



## **CITY COUNCIL AGENDA**

Tuesday, May 7, 2013 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 April 16, 2013 Council Meeting
2. Approve Claims and Payroll
3. Approve Invoice No. 188794 from Olsson Associates in the amount of \$11,053.38 for professional services rendered from March 10, 2013, through April 6, 2013, for work completed on Buffalo Park Splash Pad
4. Approve Invoice No. 188675 from Olsson Associates in the amount of \$1,078.65 for professional services rendered from March 10, 2013, through April 6, 2013, for work completed on Municipal Water System Improvements
5. Approve Invoice No. 189731 from Olsson Associates in the amount of \$1,944.83 for professional services rendered from March 10, 2013, through April 6, 2013, for work completed on Phase II Downtown Sidewalk Improvements
6. Approve Invoice No. 189733 from Olsson Associates in the amount of \$1,857.69 for professional services rendered from March 10, 2013, through April 6, 2013, for work completed on Springfield Industrial Park Lots 5 & 6 Drainage Improvements

### **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 6<sup>th</sup> P.M., Sarpy County, Nebraska. **Applicant has requested a continuance until May 21, 2013.**

2. Greg Hartman, Sarpy County Chamber of Commerce – Request street closures for 5K run event scheduled for Saturday, June 22, 2013
3. Hold a regular hearing on the applications for fireworks stand licenses and approve licenses
  - a. Bellino Fireworks, Inc.; Hwy 50 & Platteview Rd
  - b. Kracklin Kirks Fireworks; Railroad & Main Streets.
  - c. Wild Willy's Fireworks, LLC; 15905 S. Hwy 50
  - d. Big Red Fireworks, LLC; 14111 Platteview Rd
  - e. Williams Enterprises, LLC; Railroad Ave & Main Street
4. Consider approval of an application for a Special Designated Liquor License from Glacial Till Winery for the Tour de Cure event on June 1, 2013
5. Consider approval of an application for a Special Designated Liquor License from Nebraska Brewing Company for the Tour de Cure event on June 1, 2013
6. **Tabled April 2, 2013.** Earl York and Anitta C. York, property owners, and Wells Fargo Financial National Bank, Trustee, and Wells Fargo Bank, N.A., Beneficiary, of 380 South 2<sup>nd</sup> 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.
7. **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
8. Community Building tables & chairs – Randy Fleming
9. Electronic Sign for Main street – Randy Fleming
10. Discuss Park Laborer position
11. **Tabled April 16, 2013.** Discuss Rick Lee's six month review as interim working maintenance manager

#### **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 7, 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 Fleming, to approve the Consent Agenda, except for consent agenda item 3, regarding the invoice from Olsson Associates for the splash pad project, which item shall be tabled until the May 21, 2013, Council meeting. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

### Claims and Payroll:

Check #	Account ID	Account Description	Debit Amount	Name
<b>General</b>				
33800	6084-10-10	Aflac	49.80	Aflac
33813	7240-10-10	Mileage	251.99	Dill, Mike
33817	8200-10-10	Misc	51.36	First National Bank
33822	7030-10-10	Prof Svcs-Planning	2,288.00	JEO Consulting Group
33823	7240-10-10	Mileage	36.16	Keleher, Colleen
33824	8140-10-10	R&M Equip	190.00	Konica Minolta Premier Finance
33828	8130-10-10	R&M Bldg	55.84	Menards
33833	7320-10-10	Natural Gas	47.38	MUD
33862	7330-10-10	Telephone	104.40	NT&T
33837	8010-10-10	Office Supplies	141.58	Office Depot
33838	7010-10-10	Prof Svcs-Engineer	203.96	Olsson Associates
33840	7250-10-10	Publication Costs	125.87	Omaha World Herald
33840	9310-10-10	Nuisance Abatement	141.68	Omaha World Herald
33843	7310-10-10	Electricity	313.13	OPPD
33865	7046-10-10	Prof Svcs-Building Inspector	2,785.83	Sarpy County Building Inspector
33846	7185-10-10	Lodging	20.00	Sarpy County Economic Development
33847	7060-10-10	Animal Control	352.35	Sarpy County Fiscal Administrator
33848	7050-10-10	Law Contract	7,424.00	Sarpy County Treasurer
33850	7020-10-10	Prof Svcs-Legal	2,438.96	Seidler & Seidler
33857	7280-10-10	Laundry	101.76	Walkers Uniform Rental
<b>Total</b>			<b>17,124.05</b>	
<b>Library</b>				
33801	8060-20-10	Books	740.98	Amazon
33810	8060-20-10	Books	305.58	Center Point Large Print
33811	7455-20-10	IP Addressib	9.99	Charter Communications
33812	8060-20-10	Books	16.97	Children's BOMC
33815	8060-20-10	Books	40.66	Doubleday Book Club
33833	7320-20-10	Natural Gas	117.33	MUD
33834	8060-20-10	Books	55.74	Mystery Guild
33862	7330-20-10	Telephone	32.74	NT&T
33843	7310-20-10	Electricity	233.25	OPPD

33849	7480-20-10	Janitorial	200.00	Schmieder, Marcie
<b>Total</b>			<b>1,753.24</b>	
<b>Library Restricted</b>				
33806	7045-21-10	Prof Svcs-Tech Support	1,100.00	Biblionix
33807	8070-21-10	Library Supplies	68.81	Brodart
33825	8070-21-10	Library Supplies	31.95	Latham, Jean
33827	7045-21-10	Prof Svcs-Tech Support	64.90	Manzer, Constance
33830	7205-21-10	Subscription	12.66	Midwest Living Magazine
33832	7260-21-10	Printing	200.00	Miller Press
33845	8060-21-10	Books	737.89	Penworthy
33855	7230-21-10	Postage	236.25	US Postal Service
<b>Total</b>			<b>2,452.46</b>	
<b>Park</b>				
33802	9040-30-10	Tools & Misc Equip	61.35	American Underground Supply
33802	8160-30-10	R&M Grounds	1,849.12	American Underground Supply
33804	8140-30-10	R&M Equip	49.00	B&B Garage
33808	8160-30-10	R&M Grounds	5,800.00	Carlson Tile
33809	8120-30-10	Fuel	101.76	Casey's General Store
33814	8160-30-10	R&M Grounds	284.90	Double K Feed
33816	7350-30-10	Rental	54.52	Eagle Services
33821	8160-30-10	R&M Grounds	528.50	IMix Concrete
33863	8160-30-10	R&M Grounds	284.21	Jensen Gardens
33828	8140-30-10	R&M Equip	29.99	Menards
33828	8160-30-10	R&M Grounds	55.60	Menards
33840	9177-30-10	Splash Park	97.79	Omaha World Herald
33843	7310-30-10	Electricity	381.41	OPPD
33844	8030-30-10	Supplies	17.11	Papillion Hardware
33851	8160-30-10	R&M Grounds	124.38	Silex Group
33852	7340-30-10	Waste Disposal	115.50	Sterrett Brothers Sanitation
33854	8160-30-10	R&M Grounds	8,092.00	Tritz Plumbing
33858	8030-30-10	Supplies	1.99	Westlake Ace Hardware
33858	8160-30-10	R&M Grounds	134.68	Westlake Ace Hardware
<b>Total</b>			<b>18,063.81</b>	
<b>Community Building</b>				
33828	8130-40-10	R&M Building	11.98	Menards
33828	8030-40-10	Supplies	30.21	Menards
33833	7320-40-10	Natural Gas	211.06	MUD
33843	7310-40-10	Electricity	130.34	OPPD
33852	7340-40-10	Waste Disposal	63.00	Sterrett Brothers Sanitation
33857	7280-40-10	Laundry	120.96	Walkers Uniform Rental
<b>Total</b>			<b>567.55</b>	
<b>Water</b>				
33800	6084-50-20	Aflac	56.17	Aflac
33802	8030-50-20	Supplies	696.53	American Underground Supply
33803	8120-50-20	Fuel	257.98	B&B Pit Stop
33819	8030-50-20	Supplies	83.18	HD Supply Waterworks
33826	8140-50-20	R&M Equip	43,210.00	Layne Christensen Company
33829	7420-50-20	Testing	39.65	Midwest Laboratories
33835	7420-50-20	Testing	17.00	NE Public Health Environmental Lab
33862	7330-50-20	Telephone	146.09	NT&T
33861	9090-50-20	New Well	1,078.65	Olsson Associates
33841	7430-50-20	Digger's Hotline	13.70	One Call Concepts
33843	7310-50-20	Electricity	1,051.45	OPPD
33866	7230-50-20	Postage/Shipping	110.06	US Postal Service

33857	7290-50-20	Uniform Allowance	46.36	Walkers Uniform Rental
33859	8140-50-20	R&M Equip	644.67	Winwater
33859	8030-50-20	Supplies	840.41	Winwater
<b>Total</b>			<b>48,291.90</b>	
<b>Sewer</b>				
33800	6084-60-30	Aflac	305.13	Aflac
33805	8030-60-30	Supplies	261.57	Barco Municipal Products
33809	8030-60-30	Supplies	4.58	Casey's General Store
33809	8120-60-30	Fuel	84.50	Casey's General Store
33818	8140-60-30	R&M Equip	372.00	GPM
33829	7420-60-30	Testing	272.71	Midwest Laboratories
33862	7330-60-30	Telephone	51.72	NT&T
33837	8010-60-30	Office Supplies	11.25	Office Depot
33843	7310-60-30	Electricity	2,212.76	OPPD
33866	7230-60-30	Postage/Shipping	110.05	US Postal Service
33856	8030-60-30	Supplies	29.77	USA BlueBook
33857	7290-60-30	Uniforms Allowance	41.96	Walkers Uniform Rental
<b>Total</b>			<b>3,758.00</b>	
<b>Street</b>				
33805	8030-70-40	Supplies	884.48	Barco Municipal Products
33809	8120-70-40	Fuel	156.38	Casey's General Store
33820	8140-70-40	R&M Equipm	10.99	Hotsy Equipment
33828	8040-70-40	Supplies-Safety/Medical	4.00	Menards
33828	8030-70-40	Supplies	57.81	Menards
33828	9040-70-40	Tools & Misc Equip	78.07	Menards
33831	8030-70-40	Supplies	132.08	Mill Creek Auto Parts
33833	7320-70-40	Natural Gas	268.69	MUD
33836	9015-70-40	Equipment Rental	2,700.00	NMC Exchange
33862	7330-70-40	Telephone	47.30	NT&T
33837	8010-70-40	Office Supplies	139.99	Office Depot
33839	7010-70-40	Prof Svcs-Engineer	1,857.69	Olsson Associates
33860	9077-70-40	Downtown Main Street	1,944.83	Olsson Associates
33842	7310-70-40	Electricity	413.96	OPPD
33843	7310-70-40	Electricity	3,392.79	OPPD
33852	7340-70-40	Waste Disposal	63.00	Sterrett Brothers Sanitation
33853	8030-70-40	Supplies	18.19	Tractor Supply
33857	7290-70-40	Uniform Allowance	39.96	Walkers Uniform Rental
<b>Total</b>			<b>12,210.21</b>	
<b>Payroll</b>			<b>27,454.58</b>	

## **Regular Agenda**

Agenda Item 1. Mayor Dill informed the audience that since the Planning Commission meeting and recommendation, some concerns have been raised by the public concerning the proposed asphalt plant, so the applicant, Dobson Brothers Construction, has requested additional time and a continuation of the hearing to discuss and research these identified concerns and visit with area property owners. Mayor Dill opened the public hearing at 7:05 p.m. and asked the Council for a motion to continue the public hearing until the May 21, 2013, Council meeting. Allen Parsons, 360 Main Street, suggested the Council inform people on how items are placed on the agenda. Scott Daly, 20202 Crest View Drive, inquired if the Council could just deny the application now rather than continue the hearing until May 21. Mayor Dill reiterated that the applicant had requested a continuance of the public hearing and that the city must follow certain procedures for planning applications. He also pointed out that the applicant was not in attendance. The audience suggested that Council agendas be posted on the city website. Shirley Buskirk, 305 South 3<sup>rd</sup> Street, suggested that the Council purchase a sound system for the meeting room. The

audience inquired as to what would happen if the Council did not grant a continuance. Motion by Nolte, seconded by Craney, to continue the public hearing for a conditional use permit application filed by Dobson Brothers Construction until the May 21, 2013, Council meeting. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried. Public Hearing ended at 7:32 p.m.

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

Agenda Item 2. Greg Hartman and Wendy Richey with the Sarpy County Chamber of Commerce presented the Council with a request for street closures during the Chamber's first annual Running of the Sarpy-nians event scheduled for Saturday, June 22, 2013. The event will start and finish at Soaring Wings Vineyard. Runners will start at 8:00 a.m., run approximately 3.5 miles, and wrap up with an awards ceremony at 9:30 a.m. Hartman provided a map of the proposed route and indicated that only a portion of Main Street between Railroad Avenue and 2<sup>nd</sup> Street would need to be closed off. Motion by Nolte, seconded by Roseland, to approve the closure of one-half of Main Street between Railroad Avenue and 2<sup>nd</sup> Street the morning of Saturday, June 22, 2013, for the first annual Running of the Sarpy-nians. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 3. Motion by Nolte, seconded by Fleming, to approve fireworks applications for Bellino Fireworks (contingent upon receiving the state license), Kracklin Kirks Fireworks, Wild Willy's Fireworks, Big Red Fireworks, and Williams Enterprises, LLC for the July 4, 2013, selling period. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 4. Motion by Nolte, seconded by Craney, to approve a Special Designated Liquor License upon the applicant following all state and local statutes and regulations, for Glacial Till Vineyard & Winery, LLC for the Tour de Cure event to be held at the Sarpy County Fairgrounds, Springfield, on June 1, 2013, from 9:00 a.m. to 5:00 p.m. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 5. Motion by Nolte, seconded by Roseland, to approve a Special Designated Liquor License upon the applicant following all state and local statutes and regulations, for Nebraska Brewing Company for the Tour de Cure event to be held at the Sarpy County Fairgrounds, Springfield, on June 1, 2013, from 8:00 a.m. to 3:00 p.m., contingent upon Nebraska Brewing Company paying all fees associated with the application. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 6. Leon Coleman, tenant of 380 South 2<sup>nd</sup> Street, was not in attendance. Motion by Roseland to table agenda item 6, regarding the public nuisance at 380 South 2<sup>nd</sup> Street, until the May 21, 2013, Council meeting due to weather. No second. Motion failed. Motion by Craney, seconded by Nolte, to find the condition of the property at 380 South 2<sup>nd</sup> Street to be a public nuisance as defined by Springfield Municipal Code and to order and direct the property owner, occupant, lessee or mortgagee to remedy said public nuisance at once, notice of which to be by certified mail. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Agenda Item 7. No action. This item was originally tabled until the May 21, 2013, Council meeting.

Agenda Item 8. Fleming reminded the Council that they originally agreed to purchase new tables and chairs for the Community Building a few weeks ago and inquired if the city could go ahead with the purchase. Nolte suggested that building direction and promotion be lined up first. Roseland suggested that the Council come up with a plan for the building. Craney agreed that the Council first needs to decide which direction to go with the building prior to spending any more money on renovations. Mayor Dill suggested the city continue to spend money on maintenance items, but not necessarily spend money on improvements.

Agenda Item 9. Fleming inquired if the Springfield Business Association could become involved in the electronic sign project and recommend possible locations for the sign. Council was acceptable to

receiving input from the association, but noted that the sign project may not be completed during the 2012-2013 fiscal year due to budget concerns. Mayor Dill pointed out that drainage improvements are needed on the two new lots the city purchased for the maintenance department and these improvements were not included in the current budget, so funding for the sign may not be available this year.

Agenda Items 10 and 11. Motion by Nolte, seconded by Craney, to move agenda items 10 and 11, regarding the park laborer position and Rick Lee's six month review as interim working maintenance manager, into executive session. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

### **Department Reports**

Agenda Item 1. Roseland reported that Layne Christensen finished relining well #2 and that it was now producing more gallons per minute. He also noted that he is following up on possible test well locations. Mayor Dill requested that Roseland provide an update on the new well project at the next meeting.

Agenda Item 2. Fleming reported that the Library Board had two companies provide presentations for an electronic sign to be located at the library. He said that the board requested a third bid be obtained. After review of three bids, the board will make a recommendation to the City Council.

Agenda Item 3. No Department Report from Craney.

Agenda Item 4. Nolte reported that Kent Maystrick, Street Maintenance, will be getting bids for sealing streets that have asphalt overlay. Nolte also noted that the summer maintenance workers will be tarring cracks.

Agenda Item 5. Mayor Dill reported that he met with Governor Heineman and Senator Kintner regarding the need for a pedestrian bridge along Main Street. He said he is trying to find grant money and partners to assist with funding the project. He said that the entire bridge may need to be replaced at the same time. He noted that he plans to meet with the NDOR Director on June 26 regarding this project.

### **Executive Session**

Motion by Nolte, seconded by Craney, to enter into executive session at 8:04 p.m. for the purpose of personnel matters. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Motion by Nolte, seconded by Roseland, to leave executive session at 9:10 p.m. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Motion by Nolte, seconded by Roseland, to table agenda item 10, regarding the park laborer position, until the May 21, 2013, Council meeting. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Motion carried.

Motion by Roseland, seconded by Craney, to make Rick Lee the permanent working maintenance manager and grant him a \$2.08/hour pay increase. AYES: Roseland, Craney, Nolte. NAYS: Fleming. Motion carried.

### **Adjournment**

Motion by Nolte, seconded by Roseland, to adjourn. AYES: Roseland, Fleming, Craney, Nolte. NAYS: None. Meeting adjourned at 9:15 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 7, 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