

## PLATTSMOUTH CITY COUNCIL

December 15, 2014

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 December 15, 2014 at City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: John R. Porter, Terry Kerns, Jeanie Brookhouser, Terry D. Tilson, Steve Riese, Joe Dugan, Wanda Wiemer and Doug Derby. Council Members Absent: None. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer, 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

No one spoke at Citizen Delegation.

Mayor Lambert welcomed two boy scouts that were in the audience, Antonio Walker and Xavier Walker. Antonio is working on his Citizenship in the Community Merit Badge and Xavier is working on this Citizen Pin.

### ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations

### ITEM 7-CONSENT AGENDA:

Motion by Tilson, seconded by Brookhouser to approve the Consent Agenda with the additional claims

- A Consider approval of the December 1, 2014 City Council Meeting Minutes
- B Consider approval of claims

Claims Register Report as of 12/15/2014

Pay Date: 12/5/14  
Com Ctr 8160.32  
EMS 9471.36

General 20232.29  
Library 6763.49  
Park and Cemetery 2264.8  
Police 39728.64  
Senior 2024.66  
Street 10357.81  
Water and Sewer 13261.18

112264.55

Vendor Name

AMERITAS LIFE INSURANCE CORP (pension) 18819.08  
BLUE CROSS BLUE SHIELD 49500.65  
CENTRAL UNITED LIFE INSURANCE 265.44  
CITY TREASURER 759.46  
COLLECTION SERVICES CENTER 186  
EYE MED VISION CARE 296.66  
FRATERNAL ORDER OF POLICE 180  
INTERNAL REVENUE SERVICE 34789.58  
NEBRASKA DEPARTMENT OF REVENUE (INCOME TAX) 4569.49  
UNITED STATES LIFE INSURANCE CO 195.6

Department : 01 - GENERAL ADMINISTRATION

CASS COUNTY TREASURER 677.12  
EGAN SUPPLY CO 206  
J P COOKE COMPANY 71  
KONICA MINOLTA BUSINESS SOLUTIONS 209.22  
KONICA MINOLTA PREMIER FINANCE 296.16  
MICROFILM IMAGING SYSTEMS 75  
NE DOL/OFFICE OF SAFETY 18  
NEBRASKA PUBLIC POWER DISTRICT 245.91  
OMAHA DOOR & WINDOW COMPANY 578.83  
PARK UNIVERSITY ENTERPRISES INC 149  
PAYLESS OFFICE PRODUCTS 109.55  
PETTY CASH- CITY 37.1  
THE COLUMBUS TELEGRAM 208.57  
WASTE CONNECTIONS OF NEBRASKA INC 48.5  
WINDSTREAM 242.04  
WIREBUILT CO 75

Department : 02 - HUMANE/CODE ENFORCEMENT

NEBRASKA HUMANE SOCIETY 83  
NEBRASKA PUBLIC POWER DISTRICT 105.19  
PLATTSMOUTH ANIMAL HOSPITAL PC 35  
SHELL FLEET PLUS 250.53

Department : 03 - EMS

FOUR STAR LAUNDRY 24.34

IDEAL PURE WATER 16.37  
KATHRYN SHARP 400  
KONICA MINOLTA PREMIER FINANCE 34.98  
LIFE-ASSIST INC 747.52  
MATHESON TRI-GAS INC 306.44  
NCEMSC 75  
NEBRASKA PUBLIC POWER DISTRICT 167.91  
SHELL FLEET PLUS 403.79  
WASTE CONNECTIONS OF NEBRASKA INC 15.16  
WINDSTREAM 159.4

Department : 04 - POLICE

BRIDGESTONE AMERICAS INC 288.04  
CASS COUNTY REGISTER OF DEEDS 180  
FORD MOTOR CREDIT COMPANY 19193.38  
JACK'S UNIFORMS & EQUIPMENT 1819.55  
JEFF HENRY CHEVROLET 161.8  
KAHLER CONSTRUCTION 430  
KONICA MINOLTA BUSINESS SOLUTIONS 75.46  
KONICA MINOLTA PREMIER FINANCE 197.6  
MULLENAX AUTO SUPPLY 104.14  
PAPILLION FOREIGN MOTORS INC 2048.6  
PETTY CASH POLICE 36.35  
PLATTCO REAL ESTATE & INS INC 80  
SHELL FLEET PLUS 1662.39  
WINDSTREAM 300.81

Department : 05 - STREET

AGRIVISION 660.39  
BGNE INC 378.3  
CINTAS CORPORATION #749 291.44  
CONWAY OIL COMPANY 2141.81  
ECHO GROUP INC 66.45  
FASTENAL COMPANY 25.96  
IMPACT MANUFACTURING 17  
J P COOKE COMPANY 71  
LINDER TIRE & AUTO INC 266  
LYLE SIGNS INC 527.6  
MICHAEL TODD & COMPANY INC 139.2  
NEBRASKA PUBLIC POWER DISTRICT 7865.51  
OLMSTED & PERRY ENGINEERING 28714.8  
SHELL FLEET PLUS 853.31  
WINDSTREAM 107.08

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 485.53  
CENTER POINT LARGE PRINT 41.94  
CHARTER BUSINESS 131

DEMCO 390.45  
GALE GROUP INC 99.48  
JASON SHEPHERD 100  
KONICA MINOLTA BUSINESS SOLUTIONS 106.42  
KONICA MINOLTA PREMIER FINANCE 197.6  
MENARDS 49  
NEBRASKA PUBLIC POWER DISTRICT 449.03  
OCLC INC 109.6  
STEPHEN C WARGA 18  
THE COLUMBUS TELEGRAM 26  
UNIVERSAL MEDIA CORP 63  
WASTE CONNECTIONS OF NEBRASKA INC 15.14  
WINDSTREAM 61.44

Department : 07 - PARK & REC

AGRIVISION 161.32  
ECHO GROUP INC 108.9  
LINDER TIRE & AUTO INC 20  
MEESKE ACE HARDWARE 45.42  
MULLENAX AUTO SUPPLY 109.53  
NEBRASKA PUBLIC POWER DISTRICT 219.03  
SHELL FLEET PLUS 271.91

Department : 08 - CEMETERY

BLACK HILLS ENERGY 152.1  
COMPUTERS TO GO 590  
SHELL FLEET PLUS 116.53

Department : 10 - FIRE

FELD FIRE 564  
FOUR STAR LAUNDRY 24.34  
HIGGINS HARDWARE 132  
IDEAL PURE WATER 16.38  
KONICA MINOLTA PREMIER FINANCE 34.98  
MULLENAX AUTO SUPPLY 129  
MULLENAX AUTO SUPPLY 244.04  
NEBRASKA PUBLIC POWER DISTRICT 167.91  
NEBRASKA STATE FIRE MARSHALL 240  
PENGUIN MANAGEMENT INC 1548  
PLATTSMOUTH RURAL FIRE DISTRICT 14618.5  
TRI-MUTUAL AID FIREFIGHTERS 150  
WASTE CONNECTIONS OF NEBRASKA INC 15.14  
WINDSTREAM 91.25  
WINDSTREAM 159.4

Department : 11 - SENIOR CITIZEN CTR

CHARTER BUSINESS 116.56  
FOUR STAR LAUNDRY 135.67

NEBRASKA PUBLIC POWER DISTRICT 540.84  
OFE OIL INC 104.5  
PRO CHRYSLER DODGE JEEP RAM 179.95  
STEUBE'S THRIFTWAY 189.35  
THE THOMPSON COMPANY 3340.14

Department : 16 - ECONOMIC DEVELOPMENT  
CASS COUNTY NEBRASKA ECONOMIC DEV 3750

Department : 17 - COMMUNITY CENTER  
AQUA CHEM INC 210  
CHARTER BUSINESS 349.69  
DAVID D WARREN 91  
DXP ENTERPRISES INC 52.33  
ECHO GROUP INC 676.51  
EGAN SUPPLY CO 154.6  
FOUR STAR LAUNDRY 675.5  
KONICA MINOLTA BUSINESS SOLUTIONS 96.36  
KONICA MINOLTA PREMIER FINANCE 278.83  
LEANIA CARTER 48.95  
NEBRASKA PUBLIC POWER DISTRICT 4867.58  
PAYLESS OFFICE PRODUCTS 35.88  
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 114.88  
STEPHEN C WARGA 36  
THE THOMPSON COMPANY 229.62  
WASTE CONNECTIONS OF NEBRASKA INC 105.04

Department : 18 - AQUATIC  
NEBRASKA PUBLIC POWER DISTRICT 122.32

Department : 20 - WATER  
CASS COUNTY REGISTER OF DEEDS 10  
WATER AND SEWER DEPARTMENT 19.98  
ECHO GROUP INC 108.9  
HD SUPPLY WATERWORKS LTD 1556.96  
HIGGINS HARDWARE 7.79  
JEFF HENRY CHEVROLET 37.3  
KNIGHT TRUCKING LLC 696.1  
MENARDS 328.32  
MISSISSIPPI LIME COMPANY 3482.9  
MULLENAX AUTO SUPPLY 143.08  
NDEQ-FISCAL SERVICES 150  
NEBRASKA PUBLIC POWER DISTRICT 81.41  
ONE CALL CONCEPTS INC 31.68  
PAYLESS OFFICE PRODUCTS 18.24  
PETTY CASH-WATER DEPARTMENT 357.83  
SHELL FLEET PLUS 501.12  
UNITED STATES POST OFFICE 140

WINDSTREAM 108.32

Department : 24 - DRUG FORFEITURE  
JEFF HENRY CHEVROLET 200  
NEBRASKA DEPT OF MOTOR VEHICLES 6.6  
TRITECH FORENSICS INC 82.49

Department : 30 - SEWER  
MIDWEST LABORATORIES INC 178  
MULLENAX AUTO SUPPLY 23.75  
ONE CALL CONCEPTS INC 31.67  
OREILLY AUTOMOTIVE INC 46.97  
SHELL FLEET PLUS 536.87  
THE FRAZIER COMPANY 520.1  
WASTE CONNECTIONS OF NEBRASKA INC 44.34  
WINDSTREAM 108.1

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

#### ITEM 8-UNFINISHED BUSINESS

There was no Unfinished Business to go before Council.

#### ITEM 9-NEW BUSINESS

##### ITEM 9 A

Pursuant to publication, Mayor Lambert opened a public hearing at 7:03 p.m. to receive and hear public comments with regard to the review, progress and findings of the City of Plattsmouth Economic Development Citizens Advisory Review Committee. Joe Ostaseski, a representative of the City of Plattsmouth Economic Development Citizens Advisory Review Committee gave a summary of progress and findings for the committee. No one else spoke. Mayor Lambert closed the public hearing at 7:05 p.m.

##### ITEM 9 B

Pursuant to publication, Mayor Lambert opened a public hearing at 7:05 p.m. to receive and hear public comments with regard to the adoption of an Amendment to the Comprehensive Plan dated August 2004 to include an Energy Element. No one spoke. Mayor Lambert closed the public hearing at 7:06 p.m.

##### ITEM 9 C

Council member Tilson introduced a resolution numbered and titled as follows: RESOLUTION NO. 14-060: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ADOPT THE COMPREHENSIVE DEVELOPMENT

PLAN FOR THE CITY OF PLATTSMOUTH DATED 2004 AS AMENDED, AND TO  
INCLUDE AN ENERGY ELEMENT AS REQUIRED BY LAW

Motion by Tilson, seconded by Brookhouser to adopt RESOLUTION NO. 14-060 by title only:

**RESOLUTION NO. 14-060**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ADOPT THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF PLATTSMOUTH DATED 2004 AS AMENDED, AND TO INCLUDE AN ENERGY ELEMENT AS REQUIRED BY LAW.

WHEREAS, the City has previously adopted a Comprehensive Development Plan for the City of Plattsmouth Dated 2004.

WHEREAS, the State Legislature has by statute mandated the inclusion of an energy element in the Comprehensive Development Plan.

WHEREAS, it is therefore necessary to amend the Comprehensive Development Plan for the City of Plattsmouth Dated 2004 to include an energy element.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Plattsmouth, Nebraska that the Comprehensive Development Plan for the City of Plattsmouth Dated 2004 as amended, and to include among other things an energy element, is hereby adopted.

PASSED AND APPROVED this 15<sup>TH</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-060 in to the record by title only.  
ROLL CALL: Yes-Dugan, Wiemer, Brookhouser, Porter, Derby, Kerns, Tilson and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 D

Steve Perry, Consulting Engineers Inc. reviewed the Civil Engineering Design Services proposal associated with Old Highway 34 Pavement Reconstruction Phase I-First Avenue to A Street. Following discussion, motion by Riese, seconded by Wiemer to approve the Civil Engineering Design Services proposal associated with Old Highway 34 Pavement Reconstruction Phase I - First Avenue to A Street submitted by Olmsted & Perry Consulting Engineers, Inc. ROLL CALL: Yes-Kerns, Tilson, Derby, Dugan, Porter, Wiemer, Riese and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 E

Motion by Brookhouser, seconded by Wiemer to make a favorable recommendation to the Nebraska Liquor Control Commission regarding the Manager Application submitted by Shopko Hometown #662 (Liquor License #099273) for James E. Larson Jr. ROLL CALL: Yes-Riese, Porter, Derby, Tilson, Brookhouser, Dugan, Kerns and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Kerns, seconded by Riese to approve the appointment/reappointment of the following Committee/Board Members as recommended by Mayor Lambert:

Cemetery Board – 3 year term

Cindy Mickey	January 2014 to January 2017
Glen Hess	January 2015 to January 2018
Cindy Sitzman	January 2015 to January 2018

Economic Development Application Review Committee – 3 year term

Doug Duey	February 2014 to February 2017
Russ Kathol	February 2014 to February 2017
Charles Jones	February 2014 to February 2017

Historic Preservation Board – 3 year term

Richard McKinley	January 2015 to January 2018
Doug Duey	January 2015 to January 2018
Celine Wilcox	January 2015 to January 2018
Joe Ostaseski	January 2015 to January 2018

Library Board – 4 year term

Angela Mueller	January 2015 to January 2019
John Hurst	January 2015 to January 2019

Park Board – 3 year term

Wayne Campbell	January 2014 to January 2017
John Williams	January 2015 to January 2018
Jerry Blackwell	January 2015 to January 2018

Planning Commission – 3 year term

DeWayne Prince	January 2015 to January 2018
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Karen Weaver	January 2015 to January 2018
Robert Rice	January 2015 to January 2018
Sharon Kief	January 2015 to January 2018
Angie Minahan	January 2015 to January 2018
Michael C. Bowman (Alternate)	May 2014 to January 2017 (complete term of Angie Minahan)

Board of Adjustment – 3 year term

Karen Weaver	January 2014 to January 2017
John J. Glaze	January 2014 to January 2017
Jackie Morehead	January 2014 to January 2017

Plattsmouth Housing Authority – 5 year term

Ronald Marsh	May 2018
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ROLL CALL: Yes-Porter, Riese, Kerns, Derby, Brookhouser and Wiemer. No-Dugan and Tilson. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 G

Erv Portis, City Administrator reviewed the Nebraska Minimum Wage Law and the exemptions for government entities and seasonal employees working 20 weeks or less in a calendar year. After discussing the departments and positions that this would affect, it was decided to bring this back to another meeting with additional information, numbers to support the impact and data from other cities in our array.

ITEM 9 H

7:32 p.m.. Motion by Porter, seconded by Kerns to temporarily recess as the Plattsmouth City Council. ROLL CALL: Yes-Brookhouser, Wiemer, Tilson, Dugan, Kerns, Riese, Porter and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 I

7:39 p.m. Motion by Porter, seconded by Tilson to reconvene as the Plattsmouth City Council. ROLL CALL: Yes-Dugan, Tilson, Kerns, Wiemer, Riese, Porter, Brookhouser and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 J

Council member Kerns introduced a resolution numbered and titled as follows: **RESOLUTION NO. 14-045: 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 \$346.40.**

Motion by Kerns, seconded by Riese to adopt RESOLUTION NO. 14-045 by title only:

**RESOLUTION NO. 14-045**

**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 \$346.40.**

WHEREAS, the owner of 426 Avenue A failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$346.40; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at 426 Avenue A, Plattsmouth, NE 68048; Parcel #130004030 PLATTSMOUTH - OT LOT 9 BLK 18~~specially benefitted the same in the amount of \$346.40 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

The timeline for the two offenses on this property was reviewed. Options for repeat offenders were discussed. City Attorney Roger Johnson read RESOLUTION NO. 14-045 in to the record

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

ITEM 9 K

Council member Riese introduced a resolution numbered and titled as follows: RESOLUTION NO. 14-047: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 202 SOUTH 6TH STREET, PLATTSMOUTH, NEBRASKA; Parcel #130057428 IN THE AMOUNT OF \$325.40.**

Motion by Riese, seconded by Brookhouser to adopt RESOLUTION NO. 14-047 by title only:

**RESOLUTION NO. 14-047**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LOCATED AT 202 SOUTH 6TH STREET, PLATTSMOUTH, NEBRASKA; Parcel #130057428 IN THE AMOUNT OF \$325.40.**

WHEREAS, the owner of 202 South 6<sup>th</sup> Street failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$325.40; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at 202 S 6<sup>th</sup> Street, Plattsmouth, NE 68048; Parcel #130057428 PLATTSMOUTH - OT N77' LOTS 5 & 6 BLK 44~specially benefitted the same in the amount of \$325.40 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-047 in to the record by title only. ROLL CALL: Yes-Kerns, Porter, Dugan, Tilson, Derby, Brookhouser, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 L

Council member Brookhouser introduced a resolution numbered and titled as follows:  
**RESOLUTION NO. 14-048: 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 \$296.40**

Motion by Brookhouser, seconded by Tilson to adopt RESOLUTION NO. 14-048 by title only:

**RESOLUTION NO. 14-048**

**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 \$296.40.**

WHEREAS, the owner of 623 South 9<sup>th</sup> Street failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$296.40; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at 623 S 9<sup>th</sup> Street, Plattsmouth, NE 68048; Parcel #130012297 PLATTSMOUTH – STADELMANN'S ADD LOTS 14 & 15 BLK 2~specially benefitted the same in the amount of \$296.40 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-048 in to the record by title only. ROLL CALL: Yes-Wiemer, Riese, Brookhouser, Porter, Kerns, Derby, Tilson and Dugan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 M

Council member Wiemer introduced a resolution numbered and titled as follows: RESOLUTION NO. 14-044: **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 \$511.40**

Motion by Wiemer, seconded by Derby to adopt RESOLUTION NO. 14-044 by title only:

**RESOLUTION NO. 14-044**

**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 \$511.40.**

WHEREAS, the owner of 426 Avenue A failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$511.40; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at 426 Avenue A, Plattsmouth, NE 68048; Parcel #130004030 PLATTSMOUTH - OT LOT 9 BLK 18~~specially benefitted the same in the amount of \$511.40 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-044 in to the record by title only. ROLL CALL: Yes-Tilson, Riese, Kerns, Brookhouser, Wiemer, Porter, Dugan and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 N

Council member Riese introduced a resolution numbered and titled as follows: **RESOLUTION NO. 14-046: 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 \$541.40**

Motion by Riese, seconded by Dugan to adopt RESOLUTION NO. 14-046 by title only:

**RESOLUTION NO. 14-046**

**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 \$541.40.**

WHEREAS, the owner of 1108 Lincoln Avenue failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$541.40; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at 1108 Lincoln Avenue, Plattsmouth, NE 68048; Parcel #130016276 PLATTSMOUTH - O'NEILL'S ADD LOT 1 EXC S62.82' BLK 9~specially benefitted the same in the amount of \$541.40 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-046 in to the record by title only. ROLL CALL: Yes-Derby, Riese, Brookhouser, Porter, Dugan, Kerns, Tilson and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 O

Council member Riese introduced a resolution numbered and titled as follows: **RESOLUTION NO. 14-056: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LEGALLY DESCRIBED AS PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 9; Parcel #130295760 IN THE AMOUNT OF \$173.36**

Motion by Riese, seconded by Wiemer to adopt RESOLUTION NO. 14-056 by title only:

**RESOLUTION NO. 14-056**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LEGALLY DESCRIBED AS PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 9; Parcel #130295760 IN THE AMOUNT OF \$173.36.**

WHEREAS, the owner of PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 9 failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$173.36; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at Parcel #130295760 PLATTSMOUTH -MEADOW HEIGHTS ESTATES LOT 9~specially benefitted the same in the amount of \$173.36 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-056 in to the record by title only. ROLL CALL: Yes-Riese, Kerns, Wiemer, Derby, Brookhouser, Porter, Tilson and Dugan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 P

Council member Brookhouser introduced a resolution numbered and titled as follows: RESOLUTION NO. 14-057: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LEGALLY DESCRIBED AS PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 13B; Parcel #130393775 IN THE AMOUNT OF \$173.36**

Motion by Brookhouser, seconded by Porter to adopt RESOLUTION NO. 14-057 by title only:



**RESOLUTION NO. 14-057**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LEGALLY DESCRIBED AS PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 13B; Parcel #130393775 IN THE AMOUNT OF \$173.36.**

WHEREAS, the owner of PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 13B failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$173.36; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at Parcel #130393775 PLATTSMOUTH – MEADOW HEIGHTS ESTATES LOT 13B~specially benefitted the same in the amount of \$173.36 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-057 in to the record by title only. ROLL CALL: Yes-Wierner, Brookhouser, Riese, Tilson, Porter, Dugan, Derby and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 Q

Council member Wierner introduced a resolution numbered and titled as follows: RESOLUTION NO. 14-058: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY**

**OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LEGALLY DESCRIBED AS PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 8B; Parcel #130393776 IN THE AMOUNT OF \$173.36**

Motion by Wiemer, seconded by Dugan to adopt RESOLUTION NO. 14-058 by title only:

**RESOLUTION NO. 14-058**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LEGALLY DESCRIBED AS PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 8B; Parcel #130393776 IN THE AMOUNT OF \$173.36.**

WHEREAS, the owner of PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 8B failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$173.36; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at Parcel #130393776 PLATTSMOUTH – MEADOW HEIGHTS ESTATES LOT 8B~specially benefitted the same in the amount of \$173.36 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-058 in to the record by title only. ROLL CALL: Yes-Tilson, Derby, Porter, Brookhouser, Kerns, Dugan, Wiemer and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 R

Council member Riese introduced a resolution numbered and titled as follows: RESOLUTION NO. 14-059: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LEGALLY DESCRIBED AS PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 8A; Parcel #130295841 IN THE AMOUNT OF \$173.36**

Motion by Riese, seconded by Porter to adopt RESOLUTION NO. 14-059 by title only:

**RESOLUTION NO. 14-059**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA, SPECIALLY ASSESSING THE REAL ESTATE LEGALLY DESCRIBED AS PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 8A; Parcel #130295841 IN THE AMOUNT OF \$173.36.**

WHEREAS, the owner of PLATTSMOUTH-MEADOW HEIGHTS ESTATES LOT 8A failed to correct a nuisance threat following notice to do so and the City abated the same at a cost of \$173.36; and

WHEREAS, evidence was received at a public hearing on the special benefit to the property.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds and determines that the City's abatement of the nuisance at Parcel #130295841 PLATTSMOUTH – MEADOW HEIGHTS ESTATES LOT 8A~specially benefitted the same in the amount of \$173.36 and that said amount is hereby levied against said property which shall be due in a single payment not later than February 3, 2016, at which time the assessment shall be delinquent.

BE IT FURTHER RESOLVED that this special assessment shall become due on or before February 3, 2015, which is fifty days after the date of the public hearing and may be paid within that time without interest. If not paid by said date, interest shall accrue at the rate of seven percent (7%) per annum until paid, and if not paid by the delinquency date, an additional two percent (2%) will be added so the interest shall accrue at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED that the City Clerk certify a copy of this levy to the County Clerk and County Treasurer of Cass County, Nebraska for spreading on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

PASSED AND APPROVED this 15<sup>th</sup> day of December 2014.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read RESOLUTION NO. 14-059 in to the record by title only. ROLL CALL: Yes-Dugan, Riese, Tilson, Brookhouser, Kerns, Porter, Derby and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

Mayor Lambert indicated the need for the council to go in to Closed Session to protect the public interest with regard to real estate negotiations. 8:13 p.m. Motion by Riese, seconded by Brookhouser to convene to Closed Session to protect the public interest with regard to real estate negotiations. ROLL CALL: Yes-Tilson, Wiemer, Derby, Riese, Brookhouser, Porter, Kerns and Dugan. No-None. Absent-None. Abstain-None. MOTION CARRIED. Mayor Lambert again stated that the Closed Session was to protect the public interest with regard to real estate negotiations.

9:28 p.m. Motion by Porter, seconded by Tilson to reconvene in to regular session. ROLL CALL: Yes-Dugan, Derby, Porter, Brookhouser, Tilson, Kerns, Wiemer and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 13

9:35 p.m. Motion by Porter, seconded by Kerns to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk