

PLATTSMOUTH CITY COUNCIL

September 6, 2022

A meeting of the City Council of the City of Plattsmouth, Nebraska was convened in open and public session at 7:04 o'clock p.m. on September 6, 2022 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Steve Riese, Sean Minahan, Morgan Muller, Terry Kerns, Bryan Clark, Doug Derby, Jeanie Brookhouser and James Forrest. Council Members Absent: None. Also present: City Administrator Emily Bausch, Public Works Director Nate Taylor 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 25, 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 4-CITIZEN DELEGATION

No one spoke at Citizen Delegation.

ITEM 5-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 6-CONSENT AGENDA

Motion by Brookhouser seconded by Derby to approve the Consent Agenda as presented with the omitted page for the claims list

A Consider approval of the August 15, 2022 City Council Meeting Minutes

B Consider approval of claims

Claims Register Report as of 9/6/22

Pay Date: 8/26/22	133788.59
Com Ctr 6773.41	
EMS 24736.83	
General 16775.46	
Library 8385.32	
Parks and Cemetery 6350.24	
Police 43572.53	
Senior Center 3193.04	
Street 11435.92	

Water and Sewer 12565.84

Various

Vendor Name

AMERICAN FAMILY LIFE 541.42
AMERITAS 15128.26
AMERITAS LIFE INSURANCE CORP 148.12
BLUE CROSS BLUE SHIELD 52222.96
COLLECTION SERVICES CENTER 174
COUNTY COURT OF LANCASTER COUNTY NE 25.6
FIRST STATE BANK NEBRASKA 186.16
FRATERNAL ORDER OF POLICE 195
INTERNAL REVENUE SERVICE 30072.71
MUTUAL OF OMAHA 6510.07
NEBRASKA CHILD SUPPORT PAYMENT CENTER 69.24
NEBRASKA DEPARTMENT OF REVENUE 4762.7
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 9975.31

Department : 01 - GENERAL ADMINISTRATION

BLACK HILLS ENERGY 35.02
CHARTER BUSINESS 134.99
F S I AGENCY LLC 45358.04
FIRST BANKCARD 338.07
KATHRYN SHARP 125
LEE ENTERPRISES 323.22
OFFICE DEPOT INC 103.83
OXEN TECHNOLOGY 1085.5
PITNEY BOWES INC 628.62
RICHARD A COMI 473
VERIZON WIRELESS 85.82
WASTE CONNECTIONS OF NEBRASKA INC 215.16

Department : 02 - HUMANE/CODE ENFORCEMENT

AMAZON.COM SALES INC 987.04
BOMGAARS SUPPLY 51.92
BRENDA K & RODNEY L FRAHM 1325
FIRST BANKCARD 33.16
JACKS UNIFORMS & EQUIPMENT 156.94
NEBRASKA DEPT OF AGRICULTURE 175
READY MIX CONCRETE CO 949.65

Department : 03 - EMS

AMAZON.COM SALES INC 159.45
BLACK HILLS ENERGY 22.63
BOUND TREE MEDICAL LLC 1457.03
CHARTER BUSINESS 18.3
CUMMINS CENTRAL INC 519.66
DANKO EMERGENCY EQUIPMENT 1192.34

FORT DEARBORN LIFE INSURANCE CO 58.48
MATHESON TRI-GAS INC 94.92
METRO BILLING SERVICES LLP 2001
NEBRASKA LAW ENFORCEMENT TRAINING CENTER 216
PLATTSMOUTH VOLUNTEER FIREFIGHTERS ASSOC 195
REBECCA L GRAF 20
ROCK HILL WINDMILL LLC 70
ROLLINS INC 30
STRYKER SALES CORPORATION 6319.65
TRI MARK HOCKENBERGS 357.5
VERIZON WIRELESS 171.63
WALKERS INC 19.38

Department : 04 - POLICE
ACCELERATED GRAPHX LLC 72
AMAZON.COM SALES INC 332.94
ARROWHEAD SCIENTIFIC INC 495.75
CASS COUNTY SHERIFF 3615
CONSOLIDATED MANAGEMENT CO 30.15
DIGITAL ALLY INC 180
FIRST BANKCARD 515.72
GREAT PLAINS UNIFORMS 282.5
JACKS UNIFORMS & EQUIPMENT 1125.47
MENARDS 75.82
NEBRASKA LAW ENFORCEMENT TRAINING CENTER 381
ROBERT SORENSON 251.43
SAYLER SCREENPRINTING LLC 142.25
TODD HAMMOND 16
VERIZON WIRELESS 321.15

Department : 05 - STREET
AGRIVISION EQUIPMENT GROUP LLC 100.62
ALLIED OIL & TIRE CO 770.2
AMERICAN UNDERGROUND SUPPLY LLC 27.62
BLACK HILLS ENERGY 70.15
CINTAS CORPORATION #749 246.56
FERGUSON ENTERPRISES 37.53
LOGAN CONTRACTORS SUPPLY CO 143.22
MENARDS 664.16
MICHAEL TODD & COMPANY INC 445.7
OREILLY AUTOMOTIVE INC 35.88
VERIZON WIRELESS 128.73
WOODHOUSE FORD SOUTH INC 135.83

Department : 06 - LIBRARY
BAKER & TAYLOR BOOKS 1492.29
BLACK HILLS ENERGY 35.02
DEMCO 147.18

EGAN SUPPLY CO 45.98
FIRST BANKCARD 1901.83
JEFFREY W JARKO 703.25
LEE ENTERPRISES 76.92
OFFICE DEPOT INC 305
WINDSTREAM 148.79

Department : 07 - PARKS
BLACK HILLS ENERGY 35.02
BOMGAARS SUPPLY 158.4
CHARTER BUSINESS 38.13
FIRST BANKCARD 18
INDUSTRIAL SALES COMPANY 1796.04
MENARDS 19.96
VERIZON WIRELESS 42.91
WALKERS INC 28.2

Department : 08 - CEMETERY
BLACK HILLS ENERGY 36.83
BOMGAARS SUPPLY 113.13
NEBRASKA PUBLIC POWER DISTRICT 43.52
VERIZON WIRELESS 42.91
WINDSTREAM 156.62

Department : 10 - FIRE
ALERT-ALL CORPORATION 3475
BLACK HILLS ENERGY 22.64
CHARTER BUSINESS 18.29
CUMMINS CENTRAL INC 519.66
DANKO EMERGENCY EQUIPMENT 1216.39
FELD FIRE 800
FIRST BANKCARD 1195
FORT DEARBORN LIFE INSURANCE CO 144.48
JACKS UNIFORMS & EQUIPMENT 469.04
PLATTSMOUTH VOLUNTEER FIREFIGHTERS ASSOC 1305
ROCK HILL WINDMILL LLC 630
ROLLINS INC 30
STANDARD HEATING & AIR CONDITIONING INC 347
TRI MARK HOCKENBERGS 357.5
WALKERS INC 19.37

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 21.99
CHARTER BUSINESS 152.68
HYVEE 678.22
REINHART FOODSERVICE LLC 4233.11
STRATUS BUILDING SOLUTION OF ARIZONA 219

Department : 16 - ECONOMIC DEVELOPMENT
PLATTSMOUTH CHAMBER OF COMMERCE 3000

Department : 17 - COMMUNITY CENTER
ALEXANDRA WATSON 25
BLACK HILLS ENERGY 197.93
BODY BASICS INC 75
CHARTER BUSINESS 458.04
FIRST BANKCARD 157.81
STRATUS BUILDING SOLUTION OF ARIZONA 1870
WALKERS INC 147.3

Department : 18 - AQUATIC
AQUA CHEM INC 50
BLACK HILLS ENERGY 83.82
BOMGAARS SUPPLY 46.8
CHARTER BUSINESS 38.18
FERGUSON ENTERPRISES 63.48
FIRST BANKCARD 93.53
JEREMY J MASID 107

Department : 20 - WATER
BIG RED COMMUNICATIONS 127
BLACK HILLS ENERGY 73.78
BOMGAARS SUPPLY 145.03
D & D LASER INC 85.95
DPC INDUSTRIES INC 2106.55
F S I AGENCY LLC 23132.51
FIRST BANKCARD 137.9
GRAINGER 296.47
HAWKINS INC 853.94
LEE ENTERPRISES 96.15
MISSISSIPPI LIME COMPANY 6021.6
MULLENAX AUTO SUPPLY 533.87
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 590.6
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 721.25
NEBRASKA PUBLIC POWER DISTRICT 6733.88
OLMSTED & PERRY ENGINEERING 22525
PANOLOGY INC 75
TRANSWOOD LOGISTICS INC 1185.47
TYLER TECHNOLOGIES 90
UNITED RENTALS (NORTH AMERICA INC) 5022
UTILITIES SECTION LEAGUE OF NEB MUNICIPALITIES 928.5
VERIZON WIRELESS 168.74
WATER & SEWER DEPARTMENT 578.18

Department : 24 - DRUG FORFEITURE
H & H SALES INC 400

VERIZON WIRELESS 42.91

Department : 30 - SEWER
BIG RED COMMUNICATIONS 127
BLACK HILLS ENERGY 391.89
BOMGAARS SUPPLY 182.26
CASEY W MOREHEAD 2312.5
CORE & MAIN LP 76.34
D & D LASER INC 85.95
F S I AGENCY LLC 20926.51
LEE ENTERPRISES 94.68
NEBRASKA PUBLIC POWER DISTRICT 2471.93
OLMSTED & PERRY ENGINEERING 149080
PANOLOGY INC 75
STEPHEN C WARGA 104
TYLER TECHNOLOGIES 90
UTILITIES SECTION LEAGUE OF NEB MUNICIPALITIES 928.5
VERIZON WIRELESS 82.92

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

ITEM 7-UNFINISHED BUSINESS

ITEM 7 A

Motion by Kerns seconded by Derby to approve first reading of ORDINANCE NO. 1996: **AN ORDINANCE TO VACATE THE NORTHERN HALF OF THE ALLEY RUNNING FROM 1ST AVENUE TO 2ND AVENUE BETWEEN 13TH STREET AND 14TH STREET, PLATTSMOUTH, NEBRASKA; TO RESERVE EASEMENTS AND OTHER RIGHTS TO THE ALLEY VACATED HEREBY; TO PROVIDE FOR OWNERSHIP OF THE SAME TO REVERT TO THE ABUTTING PROPERTY OWNERS; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE** by title only. Following discussion, ROLL CALL: Yes-Derby, Clark, Kerns, Minahan, Muller, Forrest and Brookhouser. No-Riese. Absent-None. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1996 in to the record by title only.

ITEM 7 B

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed the bids submitted for the 2022 Street Repair Project and recommended bid award and contract for the 2022 Street Repair Project to 2 The T Construction in the amount of \$238,900. Motion by Brookhouser seconded by Muller to approve the bid award and contract for the 2022 Street Repair Project to 2 The T Construction in the amount of \$238,900 and authorize the Mayor to execute the construction contract ROLL CALL: Yes-Derby, Clark, Kerns, Minahan, Muller, Riese, Forrest and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 7 C

Motion by Forrest seconded by Brookhouser to accept a proposal from Midwest ROW Services, Inc. for right of way acquisition services for the 2019 Flood Recovery Project PW#88688- Relocated Wastewater Treatment Facility and Conveyance System in an amount not to exceed \$177,300.00, and authorize the Mayor to finalize and execute, upon consultation with the City Engineer, City Attorney and City Administrator, an agreement which conforms to the selected proposal. Following discussion, ROLL CALL: Yes-Riese, Muller, Minahan, Kerns, Clark, Derby, Brookhouser and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8-NEW BUSINESS

ITEM 8 A

Roger Davis, City Treasurer presented the City of Plattsmouth Fiscal Year 2022-2023 proposed budget.

ITEM 8 B

Motion by Brookhouser seconded by Riese to receive the Plattsmouth Airport Authority Fiscal Year 2022-2023 Property Tax Request and refer to the City Administrator and the City Treasurer. ROLL CALL: Yes-Kerns, Clark, Derby, Brookhouser, Forrest, Riese, Muller and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Motion by Forrest seconded by Derby to approve first reading of ORDINANCE NO. 1997: **AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO APPROVE THE MEMORANDUM OF AGREEMENT AND CONTRACT EXTENSION BETWEEN THE CITY OF PLATTSMOUTH, NEBRASKA AND PLATTSMOUTH POLICE OFFICERS' ASSOCIATION, FRATERNAL ORDER OF POLICE, LODGE #34 WHICH ESTABLISHES WAGES, SALARIES AND BENEFITS; TO REPEAL ALL ORDINANCES IN CONFLICT, AND TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE** by title only. ROLL CALL: Yes-Muller, Riese, Forrest, Brookhouser, Derby, Clark, Kerns and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1997 in to the record by title only.

Motion by Muller seconded by Forrest to suspend the statutory rule that an ordinance be read on three different days and to adopt ORDINANCE NO. 1997: **AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO APPROVE THE MEMORANDUM OF AGREEMENT AND CONTRACT EXTENSION BETWEEN THE CITY OF PLATTSMOUTH, NEBRASKA AND PLATTSMOUTH POLICE OFFICERS' ASSOCIATION, FRATERNAL ORDER OF POLICE, LODGE #34 WHICH**

ESTABLISHES WAGES, SALARIES AND BENEFITS; TO REPEAL ALL ORDINANCES IN CONFLICT, AND TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE on final reading by title only. ROLL CALL: Yes-Forrest, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1997 in to the record by title only.

ITEM 8 D

Motion by Brookhouser seconded by Clark to make a favorable recommendation to the Nebraska Liquor Control Commission regarding a new location, 437 Main Street, for Fork & Hammer, LLC which is currently located at 542 Main Street, Suite B & C. ROLL CALL: Yes-Forrest, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 E

Motion by Riese seconded by Brookhouser to authorize the purchase of a 2023 Ford E450 Type 3 refurbished (remount) Arrow Ambulance at a price not to exceed \$180,000 from Arrow Ambulance, and authorize the mayor to sign a purchase agreement. Following discussion, ROLL CALL: Yes-Clark, Kerns, Minahan, Muller, Riese, Forrest, Brookhouser and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 F

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 Brookhouser seconded by Forrest to authorize the solicitation of bids for Snow Hauling November 1, 2022 through May 1, 2023 for the City of Plattsmouth. ROLL CALL: Yes-Minahan, Muller, Riese, Forrest, Brookhouser, Derby and Clark. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 8 G

Pursuant to publication, Mayor Lambert opened a public hearing at 8:39 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 downtown revitalization activities. The City of Plattsmouth is requesting \$335,000 of CDBG funds which includes \$25,000 for the City's grant administration costs and \$10,000 for construction administration. City of Plattsmouth will provide \$75,000 of local funds for match. 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 again stated the purpose of the public hearing and with no one coming forward to speak, closed the public hearing at 8:40 p.m.

ITEM 8 H

Motion by Forrest seconded by Brookhouser to adopt RESOLUTION NO. 22-013: 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 A DOWNTOWN REVITALIZATION PROJECT by title only. ROLL CALL: Yes-Brookhouser, Clark, Minahan, Riese, Forrest, Muller, Kerns and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read RESOLUTION NO. 22-013 in to the record by title only.

ITEM 8 I

Motion by Forrest seconded by Derby to designate R. Paul Lambert, Mayor to represent the City of Plattsmouth at the Annual Members Meeting of the League Insurance Government Health Team (LIGHT). ROLL CALL: Yes-Forrest, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 J

Motion by Brookhouser seconded by Clark to approve a License and Management Agreement by and between the City of Plattsmouth, Nebraska, a Nebraska municipal corporation and the Plattsmouth Volunteer Fire Fighters Association, a Nebraska nonprofit corporation for an annual Spaghetti Fundraisers on October 13, 2022 at the Plattsmouth Fire Station, 127 Main Street. Following discussion, Brookhouser withdrew her motion and Clark withdrew his second. Insurance requirements were discussed. Motion by Brookhouser seconded by Forrest to table the consideration of a License and Management Agreement by and between the City of Plattsmouth, Nebraska, a Nebraska municipal corporation and the Plattsmouth Volunteer Fire Fighters Association, a Nebraska nonprofit corporation for an annual Spaghetti Fundraisers on October 13, 2022 at the Plattsmouth Fire Station, 127 Main Street until the next regularly scheduled meeting so insurance requirements could be researched by staff. ROLL CALL: Yes-Kerns, Clark, Derby, Brookhouser, Forrest, Riese, Muller and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 K

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

ITEM 8 L

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

ITEM 8 M

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

ITEM 8 N

Motion by Forrest seconded by Brookhouser to approve the Plattsmouth Volunteer Fire Department roster (49 members). ROLL CALL: Yes-Forrest, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 11

9:04 p.m. Motion by Brookhouser seconded by Forrest to adjourn. ROLL CALL: Yes-Forrest, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk