

PLATTSMOUTH CITY COUNCIL

April 15, 2019

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 April 15, 2019 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Wanda Wiemer, Morgan Muller, Sean Minahan, Terry Kerns, Cheryl Grimshaw, Doug Derby and Jeanie Brookhouser. Council Members Absent: Steve Riese. 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 April 4, 2019 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

Council member Steve Riese arrived at 7:10 p.m.

Shauna Morehead-Did not think the removal of items at the cemetery was handled correctly. Have 3 children buried there-items have been left on the headstone and a cross necklace is hanging on one stone and these items should be left alone. Will care for her family's graves.

Jamie Lesley- Stated that what was done at the cemetery was a disgrace. Presented an Agreement to Care for Personal Sites which she would like reviewed and possibly something similar could be used.

Karen Johnson-Son passed in 2006. Obtained approval to cement a pole at the headstone and a small statute on the headstone. Willing to care for her graves. Hope the City can come to some agreement.

Marcia Bryant-Father passed March 22, 2018. Monument on wrong grave-on 2D and he is buried in 2E. Bench has been removed. Spoke to everyone at City Hall and nothing has been done.

Greg Hughes-Working over the past 10 days-determine how happened and how it could have been prevented. Referenced conversations with a council member, the city administrator and the person in charge of the cemetery. Reviewed the City organizational chart and the concern of the Cemetery Board not meeting and felt a cemetery board would be an intermediary. Concerns regarding the cemetery fund and where the monies are being spent. If the mayor and city council cannot replace the city administrator, I will proceed on May 1 with filing a petition with the Cass County Election Office to recall the mayor. (Provided a copy of the text he read from)

Linda Todd-Plattsmouth native. Questioned who is in charge? Who makes these decisions? Sorry doesn't get it this time. Why was it done this way? What is next for the items that were removed? (Presented a picture collage of the items that were laid out at the cemetery)

Robert L. Cook-Live in Plattsmouth for 50 years and have never seen anything as despicable as this; can't fathom the removal, breaking of items. There was an expensive item on a loved ones grave and now they cannot find it. Used to have a Cemetery Board until Portis took a way-now he makes all the rules. Crews used to keep in very good condition, now staff is at Rhylander. It is time for changes-start at the top.

Tami Gibson-Been watching Portis and he is looking down and writing-at least look at us when we are talking. Son & neice are buried there-cemetery worker made a bench. Their deaths were a huge impact on the community. Heartless. Why couldn't something have been posted on social media. I don't understand. Apology or lack of was too late.

Linda Worlein-Family buried at the cemetery are precious. Me personally lost a bowling pin-it was on the headstone. Hard to get a hold of Council Members. Never been ashamed of this town-I can't defend this. Heartless, cruel, inhumane. Teens asked why-lost sister, classmate.

Shelley Brugger-Last September weeds were up to your knees-due to so much rain. Using as an excuse for this time is ridiculous. Was a business owner with signage for parking on the street and it was never enforced even after calling. The cemetery needs to be taken care of.

Anne Colvin-Dudek-Not acceptable-many have voiced their opinion. Your responsibility to take care of the cemetery. Very sorry it happened. Very sorry for the heartbreak. The Cemetery Board needs to meet. Decades of precedence-leaving items on graves. Find some type of solution.

Tammy Lanum-Disgraced: Ordered for workers to remove veteran medallions/flags. This is disrespecting ones in the service.

Jamie Kinkaid-Not discounting that people lost something. The rules were in place a long time ago and the city is now enforcing. Communication should have been put out to everyone. Focus on water, bonds-these things are important. Stop being angry and find the change.

R. Jerry Moore-His mother's grave had flower holders in cement-they are all tore up and gone. They were fine for 20 years-why is it gone now. Are you going to replace it? After 20 years is gone-not right. Workers should be responsible.

Shauna Snyder-Grandparent's are at Oak Hill Cemetery. A friend grabbed the angel from their graves. I retrieved the veteran medallion. If you are not going to care for the cemetery and won't allow us, who is going to take care of it. I will care for my grandparent's graves. Items can never be replaced.

Mayor Lambert-In reviewing the cemetery issues from last year it became very clear that things needed to be handled differently this year. He will appoint 3 council members to form an Ad Hoc Committee to review the Cemetery By Laws and rules. The three council members are: Jeanie Brookhouser, Steve Riese and Morgan Muller.

Erv Portis, City Administrator-In response to not looking at people when they are speaking, he was writing what they were saying because it does matter and is important to him. Acknowledged that could have/should have done a better job communicating with the public. Goal is to be responsive to complaints. The Cemetery board has been inactive. Take the opportunity to review all aspects of the cemetery. Gave another apology to the public present.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

7:56 p.m. Mayor Lambert announced they would be taking a short recess

8:04 p.m. Mayor and council reconvened

ITEM 7-CONSENT AGENDA

Motion by Brookhouser seconded by Grimshaw to approve the revised claims register, the additional claim and remove the Cass County Rural Water claim in the amount of \$22,530.03 from the amended claims register for separate consideration after Item 9A:

- A Consider approval of the April 1, 2019 City Council Meeting Minutes
- B Consider approval of claims

Claims Register Report as of 4/15/19

Pay Date: 4/12/19 127008.83

Com Ctr 8659.04
EMS 11638.99
General 16245.13
Library 7742.89
Parks and Cemetery 4096.6
Police 38849.12
Senior Center 2347
Street 19114.74
Water and Sewer 18315.32

Various
Vendor Name
AMERITAS 16857.96
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 29001.43
NEBRASKA CHILD SUPPORT PAYMENT CENTER 196.16
NEBRASKA DEPARTMENT OF REVENUE 4470.74
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 13074.6

NEBRASKA UNEMPLOYMENT COMP FUND 2982.83
PLATTSMOUTH COMMUNITY CENTER 2546.12
PLATTSMOUTH STATE BANK 136.16

Department : 01 - GENERAL ADMINISTRATION
DUGAN BUSINESS FORMS 452.85
IDEAL PURE WATER 23.35
IRINA A HARRINGTON 155
KATHRYN SHARP 125
KONICA MINOLTA BUSINESS SOLUTIONS 188.88
MICROFILM IMAGING SYSTEMS 75
NEBRASKA PUBLIC POWER DISTRICT 256.01
OFFICE DEPOT INC 116.04
OXEN TECHNOLOGY 4586.4
PETTY CASH CITY 200
SCHNEIDER AGENCY INC 87667
SHELL FLEET PLUS 92.35
VERIZON WIRELESS 82.78
WASTE CONNECTIONS OF NEBRASKA INC 68.8
WINDSTREAM 249.39

Department : 02 - HUMANE/CODE ENFORCEMENT
NEBRASKA PUBLIC POWER DISTRICT 206.53
SHELL FLEET PLUS 85.96
VERIZON WIRELESS 40.01

Department : 03 - EMS
BLACK HILLS ENERGY 192.87
CHARTER BUSINESS 8.45
CUMMINS CENTRAL INC 486.75
IDEAL PURE WATER 16.5
KONICA MINOLTA BUSINESS SOLUTIONS 12.23
MATHESON TRI-GAS INC 430.21
METRO BILLING SERVICES LLP 2046
NEBRASKA PUBLIC POWER DISTRICT 449.68
PREMIER HEALTH CARE SERVICES INC 2500
RAY AND FLORENCE VALLEY 707.88
ROLLINS INC 27.5
SHELL FLEET PLUS 580.02
VERIZON WIRELESS 168.07
WALKERS INC 16.38
WASTE CONNECTIONS OF NEBRASKA INC 21.65
WINDSTREAM 179.52

Department : 04 - POLICE
CASS COUNTY SHERIFF 3615
FIRST WIRELESS 7.08
JACKS UNIFORMS & EQUIPMENT 69.99

KONICA MINOLTA BUSINESS SOLUTIONS 83.51
MIDLAND PRINTING AND BUSINESS FORMS INC 171.17
NEBRASKA LAW ENFORCEMENT TRAINING CENTER 40
RANDY WILKINS 200
REID RICHTER 97.94
SHELL FLEET PLUS 1600.34
VERIZON WIRELESS 161.82
WINDSTREAM 329.98

Department : 05 - STREET

BGNE INC 78.42
CINTAS CORPORATION #749 311.24
MENARDS 66.97
MICHAEL TODD & COMPANY INC 487.22
MULLENAX AUTO SUPPLY 458.92
NEBRASKA PUBLIC POWER DISTRICT 5652.66
NEBRASKA SALT & GRAIN CO 3343.35
SHELL FLEET PLUS 892.54
THE COLUMBUS TELEGRAM 11.78
VERIZON WIRELESS 73.47
WASTE CONNECTIONS OF NEBRASKA INC 173.68
WINDSTREAM 94.25

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1454.95
CHARTER BUSINESS 65
KONICA MINOLTA BUSINESS SOLUTIONS 103.49
NEBRASKA PUBLIC POWER DISTRICT 426.78
OCLC ONLINE COMPUTER LIBRARY CENTER INC 161.41
OXEN TECHNOLOGY 764.4
WASTE CONNECTIONS OF NEBRASKA INC 21.66
WINDSTREAM 4913.83

Department : 07 - PARKS

AGRIVISION EQUIPMENT GROUP LLC 118.1
MULLENAX AUTO SUPPLY 5.99
NEBRASKA PUBLIC POWER DISTRICT 265.36
OREILLY AUTOMOTIVE INC 47.82
SHELL FLEET PLUS 416.93
STEPHEN C WARGA 27
TEDS MOWER SALES AND SERVICE 46.79
VERIZON WIRELESS 41.39
WASTE CONNECTIONS OF NEBRASKA INC 162.4

Department : 08 - CEMETERY

J & J SMALL ENGINE SERVICE 6950
MULLENAX AUTO SUPPLY 89.07
SHELL FLEET PLUS 178.68

TEDS MOWER SALES AND SERVICE 22.6
VERIZON WIRELESS 41.39
WINDSTREAM 119.37

Department : 10 - FIRE
BLACK HILLS ENERGY 192.88
CHARTER BUSINESS 8.46
CUMMINS CENTRAL INC 486.75
FIRST BANKCARD 99.45
IDEAL PURE WATER 16.5
KONICA MINOLTA BUSINESS SOLUTIONS 12.24
NEBRASKA PUBLIC POWER DISTRICT 449.69
ROLLINS INC 27.5
WALKERS INC 16.37
WASTE CONNECTIONS OF NEBRASKA INC 21.65
WINDSTREAM 179.52

Department : 11 - SENIOR CITIZEN CTR
LIFEARTS INTEGRATED HEALTH CENTER PC 80
MULLENAX AUTO SUPPLY 45.36
NEBRASKA PUBLIC POWER DISTRICT 729.68
OFE OIL INC 50.75
THE THOMPSON COMPANY 2905.98
WALKERS INC 116.2

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

Department : 17 - COMMUNITY CENTER
ANDRIA POWERS 64
AQUA CHEM INC 1067
ASHLEY YAWN 64
BARBARA MINDERMAN 48.95
BARONI ENTERPRISES 780
BREANN ARIAS 112
BRIAN ADKINS 28
CASSANDRA THOMAS 25
COURTNEY FINN 84
DALTON ALEXANDER 42.8
DAN BOULAY 56
DIANNE BYSTROM 220.42
EMILY DAVISON 56
EMILY SCHMITT 56
ERIN WORACEK 64
HEATHER HENRICHS 72
JEFF ANDERSON 64
JESSICA SCHULTZ 64
JILL HARLOW 128

JOSEPH BAKER 64
KENDRA KRAUS 64
KONICA MINOLTA BUSINESS SOLUTIONS 136.79
KRYSTAL HARTMAN 32
LINDSAY CLEMENTS 128
MAGAN SHANK FEENEY 28
MARGARET STAMP 56
MELISSA DORZWEILER 32.1
MICHELLE REYNOLDS 36
MISSY DAWN BERRY NATH 32.1
MORIAH WILLIAMS 128
NEBRASKA AIR FILTER INC 219.08
NEBRASKA PUBLIC POWER DISTRICT 6567.08
OFFICE DEPOT INC 40.64
RACHEL BRANDENBURG 64
SARAH BARNES 128
THE THOMPSON COMPANY 275.74
VERIZON WIRELESS 41.39
VICKI GEGZNA 97.9
WALKERS INC 67.6
WASTE CONNECTIONS OF NEBRASKA INC 132.89

Department : 18 - AQUATIC

LEE AGRI MEDIA 181.64
NEBRASKA PUBLIC POWER DISTRICT 95.76
SARA WILSON 181.66

Department : 20 - WATER

AMERICAN UNDERGROUND SUPPLY LLC 246.53
HACH COMPANY 440
MUNICIPAL AUTOMATION & CONTROL 384
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 299.46
NEBRASKA PUBLIC POWER DISTRICT 93.99
OFFICE DEPOT INC 164.09
ONE CALL CONCEPTS INC 53.88
OXEN TECHNOLOGY 1375.92
PETTY CASH WATER DEPARTMENT 368
SARGENT DRILLING 27054.64
SAVAGE PLUMBING INC 1450
SHELL FLEET PLUS 561.48
VERIZON WIRELESS 65.41
WINDSTREAM 172.37

Department : 24 - DRUG FORFEITURE

H & H SALES INC 400
VERIZON WIRELESS 43.78

Department : 30 - SEWER

AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA 825
BRIAN MCCONNAUGHY 61.03
HD SUPPLY FACILITIES MAINTENANCE LTD 209.48
LINDER TIRE & AUTO INC 25
NEIL FRODERMANN 249.83
ONE CALL CONCEPTS INC 53.88
OXEN TECHNOLOGY 917.28
RGS REPAIR INC 31.36
SHELL FLEET PLUS 375.43
VERIZON WIRELESS 41.39
WASTE CONNECTIONS OF NEBRASKA INC 63.39
WINDSTREAM 50.17

Department : 40 - PLATTSMOUTH KENO
NEBRASKA DEPARTMENT OF REVENUE CHARITABLE GAMING DIVISION 13597

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Council member Kerns stated that he would be abstaining from any discussion or action on this item as he has a conflict of interest.

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. stated due to the flooding event in March 2019 and the impact on the water treatment facility, the City has been utilizing the existing Cass County Rural Water connection to supply their water system. Change Order No. 3 reflects an extension of the completion dates from April 1, 2019 for substantial completion to July 1, 2019, and a final completion date from April 15, 2019 to August 17, 2019 to allow for final seeding.. Motion by Brookhouser seconded by Wiemer to approve Change Order No.3 submitted by Kerns Excavating Inc. for the Highway 75 Utility Relocations project for a contract time extension for a substantial completion date of July 01, 2019, and a final completion date of August 17, 2019 and authorize the Mayor to execute Change Order No.3. ROLL CALL: Yes-Riese, Wiemer, Minahan, Muller, Grimshaw, Brookhouser and Derby. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 8 B

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. informed the Mayor and Council that they were in the plant last Friday (April 12, 2019) with an electrician. They were pleasantly surprised on the condition, it could have been alot worse. Have been in contact with Nebraska Public Power District (NPPD) to get temporary power to the plant and Well #8. Well #8 can be operational with little work and it will provide water to clean the water treatment plant. This could happen as early as next week. The river level is a direct adversary-the only way to the water treatment plant is by boat. Will start with temporary power and water and will step right in to the recovery side. There is 36 – 37 inches of water over the road. Options for reaching the plant were discussed.

ITEM 8 C

Council member Brookhouser introduced an ordinance numbered and titled as follows: ORDINANCE NO. 1950: AN ORDINANCE TO AMEND SECTION 11-1 OF THE AUGUST 2006 LAND DEVELOPMENT ORDINANCE FOR THE CITY OF PLATTSMOUTH RELATED TO THE PURPOSES OF THE NONCONFORMING DEVELOPMENT REGULATIONS; TO AMEND SECTION 11-5 RELATED TO NONCONFORMING USES; 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 approve third and final reading of ORDINANCE NO. 1950 by title only. ROLL CALL: Yes-Brookhouser, Grimshaw, Minahan, Riese, Derby, Kerns, Muller and Wiemer.. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1950 in to the record by title only.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Erv Portis, City Administrator gave a timeline and reviewed the rates the City would pay Cass County Rural Water District #1 for supplying water on an emergency basis. The water rates set by the Interlocal Agreement of 2011 does not reflect significant increase in the cost of supplying water and this amendment will adjust those rates: 3/14/2019 to 3/31/2019 the City will pay CCRWD1 \$2.16 per thousand gallons of water; 4/1/2019 and after the City will pay CCRWD1 \$2.40 per thousand gallons of water supplied to the City. The rate that is charged the users within the City will not change with this agreement. Motion by Muller seconded by Wiemer to approve the First Amendment To Interlocal Cooperation Act Agreement for Emergency Water Supply between the City of Plattsmouth and Cass County Rural Water District No. 1 which amends the Water Rate per thousand gallons set forth in Section 6.01 and authorize the Mayor to execute the Amendment to the Agreement. ROLL CALL: Yes-Minahan, Derby, Wiemer, Brookhouser, Muller, Grimshaw, Riese and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

Motion by Brookhouser seconded by Grimshaw to approve a claim submitted by Cass County Rural Water District #1 in the amount of \$22,530.03 for water. ROLL CALL: Yes-Wiemer, Riese, Muller, Minahan, Kerns, Grimshaw, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED

ITEM 9 B

Motion by Grimshaw seconded by Kerns to approve the reappointment of Thomas Beins to the Plattsmouth Housing Authority Board of Commissioners to a five (5) year term which will expire May 2024. ROLL CALL: Yes-Brookhouser, Derby, Grimshaw, Kerns, Minahan, Muller, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Pursuant to publication Mayor Lambert opened a public hearing at 8:34 p.m. to hear and consider public comment regarding a request by Wiles Brothers Inc. for a preliminary and final plat of a major subdivision to be known as Wiles Bros Subdivision, located north of Wiles Road and east of 6th Street, being a part of the Southeast One-Quarter of Section 23 and the Northeast One-Quarter of Section 26, all in Township 12 North, Range 13 East of the Sixth Principal Meridian, Cass County, Nebraska. Rich Parkinson, representing Wiles Brothers Inc. was available for questions. Kevin Larson, City Inspector and Zoning Administrator offered his memorandum dated April 11, 2019 to Mayor Paul Lambert and Plattsmouth City Council regarding Wiles Bros. Subdivision/Rezoning which he stated was in the packet for this meeting. No one else spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 8:36 p.m.

ITEM 9 D

Pursuant to publication Mayor Lambert opened a public hearing at 8:36 p.m. to hear and consider public comment regarding a request by Wiles Brothers Inc. for rezoning Lot 3 of the proposed Wiles Bros Subdivision from AG (Agricultural) and HI (Heavy Industrial) to HI (Heavy Industrial), and Lots 1, 2, 4 of the proposed Wiles Bros Subdivision from HI (Heavy Industrial) and AG (Agricultural) to AG (Agricultural). Rich Parkinson, representing Wiles Brothers Inc. was available for questions. Kevin Larson, City Inspector and Zoning Administrator offered his memorandum dated April 11, 2019 to Mayor Paul Lambert and Plattsmouth City Council regarding Wiles Bros. Subdivision/Rezoning which he stated was in the packet for this meeting. No one else spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 8:38 p.m.

Council member Minahan stated that he would be abstaining from any discussion or action on ITEM 9 E and ITEM 9 F due to a conflict of interest (he is part of the law firm that represents Wiles Brothers Inc.).

ITEM 9 E

Erv Portis, City Administrator stated that approval of the plat would require approval of certain waivers of the subdivision ordinance as requested by the applicant, reflected in the Zoning Administrators memorandum, and recommended by the Planning Commission. Motion by Muller seconded by Riese to grant the waivers as requested by Wiles Brothers Inc. and approve a preliminary and final plat of a major subdivision to be known as Wiles Bros Subdivision, located north of Wiles Road and east of 6th Street, being a part of the Southeast One-Quarter of Section 23 and the Northeast One-Quarter of Section 26, all in Township 12 North, Range 13 East of the Sixth Principal Meridian, Cass County, Nebraska. ROLL CALL: Yes-Wiemer, Brookhouser, Riese, Derby, Muller, Grimshaw and Kerns. No-None. Absent-None. Abstain-Minahan. MOTION CARRIED.

ITEM 9 F

Council member Brookhouser introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1953: AN ORDINANCE TO CHANGE THE ZONING OF CERTAIN REAL PROPERTY LOCATED ON THE NORTHEAST CORNER OF THE INTERSECTION OF 6TH STREET AND E. WILES ROAD AND LEGALLY DESCRIBED AS LOTS 1-4 WILES BROS**

SUBDIVISION, CASS COUNTY, NEBRASKA; TO CHANGE THE ZONING OF LOT 3 OF THE WILES BROS SUBDIVISION FROM THE HEAVY INDUSTRIAL (HI) DISTRICT AND THE AGRICULTURAL (AG) DISTRICT TO THE HEAVY INDUSTRIAL (HI) DISTRICT; TO CHANGE THE ZONING OF LOTS 1, 2, AND 4 OF THE WILES BROS SUBDIVISION FROM THE AGRICULTURAL DISTRICT (AG) AND THE HEAVY INDUSTRIAL (HI) DISTRICT TO THE AGRICULTURAL (AG) 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 as amended and distributed at the meeting.

Motion by Brookhouser seconded by Derby to suspend the statutory rule requiring reading an ordinance on three different days and that Ordinance No. 1953 be adopted on first reading by title only. ROLL CALL: Yes-Kerns, Derby, Muller, Wiemer, Brookhouser, Riese and Grimshaw. No-None. Absent-None. Abstain-Minahan. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1953 in to the record by title only. Council member Grimshaw moved for final passage of Ordinance No. 1953 on 3rd and final reading by title only, which motion was seconded by Brookhouser. ROLL CALL: Yes-Grimshaw, Riese, Brookhouser, Derby, Wiemer, Kerns and Muller. No-None. Absent-None. Abstain-Minahan. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1953 in to the record by title only.

ITEM 9 G

Erv Portis, City Administrator informed Mayor and Council that the change has to do with grant reimbursement: Any grant reimbursed overtime that is worked on an observed city holiday will be paid at the rate that the grant reimburses the city.

Council member Riese introduced an ordinance numbered and titled as follows: **ODINANCE NO. 1954: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO APPROVE THE MEMORANDUM OF AGREEMENT AND CONTRACT EXTENSION BETWEEN THE CITY OF PLATTSMOUTH, NEBRASKA AND PLATTSMOUTH POLICE OFFICERS' ASSOCIATION, FRATERNAL ORDER OF POLICE, LODGE #34 WHICH ESTABLISHES WAGES, SALARIES AND BENEFITS; TO REPEAL ALL ORDINANCES IN CONFLICT, AND TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.**

Motion by Riese seconded by Muller to suspend the statutory rule requiring reading an ordinance on three different days and that Ordinance No. 1954 be adopted on first reading by title only. ROLL CALL: Yes-Derby, Kerns, Muller, Riese, Grimshaw, Minahan, Wiemer and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1954 in to the record by title only. Council member Grimshaw moved for final passage of Ordinance No. 1954 on 3rd and final reading by title only, which motion was seconded by Wiemer. ROLL CALL: Yes-Brookhouser, Minahan, Wiemer, Grimshaw, Muller, Riese, Derby and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED. Erv Portis, City Administrator read ORDINANCE NO. 1954 in to the record by title only.

ITEM 9 H

Motion by Brookhouser seconded by Wiemer to approve the bid award and contract to Aaron Meyer d/b/a 2TheT Construction, 517 N. 9th Street, Plattsmouth, NE for 2019 Concrete Patching of approximately 19,464 sq/ft of concrete patch repair at a unit price of \$5.55 per sq. ft. and authorize the Mayor to execute the contract on receipt of all required documents, including insurance certificate. Following discussion, ROLL CALL: Yes-Wiemer, Riese, Muller, Minahan, Kerns, Grimshaw, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 I

Council member Grimshaw introduced a resolution numbered and titled as follows: RESOLUTION NO. 19-004: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH AUTHORIZING THE MAYOR AND CITY CLERK OF THE CITY OF PLATTSMOUTH TO EXECUTE DOCUMENTS REQUIRED TO RECEIVE UNITED STATES DEPARTMENT OF AGRICULTURE RURAL DEVELOPMENT FINANCIAL ASSISTANCE UNDER THE EMERGENCY COMMUNITY WATER ASSISTANCE GRANTS PROGRAM.

Motion by Grimshaw seconded by Brookhouser to adopt RESOLUTION NO. 19-004 by title only.

RESOLUTION NO. 19-004

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH AUTHORIZING THE MAYOR AND CITY CLERK OF THE CITY OF PLATTSMOUTH TO EXECUTE DOCUMENTS REQUIRED TO RECEIVE UNITED STATES DEPARTMENT OF AGRICULTURE RURAL DEVELOPMENT FINANCIAL ASSISTANCE UNDER THE EMERGENCY COMMUNITY WATER ASSISTANCE GRANTS PROGRAM.

WHEREAS, the Plattsmouth Water Treatment Plant (WTP) and Wellfield (Wells) suffered substantial damage from the March 2019 Missouri and Platte River floods;

WHEREAS, the City of Plattsmouth may be eligible for the United States Department of Agriculture Rural Development Financial Assistance under the Emergency Community Water Assistance Grants Program (USDA ECWAG);

WHEREAS, the following motion was introduced and adopted this 15th Day of April, 2019 by the City Council of the City of Plattsmouth, Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Plattsmouth that the Mayor and City Clerk are authorized and directed to execute any and all documents and security instruments or other memoranda between the City of Plattsmouth, NE and the USDA Rural Development so as to effect the Water Project application for assistance.

BE IT FURTHER RESOLVED that if the Mayor or the City Clerk should change during the processing of the USDA Rural Development applications(s), the City Council of Plattsmouth will not need to amend this Resolution so the Mayor and City Clerk can sign any form(s) and security instruments to finalize the USDA Rural Development financial assistance application and all related documents.

PASSED AND APPROVED this 15th Day of April, 2019.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

Erv Portis, City Administrator read RESOLUTION NO. 19-004 in to the record by title only. ROLL CALL: Yes-Grimshaw, Kerns, Minahan, Brookhouser, Derby, Muller, Wiemer and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 J

Motion by Brookhouser seconded by Grimshaw to approve Timothy Erton and Ian Rouse as new volunteer members to the Plattsmouth Emergency Medical Services Department and the addition of the new members' to the Plattsmouth Emergency Medical Services Roster. ROLL CALL: Yes-Brookhouser, Derby, Grimshaw, Kerns, Minahan, Muller, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

Mike Wilson, Chief of the Plattsmouth Volunteer Fire Department reported that the hose testing turned out very well. Invited the Mayor and Council to the Annual Awards Banquet for the Fire Department on Saturday, April 27, 2019 at 6:00 p.m. at the Plattsmouth Community Center.

ITEM 12

9:07 p.m. Motion by Grimshaw seconded by Brookhouser to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk