

PLATTSMOUTH CITY COUNCIL

August 4, 2014

7:00 p.m.

1 Meeting Called to Order by Mayor Michael C. Bowman

2 Announce Location of Open Meetings Act and Documents to be Discussed at the Meeting

3 Pledge of Allegiance

4 Roll Call

5 Citizens Delegation

6 Mayoral Proclamations

7 **CONSENT AGENDA**

A Consider approval of the July 21, 2014 City Council Meeting Minutes

B Consider approval of claims

8 **UNFINISHED BUSINESS**

A Consider Change Order No. 1 submitted by ISC Dynamics Inc. for the New Public Works Utility Building Project located at 444 13th Avenue with a net increase of \$7,950.00 for a total project cost of \$110,350.00 and authorize the Mayor to execute Change Order No. 1

B Consider approval and authorize payment of Pay Application No. 1 submitted by ISC Dynamic Inc. for the New Public Works Utility Building located at 444 13th Avenue in the amount of \$17,865.00 and authorize the Mayor to execute Pay Application No. 1

C Consider approval and authorize payment of Pay Application No. 2 submitted by TAB Construction for the 2014 Street Repair and Overlay Project in the amount of \$98,111.08 and authorize the Mayor to execute Pay Application No. 2

D Consider Change Order No. 2 submitted by TAB Construction for the 2014 Street Repair and Overlay Project with a net increase of \$2,084.92 for a total project cost of \$391,933.85 and authorize the Mayor to execute Change Order No. 2

9 **NEW BUSINESS**

A Public Hearing: Receive public comment regarding the annexation of land to the City of Plattsmouth, described as:

Land located west of Plattsmouth High School and east of Highway 75, legally described as, "A parcel of land being situate in part of the Southwest ¼ (SW1/4) of the Northwest ¼ (NW1/4) of Section 24, Township 12 North, Range 13 East of the 6th Principal Meridian, Cass County, Nebraska being more particularly described as follows: Commencing at the west ¼ corner of said Section 24, thence N89°56'03"E (assumed bearing) along the south line of the NW ¼ a distance of 378.00 feet to a point on the easterly right-of-way line of State Highway 34/75; thence N5°10'08"E a distance of 949.40 feet along the said east right-of-way line to the point of beginning; thence continuing N5°10'08"E a distance of 381.81 feet; thence S89°54'09"E a distance of 458.03 feet; thence S5°08'48"W along the west right-of-way line of 2nd Avenue a distance of 381.81 feet; thence N89°54'09"W a distance of 458.18 feet to the point of beginning. Said parcel being Sublot 1 of Tax Lot 73 containing 4.00 acres, more or less."

- B Consider first reading of ORDINANCE NO. 1880: **AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA ANNEXING CERTAIN LANDS ADJACENT TO THE CITY OF PLATTSMOUTH, NEBRASKA AND DEFINING THE BOUNDARIES THEREOF AS FOLLOWS: A PARCEL OF LAND BEING SITUATE IN PART OF THE SOUTHWEST 1/4 (SW 1/4) OF THE NORTHWEST 1/4 (NW1/4) OF SECTION 24, TOWNSHIP 12 NORTH, RANGE 13 EAST OF THE 6TH PRINCIPAL MERIDIAN, CASS COUNTY, NEBRASKA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE WEST 1/4 CORNER OF SAID SECTION 24, THENCE N89°56'03" E (ASSUMED BEARING) ALONG THE SOUTH LINE OF THE NW 1/4 A DISTANCE OF 378.00 FEET TO A POINT ON THE EASTERLY RIGHT -OF-WAY LINE OF STATE HIGHWAY 34/75; THENCE N5°10'08"E A DISTANCE OF 949.40 FEET ALONG THE SAID EAST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING; THENCE CONTINUING N5°10'08"E A DISTANCE OF 381.81 FEET; THENCE S89°54'09"E A DISTANCE OF 458.03 FEET; THENCE S5°08'48"W ALONG THE WEST RIGHT-OF-WAY LINE OF 2ND AVENUE A DISTANCE OF 381.81 FEET; THENCE N89°54'09"W A DISTANCE OF 458.18 FEET TO THE POINT OF BEGINNING. SAID PARCEL BEING SUBLot 1 OF TAXLOT 73 CONTAINING 4.00 ACRES, MORE OR LESS; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM AND TO PROVIDE AN EFFECTIVE DATE.**
- C Consider RESOLUTION NO. 14-025: A resolution of the Mayor and City Council to call for payment, on September 4, 2014, General Obligation Bonds, Series 2007, dated July 6, 2007, in the total principal amount of \$1,420,000
- D Consider ORDINANCE NO. 1877: An Ordinance authorizing the issuance of General Obligation Refunding Bonds, Series 2014, in the principal amount of \$1,445,000, issued for the purpose of refunding certain outstanding bonds of the city; prescribing the form of said bonds, providing for a sinking fund and for the levy and collection of taxes to pay said bonds; and ordering publication of the ordinance in pamphlet form

- E Consider RESOLUTION NO. 14-026: A resolution of the Mayor and City Council to call for payment, on September 4, 2014, Promissory Notes, Series 2012, dated September 17, 2012, in the total principal amount of \$500,000.00
- F Consider ORDINANCE NO. 1878: An ordinance providing for the issuance of Promissory Notes, Series 2014, in the amount of \$400,000 for the payment of outstanding Promissory Notes, series 2012; providing for a paying agent and registrar of the notes, agreeing to pay the notes and accrued interest from funds collected or to be collected upon current or subsequent tax levy; providing for the sale of the notes and ordering publication of the ordinance in pamphlet form
- G Consider ORDINANCE NO. 1879: **AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AMEND THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011, BY AMENDING CHAPTER 5, ARTICLE 1, SECTION 5-117 ENTITLED “HOURS OF SALE” AS THE SAME RELATES TO THE SALE OF ALCOHOLIC BEVERAGES; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE**
- H Discussion and review of the Mayor and Council compensation
- I Consider temporarily recessing as The Plattsmouth City Council
- J Convene as the Plattsmouth Board of Adjustment and Equalization

PLATTSMOUTH BOARD OF ADJUSTMENT AND EQUALIZATION
August 4, 2014

1. Meeting Called to Order by Chairman Michael C. Bowman
2. Announce Location of Open Meeting Act and Documents to be discussed at the Meeting
3. Roll Call
4. Consider approval of the January 20, 2014 minutes of the Plattsmouth Board of Adjustment and Equalization
5. Public Hearing: Imposition of a special assessment on real estate at 907 S 1st Street, Plattsmouth, NE 68048; Parcel #130013692 PLATTSMOUTH - PALMERS OUTLOTS LOTS 7 TO 10 BLK 2~ resulting from the clean up of said property by the City of Plattsmouth for the violation of the nuisance ordinances of the City of Plattsmouth Revised Municipal Ordinance 2011

6. Public Hearing: Imposition of a special assessment on real estate at 1108 Lincoln Avenue, Plattsmouth, NE 68048; Parcel #130016276 PLATTSMOUTH - O'NEILL'S ADD LOT 1 EXC S62.82' BLK 9~resulting from the clean up of said property by the City of Plattsmouth for the violation of the nuisance ordinances of the City of Plattsmouth Revised Municipal Ordinance 2011
7. Public Hearing: Imposition of a special assessment on real estate at 426 Avenue A, Plattsmouth, NE 68048; Parcel # 130004030 PLATTSMOUTH - OT LOT 9 BLK 18~resulting from the clean up of said property by the City of Plattsmouth for the violation of the nuisance ordinances of the City of Plattsmouth Revised Municipal Ordinance 2011
8. Public Hearing: Imposition of a special assessment on real estate at 2208 Andies Street, Plattsmouth, NE 68048; Parcel #130019003 PLATTSMOUTH - IDEAL HEIGHTS ADD LOT 13~resulting from the clean up of said property by the City of Plattsmouth for the violation of the nuisance ordinances of the City of Plattsmouth Revised Municipal Ordinance 2011
9. Adjourn as the Plattsmouth Board of Adjustment and Equalization

K Reconvene as the Plattsmouth City Council

L Consider RESOLUTION NO. 14-021: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 907 SOUTH 1ST STREET, PLATTSMOUTH, NEBRASKA; PARCEL #130013692 IN THE AMOUNT OF \$396.40**

M Consider RESOLUTION NO. 14-022: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 1108 LINCOLN AVENUE, PLATTSMOUTH, NEBRASKA; PARCEL #130016276 IN THE AMOUNT OF \$596.40**

N Consider RESOLUTION NO. 14-023: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 426 AVENUE A, PLATTSMOUTH, NEBRASKA; PARCEL #130004030 IN THE AMOUNT OF \$496.40**

O Consider RESOLUTION NO. 14-024: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 2208 ANDIES STREET, PLATTSMOUTH, NEBRASKA; PARCEL #130019003 IN THE AMOUNT OF \$283.44**

P Consider a Closed Session to protect the public interest with regard to Real Estate Negotiations

- 10 City Administrator Communication
- 11 Mayor and City Council Communication
- 12 Adjourn