

PLATTSMOUTH CITY COUNCIL

December 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 December 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, Sean Minahan, 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.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on November 23, 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 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 7-CONSENT AGENDA

Motion by Porter seconded by Wiemer to approve the Consent Agenda as presented:

- A Consider approval of the December 4, 2017 City Council Meeting Minutes
- B Consider moving the next regular scheduled meeting to Tuesday, January 2, 2018 due to the New Year Holiday on Monday, January 1, 2018
- C Consider recommendation of approval of a Special Designated License filed by Mayden Layne Enterprises d/b/a DC's Waterhole for a Holiday Party being held at Plattsmouth Community Center, 308 South 18th Street on January 13, 2018 from 3:00 p.m. to midnight
- D Consider recommendation of approval of a Special Designated License filed by Mayden Layne Enterprises d/b/a DC's Waterhole for a Fundraiser/Dinner Auction being held at St. John the Baptist School, 500 South 18th Street on March 3, 2018 from 3:00 p.m. to midnight

E Consider approval of claims

Claims Register Report as of 12/18/17

Dept Name / Vendor Name Amount

Pay Date: 12/8/17 119791.53

Com Ctr 8456.64
EMS 11421.64
General 20439.73
Library 7371.88
Parks and Cemetery 2650
Police 41876.65
Senior 2083.61
Street 12458.08
Water and Sewer 13033.3

Various

Vendor Name

ACCREDITED COLLECTION SERVICE 104.68
AMERITAS 20676.04
DELTA DENTAL PLAN 2859.8
EYE MED VISION CARE 428.53
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 28151.6
NEBRASKA DEPARTMENT OF REVENUE 3830.91
PLATTSMOUTH COMMUNITY CENTER 2918.74
PLATTSMOUTH STATE BANK 799.28

Department : 01 - GENERAL ADMINISTRATION

CHARTER BUSINESS 131.95
DISCOVERY BENEFITS INC 5.25
IDEAL PURE WATER 28.35
IRINA A HARRINGTON 75
KATHRYN SHARP 125
KONICA MINOLTA BUSINESS SOLUTIONS 148.91
MICROFILM IMAGING SYSTEMS 75
MULLENAX AUTO SUPPLY 63.68
NEBRASKA PUBLIC POWER DISTRICT 270.05
OFFICE DEPOT INC 32.94
OLMSTED & PERRY ENGINEERING 160
PITNEY BOWES INC 39.48
SHELL FLEET PLUS 44.32
THE COLUMBUS TELEGRAM 131.47
VERIZON WIRELESS 83.31
WASTE CONNECTIONS OF NEBRASKA INC 57.11

WINDSTREAM 234.29

Department : 02 - HUMANE/CODE ENFORCEMENT

NEBRASKA PUBLIC POWER DISTRICT 101.11

PLATTSMOUTH ANIMAL HOSPITAL PC 27

SHELL FLEET PLUS 35.57

VERIZON WIRELESS 40.01

Department : 03 - EMS

ALADTEC INC 1665

ARROW INTERNATIONAL 1111.28

BOUND TREE MEDICAL LLC 394.22

CHARTER BUSINESS 7.88

DISCOVERY BENEFITS INC 5.25

IDEAL PURE WATER 26.5

KONICA MINOLTA BUSINESS SOLUTIONS 10.99

MATHESON TRI-GAS INC 420.81

NEBRASKA PUBLIC POWER DISTRICT 221.48

SHELL FLEET PLUS 203.87

VERIZON WIRELESS 224.23

WALKERS INC 13.87

WASTE CONNECTIONS OF NEBRASKA INC 18

WINDSTREAM 180.87

WOODHOUSE FORD SOUTH INC 137.86

Department : 04 - POLICE

ARROWHEAD SCIENTIFIC INC 141.85

CASS COUNTY REGISTER OF DEEDS 74

DISCOVERY BENEFITS INC 42

JACKS UNIFORMS & EQUIPMENT 2270.6

JEFF HENRY CHEVROLET 976.82

KONICA MINOLTA BUSINESS SOLUTIONS 56.38

LINDER TIRE & AUTO INC 25

POLICE OFFICERS ASSOCIATION OF NE 131.25

SHELL FLEET PLUS 1535.72

VERIZON WIRELESS 186.86

WINDSTREAM 328.34

Department : 05 - STREET

BGNE INC 198.36

DISCOVERY BENEFITS INC 10.5

EGAN SUPPLY CO 130.38

IMPACT MANUFACTURING 46.27

LINDER TIRE & AUTO INC 259

LYMAN RICHEY CORPORATION 518.36

MENARDS 11.16

MULLENAX AUTO SUPPLY 357.87

NEBRASKA PUBLIC POWER DISTRICT 5520.15

OFFICE DEPOT INC 75.13
OREILLY AUTOMOTIVE INC 70.17
READING MIDWEST DISTRIBUTION LLC 604.34
SAFETY-KLEEN CORPORATION 247.73
SHELL FLEET PLUS 835.85
STEVEN J KONSTANTY 488.62
VERIZON WIRELESS 166.62
WASTE CONNECTIONS OF NEBRASKA INC 144.15
WINDSTREAM 94.07
WOODHOUSE FORD SOUTH INC 210.2

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 749.44
DEMCO 85.53
KONICA MINOLTA BUSINESS SOLUTIONS 97.96
NEBRASKA PUBLIC POWER DISTRICT 374.32
OCLC ONLINE COMPUTER LIBRARY CENTER INC 136.34
WASTE CONNECTIONS OF NEBRASKA INC 17.99
WINDSTREAM 151.48

Department : 07 - PARKS

CHARTER BUSINESS 36.3
DAVIS EQUIPMENT CORP 25.88
EGAN SUPPLY CO 202.03
LINDER TIRE & AUTO INC 10
MULLENAX AUTO SUPPLY 368.2
NEBRASKA PUBLIC POWER DISTRICT 228.88
OREILLY AUTOMOTIVE INC 35.96
SHELL FLEET PLUS 285.81
VERIZON WIRELESS 31.51
WASTE CONNECTIONS OF NEBRASKA INC 134.95

Department : 08 - CEMETERY

BARONI ENTERPRISES 199.9
BLACK HILLS ENERGY 66.15
DISCOVERY BENEFITS INC 5.25
SHELL FLEET PLUS 122.49
VERIZON WIRELESS 31.51

Department : 10 - FIRE

CHARTER BUSINESS 7.89
FIRE CATT LLC 5065.49
IDEAL PURE WATER 26.5
KONICA MINOLTA BUSINESS SOLUTIONS 11
MULLENAX AUTO SUPPLY 38.2
NEBRASKA PUBLIC POWER DISTRICT 221.47
NEBRASKA STATE FIRE MARSHALL 240
WALKERS INC 13.88

WASTE CONNECTIONS OF NEBRASKA INC 17.99
WINDSTREAM 180.87

Department : 11 - SENIOR CITIZEN CTR
CHARTER BUSINESS 139.95
NEBRASKA PUBLIC POWER DISTRICT 648.5
OFE OIL INC 137
STEUBES THRIFTWAY 155.88
THE THOMPSON COMPANY 5370.13
WALKERS INC 113.7

Department : 12 - DEBT SERVICE
BOKF NATIONAL ASSOCIATION 1000

Department : 16 - ECONOMIC DEVELOPMENT
OLMSTED & PERRY ENGINEERING 161.38
TRAFFIC SIGN INC THE STREETScape CO 7500

Department : 17 - COMMUNITY CENTER
CHARTER BUSINESS 419.84
FERGUSON ENTERPRISES 222.93
KONICA MINOLTA BUSINESS SOLUTIONS 76.5
NEBRASKA PUBLIC POWER DISTRICT 5836.48
OFFICE DEPOT INC 59.73
SPECIALTY RETAIL SHOPS HOLDING CORPORATION 36.48
VERIZON WIRELESS 51.8
WALKERS INC 86.4
WASTE CONNECTIONS OF NEBRASKA INC 124.78

Department : 18 - AQUATIC
CHARTER BUSINESS 108.9
NEBRASKA PUBLIC POWER DISTRICT 86.2

Department : 20 - WATER
AMERICAN UNDERGROUND SUPPLY LLC 177.68
CORE & MAIN LP 2048.7
DISCOVERY BENEFITS INC 15.75
DPC INDUSTRIES INC 320
EGAN SUPPLY CO 31.87
LIFT-ALL CRANE SERVICE 1075
MISSISSIPPI LIME COMPANY 3820.75
MUNICIPAL SUPPLY INC 362.08
NEBRASKA DEPT OF HEALTH & HUMAN SERVICES LICENSE 230
NEBRASKA PUBLIC POWER DISTRICT 73.16
OLMSTED & PERRY ENGINEERING 1869.4
ONE CALL CONCEPTS INC 34.03
OREILLY AUTOMOTIVE INC 63.72
PETTY CASH WATER DEPARTMENT 368.11

SHELL FLEET PLUS 224.92
TRANSWOOD LOGISTICS INC 829.77
UNITED STATES POSTAL SERVICE 144
VERIZON WIRELESS 114.82
WATER & SEWER DEPARTMENT 210.15
WINDSTREAM 173.26

Department : 24 - DRUG FORFEITURE
VERIZON WIRELESS 54.92

Department : 30 - SEWER
MIDWEST LABORATORIES INC 362
MUNICIPAL AUTOMATION & CONTROL 856.43
OFFICE DEPOT INC 8.53
OLMSTED & PERRY ENGINEERING 6780.4
ONE CALL CONCEPTS INC 34.04
SHELL FLEET PLUS 209.23
VERIZON WIRELESS 51.8
WASTE CONNECTIONS OF NEBRASKA INC 52.68
WINDSTREAM 50

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Steve Perry, P.E.-Olmsted & Perry Consulting Engineers Inc. reviewed the Contractor's Application for Payment No. 3 submitted by Building Crafts Inc. for the 2017 Wastewater Treatment Plant Repairs-Project Contract No.2 Wastewater Treatment Plant Improvements in the amount of \$27,000.00. Mr. Perry stated 40% of the contract is complete at this time and recommends approval of Application for Payment No. 3. Motion by Grimshaw, seconded by Brookhouser to approve Contractor's Application for Payment No. 3 submitted by Building Crafts Inc. for the 2017 Wastewater Treatment Plant Repairs-Project Contract No.2 Wastewater Treatment Plant Improvements in the amount of \$27,000.00 ; and authorize the Mayor to execute Pay Application No.3. ROLL CALL: Yes-Porter, Brookhouser, Riese, Wiemer, Derby, Minahan, Grimshaw and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 B

Council member Brookhouser 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. Motion by Brookhouser seconded by Grimshaw to adopt ORDINANCE NO. 1930 on third and final reading by title only. ROLL CALL: Yes-Minahan, Kerns, Grimshaw, Porter, Riese, Wiemer, Brookhouser and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1930 in to the record by title only.

ITEM 8 C

Council member Wiemer 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.** Motion by Wiemer seconded by Riese to adopt ORDINANCE NO. 1931 on third and final reading by title only. ROLL CALL: Yes-Derby, Porter, Wiemer, Kerns, Minahan, Brookhouser, Riese and Grimshaw. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1931 in to the record by title only.

ITEM 8 D

Council member Riese 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.** Motion by Riese seconded by Wiemer to adopt ORDINANCE NO. 1932 on third and final reading by title only. ROLL CALL: Yes-Grimshaw, Riese, Minahan, Porter, Brookhouser, Derby, Wiemer and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1932 in to the record by title only.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Motion by Porter seconded by Kerns to approve a License Agreement by and between the City of Plattsmouth and One Schmore, L.L.C., to temporarily store approximately 24,000 cubic yards of silt dredged from the riverfront marina on vacant city property. Following discussion, ROLL CALL: Yes-Derby, Wiemer, Minahan, Riese, Grimshaw, Brookhouser, Kerns and Porter. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 B

Ervin Portis, City Administrator stated this is an increase of \$2,300 from the previous agreement and does have a discount built in for multi-year renewal. Motion by Riese seconded by Wiemer to approve an Amendment to the Subscription Agreement by and between the City of Plattsmouth and Tyler Technologies to renew the Subscription Agreement (governs access to the software and services for Financial, Payroll and Utility Billing) for a five (5) year term commencing on February 1, 2018 and expiring on January 31, 2023 with an annual fee of \$32,365.00 through the end of the term and authorize the Mayor to execute the Amendment to the Subscription Agreement. ROLL CALL: Yes-Porter, Grimshaw, Wiemer, Minahan, Kerns, Derby, Brookhouser and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Council member Kerns introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1933: 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 Kerns seconded by Porter that the statutory rule requiring reading an ordinance on three different days be suspended and that Ordinance No. 1933 be adopted on first reading by title only. ROLL CALL: Yes-Porter, Riese, Derby, Kerns, Grimshaw, Minahan, Wiemer and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED. Said ordinance was read in to the record by title only and thereafter Riese moved for final passage of Ordinance No. 1933, which motion was seconded by Derby. ROLL CALL: Yes-Brookhouser, Minahan, Riese, Porter, Wiemer, Kerns, Grimshaw and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1933 in to the record by title only.

ITEM 9 D

Motion by Grimshaw seconded by Brookhouser to approve Maintenance Agreement No. 21 between the Nebraska Department of Roads and the Municipality of Plattsmouth for calendar year 2018 and authorize the Mayor to execute the Agreement. Following discussion, ROLL CALL: Yes-Wiemer, Kerns, Grimshaw, Derby, Riese, Porter, Brookhouser and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 E

Motion by Derby seconded by Brookhouser to approve the reappointment of Richard McKinley, Doug Duey, Celine Wilcox and Joe Ostaseski to the Historic Preservation Board for a three (3) year term. ROLL CALL: Yes-Porter, Kerns, Brookhouser, Grimshaw, Riese, Minahan, Wiemer and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 F

Mayor Lambert opened the floor for nominations for Plattsburgh City Council President for 2018. Porter nominated Brookhouser and Derby nominated Riese. Kerns moved to close the nominations, which motion was seconded by Porter. On a voice vote, MOTION CARRIED. Votes were cast by the council members and tallied by the clerk: Brookhouser-6 votes and Riese-2 votes. Council Member Jeanie Brookhouser is the Plattsburgh City Council President for 2018.

ITEM 12

7:41 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