



CITY COUNCIL AGENDA

Tuesday, May 15, 2018 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 May 1, 2018 Council Meeting
2. Approve Treasurer's Report

REGULAR AGENDA

1. Tim Tolliver, 335 South 2nd Street – Request street closure on Saturday, June 23 from 5-8 p.m. for a neighborhood get-together
2. Conduct a **Public Hearing** to consider a conditional use permit extension filed by Silex Group, LLC, applicant, and Clarence O. Keyes, Trustee of Clarence O. Keyes Living Trust, property owner, for a concrete recycling and distribution plant to be located on property zoned Agriculture Residential and legally described as the Northeast Quarter of the Northeast Quarter of Section 11, Township 13 North, Range 11 East of the 6th P.M., Sarpy County, Nebraska, and generally located on the southwest corner of Capehart Road and Highway 50
3. Consider approval of **Resolution 2018-13** approving a conditional use permit extension until December 31, 2018, for Silex Group, LLC, applicant, and Clarence O. Keyes, Trustee of the Clarence O. Keyes Living Trust, property owner, for a concrete recycling and distribution plant to be located on property zoned Agriculture Residential and legally described as the Northeast Quarter of the Northeast Quarter of Section 11, Township 13 North, Range 11 East of the 6th P.M., Sarpy County, Nebraska, and generally located on the southwest corner of Capehart Road and Highway 50

4. Consider approval of **Resolution 2018-14** approving the Sarpy County and Cities Wastewater Agency proposed FY 2017-2018 budget
5. Consider health insurance renewal with BlueCross BlueShield
6. Consider a proposed water boundary line agreement with MUD
7. Discuss city well project and land acquisition
8. Consider a proposed merit increase for Wendy Post, Community Building Rental Coordinator
9. Consider offering employment to a candidate for the part-time maintenance worker position

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 May 15, 2018. Present were Mayor Bob Roseland; Council Members: Roy Swenson, Michael Herzog, Chad Nolte, Dan Craney. Absent: None. Notice of this meeting was given in advance by posting in three public places, one of the designated methods of giving notice. Notice of this meeting was given in advance to the Mayor and all Council Members and a copy of their receipt of notice is attached to these Minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public. The Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

Consent Agenda

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

The City Clerk reported a balance on hand of \$1,601,984.13 in cash assets; Prestige Treasury-\$204,878.03; Prestige Bond-\$891,705.27; Keno Community Betterment-\$158,989.80; Keno Progressive Jackpot-\$50,000.00; Water Deposit Savings-\$4,195.44; Refundable Deposit Savings-\$1,224.92; Water Tower Savings-\$150,724.45; Sewer Restricted-\$150,060.45; Water Capital Facilities Fees-\$39,379.36; Sewer Capital Facilities Fees-\$95,153.04; City Sales Tax-\$619,420.71; Money Mark Library Bricks-\$3,170.86; Government Securities-\$105,500.83; Library Savings-\$13,515.70; Time Certificates as follows: Bond-\$77,661.30; Tower-\$58,143.83; Water-\$127,203.51; Library Bricks-\$21,531.37; Library Restricted-\$40,375.14; Cash Receipts-\$558,923.32; Cash Disbursements-\$146,093.71.

Regular Agenda

Agenda Item 1. Tim Tolliver, 335 South 2nd Street, requested permission to close South 2nd Street between Vine and Maple Streets on Saturday, June 23 from 5-8 p.m. for a neighborhood get-together. Council reviewed street closure rules, including keeping the street accessible to emergency vehicles. Motion by Nolte, seconded by Herzog, to approve the closure of South 2nd Street between Vine and Maple Streets on Saturday, June 23 from 5-8 p.m. for a neighborhood get-together. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Agenda Item 2. A Public Hearing of the Springfield City Council was opened at 7:02 p.m. to consider a conditional use permit extension filed by Silex Group, LLC, applicant, and Clarence O. Keyes, Trustee of Clarence O. Keyes Living Trust, property owner, for a concrete recycling and distribution plant to be located on property zoned Agriculture Residential and legally described as the Northeast Quarter of the Northeast Quarter of Section 11, Township 13 North, Range 11 East of the 6th P.M., Sarpy County, Nebraska, and generally located on the southwest corner of Capehart Road and Highway 50. Joe Gruttermeier with Silex reported that their new site by the landfill was on track to develop; however, upon the City of Papillion's recent annexation, they now have to go through Papillion's planning process and, due to unforeseen circumstances, this project site has stalled. Silex is now looking for new property in Springfield's jurisdiction to relocate their business. A new temporary site at 150th & Fairview Road has been selected and a temporary conditional use permit application will be coming before the Springfield Planning Commission and City Council in June. Kathleen Gottsch, City Administrator, entered into record complaints received by Paul Caudill, close neighbor to existing Silex operation, regarding truck traffic and dust. Council noted that the majority of truck traffic and dust is coming from Facebook construction. No one else from the public spoke in favor of or against the application. Motion by Nolte, seconded by Herzog, to close the public hearing. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried. Public Hearing closed at 7:05 p.m.

Agenda Item 3. Council Member Nolte introduced Resolution 2018-13 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: Swenson, Herzog, Nolte, Craney. 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 2018-13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA APPROVING AN EXTENSION UNTIL DECEMBER 31, 2018, FOR A CONDITIONAL USE PERMIT FOR SILEX GROUP, LLC, APPLICANT/TENANT, AND CLARENCE O. KEYES, TRUSTEE OF THE CLARENCE O. KEYES LIVING TRUST, PROPERTY OWNER, TO OPERATE A CONCRETE RECYCLING AND DISTRIBUTION PLANT ON PROPERTY

ZONED AGRICULTURE RESIDENTIAL AND LEGALLY DESCRIBED AS THE NORTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 11, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, AND GENERALLY LOCATED ON THE SOUTHWEST CORNER OF THE CAPEHART ROAD AND HIGHWAY 50 INTERSECTION.

WHEREAS, the owner and tenant of the above described property have made application for approval of an extension until December 31, 2018, of a conditional use permit for the continued operation of a concrete recycling and distribution plant on property zoned Agriculture Residential; 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 December 8, 2018, regarding the application and has made a recommendation of approval to the City Council for an extension of the conditional use permit until December 31, 2018; and

WHEREAS, the City Council of the City of Springfield held a public hearing regarding such application on May 15, 2018, and is agreeable to the extension of the conditional use permit until December 31, 2018, 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 an extension for the conditional use permit until December 31, 2018, to Silex Group, LLC, applicant/tenant, and Clarence O. Keyes, Trustee of the Clarence O. Keyes Living Trust, property owner, to operate a concrete recycling and distribution plant on property zoned Agriculture Residential and legally described as the Northeast ¼ of the Northeast ¼ of Section 11, Township 13 North, Range 11 East of the 6th P.M., 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 15TH DAY OF MAY, 2018.

Ayes: Swenson, Herzog, Nolte, Craney

Nays: None

Abstain: None

Absent: None

Approved:

Robert Roseland, Mayor

SEAL

Attest:

Kathleen Gottsch, City Clerk

Agenda Item 4. Council Member Nolte introduced Resolution 2018-14 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: Swenson, Herzog, Nolte, Craney. 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
2018-14**

**RESOLUTION APPROVING THE SARPY COUNTY AND CITIES WASTEWATER AGENCY
PROPOSED FY2017-2018 BUDGET**

WHEREAS, City of Springfield is a party to an agreement (the "Agreement") entered into pursuant to the Interlocal Cooperation Act, set out at Neb. Rev. Stat. § 13-801 et seq. (the "Act"), by and between Sarpy County and the Cities of Papillion, Bellevue, Springfield, La Vista and Gretna (the "Members"), which formed the interlocal agency called the Sarpy County and Cities Wastewater Agency (the "Agency"); and,

WHEREAS, pursuant to Section IX of the Agreement, the Agency Board is required to approve an itemized annual budget which shall be presented to and subject to approval of the individual governing body of each Member; and,

WHEREAS, the Agency Board has approved the proposed FY2017-2018 Budget, as amended, to serve as the Agency budget until a FY2018-2019 Budget can be approved and adopted pursuant to Section IX of the Agreement; and,

WHEREAS, the City of Springfield deems it appropriate and advisable to approve the proposed FY2017-2018 Budget which has been approved by the Agency Board and is attached to this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the City of Springfield that the proposed FY2017-2018 Budget is hereby approved.

The above Resolution was approved by a vote of the City of Springfield at a public meeting duly held in accordance with applicable law on the 15th day of May, 2018.

Ayes: Swenson, Herzog, Nolte, Craney

Nays: None

Abstain: None

Absent: None

Approved:

Robert Roseland, Mayor

SEAL

Attest:

Kathleen Gottsch, City Clerk

Agenda Item 5. Council reviewed health insurance renewal options. Motion by Nolte, seconded by Craney, to approve the renewal with BlueCross BlueShield with a 10.77% increase. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Agenda Item 6. Council reviewed a proposed water boundary line map provided by MUD, as well as a copy of MUD's boundary line agreement with the City of Gretna. The proposed boundary lines would restrict where each entity could provide water service. Council requested staff draft an agreement for consideration.

Agenda Item 7. Motion by Swenson, seconded by Herzog, to move agenda item 7, regarding city well project and land acquisition, into executive session. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Agenda Item 8. Motion by Nolte, seconded by Herzog, to move agenda item 8, regarding proposed merit increase for Wendy Post, Community Building Rental Coordinator, into executive session. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Agenda Item 9. Motion by Nolte, seconded by Herzog, to move agenda item 9, regarding offering employment to a candidate for the part-time maintenance worker position, into executive session. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Department Reports

Agenda Item 1. No Department Report from Swenson.

Agenda Item 2. Herzog reported on summer library events. He also noted that he reached out to Omaha Door requesting a quote for exterior door replacements. Gottsch reviewed the quote received from Fire Guard for new fire extinguishers and exit lights for city properties.

Agenda Item 3. No Department Report from Nolte.

Agenda Item 4. Craney reported that parking lot paving at Buffalo Park has started. He requested that the splash pad be turned on for the last day of school.

Agenda Item 5. Mayor Roseland reported on the community-wide cleanup day event and suggested changes be considered for next year's event, including open hours and checking of water bills.

Agenda Item 6. Gottsch reviewed an updated 2017-2018 project status spreadsheet.

Executive Session

Motion by Swenson, seconded by Herzog, to enter into executive session at 8:01 p.m. for the purpose of land acquisition and personnel matters. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Motion by Nolte, seconded by Swenson, to leave executive session at 8:43 p.m. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Motion by Nolte, seconded by Swenson, to table agenda item 7, regarding city well project and land acquisition, until the June 5, 2018, Council meeting. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Motion by Nolte, seconded by Swenson, to table agenda item 8, regarding proposed merit increase for Wendy Post, Community Building Rental Coordinator, until the June 5, 2018, Council meeting. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Motion by Nolte, seconded by Swenson, to offer employment to Elliott Smart at the rate of \$16.00/hour for the part-time maintenance worker position. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Adjournment

Motion by Nolte, seconded by Herzog, to adjourn. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Meeting adjourned at 8:44 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 May 15, 2018; 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