

PLATTSMOUTH CITY COUNCIL
August 19, 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 August 19, 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, Pat Dugan, Wanda Wiemer and Doug Derby. Council Members Absent: None. Also present: City Administrator Ervin Portis, City Inspector Kevin Larson, City Treasurer Roger Davis 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

Roy Smith, 525 Main Street made reference to the Streetscape Project and stated that the concrete at 525 Main Street is cracking and settling and felt that there was a potential for injuries/accidents.

Allen, Suttcliffe, 123 North 5th Street addressed council on the noise from the Barrack's (Main Street Bar & Grill) until 1:00 a.m. Suttcliffe felt that 1:00 a.m. was unacceptable and that the City should have some control over the time at which noise should be held to a minimum.

ITEM 6-MAYORAL PROCLAMATIONS

- A There were no Mayoral Proclamations

ITEM 7-CONSENT AGENDA:

Motion by Kerns, seconded by Brookhouser to approve the Consent Agenda with separate consideration of Item 7 C: Consider Approval of Claims.

- A Consider approval of the August 5, 2013 City Council Meeting Minutes
- B Consider setting the next regular City Council meeting from Tuesday, September 3, 2013 due to the Labor Day Holiday

City Treasurer Roger Davis informed the Mayor and Council that due to the software conversion the claims list as presented has some discrepancies.

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

ITEM 7 C

Motion by Kerns, seconded by Riese to approve the claims as submitted by vendors.

Claims Register Report
as of 8/19/2013

VARIOUS DEPARTMENTS

BLUE CROSS BLUE SHIELD 34414.95
CASS COUNTY BANK 50000.00
CINTAS CORPORATION #749 15.00
CITY TREASURER 155.25
COLLECTION SERVICES CENTER 264.11
EYE MED VISION CARE 227.64
FRATERNAL ORDER OF POLICE 180.00
NEBRASKA DEPT OF REVENUE 3350.17
PAYROLL VENDOR Deductons -35808.58
UNITED STATES LIFE INSURANCE CO 153.61

Department : 01 - GENERAL ADMINISTRATION

C SCOTT SERVICES 247.50
CASS COUNTY REGISTER OF DEEDS 210.00
CHARTER BUSINESS 40.00
COMPUTERS TO GO 875.00
D & D LASER INC 58.95
EGAN SUPPLY CO 110.78
JOHN BAXTER 50.00
KATHRYN SHARP 125.00
KONICA MINOLTA BUSINESS SOLUTIONS 164.38
KONICA MINOLTA PREMIER FINANCE 296.16
LEAGUE OF NEB MUNICIPALITIES 9112.00
MICROFILM IMAGING SYSTEMS 100.00
NOLL INC 3022.25
OLMSTED & PERRY ENGINEERING 1237.50
PAPILLION SANITATION 48.50
PAYLESS OFFICE PRODUCTS 52.94
PAYROLL VENDOR 20479.09
ROGER JOHNSON 589.29
SCHMADER ELECTRIC CO INC 8185.00
THE COLUMBUS TELEGRAM 425.90
VERIZON WIRELESS 83.23
WELCH LAW FIRM LLC 4403.34

WINDSTREAM 305.32
WIREBUILT CO 75.00

Department : 02 - HUMANE/CODE ENFORCEMENT

PAYROLL VENDOR 1360.67
PLATTSMOUTH ANIMAL HOSPITAL PC 183.30
VERIZON WIRELESS 40.01

Department : 03 - EMS

BLACK HILLS ENERGY 15.32
FOUR STAR LAUNDRY 27.72
HOLIDAY INN OF KEARNEY 449.75
IDEAL PURE WATER 48.87
KATHRYN SHARP 200.00
KONICA MINOLTA PREMIER FINANCE 34.98
LIFE-ASSIST INC 779.61
MATHESON TRI-GAS INC 219.42
METRO BILLING SERVICES 442.00
MICHAEL WOOD 933.41
MULLENAX AUTO SUPPLY 27.98
NEBRASKA PUBLIC POWER DISTRICT 281.18
PAPILLION SANITATION 14.58
PAYROLL VENDOR 10028.34
VERIZON WIRELESS 150.00
WINDSTREAM 109.07

Department : 04 - POLICE

CASS COUNTY SHERIFF 3509.00
CORY J SCOTT 55.00
D & D COMMUNICATIONS INC 858.00
JEFF HENRY CHEVROLET 517.49
KAHLER CONSTRUCTION 1265.00
KONICA MINOLTA BUSINESS SOLUTIONS 29.99
KONICA MINOLTA PREMIER FINANCE 197.60
MJN INC 700.00
PAYROLL VENDOR 42305.77
WARGA BROADCASTING LLC 300.00
WINDSTREAM 308.47

Department : 05 - STREET

CINTAS CORPORATION #749 334.90
CONWAY OIL COMPANY 3658.45
DIAMOND VOGEL PAINT CENTER 4110.20

EGAN SUPPLY CO 199.72
HIGGINS HARDWARE 12.00
LINDER TIRE & AUTO INC 25.00
LOGAN CONTRACTORS SUPPLY CO 519.80
MULLENAX AUTO SUPPLY 311.17
PAPILLION SANITATION 119.42
PAYROLL VENDOR 16271.79
PLATTSMOUTH READY MIX INC 797.24
PLATTSMOUTH STATE BANK 17285.00
TITAN MACHINERY 76.21
VERIZON WIRELESS 126.08
WILES BROS. INC. 226.31
WINDSTREAM 110.65

Department : 06 - LIBRARY

ALEGENT CREIGHTON HEALTH 70.00
BAKER & TAYLOR BOOKS 1097.16
CENTER POINT LARGE PRINT 216.90
DEMCO 120.90
EBSCO SUBSCRIPTION SERVICES 1288.36
EGAN SUPPLY CO 99.14
KONICA MINOLTA BUSINESS SOLUTIONS 94.40
NEBRASKA STATE HISTORICAL SOCIETY 2895.50
PAPILLION SANITATION 14.56
PAYROLL VENDOR 8388.18
SPRAGUE ELECTRIC 300.00

Department : 07 - PARK & REC

ALLIED OIL & TIRE CO 569.90
BLACK HILLS ENERGY 18.61
EGAN SUPPLY CO 244.38
MULLENAX AUTO SUPPLY 183.01
PAPILLION SANITATION 107.62
PAYROLL VENDOR 2984.29
VERIZON WIRELESS 31.52
WINDSTREAM 56.74

Department : 08 - CEMETERY

MULLENAX AUTO SUPPLY 45.99
PAYROLL VENDOR 1960.96
WINDSTREAM 44.61

Department : 10 - FIRE

BLACK HILLS ENERGY 15.33
DANKO EMERGENCY EQUIPMENT 1032.38
FIRST WATCH INC 102.00
FOUR STAR LAUNDRY 27.73
IDEAL PURE WATER 48.88
NEBRASKA STATE VOLUNTEER FIREFIGHTERS
1020.00
OFE OIL INC. 8106.68
P&W 310.50
SAM'S 77.18

Department : 11 - SENIOR CITIZEN CTR

CIT TECHNOLOGY 156.85
EGAN SUPPLY CO 121.06
FOUR STAR LAUNDRY 154.07
OFE OIL INC. 106.40
PAYROLL VENDOR 2327.82
STEUBE'S THRIFTWAY 508.67
THE THOMPSON COMPANY 6005.47
UNITED STATES POST OFFICE 92.00
WINDSTREAM 43.37

Department : 12 - DEBT SERVICE

WATER & SEWER DEPARTMENT 6113.22

Department : 16 - ECONOMIC DEVELOPMENT

KIM STEWART 5500.00
OLMSTED & PERRY ENGINEERING 2771.30
THE COLUMBUS TELEGRAM 500.00

Department : 17 - COMMUNITY CENTER

AQUA CHEM INC 18.00
CHARTER BUSINESS 115.00
EGAN SUPPLY CO 361.96
FASTENAL COMPANY 48.71
FERGUSON ENTERPRISES 52.44
FOUR STAR LAUNDRY 1014.00
KONICA MINOLTA BUSINESS SOLUTIONS 102.05
KONICA MINOLTA PREMIER FINANCE 278.83
MECHANICAL SALES INC 1103.55
MICHAEL ANZALONE 60.00
MULLENAX AUTO SUPPLY 28.67
NEBRASKA AIR FILTER INC 44.34

PAPILLION SANITATION 101.00
PAYROLL VENDOR 6652.95
SAM'S 96.30
THE COLUMBUS TELEGRAM 270.00
VERIZON WIRELESS 62.62
VERNE SIMMONDS CO 279.27
WINDSTREAM 469.06

Department : 18 - AQUATIC

AQUA CHEM INC 596.00
EGAN SUPPLY CO 114.56
FERGUSON ENTERPRISES 203.44
PAPILLION SANITATION 127.65
PAYROLL VENDOR 10417.41
PEPSI COLA 195.30
SHOPKO STORES OPERATING CO LLC 29.97
WINDSTREAM 84.44

Department : 20 - WATER

C SCOTT SERVICES 123.75
COMPUTERS TO GO 437.50
DUGAN BUSINESS FORMS 130.14
EGAN SUPPLY CO 31.78
GRAINGER 259.50
HD SUPPLY WATERWORKS LTD 648.63
HDR ENGINEERING INC 17853.77
HIGGINS HARDWARE 19.86
IMPACT MANUFACTURING 90.00
JEFF HENRY CHEVROLET 36.95
JUDDS BROTHERS CONSTUCTION 183830.55
KNIGHT TRUCKING LLC 672.28
LEAGUE OF NEB MUNICIPALITIES 778.00
LINDER TIRE & AUTO INC 56.00
MENARDS 331.75
MISSISSIPPI LIME COMPANY 3361.40
MULLENAX AUTO SUPPLY 370.08
MUNICIPAL AUTOMATION & CONTROL 425.19
NEUVIRTH CONSTRUCTION INC 117942.03
ONE CALL CONCEPTS INC 35.87
PAYLESS OFFICE PRODUCTS 35.87
PAYROLL VENDOR 7617.11
THE COLUMBUS TELEGRAM 5.89
VERIZON WIRELESS 94.56

WATER DEPARTMENT-PETTY CASH 398.52
WENTZ HOLDING LLC 750.00
WINDSTREAM 172.29

Department : 24 - DRUG FORFEITURE
VERIZON WIRELESS 54.05

Department : 30 - SEWER
DUGAN BUSINESS FORMS 130.13
LINDER TIRE & AUTO INC 24.00
MARK HYDRAULIC CO INC 285.00
MIDWEST LABORATORIES INC 407.50
ONE CALL CONCEPTS INC 35.88
PAPILLION SANITATION 41.21
PAYLESS OFFICE PRODUCTS 11.44
PAYROLL VENDOR 7474.85
PLATTSMOUTH READY MIX INC 447.01
PRUITT INC 28.46
WINDSTREAM 56.57

Total 637232.28

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Motion by Riese, seconded by Dugan to approve second (2nd) reading of Ordinance 1863 by title only. ORDINANCE NO. 1863: AN ORDINANCE TO AMEND THE CITY OF PLATTSMOUTH LAND DEVELOPMENT ORDINANCE BY CHANGING CERTAIN BOUNDARIES FROM AGRICULTURAL DISTRICT (AG) TO RURAL RESIDENTIAL DISTRICT (RR); 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. ROLL CALL: Yes-Tilson, Riese, Dugan, Wiemer, Derby, Porter, Kerns and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED. City Attorney Roger Johnson read Ordinance No. 1863 in to the record by title only.

ITEM 8 B

Council expressed their concerns about the price of demolition and the consideration of putting it out for bids. The expense involved in putting a project out for bids was discussed. Motion by Riese, seconded by Derby to approve the Water Treatment Plan Well House No. 8 Change Order

No. 2, authorizing demolition of the water treatment plant storage and maintenance building at an additional cost of \$39,780.00 for a revised contract price with Neuvirth Construction of \$611,216.30. The repurposing of materials from the structure was discussed. ROLL CALL: Yes-Riese, Dugan, Wiemer, Derby, Porter and Kerns. No-Brookhouser and Tilson. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Motion by Brookhouser, seconded by Kerns to approve Pay Application No. 1 submitted by Ciaccio Roofing Corp. for the City Hall Re-Roofing and Repair in the amount of \$24,742.80 and authorize the Mayor to execute Pay Application No. 1. ROLL CALL: Yes-Dugan, Wiemer, Derby, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 D

Motion by Riese, seconded by Dugan to approve the Right-of-Entry Access Agreement by and between the Nebraska Department of Environmental Quality (NDEQ) and City of Plattsmouth to perform necessary environmental cleanup activities, and to store removed materials; with right-of-entry commencing not sooner than September 6, 2013 and terminating at 5:00 p.m. on November 5, 2013; and authorize the Mayor to execute the Agreement. Following discussion ROLL CALL: Yes-Wiemer, Derby, Porter, Kerns, Brookhouser, Tilson, Riese and Dugan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 E

For the record the Professional Services Contract is for CDBG #13-CIS-004 not CDBF #13-CIS-004. Motion by Dugan, seconded by Tilson to approve a Professional Services Contract for Southeast Nebraska Development District (SENDD) for Grant Administration for CDBG #13-CIS-004 and authorize the Mayor to execute the contract. ROLL CALL: Yes-Derby, Porter, Kerns, Brookhouser, Tilson, Riese, Dugan and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Motion by Riese, seconded by Wiemer to approve first (1st) reading of Ordinance 1864 by title only. **ORDINANCE NO. 1864: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ENACT CHAPTER 2, ARTICLE 6, SECTIONS 2-609 AND 2-610 RESPECTIVELY RELATED TO THE IMPLEMENTATION OF A CURFEW FOR THE USE OF THE PLATTSMOUTH CEMETERY AND FOR THE PROVISION OF SPEED CONTROL WITHIN THE PLATTSMOUTH CEMETERY, AND FOR THE CREATION OF A PENALTY FOR THE VIOLATION OF THE SAME; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.** Following discussion, ROLL CALL:

Yes-Porter, Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED. City Attorney Roger Johnson read Ordinance No. 1864 in to the record by title only.

ITEM 9 B

Motion by Brookhouser, seconded by Tilson to approve a request to the Nebraska Department of Economic Development for a CDBG 09-DTR-101 contract amendment to extend the contract end date from September 16, 2013 to November 14, 2013; and authorize the Mayor to execute and submit the contract extension request. ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan, Wiemer, Derby and Porter. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Motion by Kerns, seconded by Brookhouser to approve the appointment of Jennifer Giles to the Plattsmouth Library Board. ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Wiemer, Derby, Porter and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

8:10 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