

PLATTSMOUTH CITY COUNCIL

April 18, 2022

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 18, 2022 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Morgan Muller, Terry Kerns, Bryan Clark, James Forrest, Doug Derby and Jeanie Brookhouser. Council Members Absent: Steve Riese and Sean Minahan. Also present: City Administrator Emily Bausch, City Inspector Kevin Larson 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 April 7, 2022 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

ITEM 6 A

Mayor Lambert proclaimed April 24-30, 2022 as National Volunteer Week in the City of Plattsmouth.

ITEM 7-CONSENT AGENDA

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

- A Consider approval of the April 4, 2022 City Council Meeting Minutes
- B Receive Treasurer's Report
- C Consider approval of claims

Claims Register Report as of 4/18/22

Pay Date: 4/8/22 134065.09

Com Ctr 6845.18
EMS 25060.65
General 17395.46

Library 8538.4
Parks and Cemetery 5274.75
Police 40527.76
Senior Center 3025.87
Street 12966.36
Water and Sewer 14430.66

Various

Vendor Name
AMERITAS 15699.96
COLLECTION SERVICES CENTER 208.8
COUNTY COURT OF LANCASTER COUNTY NE 25.6
EYE MED VISION CARE 351.98
FIRST STATE BANK NEBRASKA 186.16
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 30131.09
NEBRASKA CHILD SUPPORT PAYMENT CENTER 115.39
NEBRASKA DEPARTMENT OF REVENUE 4730.88
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 8962.73
PLATTSMOUTH COMMUNITY CENTER 2386.68

Department : 01 - GENERAL ADMINISTRATION

ALL COPY PRODUCTS INC 245
CHARTER BUSINESS 56.15
IDEAL PURE WATER 44.85
IRINA A HARRINGTON 75
MENARDS 134.82
MICROFILM IMAGING SYSTEMS 75
NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES 27.75
NEBRASKA PUBLIC POWER DISTRICT 244.7
RICHARD A COMI 200
SAVAGE PLUMBING INC 614.5
STEPHEN Q PRESTON 4800
STERICYCLE SHRED IT 59.83
VERIZON WIRELESS 85.66
WASTE CONNECTIONS OF NEBRASKA INC 294.35
WINDSTREAM 247.86

Department : 02 - HUMANE/CODE ENFORCEMENT

JACKS UNIFORMS & EQUIPMENT 316.18
NEBRASKA PUBLIC POWER DISTRICT 206.16
SHELL FLEET PLUS 57.55

Department : 03 - EMS

ALL COPY PRODUCTS INC 15.39
BOUND TREE MEDICAL LLC 2521.7
BRIAN JOSEPH FORMAN 47.67
FIRST BANKCARD 511.1

IDEAL PURE WATER 43.75
MATHESON TRI-GAS INC 147.95
NEBRASKA PUBLIC POWER DISTRICT 504.16
SHELL FLEET PLUS 996.48
VERIZON WIRELESS 140.57
WALKERS INC 19.38
WASTE CONNECTIONS OF NEBRASKA INC 33.44
WEX HEALTH INC 13.5
WINDSTREAM 179.92
WOODHOUSE FORD SOUTH INC 629.72

Department : 04 - POLICE

ALL COPY PRODUCTS INC 114.18
CASS COUNTY REGISTER OF DEEDS 10
DEK CORPORATION 141.85
H & H SALES INC 35.29
JACKS UNIFORMS & EQUIPMENT 2105.55
MENARDS 41.67
MULLENAX AUTO SUPPLY 322.82
PURITAN MANUFACTURING COMPANY 320
SHELL FLEET PLUS 2454.57
SID TOOL CO INC 449.91
VERIZON WIRELESS 359.8
WEX HEALTH INC 26
WINDSTREAM 331.61

Department : 05 - STREET

CINTAS CORPORATION #749 299.9
DAN KOEHLER 954.5
MENARDS 9.99
MULLENAX AUTO SUPPLY 249.69
NEBRASKA PUBLIC POWER DISTRICT 5353.45
OLMSTED & PERRY ENGINEERING 7965
RHOMAR INDUSTRIES INC 787.01
SHELL FLEET PLUS 756.48
SID TOOL CO INC 160.41
VERIZON WIRELESS 171.32
WASTE CONNECTIONS OF NEBRASKA INC 276.25
WINDSTREAM 126.59

Department : 06 - LIBRARY

ADVANTAGE ARCHIVES LLC 340
ALL COPY PRODUCTS INC 107.06
BAKER & TAYLOR BOOKS 815.81
CHARTER BUSINESS 65
MULLENAX AUTO SUPPLY 16.17
NEBRASKA PUBLIC POWER DISTRICT 359.98
OCLC ONLINE COMPUTER LIBRARY CENTER INC 170.93

TK ELEVATOR CORPORATION THYSSENKRUPP ELEVATOR CORPORATION 216.15
WASTE CONNECTIONS OF NEBRASKA INC 33.43
WINDSTREAM 149.7

Department : 07 - PARKS
GRAINGER 47.78
NEBRASKA PUBLIC POWER DISTRICT 237.4
OLSON BY PRODUCTS INC 825
PRUITT OUTDOOR POWER 221.92
SHAW HARDWARE STORE 28.88
SHELL FLEET PLUS 457.4
WALKERS INC 14.1
WASTE CONNECTIONS OF NEBRASKA INC 238.64

Department : 08 - CEMETERY
OREILLY AUTOMOTIVE INC 20.22
PRUITT OUTDOOR POWER 6551.39
SHELL FLEET PLUS 144.36
VERIZON WIRELESS 42.83
WASTE CONNECTIONS OF NEBRASKA INC 113.53

Department : 10 - FIRE
ALL COPY PRODUCTS INC 15.39
IDEAL PURE WATER 43.75
NEBRASKA IOWA SUPPLY CO INC 1989.26
NEBRASKA PUBLIC POWER DISTRICT 504.15
WALKERS INC 19.37
WASTE CONNECTIONS OF NEBRASKA INC 33.44
WINDSTREAM 179.93

Department : 11 - SENIOR CITIZEN CTR
H & H SALES INC 467
NEBRASKA PUBLIC POWER DISTRICT 696.64
REINHART FOODSERVICE LLC 1072.79
SHELL FLEET PLUS 62.73
STRATUS BUILDING SOLUTION OF ARIZONA 438

Department : 12 - DEBT SERVICE
BOKF NATIONAL ASSOCIATION 15572.05

Department : 16 - ECONOMIC DEVELOPMENT
OMAHA COUNCIL BLUFFS METROPOLITAN AREA PLANNING AGENCY 239248.23

Department : 17 - COMMUNITY CENTER
A F P CORPORATION 640
ALL COPY PRODUCTS INC 85.95
AQUA CHEM INC 346
CHESTERMAN CO 285.77

FERGUSON ENTERPRISES 193.37
NEBRASKA PUBLIC POWER DISTRICT 5009.81
STRATUS BUILDING SOLUTION OF ARIZONA 3740
THE WALDINGER CORPORATION 1955
TK ELEVATOR CORPORATION THYSSENKRUPP ELEVATOR CORPORATION 216.15
WALKERS INC 92
WASTE CONNECTIONS OF NEBRASKA INC 213.36

Department : 18 - AQUATIC
AQUA CHEM INC 87.5
FERGUSON ENTERPRISES 637.22
NEBRASKA PUBLIC POWER DISTRICT 94.93

Department : 20 - WATER
AGRIVISION EQUIPMENT GROUP LLC 277.26
CORE & MAIN LP 2395.4
KEYMASTER OF GREATER OMAHA INC 85
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 684.42
NEBRASKA PUBLIC POWER DISTRICT 92.53
ONE CALL CONCEPTS INC 57.28
PETTY CASH WATER DEPARTMENT 415.8
SHELL FLEET PLUS 622.97
STEPHEN Q PRESTON 1600
VERIZON WIRELESS 168.5
WEX HEALTH INC 10.5
WINDSTREAM 134.13

Department : 24 - DRUG FORFEITURE
H & H SALES INC 400
VERIZON WIRELESS 42.83

Department : 30 - SEWER
KEYMASTER OF GREATER OMAHA INC 85
MIDWEST LABORATORIES INC 416
NEBRASKA PUBLIC POWER DISTRICT 31.58
OLMSTED & PERRY ENGINEERING 159080
ONE CALL CONCEPTS INC 57.28
SHELL FLEET PLUS 74.89
STEPHEN Q PRESTON 1600
VERIZON WIRELESS 82.84
WASTE CONNECTIONS OF NEBRASKA INC 101.78
WINDSTREAM 115.27

Department : 40 - PLATTSMOUTH KENO
NEBRASKA DEPARTMENT OF REVENUE CHARITABLE GAMING DIVISION 14630

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Emily Bausch, City Administrator reviewed the Letter of Intent (LOI) between the City of Plattsburgh and NPPD for Request for Proposals (RFP) for a Community Solar Project. Motion by Brookhouser seconded by Kerns to approve and authorize the Mayor to execute the Letter of Intent (LOI) between the City of Plattsburgh and NPPD for Request for Proposals (RFP) for a Community Solar Project. ROLL CALL: Yes-Clark, Brookhouser, Muller, Forrest, Kerns and Derby. No-None. Absent-Riese and Minahan. Abstain-None. MOTION CARRIED.

ITEM 8 B

Emily Bausch, City Administrator reviewed the Memorandum of Understanding (MOU) between Metropolitan Utilities District (MUD) and the City of Plattsburgh for a Whole Sale Water Service Connection. Following discussion, Motion by Forrest seconded by Muller to approve and authorize the Mayor to execute the Memorandum of Understanding (MOU) between Metropolitan Utilities District (MUD) and the City of Plattsburgh for a Whole Sale Water Service Connection. ROLL CALL: Yes-Kerns, Derby, Forrest, Muller, Brookhouser and Clark. No-None. Absent-Riese and Minahan. Abstain-None.

ITEM 9-NEW BUSINESS

ITEM 9 A

Shane Lohmeier, Plattsburgh Emergency Medical Services Director presented the department's annual report and distributed an additional document-3/1/2020 thru 1/1/2022 Call Audit. Options for the replacement/upgrade of one of the Ambulance Units was discussed.

ITEM 9 B

Motion by Forrest seconded by Brookhouser to adopt **RESOLUTION NO. 22-003: A RESOLUTION TO APPROVE THE USE OF OUTDOOR FIELDS, THE OUTDOOR POOL, AND ACCESSORY FACILITIES LOCATED AT RHYLANDER PARK, MEMORIAL PARK, AND THE PLATTSBURGH COMMUNITY CENTER, BY SPORTS ASSOCIATIONS AND THEIR INVITEES FOR THE PURPOSE OF CONDUCTING ORGANIZED RECREATIONAL ACTIVITIES THEREON; TO REQUIRE EACH SPORTS ASSOCIATION TO FIRST PROVIDE THE CITY WITH EVIDENCE OF THE REQUIRED INSURANCE AND ENTER A LICENSE AGREEMENT WITH THE CITY; AND TO WAIVE THE FACILITIES USE FEE FOR EACH SPORTS ASSOCIATION WHICH ENTERS A LICENSE AGREEMENT WITH THE CITY** by title only. Following discussion, ROLL CALL: Yes-Clark, Brookhouser, Derby, Forrest, Muller and Kerns. No-None. Absent-Riese and Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read **RESOLUTION NO. 22-003** in to the record by title only.

ITEM 9 C

Council discussed the proposed financing to be provided for the City by the Nebraska Department of Environment and Energy for the City's water system and sewer system. Council member Forrest introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1994: AN ORDINANCE AUTHORIZING THE ISSUANCE OF COMBINED UTILITIES REVENUE BONDS, 2022A/B SERIES, OF THE CITY OF PLATTSMOUTH, NEBRASKA, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED FORTY-SEVEN MILLION FIVE HUNDRED FORTY THOUSAND DOLLARS (\$47,540,000) IN THE FORM OF TWO PROMISSORY NOTES ISSUED TO EVIDENCE INDEBTEDNESS TO THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY; APPROVING THE FORM OF SAID BONDS (ISSUED AS TWO PROMISSORY NOTES) AND RELATED CONTRACTS FOR LOANS THERETO; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE WATERWORKS PLANT AND DISTRIBUTION SYSTEM AND THE SANITARY SEWER PLANT AND SYSTEM OWNED OR TO BE OWNED BY THE CITY FOR THE PAYMENT OF SAID BONDS WITH SUCH PLEDGE AND HYPOTHECATION BEING JUNIOR TO CERTAIN OUTSTANDING COMBINED UTILITIES REVENUE BONDS; PROVIDING FOR THE ISSUANCE AND SALE OF SAID BONDS; AUTHORIZING THE DELIVERY OF SAID BONDS AND RELATED CONTRACTS FOR LOAN THERETO TO THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY; DETERMINING THAT INTEREST ON SAID BOND SHALL NOT BE EXCLUDABLE FROM GROSS INCOME FOR PURPOSES OF FEDERAL INCOME TAXATION; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS OF SAID BOND; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.** Motion by Forrest seconded by Clark to approve first reading of **ORDINANCE NO. 1994: AN ORDINANCE AUTHORIZING THE ISSUANCE OF COMBINED UTILITIES REVENUE BONDS, 2022A/B SERIES, OF THE CITY OF PLATTSMOUTH, NEBRASKA, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED FORTY-SEVEN MILLION FIVE HUNDRED FORTY THOUSAND DOLLARS (\$47,540,000) IN THE FORM OF TWO PROMISSORY NOTES ISSUED TO EVIDENCE INDEBTEDNESS TO THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY; APPROVING THE FORM OF SAID BONDS (ISSUED AS TWO PROMISSORY NOTES) AND RELATED CONTRACTS FOR LOANS THERETO; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE WATERWORKS PLANT AND DISTRIBUTION SYSTEM AND THE SANITARY SEWER PLANT AND SYSTEM OWNED OR TO BE OWNED BY THE CITY FOR THE PAYMENT OF SAID BONDS WITH SUCH PLEDGE AND HYPOTHECATION BEING JUNIOR TO CERTAIN OUTSTANDING COMBINED UTILITIES REVENUE BONDS; PROVIDING FOR THE ISSUANCE AND SALE OF SAID BONDS; AUTHORIZING THE DELIVERY OF SAID BONDS AND RELATED CONTRACTS FOR LOAN THERETO TO THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY; DETERMINING THAT INTEREST ON SAID BOND SHALL NOT BE EXCLUDABLE FROM GROSS INCOME FOR PURPOSES OF FEDERAL INCOME TAXATION; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS OF SAID BOND; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM** by title only. ROLL CALL: Yes-Forrest, Kerns, Muller, Brookhouser, Derby and Clark. No-None. Absent-Riese and Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1994 in to the record by title only.

Motion by Forrest seconded by Brookhouser to suspend the statutory rule that **ORDINANCE NO. 1994** be read on three different days and to adopt **ORDINANCE NO. 1994**: AN ORDINANCE AUTHORIZING THE ISSUANCE OF COMBINED UTILITIES REVENUE BONDS, 2022A/B SERIES, OF THE CITY OF PLATTSMOUTH, NEBRASKA, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED FORTY-SEVEN MILLION FIVE HUNDRED FORTY THOUSAND DOLLARS (\$47,540,000) IN THE FORM OF TWO PROMISSORY NOTES ISSUED TO EVIDENCE INDEBTEDNESS TO THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY; APPROVING THE FORM OF SAID BONDS (ISSUED AS TWO PROMISSORY NOTES) AND RELATED CONTRACTS FOR LOANS THERETO; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE WATERWORKS PLANT AND DISTRIBUTION SYSTEM AND THE SANITARY SEWER PLANT AND SYSTEM OWNED OR TO BE OWNED BY THE CITY FOR THE PAYMENT OF SAID BONDS WITH SUCH PLEDGE AND HYPOTHECATION BEING JUNIOR TO CERTAIN OUTSTANDING COMBINED UTILITIES REVENUE BONDS; PROVIDING FOR THE ISSUANCE AND SALE OF SAID BONDS; AUTHORIZING THE DELIVERY OF SAID BONDS AND RELATED CONTRACTS FOR LOAN THERETO TO THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY; DETERMINING THAT INTEREST ON SAID BOND SHALL NOT BE EXCLUDABLE FROM GROSS INCOME FOR PURPOSES OF FEDERAL INCOME TAXATION; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS OF SAID BOND; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM on final reading by title only. ROLL CALL: Yes-Derby, Clark, Kerns, Muller, Forrest and Brookhouser. No-None. Absent-Riese and Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read **ORDINANCE NO. 1994** in to the record by title only.

ITEM 9 D

Motion by Forrest seconded by Brookhouser to adopt **RESOLUTION NO. 22-004**: Authorize execution of the contract for loan between the Nebraska Department of Environment and Energy and the City of Plattsmouth, Nebraska designated as Project No. C318058 by title only. ROLL CALL: Yes-Forrest, Muller, Kerns, Clark, Derby and Brookhouser. No-None. Absent-Riese and Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read **RESOLUTION NO. 22-004** in to the record by title only.

ITEM 9 E

Motion by Clark seconded by Muller to adopt **RESOLUTION NO. 22-005**: Authorize execution of the contract for loan between the Nebraska Department of Environment and Energy and the City of Plattsmouth, Nebraska designated as Project No. D311687 by title only. ROLL CALL: Yes-Muller, Brookhouser, Derby, Kerns, Forrest and Clark. No-None. Absent-Riese and Minahan. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read **RESOLUTION NO. 22-005** in to the record by title only.

ITEM 9 F

Motion by Brookhouser seconded by Clark to approve the reappointment of Kenneth Anderson to the Plattsmouth Housing Authority Board of Commissioners for a 5 year term which will expire 05/2027. ROLL CALL: Yes-Kerns, Forrest, Clark, Brookhouser, Derby and Muller. No-None. Absent-Riese and Minahan. Abstain-None. MOTION CARRIED.

ITEM 12

8:49 p.m. Motion by Brookhouser seconded by Clark to adjourn. ROLL CALL: Yes-Forrest, Muller, Kerns, Clark, Derby and Brookhouser. No-None. Absent-Riese and Minahan. Abstain-None. MOTION CARRIED.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk