

PLATTSMOUTH CITY COUNCIL

February 6, 2023

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 February 6, 2023 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, Jeanie Brookhouser, Stockton Graham. Council Members Absent: James Forrest. Also present: City Administrator Emily Bausch, City Clerk Sandra J. Meyer, City Attorney Stephen Q. Preston & Deputy City Clerk Ryan Vulgamott.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on January 24, 2023 in the Omaha World Herald. 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

Tim Rohwer, formerly with the Plattsmouth Journal, is now working for the Sarpy Co. Times Newspaper. He said Lee Enterprises is the owner of many local papers, but they have chosen to consolidate these smaller local papers into a single regional publication. Tim said that Plattsmouth, Louisville & Weeping Water will have coverage in the new paper, but he is unaware at this time what the delivery methods will be for this paper.

ITEM 7–CONSENT AGENDA

Motion by Brookhouser seconded by Clark to approve the Consent Agenda with the additional claims:

- A Consider approval of the January 16, 2023 City Council Meeting Minute
- B Consider approval of claims

Claims Register Report as of 2/6/23

| | |
|----------------------------|-----------|
| Pay Date: 1/27/23 | 142155.47 |
| Com Ctr 6886.54 | |
| EMS 25718.17 | |
| General 17770.81 | |
| Library 8868.8 | |
| Parks and Cemetery 3120.58 | |
| Police 44837.16 | |
| Senior Center 3387.83 | |
| Street 15776.1 | |
| Water and Sewer 15789.48 | |

Various

Vendor Name

AMERITAS 16138.31
BLUE CROSS BLUE SHIELD 50704.72
FIRST STATE BANK NEBRASKA 311.54
FORT DAERBORNE LIFE INSURANCE 209.84
FRATERNAL ORDER OF POLICE 180
INTERNAL REVENUE SERVICE 31764.78
MUTUAL OF OMAHA 6916.45
NEBRASKA DEPARTMENT OF REVENUE 5192.81

Department : 01 - GENERAL ADMINISTRATION

AMAZON.COM SALES INC 117.58
AMERICAN BOILER COMPANY 425
BLACK HILLS ENERGY 1998.27
BOMGAARS SUPPLY 197.99
CHARTER BUSINESS 191.35
FIRST BANKCARD 475.1
HD SUPPLY FACILITIES MAINTENANCE LTD 48.94
INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS 310
KATHRYN SHARP 125
LEE ENTERPRISES 757.3
LIFEARTS INTEGRATED HEALTH CENTER PC 45
NEBRASKA SECRETARY OF STATE 30
OFFICE DEPOT INC 326.41
OXEN TECHNOLOGY 1113.73
PITNEY BOWES INC 132.79
RICHARD A COMI 725
TYLER TECHNOLOGIES 14847.38
WALKERS INC 83.5

Department : 02 - HUMANE/CODE ENFORCEMENT

BOMGAARS SUPPLY 69.24
GREAT PLAINS UNIFORMS 45

Department : 03 - EMS

BOMGAARS SUPPLY 482.84
BOUND TREE MEDICAL LLC 1521.52
CHARTER BUSINESS 20.86
DANKO EMERGENCY EQUIPMENT 4747.12
DEMERS AMBULANCE MANF 67908.24
FIRST BANKCARD 103.77
INVENTORY TRADING COMPANY 1130
MATHESON TRI-GAS INC 205.69
METRO BILLING SERVICES LLP 1128
OFFICE DEPOT INC 32.31
PANHANDLE EMS EDUCATION LLC 900
REBECCA L GRAF 10
ROLLINS INC 30
STERICYCLE INC 98.12

WALKERS INC 20.38

Department : 04 - POLICE

4ALLPROMOS LLC 363.55

4IMPRINT INC 451.56

AMAZON.COM SALES INC 144.77

CASS COUNTY SHERIFF 3615

DAVID WALKER 176.55

FIRST BANKCARD 483.97

GREAT PLAINS UNIFORMS 545.49

H & H SALES INC 233.57

LIFEARTS INTEGRATED HEALTH CENTER PC 80

MICHAEL MCKNELLY 57.78

OFFICE DEPOT INC 156.42

R LANCE BURNETT 64.2

Department : 05 - STREET

BLACK HILLS ENERGY 1365.01

BOMGAARS SUPPLY 110.16

HENDERSON PRODUCTS INC 13480

HOTSY EQUIPMENT CO 611.81

JOHN DEERE FINANCIAL 17974.33

OMAHA DOOR & WINDOW COMPANY 489.52

PAVERS INC 2567.7

STEPHEN C WARGA 45

Department : 06 - LIBRARY

BAKER & TAYLOR BOOKS 1536.54

BLACK HILLS ENERGY 704.43

DEMCO 94.98

FIRST BANKCARD 1849.34

LIFEARTS INTEGRATED HEALTH CENTER PC 80

TYLER TECHNOLOGIES 2379.07

WINDSTREAM 142.78

Department : 07 - PARKS

BLACK HILLS ENERGY 537.99

BOMGAARS SUPPLY 88.74

CHARTER BUSINESS 38.36

INDEPENDENT AUTO REPAIR 112

LEE ENTERPRISES 25.89

MENARDS 92.38

MIRACLE RECREATION EQUIPMENT COMPANY INC 7656.49

OREILLY AUTOMOTIVE INC 83.81

TILSON AUTOMOTIVE 183.89

WALKERS INC 28.2

Department : 08 - CEMETERY

BLACK HILLS ENERGY 396.25

NEBRASKA PUBLIC POWER DISTRICT 63.54

OFFICE DEPOT INC 36.11
STEPHEN C WARGA 45
TILSON AUTOMOTIVE 149.63
WINDSTREAM 156.37

Department : 10 - FIRE
CHARTER BUSINESS 20.85
ROLLINS INC 30
WALKERS INC 20.37
WITMER PUBLIC SAFETY GROUP INC 208.76

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 716.45
CHARTER BUSINESS 152.38
FIRST BANKCARD 136.94
HYVEE 489.47
LIFEARTS INTEGRATED HEALTH CENTER PC 80
REINHART FOODSERVICE LLC 3117.43
STRATUS BUILDING SOLUTION OF ARIZONA 219
WALKERS INC 124.69

Department : 17 - COMMUNITY CENTER
AQUA CHEM INC 404.2
BARONI ENTERPRISES 341.2
BLACK HILLS ENERGY 6448.08
CARD INTEGRATORS CORPORATION 770
CHARTER BUSINESS 457.15
FIRST BANKCARD 136.32
JONAS FITNESS INC 389.96
KACIE MOSER 59.92
LIFEARTS INTEGRATED HEALTH CENTER PC 315
MAEGAN BALFOUR 367.56
STRATUS BUILDING SOLUTION OF ARIZONA 1870
WALKERS INC 201.04

Department : 18 - AQUATIC
BLACK HILLS ENERGY 36.02
CHARTER BUSINESS 38.35

Department : 20 - WATER
ACCELERATED GRAPHX LLC 40
AMAZON.COM SALES INC 3912.28
BENJAMIN A HILL INC 480
BIG RED COMMUNICATIONS 127
BLACK HILLS ENERGY 853.57
BOMGAARS SUPPLY 277.04
CORE & MAIN LP 2882.59
DPC INDUSTRIES INC 2008.8
FIRST BANKCARD 29.97
HAWKINS INC 846.94

IMPACT MANUFACTURING 102
LANGFELDT OVERHEAD DOOR 121.1
LIFEARTS INTEGRATED HEALTH CENTER PC 40
MISSISSIPPI LIME COMPANY 6808.92
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 216
NEBRASKA PUBLIC POWER DISTRICT 7842.76
OFFICE DEPOT INC 42.74
TRANSWOOD LOGISTICS INC 1101.41
TYLER TECHNOLOGIES 4658.81
WATER & SEWER DEPARTMENT 135.55
WEST E CON 581

Department : 30 - SEWER
ACCELERATED GRAPHX LLC 40
AMAZON.COM SALES INC 92.49
AMERICAN BOILER COMPANY 725
BENJAMIN A HILL INC 480
BIG RED COMMUNICATIONS 127
BLACK HILLS ENERGY 4523.77
BNSF RAILROAD COMPANY 9932
BOMGAARS SUPPLY 163.32
CORE & MAIN LP 45.88
DAN KOEHLER 82.84
FIRST BANKCARD 29.97
H & H SALES INC 40.13
HD SUPPLY FACILITIES MAINTENANCE LTD 369.3
LIFEARTS INTEGRATED HEALTH CENTER PC 40
NEBRASKA PUBLIC POWER DISTRICT 2333.94
OFFICE DEPOT INC 42.73
OLMSTED & PERRY ENGINEERING 62117.5
TYLER TECHNOLOGIES 3231.36

ROLL CALL: Yes-Muller, Kerns, Graham, Riese, Minahan, Brookhouser, Clark. No-None.
Absent-Forrest. 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 ITEM 8 A as his company is a subcontractor on the project.

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc. reviewed Contractor's Application for Payment No.3 submitted by Steve Harris Construction Inc. for the Vireo Parkway Paving Improvements at the Fourmile Industrial Park (2019 Flood Recovery Project PW#88688- Relocated Wastewater Treatment Facility) in the amount of \$111,609.25. This is a progress payment representing 95% project completion, substantial completion documentation was issued to allow for use of the road. Mr. Perry recommended approval. Motion by Muller seconded by Brookhouser to approve Contractor's Application for Payment No.3 submitted by Steve Harris Construction Inc. for the Vireo Parkway Paving Improvements at the Fourmile Industrial Park

(2019 Flood Recovery Project PW#88688- Relocated Wastewater Treatment Facility) in the amount of \$111,609.25 and authorize the Mayor to execute Pay Request No. 3. ROLL CALL: Yes-Clark, Graham, Brookhouser, Riese, Muller, Minahan. No-None. Absent-Forrest. Abstain-Kerns. MOTION CARRIED

ITEM 8 B

City Administrator, Emily Bausch, discussed how materials testing and inspections are usually taken care of by the contractor, but with the magnitude of the Wastewater Treatment Plant project it would be better to bring in a Third Party to perform these tests and inspections. Steve Perry confirmed that the Third Party would report directly to the city and their services are eligible for FEMA funds. Motion by Riese seconded by Clark to authorize the solicitation of Request for Qualifications (RFQ) for a Third Party Materials Testing and Special Inspection Services includes special construction phase services in accordance with the International Building Code (IBC) related to construction of the New Wastewater Treatment Plant, Contract 2019 Flood Recovery Project PW #88688 – Relocated Wastewater Treatment Facility. ROLL CALL: Yes-Riese, Minahan, Clark, Brookhouser, Muller, Kerns, Graham. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED

ITEM 9 - NEW BUSINESS

ITEM 9 A

Motion by Clark seconded by Riese to approve the Mayor's recommendation of appointment of Adam Denio as the City Inspector (Zoning Inspector and Building Official) contingent upon meeting all conditional offer requirements, with a start date of March 1, 2023. Mr Denio was introduced and welcomed by the City Council. ROLL CALL: Yes- Brookhouser, Riese, Minahan, Kerns, Graham, Muller, Clark. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED

ITEM 9 B

Council member Kerns stated he would be abstaining from any discussion or action on ITEM 9 B as his company will be a bidder on this project.

Public Works Director, Nate Taylor, reviewed the need to remove the debris from its current location at the end of East Main St. so that construction projects in that area can proceed on schedule. Due to restrictions at this location burning the debris is not an option. Following discussion, motion by Muller seconded by Brookhouser to authorize the solicitation of proposals for tree and debris removal at East Main St. location. ROLL CALL: Yes-Minahan, Clark, Graham, Brookhouser, Riese, Muller. No-None. Absent-Forrest. Abstain-Kerns. MOTION CARRIED

ITEM 9 C

City Administrator, Emily Bausch, expressed that due to fluctuations in seasonal worker availability it may be in the best interest of the city to solicit different landscaping companies for cost comparison purposes. She further stated that this would not include the cemetery. Council members would like this to include someone with the knowledge & skills of a horticulturalist or

internship instead of just a standard mowing company. Following discussion, Motion by Brookhouser seconded by Muller to authorize the solicitation of proposals for landscaping and mowing services for the 2023 season for the following properties: Downtown Streetscape, Designated Rights of Way, Designated areas of Rhylander Park and other Designated Municipal Properties. ROLL CALL: Yes-Kerns, Minahan, Muller, Riese, Brookhouser, Graham, Clark. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED

ITEM 9 D

City Administrator, Emily Bausch, introduced a resolution numbered and titled as follows: **RESOLUTION NO. 23-001 : A RESOLUTION TO APPROVE THE USE OF OUTDOOR FIELDS, THE OUTDOOR POOL, AND ACCESSORY FACILITIES LOCATED AT RHYLANDER PARK, MEMORIAL PARK, AND THE PLATTSMOUTH COMMUNITY CENTER, BY SPORTS ASSOCIATIONS AND THEIR INVITEES FOR THE PURPOSE OF CONDUCTING ORGANIZED RECREATIONAL ACTIVITIES THEREON; TO REQUIRE EACH SPORTS ASSOCIATION TO FIRST PROVIDE THE CITY WITH EVIDENCE OF THE REQUIRED INSURANCE AND ENTER A LICENSE AGREEMENT WITH THE CITY; AND TO WAIVE THE FACILITIES USE FEE FOR EACH SPORTS ASSOCIATION WHICH ENTERS A LICENSE AGREEMENT WITH THE CITY.** Motion by Clark to adopt RESOLUTION 23-001 by title only. Said motion was seconded by Riese. ROLL CALL: Yes-Clark, Brookhouser, Muller, Kerns, Graham, Riese, Minahan. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read Resolution No. 23-001 into the record by title only.

ITEM 9 E

City Administrator, Emily Bausch, introduced an ordinance for first reading numbered and titled as follows: **ORDINANCE NO. 2002 : AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA, TO CREATE THE PLATTSMOUTH CLEAN ENERGY ASSESSMENT DISTRICT; TO PROVIDE FOR THE PRIVATE FINANCING OF ENERGY EFFICIENT IMPROVEMENTS AND FOR THE LEVY AND ADMINISTRATION OF ASSESSMENTS FOR THE REPAYMENT OF SUCH FINANCING; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.** Following discussion, Motion by Kerns seconded by Riese to adopt on first reading ORDINANCE NO. 2002 by title only. ROLL CALL: Yes-Graham, Riese, Minahan, Clark, Brookhouser, Muller, Kerns. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney read ORDINANCE NO. 2002 into the record by title only.

ITEM 9 F

Motion by Kerns seconded by Clark to approve the Application for Mobile Home License submitted by Hillside Pointe 2021 MHC, LLC for Hillside Pointe, 1023 N 9th St Lot 74 Plattsmouth, NE 68048 and authorize the issuance of a Mobile Home License for a period March 1, 2023 through February 28, 2024 contingent upon correction of errors on the application form. ROLL CALL: Yes-Muller, Minahan, Kerns, Clark, Graham, Brookhouser, Riese. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED

ITEM 9 G

Motion by Brookhouser seconded by Minahan to recommend approval of the Special Designated License application submitted by Church of the Holy Spirit for a non-profit fundraiser event being held at St. John the Baptist School Gymnasium/Cafeteria, 500 S. 18th Street on April 29, 2023 from 4:00 p.m. to 11:00 p.m. ROLL CALL: Yes-Brookhouser, Graham, Clark, Kerns, Minahan, Muller, Riese. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED

ITEM 9 H

Motion by Brookhouser seconded by Clark to approve the appointment of the following proposed new volunteer member to the Plattsmouth Emergency Medical Services Department: William Hind and the addition of his name to the Plattsmouth Emergency Medical Services Department roster. ROLL CALL: Yes-Riese, Muller, Brookhouser, Graham, Minahan, Kerns, Clark. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED

ITEM 12

8:23 p.m. Motion by Brookhouser seconded by Clark to adjourn. ROLL CALL: Yes-Graham, Clark, Kerns, Minahan, Muller, Riese, Brookhouser. No-None. Absent-Forrest. Abstain-None. MOTION CARRIED

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk