

PLATTSMOUTH CITY COUNCIL

July 6, 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 July 6, 2020 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Wanda Wiemer, Steve Riese, Morgan Muller, Sean Minahan, Terry Kerns, Bryan Clark, Doug Derby and Jeanie Brookhouser. Council Members Absent: None. Also present: City Administrator Ervin Portis, City Inspector Kevin Larson and City Attorney Stephen Q. Preston (joined Virtually via ZOOM Meeting).

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on July 2, 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-CITIZEN DELEGATION

No one spoke at citizen Delegation.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 7-CONSENT AGENDA

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

A Consider approval of the June 15, 2020 City Council Meeting Minutes

B Consider approval of claims

Pay Date: 6/19/20 120317.76
Com Ctr 3534.6
EMS 15686.69
General 16123.19
Library 7588.27
Parks and Cemetery 9825.58
Police 38960.84
Senior Center 2489.08
Street 10336.34
Water and Sewer 15773.17

Pay Date: 7/3/20 122769.02
Com Ctr 4119.85
EMS 16510.96
General 16881.44
Library 7484.42
Parks and Cemetery 8937.84
Police 40052.35
Senior Center 2589.86
Street 10205.61
Water and Sewer 15986.69

Various

Vendor Name

AMERICAN FAMILY LIFE 651.95
AMERITAS 30870.53
AMERITAS LIFE INSURANCE CORP 148.12
BLUE CROSS BLUE SHIELD 51073.81
COLLECTION SERVICES CENTER 417.6
DELTA DENTAL PLAN 2788
DOUGLAS COUNTY COURT NE 208.52
FRATERNAL ORDER OF POLICE 360
HARTFORD LIFE INSURANCE COMPANY 202.85
INTERNAL REVENUE SERVICE 52132.37
MUTUAL OF OMAHA 758.61
NEBRASKA CHILD SUPPORT PAYMENT CENTER
392.32
NEBRASKA DEPARTMENT OF REVENUE 8262.43
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX)
10401.1
PLATTSMOUTH COMMUNITY CENTER 2038.4
PLATTSMOUTH STATE BANK 272.32

Department : 01 - GENERAL ADMINISTRATION

CHARTER BUSINESS 130
DANA F COLE & COMPANY LLC 2400
FIRST BANKCARD 707.84
KATHRYN SHARP 125
KONICA MINOLTA BUSINESS SOLUTIONS 6.38

KONICA MINOLTA PREMIER FINANCE 221.16
NEBRASKA WATER RESOURCES ASSOCIATION 105
OLMSTED & PERRY ENGINEERING 1972.66
OXEN TECHNOLOGY 630
RICHARD A COMI 1050
SHELL FLEET PLUS 30.72
THE FRAZIER COMPANY 231
THE PITNEY BOWES BANK INC 1005.66
WELCH LAW FIRM LLC 6000

Department : 02 - HUMANE/CODE ENFORCEMENT
BOMGAARS SUPPLY 12.99
DR K E JOY PC 166.1
SHELL FLEET PLUS 55.74

Department : 03 - EMS
BLACK HILLS ENERGY 22.43
BOUND TREE MEDICAL LLC 225.86
FIRST BANKCARD 376.27
FORT DEARBORN LIFE INSURANCE CO 75.68
KONICA MINOLTA PREMIER FINANCE 35.78
LINDER TIRE & AUTO INC 40
MATHESON TRI-GAS INC 99.16
REBECCA L GRAF 5
SHELL FLEET PLUS 506.13
STERICYCLE INC 263.31
TELEFLEX LLC 2010.5
WALKERS INC 32.76

Department : 04 - POLICE
AXON ENTERPRISE INC 345
CONSOLIDATED MANAGEMENT CO 520.65
FIRST BANKCARD 145.87
GSK LLC 6100
H & H SALES INC 526.39
J P COOKE COMPANY 63.5
JACKS UNIFORMS & EQUIPMENT 1531.41
KELLY KAVA 68
KONICA MINOLTA BUSINESS SOLUTIONS 7.13
KONICA MINOLTA PREMIER FINANCE 154.29
L SCOT UPTAIN 1075
LIFEARTS INTEGRATED HEALTH CENTER PC 120
NEBRASKA LAW ENFORCEMENT TRAINING CENTER

150

OFFICE DEPOT INC 57.5
SCOTT MERRIMAN INC 734.4
SHELL FLEET PLUS 1025.19

Department : 05 - STREET

ALLIED OIL & TIRE CO 192.84
ASP ENTERPRISES INC 520
BOMGAARS SUPPLY 820.15
CINTAS CORPORATION #749 249.52
FIRST BANKCARD 191.53
IMPACT MANUFACTURING 254.72
LIFEARTS INTEGRATED HEALTH CENTER PC 60
MARK MOREHEAD CONSTRUCTION 4800
MENARDS 727.99
NEBRASKA IOWA SUPPLY CO INC 2302.94
OLMSTED & PERRY ENGINEERING 6705.35
READY MIX CONCRETE CO 1460.73
SAFETY-KLEEN CORPORATION 305.59
SHELL FLEET PLUS 267.9
STETSON BUILDING PRODUCTS INC 283.8

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1885.11
DEMCO 105.98
ERICK L WADSWORTH 10
FIRST BANKCARD 1224.21
INNOVATIVE INTERFACES INC 13375.09
KONICA MINOLTA PREMIER FINANCE 154.29
LYNNE CAMPBELL 16.22
OFFICE DEPOT INC 69.98
OKEEFE ELEVATOR CO INC 202.62
SCHOLASTIC INC 150
WINDSTREAM 137.85

Department : 07 - PARKS

BOMGAARS SUPPLY 56.93
CHARTER BUSINESS 38.83
FIRST BANKCARD 24.99
SHELL FLEET PLUS 98.45

Department : 08 - CEMETERY

BLACK HILLS ENERGY 18.93

BOMGAARS SUPPLY 77.84
LIFEARTS INTEGRATED HEALTH CENTER PC 80
NEBRASKA PUBLIC POWER DISTRICT 36.65
SHELL FLEET PLUS 42.19
WINDSTREAM 138.98

Department : 10 - FIRE
BLACK HILLS ENERGY 22.42
FORT DEARBORN LIFE INSURANCE CO 161.68
KONICA MINOLTA PREMIER FINANCE 35.78
WALKERS INC 32.74

Department : 11 - SENIOR CITIZEN CTR
CHARTER BUSINESS 151.38
HYVEE 277.1
OFFICE DEPOT INC 39.96
REINHART FOODSERVICE LLC 2284.96
SHELL FLEET PLUS 29.31
STRATUS BUILDING SOLUTION OF ARIZONA 219
WALKERS INC 91.7

Department : 12 - DEBT SERVICE
PLATTSMOUTH STATE BANK 11736.25

Department : 16 - ECONOMIC DEVELOPMENT
CASS COUNTY NEBRASKA ECONOMIC DEV 3750
OLMSTED & PERRY ENGINEERING 318.24

Department : 17 - COMMUNITY CENTER
AQUA CHEM INC 802.5
BOMGAARS SUPPLY 62.89
CHARTER BUSINESS 454.15
EGAN SUPPLY CO 333.4
FIRST BANKCARD 143.95
KONICA MINOLTA PREMIER FINANCE 186.7
MENARDS 218
OFFICE DEPOT INC 25.62
OKEEFE ELEVATOR CO INC 202.62
PERMITE CO OF NEB AND IA 125
STRATUS BUILDING SOLUTION OF ARIZONA 1870
THE WALDINGER CORPORATION 2238.11
WALKERS INC 120

Department : 18 - AQUATIC
BTR CONTRACTING LLC 21693.65
CHARTER BUSINESS 38.83
FIRST BANKCARD 47.02

Department : 20 - WATER
BOMGAARS SUPPLY 85.47
CORE & MAIN LP 2016.36
DANA F COLE & COMPANY LLC 960
HACH COMPANY 205.52
HD SUPPLY FACILITIES MAINTENANCE LTD 1016.58
MISSISSIPPI LIME COMPANY 5716.75
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX)
490.68
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB
192
NEBRASKA PUBLIC POWER DISTRICT 6246.78
OLMSTED & PERRY ENGINEERING 10085
OMAHA ELECTRIC SERVICE INC 7723.31
PANOLOGY INC 638.86
PETTY CASH WATER DEPARTMENT 488.52
SHELL FLEET PLUS 643.68
SHERWIN WILLIAMS 79.29
TRANSWOOD LOGISTICS INC 987.41
TYLER TECHNOLOGIES 540
WATER & SEWER DEPARTMENT 742.13
WELCH LAW FIRM LLC 2000

Department : 30 - SEWER
BERT GURNEY & ASSOCIATES 5899
BOMGAARS SUPPLY 50.95
CORE & MAIN LP 297.29
DANA F COLE & COMPANY LLC 640
HD SUPPLY FACILITIES MAINTENANCE LTD 665.15
MUNICIPAL SERVICE & SUPPLY 480
NEBRASKA EMERGENCY MANAGMENT AGENCY
3132.92
NEBRASKA MACHINERY CO 31.74
NEBRASKA PUBLIC POWER DISTRICT 1552.03
OLMSTED & PERRY ENGINEERING 26003.75
PANOLOGY INC 638.85
SHELL FLEET PLUS 141.72

TYLER TECHNOLOGIES 540
WELCH LAW FIRM LLC 2000

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

ITEM 8-UNFINISHED BUSINESS

ITEM 8 A

Motion by Muller seconded by Kerns to ratify all actions identified in the minutes taken by the City of Plattsmouth during meetings held on: 04/06/2020- Regular Meeting; 04/20/2020- Regular Meeting; 04/24/2020-Special Meeting; 05/04/2020-Regular Meeting; 05/18/2020-Regular Meeting; 05/26/2020-Special Meeting; 06/01/2020-Regular Meeting; and 06/15/2020 Regular Meeting by videoconference/telephone conferencing, before June 30, 2020, pursuant to Gov. Rickett's Executive Order No. 20-03 and No. 20-24. ROLL CALL: Yes-Muller, Kerns, Derby, Wiemer, Riese, Minahan, Clark and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 B

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed Contractor's Application for Payment No.4 submitted by Building Crafts Inc. for the 2019 Flood Recovery Waste Water Treatment Plant Repair Project (PW#88688) in the of amount of \$373,859.10. Mr. Perry recommended approval of payment. Motion by Brookhouser seconded by Minahan to approve Contractor's Application for Payment No.4 submitted by Building Crafts Inc. for the 2019 Flood Recovery Waste Water Treatment Plant Repair Project (PW#88688) in the of amount of \$373,859.10 and authorize the Mayor to execute Pay Application No. 4 ROLL CALL: Yes-Wiemer, Brookhouser, Derby, Riese, Muller, Clark, Kerns and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed the 2020 Street Repair and Overlay Project and asked for authorization to solicit for bids. Motion by Wiemer seconded by Riese to authorize the solicitation for bids for the 2020 Street Repair and Overlay Project. ROLL CALL: Yes-Derby, Kerns, Muller, Wiemer, Brookhouser, Clark, Minahan and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

Council member Kerns stated that he would be abstaining from any discussion or action on ITEM 8 D as he is President and Majority Shareholder of Kerns Excavating Co. and is a potential bidder on the project, which creates a conflict of interest.

ITEM 8 D

Steve Perry, PE, Olmsted & Perry Consulting Engineers Inc. reviewed the bids for the US Highway 75 Utility Relocations-8th Avenue North to the UP Railroad ROW. Three contractors were listed as bidders but only one bid was received-Kerns Excavating Co. in the amount of \$106,049.00. The engineer's estimate at the time of bidding was \$91,000.00 and the bid from Kerns Excavating Co. Inc. is within the overall budget established for the project. Mr. Perry recommended the project be awarded to Kerns Excavating Co., Inc. for their bid amount. Motion by Brookhouser seconded by Muller to approve the bid award and contract for the Highway 75 Utility Relocations-8th Avenue North Project to Kerns Excavating Co., Inc. at a bid amount of \$106,049.00 and authorize the Mayor to execute the construction contract. ROLL CALL: Yes-Muller, Riese, Wiemer, Minahan, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Motion by Riese second by Wiemer to accept a transfer of land legally described as Plattsmouth Oakmont Addition north 47.7 feet of Lot 24 and Plattsmouth Oakmont Addition Lot 24 except north 47.7 feet from the Douglas Duey Trust to the City of Plattsmouth contingent on taxes paid current and no liens. ROLL CALL: Yes-Kerns, Muller, Minahan, Clark, Riese, Derby, Brookhouser and Wiemer. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Brookhouser seconded by Riese to adopt **RESOLUTION NO. 20-010: A RESOLUTION OF THE MAYOR AND CITY COUNCIL TO ADOPT THE LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN** by title only. Erv Portis, City Administrator read RESOLUTION NO. 20-010 in to the record by title only. ROLL CALL: Yes-Brookhouser, Derby, Kerns, Minahan, Clark, Wiemer, Riese and Muller. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Erv Portis, City Administrator reviewed the Memorandum of Understanding by and between the City of Plattsmouth and the Plattsmouth Housing Authority for the completion of an environmental review pursuant to the National Environmental Policy Act of 1969 (NEPA). Motion by Brookhouser seconded by Wiemer to approve a Memorandum of Understanding (MOU) by and between the City of Plattsmouth and the Plattsmouth Housing Authority for the completion of an environmental review pursuant to the National Environmental Policy Act of 1969 (NEPA) and authorize the Mayor to execute the MOU. ROLL CALL: Yes-Riese, Brookhouser, Wiemer, Derby, Muller, Minahan, Kerns and Clark. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 D

Motion by Wiemer seconded by Clark to approve the appointment of Drake A. Rader 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-Minahan, Muller, Riese, Kerns, Clark, Brookhouser, Wiemer and Derby. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

7:40 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