

PLATTSMOUTH CITY COUNCIL

May 6, 2024

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 6, 2024 at Plattsmouth City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: Steve Riese, Sean Minahan, Morgan Muller, Bryan Clark, Jim Forrest, Jeanie Brookhouser, Stockton Graham and Terry Kerns. Council Members Absent: None. Also present: City Administrator Emily Bausch and City Clerk Sandra J. Meyer.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on April 25, 2024 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

Motion by Forrest seconded by Muller to approve the appointment of Welch Law Firm, P.C. as City Attorney and authorize the Mayor to finalize and execute a Memorandum of Engagement for City Attorney Legal Services with Welch Law Firm, P.C. ROLL CALL: Yes-Clark, Minahan, Riese, Brookhouser, Kerns, Forrest, Muller and Graham. No-None. Absent-None. Abstain-None. MOTION CARRIED. Mayor Lambert introduced Damien Wright, Welch Law Firm, P.C.

Emily Bausch, City Administrator administered the Oath of Office of the City Attorney for the City of Plattsmouth to Damien J. Wright, a representative of Welch Law Firm, P.C. Mr. Wright was then seated at the council table as the City Attorney.

ITEM 6 – CITIZENS DELEGATION

No one spoke at Citizen Delegation.

ITEM 7 – MAYORAL PROCLAMATION

There were no Mayoral Proclamations.

ITEM 8

Steve Rathman, Chief of Police introduced Officer Jonathan Hardy and announced his promotion to Sergeant within the Plattsmouth Police Department. Sergeant Hardy's wife, Lisa, pinned the Sergeant's Badge on his uniform. All in attendance recognized Sergeant Hardy.

ITEM 9

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

- A Consider approval of the April 15, 2024 City Council Meeting Minutes
- B Consider approval of Change Order No. 1 for the Avenue B Water Main Replacement project resulting in a deduct of -\$6,527.00 with a final contract amount of \$81,257.80 and authorize the Mayor to execute Change Order No. 1
- C Consider approval of Contractor's Application for Payment No. 1 in the amount of \$81,257.80 for the Avenue B Water Main Replacement project and authorize the Mayor to execute Application for Payment No. 1
- D Consider approval of the Certificate of Substantial Completion for the Avenue B Water Main Replacement project and authorize the Mayor to execute the Certificate
- E Consider approval of Invoice No. 2174 submitted by Eagle Engineering Group LLC in the amount of \$8,435.00 for the Avenue B Water Main Replacement project and authorize payment
- F Consider approval of Task Order No. W1, Water Supply System Project-Final Design and Bidding Phase, 2019 Flood Recovery Project #88690-Relocated Drinking Water Facility at a cost of \$1,550,000.00 and authorize the Mayor to execute Task Order No. W1
- G Consider approval of Pay Request No. 1 in the amount of \$19,912.36 for the Sanitary Sewer Rehabilitation-Lincoln Avenue Project and authorize the Mayor to execute Pay Request No. 1
- H Consider approval of Change Order No. 3-New Wastewater Treatment Plant Contract 2-Wastewater Treatment Plant 2019 Flood Recovery Project #88688 for a total deduct of -\$267,933.36 and authorize the Mayor to execute Change Order No. 3
- I Consider recommendation of approval of Special Designated License application submitted by Mayden Layne Enterprises, d/b/a DC's Waterhole for an event being held at the Entertainment Plaza, 4th & Main St., on June 8, 2024 from 5:00 p.m. to 10:00 p.m.
- J Consider approval of claims

Claims Register Report as of 5/6/24

Pay Date: 4/19/24 162418.93

Com Ctr 8251.7

EMS 28171.7
General 21140.94
Library 9331.2
Parks and Cemetery 6005.52
Police 59653.26
Senior Center 3794.05
Street 13083.74
Water and Sewer 12986.82

Pay Date: 5/3/24 155000.89
Com Ctr 7894.82
EMS 27872.74
General 21681.02
Library 9218.2
Parks and Cemetery 7400.47
Police 51189.86
Senior Center 3583.86
Street 12604.4
Water and Sewer 13555.52

Various
Vendor Name
AMERITAS 36709.5
BLUE CROSS BLUE SHIELD 58363.56
FIRST STATE BANK NEBRASKA 930.8
FRATERNAL ORDER OF POLICE 405
INTERNAL REVENUE SERVICE 74573.87
MUTUAL OF OMAHA 7206.3
NEBRASKA CHILD SUPPORT PAYMENT CENTER 1299.28
NEBRASKA DEPARTMENT OF REVENUE 11342.93
PLATTSMOUTH COMMUNITY CENTER 2168.92

Department : 01 - GENERAL ADMINISTRATION
ACCESS TECHNOLOGIES INC 363.07
AMAZON.COM SALES INC 25.88
BOMGAARS SUPPLY 42.95
CHARTER BUSINESS 199.83
FIRST BANKCARD 1367.43
KATHRYN SHARP 125
MELVEN SUDBECK HOMES INC 5569.55
MENARDS 212.8
PITNEY BOWES INC 628.62
RYAN VULGAMOTT 71.69
STEPHEN Q PRESTON 4800
WALKERS INC 100.5
WASTE CONNECTIONS OF NEBRASKA INC 768.44
WH PLATTSMOUTH LLC 42104.02
WHEELHOUSE SOLUTIONS LLC 82.15

Department : 02 - HUMANE/CODE ENFORCEMENT

AMAZON.COM SALES INC 9.99
BOMGAARS SUPPLY 22.04

Department : 03 - EMS

ACCESS TECHNOLOGIES INC 56.2
BOUND TREE MEDICAL LLC 4805.12
CHARTER BUSINESS 25.79
COMMUNICATIONS PRODUCTS & SERVICES INC 100
FIRST BANKCARD 958.3
FORT DEARBORN LIFE INSURANCE CO 48.16
KIMBERLY E HERNANDEZ 105
LIFEARTS INTEGRATED HEALTH CENTER PC 110
MATHESON TRI-GAS INC 155.8
METRO BILLING SERVICES LLP 1512
REBECCA L GRAF 20
ROLLINS INC 39.5
STERICYCLE INC 206.06
UNMC PHYSICIANS CORPORATION 2587.5
WALKERS INC 21.75
WASTE CONNECTIONS OF NEBRASKA INC 92.24
WHEELHOUSE SOLUTIONS LLC 80.7

Department : 04 - POLICE

ACCESS TECHNOLOGIES INC 248.26
AMAZON.COM SALES INC 448.91
BOMGAARS SUPPLY 79.98
CONSOLIDATED MANAGEMENT CO 104.15
DIGITAL ALLY INC 120
FIRST BANKCARD 784
H & H SALES INC 38.63
JACKS UNIFORMS & EQUIPMENT 264.34
NEBRASKA LAW ENFORCEMENT TRAINING CENTER 142

Department : 05 - STREET

BOMGAARS SUPPLY 237.46
CINTAS CORPORATION #749 273.2
DAN KOEHLER 195
MILL CREEK AUTO PARTS INC 71.98
MULLENAX AUTO SUPPLY 373.53
WASTE CONNECTIONS OF NEBRASKA INC 373.28

Department : 06 - LIBRARY

ACCESS TECHNOLOGIES INC 135.86
BAKER & TAYLOR BOOKS 2486.58
DEMCO 120.36
FIRST BANKCARD 1168.39

WASTE CONNECTIONS OF NEBRASKA INC 92.23
WINDSTREAM 185.94

Department : 07 - PARKS

AAA SEWER & DRAIN CLEANING CO 5000
ALLIED OIL & TIRE CO 731.65
BOMGAARS SUPPLY 293.24
CHARTER BUSINESS 33.09
FIRST BANKCARD 428
J & J SMALL ENGINE SERVICE 1285.24
JESSE CLARK 40.2
LIFEARTS INTEGRATED HEALTH CENTER PC 220
SHERWIN WILLIAMS 379.9
WALKERS INC 15.1
WASTE CONNECTIONS OF NEBRASKA INC 868.72
WHEELHOUSE SOLUTIONS LLC 177.57

Department : 08 - CEMETERY

BOMGAARS SUPPLY 54.99
JESSE CLARK 36.18
NEBRASKA PUBLIC POWER DISTRICT 37.92
WASTE CONNECTIONS OF NEBRASKA INC 154.81
WINDSTREAM 173.75

Department : 10 - FIRE

ACCESS TECHNOLOGIES INC 56.2
CHARTER BUSINESS 25.79
COMMUNICATIONS PRODUCTS & SERVICES INC 100
DURAWEAR GLOVE & SAFETY CO INC 3153.17
FIREBLADE LASER ENGRAVERS LLC 245.49
FORT DEARBORN LIFE INSURANCE CO 158.24
MULLENAX AUTO SUPPLY 51.74
NEBRASKA STATE FIRE MARSHAL 50
NEBRASKA STATE VOLUNTEER FIREFIGHTERS 20
OREILLY AUTOMOTIVE INC 176.56
ROLLINS INC 39.49
WALKERS INC 21.75
WASTE CONNECTIONS OF NEBRASKA INC 92.23

Department : 11 - SENIOR CITIZEN CTR

CHARTER BUSINESS 145.51
HYVEE 280.48
OFFICE DEPOT INC 120.98
REINHART FOODSERVICE LLC 2192.54
STEPHEN C WARGA 20
STRATUS BUILDING SOLUTION OF ARIZONA 219

Department : 12 - DEBT SERVICE

BOKF NATIONAL ASSOCIATION 14575

Department : 17 - COMMUNITY CENTER

ACCESS TECHNOLOGIES INC 135.86
AQUA CHEM INC 2252.5
CHARTER BUSINESS 436.52
CHESTERMAN CO 250.43
FIRST BANKCARD 41.28
JEREMY J MASID 960
STRATUS BUILDING SOLUTION OF ARIZONA 1870
WALKERS INC 166.73

Department : 18 - AQUATIC

AQUA CHEM INC 3295.7
BARONI ENTERPRISES 97.13
CHARTER BUSINESS 33.09

Department : 20 - WATER

BIG RED COMMUNICATIONS 714.5
BOMGAARS SUPPLY 401.94
CORE & MAIN LP 1066.35
LIFEARTS INTEGRATED HEALTH CENTER PC 55
MISSISSIPPI LIME COMPANY 8013.76
NEBRASKA PUBLIC HEALTH ENVIRONMENTAL LAB 184
NEBRASKA PUBLIC POWER DISTRICT 6036.16
PANOLOGY INC 75
PEOPLESERVICE INC 11217.5
PETTY CASH WATER DEPARTMENT 644.73
SHAW HARDWARE STORE 116.94
STEPHEN Q PRESTON 1600
WATER & SEWER DEPARTMENT 459.02

Department : 30 - SEWER

BIG RED COMMUNICATIONS 714.5
BOMGAARS SUPPLY 139.18
HD SUPPLY INC 359.7
INLAND TRUCK PARTS COMPANY 867
LIFEARTS INTEGRATED HEALTH CENTER PC 55
NEBRASKA PUBLIC POWER DISTRICT 2378.67
PANOLOGY INC 75
PEOPLESERVICE INC 11217.5
PVS DX INC 1650.3
STEPHEN Q PRESTON 1600
TERRACON CONSULTANTS INC 8220
WASTE CONNECTIONS OF NEBRASKA INC 37.33

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

ITEM 10 – UNFINISHED BUSINESS

ITEM 10 A

Motion by Muller seconded by Riese to approve the New Wastewater Treatment Plant Contract 4-Lift Station & Force Mains, 2019 Flood Recovery Project #88688 with Neuvirth Construction, Inc., (Award of Bid approved 03/18/2024) and authorize the Mayor to execute the contract documents. ROLL CALL: Yes-Graham, Kerns, Clark, Muller, Forrest, Minahan, Riese and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

Councilmember Kerns stated he would be abstaining from any discussion or action on ITEM 10 B and ITEM 10 C as he has a conflict of interest.

ITEM 10 B

Motion by Forrest seconded by Clark to approve Change Order No. 3-Final for the Oakmont Drive Water Main Improvement Project (FEMA Project No. 101799) in a deduct amount of -\$5,351.30 and for a contract time extension, and authorize the Mayor to execute Change Order No. 3. ROLL CALL: Yes-Riese, Brookhouser, Minahan, Graham, Clark, Forrest and Muller. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 10 C

Motion by Forrest seconded by Brookhouser to approve Application for Payment No. 4- Final from Kerns Excavating Co. Inc. for the Oakmont Drive Water Main Improvement Project (FEMA Project No. 101799) in the amount of \$54,067.10 and authorize the Mayor to execute Pay Request No.4. ROLL CALL: Yes-Muller, Clark, Graham, Forrest, Riese, Minahan and Brookhouser. No-None. Absent-None. Abstain-Kerns. MOTION CARRIED.

ITEM 10 D

Motion by Riese seconded by Clark to approve the Pierce Fire Truck (Aerial) Purchase Agreement by and between MacQueen Equipment LLC DBA MacQueen Emergency Group and the City of Plattsmouth for the purchase of one (1) Pierce Enforcer 100' Ascendant Tower at a purchase price of \$2,312,000.00 (prior to any applicable discounts and budgeted down payments) and authorize the Mayor to execute all pertinent Purchase Agreement documents. Todd Clyne, MacQueen Equipment LLC DBA MacQueen Emergency Group representative was available to answer any questions. Following discussion, ROLL CALL: Yes-Brookhouser, Minahan, Forrest, Kerns, Graham, Riese, Clark and Muller. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 11 – NEW BUSINESS

ITEM 11 A

Emily Bausch, City Administrator reviewed the Interlocal Agreement. It is felt this is a more efficient use of taxpayer dollars and it will increase efficiency in general. Chris Perrone, Cass County Attorney was present at the meeting. Motion by Forrest seconded by Clark to approve the Interlocal Agreement by and between the City of Plattsmouth, Nebraska, a municipal corporation and political subdivision of the State of Nebraska and the County of Cass, Nebraska, a county and political subdivision of the State of Nebraska authorized by the Interlocal Cooperation Act, Neb. Rev. Stat. §§13-801 to 13-827, allowing the City to obtain the prosecutorial services of the County and authorize the Mayor to execute the Interlocal Agreement. Following discussion, ROLL CALL: Yes-Minahan, Graham, Muller, Riese, Brookhouser, Kerns, Clark and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 11 B

Motion by Muller seconded by Brookhouser to approve a License and Management Agreement by and between the City of Plattsmouth, a Nebraska municipal corporation and Plattsmouth Community Schools-Plattsmouth Early Childhood Center for a PECC Field Day at Old Plattsmouth High School Football Field, North 10th Street and Avenue A, scheduled to be held on Thursday, May 16, 2024 from 8:00 a.m. to 1:00 p.m. with a rain date of May 21, 2024 and authorize the Mayor to execute the License Agreement. Following discussion, ROLL CALL: Yes-Riese, Kerns, Clark, Forrest, Muller, Graham, Brookhouser and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 11 C

Steve Rathman, Chief of Police, reviewed his request. Motion by Brookhouser seconded by Muller to approve an Addendum to the School Resource Officer (SRO) Contract for Interlocal Services and Cooperation between The Plattsmouth Community Schools and The City of Plattsmouth, approved August 16, 2021, for a change to the compensation for the 2024-2025 contract year to \$81,513.00 and authorize the Mayor to execute the Addendum. Following discussion, ROLL CALL: Yes-Forrest, Muller, Kerns, Graham, Brookhouser, Clark, Minahan and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 11 D

Motion by Brookhouser seconded by Forrest to authorize the complete upfitting for a 2024 Plattsmouth Police Utility Vehicle at Jones Automotive in Omaha NE (Purchase of items to equip the unit approved in FY 2023-2024 budget-Labor cost of \$3,120.00 not budgeted). Following discussion, ROLL CALL: Yes-Clark, Minahan, Riese, Kerns, Graham, Brookhouser, Muller and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 14

7:54 p.m. Motion by Brookhouser seconded by Clark to Adjourn. ROLL CALL: Yes- Brookhouser, Graham, Clark, Kerns, Minahan, Muller, Riese and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk