



CITY COUNCIL AGENDA

Tuesday, October 16, 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 October 2, 2018 Council Meeting
2. Approve Treasurer's Report
3. Waive the Community Building rental fee for Boy Scout Troop 711 and the Cub Scout's lock-in and holiday party scheduled for Friday, December 7 thru Sunday, December 9
4. Approve bid from Block Electrical in the amount of \$18,642.00 for the purchase and installation of a 30kw LP generator at the maintenance shop
5. Approve bid from UpBeat Site Furnishings in the amount of \$5,758.36 for the purchase of eight new flower planters for downtown Main Street
6. Approve bid from Municipal Supply, Inc. in the amount \$10,110.00 for the purchase of new water meter reader equipment

REGULAR AGENDA

1. Conduct a **Public Hearing** to consider a text amendment to Article 2 General Provisions, Section 4.14.09 Accessory Building and Uses of the Zoning Ordinance exempting swimming pools from the maximum number of accessory structures permitted
2. Consider approval of **Ordinance No. 998** TO AMEND ARTICLE 2 "GENERAL PROVISIONS", SECTION 4.14.09 "ACCESSORY BUILDING AND USES" OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY

COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

3. Joe Haggerty, Boy Scout Troop 711 – Request permission to have a fire pit in the parking lot to the west of the Community Building during their lock-in and holiday party scheduled for Friday, December 7 thru Sunday, December 9
4. Consider approval of **Resolution 2018-32** adopting a policy for tobacco-free playgrounds and parks
5. Consider approval of maintenance department uniform rental agreement with Walker Uniform Rental

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 October 16, 2018. 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 Herzog, seconded by Swenson, to approve the Consent Agenda. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

The City Clerk reported a balance on hand of \$1,533,464.03 in cash assets; Prestige Treasury-\$205,032.14; Prestige Bond-\$860,268.66; Keno Community Betterment-\$134,967.07; Keno Progressive Jackpot-\$50,018.91;

Water Deposit Savings-\$4,197.49; Refundable Deposit Savings-\$1,225.52; Water Tower Savings-\$154,127.61; Sewer Restricted-\$156,791.15; Water Capital Facilities Fees-\$45,410.70; Sewer Capital Facilities Fees-\$112,029.42; City Sales Tax-\$1,077,249.45; Money Mark Library Bricks-\$3,372.49; Government Securities-\$105,616.26; Library Savings-\$13,522.31; Time Certificates as follows: Bond-\$77,768.64; Tower-\$58,223.56; Water-\$127,704.17; Library Bricks-\$21,600.89; Library Restricted-\$40,629.96; Cash Receipts-\$337,411.02; Cash Disbursements-\$184,950.32; Various Purpose Bond 2013 principal pymt \$25,000.00, interest pymt \$1,025.00; GO Sidewalk Bond 2014 principal pymt \$30,000, interest pymt \$517.50.

Regular Agenda

Agenda Item 1. A Public Hearing of the Springfield City Council was opened at 7:01 p.m. to consider a text amendment to Article 2 General Provisions, Section 4.14.09 Accessory Building and Uses of the Zoning Ordinance exempting swimming pools from the maximum number of accessory structures permitted. No one from the public spoke in favor of or against the application. Motion by Swenson, seconded by Herzog, to close the public hearing. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried. Public Hearing closed at 7:03 p.m.

Agenda Item 2. Council Member Swenson introduced Ordinance No. 998 entitled:

AN ORDINANCE TO AMEND ARTICLE 2 "GENERAL PROVISIONS", SECTION 4.14.09 "ACCESSORY BUILDING AND USES" OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

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 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. 998 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Swenson, Herzog, Craney. The following voted NAY: None. 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. 998

AN ORDINANCE TO AMEND ARTICLE 2 "GENERAL PROVISIONS", SECTION 4.14.09 "ACCESSORY BUILDING AND USES" OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA:

Section 1. Approval of Amendment to Zoning Ordinance. On October 9, 2018, the Springfield Planning Commission conducted a public hearing on the matter of amending Section 4.14.09 of the zoning ordinance exempting swimming pools from the maximum number of accessory structures permitted and reported a recommendation of approval to the City Council. On October 16, 2018, the City Council held a public hearing on said proposed amendment to the zoning ordinance and found and determined that said proposed change to the zoning ordinance is advisable, in the best interests of the City, and consistent with the Comprehensive Plan. The

City Council further found and determined that public hearings were duly held and notices given. Therefore, the City Council hereby approves said proposed amendment to the zoning ordinance as set forth in this Ordinance.

Section 2. Amendment to Zoning Ordinance. Pursuant to Section 9.01 of the Springfield Zoning Ordinance, Section 4.14.09 is hereby amended to read as follows:

Section 4.14.09 Accessory Building and Uses

4.14.09 In the R-92, R-87, R-50, R-30 and RB Residential Districts, a maximum of two accessory structures shall be allowed. Swimming pools do not count towards the two accessory structure maximum.

1. Detached garages shall count as one accessory structure, with a maximum allowable size as follows:
Lots less than 13,000 square feet shall have a maximum allowable size of 720 square feet.
Lots between 13,000-17,000 square feet shall have a maximum allowable size of 990 square feet.
Lots greater than 17,000 square feet shall have a maximum allowable size of 1,296 square feet.
2. Garden sheds shall count as one accessory structure, with a maximum allowable size of 144 square feet.

Section 3. Repeal Ordinances in Conflict. All other ordinances in conflict are hereby repealed.

Section 4. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 16TH DAY OF OCTOBER, 2018.

Robert Roseland, Mayor
(SEAL)

Attest: Kathleen Gottsch, City Clerk

Agenda Item 3. Joe Haggerty, Boy Scout Troop 711, was not present. Motion by Herzog, seconded by Swenson, to table agenda item 3, regarding the troop's request to have a fire pit in the parking lot to the west of the Community Building during their lock-in event scheduled for December 7-9, until the November 6, 2018, Council meeting. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Agenda Item 4. Council Member Swenson introduced Resolution 2018-32 and moved its adoption. Council Member Herzog 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. 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
2018-32**

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

WHEREAS, there is no safe level of exposure to second hand smoke, whether indoors or outdoors and tobacco products and second hand exposure to tobacco smoke are related to adverse health risks; and

WHEREAS, parents, coaches and officials serve as role models for youth and should model positive lifestyle choices, including not using tobacco products; and

WHEREAS, use of tobacco products in public places can result in litter and debris that is unsightly and may pose a risk of ingestion by toddlers; and

WHEREAS, restricting use of tobacco products in outdoor areas is intended to protect and promote health, safety and welfare of community residents, particularly children and youth.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Springfield, Nebraska, that the City of Springfield hereby adopts the following policy to implement tobacco-free playgrounds and parks:

Section 1. Definition: Tobacco means any tobacco product (including but not limited to cigarettes, cigars, and smokeless tobacco), electronic nicotine delivery systems (such as e-cigarettes), alternative nicotine products, tobacco product look-a-likes and products intended to replicate tobacco products either by appearance or effect.

Section 2. Designated Tobacco-Free Areas: All recreational areas, parks, playgrounds, ball fields in the City of Springfield shall be designated tobacco-free and the use of any tobacco product in any form shall be prohibited hereafter.

Section 3. Tobacco-free park signs will be posted.

Section 4. The community shall be notified of this policy and it will be published on the city website.

Introduced and Passed this 16th day of October, 2018.

Ayes: Swenson, Herzog, Craney

Nays: None

Absent: Nolte

Approved: Robert Roseland, Mayor

SEAL

Attest: Kathleen Gottsch, City Clerk

Agenda Item 5. Council reviewed the proposed rental agreement renewal with Walker Uniform Rental for maintenance department uniforms, hand towels, mops and rugs. Kathleen Gottsch, City Administrator, noted that the maintenance department staff no longer wants the uniform shirts or jackets. Those items will be removed. Motion by Herzog, seconded by Craney, to approve the rental agreement renewal with Walker Uniform Rental with the removal of uniform shirts and jackets. AYES: Swenson, Herzog, Craney. NAYS: None. Motion carried.

Department Reports

Agenda Item 1. Swenson reported on items associated with the South Sarpy Sewer Agency.

Agenda Item 2. Herzog reported that the three new exterior doors have been installed at the Community Building. The library will be having a used book sale in November. He is working with the library on a contest to name the new Springfield history Facebook page.

Agenda Item 3. Gottsch reported that the maintenance department is working on street repairs at the intersection of Valley Drive and 4th Street. Herzog reported that the fire department is concerned about driver safety at the intersection of Spruce and 2nd Streets. A vehicle drove through the dead end at 2nd Street and went over the retaining wall landing in the parking lot of the fire department. He suggested the city consider sign alternatives and the placement of a guardrail system.

Agenda Item 4. No Department Report from Craney.

Agenda Item 5. Mayor Roseland reported that he attended the October Sewer Agency Board meeting.

Agenda Item 6. Gottsch inquired if the Council wanted the maintenance department to proceed with turning the tennis court at City Park into a parking lot, as per the approved budget. Council directed the maintenance department to proceed with the project.

Adjournment

Motion by Herzog, seconded by Swenson, to adjourn. AYES: Swenson, Herzog, Craney. NAYS: None. Meeting adjourned at 7:27 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 October 16, 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