



CITY COUNCIL AGENDA

Tuesday, July 2, 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 June 18, 2019 Council Meeting
2. Approve Claims and Payroll
3. Consider an Application for a Special Designated Liquor License submitted by Trojan Tavern for a wedding reception at the Sarpy County Fairgrounds, 100 Main Street, on Saturday, July 13, 2019, from 5:00 p.m. to 12:00 a.m.
4. Consider an Application for a Special Designated Liquor License submitted by Trojan Tavern for a cornhole tournament at the Community Building, 104 Main Street, on Saturday, July 20, 2019, from 2:00 p.m. to 9:00 p.m.

REGULAR AGENDA

1. Sarpy County Sheriff's Monthly Service Report
2. Patty Hill, 160 Elm Street – Request to close Elm Street from North 1st Street to North 2nd Street and waive the noise ordinance for a block party on Wednesday, July 3 from 12:00 p.m. – 1:00 a.m.
3. Consider approval of **Ordinance No. 1009** AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-105.03 MUNICIPAL WATER DEPARTMENT, WATER CONNECTION-CAPITAL FACILITIES FEES; TO HARMONIZE WITH STATE LAW; TO

REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE

4. Consider approval of **Ordinance No. 1010** AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 2 SEWER DEPARTMENT, SECTION 3-209.03 MUNICIPAL SEWER DEPARTMENT, SEWER CONNECTION-CAPITAL FACILITIES FEES; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.
5. ****THE APPLICANT HAS REQUESTED THAT THIS ITEM BE WITHDRAWN FROM THE AGENDA. No comments will be received from the public. No action will be taken.*** Three **Public Hearings** will be held associated with the applications filed by Raven Northbrook LLC, applicant, and Keith Warren Seibold, Donald A. Keyes II, Beulah M. Keyes, Roger William Vierregger,Carolynn Ann Vierregger, Susan Marie Heine, Wanda Kay Swanigan, and Barbara Lea Mills, owners, requesting the following items (A thru C) all on property legally described as the Northwest Quarter of Section 11, Township 13 North, Range 11 East of the 6th P.M.; and the West Half of the Northeast Quarter of Section 11, Township 13 North, Range 11 East of the 6th P.M.; and the East Half of the Northeast Quarter of Section 11, Township 13 North, Range 11 East of the 6th P.M.; and the Southeast Quarter of Section 11, Township 13 North, Range 11 East of the 6th P.M.; and Tax Lot 5, a tax lot located in the Northeast Quarter of Section 14, Township 13 North, Range 11 East of the 6th P.M.; and Tax Lot 6, a tax lot located in the Northeast Quarter of Section 14, Township 13 North, Range 11 East of the 6th P.M.; all in Sarpy County, Nebraska; and generally located south of Capehart Road and west of Highway 50:
 - A. Public Hearing for amendments to the City of Springfield’s Comprehensive Plan, specifically for the following two items:
 - (a) a comprehensive plan amendment changing the future land use designation from Agricultural Residential, Industrial and Business Park to Business Park for said subject properties; and
 - (b) a comprehensive plan amendment realigning the trail network through said subject properties.
 - B. Public Hearing for a Zone Change. The applicant has proposed a change of zoning classification from Agriculture Residential to Business Park on said subject properties.
 - C. Public Hearing for Preliminary and Final Plats (Lots 1-4, Gemini) of said subject properties.
6. Conduct a **Public Hearing** to consider a conditional use permit application submitted by Cwach Automotive Inc., applicant, and Williams Enterprises LLC, owner, for an outdoor storage container located at Lot 2, Neitzels Corner, City of Springfield, Nebraska, generally located at 15775 South Hwy 50, and zoned Business Highway and Highway Corridor Overlay District
7. Consider approval of **Resolution 2019-8** approving a conditional use permit with Cwach Automotive Inc., applicant, and Williams Enterprises LLC, owner, for an outdoor storage container located at Lot 2, Neitzels Corner, City of Springfield, Nebraska, generally located at 15775 South Hwy 50, and zoned Business Highway and Highway Corridor Overlay District

8. **Continued June 18, 2019.** Conduct a **Public Hearing** to consider a preliminary plat and final plat (Lots 1-3, Cockerill Addition Replat 2) of a subdivision located in the Southwest Quarter of Section 30, Township 13 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, and generally located at 17301 South 132nd Street, Springfield, NE; and for waivers to the subdivision regulations pertaining to design standards and required improvements as identified
9. **Tabled June 18, 2019.** Consider approval of **Resolution 2019-_____** (1) approving the preliminary and final plats (Lots 1-3, Cockerill Addition Replat 2) of a subdivision located in the Southwest Quarter of Section 30, Township 13 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, and generally located at 17301 South 132nd Street, Springfield, NE, along with requested waivers to the subdivision regulations pertaining to design standards and required improvements as identified; (2) authorizing the Mayor to enter into a Subdivision Agreement with David Kildow, Kildow Construction Inc., and Barbara Cockerill for (Lots 1-3, Cockerill Addition Replat 2)
10. Springfield Elementary School, 765 Main Street – Discuss design review and consider approval of layout and design for a portable classroom adjacent to the elementary school, which is located in the Main Street Overlay District
11. Consider approval of **Resolution 2019-9** entering into a Geographic Information System (GIS) Interlocal Agreement
12. Discuss Heath Shemek’s annual review and consider a proposed merit increase
13. Discuss Kent Maystrick’s annual review and consider a proposed merit increase
14. Consider a purchase agreement with SSAP for the acquisition of property for a new well
15. City of Springfield v. Advantage Investment Properties, LLC

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, July 2, 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 Swenson, seconded by Herzog, to move Consent Agenda Item 3 to Regular Agenda Item 16. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

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

Check #	Account ID	Account Description	Debit Amount	Name
General				
41900	6084-10-10	Aflac	140.68	Aflac
41960	6084-10-10	Aflac	13.20	Ameritas Life Insurance
41986	6080-10-10	Health Insurance	2,032.05	Blue Cross Blue Shield
41864	6080-10-10	Health Insurance	127.62	Delta Dental
41915	7205-10-10	Subscriptions	71.99	First National Bank
41917	7240-10-10	Mileage	153.09	Gottsch, Kathleen
41919	8130-10-10	R&M Building	84.95	Home Depot
41920	7030-10-10	Prof Svcs-Planning	1,504.00	JEO Consulting Group
41963	8140-10-10	R&M Equip	170.31	Konica Minolta Business Solutions
41921	8140-10-10	R&M Equip	180.98	Konica Minolta Premier Finance
41958	7270-10-10	Insurance	2,634.18	Marcotte Insurance
41930	7320-10-10	Natural Gas	42.00	MUD
41934	7045-10-10	Prof Svcs-Tech Support	270.00	Network Needs
41964	7330-10-10	Telephone	125.39	NT&T
41935	8010-10-10	Office Supplies	39.99	Office Depot
41936	7010-10-10	Prof Svcs-Engineer	484.46	Olsson Associates
41938	7250-10-10	Publication Costs	153.75	Omaha World Herald
41940	7310-10-10	Electricity	241.74	OPPD
41941	7205-10-10	Subscriptions	80.95	Papillion Times
41867	6080-10-10	Health Insurance	88.50	Principal
41944	7046-10-10	Prof Svcs-Building Inspector	2,571.33	Sarpy County Building Inspector
41946	7060-10-10	Animal Control	394.07	Sarpy County Fiscal Administrator
41947	7050-10-10	Law Contract	8,787.00	Sarpy County Treasurer
41949	7020-10-10	Prof Svcs-Legal	2,162.00	Seidler & Seidler
41950	8030-10-10	Supplies	30.98	Springfield Ace Hardware
41957	7270-10-10	Insurance	113.66	Travelers
41954	7280-10-10	Laundry	102.32	Walkers Uniform Rental
Total			22,801.19	
Sales Tax				
41915	9089-15-10	Community Events	32.00	First National Bank
41919	9089-15-10	Community Events	239.90	Home Depot

41958	9089-15-10	Community Events	332.50	Marcotte Insurance
41945	9089-15-10	Community Events	639.60	Sarpy County Landfill
41955	9089-15-10	Community Events	3,000.00	Wild Willys Fireworks
Total			4,244.00	
Library				
41902	8060-20-10	Books	390.52	Amazon/SYNCB
41960	6084-20-10	Aflac	26.40	Ameritas Life Insurance
41905	8060-20-10	Books	97.40	Baker & Taylor
41986	6080-20-10	Health Insurance	1,273.37	Blue Cross Blue Shield
41910	7455-20-10	IP Address	55.00	Charter Communications
41864	6080-20-10	Health Insurance	64.28	Delta Dental
41912	8060-20-10	Books	99.70	Diamond Lake Books
41958	7270-20-10	Insurance	1,105.15	Marcotte Insurance
41927	8060-20-10	Books	78.47	MicroMarketing
41930	7320-20-10	Natural Gas	42.45	MUD
41964	7330-20-10	Telephone	48.52	NT&T
41940	7310-20-10	Electricity	216.20	OPPD
41942	7340-20-10	Waste Disposal	18.00	Premier Waste Solutions
41867	6080-20-10	Health Insurance	105.99	Principal
41948	7480-20-10	Janitorial	200.00	Schmieder, Marcie
41950	8130-20-10	R&M Building	47.97	Springfield Ace Hardware
Total			3,869.42	
Library Restricted				
41902	8070-21-10	Library Supplies	35.53	Amazon/SYNCB
41902	8060-21-10	Books	291.46	Amazon/SYNCB
41909	8060-21-10	Books	89.28	Center Point Large Print
41914	7205-21-10	Subscription	40.00	Egis Technologies
41916	8060-21-10	Books	96.08	Gale
41937	8075-21-10	Program Fees	650.00	OSP, LLC
41943	8070-21-10	Library Supplies	229.88	Quill Corporation
41952	7230-21-10	Postage/Shipping	76.00	US Postal Service
Total			1,508.23	
Park				
41900	6084-30-10	Aflac	52.52	Aflac
41901	8140-30-10	R&M Equip	45.60	Aksarben Saw & Tool
41986	6080-30-10	Health Insurance	1,223.52	Blue Cross Blue Shield
41907	8120-30-10	Fuel	443.04	BRP Investments
41911	8130-30-10	R&M Building	228.56	Consolidated Concrete
41864	6080-30-10	Health Insurance	95.48	Delta Dental
41913	9040-30-10	Tools & Misc Equip	120.50	Dultmeier Sales
41959	7350-30-10	Rental	262.00	Eagle Services
41919	8130-30-10	R&M Building	548.72	Home Depot
41967	8130-30-10	R&M Building	5,500.00	KC Mechanical Service
41958	7270-30-10	Insurance	1,710.71	Marcotte Insurance
41924	8030-30-10	Supplies	38.97	Menards
41940	7310-30-10	Electricity	666.39	OPPD
41942	7340-30-10	Waste Disposal	108.00	Premier Waste Solutions
41867	6080-30-10	Health Insurance	74.77	Principal
41950	8150-30-10	R&M Vehicle	19.98	Springfield Ace Hardware
41950	8130-30-10	R&M Building	29.76	Springfield Ace Hardware
41950	8160-30-10	R&M Grounds	66.43	Springfield Ace Hardware
41951	8030-30-10	Supplies	14.99	Ty's Outdoor Power & Service
41951	8140-30-10	R&M Equip	215.49	Ty's Outdoor Power & Service
41954	7290-30-10	Uniform Allowance	22.32	Walkers Uniform Rental
Total			11,487.75	

Community Building				
41958	7270-40-10	Insurance	862.92	Marcotte Insurance
41924	8130-40-10	R&M Building	56.35	Menards
41930	7320-40-10	Natural Gas	42.00	MUD
41940	7310-40-10	Electricity	178.02	OPPD
41942	7340-40-10	Waste Disposal	40.00	Premier Waste Solutions
41950	8030-40-10	Supplies	7.17	Springfield Ace Hardware
41954	7280-40-10	Laundry	139.68	Walkers Uniform Rental
Total			1,326.14	
Water				
41900	6084-50-20	Aflac	56.16	Aflac
41960	6084-50-20	Aflac	10.75	Ameritas Life Insurance
41986	6080-50-20	Health Insurance	1,750.69	Blue Cross Blue Shield
41907	8120-50-20	Fuel	192.75	BRP Investments
41864	6080-50-20	Health Insurance	81.65	Delta Dental
41958	7270-50-20	Insurance	2,891.55	Marcotte Insurance
41928	7420-50-20	Testing	58.52	Midwest Laboratories
41931	8030-50-20	Supplies	688.23	Municipal Supply
41932	7420-50-20	Testing	424.00	NE Public Health Environmental Lab
41933	7200-50-20	Dues	200.00	Nebraska Rural Water Association
41964	7330-50-20	Telephone	167.43	NT&T
41936	9090-50-20	New Well	825.41	Olsson Associates
41936	9201-50-20	Wellhead Protection Plan	5,859.74	Olsson Associates
41939	7430-50-20	Digger's Hotline	48.79	One Call Concepts
41940	7310-50-20	Electricity	1,052.25	OPPD
41867	6080-50-20	Health Insurance	88.89	Principal
41949	7020-50-20	Prof Svcs- Legal	575.00	Seidler & Seidler
41957	7270-50-20	Insurance	113.67	Travelers
41987	7230-50-20	Postage/Shipping	123.90	US Postal Service
41953	7330-50-20	Telephone	15.72	Verizon Wireless
41954	7290-50-20	Uniform Allowance	22.32	Walkers Uniform Rental
Total			15,247.42	
Sewer				
41900	6084-60-30	Aflac	55.38	Aflac
41960	6084-60-30	Aflac	10.75	Ameritas Life Insurance
41986	6080-60-30	Health Insurance	1,076.78	Blue Cross Blue Shield
41907	8120-60-30	Fuel	121.92	BRP Investments
41864	6080-60-30	Health Insurance	64.28	Delta Dental
41922	8160-60-30	R&M Grounds	12,137.00	Layne Christensen Company
41958	7270-60-30	Insurance	2,104.32	Marcotte Insurance
41928	7420-60-30	Testing	194.50	Midwest Laboratories
41929	8150-60-30	R&M Vehicle	20.32	Mill Creek Auto Parts
41929	8030-60-30	Supplies	44.97	Mill Creek Auto Parts
41940	7310-60-30	Electricity	2,457.52	OPPD
41867	6080-60-30	Health Insurance	64.10	Principal
41949	7020-60-30	Prof Svcs-Legal	580.50	Seidler & Seidler
41950	8130-60-30	R&M Building	51.74	Springfield Ace Hardware
41957	7270-60-30	Insurance	113.67	Travelers
41987	7230-60-30	Postage/Shipping	123.90	US Postal Service
41953	7330-60-30	Telephone	15.72	Verizon Wireless
41954	7290-60-30	Uniforms Allowance	29.84	Walkers Uniform Rental
Total			19,267.21	
Street				
41900	6084-70-40	Aflac	26.26	Aflac

41903	8215-70-40	R&M Streets & Alleys	573.11	Asphalt & Concrete Materials
41904	8030-70-40	Supplies	90.00	B&B Garage
41904	8150-70-40	R&M Vehicle	380.00	B&B Garage
41906	9035-70-40	Heavy Machinery-Generator	6,642.00	Block Electrical
41986	6080-70-40	Health Insurance	1,903.36	Blue Cross Blue Shield
41907	8120-70-40	Fuel	69.90	BRP Investments
41908	8030-70-40	Supplies	111.00	Carroll Construction Supply
41989	7455-70-40	Internet	64.98	Charter Communications
41961	8090-70-40	Asphalt & Concrete	1,097.50	Consolidated Concrete
41864	6080-70-40	Health Insurance	48.21	Delta Dental
41913	9040-70-40	Tools & Misc Equip	242.50	Dultmeier Sales
41962	8030-70-40	Supplies	71.22	Fastenal Company
41956	9035-70-40	Heavy Machinery-Generator	1,860.00	Good Life Plumbing
41918	9040-70-40	Tools & Misc Equip	88.02	Grainger
41923	9040-70-40	Tools & Misc Equip	3.19	Logan Contractors Supply
41923	8090-70-40	Asphalt & Concrete	109.95	Logan Contractors Supply
41923	8030-70-40	Supplies	124.00	Logan Contractors Supply
41923	8215-70-40	R&M Streets & Alleys	285.00	Logan Contractors Supply
41958	7270-70-40	Insurance	90.00	Marcotte Insurance
41958	7270-70-40	Insurance	3,830.17	Marcotte Insurance
41925	8030-70-40	Supplies	15.47	Menards
41925	9040-70-40	Tools & Misc Equip	29.58	Menards
41924	8030-70-40	Supplies	47.88	Menards
41924	9040-70-40	Tools & Misc Equip	56.67	Menards
41930	7320-70-40	Natural Gas	90.49	Metropolitan Utilities District
41926	8215-70-40	R&M Streets & Alleys	155.28	Michael Todd & Company
41964	7330-70-40	Telephone	53.51	NT&T
41936	7010-70-40	Prof Svcs-Engineer	512.98	Olsson Associates
41940	7310-70-40	Electricity	4,128.17	OPPD
41942	7340-70-40	Waste Disposal	40.00	Premier Waste Solutions
41867	6080-70-40	Health Insurance	81.58	Principal
41950	8150-70-40	R&M Vehicle	2.95	Springfield Ace Hardware
41950	8140-70-40	R&M Equip	3.50	Springfield Ace Hardware
41950	9040-70-40	Tools & Misc Equip	20.58	Springfield Ace Hardware
41950	8030-70-40	Supplies	60.68	Springfield Ace Hardware
41950	8130-70-40	R&M Building	100.95	Springfield Ace Hardware
41966	8225-70-40	R&M Street Signs&Posts	16.88	Tractor Supply
41953	7330-70-40	Telephone	15.72	Verizon Wireless
41954	7290-70-40	Uniform Allowance	29.80	Walkers Uniform Rental
Total			23,173.04	
Keno				
41911	9170-80-70	Park Equip	685.70	Consolidated Concrete
41965	9170-80-70	Park Equip	3,225.50	Sterling West
41965	9170-80-70	Park Equip	6,420.00	Sterling West
Total			10,331.20	
		Payroll	49,234.29	
		VOYA Retirement ER	3,413.18	
		Medical Reimbursement	3,646.92	
		Water Deposit Refunds	750.00	

Regular Agenda

Agenda Item 1. Lt. Monico with the Sarpy County Sheriff's Department provided the monthly service report. He noted the department has only received two fireworks complaints so far.

Agenda Item 2. Patty Hill, 160 Elm Street, requested permission to close Elm Street from North 1st Street to North 2nd Street for a block party on Wednesday, July 3 from 12:00 p.m. – 1:00 a.m. Hill reported that all of the neighbors on the street were contacted about the event and everyone was okay with closing the street for it. Council reminded Hill that bounce houses are not permitted in the street due to access issues for emergency personnel, that vehicles may not be used to block street access and that fireworks may not be discharged after 10:00 p.m. Council expressed concern with the 1:00 a.m. end time and asked Hill if she would be okay with moving the end time up to 12:00 a.m. Hill said she was okay with 12:00 a.m. Motion by Swenson, seconded by Herzog, to approve the closure of Elm Street from North 1st Street to North 2nd Street for a block party on Wednesday, July 3 from 12:00 p.m. - 12:00 a.m. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Agenda Item 3. Council Member Swenson introduced Ordinance No. 1009 entitled:

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-105.03 MUNICIPAL WATER DEPARTMENT, WATER CONNECTION-CAPITAL FACILITIES FEES; 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. 1009 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. 1009

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 1 WATER DEPARTMENT, SECTION 3-105.03 MUNICIPAL WATER DEPARTMENT, WATER CONNECTION-CAPITAL FACILITIES FEES; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SPRINGFIELD, NEBRASKA:

Section 1. Chapter 3, Article 1, Section 3-105.03 of the Municipal Code of Springfield, Nebraska is amended to read as follows:

§3-105.03 MUNICIPAL WATER DEPARTMENT; WATER CONNECTION-CAPITAL FACILITIES FEES.

(1) Amount of fee. The water connection-capital facilities fee shall be established and listed in the Springfield Fees Ordinance adopted by City Council and kept current in the City Clerk’s Office.

(2) When applied. The water connection-capital facilities fee shall apply to all final plats which come before the Springfield City Council for approval, and which have not been previously platted; provided, however, that the City and a developer or subdivider of a residential subdivision may agree in a developer or subdivision agreement that residential water connection-capital facilities fees may be paid when building permits are issued for lots within the subdivision. The Springfield City Council may waive city water connection-capital facilities fees to a development that obtains water service from the Metropolitan Utilities District (MUD), such connection shall be detailed in the developer or subdivision agreement.

(3) Date due. The water connection-capital facilities fee shall be paid to the City Clerk prior to the Mayor signing the approved final plat or at the time agreed to in an approved developer or subdivision agreement.

(4) Distribution of funds. The City Treasurer shall apply the water connection-capital facilities fee to the Springfield Water Capital Facilities Fund.

(5) Water connection-capital facilities fee is non-exclusive. Payment of a water connection-capital facilities fee under this section does not exclude the applicant from the responsibility of water connection fees which intent is to offset costs of water main installation necessary to provide service to the property.

(6) No connection shall be made to the water system until such deposit and appropriate water connection fees shall have been paid in full to the City Treasurer.

(7) The water connection-capital facilities fee shall not create an obligation on behalf of the city to provide any services to the platted properties.

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 2nd day of July, 2019.

Approved: Robert Roseland, Mayor

SEAL

Attest: Kathleen Gottsch, Clerk

Agenda Item 4. Council Member Swenson introduced Ordinance No. 1010 entitled:

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 2 SEWER DEPARTMENT, SECTION 3-209.03 MUNICIPAL SEWER DEPARTMENT, SEWER CONNECTION-CAPITAL FACILITIES FEES; 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. 1010 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. 1010

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA, AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 3 DEPARTMENTS, ARTICLE 2 SEWER DEPARTMENT, SECTION 3-209.03 MUNICIPAL SEWER DEPARTMENT, SEWER CONNECTION-CAPITAL FACILITIES FEES; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SPRINGFIELD, NEBRASKA:

Section 1. Chapter 3, Article 2, Section 3-209.03 of the Municipal Code of Springfield, Nebraska is amended to read as follows:

§3-209.03 MUNICIPAL SEWER DEPARTMENT; SEWER CONNECTION-CAPITAL FACILITIES FEES.

(1) Amount of fee. The sewer connection-capital facilities fee shall be established and listed in the Springfield Fees Ordinance adopted by City Council and kept current in the City Clerk's Office.

(2) When applied. The sewer connection-capital facilities fee shall apply to all final plats which come before the Springfield City Council for approval, and which have not been previously platted; provided, however, that the City and a developer or subdivider of a residential subdivision may agree in a developer or subdivision agreement that residential sewer connection-capital facilities fees may be paid when building permits are issued for lots within the subdivision. The Springfield City Council shall collect sewer connection-capital facilities fees from a development that obtains sewer service from the South Sarpy County and Cities Wastewater Agency and remit such fees to the Agency, such connection shall be detailed in the developer or subdivision agreement.

(3) Date due. The sewer connection-capital facilities fee shall be paid to the City Clerk prior to the Mayor signing the approved final plat or at the time agreed to in an approved developer or subdivision agreement.

(4) Distribution of funds. The City Treasurer shall apply the sewer connection-capital facilities fee to the Springfield Sewer Capital Facilities Fund.

(5) Sewer connection-capital facilities fee is non-exclusive. Payment of a sewer connection-capital facilities fee under this section does not exclude the applicant from the responsibility of sewer connection fees which intent is to offset costs of sewer main installation necessary to provide service to the property.

(6) No connection shall be made to the sewer system until such deposit and appropriate sewer connection fees shall have been paid in full to the City Treasurer.

(7) The sewer connection-capital facilities fee shall not create an obligation on behalf of the city to provide any services to the platted properties.

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 2nd day of July, 2019.

Approved: Robert Roseland, Mayor
SEAL

Attest: Kathleen Gottsch, Clerk

Agenda Item 5. The applicant requested that this item be withdrawn from the agenda. No comments were received from the public. No action was taken.

Agenda Item 6. A Public Hearing of the Springfield City Council was opened at 7:09 p.m. to consider a conditional use permit application submitted by Cwach Automotive Inc., applicant, and Williams Enterprises LLC, owner, for an outdoor storage container located at Lot 2, Neitzels Corner, City of Springfield, Nebraska, generally located at 15775 South Hwy 50, and zoned Business Highway and Highway Corridor Overlay District. Council reviewed the staff report. No one from the public spoke in favor of or against the application. Motion by Herzog, seconded by Swenson, to close the public hearing. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried. Public hearing ended at 7:18 p.m.

Agenda Item 7. Council Member Herzog introduced Resolution 2019-8 and moved its adoption. Council Member Swenson seconded the foregoing motion and on roll call on the passage and adoption of said resolution, the following voted YEA: Swenson, Herzog. The following voted NAY: Craney. The following were ABSENT: Nolte. 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
2019-8**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA APPROVING A CONDITIONAL USE PERMIT FOR CWACH AUTOMOTIVE, INC., TENANT, AND WILLIAMS ENTERPRISES, LLC, PROPERTY OWNER, TO PLACE AN OUTDOOR STORAGE CONTAINER ON PROPERTY ZONED BUSINESS HIGHWAY AND HIGHWAY CORRIDOR OVERLAY DISTRICT AND LEGALLY DESCRIBED AS LOT 2, NEITZELS CORNER, CITY OF SPRINGFIELD, AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA, AND GENERALLY LOCATED ON AT 15775 SOUTH HIGHWAY 50, SPRINGFIELD.

WHEREAS, the owner and tenant of the above described property have made application for approval of a conditional use permit for the placement of an outdoor storage container on property zoned Highway Business and Highway Corridor Overlay District; and

WHEREAS, the city planner, city engineer, city attorney, city clerk and other agencies have reviewed such application; and

WHEREAS, the Springfield Planning Commission held a public hearing on June 11, 2019, regarding the application and has made a recommendation of approval to the City Council for the conditional use permit; and

WHEREAS, the City Council of the City of Springfield held a public hearing regarding such application on July 2, 2019, and is agreeable to the conditional use permit, subject to

certain conditions and agreements as set forth in the conditional use permit agreement attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Springfield hereby approves and issues the conditional use permit to Cwach Automotive, Inc., tenant, and Williams Enterprises, LLC, property owner, to place an outdoor storage container on property zoned Business Highway and Highway Corridor Overlay District and legally described as a portion of Lot 2, Neitzels Corner, City of Springfield, as surveyed, platted and recorded in Sarpy County, Nebraska, subject to certain conditions and agreements as set forth in the conditional use permit agreement attached hereto as Exhibit "A".

PASSED AND APPROVED THIS 2ND DAY OF JULY, 2019.

Ayes: Swenson, Herzog

Nays: Craney

Abstain: None

Absent: Nolte

Approved: Robert Roseland, Mayor

SEAL

Attest: Kathleen Gottsch, Clerk

Agenda Item 8. A Public Hearing of the Springfield City Council was opened at 7:20 p.m. to consider a preliminary plat and final plat (Lots 1-3, Cockerill Addition Replat 2) of a subdivision located in the Southwest Quarter of Section 30, Township 13 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, and generally located at 17301 South 132nd Street, Springfield, NE; and for waivers to the subdivision regulations pertaining to design standards and required improvements as identified. Staff reported that the applicant still has not provided additional information regarding the access easement and recommended the public hearing be continued until the applicant provides the required documentation. Motion by Swenson, seconded by Herzog, to continue the public hearing at the August 6, 2019, Council meeting. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried. Public hearing ended at 7:21 p.m.

Agenda Item 9. Motion by Herzog, seconded by Swenson, to table agenda item 9, regarding Resolution 2019-_____ for Lots 1-3, Cockerill Addition Replat 2, until the August 6, 2019, Council meeting. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Agenda Item 10. Motion by Craney, seconded by Swenson, to approve the site layout and design for a portable classroom at Springfield Elementary School, 765 Main Street, as per Main Street Overlay District regulations. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Agenda Item 11. Council Member Herzog introduced Resolution 2019-9 and moved its adoption. Council Member Swenson seconded the foregoing motion and on roll call on the passage and adoption of said resolution, the following voted YEA: Swenson, Herzog, Craney. The following voted NAY: None. The following were ABSENT: Nolte. 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
2019-9**

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

WHEREAS, the Nebraska cities of Gretna, Papillion, Bellevue, LaVista, and Springfield, and Sarpy County and the Pappio-Missouri River Natural Resources District (P-MRNRD) wish to enter into an Interlocal Agreement to operate, maintain and further develop a Geographic Information System (GIS); and

WHEREAS, all Parties enter into this agreement by authority of the Interlocal Cooperation Act, Neb. Rev. Stat. §13-801 et seq., (Reissue 1997); and

WHEREAS, all Parties hereto engage in the delivery of sundry services to the public supported by information regarding real estate, sewers, water, infrastructure, etc.; and

WHEREAS, all Parties have previously cooperated in the development and implementation of a Geographic Information System (GIS); and

WHEREAS, each Party desires to improve the coordination, cooperation and efficiency in rendering such services through the ongoing development and implementation of GIS; and

WHEREAS, each Party understands that the development, operation and maintenance of the GIS will require a long term commitment from the Parties; and

WHEREAS, additional enhancements to the GIS will be determined by the financial considerations of all Parties to this Agreement primarily based upon the recommendations of the GIS advisory Board.

NOW, THEREFORE BE IT RESOLVED the Governing Body of the City of Springfield, Nebraska, by a majority vote resolved that:

1. The City of Springfield shall enter into an Interlocal Agreement with the Cities of Gretna, Papillion, Bellevue, LaVista, and Sarpy County and the Pappio-Missouri River Natural Resources District (P-MRNRD) for the purpose of delineating responsibilities and rights in conjunction with the operation, maintenance and further development of a Geographic Information System (GIS); and
2. The Mayor of Springfield shall have the authority to sign said Interlocal Agreement in the form of attached Exhibit "A", which is incorporated by reference; and
3. This authority shall take effect upon passage and adoption of said resolution.

Introduced and Passed this 2nd day of July, 2019.

Ayes: Swenson, Herzog, Craney

Nays: None

Abstain: None

Absent: Nolte

Approve: Robert Roseland, Mayor

SEAL

Attest: Kathleen Gottsch, Clerk

Agenda Items 12, 14 and 15. Motion by Swenson, seconded by Herzog, to move agenda items 12, 14 and 15 into executive session. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Agenda Item 13. Kent Maystrick, Street Commissioner, requested the Council conduct his review in open session. Council discussed communication and relationships between employees. Council requested Maystrick be a leader to the other employees, teach them skills of his trade and pass on his knowledge. Maystrick was receptive of the Council's suggestions. Motion by Herzog, seconded by Craney, to approve a 3% annual merit increase to Kent Maystrick, Street Commissioner. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Consent Agenda Item 3 – Removed from Consent Agenda. No action was taken on the special designated liquor license submitted by Trojan Tavern for a wedding reception on July 13 due to Nebraska State Liquor Control Commission time limitations for special designated liquor license applications.

Department Reports

Agenda Item 1. Swenson reported that he and Craney met with the sewer agency engineer and planner regarding phasing and sewer improvements for the regional sewer system.

Agenda Item 2. Herzog reported that the library is having issues with one of the air conditioning units. Bids will be obtained for a new unit. Herzog also discussed issues with the decorative memorial bench. Maystrick reported that he is obtaining a bid from K & K Masonry for repairs to the flag pole base at Buffalo Park and pillars at the Community Building.

Agenda Item 3. No Department Report from Nolte.

Agenda Item 4. No Department Report from Craney. Mayor Roseland reported that he has been receiving lots of compliments regarding the city's parks.

Agenda Item 5. Mayor Roseland reported that he met with Channel 3 News to discuss Springfield's future growth.

Agenda Item 6. Kathleen Gottsch, City Administrator, presented a quote to the Council for cyber security. Council did not take any action.

Executive Session

Motion by Swenson, seconded by Herzog, to enter into executive session at 7:55 p.m. for the purpose of personnel matters, contract negotiations, and legal matters. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Motion by Swenson, seconded by Craney, to leave executive session at 8:20 p.m. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Motion by Swenson, seconded by Herzog, to approve a 3% annual merit increase to Heath Shemek, Sewer Operator. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Motion by Swenson, seconded by Herzog, to authorize the city attorney and city administrator to update the Settlement Agreement and Mutual Release and Exclusive Perpetual Easement with Advantage Investment Properties, LLC with the corrected pages and exhibits. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Adjournment

Motion by Swenson, seconded by Craney, to adjourn. AYES: Swenson, Herzog, Craney. NAYS: None. Meeting adjourned at 8:21 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 July 2, 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