



CITY COUNCIL AGENDA

Tuesday, February 19, 2019 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 February 5, 2019 Council Meeting
2. Approve Treasurer's Report
3. Consider an Application for a Special Designated Liquor License submitted by Sandbar Chapter Ducks Unlimited Inc. for a fundraiser event at the Sarpy County Fairgrounds 4H Building on April 12, 2019, from 5:00 p.m. to 11:59 p.m.
4. Consider approval of Pay Application No. 1 in the amount of \$55,290.60 to ProTech Electric Services, Inc. for services rendered in conjunction with the Buffalo Park Ball Field Lighting Project

REGULAR AGENDA

1. Consider approval of **Ordinance No. 999** AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA TO AMEND SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-120.01 MUNICIPAL WATER DEPARTMENT; METER INSTALLATION; MULTIPLE UNITS; NON-RESIDENTIAL UNITS; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE
2. Consider approval of **Ordinance No. 1000** AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA TO ADOPT SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-120.03 MUNICIPAL WATER DEPARTMENT; METER INSTALLATION; MULTIPLE UNITS; FLEX SPACES; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE

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 Tuesday, February 19, 2019. 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 \$1,377,482.00 in cash assets; Prestige Treasury-\$205,109.66; Prestige Bond-\$803,956.31; Keno Community Betterment-\$127,855.86; Keno Progressive Jackpot-\$50,000.00; Water Deposit Savings-\$4,198.55; Refundable Deposit Savings-\$1,225.83; Water Tower Savings-\$158,857.85; Sewer Restricted-\$162,131.22; Water Capital Facilities Fees-\$49,928.31; Sewer Capital Facilities Fees-\$124,673.01; City Sales Tax-\$1,262,133.99; Money Mark Library Bricks-\$3,373.34; Government Securities-\$107,357.46; Library Savings-\$13,525.72; Time Certificates as follows: Bond-\$78,074.42; Tower-\$58,517.45; Water-\$127,966.81; Library Bricks-\$21,641.72; Library Restricted-\$40,756.58; Cash Receipts-\$207,026.99; Cash Disbursements-\$182,011.66.

Regular Agenda

Agenda Item 1. Council Member Swenson introduced Ordinance No. 999 entitled:

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA TO AMEND SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-120.01 MUNICIPAL WATER DEPARTMENT; METER INSTALLATION; MULTIPLE UNITS; NON-RESIDENTIAL UNITS; 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 following were ABSENT: Nolte. 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. 999 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Swenson, Herzog, Craney. The following voted NAY: None. The following were ABSENT: Nolte. 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. 999

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA TO AMEND SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-120.01 MUNICIPAL WATER DEPARTMENT; METER INSTALLATION; MULTIPLE UNITS; NON-RESIDENTIAL UNITS; 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 THE CITY OF SPRINGFIELD, NEBRASKA:

Section 1. Chapter 3, Article 1, Section 3-120.01 of the Springfield Municipal Code is amended to read as follows:

§3-120.01 MUNICIPAL WATER DEPARTMENT; METER INSTALLATION; MULTIPLE UNITS; NON-RESIDENTIAL UNITS.

Non-residential units, other than those units governed by § 3.120.03 of this Code, allowing for four (4) or less consumers or separate premises shall have a separate meter for each consumer or premises. Non-residential units allowing for more than four (4) consumers or separate premises may have one (1) meter per consumer group or premise. In such circumstances where individual consumers or separate premises do not have an individual meter, minimum charges shall be applied to each available consumer or premise and overages shall be applied to the non-residential unit as an accumulation of the entire non-residential unit's usage.

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 19th day of February, 2019.

Mayor

(SEAL)

City Clerk

Agenda Item 2. Council Member Swenson introduced Ordinance No. 1000 entitled:

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA TO ADOPT SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-120.03 MUNICIPAL WATER DEPARTMENT; METER INSTALLATION; MULTIPLE UNITS; FLEX SPACES; 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 Craney 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 following were ABSENT: Nolte. 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 Craney. The Mayor then stated the question "Shall Ordinance No. 1000 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Swenson, Herzog, Craney. The following voted NAY: None. The following were ABSENT: Nolte. 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. 1000

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA TO ADOPT SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-120.03 MUNICIPAL WATER DEPARTMENT; METER INSTALLATION; MULTIPLE UNITS; FLEX SPACES; 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 THE CITY OF SPRINGFIELD, NEBRASKA:

Section 1. Chapter 3, Article 1, Section 3-120.01 of the Springfield Municipal Code is adopted to read as follows:

§ 3-120.03 MUNICIPAL WATER DEPARTMENT: METER INSTALLATION; MULTIPLE UNITS; FLEX SPACES. Any building in a zoning district zoned Industrial, Light Industrial, Business Highway, Business Park or Mixed Use, designed to, or that is used to, provide space for multiple (more than one) businesses or business entities to carry on separate businesses or trades under a common roof; including buildings designated as "Flex Buildings", or "Flex Spaces", or any similar building shall have at least one meter that does not take water from another metered line or building. Additional meters may be purchased and installed for tenants in the same building provided they are all located near the service entrance, not sub-meters, and each meter make a direct connection to the main with a separate shutoff at the main. In such circumstances where the building does not have separate meters, minimum charges will be applied to the building based on the number of water rough ins in the building plans approved by the City. Any changes to the number of water rough ins must be approved by the City and the new number of water rough ins will be the number of minimums charged. Overage charges shall be applied to the building as an accumulation of the entire building's usage. The property owner shall be responsible for payment of the water utility bill.

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 19th day of February, 2019.

Mayor

(SEAL)

City Clerk

Department Reports

Agenda Item 1. Swenson provided an update on sewer agency information.

Agenda Item 2. Herzog reminded the Council about the employee appreciation dinner on February 23.

Agenda Item 3. No Department Report from Nolte.

Agenda Item 4. No Department Report from Craney.

Agenda Item 5. No Department Report from Mayor Roseland.

Agenda Item 6. Kathleen Gottsch, City Administrator, provided an update on city projects.

Adjournment

Motion by Herzog, seconded by Swenson, to adjourn. AYES: Swenson, Herzog, Craney. NAYS: None. Meeting adjourned at 7:14 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 February 19, 2019; 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