

PLATTSMOUTH CITY COUNCIL

April 4, 2022

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 4, 2022 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Steve Riese, Sean Minahan, Morgan Muller, Terry Kerns, Bryan Clark, James Forrest, Doug Derby and Jeanie Brookhouser. Council Members Absent: None. Also present: City Administrator Emily Bausch, 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 March 24, 2022 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

Rob Church inquired as to updates on the Old Blue Devil Stadium and Osage Ranch annexation.

ITEM 6-MAYORAL PROCLAMATIONS

ITEM 6 B

Mayor Lambert proclaimed April 3-9, 2022 as National Library Week in the City of Plattsmouth and presented the proclamation to Karen Mier, Library Director.

ITEM 7-CONSENT AGENDA

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

- A Consider approval of the March 21, 2022 City Council Meeting Minutes
- B Consider approval of claims

Claims Register Report as of 4/4/22

Pay Date: 3/25/22 136284.98

Com Ctr 7017.43  
EMS 25543.81  
General 17004.46  
Library 8479  
Parks and Cemetery 5024.22

Police 42016.32  
Senior Center 3085.78  
Street 13190.46  
Water and Sewer 14923.5

Various

Vendor Name  
AMERICAN FAMILY LIFE 675.58  
AMERITAS 15495.92  
AMERITAS LIFE INSURANCE CORP 148.12  
BLUE CROSS BLUE SHIELD 49518.15  
COLLECTION SERVICES CENTER 208.8  
COUNTY COURT OF LANCASTER COUNTY NE 25.6  
DELTA DENTAL PLAN 2926.85  
FIRST STATE BANK NEBRASKA 186.16  
FRATERNAL ORDER OF POLICE 180  
INTERNAL REVENUE SERVICE 30676.31  
MUTUAL OF OMAHA 2014.38  
NEBRASKA CHILD SUPPORT PAYMENT CENTER 115.39  
NEBRASKA DEPARTMENT OF REVENUE 4770.04

Department : 01 - GENERAL ADMINISTRATION

ALL COPY PRODUCTS INC 5.6  
BAIRD HOLM LLP 382.5  
CHARTER BUSINESS 134.99  
FIRST BANKCARD 509.99  
KONICA MINOLTA PREMIER FINANCE 221.16  
LEE ENTERPRISES 347.52  
SHAW HARDWARE STORE 3.98  
WASTE CONNECTIONS OF NEBRASKA INC 185

Department : 02 - HUMANE/CODE ENFORCEMENT

BOMGAARS SUPPLY 33.66  
FIRST BANKCARD 159.99  
NEBRASKA HUMANE SOCIETY 35

Department : 03 - EMS

CASS COUNTY EMERGENCY MANAGEMENT AGENCY 474.08  
FORT DEARBORN LIFE INSURANCE CO 58.48  
KONICA MINOLTA PREMIER FINANCE 35.78  
MATHESON TRI-GAS INC 135.9  
ROLLINS INC 30  
WALKERS INC 19.38  
WPS GOVERNMENT HEALTH ADMINISTRATORS 398.21

Department : 04 - POLICE

ACCELERATED GRAPHX LLC 385  
ALL COPY PRODUCTS INC 10.37

CASS COUNTY SHERIFF 3615  
DIGITAL ALLY INC 4055  
FIRST BANKCARD 899.1  
FIRST WIRELESS 41.6  
H & H SALES INC 734.8  
JACKS UNIFORMS & EQUIPMENT 2016.33  
KONICA MINOLTA PREMIER FINANCE 154.29  
LIBERTY UNIVERSITY 4016.25  
LYNN PEAVEY COMPANY 250  
MCCLAIN RADAR SERVICE LLC 2190  
REID RICHTER 39.42  
RYAN CRICK 166.65

Department : 05 - STREET  
BOMGAARS SUPPLY 620.29  
HD SUPPLY CONSTRUCTION & INDUSTRIAL WHITE CAP 120.77  
MENARDS 2513.39  
MICHAEL TODD & COMPANY INC 769  
MITCHELL 1 1097.93  
OMAHA TRUCK CENTER COMPANY INC 157.99  
SHAW HARDWARE STORE 43.07

Department : 06 - LIBRARY  
A F P CORPORATION 180.5  
BAKER & TAYLOR BOOKS 2101.41  
EGAN SUPPLY CO 156.33  
FIRST BANKCARD 2302.11  
FONTENELLE FOREST 300  
KONICA MINOLTA PREMIER FINANCE 154.29  
MITCHELL 1 1097.94  
THE DURHAM MUSEUM 150

Department : 07 - PARKS  
BOMGAARS SUPPLY 907.97  
CHARTER BUSINESS 37.67  
LEE ENTERPRISES 6.74  
SAMUEL C MCCANDLESS 245  
WALKERS INC 14.1

Department : 08 - CEMETERY  
BOMGAARS SUPPLY 26.32  
TILSON AUTOMOTIVE 90  
WINDSTREAM 155.15

Department : 10 - FIRE  
FIRST BANKCARD 805  
FORT DEARBORN LIFE INSURANCE CO 141.04  
KONICA MINOLTA PREMIER FINANCE 35.78

ROLLINS INC 30  
WALKERS INC 19.37

Department : 11 - SENIOR CITIZEN CTR  
CHARTER BUSINESS 152.14  
H & H SALES INC 32.03  
REINHART FOODSERVICE LLC 1622.53

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

Department : 17 - COMMUNITY CENTER  
CHARTER BUSINESS 456.43  
FERGUSON ENTERPRISES 8.33  
FIRST BANKCARD 255  
J & G HANCOCK LLC 115  
KONICA MINOLTA PREMIER FINANCE 186.7  
MENARDS 25.88  
THE WALDINGER CORPORATION 1215.68  
WALKERS INC 92

Department : 18 - AQUATIC  
BOMGAARS SUPPLY 16.49  
CHARTER BUSINESS 37.67  
FERGUSON ENTERPRISES 569.4  
STETSON BUILDING PRODUCTS INC 282.58

Department : 20 - WATER  
AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA 4441  
BIG RED COMMUNICATIONS 127  
BOMGAARS SUPPLY 298.64  
MURPHY TRACTOR AND EQUIPMENT 500  
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 120  
NEBRASKA PUBLIC POWER DISTRICT 6748.72  
OLMSTED & PERRY ENGINEERING 8450  
PHONETICS INC 420  
SHAW HARDWARE STORE 54.23  
TRANSWOOD LOGISTICS INC 1181.34  
TYLER TECHNOLOGIES 90  
UNITED STATES POSTAL SERVICE 132.5

Department : 30 - SEWER  
BIG RED COMMUNICATIONS 127  
BOMGAARS SUPPLY 95.97  
F S I AGENCY LLC 20901  
NEBRASKA PUBLIC POWER DISTRICT 1996.77  
OLMSTED & PERRY ENGINEERING 227100  
TYLER TECHNOLOGIES 90

UNITED STATES POSTAL SERVICE 132.5

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

#### ITEM 8-UNFINISHED BUSINESS

##### ITEM 8 A

Council member Kerns stated he would be abstaining from any discussion or action on this item as he is a potential bidder. Steve Perry, PE, Olmsted and Perry Consulting Engineers Inc. reviewed the Vireo Parkway Paving Improvements at the Fourmile Industrial Park (2019 Flood Recovery Project PW#88688-Relocated Wastewater Treatment Facility). This project is 1,400 lineal ft. of curb and gutter with 9 inch concrete that is 28 ft. wide with an estimated cost of \$839,000.00. Mr. Perry recommended a bid date of Thursday, April 28, 2022. Motion by Brookhouser seconded by Derby to authorize advertising for bids on the Vireo Parkway Paving Improvements at the Fourmile Industrial Park (2019 Flood Recovery Project PW#88688-Relocated Wastewater Treatment Facility) with a bid date of Thursday, April 28, 2022. ROLL CALL: Yes-Riese, Clark, Brookhouser, Forrest, Minahan, Muller and Derby. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

##### ITEM 8 B

Craig Vincent, Nebraska Public Power District Account Manager introduced the following NPPD representatives present at the meeting: Mary Harding, Board Member; Pat Hanrahan, General Manager of Retail Sales; and Dave Mazankowski, Assistant General Manager of Retail Sales. Mr. Vincent gave Mayor Lambert and Council a briefing on the NPPD Sunwise Community Solar Program and the Relocated Wastewater Treatment Facility. He explained what Community Solar is and the guiding principles used before the Community Solar process is considered.

##### ITEM 8 C

Council member Forrest introduced an ordinance numbered and titled as follows: **ORDINANCE NO. 1993: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH WAGES, SALARIES AND BENEFITS FOR NON-UNION CITY EMPLOYEES AND APPOINTED OFFICIALS APRIL 14, 2022; TO REPEAL ORDINANCE NO. 1989 AND ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.** Motion by Forrest seconded by Derby to approve third and final reading of **ORDINANCE NO. 1993: AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH WAGES, SALARIES AND BENEFITS FOR NON-UNION CITY EMPLOYEES AND APPOINTED OFFICIALS APRIL 14, 2022; TO REPEAL ORDINANCE NO. 1989 AND ALL ORDINANCES IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE** by title only. ROLL CALL: Yes-Kerns, Minahan, Clark, Muller, Derby, Riese, Brookhouser and

Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 1993 in to the record by title only.

#### ITEM 8 D

Council member Kerns stated he would be abstaining from any discussion or action on this item as he is a possible subcontract bidder. Emily Bausch, City Administrator stated RESOLUTION NO. 20-013 was adopted August 17, 2020 and the resolution for consideration tonight, RESOLUTION NO. 22-002, changes the dates in Exhibit B to reflect the current timeline. Following discussion, Motion by Brookhouser seconded by Forrest to adopt **RESOLUTION NO. 22-002: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF PLATTSMOUTH, NEBRASKA, TO FUND AN LB840 LOAN TO THE HISTORIC PLATTSMOUTH APARTMENTS, LLC; TO AUTHORIZE THE MAYOR TO EXECUTE A LOAN AGREEMENT; AND TO AUTHORIZE THE MAYOR TO NEGOTIATE A DEED OF TRUST, NOTE, AND OTHER DOCUMENTS AS NECESSARY TO IMPLEMENT THIS RESOLUTION** by title only. ROLL CALL: Yes-Brookhouser, Forrest, Minahan, Clark, Riese, Muller and Derby. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED. Stephen Q. Preston, City Attorney read RESOLUTION NO. 22-002 in to the record by title only.

#### ITEM 9-NEW BUSINESS

##### ITEM 9 A

Motion by Kerns seconded by Clark to give a favorable recommendation to the Nebraska Liquor Control Commission with regard to a Special Designated License application submitted by Mayden Layne Enterprises, d/b/a DC's Waterhole for the Chamber of Commerce Food Truck Wars being held at Citizen's Bank parking lot and adjoining open area, 2020 W. 8<sup>th</sup> Avenue, Plattsmouth on May 7, 2022 from 2:00 p.m. to 11:00 p.m. ROLL CALL: Yes-Kerns, Clark, Derby, Brookhouser, Minahan, Muller, Riese and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

##### ITEM 9 B

Motion by Forrest seconded by Derby to give a favorable recommendation to the Nebraska Liquor Control Commission with regard to a Special Designated License application submitted by Mayden Layne Enterprises, d/b/a DC's Waterhole for a Wedding Reception being held at Shindigs (Lower Level), 209 S. 23<sup>rd</sup> Street, Plattsmouth on April 22, 2022 from 1:00 p.m. to midnight. ROLL CALL: Yes-Forrest, Riese, Muller, Minahan, Kerns, Clark, Derby and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

##### ITEM 9 C

Captain Craig Shrimpton and Chief Mike Wilson were available to answer any questions. Capt. Shrimpton gave an overview of the current system and pagers. Motion by Muller seconded by Clark to authorize the purchase of 25-GS Dual Band P25 Voice Pagers (VHF & 700-800 MHz Pagers and drop in chargers) with a 3 year extended warranty for a total of \$21,712.50 plus

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

ITEM 9 D

Motion by Brookhosuer seconded by Forrest to approve the appointment of Daniel Kunce as a new member of the Plattsmouth Volunteer Fire Department and the addition of his name to the roster. ROLL CALL: Yes-Riese, Muller, Brookhouser, Derby, Kerns, Forrest, Clark and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 E

Motion by Brookhouser seconded by Kerns to approve the appointment of David Tyma as a new member of the Plattsmouth Volunteer Fire Department and the addition of his name to the roster. ROLL CALL: Yes-Minahan, Kerns, Forrest, Clark, Muller, Brookhouser, Derby and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 F

Motion by Clark seconded by Forrest to approve the Plattsmouth Volunteer Fire Department membership roster as presented. ROLL CALL: Yes-Clark, Brookhouser, Muller, Forrest, Riese, Derby, Kerns and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

8:24 p.m. Motion by Brookhouser seconded by Forrest to adjourn. ROLL CALL: Yes-Forrest, Muller, Kerns, Derby, Brookhouser, Clark, Minahan and Riese. MOTION CARRIED.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk