



## **CITY COUNCIL AGENDA**

Tuesday, March 4, 2014 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 February 18, 2014 Council Meeting
2. Approve Claims and Payroll
3. Approve Invoice No. 204895 from Olsson Associates in the amount of \$3,657.45 for professional services rendered from December 29, 2013, through February 1, 2014, for work completed on the Buffalo Park Splash Pad
4. Approve Invoice No. 204900 from Olsson Associates in the amount of \$1,158.00 for professional services rendered from December 29, 2013, through February 1, 2014, for work completed on Spruce Street Paving Improvements
5. Consider approval of an application for a Special Designated Liquor License from the Sarpy County Agricultural Society for the Sarpy County Fair to be held July 30 – August 3, 2014 from 12:00 p.m. to 2:00 a.m. at the Sarpy County Fairgrounds
6. Consider requests from the Sarpy County Agricultural Society to waive the noise ordinance, close Railroad Avenue from Main Street to Spruce Street for handicap accessible parking, place a temporary stop sign on Main Street at the fairgrounds entrance, allow parking on the city lot west of the Community Building, waive the large animal ordinance, and waive the Community Building rental fee for the Sarpy County Fair to be held July 30 – August 3, 2013
7. Consider a request from the Springfield Youth Athletics Association to waive the Community Building rental fee for a spaghetti feed fundraiser to be held on Saturday, April 12 from 5:30 – 7:30 p.m.

## REGULAR AGENDA

1. Lt. Mike Erhart with the Sarpy County Sheriff's Department will provide a monthly service report
2. Denny Graham with Olsson Associates – Review and award construction bid for the Spruce Street Paving Project
3. **Tabled January 21, 2014.** Mark R. Mascarello, property owner of 174 Main Street, is scheduled to appear and show cause as to why such condition of said property shall not be found to be a public nuisance
4. Don Dalton, Springfield Legion Baseball – Consider a request for financial assistance towards Buffalo Park baseball field improvements
5. **Tabled February 18, 2014.** Consider approval of **Resolution 2014-9** to amend the City of Springfield Employee Handbook Section 523 entitled “Compensatory Time”
6. Consider a request from Candy Connery for the city to rent sound equipment from Midwest Sound & Lighting in the amount of \$600.00 for a children's community play
7. **Tabled February 18, 2014.** Consider approval of **Resolution 2014-8** directing the sale of city property (Union Pacific Caboose located in Buffalo Park) to the highest bidder, which bids will be received at auction on Sunday, March 30, 2014, beginning at 12:30 p.m. at 9009 Platteview Road, Papillion, Nebraska (*tentative auction date/time/location*)
8. Discuss sewer plant pipe supports
9. Discuss Connie Manzer's annual review and consider a proposed merit increase
10. Discuss Kathleen Gottsch's annual review and consider a proposed merit increase

## DEPARTMENT REPORTS

1. Water & Parks Department – Bob Roseland
2. Library & Community Building – Randy Fleming
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 March 4, 2014. Present were Council Members: Bob Roseland, Randy Fleming, Dan Craney, Chad Nolte. Absent: Mayor Michael Dill. Council President, Chad Nolte, presided as Mayor. 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 Fleming, seconded by Roseland, to approve the Consent Agenda. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

### Claims and Payroll:

Check #	Account ID	Account Description	Debit Amount	Name
<b>General</b>				
34869	6084-10-10	Aflac	49.80	Aflac
34876	9310-10-10	Nuisance Abatement	125.00	Dakota Title & Escrow
34878	7230-10-10	Postage/Shipping	62.18	First National Bank
34879	8200-10-10	Misc	263.47	First National Bank
34881	7185-10-10	Lodging	5.99	Gottsch, Kathleen
34881	7240-10-10	Mileage	174.27	Gottsch, Kathleen
34882	9010-10-10	Office Equip	9.97	Home Depot
34884	7030-10-10	Prof Svcs-Planning	718.75	JEO Consulting Group
34885	7200-10-10	Dues	50.00	Keep Nebraska Beautiful
34886	8140-10-10	R&M Equip	190.00	Konica Minolta Premier Finance
34889	7045-10-10	Prof Svcs-Tech Support	550.00	Massman, Nelson, Reinig
34891	8130-10-10	R&M Building	25.75	Menards
34891	9010-10-10	Office Equip	57.21	Menards
34894	7320-10-10	Natural Gas	163.84	MUD
34900	7045-10-10	Prof Svcs-Tech Support	225.00	Network Needs
34921	7330-10-10	Telephone	107.96	NT&T
34902	7010-10-10	Prof Svcs-Engineer	360.79	Olsson Associates
34903	9310-10-10	Nuisance Abatement	25.82	Omaha World Herald
34903	7250-10-10	Publication Costs	85.28	Omaha World Herald
34905	7310-10-10	Electricity	352.45	OPPD
34906	7046-10-10	Prof Svcs-Building Inspector	100.00	Reese, George
34907	7060-10-10	Animal Control	366.25	Sarpy County Fiscal Administrator
34908	7050-10-10	Law Contract	7,676.00	Sarpy County Treasurer
34910	9310-10-10	Nuisance Abatement	298.00	Seidler & Seidler
34910	7020-10-10	Prof Svcs-Legal	912.50	Seidler & Seidler
34913	7200-10-10	Dues	10.00	Southeast Clerk's Association
34917	7280-10-10	Laundry	120.95	Walkers Uniform Rental
<b>Total</b>			<b>13,087.23</b>	
<b>Library</b>				
34870	8060-20-10	Books	336.48	Amazon
34875	7455-20-10	IP Address	9.99	Charter Communications

34892	8060-20-10	Books	23.35	MicroMarketing
34894	7320-20-10	Natural Gas	277.42	MUD
34895	8060-20-10	Books	48.97	Mystery Guild
34921	7330-20-10	Telephone	33.20	NT&T
34905	7310-20-10	Electricity	231.14	OPPD
34909	7480-20-10	Janitorial	200.00	Schmieder, Marcie
34912	8060-20-10	Books	10.00	Smithsonian
34914	7340-20-10	Waste Disposal	39.39	Sterrett Brothers Sanitation
<b>Total</b>			<b>1,209.94</b>	
<b>Library Restricted</b>				
34872	8070-21-10	Library Supplies	63.70	Brodart Co.
34873	8060-21-10	Books	84.48	Center Point Large Print
34880	8060-21-10	Books	45.73	Gale
34883	7260-21-10	Printing	31.89	J.P. Cooke
34920	8060-21-10	Books	52.69	MicroMarketing
<b>Total</b>			<b>278.49</b>	
<b>Park</b>				
34888	9106-30-10	MoPac Trail Phase III	1,390.00	Lund, Thomas
34865	9177-30-10	Splash Park	3,657.45	Olsson Associates
34905	7310-30-10	Electricity	369.71	OPPD
34915	7340-30-10	Waste Disposal	57.75	Sterrett Brothers Sanitation
<b>Total</b>			<b>5,474.91</b>	
<b>Community Building</b>				
34891	8130-40-10	R&M Building	3.89	Menards
34891	8030-40-10	Supplies	20.47	Menards
34894	7320-40-10	Natural Gas	577.88	MUD
34905	7310-40-10	Electricity	186.04	OPPD
34915	7340-40-10	Waste Disposal	31.50	Sterrett Brothers Sanitation
34917	7280-40-10	Laundry	157.45	Walkers Uniform Rental
<b>Total</b>			<b>977.23</b>	
<b>Water</b>				
34869	6084-50-20	Aflac	56.17	Aflac
34871	8120-50-20	Fuel	45.13	B&B Pit Stop
34890	7185-50-20	Lodging	69.09	Maystrick, Kent
34893	7420-50-20	Testing	45.22	Midwest Laboratories
34896	7180-50-20	Education	160.00	NE Health & Human Services
34898	7420-50-20	Testing	18.00	NE Public Health Environmental Lab
34899	8120-50-20	Fuel	97.98	Neitzel's Corner
34921	7330-50-20	Telephone	149.43	NT&T
34904	7430-50-20	Digger's Hotline	5.60	One Call Concepts
34905	7310-50-20	Electricity	1,453.98	OPPD
34910	7020-50-20	Prof Svcs- Legal	12.00	Seidler & Seidler
34911	7185-50-20	Lodging	22.75	Shemek, Heath
34917	7290-50-20	Uniform Allowance	53.95	Walkers Uniform Rental
<b>Total</b>			<b>2,189.30</b>	
<b>Sewer</b>				
34869	6084-60-30	Aflac	305.13	Aflac
34919	8120-60-30	Fuel	332.18	Casey's General Store
34877	8140-60-30	R&M Equip	94.93	Echo
34893	7420-60-30	Testing	170.57	Midwest Laboratories
34921	7330-60-30	Telephone	52.18	NT&T
34905	7310-60-30	Electricity	2,351.86	OPPD

34917	7290-60-30	Uniforms Allowance	72.45	Walkers Uniform Rental
<b>Total</b>			<b>3,379.30</b>	
<b>Street</b>				
34868	9040-70-40	Tools & Misc Equip	99.55	Ace Industrial Supply
34868	8040-70-40	Supplies-Safety/Medical	239.60	Ace Industrial Supply
34871	8120-70-40	Fuel	517.53	B&B Pit Stop
34919	8120-70-40	Fuel	134.92	Casey's General Store
34874	8150-70-40	R&M Vehicle	840.07	Chad's Auto Repair
34882	8030-70-40	Supplies	7.96	Home Depot
34882	9040-70-40	Tools & Misc Equip	46.43	Home Depot
34887	8130-70-40	R&M Building	425.00	Langfeldt Overhead Door
34891	9040-70-40	Tools & Misc Equip	18.96	Menards
34894	7320-70-40	Natural Gas	572.54	MUD
34901	9038-70-40	Hydro Hammer	221.54	NMC Exchange
34921	7330-70-40	Telephone	47.78	NT&T
34902	7010-70-40	Prof Svcs-Engineer	188.17	Olsson Associates
34866	9082-70-40	Spruce Street Paving	1,158.00	Olsson Associates
34903	7250-70-40	Publication Costs	10.25	Omaha World Herald
34903	9082-70-40	Spruce Street Paving	34.44	Omaha World Herald
34905	7310-70-40	Electricity	3,386.15	OPPD
34915	7340-70-40	Waste Disposal	31.50	Sterrett Brothers Sanitation
34916	8030-70-40	Supplies	21.99	Ty's Outdoor Power & Service
34916	9040-70-40	Tools & Misc Equip	364.00	Ty's Outdoor Power & Service
34917	7290-70-40	Uniform Allowance	71.95	Walkers Uniform Rental
34918	8100-70-40	Sand & Gravel	1,650.87	Westover Rock & Sand
<b>Total</b>			<b>10,089.20</b>	
<b>Keno</b>				
34897	7450-80-70	Licenses-Keno	100.00	NE Dept of Revenue
<b>Total</b>			<b>100.00</b>	
<b>Payroll</b>			<b>29,413.44</b>	

### Regular Agenda

Agenda Item 1. Lt. Mike Erhart with the Sarpy County Sheriff's Department provided the monthly service report.

Agenda Item 2. Denny Graham, Olsson Associates, reviewed the construction bids for the Spruce Street Paving Project. Bids were received from Mackie Construction and M.E. Collins Contracting. The low bid was from Mackie in the amount of \$102,957.42 with a substantial completion date of July 30 and final completion date of August 30. Graham said that he verified the bid quantities and checked Mackie's references, all of which were good. He reviewed the water and storm sewer portions of the project and noted that costs associated with those items would not be included in the paving assessments. Motion by Roseland, seconded by Craney, to approve the bid from Mackie Construction in the amount of \$102,957.42 for the Spruce Street Paving Project. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Agenda Item 3. Mark Mascarello, property owner of 174 Main Street, and his attorney, John Wieland, were in attendance to show cause as to why the condition of said property should not be found to be a public nuisance. Wieland informed the Council that Mascarello has installed blinds in the front windows and door, removed the junk from the backyard, and obtained bids for brick work and roof repairs. Wieland said that the roof cannot be repaired until the brick work is completed, which cannot be done until it has been above freezing for one week. He noted that the brick and roof repairs are approximately

two months out. Nolte expressed concern that the holes in the roof could affect the adjacent property owners. Mascarello said that he would temporarily cover up the holes to try to defend against rain coming into the building. Motion by Craney, seconded by Fleming, to table agenda item 3, regarding the public nuisance at 174 Main Street, until the May 20, 2014, Council meeting, during which time the Council will consider whether or not the nuisance abatement requirements have been met. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Agenda Item 4. Don Dalton and Tom Webster, Jr. requested financial assistance towards Buffalo Park baseball field improvements, which include the purchase of bulk diamond pro conditioner for the field, mound and home plate clay, a concrete pad for the bulk product, a safety fence for the bullpen by the dugouts, and a poured slab for the batting cage area. Dalton also requested financial assistance for labor associated with the improvements. Council suggested that some of the labor could be done by the city's maintenance department and requested that Dalton and Webster work with city staff to determine what improvements can be done by city staff and report back at the March 18 Council meeting. Dalton and the City Clerk reported that Springfield Platteview High School would contribute one-half of the cost of the improvements as per their interlocal agreement with the city. Motion by Roseland, seconded by Fleming to approve the purchase of the bulk diamond pro conditioner, mound/home plate clay, concrete pad for the bulk product, safety fence for the bullpen, and concrete slab for the batting cage area in the amount of \$2,472.50, and to table consideration of contributing towards the cost of the labor until the March 18, 2014, Council meeting. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Agenda Item 5. Roseland reported that city employees have requested that the Council consider increasing the number of hours of compensatory time that can be accumulated by an employee. Currently, employees can accrue 24 hours of comp time at any given time. Roseland suggested increasing the hours to 60-80 hours. Nolte suggested increasing the comp time to 40 hours. Craney said he did not want to increase the time at all. Rick Lee, Kent Maystrick, Heath Shemek, and Kathleen Gottsch, city employees, were in attendance to discuss this item. Council Member Roseland introduced Resolution 2014-9 and moved its adoption. Council Member Fleming seconded the foregoing motion and on roll call on the passage and adoption of said resolution, the following voted YEA: Roseland, Fleming. The following voted NAY: Craney. Whereupon the Acting Mayor declared said motion carried and said resolution passed and adopted. A true, correct and complete copy of said resolution is as follows:

#### **RESOLUTION 2014-9**

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

WHEREAS, the City of Springfield reserves the right to establish and update personnel policies and procedures which are within their legal authority; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the City Council of the City of Springfield, Sarpy County, Nebraska, that the City of Springfield Employee Handbook Section 523 entitled "Compensatory Time" shall be amended to read as follows:

#### **COMPENSATORY TIME**

Compensatory time is a program that allows employees to accrue time off in lieu of being paid for overtime work. It is subject to all of the rules for overtime.

Employees will not be allowed to accrue more than ~~24~~ 40 hours of compensatory time at any given time.

Upon termination of employment, employees will be paid for unused compensatory time that has been earned through the last day of work.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and the City Council of the City of Springfield, Sarpy County, Nebraska, that the City of Springfield Employee Handbook Section 523 entitled "Compensatory Time" shall take effect immediately.

Passed and approved this 4<sup>th</sup> day of March, 2014.

Ayes   2  

Nays   1  

Abstain       

Absent   1  

Approved:

\_\_\_\_\_  
Chad Nolte, Acting Mayor

SEAL

Attest:

\_\_\_\_\_  
Kathleen R. Gottsch, City Clerk

Agenda Item 6. Candy Connery reported that she has organized a summer children's community theater program for the past ten years. She said the group consists of local children, grades 5-8. Connery noted that the group practices at a local church, but would like to perform the play at the Community Building. She requested that the city consider renting a sound system for the performance, as well as for two days of practice at the building. Connery obtained a bid from Midwest Sound and Lighting in the amount of \$600 for a three day rental with labor to set/deliver/strike. She said that approximately 200 people attended the play last year. She does not charge an admission fee or a fee for the children to participate. She does it strictly on a voluntary basis. Council requested that staff check into insurance requirements. Motion by Roseland, seconded by Craney, to table agenda item 6, regarding the rental of sound equipment for a children's community play, until the March 18, 2014, Council meeting. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Agenda Item 7. Council considered disposing of the caboos at Buffalo Park. Tess Sykes with the Sarpy County Museum was present and expressed the organization's interest in obtaining the caboos for display at the museum. Sykes noted that the museum has the oldest standing train depot in Nebraska, which was built in 1869. She confirmed that funding is available and that the Museum Director and Board have agreed to move forward with this item. The City Clerk reported that the community group from Hendersen, Nebraska is still interested in the caboos and is trying to firm up cost estimates to move the caboos. Council agreed that it would be nice to keep the caboos in Sarpy County. Conditions of sale were reviewed and Council requested the appropriate paperwork be drafted to dispose of the caboos. Motion by Craney, seconded by Fleming, to table agenda item 7, regarding Resolution 2014-8 sale of the

caboose, until the March 18, 2014, Council meeting. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Agenda Item 8. Fleming reported that the supports on a pipe at the wastewater treatment facility need to be repaired. He said that the work might require a professional opinion and work. Motion by Roseland, seconded by Fleming, to direct the city maintenance department to inspect the sewer plant pipe supports and obtain professional bids as needed. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Agenda Items 9 and 10. Motion by Roseland, seconded by Fleming, to move agenda items 9 and 10 into executive session. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

### **Department Reports**

Agenda Item 1. Roseland reported that there is an update on the Springfield Trail Phase 3 project. The City Clerk reported that the right-of-way portion of the project is complete and has been approved by the NDOR. She noted that bid letting is scheduled for May 2014. She said that in order for construction to begin this summer, all of the trees along the trail path need be removed by April 1 due to bird nesting requirements. Council agreed to proceed with the tree removal.

Agenda Item 2. Fleming reported that the library has begun working on their strategic plan. He also provided a status update for Springfield Days.

Agenda Item 3. No Department Report from Craney.

Agenda Item 4. No Department Report from Nolte.

Agenda Item 5. No Department Report from Mayor Dill.

Agenda Item 6. No additional city staff reports.

Jack Dover, 480 Elm Street, expressed concern with visibility at the intersection of 2<sup>nd</sup> and Main Streets, due to large vehicles parking in the top parking stalls along Main Street. He said it is very difficult to see traffic traveling along Main Street when a vehicle is stopped on 2<sup>nd</sup> Street attempting to cross or turn onto Main Street. He asked if the city could eliminate parking in the corner stalls along Main Street or make them ADA or compact car parking only stalls. Craney noted that the city considered ADA stalls during project design but could not put them there due to ADA requirements with loading and grade. Nolte said that he would check into this matter further and get back with Mr. Dover.

### **Executive Session**

Motion by Roseland, seconded by Fleming, to enter into executive session at 8:20 p.m. for the purpose of personnel discussion. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Motion by Fleming, seconded by Roseland, to leave executive session at 8:27 p.m. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Motion by Craney, seconded by Roseland, to approve a \$.50/hour merit increase for Connie Manzer. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.

Motion by Craney, seconded by Fleming, to approve a 3% merit increase, up to the cap amount, for Kathleen Gottsch. AYES: Roseland, Fleming, Craney. NAYS: None. Motion carried.



## Adjournment

Motion by Roseland, seconded by Fleming, to adjourn. AYES: Roseland, Fleming, Craney. NAYS: None. Meeting adjourned at 8:28 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 March 4, 2014; 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