

PLATTSMOUTH CITY COUNCIL

May 18, 2020

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 May 18, 2020 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert-On Site and Council Members: Wanda Wiemer-Virtual via ZOOM Meeting, Steve Riese-On Site, Morgan Muller-On Site, Sean Minahan-On Site, Terry Kerns-On Site, Bryan Clark-On Site, Doug Derby-Telephonic and Jeanie Brookhouser-On Site. Council Members Absent: None. Also present: City Administrator Ervin Portis-On Site, City Clerk Sandra J. Meyer-On Site and City Attorney Stephen Q. Preston-Virtual via ZOOM. A recording of the ZOOM Meeting was made.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on May 7, 2020 and May 14, 2020 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-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 6-CONSENT AGENDA

Motion by Clark seconded by Brookhouser to approve the consent agenda as presented:

- A Consider approval of the May 4, 2020 City Council Meeting Minutes
- B Receive Treasurer's Report
- C Consider approval of claims

Claims Register Report as of 5/18/20

Pay Date: 5/8/20 126255.76
Com Ctr 3388.6
EMS 20412.85
General 17023.19
Library 7364.35
Parks and Cemetery 8624.08
Police 39402.43
Senior Center 2545.93
Street 11502.61
Water and Sewer 15991.72

Various

Vendor Name

AMERICAN FAMILY LIFE 651.95
AMERITAS 16141.82
COLLECTION SERVICES CENTER 208.8
DIVISION OF CHILD SUPPORT SERVICES 400.14
DOUGLAS COUNTY COURT NE 104.26
EYE MED VISION CARE 408.49
FRATERNAL ORDER OF POLICE 165
INTERNAL REVENUE SERVICE 26956.99
NEBRASKA CHILD SUPPORT PAYMENT CENTER 196.16
NEBRASKA DEPARTMENT OF REVENUE 4269.64
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 8556.68
PLATTSMOUTH STATE BANK 136.16

Department : 01 - GENERAL ADMINISTRATION

ASSOCIATION OF STATE FLOODPLAIN MANAGERS INC 80
BLACK HILLS ENERGY 169.52
CASS COUNTY REGISTER OF DEEDS 38
CASS COUNTY TREASURER 8858.4
CHARTER BUSINESS 68.3
DUGAN BUSINESS FORMS 455.89
EGAN SUPPLY CO 121.86
IDEAL PURE WATER 27.1
IRINA A HARRINGTON 75
KONICA MINOLTA BUSINESS SOLUTIONS 249.76
LEE ENTERPRISES 575.1
MICROFILM IMAGING SYSTEMS 75
NEBRASKA GENERATOR SERVICE LLC 1022.35
NEBRASKA PUBLIC POWER DISTRICT 178.55
OMAHA WORLD HERALD 247
RICHARD A COMI 250
SCHNEIDER AGENCY INC 46
VERIZON WIRELESS 80.28
WASTE CONNECTIONS OF NEBRASKA INC 75.68
WINDSTREAM 271.44

Department : 02 - HUMANE/CODE ENFORCEMENT

NEBRASKA PUBLIC POWER DISTRICT 96.29
SHELL FLEET PLUS 32.99
VERIZON WIRELESS 40.01

Department : 03 - EMS

BLACK HILLS ENERGY 47.38
BOUND TREE MEDICAL LLC 2074.86
CHARTER BUSINESS 16.6
EGAN SUPPLY CO 189.81

FIRST WIRELESS 631.01
IDEAL PURE WATER 46.13
KONICA MINOLTA BUSINESS SOLUTIONS 13.43
MATHESON TRI-GAS INC 266.26
MENARDS 231
METRO BILLING SERVICES LLP 1056
NEBRASKA PUBLIC POWER DISTRICT 346.15
OMAHA TRUCK CENTER COMPANY INC 3308.08
OVERHEAD DOOR COMPANY OF OMAHA 44
PETTY CASH CITY 24
ROLLINS INC 27.5
SHELL FLEET PLUS 463.56
VERIZON WIRELESS 166.31
WALKERS INC 16.38
WASTE CONNECTIONS OF NEBRASKA INC 22.91
WINDSTREAM 180.38

Department : 04 - POLICE

ACCELERATED GRAPHX LLC 455.5
CASS COUNTY REGISTER OF DEEDS 20
DIGITAL ALLY INC 410
H & H SALES INC 537.13
JACKS UNIFORMS & EQUIPMENT 279.99
KONICA MINOLTA BUSINESS SOLUTIONS 47.89
PLATTCO REAL ESTATE & INS INC 80
SHELL FLEET PLUS 1220.96
VERIZON WIRELESS 160.29
WINDSTREAM 329.97

Department : 05 - STREET

ALLIED OIL & TIRE CO 884.07
BLACK HILLS ENERGY 105.34
NEBRASKA PUBLIC POWER DISTRICT 5436.13
OREILLY AUTOMOTIVE INC 158.74
PLATTSMOUTH STATE BANK 41912.5
SHELL FLEET PLUS 560.1
VERIZON WIRELESS 80.28
WASTE CONNECTIONS OF NEBRASKA INC 191.05
WINDSTREAM 117.1

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1310.23
BLACK HILLS ENERGY 52.7
CASS COUNTY TREASURER 1476.4
CHARTER BUSINESS 65
EGAN SUPPLY CO 88.17
JERRY SLAFTER 65
KONICA MINOLTA BUSINESS SOLUTIONS 16.05

NEBRASKA PUBLIC POWER DISTRICT 286.34
OCLC ONLINE COMPUTER LIBRARY CENTER INC 167.57
OFFICE DEPOT INC 364.46
R & R AUTO BODY 325
WASTE CONNECTIONS OF NEBRASKA INC 22.9

Department : 07 - PARKS
AGRIVISION EQUIPMENT GROUP LLC 132.34
BLACK HILLS ENERGY 68.24
MENARDS 69.99
MULLENAX AUTO SUPPLY 57.98
NEBRASKA PUBLIC POWER DISTRICT 267.37
OREILLY AUTOMOTIVE INC 29.06
SHELL FLEET PLUS 268.9
VERIZON WIRELESS 80.28
WASTE CONNECTIONS OF NEBRASKA INC 165

Department : 08 - CEMETERY
BLACK HILLS ENERGY 38.16
PRUITT OUTDOOR POWER 1382.92
SHELL FLEET PLUS 115.24
VERIZON WIRELESS 40.14
WASTE CONNECTIONS OF NEBRASKA INC 78.5

Department : 10 - FIRE
BLACK HILLS ENERGY 47.38
CHARTER BUSINESS 16.6
IDEAL PURE WATER 46.12
KONICA MINOLTA BUSINESS SOLUTIONS 13.44
NEBRASKA PUBLIC POWER DISTRICT 346.15
ROLLINS INC 27.5
WALKERS INC 16.37
WASTE CONNECTIONS OF NEBRASKA INC 22.91
WINDSTREAM 180.37

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 28.83
NEBRASKA PUBLIC POWER DISTRICT 620.95
REINHART FOODSERVICE LLC 817.04
SHELL FLEET PLUS 30.96
THE THOMPSON COMPANY 4194.68

Department : 12 - DEBT SERVICE
PLATTSMOUTH STATE BANK 67585

Department : 16 - ECONOMIC DEVELOPMENT
OLMSTED & PERRY ENGINEERING 4369.32

Department : 17 - COMMUNITY CENTER
AQUA CHEM INC 262.5
BLACK HILLS ENERGY 259.51
KONICA MINOLTA BUSINESS SOLUTIONS 18.73
LEE ENTERPRISES 400
NEBRASKA PUBLIC POWER DISTRICT 5588.56
WASTE CONNECTIONS OF NEBRASKA INC 146.18

Department : 18 - AQUATIC
ANCHOR INDUSTRIES INC 315
BLACK HILLS ENERGY 20.11
NEBRASKA PUBLIC POWER DISTRICT 92.09

Department : 19 - ECONOMIC DEV - DTR PHASE 2
CASS COUNTY REGISTER OF DEEDS 182

Department : 20 - WATER
BLACK HILLS ENERGY 90.9
CASS COUNTY TREASURER 2657.52
CORE & MAIN LP 2375.6
LEE ENTERPRISES 440.24
MULLENAX AUTO SUPPLY 18.16
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 982.52
NEBRASKA PUBLIC POWER DISTRICT 93.17
ONE CALL CONCEPTS INC 58.56
PETTY CASH WATER DEPARTMENT 461.45
SHELL FLEET PLUS 731.76
VERIZON WIRELESS 160.3
WATER & SEWER DEPARTMENT 475.57
WINDSTREAM 184.88

Department : 24 - DRUG FORFEITURE
H & H SALES INC 800
VERIZON WIRELESS 43.9

Department : 30 - SEWER
BLACK HILLS ENERGY 152.57
BOO INC DBA BOBCAT OF OMAHA 227.11
CASS COUNTY TREASURER 1771.68
CORE & MAIN LP 1490.38
EGAN SUPPLY CO 36.64
MIDWEST LABORATORIES INC 1021
OLMSTED & PERRY ENGINEERING 1106.25
ONE CALL CONCEPTS INC 58.56
OREILLY AUTOMOTIVE INC 97.7
SHELL FLEET PLUS 210.04
VERIZON WIRELESS 40.14
WASTE CONNECTIONS OF NEBRASKA INC 69.73

WINDSTREAM 50.61

Department : 37 - ECONOMIC DEVELOPMENT - RIVER FRONT
PLATTSMOUTH STATE BANK 182466.25

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

ITEM 7-UNFINISHED BUSINESS

ITEM 7 A

Steve Perry, PE-Olmsted & Perry Consulting Engineers Inc., joining the meeting via ZOOM Meetings, reviewed the Contractor's Application for Payment No.3 submitted by West-E-Con Inc., for the 2019 Flood Recovery Project Waste Water Treatment Plant Restore Secondary Electrical Service (PW#88688) in the of amount of \$45,000.00. Mr. Perry stated Pay App No. 3 represents 82% completion of contract and recommends approval. Motion by Riese seconded by Minahan to approve Contractor's Application for Payment No.3 submitted by West-E-Con Inc., for the 2019 Flood Recovery Project Waste Water Treatment Plant Restore Secondary Electrical Service (PW#88688) in the of amount of \$45,000.00 and authorize the Mayor to execute Pay Application No. 3. ROLL CALL: Yes-Wiemer, Riese, Kerns, Clark, Brookhouser, Derby, Minahan and Muller. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 7 B

Steve Perry, PE-Olmsted & Perry Consulting Engineers Inc., joining the meeting via ZOOM Meetings, reviewed the Contractor's Application for Payment No.2 (Final) submitted by HM Cragg Co. for the 2019 Flood Recovery Project Replace Standby Generators at the Water and Wastewater Treatment Plants (PW#88688 and #88690) in the amount of \$11,690.00. The pay request reflects 100% of the contract amount. The required close-out documents have been submitted and Mr. Perry recommended approval. Motion by Brookhouser seconded by Riese to approve Contractor's Application for Payment No.2 (Final) submitted by HM Cragg Co. for the 2019 Flood Recovery Project Replace Standby Generators at the Water and Wastewater Treatment Plants (PW#88688 and #88690) in the amount of \$11,690.00 and authorize the Mayor to execute Pay Application No. 2. ROLL CALL: Yes-Muller, Derby, Minahan, Wiemer, Kerns, Clark, Brookhouser and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 7 C

Steve Perry, PE-Olmsted & Perry Consulting Engineers Inc. gave a power point presentation showing the extensive damage/severe erosion that was done at the boat ramp, park and E. Main Street/Dock Road due to the Flood of March 2019. There were eleven major work items identified: major debris and rubble/silt removal; PCC and ACC pavement removal and replacement; roadway base and sub-base reconstruction; major off-site fill required; drainage culvert replacement; roadway shoulder fill; stone rip-rap replacement; crushed rock parking replacement; picnic area topsoil replacement and seeding; overhead power restoration; and

floating dock replacement. The estimated costs to restore the area to pre-flood condition are: \$795,300.00 for park area and boat ramp; and \$847,800.00 for Dock Road. Options were discussed. Mr. Perry will consider options and prepare a report with recommendations and cost estimates to present at the next City Council Meeting. NO ACTION TAKEN.

ITEM 8 – NEW BUSINESS

ITEM 8 A

Pursuant to publication, Mayor Lambert opened a public hearing at 7:50 p.m. to allow interested persons to appear and be heard regarding the Application for Class C Liquor License from Fork & Hammer, LLC DBA Di Bella Italian Eatery, 534 Main Street, Plattsmouth NE. Mark Shaw-owner of Fork & Hammer, LLC DBA Di Bella Italian Eatery stated they are wanting to offer more restaurant options for people visiting the downtown Plattsmouth area. No one else spoke in favor, opposition or of a neutral nature. Mayor Lambert closed the public hearing at 7:51 p.m.

ITEM 8 B

Motion by Brookhouser seconded by Clark to give a favorable recommendation to the Nebraska Liquor Control Commission regarding a Class C Liquor License Application submitted by Fork & Hammer, LLC DBA Di Bella Italian Eatery, 534 Main Street, Plattsmouth Nebraska. ROLL CALL: Yes-Brookhouser, Derby, Clark, Kerns, Minahan, Muller, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Erv Portis, City Administrator stated the Twin Rivers Water Park repair of the roof and gutters was not anticipated to be over the threshold for council approval to solicit for bids. Proposals were received from three contractors, all above the threshold. To complete the repairs before additional damage is sustained, council is asked to approve contract award to BTR Contracting at a cost of \$21,693.65, which was the lowest bid. Following discussion and options, Motion by Riese seconded by Minahan to approve a construction services agreement with BTR Contracting for repair of the roof and gutters at Twin Rivers Water Park, at a contract cost of \$21,693.65 and authorize the Mayor to execute the agreement. ROLL CALL: Yes-Wiemer, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 D

Motion by Kerns seconded by Muller to approve the appointment of Chloe Iles as a new member to the Plattsmouth Emergency Medical Services Department and the addition of her name to the Plattsmouth Emergency Medical Services Department Roster. ROLL CALL: Yes-Minahan, Kerns, Muller, Clark, Riese, Derby, Brookhouser and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 E

Motion by Brookhouser seconded by Clark to approve the appointment of Tyler Boyer as a new member to the Plattsmouth Emergency Medical Services Department and the addition of his name to the Plattsmouth Emergency Medical Services Department Roster. ROLL CALL: Yes-Wiemer, Brookhouser, Riese, Derby, Muller, Clark, Minahan and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 F

Erv Portis, City Administrator gave an update regarding COVID-19 and City facilities/grounds. Twin Rivers Water Park-A decision needs to be made by June 15 on the opening of the pool; the Governor's current DHM for public gatherings only allows 10 people and if there are increases they are expected to be small and incremental; uncertain if adequate/qualified staff will apply or are still available if they have already applied. Community Center-are beginning to put together a plan for re-opening but unsure of rules and restrictions. Senior Center-will remain closed through the month of June and will re-evaluate prior to June 30, 2020. Baseball-Guidelines have been set for the reopening of youth baseball-practices can begin June 1 under specific guidelines; games can begin June 18, also under specific guidelines; should insurance be required and if so, how much. Library-will continue as is (curb side) at this time. NO ACTION TAKEN.

ITEM 8 G

Due to the confidentiality of a Closed Session to protect the public interest, the ZOOM Meeting was muted. Council member Wiemer joined the Closed Session telephonically. Steve Preston, City Attorney was on-site for the Closed Session.

Mayor Lambert indicated the need for the Council to go in to Closed Session to protect the public interest with regard to Negotiations of an Interlocal Cooperation Agreement by and between the City of Plattsmouth and the Plattsmouth Rural Fire Protection District for the provision of Fire and Emergency Medical Services. 8:27 p.m. Motion by Brookhouser seconded by Riese to convene to Closed Session to protect the public interest with regard to Negotiations of an Interlocal Cooperation Agreement by and between the City of Plattsmouth and the Plattsmouth Rural Fire Protection District for the provision of Fire and Emergency Medical Services. ROLL CALL: Yes-Brookhouser, Derby, Clark, Kerns, Minahan, Muller, Riese and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED. Mayor Lambert again stated that the Closed Session is to protect the public interest with regard to Negotiations of an Interlocal Cooperation Agreement by and between the City of Plattsmouth and the Plattsmouth Rural Fire Protection District for the provision of Fire and Emergency Medical Services.

8:57 p.m. Motion by Riese seconded by Muller to reconvene in to regular session. ROLL CALL: Yes-Wiemer, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 H

NO ACTION TAKEN

ITEM 11

9:03 p.m. Motion by Brookhouser seconded by Clark to adjourn. MOTION CARRIED, on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk