



CITY COUNCIL AGENDA

Tuesday, May 21, 2013 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 6, 2013 Special Council Meeting
2. Approve Minutes of the May 7, 2013 Council Meeting
3. Approve Claims: T Rex Services – \$28,617.00 – Drainage Improvements to Lot 5 & 6, Springfield Industrial Park
4. **Tabled May 7, 2013.** Approve Invoice No. 188429 from Olsson Associates in the amount of \$11,053.38 for professional services rendered through March 9, 2013, for work completed on the Buffalo Park Splash Pad
5. Approve Invoice No. 190143 from Olsson Associates in the amount of \$1,099.36 for professional services rendered from April 7, 2013, through May 4, 2013, for work completed on Municipal Water System Improvements
6. Approve Treasurer's Report

REGULAR AGENDA

1. Conduct a **Public Hearing** for a conditional use permit application filed by Dobson Brothers Construction, applicant and Advantage Investment Properties, LLC, property owner, to (construct and) operate an asphalt distribution plant upon the following described tract of land within the City of Springfield zoning jurisdiction: A tract of land in a portion of Tax Lot 3A1 and located in the SW1/4 of Section 25, Township 13 North, Range 11, East of the 6th P.M., Sarpy County, Nebraska. **Dobson Brothers has withdrawn their application. Since the Public Hearing was continued on May 7, 2013, the Council must officially close the public hearing and accept the applicant's withdrawal.**

2. **Tabled April 16, 2013.** Thomas Powles, Sr. and Joyce A. Powles, property owners, of 460 Cedar Street, are scheduled to appear and show cause as to why such condition of said property shall not be found to be a public nuisance
3. Tammy Baxter, 340 Platteview Drive – Discuss street repairs
4. Larry Garvey, Garvey’s Pub, 153 Main Street – Request to waive the noise ordinance and close Main Street between 1st and 2nd Streets on Saturday, June 8 for Springfield Days entertainment
5. Consider approval of **Resolution 2013-14** authorizing the Mayor to enter into an Interlocal Agreement with the Cities of Gretna, Papillion, Bellevue, La Vista, and Sarpy County and the Papio Missouri River Natural Resource District to operate and maintain a Geographic Information System (GIS)
6. Consider approval of **Resolution 2013-15** authorizing the Mayor to enter into an Interlocal Agreement with Springfield Platteview Community Schools for use of the City Park and Buffalo Park ball fields for high school softball and baseball programs and to share the cost of certain improvements to the facilities
7. Consider bids from Midwest Sound & Lighting and Direct Pro Audio for a six microphone sound system and podium with microphone for the City Hall meeting room
8. Discuss meeting notices
9. Discuss usage of the Community Building and consider hiring a part-time building promoter
10. Consider hiring a full-time maintenance laborer
11. **Tabled May 7, 2013.** Discuss Park Laborer position

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 May 21, 2013. Present were Mayor Mike Dill; Council Members: Bob Roseland, Randy Fleming, 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 Nolte, seconded by Roseland, to approve the Consent Agenda, except for consent agenda item 4, regarding the invoice from Olsson Associates for the splash pad project, which item shall be tabled until the June 4, 2013, Council meeting. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

The City Clerk reported a balance on hand of \$855,745.34 in cash assets; Prestige Treasury - \$203,792.67; Prestige Bond - \$498,406.17; Keno Community Betterment - \$135,862.59; Keno Progressive Jackpot - \$50,000.00; Water Deposit Savings - \$4,178.17; Refundable Deposit Savings - \$1,219.86; Water Tower Savings - \$111,479.43; Sewer Restricted - \$75,585.18; Water Capital Facilities Fees - \$32,205.35; Sewer Capital Facilities Fees - \$75,145.80; City Sales Tax - \$250,110.45; Money Mark Library Bricks - \$3,556.28; Government Securities - \$103,974.32; Library Savings - \$73,145.72; Time Certificates as follows: Bond - \$76,386.12; Tower - \$57,163.73; Water - \$124,679.15; Park - \$11,889.06; Library Bricks - \$21,160.47; Cash Receipts - \$517,036.14; Cash Disbursements - \$107,140.74; BANS South 1st Street Bond Interest Pymt \$382.66 Principal Pymt \$410,000.00.

Regular Agenda

Agenda Item 1. Mayor Dill stated that Dobson Brothers Construction withdrew their application for a conditional use permit to operate an asphalt distribution plant and, therefore, the public hearing originally continued on May 7 must be closed and the applicant's withdrawal accepted. Motion by Nolte, seconded by Fleming, to close the public hearing and accept the withdrawal of the conditional use permit application submitted by Dobson Brothers Construction for an asphalt distribution plant on a tract of land in a portion of Tax Lot 3A1 located in the SW ¼ of Section 25, Township 13 North, Range 11, East of the 6th P.M., Sarpy County, Nebraska, and generally located directly south of the city's wastewater treatment facility. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried. Public Hearing closed at 7:03 p.m.

Agenda Item 2. Joyce Powles, property owner of 460 Cedar Street, was in attendance. She reported that her family is in the process of cleaning up the property. Joyce's son, Tommy Powles, Jr., informed the Council that he hauled a large amount of items down to Springfield Cleanup Day for disposal. He said that they are in the process of putting up the new fence. Mayor Dill noted that the front yard looks better. Joyce said that they plan to haul out another load in the next couple of days and put a lot of the other items into the new garage. She said that they could be finished in the next week or two. Tommy informed the Council that there is a discrepancy with the neighbor as to who owns the dead trees. Mayor Dill suggested that the Powles work with the neighbor to cut the trees down. Nolte and Roseland offered to investigate the tree issue. Motion by Nolte, seconded by Roseland, to table agenda item 2 until the June 4, 2013, Council meeting to allow the property owners of 460 Cedar Street additional time to clean up their property. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 3. Tammy Baxter, 340 Platteview Drive, said that the street repairs needed on her block have been on the repair list a long time. Mayor Dill requested Rick Lee, Maintenance Manager, add this area to the street repair list.

Agenda Item 4. Larry Garvey, owner of Garvey's Pub at 153 Main Street, requested to close Main Street between 1st and 2nd Street on Saturday, June 8 for Springfield Days entertainment. Garvey said that this portion of the street will be closed during the day for the car show, duck drop race, and parade. He is requesting that it also be closed for a live band performance provided by Garvey's Pub between 8-11 p.m. No alcohol will be consumed outside of the bar. Motion by Nolte, seconded by Craney, to waive the noise ordinance and close Main Street between 1st and 2nd Street on Saturday, June 8, 2013, for Springfield Days entertainment including the parade, duck drop race, car show and a live band performance provided by Garvey's Pub. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 5. Council Member Nolte introduced Resolution 2013-14 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: Roseland, Fleming, 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
2013-14**

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 Papio-Missouri River Natural Resources District (P-MRNRD) wish to enter into an Interlocal Agreement to develop, operate and maintain 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 a Geographic Information System (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 Papio-Missouri River Natural Resources District (P-MRNRD) for the purpose of delineating responsibilities and rights in conjunction with the development, operation and maintenance 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 21st day of May, 2013.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

Mayor

SEAL

Attest:

City Clerk

Agenda Item 6. George Crawford, 804 Maple Street, inquired about improvements made and expenses incurred at the ball fields. Mayor Dill reviewed current improvements. Crawford expressed concern with the sprinkler system running during a draught. Nolte noted that sprinklers will not be used if there are water restrictions in town. Council Member Nolte introduced Resolution 2013-15 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, 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
2013-15**

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

WHEREAS, the City of Springfield, Nebraska, a Political Subdivision of the State of Nebraska, hereinafter referred to as "City", and Springfield Platteview Community Schools, a Political Subdivision of the State of Nebraska, hereinafter referred to as "School District", wish to enter into an Interlocal Cooperation Agreement for use of the City Park and Buffalo Park ball fields for high school softball and baseball programs and to share the cost of certain improvements to the facilities; and

WHEREAS, School District wishes to use Buffalo Park and to make certain improvements to Buffalo Park so that it may be used as a baseball field for high school boys' baseball games; and

WHEREAS, School District wishes to use City Park and to make certain improvements to City Park so that it may be used as a softball field for high school girls' softball games; and

WHEREAS, City, at the request of and with the consent of School District, has made certain improvements to Buffalo Park and City Park, a memorandum containing a description and cost of the improvement is attached to the agreement; and

WHEREAS, School District agrees to reimburse City 50% for costs of the construction of the improvements; and

WHEREAS, if at any time during the term of this agreement any maintenance or improvements to Buffalo Park or City Park ball fields or improvements thereon are requested by City or School District, the cost of the requested maintenance or improvements will be paid 50% by the School District and 50% by the City.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Springfield, Nebraska that the Mayor is authorized to enter into an Interlocal Agreement with Springfield Platteview Community Schools attached hereto as Exhibit "A".

Introduced and Passed this 21st day of May, 2013.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

Mayor

SEAL

Attest:

City Clerk

Agenda Item 7. Council reviewed bids from Midwest Sound & Lighting and Direct Pro Audio for a six microphone sound system and podium with microphone for the City Hall meeting room. The City Clerk inquired if the bids included setup. The bids did not specify if setup was included. Scott Daly, 20202 Crest View Drive, Meadow Oaks, suggested that the system include a recording device and offer a user interface for projection. Council noted that this feature could be added. Mayor Dill requested that the systems be portable for use in multiple venues. Council requested that one of the company's provide a presentation of the equipment. No action was taken.

Agenda Item 8. Fleming suggested the city send emails to residents with all notices. Mayor Dill noted that the agendas and notices will soon be added to the official city website and that the city's website and email system may have limitations on mass emails. George Crawford, 804 Maple Street, said that emails grab your attention and that people do not want to go to the website to look for notices. Craney said that people can go to the website and look for notices if they are interested. Jim Opitz, 585 Main Street, expressed some concerns with a mass email system, including hitting reply all and everyone seeing a person's comments and email address. Phil Wagoner, 20206 Crest View Drive, Meadow Oaks, and Allen

Parsons, 360 Main Street, requested that the Planning Commission materials be made available online. The City Clerk reported that she is currently in the process of developing a web page for the Planning Commission and it would be made available within the next month. Scott Daly, 20202 Crest View Drive, Meadow Oaks, requested that all notices be put on the city website at the same time as the notice comes out in the newspaper. Mayor Dill said that the city is committed to adding items to the website.

Agenda Item 9. Mayor Dill reviewed discussion from the town hall meeting held on Monday, May 6 at the Community Building regarding the future use of the building. He pointed out that discussion during that meeting led to questions about hiring a part-time person to promote the building. Fleming said the city should consider hiring a promoter with the ability to increase usage and generate revenue. Mayor Dill informed the Council that a local business owner approached him about using the building for a variety of events including wedding shows, art shows, photo shoots, etc. He requested the person submit a business plan for the Council to consider. Mayor Dill suggested that this item be considered during the 2013-2014 budget workshops. Council discussed possible improvements to the building including making the basement handicap accessible and improving the sound in the gym. Mayor Dill informed the audience that the building is a historical site and protected by the Nebraska State Historical Society. Roseland pointed out issues with the rental agreement, including liquor license requirements. Audience members suggested removing the building from the historical list and also selling the building and constructing a new facility. No action was taken.

Agenda Items 10 and 11. Motion by Nolte, seconded by Roseland, to move agenda item 10, considering hiring a full-time maintenance laborer, and item 11, regarding the park laborer position, into executive session. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Department Reports

Agenda Item 1. Roseland reported that he found a second site for a test well. Roseland and Rick Lee, Maintenance Manager, also reported that a soft start system for the well in City Park will be requested for the 2013-2014 budget cycle. Roseland said that this system is needed because the current pump starts hard and shakes the well house building. The system costs approximately \$9,000. Roseland also reported that the city maintenance department has made many improvements to the City Park ball field this spring.

Agenda Item 2. Fleming reported that the new front entry door was installed at the Community Building. He told Rick Lee, Maintenance Manager, that the doors need to be painted with an oil based paint.

Agenda Item 3. No Department Report from Craney.

Agenda Item 4. No Department Report from Nolte.

Agenda Item 5. Mayor Dill reported that he and the City Clerk met with the Mayors and City Administrators/Clerks from District 2 cities that are represented by Senator Kintner. He said that the group plans to meet with Senator Kintner on June 3 in Lincoln to discuss legislative matters and hopefully on a monthly basis thereafter.

Agenda Item 6. Rick Lee, Maintenance Manager, reported that the new roof for the sewer plant building was delivered and will be constructed next week. He said that the new Community Building front entry door was installed and the lock changed on the east door. Lee provided the Council with a street repair list, new time sheets for the maintenance department, a list of completed projects from last week, as well as a list of projects for the next three weeks. He noted that he plans to get cost estimates for a new tractor for the 2013-2014 budget. Lee discussed moving rock/mulch piles from the old maintenance shop to the new property on South 1st Street.

Executive Session

Motion by Craney, seconded by Nolte, to enter into executive session at 8:12 p.m. for the purpose of personnel matters. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Motion by Craney, seconded by Roseland, to leave executive session at 8:38 p.m. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Motion by Roseland, seconded by Nolte, to post and publish notice for a full-time maintenance laborer. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Adjournment

Motion by Craney, seconded by Roseland, to adjourn. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Meeting adjourned at 8:51 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 21, 2013; 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