

# PLATTSMOUTH CITY COUNCIL

June 21, 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 June 21, 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 June 10, 2021 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 PROCLAMATION

There were no Mayoral Proclamations.

## ITEM 7-CONSENT AGENDA

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

- A Consider approval of the June 7, 2021 City Council Meeting Minutes
- B Consider setting the next regular City Council meeting for Tuesday, July 6, 2021 due to the observance of the Independence Day Holiday on July 5, 2021
- C Receive Treasurer's Report
- D Consider approval of claims

Claims Register Report as of 6/21/21

Pay Date: 6/18/21                      142930.44

Com Ctr 17147.91

EMS 21465.85

General 16281.7

Library 7722.51

Parks and Cemetery 9306.67  
Police 40654.56  
Senior Center 2878.07  
Street 12532.14  
Water and Sewer 14941.03

Various

Vendor Name  
AMERITAS 15830.81  
COLLECTION SERVICES CENTER 208.8  
EYE MED VISION CARE 372.02  
FIRST STATE BANK NEBRASKA 136.16  
FRATERNAL ORDER OF POLICE 180  
INTERNAL REVENUE SERVICE 31418.38  
NEBRASKA CHILD SUPPORT PAYMENT CENTER 115.39  
NEBRASKA DEPARTMENT OF REVENUE 4798.93  
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 8651.55

Department : 01 - GENERAL ADMINISTRATION

ALLEY POYNER MACCHIETTO ARCHITECTURE 1623.75  
CLAY D LINCOLN 50  
IDEAL PURE WATER 27.1  
IRINA A HARRINGTON 75  
KATHRYN SHARP 125  
KONICA MINOLTA BUSINESS SOLUTIONS 238.4  
MARCUS LINCOLN HOTEL LLC 220  
MELVEN SUDBECK HOMES INC 5233.56  
NEBRASKA PUBLIC POWER DISTRICT 150.86  
NEXT GENERATION PROPERTIES OF NEBRASKA LLC 21566.41  
OFFICE DEPOT INC 49.91  
ONE SCHMORE 1415.62  
OXEN TECHNOLOGY 150  
STEPHEN Q PRESTON 4800  
STERICYCLE SHRED IT 60.89  
VERIZON WIRELESS 82.26  
WESTSIDE DEVELOPMENT INC 78108.52  
WINDSTREAM 112.28

Department : 02 - HUMANE/CODE ENFORCEMENT

NEBRASKA PUBLIC POWER DISTRICT 34.89  
VERIZON WIRELESS 40.01

Department : 03 - EMS

BOUND TREE MEDICAL LLC 1199.43  
CHARTER BUSINESS 18.2  
IDEAL PURE WATER 23.62  
KONICA MINOLTA BUSINESS SOLUTIONS 28.71  
MATHESON TRI-GAS INC 300.99  
METRO BILLING SERVICES LLP 460  
NEBRASKA PUBLIC POWER DISTRICT 294.52

ROLLINS INC 28  
STERICYCLE INC 93.45  
VERIZON WIRELESS 167.91  
WALKERS INC 17.38  
WINDSTREAM 184.4

Department : 04 - POLICE

ACCELERATED GRAPHX LLC 267  
ALL TRAFFIC SOLUTION INC 155  
AMY RICHTER 39.49  
AUDREY WILSON 455.35  
CASS COUNTY REGISTER OF DEEDS 50  
DIGITAL ALLY INC 210  
FIRE GUARD INC 104.73  
GSK LLC 805  
IMPACT MANUFACTURING 136.79  
INTERNATIONAL ASSOCIATION FOR PROPERTY AND EVIDENCE INC 175  
JACKS UNIFORMS & EQUIPMENT 182.01  
KONICA MINOLTA BUSINESS SOLUTIONS 103.46  
L SCOT UPTAIN 750  
MENARDS 33.26  
MULLENAX AUTO SUPPLY 135.26  
VERIZON WIRELESS 261.17  
WEX HEALTH INC 25  
WINDSTREAM 344.15

Department : 05 - STREET

BLACK HILLS ENERGY 5.22  
BOO INC DBA BOBCAT OF OMAHA 6350  
CINTAS CORPORATION #749 404.48  
CONCRETE INDUSTRIES INC 1449.94  
FIRST STATE BANK NEBRASKA 11536.31  
JOE MCDERMOTT ASSOCIATES 1686.25  
JOHN COLE 376  
MICHAEL TODD & COMPANY INC 92.16  
NEBRASKA PUBLIC POWER DISTRICT 5214.73  
OLMSTED & PERRY ENGINEERING 16320  
READY MIX CONCRETE CO 480.77  
SANTANDER BANK NA 47194.87  
VERIZON WIRELESS 82.26  
WINDSTREAM 129.21

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1408.41  
CHARTER BUSINESS 65  
KONICA MINOLTA BUSINESS SOLUTIONS 138.13  
LIBRARY IDEAS LLC 480.71  
NEBRASKA PUBLIC POWER DISTRICT 286.83  
SAVAGE PLUMBING INC 660  
STEPHEN C WARGA 36

Department : 07 - PARKS  
AGRIVISION EQUIPMENT GROUP LLC 115.87  
INDEPENDENT AUTO REPAIR 119  
J & J SMALL ENGINE SERVICE 99  
MULLENAX AUTO SUPPLY 96.34  
NEBRASKA PUBLIC POWER DISTRICT 247.09  
OREILLY AUTOMOTIVE INC 16.76  
PRUITT OUTDOOR POWER 106.67  
VERIZON WIRELESS 82.26  
WALKERS INC 13.36

Department : 08 - CEMETERY  
NEBRASKA PUBLIC POWER DISTRICT 35.07  
VERIZON WIRELESS 41.13

Department : 10 - FIRE  
CHARTER BUSINESS 18.2  
FELD FIRE 291.75  
IDEAL PURE WATER 23.63  
JONES & BARTLETT LEARNING LLC 376.87  
KONICA MINOLTA BUSINESS SOLUTIONS 28.7  
NEBRASKA PUBLIC POWER DISTRICT 294.51  
PLATTSMOUTH VOLUNTEER FIREFIGHTERS ASSOC 500  
ROLLINS INC 28  
SANDRY FIRE SUPPLY LLC 548.95  
SAPP BROS INC 2160  
WALKERS INC 17.37  
WINDSTREAM 184.41

Department : 11 - SENIOR CITIZEN CTR  
A F P CORPORATION 200.75  
BLACK HILLS ENERGY 14.12  
HYVEE 454.01  
NEBRASKA PUBLIC POWER DISTRICT 515.94  
OFFICE DEPOT INC 150.56  
REINHART FOODSERVICE LLC 1678.84

Department : 17 - COMMUNITY CENTER  
AQUA CHEM INC 157.5  
BLACK HILLS ENERGY 127.07  
KONICA MINOLTA BUSINESS SOLUTIONS 67.9  
NEBRASKA PUBLIC POWER DISTRICT 4643.46  
THE WALDINGER CORPORATION 1658.39  
WALKERS INC 84

Department : 18 - AQUATIC  
AQUA CHEM INC 1045.35  
BLACK HILLS ENERGY 2158.09  
CHESTERMAN CO 745.95

MENARDS 16.76  
NEBRASKA PUBLIC POWER DISTRICT 784.52  
REINHART FOODSERVICE LLC 1446.24

Department : 20 - WATER  
AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA 10555  
BLACK HILLS ENERGY 17.59  
CORE & MAIN LP 2765.92  
DPC INDUSTRIES INC 621.43  
HACH COMPANY 364.84  
MY STAFF INC 2717.97  
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 819.19  
NEBRASKA PUBLIC POWER DISTRICT 75.76  
PANOLOGY INC 75  
STEPHEN Q PRESTON 1600  
TYLER TECHNOLOGIES 540  
VERIZON WIRELESS 162.28  
WATER & SEWER DEPARTMENT 443.28  
WEX HEALTH INC 25  
WINDSTREAM 138.93

Department : 24 - DRUG FORFEITURE  
H & H SALES INC 400  
VERIZON WIRELESS 41.15

Department : 30 - SEWER  
AGRIVISION EQUIPMENT GROUP LLC 31  
BLACK HILLS ENERGY 432.63  
CORE & MAIN LP 60.15  
DPC INDUSTRIES INC 399.38  
HYDRO OPTIMIZATION AND AUTOMATION SOLUTIONS INC 1720  
MIDWEST LABORATORIES INC 678  
MY STAFF INC 2717.96  
NEBRASKA PUBLIC POWER DISTRICT 47.37  
PANOLOGY INC 75  
PRUITT OUTDOOR POWER 349.13  
READY MIX CONCRETE CO 1086.56  
STEPHEN Q PRESTON 1600  
TYLER TECHNOLOGIES 540  
VERIZON WIRELESS 41.13

Department : 37 - ECONOMIC DEVELOPMENT - RIVER FRONT  
FIRST STATE BANK NEBRASKA 1249412.82

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

## ITEM 8-UNFINISHED BUSINESS

### ITEM 8 A

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed the 2021 Street Repair and Overlay Project and specified the areas involved. Following discussion, Motion by Brookhouser seconded by Muller to authorize the solicitation of bids for the 2021 Street Repair and Overlay Project. ROLL CALL: Yes-Derby, Kerns, Muller, Minahan, Brookhouser, Riese, Clark and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

### ITEM 8 B

Steve Perry and Jim Olmsted, Olmsted & Perry Consulting Engineers Inc. gave a presentation on the 2019 Flood Recovery Project-Water Supply System Replacement. The three alternatives presented were: Relocate the Water Plant to Fourmile Industrial Park; Connect to regional water supplier (M.U.D.); and Flood proof the existing water plant. Mr. Olmsted recommended the M.U.D. Connection alternative as it was best and most cost effective for the City and is a reliable permanent solution. The cost would be \$27,272,680 with FEMA funding 90% (\$24,518,412) through the Directed Relocation Program, with the remaining 10% (\$2,724,268) split between NEMA and the City. The funding of the City's portion (5%) would be SRF Financing over 40 years at 0% interest. Following discussion and numerous questions, Motion by Forrest seconded by Derby to authorize staff and engineers to proceed with the 2019 Flood Recovery Project-Water Supply System Replacement: M.U.D. Water Connection Alternative. ROLL CALL: Yes-Brookhouser, Forrest, Derby, Riese, Clark, Muller, Kerns and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

### ITEM 8 C

Erv Portis, City Administrator stated the revisions to the Statement of Work #2 for CDBG Administrative Services Agreement and NDO Agreement, both related to the Vireo CDBG project, were due to comments from the Nebraska DED which clarified the role of the City: the City will conditionally grant the CDBG funds to the NDO, and the NDO will in turn loan funds and administer the loans to Vireo. Motion by Brookhouser seconded by Clark to approve the revisions to the Statement of Work #2 for CDBG Administrative Services Agreement and NDO Agreement, both as they relate to the Vireo CDBG Project and authorize the Mayor to execute the agreements. ROLL CALL: Yes-Muller, Riese, Clark, Brookhouser, Derby, Minahan, Forrest and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

## ITEM 9-NEW BUSINESS

### ITEM 9 A

Motion by Muller seconded by Brookhouser to make a favorable recommendation to the Nebraska Liquor Control Commission regarding a New Corporate Manager Application submitted by No Frills Supermarkets 794, 2400 W. 8<sup>th</sup> Avenue, Plattsmouth for Lance A. Kramer. Following discussion, ROLL CALL: Yes-Forrest, Muller, Kerns, Derby, Brookhouser, Clark, Minahan and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Brookhouser seconded by Derby to approve the appointment of Jacob Schaffart as a new probationary member to the Plattsmouth Emergency Medical Services Department and the addition of his name to the Plattsmouth Emergency Medical Services Department roster. ROLL CALL: Yes-Kerns, Minahan, Muller, Brookhouser, Clark, Riese, Derby and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Motion by Riese seconded by Minahan to receive correspondence from the Plattsmouth Rural Fire Protection (District) regarding the District's determination to withhold a \$9,620.40 expense contribution payment due to the City under the Interlocal Cooperation Agreement between the City and the District. ROLL CALL: Yes-Riese, Muller, Clark, Derby, Minahan, Forrest, Kerns and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 D

Mayor Lambert indicated the need for the Council to go in to closed session to protect the public interest so the Council could receive legal advice regarding Council rights and remedies under the Interlocal Cooperation Agreement between the City and Plattsmouth Rural Fire Protection District.

8:13 p.m. Motion by Riese seconded by Brookhouser to convene to Closed Session to protect the public interest to receive legal advice regarding Council rights and remedies under the Interlocal Cooperation Agreement between the City and Plattsmouth Rural Fire Protection District. ROLL CALL: Yes-Forrest, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED. Mayor Lambert stated the closed session is to protect the public interest so the Council could receive legal advice regarding Council rights and remedies under the Interlocal Cooperation Agreement between the City and Plattsmouth Rural Fire Protection District.

8:35 p.m. Motion by Muller seconded by Brookhouser to reconvene in to regular session. ROLL CALL: Yes-Brookhouser, Derby, Clark, Kerns, Minahan, Muller, Riese and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

8:48 p.m. Motion by Brookhouser seconded by Clark to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk