people. City of Plattsmouth will match up to \$192,762 of existing CDBG program income. There will be no displacement of any persons as a result of this project. No one spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 7:57 p.m.

ITEM 9 H

Motion by Riese seconded by Forrest to adopt RESOLUTION NO. 21-007: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA AUTHORIZING THE CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR CDBG FUNDS FOR AN ECONOMIC DEVELOPMENT PROJECT** by title only. Stephen Q. Preston, City Attorney read RESOLUTION NO. 21-007 in to the record by title only. ROLL

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

ITEM 9 I

Council member Kerns stated he would be abstaining from any discussion or action on this item as he has a conflict of interest. Motion by Riese seconded by Forrest to approve Invoice #16242 submitted by Kerns Excavating Company in the amount of \$345.00 for hauling snow February 23, 2021 and authorize payment. ROLL CALL: Yes-Forrest, Riese, Muller, Minahan, Brookhouser, Derby and Clark. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 9 J

Motion by Brookhouser seconded by Minahan to approve the appointment of Daniel Sempek as a new probationary member of the Plattsmouth Volunteer Fire Department and the addition of his name to the Plattsmouth Volunteer Fire Department Roster. ROLL CALL: Yes-Brookhouser, Derby, Clark, Kerns, Minahan, Muller, Riese and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 K

It was suggested to consider Option #2 to the existing Interlocal Agreement with Cass County for a recycling trailer and study the cost effects for the City. Council discussed: costs; expansion to three trailers as the current trailer is full within 72 hours of being emptied; the amount of City Staff time used; moving the site to the City Street Shop with a locked gate to minimize the dumping of non-recyclable items; and it was questioned if there were any examples of successful communities-the answer was "No". Motion by Brookhouser seconded by Kerns to table the discussion on options to the existing Interlocal Agreement with Cass County for a recycling trailer and direct the City Administrator to research options and the cost associated with each option. ROLL CALL: Yes-Riese, Minahan, Brookhouser, Clark, Forrest, Derby, Muller and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

8:37 p.m. Motion by Brookhouser seconded by Forrest to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk