

PLATTSMOUTH CITY COUNCIL

September 18, 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 September 18, 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, Joe Dugan, Wanda Wiemer and Doug Derby. Council Members Absent: None. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer and City Attorney Stephen Q. Preston.

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.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on September 7, 2017 in the Plattsmouth Journal. The Open Meetings Act is posted on the bulletin board in the City Council chambers. A copy of the agenda and all documents to be discussed is available to the public. We will follow the agenda that was made available to the public.

Please silence cell phones.

ITEM 5-CITIZEN DELEGATION

No one spoke at Citizen Delegation.

ITEM 6-MAYORAL PROCLAMATIONS

Mayor Lambert proclaimed September 17, 2017 as "Father David Day" in the City of Plattsmouth in honor of Father David Azambawu's tenure at Church of the Holy Spirit in Plattsmouth Nebraska and presented the proclamation to Father David on September 17, 2017.

ITEM 7 CONSENT AGENDA

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

- A Consider approval of the September 5, 2017 City Council Meeting Minutes
- B Consider recommendation of approval of a Special Designated License filed by Veterans of Foreign Wars dba VFW 2543, 510 1st Avenue, NE for an event, Cruizin Main, being held at the Plattsmouth Entertainment Plaza, South 4th Street and Main; Main Street-7th Street to 3rd Street; North 4th Street-Main to Avenue A; North 5th Street-Main to East/West Alley ½ block north; North 6th Street-Main to Avenue A; South 6th Street-Main to 1st Avenue; and South 5th Street-Main to 1st

Avenue, Plattsmouth on October 6, 2017 at 3:00 p.m. to 11:00 p.m. with an alternate date of October 13, 2017

C Consider approval of claims

Claims Register Report as of 9/18/17

Dept Name / Vendor Name Amount

Pay Date: 9/15/17 109075.23
Com Ctr 8396.72
EMS 10294.89
General 14020.66
Library 7149.19
Parks and Cemetery 4084.8
Police 40059.29
Senior 1560.42
Street 13612.93
Water and Sewer 9896.33

Various

Vendor Name

ACCREDITED COLLECTION SERVICE 104.68
AMERITAS 14694.64
EYE MED VISION CARE 384.92
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 26679.44
NEBRASKA DEPARTMENT OF REVENUE 3699.57
NEBRASKA STATE TREASURER 1371.62
PLATTSMOUTH STATE BANK 799.28

Department : 01 - GENERAL ADMINISTRATION
CHARTER BUSINESS 130
DISCOVERY BENEFITS INC 5.25
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 12
IDEAL PURE WATER 17.07
IRINA A HARRINGTON 75
KONICA MINOLTA BUSINESS SOLUTIONS 198.67
MICROFILM IMAGING SYSTEMS 75
NEBRASKA DEPARTMENT OF REVENUE 25
NEBRASKA PUBLIC POWER DISTRICT 630.16
SHELL FLEET PLUS 40.36
THE COLUMBUS TELEGRAM 279.95
VERIZON WIRELESS 83.31
WASTE CONNECTIONS OF NEBRASKA INC 57.11
WINDSTREAM 238.17

Department : 02 - HUMANE/CODE ENFORCEMENT
FIRST WIRELESS 96
NEBRASKA PUBLIC POWER DISTRICT 63.65
PLATTSMOUTH ANIMAL HOSPITAL PC 81
SHELL FLEET PLUS 203.4
VERIZON WIRELESS 40.01

Department : 03 - EMS
BLACK HILLS ENERGY 23.67
BOUND TREE MEDICAL LLC 207.9
CHARTER BUSINESS 7.89
DISCOVERY BENEFITS INC 5.25
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 6.59
KONICA MINOLTA BUSINESS SOLUTIONS 16.25
MATHESON TRI-GAS INC 387.69
NEBRASKA PUBLIC POWER DISTRICT 357.06
SHELL FLEET PLUS 381.31
VERIZON WIRELESS 224.23
WALKERS INC 13.87
WASTE CONNECTIONS OF NEBRASKA INC 18
WINDSTREAM 176.52

Department : 04 - POLICE
CASS COUNTY REGISTER OF DEEDS 80
DISCOVERY BENEFITS INC 42
GREAT PLAINS UNIFORMS 395
JACKS UNIFORMS & EQUIPMENT 612.83
KAHLER CONSTRUCTION 4260
KONICA MINOLTA BUSINESS SOLUTIONS 57.18
LEROY LEWIS 189.94
SCOTT MERRIMAN INC 810.45
SHELL FLEET PLUS 1501.52
THE COLUMBUS TELEGRAM 1100
TODD HAMMOND 378.11
VERIZON WIRELESS 171.85
WINDSTREAM 340.89

Department : 05 - STREET
AARON JAMES MEYER 27090.36
AGRIVISION EQUIPMENT GROUP LLC 102.99
ALLIED OIL & TIRE CO 523.25
CINTAS CORPORATION #749 504.14
DISCOVERY BENEFITS INC 10.5
FIRE GUARD INC 361.21
JOHN PITZER SALES 3120
LINDER TIRE & AUTO INC 210
LYLE SIGNS INC 728.34
MEESKE ACE HARDWARE 25.77

MICHAEL TODD & COMPANY INC 457.05
MULLENAX AUTO SUPPLY 392.8
NEBRASKA PUBLIC POWER DISTRICT 6555.33
PAVERS INC 1954.96
SHELL FLEET PLUS 702.39
VERIZON WIRELESS 166.62
VOGEL TRAFFIC SERVICES 4681.2
WASTE CONNECTIONS OF NEBRASKA INC 144.15
WINDSTREAM 94.8

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1946.81
CLIA LABORATORY PROGRAM 150
DEMCO 83.02
KIRSTEN WOOD 10.19
KONICA MINOLTA BUSINESS SOLUTIONS 89.17
NEBRASKA PUBLIC POWER DISTRICT 573.72
OCLC ONLINE COMPUTER LIBRARY CENTER INC 136.34
R & R AUTO BODY 325
WASTE CONNECTIONS OF NEBRASKA INC 17.99

Department : 07 - PARKS

AGRIVISION EQUIPMENT GROUP LLC 157.74
AVERY RENTS 145.8
FIRE GUARD INC 95.62
LINDER TIRE & AUTO INC 102
MULLENAX AUTO SUPPLY 2.11
NEBRASKA PUBLIC POWER DISTRICT 233.08
OREILLY AUTOMOTIVE INC 26.61
SHELL FLEET PLUS 275.62
VERIZON WIRELESS 31.51
WASTE CONNECTIONS OF NEBRASKA INC 134.95

Department : 08 - CEMETERY

BLACK HILLS ENERGY 22.07
DISCOVERY BENEFITS INC 5.25
FIRE GUARD INC 29.7
MULLENAX AUTO SUPPLY 89.94
PRUITT OUTDOOR POWER 212.11
SHELL FLEET PLUS 118.12
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 15.68
VERIZON WIRELESS 31.51

Department : 10 - FIRE

ALERT-ALL CORPORATION 3224.48
BLACK HILLS ENERGY 23.68
CHARTER BUSINESS 7.88
FIRE GUARD INC 254.55

FIRST BANKCARD 259.96
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 6.6
GALLS 115.67
KONICA MINOLTA BUSINESS SOLUTIONS 16.26
MAIN STREET JEWELERS 156
MULLENAX AUTO SUPPLY 54.61
NEBRASKA PUBLIC POWER DISTRICT 357.05
STEUBES THRIFTWAY 64.03
WALKERS INC 13.88
WASTE CONNECTIONS OF NEBRASKA INC 17.99
WINDSTREAM 176.53

Department : 11 - SENIOR CITIZEN CTR
BARONI ENTERPRISES 98
CHARTER BUSINESS 140.26
NEBRASKA PUBLIC POWER DISTRICT 828.04
OFE OIL INC 82.7
STEUBES THRIFTWAY 186.52
THE THOMPSON COMPANY 4887.4

Department : 17 - COMMUNITY CENTER
ALEGENT CREIGHTON HEALTH 385
AQUA CHEM INC 250
CHARTER BUSINESS 420.8
EGAN SUPPLY CO 206.51
FERGUSON ENTERPRISES 44
FIRE GUARD INC 789.81
KONICA MINOLTA BUSINESS SOLUTIONS 110.53
NEBRASKA PUBLIC POWER DISTRICT 7452.37
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 7.99
VERIZON WIRELESS 51.8
WALKERS INC 86.4
WASTE CONNECTIONS OF NEBRASKA INC 124.78

Department : 18 - AQUATIC
CHARTER BUSINESS 36.2
NEBRASKA PUBLIC POWER DISTRICT 1549.47

Department : 20 - WATER
ALEGENT CREIGHTON HEALTH 70
DISCOVERY BENEFITS INC 15.75
DPC INDUSTRIES INC 1696.97
FIRE GUARD INC 82.7
NEBRASKA DEPARTMENT OF REVENUE 25
NEBRASKA PUBLIC POWER DISTRICT 91.05
ONE CALL CONCEPTS INC 67.11
PETTY CASH WATER DEPARTMENT 439.33
SHELL FLEET PLUS 263.97

SOUTHEAST NE DEVELOPMENT DISTRICT 5983.1
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 35.98
TRANSWOOD LOGISTICS INC 814.39
VERIZON WIRELESS 94.53
VESSCO INC 729.17
WINDSTREAM 172.39

Department : 24 - DRUG FORFEITURE
VERIZON WIRELESS 54.82

Department : 30 - SEWER
DPC INDUSTRIES INC 720
FIRE GUARD INC 82.7
MIDWEST LABORATORIES INC 550
MIDWEST PLASTICS INC 414.4
SHELL FLEET PLUS 141.76
VERIZON WIRELESS 51.8
WASTE CONNECTIONS OF NEBRASKA INC 52.68
WINDSTREAM 49.86

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Mayor Lambert recognized a number of cyclists in the audience attending the meeting. The Mayor also noted the attendance of Rita Sanders, Mayor of Bellevue and thanked her for the City of Bellevue's support of the U.S. Highway 34 Bike and Walking Trail. Julie Harrison, Executive Director of Nebraska Bicycling Alliance voiced support of the project and stated that the collaboration of the regional partners on this project was amazing. David Martins, 19514 Waters Edge Circle, Plattsmouth spoke in favor of the project. Motion by Porter seconded by Kerns to approve an Interlocal Cooperation Agreement for a U.S. Highway 34 Bike and Walking Trail by and between the Metropolitan Area Planning Agency (MAPA), City of Bellevue, Papio Missouri River Natural Resources District (PMRNRD), Lower Platte South Natural Resources District, Sarpy County, Cass County, and the City of Plattsmouth; and authorize the Mayor to execute the Agreement. Following discussion, ROLL CALL: Yes-Kerns, Wiemer, Grimshaw, Dugan, Brookhouser, Porter, Riese and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Pursuant to publication, Mayor Lambert opened a Public Hearing at 7:13 p.m. to hear and consider public comment regarding proposed City of Plattsmouth Fiscal Year October 1, 2017

through September 30, 2018 Budget. Ervin Portis, City Administrator gave an overview of the proposed City of Plattsmouth Fiscal Year October 1, 2017 through September 30, 2018 Budget. No one else spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the Public Hearing at 7:40 p.m.

ITEM 9 B

Pursuant to publication, Mayor Lambert opened a Public Hearing at 7:41 p.m. to hear and receive public comment regarding setting of the final tax request at a different amount for Fiscal Year October 1, 2017 through September 30, 2018 than the prior year tax request. No one spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the Public Hearing at 7:42 p.m.

ITEM 9 C

Council member Riese introduced a resolution numbered and titled as follows:
RESOLUTION NO. 17-009: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE THE PLATTSMOUTH AIRPORT AUTHORITY TO BUDGET \$45,639 FOR THE AIRPORT GENERAL FUND AND \$3,216 DOLLARS FOR THE AIRPORT BOND FUND, WITH LEVIES of 0.016284 AND 0.001147, RESPECTIVELY.

Motion by Riese, seconded by Porter to adopt RESOLUTION NO. 17-009:

RESOLUTION NO. 17-009

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO AUTHORIZE THE PLATTSMOUTH AIRPORT AUTHORITY TO BUDGET \$45,639 FOR THE AIRPORT GENERAL FUND AND \$3,216 DOLLARS FOR THE AIRPORT BOND FUND, WITH LEVIES of 0.016284 AND 0.001147, RESPECTIVELY.

WHEREAS, the Plattsmouth Airport Authority submitted its proposed budget to the Mayor and City Council on or before August 1, 2017.

WHEREAS, the Plattsmouth Airport Authority has requested authorization to budget its general fund \$45,639.

WHEREAS, the Plattsmouth Airport Authority has requested authorization to budget \$3,216 for its bond fund.

WHEREAS, the County Assessor's certified valuation for the Plattsmouth Airport Authority is \$280,273,836.

NOW, THEREFORE, BE IT RESOLVED that the Plattsmouth Airport Authority is authorized to budget for its general fund \$45,639 with a levy of 0.016284 and \$3,216 with a levy of 0.001147 for its bond fund.

PASSED AND APPROVED this 18th day of September 2017.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

Ervin Portis, City Administrator read RESOLUTION NO. 17-009 in to the record by title only. Following discussion, ROLL CALL: Yes-Derby, Porter, Wiemer, Kerns, Dugan, Brookhouser and Riese. No-Grimshaw. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 D

Council member Porter introduced a resolution numbered and titled as follows: RESOLUTION NO. 17-007: **A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ADOPT THE BUDGET FOR FISCAL YEAR OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2018 AND TO SET THE SAME USING THE BASE LIMITATION PERCENTAGE INCREASE OF 2.5% AND ALSO USING THE ADDITIONAL 1% INCREASE.**

Motion by Porter seconded by Wiemer to adopt RESOLUTION NO. 17-007:

RESOLUTION NO. 17-007

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ADOPT THE BUDGET FOR FISCAL YEAR OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2018 AND TO SET THE SAME USING THE BASE LIMITATION PERCENTAGE INCREASE OF 2.5% AND ALSO USING THE ADDITIONAL 1% INCREASE.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA:

WHEREAS a special public hearing was held as required by law to hear and consider comments concerning the budget for the fiscal year of October 1, 2017 through September 30, 2018.

NOW, THEREFORE, BE IT RESOLVED that the budget is adopted for fiscal year of October 1, 2017 through September 30, 2018 with a dollar requirement totaling \$1,376,630.00.

BE IT FURTHER RESOLVED that the budget limit for 2017-2018 is set using the base limitation percentage increase of 2.5% and also using the additional 1% increase approved by this resolution.

BE IT FURTHER RESOLVED that the City Clerk is directed on behalf of the City of Plattsmouth to certify the budget and dollar requirements to the County Board and County Clerk of Cass County, Nebraska, and is further directed to file or cause the same to be filed with the State Auditor of Public Accounts, on or before September 20, 2017.

PASSED AND APPROVED this 18th day of September 2017.

By: /s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

Ervin Portis, City Administrator read RESOLUTION NO. 17-007 in to the record by title only. ROLL CALL: Yes-Grimshaw, Riese, Kerns, Wiemer, Brookhouser, Dugan, Derby and Porter. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 E

Council member Kerns introduced a resolution numbered and titled as follows: **RESOLUTION NO. 17-008: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO SET THE TAX REQUEST FOR THE BUDGET FOR FISCAL YEAR OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2018.**

Motion by Kerns seconded by Derby to adopt RESOLUTION NO. 17-008:

RESOLUTION NO. 17-008

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO SET THE TAX REQUEST FOR THE BUDGET FOR FISCAL YEAR OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2018.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA:

WHEREAS *Neb. Rev. Stat. § 77-1601.02* provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the City Council of the City of Plattsmouth passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS a special public hearing was held as required by law to hear and consider comments concerning the final tax request for the fiscal year October 1, 2017 through September 30, 2018; and

WHEREAS it is in the best interests of the City of Plattsmouth that the amount of the property tax request for the current fiscal year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, BE IT RESOLVED that the following tax levy is adopted for the fiscal year October 1, 2017 through September 30, 2018 with a dollar requirement totaling \$1,376,630.00 based on a combined tax rate of \$0.491173 per \$100.00 of taxable valuation as

follows: (1) a rate of \$0.041566 per \$100.00 of valuation for the bond levy in the total amount of \$116,500.00 and (2) a rate of \$0.449607 per \$100.00 of valuation for general operating expenses in the total amount of \$1,260,130.00 (consisting of \$0.329207 per \$100.00 of valuation for general operating expenses in the total amount of \$922,680.00 and \$0.120400 per \$100.00 of valuation for other debt service in the total amount of \$337,450.00).

BE IT FURTHER RESOLVED that the Mayor and City Council of the City of Plattsmouth adopt a property tax request different than the amount of the tax request for the prior year.

BE IT FURTHER RESOLVED that the City Clerk is directed on behalf of the City of Plattsmouth to certify the tax request and dollar requirements to the County Board and County Clerk of Cass County, Nebraska, and is further directed to file or cause the same to be filed with the State Auditor of Public Accounts, on or before September 20, 2017.

PASSED AND APPROVED this 18th day of September 2017.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

Ervin Portis, City Administrator read RESOLUTION NO. 17-008 in to the record by title only. ROLL CALL: Yes-Porter, Brookhouser, Riese, Wiemer, Kerns, Grimshaw, Dugan and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 F

Council member Riese introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1925: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA, TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL FOR FISCAL YEAR BEGINNING OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2018 ; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE FOR AN EFFECTIVE DATE.**

Motion by Riese seconded by Grimshaw that the statutory rule requiring reading an ordinance on three different days be suspended and that Ordinance No. 1925 be adopted on first reading by title only. ROLL CALL: Yes-Derby, Dugan, Brookhouser, Porter, Kerns, Wiemer, Grimshaw and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED. Ervin Portis, City Administrator read ORDINANCE NO. 1925 in to the record by title only. Brookhouser moved for final passage of ORDINANCE NO. 1925 by title only, which motion was seconded by Grimshaw. ROLL CALL: Yes-Brookhouser, Derby, Grimshaw, Riese, Wiemer, Porter, Kerns and Dugan. No-None.

Absent-None. Abstain-None. MOTION CARRIED. Ervin Portis, City Administrator read ORDINANCE NO. 1925 in to the record by title only.

ITEM 9 G

Council member Porter introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1926: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH FEES FOR CITY SERVICES; TO REPEAL ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Porter seconded by Derby that the statutory rule requiring reading an ordinance on three different days be suspended and that Ordinance No. 1926 be adopted on first reading by title only with an amendment to the Plattsmouth Community Center (PCC) membership fees of: Seniors 80+ are free. ROLL CALL: Yes-Dugan, Kerns, Porter, Derby, Riese, Grimshaw, Wiemer and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED. Ervin Portis, City Administrator read ORDINANCE NO. 1926 in to the record by title only. Kerns moved for final passage of ORDINANCE NO. 1926 by title only with an amendment to the Plattsmouth Community Center (PCC) membership fees of: Seniors 80+ are free. Said motion was seconded by Derby. ROLL CALL: Yes-Derby, Wiemer, Dugan, Riese, Grimshaw, Brookhouser, Kerns and Porter. No-None. Absent-None. Abstain-None. MOTION CARRIED. Ervin Portis, City Administrator read ORDINANCE NO. 1926 in to the record by title only.

ITEM 11

Council member Dugan stated that he was resigning from his Council seat due to circumstances beyond his control. This would be his last meeting.

ITEM 12

8:08 p.m. Motion by Porter, seconded by Brookhouser to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk