

PLATTSMOUTH CITY COUNCIL

August 18, 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 August 4, 2014 City Council Meeting Minutes
 - B Consider setting the next regular City Council meeting for Tuesday, September 2, 2014 due to the Labor Day Holiday
 - C Consider approval of claims
- 8 **UNFINISHED BUSINESS**
 - A Consider approval and authorize payment of Pay Application No. 1 submitted by Pioneer Excavating for the New Public Works Utility Building concrete floor located at 444 13th Avenue in the amount of \$20,611.00 and authorize the Mayor to execute Pay Application No. 1
 - B Consider RESOLUTION NO. 14-027: NDOR Project No. URB-6404(1)-City pledges sufficient funds to finance its share of the project; concurs in selection of the contractor; and authorizes the Mayor to sign the contract(s)
 - C Consider second or final reading of 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**

- D Consider second 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 N51°0'08"E A DISTANCE OF 949.40 FEET ALONG THE SAID EAST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING; THENCE CONTINUING N51°0'08"E A DISTANCE OF 381.81 FEET; THENCE S89°54'09"E A DISTANCE OF 458.03 FEET; THENCE S50°8'48"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.**
- E Discussion and review Mayor and Council compensation

9 NEW BUSINESS

- A Consider a Street Closing or Event Permit Application submitted by Plattsmouth Chamber of Commerce for October 3, 2014 (Rain Date October 11, 2014) for Cruizin Main from 10:00 a.m. to 10:00 p.m.
- B Consider RESOLUTION NO. 14-028: **A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA AUTHORIZING THE TEMPORARY USE OF THE STATE HIGHWAY SYSTEM FOR A SPECIAL EVENT SUBJECT TO THE REQUIREMENTS OF THE NEBRASKA REV. STATUTE § 39-1359**
- C Consider recommendation of approval of a Special Designated License filed by Plattsmouth Chamber of Commerce for an Event-Cruizin Main, being held on Main Street, Richey Street to 7th Street; 3rd Street-Main Street to 1st Avenue; 4th Street-the east west alley ½ block north of Main Street to 1st Avenue; 5th Street-the east west alley ½ block north of Main Street to 1st Avenue; 6th Street-Avenue A to 1st Avenue; the City Parking Lot (located east west alley ½ block south of Main Street on 4th Street-between 4th Street and 5th Street); the Entertainment Plaza at 4th and Main; and 3rd Street-Main

Street to Avenue A will only be open to traffic to and from the Law Enforcement Center (barricades with “No Outlet” signs will be placed at 3rd Street and Avenue A), Plattsmouth on October 3, 2014 (alternate date of October 11, 2014) from 2:00 p.m. to 11:00 p.m.

- D Consider authorizing the consumption of alcoholic beverages on public property for the Plattsmouth Chamber of Commerce event, Cruizin Main, on October 3, 2014 (alternate date October 11, 2014) from 4:00 p.m. to 10:00 p.m.
- E Consider an Application for a Sidewalk Café submitted by Sisters Café, LLC, 534 Main Street
- F Consider **ORDINANCE NO. 1881: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ENACT CHAPTER 4, ARTICLE 1, SECTION 4-144 OF THE PLATTSMOUTH MUNICIPAL ORDINANCES 2011, PROHIBITING NOISES MADE BY MECHANICAL DEVICES OPERATED BY COMPRESSED AIR AND USED TO ASSIST BRAKING ON ANY SEMITRACTOR; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM AND TO PROVIDE AN EFFECTIVE DATE**
- G Consider authorizing payment of Invoice #12634 submitted by Kerns Excavating in the amount of \$2,597.50 services and labor at a water leak at the Union Pacific tracks and Highway 66
- H Consider approval of the appointment of the following proposed new volunteer members of the Plattsmouth Emergency Medical Services Department: Newman Retzlaff; Jeremy Naser; Jared Cornell; Stephen Menchacha; and Matthew Schorfheide
- I Consider approval of the Plattsmouth Emergency Medical Services Department Roster
- J Consider approval of the appointment of the following proposed new member to the Plattsmouth Volunteer Fire Department: Charlie Wilkins
- K Consider approval of the Plattsmouth Volunteer Fire Department Roster
- L Consider temporarily recessing as The Plattsmouth City Council
- M Convene as the Plattsmouth Board of Adjustment and Equalization

PLATTSMOUTH BOARD OF ADJUSTMENT AND EQUALIZATION
August 18, 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 August 4, 2014 minutes of the Plattsmouth Board of Adjustment and Equalization
5. Public Hearing: Imposition of a special assessment on real estate at 412 4th Avenue, Plattsmouth, NE 68048; Parcel #130242209 PLATTSMOUTH - OT LOTS 8 & 9 BLK 62~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 415 S 5th Street, Plattsmouth, NE 68048; Parcel #130059455 PLATTSMOUTH - OT N1/2 LOT 7 BLK 62~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 311 11th Avenue, Plattsmouth, NE 68048; Parcel #130391780 PLATTSMOUTH - O'NEILL'S ADD LOT 6 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
8. Public Hearing: Imposition of a special assessment on real estate at 623 S 9th Street, Plattsmouth, NE 68048; Parcel #130012297 PLATTSMOUTH - STADELMANN'S ADD LOTS 14 & 15 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
9. Public Hearing: Imposition of a special assessment on real estate at 619 S 7th Street, Plattsmouth, NE 68048; Parcel #130002291 PLATTSMOUTH - OUTLOTS N121.5' OF S246.5' LOTS 55 & 56 SW1/4 SW1/4~18-12-14 (.20)~ 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
10. Public Hearing: Imposition of a special assessment on real estate at 1232 Clinton Street, Plattsmouth, NE 68048; Parcel #130306703 PLATTSMOUTH - SOUTH PARK ADD LOTS 5 & 6 BLK 28~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
11. Public Hearing: Imposition of a special assessment on real estate at 1232 Clinton Street, Plattsmouth, NE 68048; Parcel #130312541 PLATTSMOUTH - SOUTH PARK ADD N50'

VAC 13TH AV S OF BLK 28~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

12. Public Hearing: Imposition of a special assessment on real estate at 203 S 5th Street, Plattsmouth, NE 68048; Parcel #130057517 PLATTSMOUTH - OT N1/2 LOTS 2 TO 6 BLK 45~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

13. Adjourn as the Plattsmouth Board of Adjustment and Equalization

N Reconvene as the Plattsmouth City Council

O Consider RESOLUTION NO. 14-029: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 412 4th AVENUE, PLATTSMOUTH, NEBRASKA; Parcel #130242209 IN THE AMOUNT OF \$346.40**

P Consider RESOLUTION NO. 14-030: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 415 SOUTH 5th STREET, PLATTSMOUTH, NEBRASKA; Parcel #130059455 IN THE AMOUNT OF \$443.44**

Q Consider RESOLUTION NO. 14-031: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 311 11TH AVENUE, PLATTSMOUTH, NEBRASKA; Parcel #130391780 IN THE AMOUNT OF \$316.40**

R Consider RESOLUTION NO. 14-032: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 623 SOUTH 9TH STREET, PLATTSMOUTH, NEBRASKA; Parcel #130012297 IN THE AMOUNT OF \$656.40**

S Consider RESOLUTION NO. 14-033: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 619 SOUTH 7TH STREET, PLATTSMOUTH, NEBRASKA; Parcel #130002291 IN THE AMOUNT OF \$346.40**

T Consider RESOLUTION NO. 14-034: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 1232 CLINTON STREET, PLATTSMOUTH, NEBRASKA; Parcel #130306703 IN THE AMOUNT OF \$244.96**

U Consider RESOLUTION NO. 14-035: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 1232 CLINTON STREET, PLATTSMOUTH, NEBRASKA; Parcel #130312541 IN THE AMOUNT OF \$244.96**

V Consider RESOLUTION NO. 14-036: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 203 SOUTH 5TH STREET, PLATTSMOUTH, NEBRASKA; Parcel #130057517 IN THE AMOUNT OF \$396.40**

W Consider a Closed Session to protect the public interest with regard to negotiations for the purchase and sale of Real Estate

10 City Administrator Communication

11 Mayor and City Council Communication

12 Adjourn