



## **CITY COUNCIL AGENDA**

Tuesday, December 19, 2017, at 7:00 p.m.  
Springfield City Hall  
170 North 3<sup>rd</sup> 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 December 5, 2017 Council Meeting
2. Approve Treasurer's Report

### **REGULAR AGENDA**

1. Andrew Rainbolt, Sarpy County Economic Development Corp. – 3<sup>rd</sup> Quarter Report
2. Conduct a **Public Hearing** to consider an amendment to Section 4.14.10 of the Springfield Zoning Ordinance, amending the maximum allowable size of accessory structures depending upon the size of the property
3. Consider approval of **Ordinance No. 971** AN ORDINANCE TO AMEND ARTICLE 4 "GENERAL PROVISIONS", SECTION 4.14 "ACCESSORY BUILDING AND USES" OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF
4. Consider approval of the Certificate of Compliance for Maintenance Agreement No. 126 for roadway surface maintenance completed by the Nebraska Department of Roads in 2017
5. Consider approval of **Resolution 2017-32** entering into a Maintenance Agreement Renewal with the Nebraska Department of Roads for the period January 1, 2018 to December 31, 2018

## 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 December 19, 2017. Present were Mayor Bob Roseland; Council Members: Roy Swenson, Michael Herzog, Chad Nolte, Dan Craney. Absent: None. 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 Nolte, seconded by Swenson, to approve the Consent Agenda. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

The City Clerk reported a balance on hand of \$1,378,112.58 in cash assets; Prestige Treasury-\$204,739.18; Prestige Bond-\$792,785.61; Keno Community Betterment-\$144,551.15; Keno Progressive Jackpot-\$50,000.00; Water Deposit Savings-\$4,193.76; Refundable Deposit Savings-\$1,224.43; Water Tower Savings-\$147,434.34; Sewer Restricted-\$143,507.92; Water Capital Facilities Fees-\$34,335.03; Sewer Capital Facilities Fees-\$81,095.15; City Sales Tax-\$263,191.96; Money Mark Library Bricks-\$2,969.65; Government Securities-\$105,168.56; Library Savings-\$13,510.32; Time Certificates as follows: Bond-\$77,449.60; Tower-\$57,984.70; Water-\$126,931.46; Library Bricks-\$21,471.79; Library Restricted-\$40,126.03; Cash Receipts-\$150,893.24; Cash Disbursements-\$180,516.86; Various Purpose Bond 2015 interest pymt \$2,645.00.

### Regular Agenda

Agenda Item 1. Andrew Rainbolt with the Sarpy County Economic Development Corp. provided the 3<sup>rd</sup> quarter report. He reviewed net taxable sales amounts and explained how they are calculated. Rainbolt reviewed new development along Highway 50 south of Highway 370. Nolte inquired about development interest south of Capehart Road. Rainbolt said that sewer infrastructure is the big question that needs to

be addressed. He suggested that the sewer agency create a timeline for infrastructure improvements that the development community could use to plan new development projects.

Agenda Item 2. A Public Hearing of the Springfield City Council was opened at 7:14 p.m. to consider an amendment to Section 4.14.10 of the Springfield Zoning Ordinance, amending the maximum allowable size of accessory structures depending upon the size of the property. No one from the public spoke in favor of or in opposition to the conditional use permit. Council reviewed the proposed changes. Motion by Nolte, seconded by Swenson, to close the Public Hearing. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Public Hearing closed at 7:17 p.m.

Agenda Item 3. Council Member Swenson introduced Ordinance No. 971 entitled:

AN ORDINANCE TO AMEND ARTICLE 4 “GENERAL PROVISIONS”, SECTION 4.14 “ACCESSORY BUILDING AND USES” OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Craney seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Swenson, Herzog, Nolte, 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. 971 be passed and adopted?” Upon roll call vote, the following Council Members voted AYE: Swenson, Herzog, Nolte, 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. 971**

AN ORDINANCE TO AMEND ARTICLE 4 “GENERAL PROVISIONS”, SECTION 4.14 “ACCESSORY BUILDING AND USES” OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Section 1. Approval of Amendment to Zoning Ordinance. On December 12, 2017, the Springfield Planning Commission conducted a public hearing on the matter of amending Section 4.14.10 of the zoning ordinance restricting the maximum number of accessory structures allowed within certain zoning districts and reported a recommendation of approval to the City Council. On December 19, 2017, the City Council held a public hearing on said proposed amendment to the zoning ordinance and found and determined that said proposed change to the zoning ordinance is advisable, in the best interests of the City, and consistent with the Comprehensive Plan. The City Council further found and determined that public hearings were duly held and notices given. Therefore, the City Council hereby approves said proposed amendment to the zoning ordinance as set forth in this Ordinance.

Section 2. Amendment to Zoning Ordinance. Pursuant to Section 9.01 of the Springfield Zoning Ordinance, Section 4.14 is hereby amended to read as follows:

Section 4.14 Accessory Building and Uses

4.14.10 In the R-92, R-87, R-50, R-30 and RB Residential Districts, a maximum of two accessory structures shall be allowed.

1. Detached garages shall count as one accessory structure, with a maximum allowable size ~~of 720 square feet~~ as follows:  
Lots less than 13,000 square feet shall have a maximum allowable size of 720 square feet.  
Lots between 13,000-17,000 square feet shall have a maximum allowable size of 990 square feet.  
Lots greater than 17,000 square feet shall have a maximum allowable size of 1,296 square feet.
2. Garden sheds shall count as one accessory structure, with a maximum allowable size of 144 square feet.

Section 3. Repeal Ordinances in Conflict. All other ordinances in conflict are hereby repealed.

Section 4. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 19<sup>TH</sup> DAY OF DECEMBER, 2017.

\_\_\_\_\_  
Mayor

(SEAL)

Attest:

\_\_\_\_\_  
City Clerk

Agenda Item 4. Motion by Swenson, seconded by Herzog, to approve the Certificate of Compliance for Maintenance Agreement No. 126 for roadway surface maintenance and snow removal completed by the Nebraska Department of Roads in 2017. AYES: Swenson, Herzog, Roseland. NAYS: Nolte, Craney. Motion carried.

Agenda Item 5. Council Member Swenson introduced Resolution 2017-32 and moved its adoption. Council Member Herzog seconded the foregoing motion and on roll call on the passage and adoption of said resolution, the following voted YEA: Swenson, Herzog, Roseland. The following voted NAY: Nolte, Craney. Whereupon the Mayor declared said motion carried and said resolution passed and adopted. A true, correct and complete copy of said resolution is as follows:

**RESOLUTION  
2017-32**

BE IT RESOLVED by the Mayor and City Council of the City of Springfield, Nebraska, as follows:

WHEREAS, the City of Springfield, Nebraska, a Municipal Corporation, and the State of Nebraska Department of Roads, wish to enter into Maintenance Agreement No. 126 Renewal for the purpose of performing surface maintenance and snow removal along Highway 50 lane miles within the Corporate Limits of the City of Springfield; and

WHEREAS, the Agreement shall be for the period January 1, 2018, thru December 31, 2018; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Springfield, Nebraska that the Mayor is authorized to enter into Maintenance Agreement No. 126 Renewal attached hereto as Exhibit "A".

Introduced and Passed this 19<sup>th</sup> day of December, 2017.

Ayes   3  

Nays   2  

Abstain   0  

Absent   0  

Approved:

\_\_\_\_\_  
Mayor

SEAL

Attest:

\_\_\_\_\_  
City Clerk

### **Department Reports**

Agenda Item 1. No Department Report from Swenson. The City Administrator reported that construction on the sewer siphon project will begin soon.

Agenda Item 2. No Department Report from Herzog.

Agenda Item 3. Nolte reported that the maintenance department is cleaning up South 6<sup>th</sup> and Vine Streets with detergent from where the street sweeper leaked fluid. He reported that the 2001 Chevy Pickup will be sold at a future auction. A resolution will come before the Council for consideration once an auction date is determined.

Agenda Item 4. Craney reported that he spoke with Rick Lee regarding a leaking fire hydrant in the new subdivision. Lee informed him the hydrant was purposely running to clean the lines prior to final testing. The water main has received final approval from NEDHHS to be placed into service.

Agenda Item 5. Mayor Roseland reported that he plans to attend the Sarpy County Chamber's legislative coffee on January 12.

Agenda Item 6. The City Administrator reported that she met with representatives of Lamp Rynearson and their subcontractors regarding ball field lights at City Park. Lamp Rynearson is the school engineer. Council agreed to provide regular full-time and regular part-time employees with four hours of holiday pay on Friday, December 22 and Friday, December 29 for the Christmas and New Year's holidays.

### **Adjournment**

Motion by Herzog, seconded by Swenson, to adjourn. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Meeting adjourned at 7:40 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 December 19, 2017; 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