PLATTSMOUTH CITY COUNCIL

December 16, 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 December 16, 2024 at Plattsmouth City Hall in Plattsmouth Nebraska. Council member Sean Minahan arrived. Present were Mayor R. Paul Lambert and Council Members: Jeanie Brookhouser, Bryan Clark, James Forrest, Stockton Graham, Terry Kerns, Sean Minahan, Morgan Muller and Steve Riese. Council Members Absent: None. Also present: City Administrator Emily Bausch, City Attorney Damien Wright, City Clerk Sandra J. Meyer, and Deputy City Clerk Ryan Vulgamott.

This is a regular meeting of the Mayor and City Council of Plattsmouth. Notice of meeting was published on December 5, 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 CITIZENS DELEGATION

No one spoke at Citizens Delegation.

ITEM 6 MAYORAL PROCLAMATION

There were no Mayoral Proclamations.

ITEM 7 CONSENT AGENDA

Motion by Brookhouser seconded by Forrest to approve the Consent Agenda with the additional claim from H & H Sales Inc for $8,053.88 presented at the meeting.

A Consider approval of the December 2, 2024 City Council Meeting Minutes

B Receive Annual Report on Collection and Use of Occupation Taxes for Fiscal Year October 1, 2023 through September 30, 2024

C Receive Subrecipient Monitoring Report Letter from NEMA and direct the Clerk to place on file

D Consider Certification of Compliance of Maintenance Agreement No. 21 QE 2227 Supplement 2 between the Nebraska Department of Transportation and the Municipality of Plattsmouth for Calendar Year 2024 and authorize the Mayor to sign the Certificate of Compliance

E Consider Contractor’s Application for Payment No. 19 submitted by Strand Associates on behalf of Hawkins Construction Company in the amount of

$1,485,714.00 for work completed from November 1 to 30, 2024 for the New Wastewater Treatment Plant Contract 2 (2019 Flood Recovery Project PW#88688-Relocated Wastewater Treatment Plant) and authorize the Mayor to execute Contractor's Application for Payment No. 19

F Consider Contractor's Application for Payment No. 14 submitted by Strand Associates on behalf of Valley Corporation in the amount of $1,113,980.96 for work completed from November 2 to December 2, 2024 for the New Wastewater Treatment Plan Contract 3-Raw Wastewater Force Mains (2019 Flood Recovery Project PW#88688-Relocated Wastewater Treatment Plant) and authorize the Mayor to execute Application for Payment No. 14

G Consider Change Order No. 3 submitted by Strand Associates on behalf of Valley Corporation which includes six (6) items for a total increase of +$132,504.87 for the New Wastewater Treatment Plan Contract 3-Raw Wastewater Force Mains (2019 Flood Recovery Project PW#88688-Relocated Wastewater Treatment Plant) and authorize the Mayor to execute Change Order No. 3

H Consider Contractor's Application for Payment No. 4 submitted by Strand Associates on behalf of Valley Corporation in the amount of $38,717.48 for work completed from November 2 to December 2, 2024 for the Sanitary Sewer Rehabilitation-Lincoln Avenue Project and authorize the Mayor to execute Application for Payment No. 4

I Consider approval of Change Order No. 2 submitted by Olsson on behalf of Lobato Construction LLC for a total decrease of $90,283.00 for removal of 2nd Ave improvements to the Plattsmouth 2024 Street Improvement Project and authorize the Mayor to execute Change Order No. 2

J Consider Contractor's Application for Payment No. 2 submitted by Olsson on behalf of Lobato Construction in the amount of $193,811.86 for 2024 Street Improvement Projects and authorize the Mayor to execute Application for Payment No. 2

K Consider approval of the appointment of the following proposed new volunteer member to the Plattsmouth EMS Department: Kelsy Swigart and the addition of her name to the Emergency Medical Services Department Roster

L Receive Treasurer's Report

M Consider approval of claims

Claims Register Report as of 12/16/24

Pay Date: 12/13/24 including Longevity 217563.11

Com Ctr 9804.78
EMS 31872.57
General 31993.52

Library 11413.44
Parks and Cemetery 7434
Police 83989.92
Senior Center 4057.3
Street 17767.32
Water and Sewer 19230.26

Various
Vendor Name
ACCREDITED COLLECTION SERVICE 236.73
AMERITAS 22922.03
BLUE CROSS BLUE SHIELD 70436.46
FIRST STATE BANK NEBRASKA 465.4
FRATERNAL ORDER OF POLICE 210
INTERNAL REVENUE SERVICE 46426.62
NEBRASKA CHILD SUPPORT PAYMENT CENTER 456.48
NEBRASKA DEPARTMENT OF REVENUE 7016.65
PLATTSMOUTH COMMUNITY CENTER 2150.46

Department : 01 - GENERAL ADMINISTRATION
ACCESS TECHNOLOGIES INC 502.9
AMAZON.COM SALES INC 45.33
AMERICAN SOCIETY OF COMPOSERS AUTHORS & PUBLISHERS 223.71
BLACK HILLS ENERGY 699.82
CASS COUNTY COURT 42
CASS COUNTY REGISTER OF DEEDS 10
CASS COUNTY TREASURER 675.56
IDEAL PURE WATER 10.75
IRINA A HARRINGTON 75
KATHRYN SHARP 375
MICROFILM IMAGING SYSTEMS 75
NEBRASKA PUBLIC POWER DISTRICT 245.69
OMAHA WORLD HERALD 1200.32
OXEN TECHNOLOGY 3209.16
SHELL FLEET PLUS 45.66
STERICYCLE SHRED IT 69.72
THE PITNEY BOWES BANK INC 1517.25
VERIZON WIRELESS 85.88
WALKERS INC 57.6
WASTE CONNECTIONS OF NEBRASKA INC 423.26
WELCH LAW FIRM PC 6600
WINDSTREAM 297.39

Department : 02 - HUMANE/CODE ENFORCEMENT
NEBRASKA PUBLIC POWER DISTRICT 77.95
SHELL FLEET PLUS 47.46

Department : 03 - EMS
ACCESS TECHNOLOGIES INC 68.84
AMAZON.COM SALES INC 194.95

BLACK HILLS ENERGY 117.76
IDEAL PURE WATER 15.75
IMAGE TREND 712.5
MATHESON TRI-GAS INC 606.1
NEBRASKA PUBLIC POWER DISTRICT 312.8
OVERHEAD DOOR COMPANY OF OMAHA 4264.25
PETTY CASH CITY 16
ROLLINS INC 39.49
SHELL FLEET PLUS 1000.59
VERIZON WIRELESS 171.71
WASTE CONNECTIONS OF NEBRASKA INC 49.47
WEX HEALTH INC 12.5
WINDSTREAM 196.61
ZOLL MEDICAL CORPORATION 276.36

Department : 04 - POLICE
ACCESS TECHNOLOGIES INC 273.99
AMAZON.COM SALES INC 406.68
GALLS 82.8
GREAT PLAINS UNIFORMS 460
H & H SALES INC 795.27
H & H SALES INC 8053.88 (additional claim presented at meeting)
JONES AUTOMOTIVE INC 11607.76
SHELL FLEET PLUS 1915.69
TAYLOR LAWN CARE LLC 1100
VERIZON WIRELESS 363.02
WEX HEALTH INC 25

Department : 05 - STREET
AMAZON.COM SALES INC 129.99
BLACK HILLS ENERGY 392.2
BOMGAARS SUPPLY 567.18
COMMONWEALTH ELECTRIC COMPANY OF THE MIDWEST 534.21
CORNHUSKER INTERNATIONAL TRUCKS INC 777.9
FIRST STATE BANK NEBRASKA 128026.5
JACOB N SITTNER 2110
MICHAEL TODD & COMPANY INC 596.04
MILL CREEK AUTO PARTS INC 82.37
MULLENAX AUTO SUPPLY 210.78
NEBRASKA IOWA SUPPLY CO INC 1571.36
NEBRASKA PUBLIC POWER DISTRICT 5450.04
OREILLY AUTOMOTIVE INC 739.61
PAVERS INC 2800.8
READY MIX CONCRETE CO 989.04
SHELL FLEET PLUS 729.12
VERIZON WIRELESS 182.53
WASTE CONNECTIONS OF NEBRASKA INC 405.01
WINDSTREAM 160.82

Department : 06 - LIBRARY

ACCESS TECHNOLOGIES INC 262.07
APOLLO REFRIGERATION & HEATING SYSTEMS 423.72
BAKER & TAYLOR BOOKS 584.16
BLACK HILLS ENERGY 246.97
CHARTER BUSINESS 65
DEMCO 429.19
NEBRASKA PUBLIC POWER DISTRICT 245.31
OXEN TECHNOLOGY 374.45
TK ELEVATOR CORPORATION THYSSENKRUPP ELEVATOR CORPORATION 1076
WASTE CONNECTIONS OF NEBRASKA INC 49.47
WINDSTREAM 191.66

Department : 07 - PARKS
BLACK HILLS ENERGY 210.49
BOMGAARS SUPPLY 132.96
NEBRASKA PUBLIC POWER DISTRICT 241.63
SHELL FLEET PLUS 152.16
WASTE CONNECTIONS OF NEBRASKA INC 351.45

Department : 08 - CEMETERY
BLACK HILLS ENERGY 165.42
BOMGAARS SUPPLY 105.68
HD SUPPLY INC 40.95
JEREMY J MASID 4860
JESSE CLARK 15.41
SHELL FLEET PLUS 24.32
VERIZON WIRELESS 42.94
WASTE CONNECTIONS OF NEBRASKA INC 167.19
WINDSTREAM 160.38

Department : 10 - FIRE
ACCESS TECHNOLOGIES INC 68.83
BLACK HILLS ENERGY 117.76
FIRST BANKCARD 2263.33
FIRST WIRELESS 25.97
HEIMAN INC 105.91
IDEAL PURE WATER 15.75
INTERSTATE POWER SYSTEMS INC 3172.58
MACQUEEN EQUIPMENT LLC 14905.99
MULLENAX AUTO SUPPLY 947.51
NEBRASKA IOWA SUPPLY CO INC 2486.35
NEBRASKA PUBLIC POWER DISTRICT 312.8
NEBRASKA STATE FIRE MARSHAL 240
OVERHEAD DOOR COMPANY OF OMAHA 4264.25
RICH WEST INC 255.89
ROLLINS INC 39.5
SAM A DMAVRO 191
WASTE CONNECTIONS OF NEBRASKA INC 49.47
WINDSTREAM 196.6
WITMER PUBLIC SAFETY GROUP INC 49.86

YANT TESTING SUPPLY & EQUIPMENT 300.94

Department : 11 - SENIOR CITIZEN CTR
BLACK HILLS ENERGY 116.27
NEBRASKA PUBLIC POWER DISTRICT 612.36
PERFORMANCE FOOD GROUP INC 3527.08
SHELL FLEET PLUS 85.46
WALKERS INC 156.58
WASTE CONNECTIONS OF NEBRASKA INC 78.92

Department : 12 - DEBT SERVICE
FIRST STATE BANK NEBRASKA 116487.75

Department : 17 - COMMUNITY CENTER
ACCESS TECHNOLOGIES INC 181.27
AMERICAN SOCIETY OF COMPOSERS AUTHORS & PUBLISHERS 111.85
BLACK HILLS ENERGY 1046.42
BOMGAARS SUPPLY 89.7
NEBRASKA PUBLIC POWER DISTRICT 5511.2
STEPHEN C WARGA 104
WALKERS INC 55.3
WASTE CONNECTIONS OF NEBRASKA INC 236.76

Department : 18 - AQUATIC
AMERICAN SOCIETY OF COMPOSERS AUTHORS & PUBLISHERS 111.86
BLACK HILLS ENERGY 40.19
NEBRASKA PUBLIC POWER DISTRICT 94.91

Department : 20 - WATER
BLACK HILLS ENERGY 278.45
BOMGAARS SUPPLY 289.06
CORE & MAIN LP 733.05
JAY GLASER 127
MIDWEST RIGHT OF WAY SERVICES INC 149498.68
MISSISSIPPI LIME COMPANY 8806.59
NEBRASKA PUBLIC POWER DISTRICT 1081.62
OLMSTED & PERRY ENGINEERING 1968.75
ONE CALL CONCEPTS INC 79.67
OXEN TECHNOLOGY 674
PETTY CASH WATER DEPARTMENT 592.08
PVS DX INC 140
SHELL FLEET PLUS 623.65
STRAND ASSOCIATES INC 155000
TRANSWOOD LOGISTICS INC 3040.48
UNITED STATES POSTAL SERVICE 94
VERIZON WIRELESS 168.83
VIKING PAINTING LLC 3000
WELCH LAW FIRM PC 2200
WEST E CON 108288.64
WEX HEALTH INC 12.5

WINDSTREAM 165.64

Department : 24 - DRUG FORFEITURE
H & H SALES INC 400
VERIZON WIRELESS 41.01

Department : 30 - SEWER
BLACK HILLS ENERGY 956.42
HD SUPPLY INC 131.89
JAY GLASER 127
MIDWEST LABORATORIES INC 358
MIDWEST RIGHT OF WAY SERVICES INC 500
MULLENAX AUTO SUPPLY 17.04
NEBRASKA PUBLIC POWER DISTRICT 61.95
NIJOSK INC 2373.26
OLMSTED & PERRY ENGINEERING 522.5
ONE CALL CONCEPTS INC 79.67
OXEN TECHNOLOGY 449.33
SHELL FLEET PLUS 75.82
STRAND ASSOCIATES INC 362700
TERRACON CONSULTANTS INC 6863.75
UNITED STATES POSTAL SERVICE 94
VERIZON WIRELESS 40.01
WASTE CONNECTIONS OF NEBRASKA INC 75.95
WELCH LAW FIRM PC 2200
WINDSTREAM 118.49

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

ITEM 8 UNFINISHED BUSINESS

ITEM 8 A

Brittni Stephens PE, City Engineer – Olsson, gave a presentation on the Fulton Ave Sanitary Sewer Analysis based on developer interests in that area. She discussed current capacity, maintenance deficiencies and possible growth options. Brittni also reviewed the 2015 Comprehensive Plan's Future Land Use Map and Annexation Phasing plan. There are developers interested in the 5 acres at Three Parks, 27 acres to the E of Hwy 75 and 21 acres to the W of Hwy 75. The current system will only support the 5 acres at Three Parks and an additional 18 acres of development, depending on the density of that development. The City has an obligation to support the development at Three Parks first because it is located within city limits. If the City wishes to maximize future growth possibilities in these areas, it will require capital investment to replace the current 8" lines with 10", further study of the sanitary sewer and an update to the future land use map.

Following lengthy discussion, Motion by Riese seconded by Forrest to receive the Fulton Ave Sanitary Sewer Analysis Technical Memo from Brittni Stephens PE, City Engineer – Olsson. ROLL CALL: Yes-Muller, Riese, Kerns, Minahan, Brookhouser, Clark, Forrest and Graham. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 B

John Gade, Strand Associates, was available to answer questions. Motion by Forrest seconded by Riese to award bid to Yost Excavating, Inc. of Nebraska City, NE for the Plattsmouth Water Supply Contract W1 - Clearing and Grading (2019 Flood Recovery Project PW#88690) in the amount of $399,065.50 and authorize the Mayor to execute Notice of Award. ROLL CALL: Yes-Brookhouser, Clark, Forrest, Graham, Riese, Kerns, Minahan and Muller. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 C

Motion by Forrest seconded by Clark to approve the Bundy Wetland Bank Phase 1 Application for Credit (purchase) in the amount of $31,900 for the New Wastewater Treatment Plant Contract 2 (2019 Flood Recovery Project PW#88688-Relocated Wastewater Treatment Plant) and authorize the Mayor to sign Application for Credit. ROLL CALL: Yes-Riese, Kerns, Minahan, Muller, Clark, Forrest, Graham and Brookhouser. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 8 D

Motion by Muller seconded by Brookhouser to award bid to Stronghold Construction in the amount of $7,165.00 for demolition and removal of condemned property at 415 S 5th Street, contingent upon the expiration of the cure period on December 18, 2024 (council authorized Civil Action for Abatement on August 21, 2023). ROLL CALL: Yes-Clark, Forrest, Graham, Brookhouser, Kerns, Minahan, Muller and Riese. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 NEW BUSINESS

ITEM 9 A

Motion by Brookhouser seconded by Muller to Approve Work Order #9 to the Master Agreement for Professional Services with Olsson dated December 8, 2023 in the amount not to exceed $98,000 for design, bidding and construction administration for the New City RV Campground Project (2019 FEMA Flood Recovery project #101799 – Alternate Projects) and authorize Mayor to execute Work Order #9. ROLL CALL: Yes-Kerns, Minahan, Muller, Riese, Forrest, Graham, Brookhouser and Clark. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 B

Emily Bausch, City Administrator, provided Council with a copy of the Interlocal Agreement that has been reviewed by the Cass County Attorney and Cass County Sheriff. Motion by Forrest seconded by Clark to approve an Interlocal Agreement by and between the City of Plattsmouth, Nebraska, a municipal corporation and political subdivision of the State of Nebraska and Cass County (Cass County Sheriff's Office-CCSO) for use of the Plattsmouth Community Center and authorize the Mayor to execute the Interlocal Agreement. ROLL CALL: Forrest, Graham,

Brookhouser, Clark, Minahan, Muller, Riese and Kerns. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 9 C

Emily Bausch, City Administrator, and Adam Denio, City Inspector, reviewed the details of this FEMA grant with Council. This residence, located in the flood plain, was identified by FEMA as a repetitive loss structure with multiple claims on their flood insurance policy, making them eligible for a 100% buyout and relocation grant. Once the property has been vacated it will be owned by the City and have a Deed Restriction on it to hinder future development in the flood plain. Following discussion, Motion by Brookhouser seconded by Riese to authorize submission of a FEMA Hazard Mitigation Assistance Grant Application with the Nebraska Emergency Management Agency, for a floodplain buyout and removal of residence located at 16214 River Road (all project cost and cost associated with grant preparation ex. certified appraisal, lead and asbestos inspection are reimbursable at 100% actual cost) and authorize the Mayor to sign grant application and submit a financial commitment letter, no local match is required for the project. ROLL CALL: Yes-Minahan, Muller, Riese, Kerns, Graham, Brookhouser, Clark and Forrest. No-None. Absent-None. Abstain-None. MOTION CARRIED.

ITEM 12

At 8:32 p.m. Motion by Forrest seconded by Clark to adjourn. ROLL CALL: Yes-Graham, Brookhouser, Clark, Forrest, Muller, Riese, Kerns and Minahan. No-None. Absent-None. Abstain-None. MOTION CARRIED.

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R. Paul Lambert, Mayor

ATTEST:

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Sandra J. Meyer, City Clerk