

PLATTSMOUTH CITY COUNCIL
May 20, 2013

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 May 20, 2013 at City Hall in Plattsmouth Nebraska. Present were Mayor Michael C. Bowman and Council Members: John R. Porter, Terry Kerns, Jeanie Brookhouser, Terry D. Tilson, Steve Riese and Pat Dugan. Council Members Absent: Wanda Wiemer and Doug Derby. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer and City Attorney Roger Johnson.

Notice of this meeting was given in advance by publication in the Plattsmouth Journal. Proof of publication along with the Mayor and Council's Acknowledgment of Receipt of Notice are on file. All proceedings hereafter shown were taken while the convened meeting was open to the public.

The Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act and a copy of all documents being discussed at the meeting were available for inspection and indicated the location of such copies in the room where the meeting was being held.

ITEM 5-CITIZEN DELEGATION

John Stanfield, 1708 Pheasant Street, Plattsmouth Nebraska presented the clerk with a Statement of Submission to the Record regarding the proposed annexation of 6.62 acres located at the corner of Osage Ranch Road and U.S. Highway 75

ITEM 6-MAYORAL PROCLAMATIONS

- A Mayor Bowman proclaimed May 26, 2013 as a day to honor and congratulate Church of the Holy Spirit on its 150th Anniversary

ITEM 7-CONSENT AGENDA:

Motion by Dugan, seconded by Tilson to approve the Consent Agenda as presented with the additional claims:

- A Consider approval of the May 6, 2013 City Council Meeting Minutes
- B Consider the Plattsmouth Volunteer Fire Department Roster
- C Consider approval of claims

CLAIMS REGISTER REPORT

Please note these are GROSS SALARIES -05/17

General Admin 14,409.81

Humane 1,169.60
 EMS 7,526.61
 Police 31,036.96
 Street 11,288.26
 Public Library 6,568.20
 Parks 2,170.00
 Oakhill Cemetery 1,376.80
 Senior Center 2,053.28
 Community Center 12,345.89
 Pool
 Water 5,492.86
 Sewer 5,353.65
 CBD 570.00
 TOTAL SALARIES 101,361.92

Various

CINTAS CORPORATION #749	12.00
UNITED STATES LIFE INSUR	30.40
FIDELITY SECURITY LIFE E	269.00
UNITED STATES LIFE INSUR	107.21

GENERAL ADMINISTRATION

CASS COUNTY TREASURER	6,697.50
HIGGINS HARDWARE	290.27
JOHN BAXTER	50.00
KATHRYN SHARP	125.00
KONICA MINOLTA BUSINESS	220.06
MEESKE ACE HARDWARE	41.94
MICROFILM IMAGING SYSTEM	100.00
NEBRASKA PUBLIC POWER DI	66.33
PAYLESS OFFICE PRODUCTS	54.13
PEGGY WILSEY	67.16
SCHNEIDER AGENCY	223.59
STEVE KONFRST TRASH	7,207.31
THE COLUMBUS TELEGRAM	549.31
VERIZON WIRELESS	85.36
WINDSTREAM	330.88
WIREBUILT CO	75.00

HUMANE/CODE ENFORCEMENT

HEARTS UNITED	35.00
LAMBERT VET SUPPLY	198.60
NEBRASKA HUMANE SOCIETY	70.00
NEBRASKA PUBLIC POWER DI	178.38
PLATTSMOUTH ANIMAL HOSPI	304.73
VERIZON WIRELESS	40.09

POLICE

COMPUTERS TO GO	1,710.00
CONSOLIDATED MANAGEMENT	68.75
DAVID WALKER	43.77
DIGITAL ALLY	100.00
JEFF HENRY CHEVROLET	98.72
KONICA MINOLTA BUSINESS	35.97
MULLENAX AUTO SUPPLY	488.10
NEBRASKA LAW ENFORCEMENT	165.00
POLICE PETTY CASH	36.80
ROBERT SORENSON	122.52
SOFTCHOICE CORP	558.98
STEVE RATHMAN	106.98
VERIZON WIRELESS	17.22CR
WARGA BROADCASTING LLC	300.00
WINDSTREAM	298.38

STREET

ASPHALT & CONCRETE MATER	772.56
CINTAS CORPORATION #749	267.92
LINDER TIRE & AUTO INC	48.00
MEESKE ACE HARDWARE	129.83
MULLENAX AUTO SUPPLY	587.64
NEBRASKA PUBLIC POWER DI	6,923.71
PLATTSMOUTH READY MIX IN	180.10
PROFESSIONAL WASTE WATER	75.00
ROSE EQUIPMENT INC	4,683.39
STEPHEN C. WARGA	9.00
VERIZON WIRELESS	130.60
WINDSTREAM	106.94

LIBRARY

BAKER & TAYLOR BOOKS	776.32
CASS COUNTY TREASURER	1,116.25
CENTER POINT LARGE PRINT	216.90
KONICA MINOLTA BUSINESS	103.14

NICOLE LEE MCDONALD	50.00
OCLC INC	49.84
UPSTART	106.03

PARK & REC

ACTION FLAG CO	131.06
ALEGENT CREIGHTON HEALTH	210.00
LINDER TIRE & AUTO INC	315.00
MARTIN MARIETTA AGGREGAT	270.22
MULLENAX AUTO SUPPLY	229.13
NEBRASKA PUBLIC POWER DI	43.52
O'REILLY AUTOMOTIVE INC	6.44
QUALITY SIGNS	350.00
SHOPKO STORES OPERATING	17.57
THE COLUMBUS TELEGRAM	59.20
VERIZON WIRELESS	32.65
W.W. SANDBLASTING	500.00

CEMETERY

BLACK HILLS ENERGY	84.74
CASS COUNTY BANK	84,000.00

FIRE

FELD FIRE	2,825.90
FIRST WATCH INC	240.00
FOUR STAR LAUNDRY	18.91
HIGGINS HARDWARE	24.37
IDEAL PURE WATER	7.00
JEFF HENRY CHEVROLET	201.11
NEBRASKA DEPT OF HEALTH	60.00
NEBRASKA PUBLIC POWER DI	336.00
OFE OIL INC.	1,865.81
WINDSTREAM	105.86

SENIOR CITIZEN CTR

CIT TECHNOLOGY	202.83
NEBRASKA PUBLIC POWER DI	840.99
OFE OIL INC.	146.00
PAYLESS OFFICE PRODUCTS	33.59
STEUBE'S THRIFTWAY	411.26
THE THOMPSON COMPANY	6,177.97
WINDSTREAM	122.85

COMMUNITY CENTER

ACTION FLAG CO	48.35
AQUA CHEM INC	737.25

BIG RED LOCKSMITH INC	92.50
CHOICE ELECTRIC INC	85.00
DEBRA S FLAHERTY	1,636.00
EGAN SUPPLY CO	4.12
FOUR STAR LAUNDRY	1,104.00
GLENNA QUINN	80.00
KONICA MINOLTA BUSINESS	300.20
MICHAEL ANZALONE	120.00
MULLENAX AUTO SUPPLY	5.20
NEBRASKA PUBLIC POWER DI	7,568.88
SAM'S	366.64
VERIZON WIRELESS	64.68
WINDSTREAM	366.69

AQUATIC

ALEGENT CREIGHTON HEALTH	70.00
AQUA CHEM INC	4,675.81
CHOICE ELECTRIC INC	225.00
FASTENAL COMPANY	28.06
FERGUSON ENTERPRISES	133.26
JOHNSTON SUPPLY	21.05
NEBRASKA PUBLIC POWER DI	83.02
PLATTSMOUTH STATE BANK	300.00
SAM'S	265.34

ECONOMIC DEVELOPMENT

PLATTSMOUTH STATE BANK	42,826.66
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ECONOMIC DEV - DTR PHASE 2

CASS COUNTY REGISTER OF	50.00
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DEBT SERVICE

PLATTSMOUTH STATE BANK	60,175.00
WATER & SEWER DEPARTMENT	6,113.22

EMS

FOUR STAR LAUNDRY	18.91
IDEAL PURE WATER	7.00
JOHN HOGAN	184.84
MATHESON TRI-GAS INC	304.45
METRO BILLING SERVICES	663.00
NEBRASKA PUBLIC POWER DI	336.00
PRO SHIRT SHOP	112.00
SHOPKO STORES OPERATING	15.90
VERIZON WIRELESS	150.00
WINDSTREAM	105.86

ZOLL MEDICAL CORPORATION 1,485.00

WATER

CASS COUNTY TREASURER 2,009.25
HAWKINS INC 490.00
HD SUPPLY WATERWORKS LTD 507.96
HDR ENGINEERING INC 12,667.20
JEFF HENRY CHEVROLET 258.03
KNAPP 265.24
KNIGHT TRUCKING LLC 687.25
MARTIN MARIETTA AGGREGAT 1,174.69
MENARDS 64.90
MISSISSIPPI LIME COMPANY 3,364.20
ONE CALL CONCEPTS INC 43.13
SCHNEIDER AGENCY 74.53
SHOPKO STORES OPERATING 51.27
THE COLUMBUS TELEGRAM 11.78
UTILITY EQUIPMENT COMPAN 65.11
VERIZON WIRELESS 97.95
WENTZ HOLDING LLC 750.00
WINDSTREAM 167.76

SEWER

CASS COUNTY TREASURER 1,339.50
HDR ENGINEERING INC 3,437.85
JEFF HENRY CHEVROLET 85.00
MIDWEST LABORATORIES INC 217.10
MULLENAX AUTO SUPPLY 72.49
O'REILLY AUTOMOTIVE INC 21.45
ONE CALL CONCEPTS INC 43.12
PAPILLION SANITATION 41.21
SCHNEIDER AGENCY 74.53
UTILITY EQUIPMENT COMPAN 66.93
VERIZON WIRELESS 32.65

DRUG FORFEITURE

VERIZON WIRELESS 53.85

.05% SALES TX ST/SIDE MAINT DEBT

PLATTSMOUTH STATE BANK 33,143.75

HWY 75 DEBT

PLATTSMOUTH STATE BANK 37,873.75

TOTAL CLAIMS 367,931.47

TOTAL SALARIES AND CLAIMS 469,293.39

ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Porter and Kerns. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Council Member Riese introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1858: AN ORDINANCE TO AMEND THE CITY OF PLATTSMOUTH LAND DEVELOPMENT ORDINANCE BY CHANGING CERTAIN BOUNDARIES FROM GENERAL COMMERCIAL DISTRICT (GC) TO URBAN RESIDENTIAL HIGH DENSITY DISTRICT (R-3) SUBJECT TO PLANNED UNIT DEVELOPMENT 1 OVERLAY (PUD-1); TO AMEND THE CITY'S OFFICIAL ZONING MAP; TO REPEAL ALL ORDINANCES OF THE CITY IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Riese, seconded by Porter to approve third (3rd) and final reading of ORDINANCE NO. 1858 by title only. ROLL CALL: Yes-Dugan, Porter, Kerns and Riese. No-Brookhouser and Tilson. Absent-Wiemer and Derby. Abstain-None. City Attorney Roger Johnson advised that with a vote of 4 in favor and 2 opposed, the Mayor could vote in favor if he so chose and that his vote would create a majority for passage of the matter. Mr. Johnson cited statute 16-312 and quoted: "The mayor ... shall have the right to vote when his or her vote will provide the additional vote required to create a number of votes equal to a majority of the number of members elected to the council." After being so advised, Mayor Bowman voted YES. MOTION CARRIED. Said ordinance was read in to the record by title only.

ITEM 8 B

Council Member Dugan introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1859: AN ORDINANCE TO AMEND THE CITY OF PLATTSMOUTH LAND DEVELOPMENT ORDINANCE BY CHANGING CERTAIN BOUNDARIES FROM GENERAL COMMERCIAL DISTRICT (GC) TO URBAN RESIDENTIAL HIGH DENSITY DISTRICT (R-3) SUBJECT TO PLANNED UNIT DEVELOPMENT 2 OVERLAY (PUD-2); TO AMEND THE CITY'S OFFICIAL ZONING MAP; TO REPEAL ALL ORDINANCES OF THE CITY IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Dugan, seconded by Riese to approve third (3rd) and final reading of ORDINANCE NO. 1859 by title only. ROLL CALL: Yes-Kerns, Riese, Dugan and Porter. No-Brookhouser and Tilson. Absent-Wiemer and Derby. Abstain-None. City Attorney Roger Johnson advised that with a vote of 4 in favor and 2 opposed, the Mayor could vote in favor if he so chose and that his vote would create a majority for passage of the matter. Mr. Johnson cited statute 16-312 and quoted: "The mayor ... shall have the right to vote when his or her vote will provide the additional vote required to create a number of votes equal to a majority of the number of members elected to the council." After being so advised, Mayor Bowman voted YES. MOTION CARRIED. Said ordinance was read in to the record by title only.

ITEM 8 C

Council Member Riese introduced a Resolution numbered and titled: RESOLUTION NO. 13-025: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE A SPECIAL USE PERMIT FOR GENERAL OFFICES IN URBAN RESIDENTIAL HIGH DENSITY DISTRICT (R-3), SUBJECT TO PLANNED UNIT DEVELOPMENT 2 OVERLAY (PUD-2), ZONING DISTRICT.

Motion by Riese, seconded by Dugan to adopt RESOLUTION NO. 13-025:

RESOLUTION NO. 13-025

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE A SPECIAL USE PERMIT FOR GENERAL OFFICES IN URBAN RESIDENTIAL HIGH DENSITY DISTRICT (R-3), SUBJECT TO PLANNED UNIT DEVELOPMENT 2 OVERLAY (PUD-2), ZONING DISTRICT.

WHEREAS, an application has been made for a special use permit for the operation of general offices in an Urban Residential High Density District (R-3), subject to Planned Unit Development 2 Overlay (PUD-2), Zoning District;

WHEREAS, the Planning Commission of the City of Plattsmouth has recommended approval of said special use permit subject to the condition that the entrance to the site be widened; and

WHEREAS, the Mayor and City Council conducted a public hearing on the application during the April 15, 2013 City Council meeting.

NOW THEREFORE, BE IT RESOLVED that the following are the findings of facts made by the Mayor and City Council:

1. General Offices are defined by the Land Development Ordinance for the City of Plattsmouth as: "Use of a site for business, professional, medical, or administrative offices. Typical uses include real estate, insurance, management, travel, or other business offices; organization and association offices; medical offices; banks or financial offices; or professional offices." The applicant plans to lease the space to an appropriate tenant. General offices are allowed in a Urban Residential High Density zoning district (R3) with a special use permit.

2. Site area for the leased general office will be a similar footprint to the other buildings on the site, and will share the space with an apartment complex clubhouse and the corporate office, if the special use permits are approved. The general office, clubhouse, and corporate office are planned to be located in the existing building on the site.

3. The building will be required to comply with Civic Corridor District Overlay guidelines.

4. Setbacks will comply with R3 (Urban Residential High Density) guidelines.
5. Frontage on the site is slightly restricted from the lot width at the widest point. However, the lot tapers, making the average lot width similar to the frontage.
6. Parking counts are shown in the site plan notes and exceed the minimum required by the Land Development Ordinance. Interior pedestrian sidewalks are shown on the project site plan and all structures will be accessible to public safety vehicles. A single access point to First Avenue is shown for the first phase, and a second access point is shown in the concept plan for the entire development. Parking for the general office will be directly in front of the building.
7. Street landscaping, buffer landscaping at the project boundaries, and a central landscaped area are shown on the landscaping plan.
8. Building design plans and elevations are provided and will be required to comply with Civic Corridor District Overlay guidelines.
9. Non-residential traffic will be limited to the office area, which is situated near the entrance to the development.
10. Office hours have not been established.

BE IT FURTHER RESOLVED by the Mayor and City Council that the application of Doug Keeler, on behalf of Keeler Properties, LLC, for a special use permit for general offices on the following real estate is approved subject to the requirement that the entrance to the site be widened:

Tax Lot 83 in the NW 1/4 of the SW 1/4 of Section 13, T12, R13, East of the 6TH P.M. except Sub Lot 1 of Tax Lot 83, Cass County, Nebraska.

PASSED AND APPROVED this 20TH day of May 2013.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read Resolution No. 13-025 in to the record. ROLL CALL: Yes-Tilson, Riese, Dugan, Porter, Kerns and Brookhouser. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 8 D

Council Member Dugan introduced a Resolution numbered and titled: RESOLUTION NO. 13-026: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE A SPECIAL USE PERMIT FOR

CORPORATE OFFICES IN URBAN RESIDENTIAL HIGH DENSITY DISTRICT (R-3),
SUBJECT TO PLANNED UNIT DEVELOPMENT 2 OVERLAY (PUD-2), ZONING DISTRICT.

Motion by Dugan, seconded by Riese to adopt RESOLUTION NO. 13-026:

RESOLUTION NO. 13-026

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE A SPECIAL USE PERMIT FOR CORPORATE OFFICES IN URBAN RESIDENTIAL HIGH DENSITY DISTRICT (R-3), SUBJECT TO PLANNED UNIT DEVELOPMENT 2 OVERLAY (PUD-2), ZONING DISTRICT.

WHEREAS, an application has been made for a special use permit for the operation of corporate office in an Urban Residential High Density District (R-3), subject to Planned Unit Development 2 Overlay (PUD-2), Zoning District;

WHEREAS, the Planning Commission of the City of Plattsmouth has recommended approval of said special use permit subject to the condition that the entrance to the site be widened; and

WHEREAS, the Mayor and City Council conducted a public hearing on application during the August 6, 2012 City Council meeting.

NOW THEREFORE, BE IT RESOLVED that the following are the findings of facts made by the Mayor and City Council:

1. Corporate offices are defined by the Land Development Ordinance for the City of Plattsmouth as: "Use of a site for administrative, processing, or research offices that generally do not provide service to clients from Plattsmouth and the surrounding region. Corporate offices are destination for commuters drawn from a relatively wide region around Plattsmouth, as well as from the community itself. Typical uses include corporate headquarters offices, telemarketing, or information processing offices."

2. The applicant intends to use the space for an insurance call center.

3. Corporate offices are allowed in a R3 zoning district only by special use permit.

4. Site area for the corporate office will be a similar footprint to the other buildings on the site, and will share the space with an apartment complex clubhouse and a leased general office, if the special use permits are approved. The clubhouse, corporate office, and general office are planned to be located in the existing building on the site.

5. The building will be required to comply with Civic Corridor District Overlay guidelines.

6. Setbacks will comply with R3 guidelines.

7. Frontage on the site is slightly restricted from the lot width at the widest point. However, the lot tapers, making the average lot width similar to the frontage.

8. Parking counts are shown in the site plan notes and exceed the minimum required by the Land Development Ordinance. Interior pedestrian sidewalks are shown on the project site plan and all structures will be accessible to public safety vehicles. A single access point to First Avenue is shown for the first phase, and a second access point is shown in the concept plan for the entire development. Parking for the corporate office will be directly in front of the building.

9. Street landscaping, buffer landscaping at the project boundaries, and a central landscaped area are shown on the landscaping plan.

10. Building design plans and elevations are provided and will be required to comply with Civic Corridor District Overlay guidelines.

11. Non-residential traffic will be limited to the office area, which is situated near the entrance to the development.

12. Office hours are expected to be between 7 a.m. and 5 p.m., Monday through Friday.

13. No outside storage is planned.

14. While the area is currently zoned GC (General Commercial), the Future Land Use Map of the Plattsmouth Comprehensive plan shows this area as high-density residential.

BE IT FURTHER RESOLVED by the Mayor and City Council that the application of Doug Keeler, on behalf of Keeler Properties, LLC, for a special use permit for corporate offices on the following real estate is approved subject to the requirement that the entrance to the site be widened:

Tax Lot 83 in the NW 1/4 of the SW 1/4 of Section 13, T12, R13, East of the 6TH P.M. except Sub Lot 1 of Tax Lot 83, Cass County, Nebraska.

PASSED AND APPROVED this 20TH day of May 2013.

/s/.Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer

City Attorney Roger Johnson read RESOLUTION NO. 13-026 in to the record. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Tilson, Riese and Dugan. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 8 E

Council Member Dugan introduced an ordinance numbered and titled: **ORDINANCE NO. 1861: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ANNEX TO THE CITY OF PLATTSMOUTH, NEBRASKA CERTAIN REAL ESTATE DESCRIBED HEREIN AND TO INCORPORATE THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF PLATTSMOUTH, NEBRASKA; TO REPEAL ALL ORDINANCES IN CONFLICT; AND TO PROVIDE AN EFFECTIVE DATE.** Motion by Dugan, seconded by Riese to approve second (2nd) reading of ORDINANCE NO. 1861 BY TITLE ONLY. ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Porter and Kerns. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED. Said ordinance was read in to the record by title only.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Pursuant to publication Mayor Bowman opened a public hearing at 7:21 p.m. with regard to an application to the Nebraska Department of Economic Development (NDED) for a Community Development Block Grant (CDBG). Emily Bausch, Development Specialist-Southeast Nebraska Development District presented and reviewed a handout which outlined the Comprehensive Investment and Stabilization Program (CDBG). No one else spoke in favor or opposition to the application. Mayor Bowman closed the public hearing at 7:41 p.m.

ITEM 9 B

Council Member Brookhouser introduced a resolution numbered and titled: **RESOLUTION NO. 13-024: Authorizing Chief Elected Official to sign an application for CDBG Funds.**

Motion by Brookhouser, seconded by Tilson to adopt RESOLUTION NO. 13-024:

RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR CDBG FUNDS

Resolution 13-024

Whereas, the City of Plattsmouth, Nebraska, is an eligible unit of a general local government authorized to file an application under the Housing and Community Development Act of 1974 as amended for Small Cities Community Development Block Grant Program, and,

Whereas, the City of Plattsmouth, Nebraska, has obtained its citizens' comments on community development and housing needs; and has conducted public hearing(s) upon the proposed application and received favorable public comment respecting the application which for an amount of \$16,500 for Comprehensive Investment & Stabilization Phase 1 – Planning Project; and,

NOW, THEREFORE, BE IT RESOLVED BY

City Council of the City of Plattsmouth, Nebraska, that the Mayor be authorized and directed to proceed with the formulation of any and all contracts, documents or other memoranda between Plattsmouth and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

/s/Michael C. Bowman, Mayor

City Attorney Roger Johnson read RESOLUTION NO. 13-024 in to the record. ROLL CALL: Yes-Riese, Dugan, Porter, Kerns, Brookhouser and Tilson. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 9 C

Motion by Riese, seconded by Kerns to approve the Plattsmouth State Bank commitment to extend loan #19005 with the City of Plattsmouth to refinance the remaining loan balance of \$186,131.50 for five (5) years at a 4.25% interest rate for the full five-year term with annual payments of \$42,104.26 commencing June 1, 2014 and direct the Mayor to execute the commitment. ROLL CALL: Yes-Dugan, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 9 D

Motion by Kerns, seconded by Brookhouser to approve Change Order #1 submitted by Judds Bros. Construction Co. for the Water Treatment Plant CO2 Tank Replacement Project for an addition of \$10,357.16 for furnishing and installing a pH probe as required by Nebraska Health and Human Service (NHHS). After discussion, ROLL CALL: Yes-Tilson, Riese, Dugan, Porter, Kerns and Brookhouser. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 9 E

Motion by Riese, seconded by Porter to approve Task Order No. 2, Amendment No. 3 for the Plattsmouth Flood Recovery-Storage Building Replacement to amend the final design scope of work with a not TO exceed amount of \$3,430.00. After discussion, ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan and Porter. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Porter, seconded by Kerns to give a favorable recommendation to the Nebraska Liquor Control Commission in regard to the Manager Application for Anthony Christenham in connection with Nebraska Liquor License No. C-99124 issued to U Save Foods, Inc. DBA No Frills Supermarkets 794 located in Plattsmouth. ROLL CALL: Yes-Riese, Dugan, Porter, Kerns, Brookhouser and Tilson. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 9 G

Motion by Tilson, seconded by Riese to approve an Interlocal Agreement by and between the City of Plattsburgh and Cass County to participate in the recycling program of Cass County for the purpose of providing a recycling container at the east end of Main Street and making annual payments of \$1,500.00 to Cass County for the duration of the Interlocal Agreement. After discussion, ROLL CALL: Yes-Porter, Kerns, Brookhouser, Tilson, Riese and Dugan. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 9 H

Motion by Tilson, seconded by Porter to reject all bids received for providing, delivery, and acceptance testing for a complete and operable portable emergency electric generator system. After discussion, ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Porter and Kerns. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 9 I

Motion by Riese, seconded by Brookhouser to approve the appointment of Angela Mueller to the Plattsburgh Library Board to complete a term that will expire 01/2015. ROLL CALL: Yes-Dugan, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 9 J

Motion by Kerns, seconded by Brookhouser to receive with regrets the resignation of Peggy Wilsey as the City Treasurer. ROLL CALL: Yes-Tilson, Riese, Dugan, Porter, Kerns and Brookhouser. No-None. Absent-Wiemer and Derby. Abstain-None. MOTION CARRIED.

ITEM 12

7:58 p.m. Motion by Porter, seconded by Tilson to adjourn. MOTION CARRIED on a voice vote.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk