



## **CITY COUNCIL AGENDA**

Tuesday, January 20, 2015 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 January 6, 2015 Council Meeting
2. Approve Treasurer's Report
3. Approve Invoice No. 223366 from Olsson Associates in the amount of \$10,215.00 for professional services rendered from November 29, 2014, through December 27, 2014, for work completed on the Wastewater Treatment & Collection System Facility Plan
4. Approve Invoice No. 223362 from Olsson Associates in the amount of \$3,572.54 for professional services rendered from November 30, 2014, through December 27, 2014, for work completed on Main Street Phase 3
5. Approve Invoice No. 223360 from Olsson Associates in the amount of \$1,386.59 for professional services rendered from November 30, 2014, through December 27, 2014, for work completed on City Shop Design

### **REGULAR AGENDA**

1. Tim O'Brien, Sarpy County Economic Development – 4<sup>th</sup> Quarter Report
2. MAPA – Heartland 2050 project update
3. Conduct a **Public Hearing** for the One and Six Year Road Plan; approve **Resolution 2015-1** accepting and adopting the One and Six Year Road Plan

4. Conduct a **Public Hearing** to consider an application for a Class D Liquor License by B & D Pit Stop LLC, d/b/a B & D Pit Stop, 14111 Platteview Road, Springfield
5. Consider approval of an address change for Garvey's Pub, Inc. from 153 Main Street to 167 & 175 Main Street
6. Consider a request from Duane Neitzel, owner of 15701 Highway 50, and Heritage Homes, tenant of 15701 Highway 50, to waive the front yard setback requirement of 75 feet in the Highway Business zoning district, as per Section 4.09 Yard Requirements of the Springfield Zoning Ordinance, in order to conform to the front yard setback of the existing buildings on the same block
7. **Tabled December 16, 2015.** Consider a request from Larry Neitzel, 365 Locust Street, to remove a dead tree on his property that is within the city street right-of-way
8. Consider approval of **Ordinance No. 874** AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE ARTICLE 4 SEX OFFENDER RESIDENCY; TO PROVIDE FOR AN EFFECTIVE DATE; TO REPEAL ORDINANCES IN CONFLICT
9. Consider approval of **Resolution 2015-2** entering into an employment agreement with Kathleen Gottsch to serve as the City Administrator/Clerk/Treasurer
10. Consider a 6-month proposed merit increase to Andrea Ledenbach and designate her as the Utility Billing Clerk/Assistant Clerk

#### **DEPARTMENT REPORTS**

1. Water & Parks Department – Bob Roseland
2. Library & Community Building – Darren Carlson
3. Sewer Department – Dan Craney
4. Street Department – Chad Nolte
5. Mayor's Report – Mike Dill
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 January 20, 2015. Present were Mayor Mike Dill; Council Members: Bob Roseland, Darren Carlson, Dan Craney, Chad Nolte. 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 Roseland, seconded by Carlson, to approve the Consent Agenda. AYES: Roseland, Carlson, Craney. NAYS: None. ABSTAIN: Nolte. Motion carried.

The City Clerk reported a balance on hand of \$935,270.92 in cash assets; Prestige Treasury - \$204,176.84; Prestige Bond - \$625,163.44; Keno Community Betterment - \$163,928.41; Keno Progressive Jackpot - \$50,012.60; Water Deposit Savings - \$4,183.64; Refundable Deposit Savings - \$1,221.70; Water Tower Savings - \$124,271.52; Sewer Restricted - \$97,629.06; Water Capital Facilities Fees - \$32,266.07; Sewer Capital Facilities Fees - \$75,287.46; City Sales Tax - \$319,122.93; Money Mark Library Bricks - \$3,761.93; Government Securities - \$104,466.38; Library Savings - \$62,423.07; Time Certificates as follows: Bond - \$76,745.65; Tower - \$57,392.92; Water - \$125,767.09; Park - \$11,920.37; Library Bricks - \$21,266.21; Cash Receipts - \$124,329.28; Cash Disbursements - \$77,414.66.

### **Regular Agenda**

Agenda Item 1. Tim O'Brien, Sarpy County Economic Development, reviewed the 4<sup>th</sup> Quarter Report. He noted that net taxable sales for Springfield in 3<sup>rd</sup> quarter 2014 was almost double the amount from 3<sup>rd</sup> quarter 2013. Building permit valuations for Springfield in 4<sup>th</sup> quarter 2014 was also double from 4<sup>th</sup> quarter 2013. O'Brien also reviewed major valuation projects underway in Sarpy County.

Agenda Item 2. Jeff Spiehs, Community Engagement Coordinator with MAPA, provided an update on the Heartland 2050 project. He reported that the Heartland 2050 Vision is a long-term regional vision that specifically identifies six goals related to people, places and resources. Spiehs said that MAPA is currently taking applications for membership on an executive committee for the project. Subcommittees will also be created to focus on the areas identified in the six main goals. He noted that MAPA will soon be asking communities and organizations to sign the Heartland Regional Compact to show support and commitment to the Vision's goals.

Agenda Item 3. A Public Hearing of the Springfield City Council was opened at 7:13 p.m. regarding the One and Six Year Road Plans. Council reviewed the plan prepared by Dennis Graham, City Engineer with Olsson Associates. Mayor Dill asked for comments from the floor. No comments were provided and no changes were requested. Motion by Nolte, seconded by Roseland, to close the Public Hearing. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Public Hearing closed at 7:14 p.m.

Council Member Nolte introduced Resolution 2015-1 and moved its adoption. Council Member Craney seconded the foregoing motion and on roll call on the passage and adoption of said resolution, the following voted YEA: Roseland, Carlson, Craney, Nolte. The following voted NAY: None. 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 2015-1**

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

WHEREAS, the City Street Superintendent has prepared and presented a One Year and Six Year Plan for the Street Improvement Program for the City of Springfield, Nebraska; and

WHEREAS, a public meeting was held on the 20<sup>th</sup> day of January, 2015, in accordance with the requirements of the Board of Public Roads Classification and Standards, to present this plan and there was discussion held with respect to said plan;

THEREFORE, BE IT RESOLVED BY THE Mayor and City Council of Springfield, Nebraska, that the One and Six Year Plan for streets as presented at said public hearing has been accepted and approved.

Introduced and Passed this 20<sup>th</sup> day of January, 2015.

Ayes   4  

Nays   0  

Abstain   0  

Absent   0  

Approved:

\_\_\_\_\_  
Mayor

SEAL

Attest:

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

Agenda Item 4. A Public Hearing of the Springfield City Council was opened at 7:15 p.m. to consider an application for a Class D Liquor License by B & D Pit Stop LLC, d/b/a B & D Pit Stop, 14111 Platteview Road, Springfield. No one from the public spoke in opposition to or in support of the application. No written comments were received. Motion by Nolte, seconded by Craney, to close the Public Hearing. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Public Hearing closed at 7:16 p.m. Motion by Nolte, seconded by Craney, to recommend approval of an application for a Class D Liquor License by B & D Pit Stop LLC, d/b/a B & D Pit Stop, 14111 Platteview Road, Springfield. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 5. Motion by Nolte, seconded by Craney, to approve an address change for Garvey's Pub, Inc. from 153 Main Street to 167 and 175 Main Street. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 6. Council reviewed a request from Duane Neitzel, owner of 15701 Highway 50, and Heritage Homes, tenant of 15701 Highway 50, to waive the front yard setback requirement of 75 feet in the Highway Business zoning district, as per Section 4.09 Yard Requirements of the Springfield Zoning Ordinance, in order to conform to the front yard setback of the existing buildings on the same block. The City Clerk informed the Council that Heritage Homes submitted a conditional use permit application for the construction and use of a modular home / retail sales office on this property. That application will be presented to the Planning Commission on February 10. It will then come before the City Council on February 17 or March 3. The Papio-Missouri River NRD is assisting the city with floodplain review and

NDOR is reviewing the application for approval within the highway corridor protection district. Council requested that the applicant submit a formal site plan, to scale, showing the proposed location of the building and parking lot, lot lines and frontage road. Motion by Nolte, seconded by Craney, to table agenda item 6, regarding the front yard setback waiver request from Neitzel and Heritage Homes, until the February 3, 2015, Council meeting. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 7. Council considered a request from Larry Neitzel, 365 Locust Street, to remove a dead tree on his property that is within the city street right-of-way. Motion by Roseland, seconded by Craney, to table agenda item 7, regarding a request from Larry Neitzel, 365 Locust Street, to remove a dead tree on his property within the street right-of-way, until the March 17, 2015, Council meeting. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 8. Motion by Nolte, seconded by Roseland, to table agenda item 8, regarding Ordinance No. 874, until the February 3, 2015, Council meeting. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

Agenda Items 9 and 10. Motion by Roseland, seconded by Carlson, to move agenda item 9, regarding Resolution 2015-2, and agenda item 10, regarding Andrea Ledenbach's six month review and proposed merit increase and employment designation, into executive session. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

### **Department Reports**

Agenda Item 1. Roseland reported that Verizon is working on the telecommunications tower at Buffalo Park. He also reported that the maintenance department is restoring the stairwell to the basement of the community building.

Agenda Item 2. Carlson reported that the new building identification sign has been installed on the community building.

Agenda Item 3. Craney reported that the sewer plant is running well.

Agenda Item 4. No Department Report from Nolte.

Agenda Item 5. No Department Report from Mayor Dill.

Agenda Item 6. The City Clerk reported that NDOR is opening bids on February 5 for the Highway 50 overlay project.

### **Executive Session**

Motion by Carlson, seconded by Roseland, to enter into executive session at 7:43 p.m. for the purpose of personnel discussion. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

Motion by Nolte, seconded by Craney, to leave executive session at 8:35 p.m. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

Council Member Nolte introduced Resolution 2015-2 and moved its adoption with language additions to Section 6 B and Section 8 A. Council Member Craney seconded the foregoing motion and on roll call on the passage and adoption of said resolution, the following voted YEA: Roseland, Carlson, Craney, Nolte. The following voted NAY: None. 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**  
**2015-2**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA AUTHORIZING THE MAYOR TO EXECUTE AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF SPRINGFIELD, NEBRASKA, A MUNICIPAL CORPORATION, HEREINAFTER REFERRED TO AS "EMPLOYER" AND KATHLEEN R. GOTTSCH, HEREINAFTER REFERRED TO AS "EMPLOYEE."

WHEREAS, Employer desires to employ the services of Employee as the City Administrator of the City of Springfield, Nebraska, as provided for under Nebraska law and the City's Municipal Code; and

WHEREAS, it is the desire of the Employer to provide certain benefits, establish certain conditions of employment, standards of employment, obligations and responsibilities, and to set working conditions of the Employee: and

WHEREAS, it is the desire of Employer to (1) secure and retain the services of Employee and to provide inducement for her to remain in such employment, (2) to make possible full work productivity by assuring Employee's morale and peace of mind with respect to future security, (3) to act as a deterrent against malfeasance, or dishonesty for personal gain on the part of Employee, and (4) to provide a means for terminating Employee's services; and

WHEREAS, Employee desires to accept such employment as City Administrator; and

WHEREAS, the Employer and Employee hereby agree to the mutual covenants and conditions contained in the Employment Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Springfield, Nebraska, that the Mayor is hereby authorized to execute an Employment Agreement between the City of Springfield, Nebraska, a municipal corporation, and Kathleen R. Gottsch, employee, a copy of which is attached hereto as Exhibit "A".

PASSED AND APPROVED THIS 20<sup>TH</sup> DAY OF JANUARY, 2015.

Ayes   4  

Nays   0  

Abstain   0  

Absent   0  

Approved:

\_\_\_\_\_  
Mayor

SEAL

Attest:

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

Motion by Nolte, seconded by Carlson, to designate Andrea Ledenbach as the Utility Billing Clerk/Assistant Clerk and to approve a \$0.55/hour six month merit increase. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Motion carried.

**Adjournment**

Motion by Roseland, seconded by Nolte, to adjourn. AYES: Roseland, Carlson, Craney, Nolte. NAYS: None. Meeting adjourned at 8:37 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 January 20, 2015; 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