

PLATTSMOUTH CITY COUNCIL

November 20, 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 November 20, 2017 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: John Porter, Jeanie Brookhouser, Cheryl Grimshaw, Steve Riese, Sean Minahan, Wanda Wiemer and Doug Derby. Council Members Absent: Terry Kerns. Also present: City Administrator Ervin Portis, City Inspector Kevin Larson and City Attorney Stephen Q. Preston.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on November 9, 2017 in the Plattsmouth Journal. Proof of publication along with the Mayor and Council's Acknowledgment of Receipt of Notice are on file. 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. All proceedings hereafter shown were taken while the convened meeting was open 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 8-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 9-CONSENT AGENDA

Motion by Brookhouser seconded by Grimshaw to approve the Consent Agenda with additional claims:

- A Consider approval of the November 6, 2017 City Council Meeting Minutes
- B Consider approval of claims

Claims Register Report as of 11/20/17

Dept Name / Vendor Name Amount

Pay Date: 11/9/17 138576.43
Com Ctr 12204.61
EMS 13643.53
General 19250.18
Library 9499.76
Parks and Cemetery 5308.52
Police 42080.04

Senior 2411.93
Street 18496.84
Water and Sewer 15681.02

Various
Vendor Name
ACCREDITED COLLECTION SERVICE 104.68
AMERITAS 15293.81
EYE MED VISION CARE 421.02
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 27844.44
NEBRASKA DEPARTMENT OF REVENUE 3850.24
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 10467.78
NEBRASKA STATE TREASURER 633.41
PLATTSMOUTH COMMUNITY CENTER 2362.34
PLATTSMOUTH STATE BANK 799.28

Department : 01 - GENERAL ADMINISTRATION
ACTION FLAG CO 228.14
CASS COUNTY REGISTER OF DEEDS 52
CASS COUNTY TREASURER 8088
CHARTER BUSINESS 130
DES MOINES STAMP MFG COMPANY 187.5
DISCOVERY BENEFITS INC 10.5
FOUR STAR LAUNDRY AND LINEN SUPPLY INC 12
IDEAL PURE WATER 28.35
IRINA A HARRINGTON 75
KATHRYN SHARP 125
KONICA MINOLTA BUSINESS SOLUTIONS 139.51
MULLENAX AUTO SUPPLY 221.72
NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES 9.25
NEBRASKA MUNICIPAL CLERK ASSOC 45
NEBRASKA PUBLIC POWER DISTRICT 368.27
OFFICE DEPOT INC 182.34
OMAHA COUNCIL BLUFFS METROPOLITAN AREA PLANNING AGENCY 11.99
PETTY CASH CITY 6.1
PLATTSMOUTH COMMUNITY SCHOOL 6350
SHELL FLEET PLUS 69.9
SOFTCHOICE CORPORATION 61.02
THE COLUMBUS TELEGRAM 309.41
VERIZON WIRELESS 83.31
WINDSTREAM 245.47

Department : 02 - HUMANE/CODE ENFORCEMENT
NEBRASKA PUBLIC POWER DISTRICT 49.28
PLATTSMOUTH ANIMAL HOSPITAL PC 277
SHELL FLEET PLUS 134.65
VERIZON WIRELESS 40.01

Department : 03 - EMS

ALEGENT CREIGHTON HEALTH 35
BOUND TREE MEDICAL LLC 1598.23
CHARTER BUSINESS 7.89
DISCOVERY BENEFITS INC 10.5
FIRE GUARD INC 168
IDEAL PURE WATER 19
JEFF HENRY CHEVROLET 3597.29
KATHRYN SHARP 200
KONICA MINOLTA BUSINESS SOLUTIONS 23.05
MATHESON TRI-GAS INC 387.69
METROPOLITAN COMMUNITY COLLEGE 1404
MULLENAX AUTO SUPPLY 35.97
NEBRASKA PUBLIC POWER DISTRICT 293.06
SHELL FLEET PLUS 414.45
VERIZON WIRELESS 224.23
WALKERS INC 27.74
WINDSTREAM 181.36

Department : 04 - POLICE

ARROWHEAD SCIENTIFIC INC 48.02
CASS COUNTY SHERIFF 3509
DISCOVERY BENEFITS INC 84
GLOCK PROFESSIONAL 250
JEFF HENRY CHEVROLET 36.95
KONICA MINOLTA BUSINESS SOLUTIONS 63.3
MULLENAX AUTO SUPPLY 31.98
SHELL FLEET PLUS 1594.36
VERIZON WIRELESS 171.85
WINDSTREAM 332.18
WOODHOUSE FORD SOUTH INC 84

Department : 05 - STREET

AGRIVISION EQUIPMENT GROUP LLC 1756.26
CINTAS CORPORATION #749 288.08
DISCOVERY BENEFITS INC 21
LINDER TIRE & AUTO INC 20
LYMAN RICHEY SAND & GRAVEL CO 7041.91
MARTIN MARIETTA AGGREGATES 829.93
MEESKE ACE HARDWARE 91.14
MULLENAX AUTO SUPPLY 147.72
NEBRASKA PUBLIC POWER DISTRICT 6073.73
NEBRASKA SALT & GRAIN CO 6762.65
OMAHA DOOR & WINDOW COMPANY 4166.67
PLATTSMOUTH STATE BANK 188630
PROFESSION WASTE WATER SERVICES 85.5
SHELL FLEET PLUS 701.57

VERIZON WIRELESS 166.62
WINDSTREAM 94.78

Department : 06 - LIBRARY

ACTION FLAG CO 33.39
ALEGENT CREIGHTON HEALTH 35
BAKER & TAYLOR BOOKS 953.82
CASS COUNTY TREASURER 1348
EBSCO INDUSTRIES INC 99.66
KONICA MINOLTA BUSINESS SOLUTIONS 112.13
NEBRASKA PUBLIC POWER DISTRICT 423.21
OCLC ONLINE COMPUTER LIBRARY CENTER INC 136.23
THE COLUMBUS TELEGRAM 32.5
THE PENWORTHY CO 195.56

Department : 07 - PARKS

ACTION FLAG CO 92.14
CHARTER BUSINESS 36.49
LINDER TIRE & AUTO INC 24
MULLENAX AUTO SUPPLY 82.76
NEBRASKA PUBLIC POWER DISTRICT 239.79
OREILLY AUTOMOTIVE INC 39.84
SHELL FLEET PLUS 208.01
VERIZON WIRELESS 31.51

Department : 08 - CEMETERY

ACTION FLAG CO 33.39
BETTS ENTERPRISES INC 905
BLACK HILLS ENERGY 32.66
DISCOVERY BENEFITS INC 10.5
MULLENAX AUTO SUPPLY 41
OREILLY AUTOMOTIVE INC 43.99
QUALITY FENCE COMPANY 3192
SHELL FLEET PLUS 89.15
VERIZON WIRELESS 31.51

Department : 10 - FIRE

ACTION FLAG CO 33.38
CHARTER BUSINESS 7.88
FIRE GUARD INC 168
IDEAL PURE WATER 19
KATHRYN SHARP 200
KONICA MINOLTA BUSINESS SOLUTIONS 23.04
MULLENAX AUTO SUPPLY 104.17
NEBRASKA PUBLIC POWER DISTRICT 293.05
PENGUIN MANAGEMENT INC 1548
WALKERS INC 27.76
WINDSTREAM 181.35

Department : 11 - SENIOR CITIZEN CTR
CHARTER BUSINESS 279.74
NEBRASKA PUBLIC POWER DISTRICT 785.68
STEUBES THRIFTWAY 386.01
THE THOMPSON COMPANY 3509.07

Department : 12 - DEBT SERVICE
PLATTSMOUTH STATE BANK 3270

Department : 16 - ECONOMIC DEVELOPMENT
RIVER OAKS COMMUNICATIONS CORPORATION 212

Department : 17 - COMMUNITY CENTER
ACTION FLAG CO 48.13
AQUA CHEM INC 125
BECKIE PTACEK 100
CHARTER BUSINESS 839.19
KONICA MINOLTA BUSINESS SOLUTIONS 92.79
NEBRASKA PUBLIC POWER DISTRICT 7071.16
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 68.53
VERIZON WIRELESS 51.8
WALKERS INC 28.8

Department : 18 - AQUATIC
NEBRASKA PUBLIC POWER DISTRICT 91.61

Department : 20 - WATER
CASS COUNTY TREASURER 2426.4
CORE & MAIN LP 296.76
DISCOVERY BENEFITS INC 31.5
DPC INDUSTRIES INC 840
DUGAN BUSINESS FORMS 250.02
DULTMEIER SALES LLC 2.21
DXP ENTERPRISES INC 118.85
HACH COMPANY 208.18
MEESKE ACE HARDWARE 45.99
MUNICIPAL SUPPLY INC 225.99
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 747.71
NEBRASKA PUBLIC POWER DISTRICT 77.57
ONE CALL CONCEPTS INC 42.5
SHELL FLEET PLUS 225.06
THE COLUMBUS TELEGRAM 26.83
TREKK DESIGN GROUP LLC 2691
TYLER TECHNOLOGIES 90
VERIZON WIRELESS 135.11
WATER & SEWER DEPARTMENT 121.42
WINDSTREAM 124.18

Department : 24 - DRUG FORFEITURE
VERIZON WIRELESS 54.92

Department : 30 - SEWER
BERT GURNEY & ASSOCIATES 47451.93
CASS COUNTY TREASURER 1617.6
DUGAN BUSINESS FORMS 250.01
LINDER TIRE & AUTO INC 96
MIDWEST LABORATORIES INC 384
NEBRASKA PUBLIC POWER DISTRICT 77.69
ONE CALL CONCEPTS INC 42.49
PRUITT OUTDOOR POWER 39.06
RAILROAD MANAGEMENT COMPANY III LLC 614.93
SHELL FLEET PLUS 221.08
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 21.28
TYLER TECHNOLOGIES 90
VERIZON WIRELESS 51.8
WINDSTREAM 50.02

Department : 37 - ECONOMIC DEVELOPMENT - RIVER FRONT
ONE SCHMORE 95303.7
ONE SCHMORE 52555.15
PLATTSMOUTH STATE BANK 47238.75

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Jim Olmsted, Olmsted & Perry Consulting Engineers Inc. reviewed Change Order No.3 submitted by W.W. Sandblasting Inc. for the 2017 Wastewater Treatment Plant Repairs-Project Contract No. 1 - Painting Improvements in for a contract time extension to May 01, 2018. Motion by Wiemer, seconded by Derby to approve Change Order No.3 submitted by W.W. Sandblasting Inc. for the 2017 Wastewater Treatment Plant Repairs-Project Contract No. 1 - Painting Improvements in for a contract time extension to May 01, 2018; and authorize the Mayor to execute Change Order No. 3. ROLL CALL: Yes-Grimshaw, Riese, Porter, Derby, Minahan, Brookhouser and Wiemer. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 B

Jim Olmsted, Olmsted & Perry Consulting Engineers Inc. reviewed Contractor's Application for Payment No. 2 submitted by Building Crafts Inc. for the 2017 Wastewater Treatment Plant Repairs-Project Contract No.2 Wastewater Treatment Plant Improvements in the amount of

\$13,500.00. Motion by Riese seconded by Wiemer to approve Contractor's Application for Payment No. 2 submitted by Building Crafts Inc. for the 2017 Wastewater Treatment Plant Repairs-Project Contract No.2 Wastewater Treatment Plant Improvements in the amount of \$13,500.00; and authorize the Mayor to execute Pay Application No.2. ROLL CALL: Yes-Derby, Minahan, Wiemer, Porter, Brookhouser, Grimshaw and Riese. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 C

Jim Olmsted, Olmsted & Perry Consulting Engineers Inc. reviewed Change Order No.1 submitted by Building Crafts Inc. for the 2017 Wastewater Treatment Plant Repairs-Project Contract No.2 Wastewater Treatment Plant Improvements in the amount of (+) \$72,000.00 for a total project cost of \$200,000.00. Motion by Riese seconded by Porter to approve Change Order No.1 submitted by Building Crafts Inc. for the 2017 Wastewater Treatment Plant Repairs-Project Contract No.2 Wastewater Treatment Plant Improvements in the amount of (+) \$72,000.00 for a total project cost of \$200,000.00; and authorize the Mayor to execute Change Order No. 1. ROLL CALL: Yes-Brookhouser, Riese, Minahan, Grimshaw, Wiemer, Derby and Porter. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 8 D

Council member Brookhouser introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1929: AN ORDINANCE TO CHANGE THE ZONING OF CERTAIN REAL PROPERTY WITHIN THE ZONING JURISDICTION OF THE CITY OF PLATTSMOUTH, NEBRASKA, FROM LIMITED COMMERCIAL AND OFFICE DISTRICT (LC) TO GENERAL COMMERCIAL DISTRICT; TO AMEND THE ZONING DISTRICT BOUNDARIES AND OFFICIAL ZONING MAP OF THE CITY OF PLATTSMOUTH; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.** Motion by Brookhouser seconded by Wiemer to adopt ORDINANCE NO. 1929 on third and final reading of by title only. ROLL CALL: Yes-Porter, Grimshaw, Brookhouser, Derby, Riese, Minahan and Wiemer. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1929 in to the record by title only.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Jim Olmsted, Olmsted & Perry Consulting Engineers Inc. reviewed the situation with the broken water main located at the south west corner of the intersection of Highway 75 and Highway 66 and the repairs that are needed. The estimate for the emergency water main work is \$48,000.00 with Nebraska Department of Transportation (NDOT) paying 80% which leaves the City portion at \$9,600.00. The actual reimbursement will be based on final costs. Motion by Riese seconded by Derby to authorize Emergency Expenditures to repair a broken water main located at the south west corner of the intersection of Highway 75 and Highway 66. ROLL CALL: Yes-Riese,

Minahan, Derby, Brookhouser, Grimshaw, Porter and Wiemer. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 9 B

Council member Riese introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1930: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO REVISE CHAPTER 2, ARTICLE 13, SECTION 2-1301 OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011, RELATED TO “VIOLATION; PENALTY”; TO AMEND CHAPTER 3, ARTICLE 7, SECTION 3-701 RELATED TO “VIOLATION; PENALTY”; TO AMEND CHAPTER 4, ARTICLE 5, SECTION 4-501 RELATED TO “VIOLATION; PENALTY”; TO AMEND CHAPTER 8, ARTICLE 6, SECTION 8-601 RELATED TO “VIOLATION; PENALTY”; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.** City Administrator Erv Portis and City Attorney Stephen Preston reviewed Ordinance No. 1930. Motion by Riese seconded by Grimshaw to adopt ORDINANCE NO. 1930 on first reading by title only. ROLL CALL: Yes-Minahan, Wiemer, Derby, Riese, Porter, Brookhouser and Grimshaw. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1930 in to the record by title only.

ITEM 9 C

Council member Brookhouser introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1931: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH A FINE/WAIVER SCHEDULE FOR CERTAIN VIOLATIONS OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCE 2011; TO REPEAL ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE. BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA.** Chief Rathman referenced the process on reporting offenses. Motion by Brookhouser seconded by Porter to adopt ORDINANCE NO. 1931 on first reading by title only. ROLL CALL: Yes-Grimshaw, Brookhouser, Riese, Minahan, Wiemer, Derby and Porter. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1931 in to the record by title only.

ITEM 9 D

Council member Grimshaw introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1932: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO REVISE CHAPTER 3, ARTICLE 6, SECTION 3-603 OF THE PLATTSMOUTH REVISED MUNICIPAL ORDINANCES 2011, RELATED TO “ABATEMENT”; TO ENACT CHAPTER 3, ARTICLE 6, SECTION 3-603.01 RELATED TO “SUMMARY ABATEMENT”; TO REPEAL CHAPTER 3, ARTICLE 6, SECTION 3-605 RELATING TO “COST OF REMOVAL” AND REPLACE IT WITH CHAPTER 3,**

ARTICLE 6, SECTION 3-605 RELATING TO “DEAD AND DISEASED TREES”; TO REPEAL ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE. Erv Portis, City Administrator and Stephen Preston, City Attorney spoke on due process related to abatement. Chief Rathman referenced the weeds and trash involved with abatement of properties. Motion by Grimshaw seconded by Porter to adopt ORDINANCE NO. 1932 on first reading by title only. ROLL CALL: Yes-Riese, Minahan, Wiemer, Derby, Grimshaw, Porter and Brookhouser. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1932 in to the record by title only.

ITEM 9 E

Erv Portis, City Administrator stated that the transfer is to the same people but under a different corporation. Motion by Porter seconded by Wiemer to approve a Mobile Home Park Permit Transfer Request for a mobile home park located at 1023 North 9th Street: Transferor-HiVue Plattsmouth MHP, LLC to Applicant-Mothership PropCo GSE NE, LLC. ROLL CALL: Yes-Brookhouser, Riese, Wiemer, Derby, Porter, Grimshaw and Minahan. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Brookhouser seconded by Porter to approve a Mobile Home Park Permit Transfer Request for a mobile home park located at 2425 Chicago Avenue: Transferor-Plattsmouth MHP, LLC to Applicant-Mothership PropCo GSE NE, LLC. ROLL CALL: Yes-Porter, Grimshaw, Minahan, Brookhouser, Wiemer, Derby and Riese. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 9 G

Motion by Riese seconded by Derby to approve the appointment of Derek Winterstien to the Plattsmouth Airport Authority to fill a vacancy. ROLL CALL: Yes-Grimshaw, Riese, Minahan Porter, Wiemer and Derby. No-Brookhouser. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 9 H

Motion by Porter seconded by Brookhouser to approve a Street Closing or Event Permit Application submitted by Plattsmouth Main Street Association for Victorian Christmas On Main 2017 on Saturday, December 2, 2017 from 4:00 p.m. to 10:00 p.m. ROLL CALL: Yes- Porter, Grimshaw, Minahan, Derby, Wiemer, Brookhouser and Riese. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 9 I

Erv Portis, City Administrator stated that the appointment of the Mayor and City Council for the City of Plattsmouth as the City Street Superintendent to the City of Plattsmouth, Nebraska is

strictly assuming the title. Motion by Riese seconded by Porter to approve the appointment of the Mayor and City Council for the City of Plattsmouth as the City Street Superintendent to the City of Plattsmouth, Nebraska for a time period of January 1, 2017 through December 31, 2017 and authorize the Mayor to execute the Certification of City Street Superintendent. ROLL CALL: Yes-Derby, Riese, Porter, Brookhouser, Wiemer, Minahan and Grimshaw. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 12

8:04 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