



CITY COUNCIL AGENDA

Tuesday, April 17, 2018 at 7:00 p.m.
Springfield City Hall
170 North 3rd Street

CALL TO ORDER

- Public announcement that a copy of the Nebraska Open Meetings Law is posted in the entry to the meeting room
- Roll call
- Pledge of Allegiance

CONSENT AGENDA

All consent agenda items are approved in one motion unless removed by a Council Member. Removed items will be placed under the Regular Agenda for consideration and action by the Council.

1. Approve Minutes of the April 3, 2018 Council Meeting
2. Approve Treasurer's Report
3. Approve **Resolution 2018-9** entering into Revised Addendum #2 to Geographic Information System (GIS) Interlocal Agreement

REGULAR AGENDA

1. Proclaim Sunday, April 29, 2018, as Earth Day in the City of Springfield
2. Consider approval of Ordinance No. 973 AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 9 BUILDING REGULATIONS, ARTICLE 4 ELECTRICAL CODE, SECTION 9-401 ELECTRICAL CODE; ADOPTED BY REFERENCE; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE
3. Consider approval of Ordinance No. 974 AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 9 BUILDING REGULATIONS, ARTICLE 2 BUILDING CODE, SECTION 9-201 BUILDING CODE; ADOPTED BY REFERENCE; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE
4. Consider a Lease Amendment submitted by Crown Castle Entity modifying the original land lease agreement for a telecommunications tower at 13002 Platteview Road (city water tower site)

5. Review and prioritize project schedule
6. Consider hiring seasonal maintenance employees for the summer

DEPARTMENT REPORTS

1. Sewer Department – Roy Swenson
2. Library & Community Building – Michael Herzog
3. Street Department – Chad Nolte
4. Water & Parks Department – Dan Craney
5. Mayor’s Report – Bob Roseland
6. City Staff Reports

The Mayor and City Council reserve the right to adjourn into executive session per Section 84-1410 of the Nebraska Revised Statutes.

ADJOURNMENT

MINUTES

A regular meeting of the Mayor and Council of the City of Springfield, Nebraska was held at 7:00 o’clock p.m. at City Hall on April 17, 2018. Present were Mayor Bob Roseland; Council Members: Roy Swenson, Michael Herzog, Dan Craney. Absent: Chad Nolte. Notice of this meeting was given in advance by posting in three public places, one of the designated methods of giving notice. Notice of this meeting was given in advance to the Mayor and all Council Members and a copy of their receipt of notice is attached to these Minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public. The Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

Consent Agenda

Motion by Herzog, seconded by Swenson, to approve the Consent Agenda. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

The City Clerk reported a balance on hand of \$1,264,917.89 in cash assets; Prestige Treasury-\$204,878.03; Prestige Bond-\$783,868.95; Keno Community Betterment-\$154,971.53; Keno Progressive Jackpot-\$50,018.49; Water Deposit Savings-\$4,195.44; Refundable Deposit Savings-\$1,224.92; Water Tower Savings-\$150,067.45; Sewer Restricted-\$148,756.45; Water Capital Facilities Fees-\$38,879.36; Sewer Capital Facilities Fees-\$93,753.04; City Sales Tax-\$619,501.30; Money Mark Library Bricks-\$3,170.86; Government Securities-\$105,412.57; Library Savings-\$13,515.70; Time Certificates as follows: Bond-\$77,556.13; Tower-\$58,065.08; Water-\$127,203.51; Library Bricks-\$21,531.37; Library Restricted-\$40,375.14; Cash Receipts-\$188,214.10; Cash Disbursements-\$175,700.02; Various Purpose Bond 2013 interest pymt \$1,025.00; GO Sidewalk Bond 2014 interest pymt \$817.50.

Regular Agenda

Agenda Item 1. Motion by Swenson, seconded by Craney, to proclaim Sunday, April 29, 2018, as Earth Day in the City of Springfield. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Agenda Item 2. Council Member Swenson introduced Ordinance No. 973 entitled:

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 9 BUILDING REGULATIONS, ARTICLE 4 ELECTRICAL CODE, SECTION 9-401 ELECTRICAL CODE; ADOPTED BY REFERENCE; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Herzog seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Swenson, Herzog, Craney. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule was declared suspended for consideration of said ordinance. Said ordinance was then read by title and thereafter Council Member Swenson moved for final passage of the ordinance, which motion was seconded by Council Member Herzog. The Mayor then stated the question "Shall Ordinance No. 973 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Swenson, Herzog, Craney. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor in the presence of the Council signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto and ordered the ordinance to be published or posted as required by law and as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 973

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 9 BUILDING REGULATIONS, ARTICLE 4 ELECTRICAL CODE, SECTION 9-401 ELECTRICAL CODE; ADOPTED BY REFERENCE; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA:

Section 1. Chapter 9, Article 4, Section 9-401 of the Municipal Code of Springfield, Nebraska is amended to read as follows:

§9-301 ELECTRICAL CODE; ADOPTED BY REFERENCE. The minimum standards, provisions, and requirements for safe and stable installation, methods of connection, and uses of materials in the installation of electrical transmission materials shall be as found in the National Electric Code, ~~2014~~ 2017 Edition, and all amended editions as though printed in full herein insofar as said code does not conflict with the statutes of the State of Nebraska. All prior ordinances in conflict herewith shall be and are hereby repealed. Three (3) copies of the National Electric Code are on file at the office of the Municipal Clerk and are available for public inspection at any reasonable time. The provisions of the National Electric Code ~~2014~~ 2017 Edition shall be controlling throughout the Municipality and throughout its zoning jurisdiction. (*Ref. 17-1001, 18-132, 19-902, 19-922 RS Neb.*) (*Amended by Ord. No. 375, 3/21/95; 862, 8/5/14; 973, 4/17/18.*)

Section 2. Any other ordinance or code section passed and approved prior to passage, approval, and publication or posting of this ordinance and in conflict with its provisions is repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and approved this 17th day of April, 2018.

Mayor

(SEAL)

City Clerk

Agenda Item 3. Council Member Swenson introduced Ordinance No. 974 entitled:

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 9 BUILDING REGULATIONS, ARTICLE 2 BUILDING CODE, SECTION 9-201 BUILDING CODE; ADOPTED BY REFERENCE; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Herzog seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Swenson, Herzog, Craney. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule was declared suspended for consideration of said ordinance. Said ordinance was then read by title and thereafter Council Member Swenson moved for final passage of the ordinance, which motion was seconded by Council Member Herzog. The Mayor then stated the question "Shall Ordinance No. 974 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Swenson, Herzog, Craney. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor in the presence of the Council signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto and ordered the ordinance to be published or posted as required by law and as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 974

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 9 BUILDING REGULATIONS, ARTICLE 2 BUILDING CODE, SECTION 9-201 BUILDING CODE; ADOPTED BY REFERENCE; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA:

Section 1. Chapter 9, Article 2, Section 9-201 of the Municipal Code of Springfield, Nebraska is amended to read as follows:

§9-201 BUILDING CODE; ADOPTED BY REFERENCE. To provide certain minimum standards, provisions, and requirements for safe and stable design, methods of construction, and uses of materials in buildings hereafter erected, constructed, enlarged, altered, repaired, relocated, and converted, the 2012 International Building Code, as issued by the International Code Council, the 2012 International Residential Code, as issued by the International Code Council, the 2012 International Mechanical Code, as issued by the International Code Council, the 2012 International Fuel Gas Code, as issued by the International Code Council, the 2012 International Plumbing Code, as issued by the International Code Council, the 2009 International Energy Conservation Code, as issued by the International Code Council, the ~~2014~~ 2017 National Electric Code, as issued by the National Fire Protection Association, Inc., and the Building Code Amendments, Deletions and Changes as shown in Exhibits A and B to Ordinance 942, passed 2/7/17, and printed in book or pamphlet form is hereby incorporated by reference in addition to all amended editions as though printed in full herein insofar as said Codes do not conflict with the Statutes of the State of Nebraska. Three (3) copies of said Codes are on file at the office of the Municipal Clerk and are available for public inspection at any reasonable time. The provisions of said Codes shall be controlling throughout the Municipality and throughout its zoning jurisdiction. (*Ref. 17-1001, 18-132, 19-902, 19-922 RS Neb.*) (*Amended by Ord. Nos. 298, 3/1/88; 374, 3/21/95; 594, 1/21/03; 674, 6/21/06; 709, 3/7/06; 796, 10/4/11; 861, 8/5/14; 974, 4/17/18*)

Section 2. Any other ordinance or code section passed and approved prior to passage, approval, and publication or posting of this ordinance and in conflict with its provisions is repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and approved this 17th day of April, 2018.

Mayor

(SEAL)

City Clerk

Agenda Item 4. Council reviewed a proposal from Crown Castle to amend the current lease agreement for the telecommunications tower at the water tower site located on Platteview Road. City Attorney, Bill Seidler, Jr., noted that our current agreement allows a new carrier to co-locate on the existing tower, but requires that new carrier to lease additional property/ground space from the city for their ground equipment. The new proposal states that a new carrier could locate their equipment on our property, outside the existing lease area, without our permission. Council noted that the proposal does not benefit the city.

Agenda Item 5. Council reviewed the maintenance department project schedule, including street repairs. They discussed obtaining quotes from concrete contractors for larger projects. Council directed staff obtain quotes for pour back only. The city maintenance department will be responsible for tear out and site prep. Craney expressed concern with coordination between the maintenance department and contractor. Staff will obtain bids as requested.

Agenda Item 6. Council discussed work load and summer projects. Council agreed to hire one seasonal maintenance employee and advertise for a part-time maintenance laborer to assist with mowing, parks maintenance and street repairs. Motion by Swenson, seconded by Herzog, to rehire Davis Fluckey for the seasonal maintenance employee position. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Department Reports

Agenda Item 1. No Department Report from Swenson.

Agenda Item 2. Herzog reported that on the used book sale and upcoming spring programs at the library.

Agenda Item 3. No Department Report from Nolte.

Agenda Item 4. Craney reported that sod was put down at the seating area in Buffalo Park. He also noted that a new roof was put on the dugouts at Buffalo Park.

Agenda Item 5. No Department Report from Mayor Roseland.

Agenda Item 6. The City Administrator reported that a special meeting will be held on Tuesday, April 24 at 7:00 p.m. to discuss the City Park ball field lighting project.

Adjournment

Motion by Swenson, seconded by Craney, to adjourn. AYES: Swenson, Herzog, Craney. NAYS: None. Meeting adjourned at 8:06 p.m. Motion carried.

I, the undersigned, City Clerk for the City of Springfield, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on April 17, 2018; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting; and that a current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during such meeting in the room in which such meeting was held.

Kathleen Gottsch
City Clerk