

## PLATTSMOUTH CITY COUNCIL

January 16, 2017

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 January 16, 2017 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: John Porter, Terry Kerns, Jeanie Brookhouser, Cheryl Grimshaw, Steve Riese, Wanda Wiemer and Doug Derby. Council Members Absent: Joe Dugan. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer and City Attorney Larry Welch Jr.

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.

### ITEM 6-MAYORAL PROCLAMATIONS

#### ITEM 6 A

Mayor Lambert stated that there are 57 TeamMate Mentors paired with Plattsmouth High School students and additional mentors are needed to meet the needs of youth in the community. Mayor Lambert proclaimed "January 2017 National Mentoring Month" in the City of Plattsmouth.

### ITEM 7 CONSENT AGENDA

Motion by Kerns, seconded by Brookhouser to approve the Consent Agenda as presented:

- A Consider approval of the January 3, 2017 City Council Meeting Minutes
- B Consider approval of the Mayor's recommendation of appointment/reappointments to the Historic Preservation Board: Appointment of Roger Johnson to a 3 year term expiring 01/2020 to fill the expired term of Harlan Seyfer; Reappointment of Don Gappa to a 3 year term ending 01/2020; and Reappointment of Jennifer Roby to a 3 year term ending 01/2020
- C Consider approval of claims

Claims Register Report as of 1/16/17

Dept Name / Vendor Name Amount

Pay Date: 1/6/17

Com Ctr 7525.7

EMS 10236.72

General 14613.91

Library 6776.32

Parks and Cemetery 2444.8

Police 41364.77

Senior 1994.64

Street 12150.18

Water and Sewer 13795.92

110902.96

Various

AMERITAS 15146.46

CENTRAL UNITED LIFE INSURANCE 265.44

COLLECTION SERVICES CENTER 280.8

FRATERNAL ORDER OF POLICE 180

INTERNAL REVENUE SERVICE 27151.53

NEBRASKA DEPARTMENT OF REVENUE 3801.64

PLATTSMOUTH COMMUNITY CENTER 2129.88

PLATTSMOUTH STATE BANK 720.01

Department : 01 - GENERAL ADMINISTRATION

CASS COUNTY REGISTER OF DEEDS 40

IRINA A HARRINGTON 75

KATHRYN SHARP 125

KONICA MINOLTA BUSINESS SOLUTIONS 133.98

MICROFILM IMAGING SYSTEMS 75

MULLENAX AUTO SUPPLY 11.67

NEBRASKA PUBLIC POWER DISTRICT 297.56

OFFICE DEPOT INC 126.95

SCHNEIDER AGENCY INC 54013.7

SHELL FLEET PLUS 33.33

THE COLUMBUS TELEGRAM 150.15

TYLER TECHNOLOGIES 443.3

WASTE CONNECTIONS OF NEBRASKA INC 54.39

WINDSTREAM 240.11

Department : 02 - HUMANE/CODE ENFORCEMENT

JACKS UNIFORMS & EQUIPMENT 59.9

NEBRASKA PUBLIC POWER DISTRICT 225.71

SHELL FLEET PLUS 89.05

Department : 03 - EMS

BARONI ENTERPRISES 833.44  
BOUND TREE MEDICAL LLC 1018.08  
IDEAL PURE WATER 36.25  
KONICA MINOLTA BUSINESS SOLUTIONS 22.33  
NEBRASKA PUBLIC POWER DISTRICT 250.36  
SHELL FLEET PLUS 417.3  
WALKERS INC 13.87  
WASTE CONNECTIONS OF NEBRASKA INC 17.14

Department : 04 - POLICE

CASS COUNTY REGISTER OF DEEDS 30  
DAVID WALKER 136.86  
JACKS UNIFORMS & EQUIPMENT 141.99  
JEFF HENRY CHEVROLET 40.97  
KONICA MINOLTA BUSINESS SOLUTIONS 88.47  
METRO CHIEFS ASSOCIATION 35  
PAPILLION FOREIGN MOTORS INC 53.45  
SHELL FLEET PLUS 1564.09  
THE COLUMBUS TELEGRAM 24.82

Department : 05 - STREET

AGRIVISION EQUIPMENT GROUP LLC 5013.85  
BGNE INC 196.3  
CINTAS CORPORATION #749 265.04  
DULTMEIER SALES LLC 21.35  
EGAN SUPPLY CO 31.26  
ENVIROTECH SERVICES INC 5716.62  
FASTENAL COMPANY 9.71  
HD SUPPLY CONSTRUCTION & INDUSTRIAL WHITE CAP 280  
KENNETH HEIN 15000  
LINDER TIRE & AUTO INC 245  
MENARDS 69.49  
MULLENAX AUTO SUPPLY 504.42  
NEBRASKA IOWA SUPPLY CO INC 1531.14  
NEBRASKA PUBLIC POWER DISTRICT 7891.15  
RHOMAR INDUSTRIES INC 544.62  
SHAW HARDWARE STORE 46.68  
SHELL FLEET PLUS 379.48  
TITAN MACHINERY 1285.79  
WASTE CONNECTIONS OF NEBRASKA INC 137.29  
WINDSTREAM 92.85

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 513.44  
BIBLIOTHECA INC 2239.5

CENTER POINT LARGE PRINT 43.14  
CHARTER BUSINESS 26  
KONICA MINOLTA BUSINESS SOLUTIONS 59.13  
MEESKE ACE HARDWARE 19.68  
NEBRASKA PUBLIC POWER DISTRICT 402.81  
OCLC ONLINE COMPUTER LIBRARY CENTER INC 118.93  
STEPHEN C WARGA 27  
WASTE CONNECTIONS OF NEBRASKA INC 17.13  
WINDSTREAM 113.39

Department : 07 - PARKS  
CHARTER BUSINESS 33.87  
EGAN SUPPLY CO 189.64  
FASTENAL COMPANY 11.39  
LINDER TIRE & AUTO INC 6  
MULLENAX AUTO SUPPLY 196.07  
NEBRASKA PUBLIC POWER DISTRICT 212.49  
NORMAN ROSE 160  
OREILLY AUTOMOTIVE INC 15.24  
SHAW HARDWARE STORE 26.08  
SHELL FLEET PLUS 222.84  
WASTE CONNECTIONS OF NEBRASKA INC 128.52

Department : 08 - CEMETERY  
BLACK HILLS ENERGY 117.71  
MULLENAX AUTO SUPPLY 5.09  
SHELL FLEET PLUS 95.49  
WINDSTREAM 109.59

Department : 10 - FIRE  
BARONI ENTERPRISES 833.43  
IDEAL PURE WATER 36.25  
INTERSTATE POWER SYSTEMS INC 2195.32  
KONICA MINOLTA BUSINESS SOLUTIONS 22.33  
MULLENAX AUTO SUPPLY 165.43  
NEBRASKA PUBLIC POWER DISTRICT 250.35  
OFE OIL INC 702.56  
WALKERS INC 13.88  
WASTE CONNECTIONS OF NEBRASKA INC 17.14

Department : 11 - SENIOR CITIZEN CTR  
CHARTER BUSINESS 135.02  
NEBRASKA PUBLIC POWER DISTRICT 578.27  
OFE OIL INC 28  
OFFICE DEPOT INC 129.54  
STEUBES THRIFTWAY 268.13  
WALKERS INC 98.7

Department : 16 - ECONOMIC DEVELOPMENT  
REBEL INTERACTIVE INC 831.26

Department : 17 - COMMUNITY CENTER  
ANTHONY MORENO 102.72  
BARONI ENTERPRISES 80  
CHARTER BUSINESS 405.07  
FIRE GUARD INC 1174.42  
J & G HANCOCK LLC 80  
MICHAEL LENNEN 36.38  
NEBRASKA PUBLIC POWER DISTRICT 5204.47  
OFFICE DEPOT INC 16.41  
OKEEFE ELEVATOR CO INC 173.22  
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 21.44  
SWANK MOTION PICTURES INC 363  
WALKERS INC 86.4  
WASTE CONNECTIONS OF NEBRASKA INC 118.84

Department : 18 - AQUATIC  
NEBRASKA PUBLIC POWER DISTRICT 116.71

Department : 19 - ECONOMIC DEV - DTR PHASE 2  
SOUTHEAST NE DEVELOPMENT DISTRICT 10654.55

Department : 20 - WATER  
AMERICAN WATER WORKS ASSOC 187  
DUGAN BUSINESS FORMS 94.27  
FASTENAL COMPANY 67.88  
HD SUPPLY WATERWORKS LTD 681.41  
LYMAN RICHEY CORPORATION 566.93  
MATHESON TRI-GAS INC 1785.7  
MULLENAX AUTO SUPPLY 138.02  
MUNICIPAL SUPPLY INC 231.52  
NEBRASKA PUBLIC POWER DISTRICT 7791.76  
NEBRASKA RURAL WATER 275  
ONE CALL CONCEPTS INC 13.23  
PETTY CASH WATER DEPARTMENT 458.53  
SCHNEIDER AGENCY INC 9425.65  
SHELL FLEET PLUS 656.87  
SOUTHEAST NE DEVELOPMENT DISTRICT 5432.25  
THE FRAZIER COMPANY 374.18  
WINDSTREAM 172.56

Department : 24 - DRUG FORFEITURE  
JEFF HENRY CHEVROLET 400  
NEBRASKA DEPT OF MOTOR VEHICLES 26.4

Department : 30 - SEWER

DUGAN BUSINESS FORMS 94.27  
EGAN SUPPLY CO 31.26  
HD SUPPLY FACILITIES MAINTENANCE LTD 178.3  
MIDWEST LABORATORIES INC 373  
NEBRASKA PUBLIC POWER DISTRICT 2155.84  
ONE CALL CONCEPTS INC 13.23  
RAILROAD MANAGEMENT COMPANY III LLC 637.61  
SCHNEIDER AGENCY INC 9425.65  
SHAW HARDWARE STORE 2.8  
SHELL FLEET PLUS 252.44  
WASTE CONNECTIONS OF NEBRASKA INC 50.17  
WINDSTREAM 50.32

Department : 37 - ECONOMIC DEVELOPMENT - RIVER FRONT  
OLMSTED & PERRY ENGINEERING 4275.52

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

#### ITEM 8-UNFINISHED BUSINESS

There were no UNFINISHED BUSINESS items for the Council to consider.

#### ITEM 9-NEW BUSINESS

##### ITEM 9 A

Craig Vincent, Nebraska Public Power District Account Manager gave a Power Point presentation updating the Mayor and Council on the LED Lighting Project via telephone. The advantages of LED street lighting were discussed and also the fact that the cost of the change from HPS (High Pressure Sodium) and VM (Mercury Vapor) to LED (Light Emitting Diode) would be paid for by Nebraska Public Power District.

Council member Porter introduced a resolution numbered and titled as follows: RESOLUTION NO. 17-001: Adopt Amendment No. 2 by and between the City of Plattsmouth and Nebraska Public Power District to extend the term of the Professional Retail Operations Agreement for a term of not less than fifteen (15) years, through March 31, 2032, and not more than twenty-five (25) years, through March 31, 2042.

Motion by Porter, seconded by Riese to adopt RESOLUTION NO. 17-001:

#### **RESOLUTION NO. 17-001**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF PLATTSMOUTH APPROVING THE ADOPTION OF AMENDMENT NO. 2 TO PROFESSIONAL RETAIL OPERATIONS AGREEMENT BETWEEN NEBRASKA PUBLIC POWER DISTRICT AND THE CITY OF PLATTSMOUTH FOR THE PURPOSE OF**

**EXTENDING THE TERM, SETTING AN EFFECTIVE DATE, AND TO AUTHORIZE PUBLISHING NOTICE OF TRANSACTION.**

**WHEREAS**, the City owns its electric distribution system, and

**WHEREAS**, the amendment to extend the term of the Professional Retail Operations Agreement on file with the Council has been proposed by Nebraska Public Power District (NPPD) and fully discussed and explained, and

**WHEREAS**, it is determined that it would be desirable to enter into said amendment to the Professional Retail Operations Agreement.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The said Amendment No. 2 to the Professional Retail Operations Agreement is approved and the Mayor is authorized to execute it, and the City Clerk to attest it on behalf of the City.

2. Notice of this transaction shall be given by publication once each week for three (3) successive weeks, of the following Notice:

**NOTICE OF TRANSACTION**

The Council has approved a Resolution authorizing execution on behalf of the City of an amendment to the Professional Retail Operations Agreement (Agreement) between Nebraska Public Power District and the City of Plattsmouth, Nebraska. The Agreement is on file with the City Clerk and available for inspection. It contains provisions summarized as follows:

1. The City will extend the lease of its electric distribution system to Nebraska Public Power District for a term of not less than fifteen (15) years from the effective date of the amendment and not more than twenty-five (25) years; provided, if either party terminates the Agreement at any time between year fifteen (15) and year twenty-five (25) of the term, the City will continue to take service from NPPD under NPPD's standard Wholesale Power Contract, and such Wholesale Power Contract shall remain in effect through the remainder of the twenty-five (25) year term.

2. During the term of the Agreement, NPPD will pay to the City an amount equal to twelve percent (12%) of the retail revenues from the electric distribution system, adjusted to eliminate revenues from tax-supported agencies, fuel cost, and similar adjustments. NPPD will maintain the electric distribution system, will make payments in lieu of taxes as required by law, and will provide insurance, as set out in the Agreement.

This Notice will be published in the Plattsmouth Journal once each week for three (3) successive weeks. If, within thirty (30) days after the last publication thereof, a referendum petition signed by qualified electors of the City equal in number to at least twenty percent (20%) of the votes cast at the last general municipal election shall be filed with the City Clerk, this

transaction shall not become effective until it has been approved by a vote of the electors. If no such petitions are filed, the transaction shall become effective at the expiration of said thirty (30) day period.

ATTEST:

CITY OF PLATTSMOUTH, NEBRASKA

\_\_\_\_\_  
Sandra J. Meyer, City Clerk

By: \_\_\_\_\_  
R. Paul Lambert, Mayor

Erv Portis, City Administrator read RESOLUTION NO. 17-001 in to the record by title only. ROLL CALL: Yes-Kerns, Wiemer, Brookhouser, Grimshaw, Derby, Riese and Porter. No-None. Absent-Dugan. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Riese, seconded by Porter to approve the First Amendment to the Professional Service/Consultant Agreement by and between the City of Plattsmouth and the Southeast Nebraska Development District (SEND) as part of the 2014 CDBG Comprehensive Investment Strategy – Phase 2 (Year 2 Implementation), under contract number 14-CIS-004; and authorize the Mayor to execute the Amendment. Following discussion, ROLL CALL: Yes-Derby, Wiemer, Riese, Grimshaw, Brookhouser and Porter. No-None. Absent-Dugan. Abstain-Kerns. MOTION CARRIED.

ITEM 12

7:57 p.m. Motion by Porter, seconded by Grimshaw to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk