

PLATTSMOUTH CITY COUNCIL

May 1, 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 May 1, 2023 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Sean Minahan, Morgan Muller, Terry Kerns, Bryan Clark, Jeanie Brookhouser, Stockton Graham and James Forrest. Council Members Absent: Steve Riese. 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 April 20, 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 - Citizens Delegation

No one spoke at Citizen Delegation.

ITEM 6 – Presentation

ITEM 6 A

Pam Siroky, First State Insurance Agency Chief Sales Officer, Presented the City of Plattsmouth with a dividend check of \$13,313.24. This dividend is calculated based on the number of municipalities participating in the EMC dividend program and their cumulative loss history. Since 2014 the City of Plattsmouth has received a total of \$288,514.00 in dividends.

ITEM 7 - Mayoral Proclamation

ITEM 7 A

Mayor Lambert proclaimed May 7, 2023 as St. Paul's United Church of Christ Day, in the City of Plattsmouth, Nebraska in celebration of their 130 years serving the Plattsmouth community.

ITEM 8 - CONSENT AGENDA

Motion by Brookhouser seconded by Graham to approve the Consent Agenda as presented:

- A Consider approval of the April 17, 2023 City Council Meeting Minute
- B Consider approval of claims

Claims Register Report as of 5/1/23

Pay Date: 4/21/23 151206.71

Com Ctr 7307.19
EMS 27265.14
General 20127.25
Library 8644.92
Parks and Cemetery 6537.26
Police 51267.45
Senior Center 3555.78
Street 13347.61
Water and Sewer 13154.11

Various

Vendor Name

AMERITAS 17504
BLUE CROSS BLUE SHIELD 50780.9
FIRST STATE BANK NEBRASKA 311.54
FRATERNAL ORDER OF POLICE 195
INTERNAL REVENUE SERVICE 33995.17
MUTUAL OF OMAHA 6993.24
NEBRASKA DEPARTMENT OF REVENUE 5616.92
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 9813.03

Department : 01 - GENERAL ADMINISTRATION

BAIRD HOLM LLP 56
BOMGAARS SUPPLY 63.96
CHARTER BUSINESS 134.99
F S I AGENCY LLC 108367.55
FIRST BANKCARD 414.86
MENARDS 190.95
OFFICE DEPOT INC 49.03
OLMSTED & PERRY ENGINEERING 1011.3
OXEN TECHNOLOGY 8777.5
RICHARD A COMI 4400
STERICYCLE SHRED IT 63.04
WALKERS INC 327.45
WASTE CONNECTIONS OF NEBRASKA INC 443.18
WH PLATTSMOUTH LLC 31393.53
WINDSTREAM 89.58

Department : 02 - HUMANE/CODE ENFORCEMENT

BOMGAARS SUPPLY 15.98

Department : 03 - EMS

BARTON FITZPATRICK 20.54
BOUND TREE MEDICAL LLC 1145.17
DANKO EMERGENCY EQUIPMENT 1156.15
FIRST BANKCARD 107.96

FORT DEARBORN LIFE INSURANCE CO 72.24
GREAT PLAINS UNIFORMS 310
MATHESON TRI-GAS INC 280.78
METRO BILLING SERVICES LLP 1608
REBECCA L GRAF 10
STERICYCLE INC 98.12
STRYKER SALES CORPORATION 810.99
WALKERS INC 21.04

Department : 04 - POLICE
BOMGAARS SUPPLY 10.99
CONSOLIDATED MANAGEMENT CO 10.75
FIRST BANKCARD 1111.95
GSK LLC 100
H & H SALES INC 77.81
LYNN PEAVEY COMPANY 293.55
NEBRASKA ASSOC OF PROPERTY & EVIDENCE 30
NEBRASKA LAW ENFORCEMENT TRAINING CENTER 485
OFFICE DEPOT INC 101.11

Department : 05 - STREET
BOMGAARS SUPPLY 198.01
HD SUPPLY CONSTRUCTION & INDUSTRIAL WHITE CAP 398.6
KENNETH ADKINS 88.64
OLMSTED & PERRY ENGINEERING 12822.5
OMAHA DOOR & WINDOW COMPANY 315.04
OMAHA SLINGS INC 251.85

Department : 06 - LIBRARY
ABCREATIVE INC 4152
BAKER & TAYLOR BOOKS 887.31
BIBLIOTHECA INC 1105.74
EGAN SUPPLY CO 94.26
FIRST BANKCARD 1505.6
LERNER PUBLISHING GROUP INC 328.06
LIFEARTS INTEGRATED HEALTH CENTER PC 45
NATASHA BASHUS 40.46
RED BRICK RESOURCES 223.58

Department : 07 - PARKS
ACCELERATED GRAPHX LLC 120
BOMGAARS SUPPLY 258.41
CHARTER BUSINESS 38.1
LIFEARTS INTEGRATED HEALTH CENTER PC 110
ODEYS INC 298
WALKERS INC 14.6

Department : 08 - CEMETERY
BOMGAARS SUPPLY 378.83
NEBRASKA PUBLIC POWER DISTRICT 51.1

UNITED SEEDS INC 167.5

Department : 10 - FIRE
FIRST BANKCARD 1203.11
FORT DEARBORN LIFE INSURANCE CO 144.48
WALKERS INC 21.05

Department : 11 - SENIOR CITIZEN CTR
CHARTER BUSINESS 154.76
FIRST BANKCARD 96.29
HYVEE 454.38
REINHART FOODSERVICE LLC 1370.08
STRATUS BUILDING SOLUTION OF ARIZONA 219

Department : 12 - DEBT SERVICE
BOKF NATIONAL ASSOCIATION 15175

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

Department : 17 - COMMUNITY CENTER
AQUA CHEM INC 315
BOMGAARS SUPPLY 28.98
CHARTER BUSINESS 464.3
FIRST BANKCARD 120.74
MATTHEW MCANDREW 183.78
STRATUS BUILDING SOLUTION OF ARIZONA 1870
TK ELEVATOR CORPORATION THYSSENKRUPP ELEVATOR CORPORATION 323.75
WALKERS INC 106.66

Department : 18 - AQUATIC
CHARTER BUSINESS 38.1
FIRST BANKCARD 337.03
NATIONAL TICKET COMPANY 622.5

Department : 20 - WATER
BOMGAARS SUPPLY 87.94
CORE & MAIN LP 3924.36
DPC INDUSTRIES INC 2112.8
F S I AGENCY LLC 15917.1
HAWKINS INC 842.44
MISSISSIPPI LIME COMPANY 6803.4
NEBRASKA DEPARTMENT OF REVENUE (SALES TAX) 729.74
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 232
NEBRASKA PUBLIC POWER DISTRICT 6332.28
OLMSTED & PERRY ENGINEERING 1054.05
TYLER TECHNOLOGIES 90
WATER & SEWER DEPARTMENT 391.98

Department : 30 - SEWER

BOMGAARS SUPPLY 230.48
CORE & MAIN LP 17.42
DPC INDUSTRIES INC 1650.3
F S I AGENCY LLC 15917.1
MIDWEST RIGHT OF WAY SERVICES INC 8320.74
NEBRASKA PUBLIC POWER DISTRICT 2136.19
NIJOSK INC 1244.15
OLMSTED & PERRY ENGINEERING 50347.09
PRUITT OUTDOOR POWER 210.74
TYLER TECHNOLOGIES 90
WINDSTREAM 65.2

Department : 40 - PLATTSMOUTH KENO
ADVANCED GAMING TECHNOLOGIES INC 252.05

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

ITEM 9 - UNFINISHED BUSINESS

ITEM 9 A

Council member Kerns stated he would be abstaining from any discussion or action on ITEM 9 A due to his company being a bidder on the project.

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc., reviewed the 8th Street and Ave A Sanitary Sewer Extension Project. Mr. Perry stated this project will provide services to the Old Historic High School Building and properties along Avenue A, with future tie-on available to the Plattsmouth Early Childhood Center and the First Baptist School. To coordinate with the renovations at the Old Historic High School Building, this project is set to bid May 31, 2023 with completion date around the end of July 2023. Mr. Perry recommends approval. Motion by Muller seconded by Brookhouser to authorize the solicitation of bids for the 8th Street and Ave A Sanitary Sewer Extension Project. ROLL CALL: Yes-Minahan, Muller, Forrest, Graham, Brookhouser and Clark. No-None. Absent-Riese. Abstain-Kerns. MOTION CARRIED.

ITEM 9 B

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc., discussed the 2023 PC Concrete Street Repair Project with Council. Mr. Perry detailed how these critical repairs were part of the 2022 street repair schedule but was delayed due to weather. He confirmed that this repair project will not affect other street repair plans for the year. Mr. Perry recommends approval and a project bid date of May 31, 2023. Following discussion, Motion by Forrest seconded by Minahan to authorize the solicitation of bids for the 2023 PC Concrete Street Repair Project. ROLL CALL: Yes-Muller, Kerns, Minahan, Clark, Brookhouser, Graham and Forrest. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 9 C

Council member Kerns stated he would be abstaining from any discussion or action on ITEM 9 C due to his company being a bidder on the project.

Steve Perry PE, Olmsted & Perry Consulting Engineers Inc., reviewed the Oakmont Drive Water Main Improvement Project with Council. Mr. Perry indicated that this project was originally identified by FEMA to be an alternate project related to the City boat ramp and Doc Road 2019 flood recovery work. The original contract was bid in July 2021 with award contingent upon FEMA funds, no FEMA funds were released, so the project was put on hold in August 2022. Now with the anticipated release of FEMA funds for this project Mr. Perry recommends relaunching the project with a bid date of May 31, 2023. Following discussion, Motion by Forrest seconded by Clark to authorize the solicitation of bids for the Oakmont Drive Water Main Improvement Project (2019 Flood Recovery Alternate Project PW#88688). ROLL CALL: Yes-Brookhouser, Clark, Minahan, Graham, Forrest and Muller. No-None. Absent- Riese. Abstain-Kerns. MOTION CARRIED.

ITEM 10 - NEW BUSINESS

ITEM 10 A

Emily Bausch, City Administrator, introduced an ordinance for first reading numbered and titled as follows: Ordinance No. 2004: **AN ORDINANCE OF THE CITY OF PLATTSMOUTH, NEBRASKA TO ESTABLISH FEES FOR CITY SERVICES; TO REPEAL ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; TO PROVIDE FOR PUBLICATION IN PAMPHLET FORM; AND TO PROVIDE AN EFFECTIVE DATE.** Following discussion, Motion by Kerns seconded by Brookhouser to approve first reading of Ordinance No. 2004 by title only. ROLL CALL: Yes-Graham, Brookhouser, Clark, Minahan, Kerns, Muller and Forrest. No-None. Absent-Riese. Abstain-None. MOTION CARRIED. Stephen Q. Preston, City Attorney, read ORDINANCE NO. 2004 into the record by title only.

ITEM 10 B

Steve Rathman, Plattsburgh Police Chief, discussed that with the expanding of Highway 75, police partnership with Plattsburgh schools and increased cooperative opportunities with the county; now would be a good time to reinstitute the K9 unit. Chief Rathman stated that the Police Officer's Foundation has secured an agreement with Anderson Auto and has fundraised the total cost of \$38,989.00 to purchase the vehicle and equipment. The money will be presented to the City to purchase and license the vehicle. Following discussion, Motion by Forrest seconded by Clark to authorize the purchase of one (1) 2022 Ford Police Utility Vehicle from Anderson Auto Group of Lincoln, NE, at a total price of \$38,989.00 per unit (State Contract #15418). (Not a budgeted item, reimbursement will come from the Police Officer's Foundation). ROLL CALL: Yes- Muller, Kerns, Minahan, Clark, Forrests, Graham and Brookhouser. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 10 C

Motion by Brookhouser seconded by Forrest to recommend approval of Special Designated License application submitted by Chyna Entertainment dba Hatchett Jaxx for a SIDS Benefit event being held at Hatchett Jaxx, 16304 Westside Dr. #1 & #2 June 3, 2023 from 7:00 p.m. to June 4, 2023 12:00 a.m. ROLL CALL: Yes-Kerns, Forrest, Graham, Muller, Clark, Brookhouser and Minahan. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

Motion by Muller seconded by Clark to consolidate ITEM 10 D, ITEM 10 E, ITEM 10 F, ITEM 10 G, ITEM 10 H and ITEM 10 I and recommend approval.

- D Consider recommendation of approval of Special Designated License application submitted by Mayden Layne Enterprises dba DC's Waterhole for a Live on the Plaza event being held at the Plattsmouth Entertainment Plaza, 4th & Main Street June 2, 2023 from 5:00 p.m. to 10:00 p.m.
- E Consider recommendation of approval of Special Designated License application submitted by Mayden Layne Enterprises dba DC's Waterhole for a Live on the Plaza event being held at the Plattsmouth Entertainment Plaza, 4th & Main Street July 7, 2023 from 5:00 p.m. to 10:00 p.m.
- F Consider recommendation of approval of Special Designated License application submitted by Mayden Layne Enterprises dba DC's Waterhole for a Live on the Plaza event being held at the Plattsmouth Entertainment Plaza, 4th & Main Street July 15, 2023 from 5:00 p.m. to 10:00 p.m.
- G Consider recommendation of approval of Special Designated License application submitted by Mayden Layne Enterprises dba DC's Waterhole for a Live on the Plaza event being held at the Plattsmouth Entertainment Plaza, 4th & Main Street August 4, 2023 from 5:00 p.m. to 10:00 p.m.
- H Consider recommendation of approval of Special Designated License application submitted by Mayden Layne Enterprises dba DC's Waterhole for a Live on the Plaza event being held at the Plattsmouth Entertainment Plaza, 4th & Main Street September 1, 2023 from 5:00 p.m. to 10:00 p.m.
- I Consider recommendation of approval of Special Designated License application submitted by Mayden Layne Enterprises dba DC's Waterhole for a Live on the Plaza event being held at the Plattsmouth Entertainment Plaza, 4th & Main Street September 23, 2023 from 5:00 p.m. to 10:00 p.m.

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

ITEM 10 J

Motion by Clark seconded by Forrest to approve the appointment of the following proposed new members to the Plattsmouth Volunteer Fire Department: Sean Ballinger, Thomas Perricci, and Todd Carpenter. ROLL CALL: Yes-Forrest, Brookhouser, Graham, Clark, Kerns, Minahan and Muller. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 10 K

Motion by Forrest seconded by Brookhouser to approve the Plattsmouth Volunteer Fire Department Roster (49 members). ROLL CALL: Yes-Brookhouser, Minahan, Kerns, Forrest, Clark, Graham and Muller. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 10 L

Mike Wilson, Plattsmouth Fire Chief, was available to answer questions regarding the Certification Administrator appointment. Following discussion, Motion by Brookhouser seconded by Muller to appointment Sarah Armstrong as the Plattsmouth Volunteer Fire Department Certification Administrator for the Volunteer Emergency Responders Incentive Act LB-886. (**Nebraska Legislative Bill LB-886: Sec. 4. (1). Each volunteer department serving a city, village, or rural or suburban fire protection district shall designate one member of the department to serve as the certification administrator.**) ROLL CALL: Yes-Muller, Kerns, Graham, Clark, Minahan, Brookhouser and Forrest. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

ITEM 13

7:57 p.m. Motion by Forrest seconded by Brookhouser to adjourn. ROLL CALL: Yes-Graham, Forrest, Brookhouser, Minahan, Clark, Kerns and Muller. No-None. Absent-Riese. Abstain-None. MOTION CARRIED.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk