



CITY COUNCIL AGENDA

Tuesday, October 18, 2016 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
- City Attorney, Bill Seidler, swears in Michael Herzog as City Council Member
- 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 4, 2016 Council Meeting
2. Approve Treasurer's Report
3. Accept Michael Herzog's resignation from the Planning Commission
4. Approve **Resolution 2016-24** amending Section 307 Sick Leave Benefits of the Employee Handbook
5. Approve **Resolution 2016-25** amending Section 316 Health Insurance of the Employee Handbook
6. Approve **Resolution 2016-26** amending Section 317 Life Insurance of the Employee Handbook
7. Approve **Resolution 2016-27** amending Section 318 Short-Term Disability of the Employee Handbook
8. Approve **Resolution 2016-28** amending Section 320 457(b) Deferred Compensation Plan of the Employee Handbook
9. Approve **Resolution 2016-29** amending Section 201 Employment Categories of the Employee Handbook

REGULAR AGENDA

1. Appoint a Council liaison for each department – Community Building/Library, Water/Parks, Sewer, Streets
2. Steven L. Zink, property owner, of 485 South 2nd 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
3. Consider approval of **Resolution 2016-30** approving the First Amendment to Subdivision Agreement for Springfield Pines, Phase 1
4. Consider approval of **Resolution 2016-31** entering into an Interlocal Cooperation Agreement with the Cities of Bellevue, Gretna, and Papillion, Sarpy County, and the Papio-Missouri River Natural Resources District for the creation of the Southern Sarpy Watershed Partnership
5. Consider approval of **Ordinance No. 936** establishing the amount of certain fees and taxes charged by the City of Springfield for various services; including the implementation of watershed fees; repealing ordinances in conflict; and providing for an effective date
6. Consider approval of a bid from Omaha Neon Sign for the installation of a monument sign at the new maintenance facility

DEPARTMENT REPORTS

1. Library & Community Building – Michael Herzog
2. Sewer Department – Roy Swenson
3. Water & Parks Department – Dan Craney
4. Street Department – Chad Nolte
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 18, 2016. City Attorney, Bill Seidler, swore in Michael Herzog as a City Council Member. Present were Mayor Bob Roseland; Council Members: Roy Swenson, Michael Herzog, 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 Swenson, to approve the Consent Agenda. AYES: Swenson, Herzog, Crane, Nolte. NAYS: None. Motion carried.

The City Clerk reported a balance on hand of \$1,338,485.20 in cash assets; Prestige Treasury-\$204,534.56; Prestige Bond-\$725,200.31; Keno Community Betterment-\$171,704.82; Keno Progressive Jackpot-\$50,012.60; Water Deposit Savings-\$4,190.39; Refundable Deposit Savings-\$1,223.44; Water Tower Savings-\$138,162.58; Sewer Restricted-\$125,142.76; Water Capital Facilities Fees-\$32,322.58; Sewer Capital Facilities Fees-\$75,419.37; City Sales Tax-\$106,817.51; Money Mark Library Bricks-\$3,867.26; Government Securities-\$104,959.77; Library Savings-\$53,476.56; Time Certificates as follows: Bond-\$77,047.62; Tower-\$57,644.59; Water-\$126,447.91; Library Bricks-\$21,370.11; Cash Receipts-\$178,478.46; Cash Disbursements-\$209,187.04. GO Sidewalk Bond Interest Payment-\$955.00, Principal Payment-\$15,000.00; Various Purpose Bond 2013 Interest Payment-\$1,162.50, Principal Payment-\$15,000.00.

RESOLUTION 2016-24

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 307 entitled "Sick Leave Benefits" shall be amended to read as follows:

307 Sick Leave Benefits

The City of Springfield provides paid sick leave benefits to all eligible employees for periods of temporary absence due to illnesses or injuries. Eligible employee classification(s):

- * Regular full-time employees
- * Regular part-time employees

Eligible employees will accrue sick leave benefits at a rate based upon weekly hours scheduled; normally scheduled hours per week = hours per year of sick leave earned. For example: An employee scheduled for 40 hours per week receives 40 hours per year of sick leave. An employee scheduled for 30 hours per week receives 30 hours per year of sick leave. Sick leave benefits are calculated on the basis of a "benefit year," the 12-month period that begins when the employee starts to earn sick leave benefits. **Employees begin earning sick leave benefits after six months of qualified employment.**

Paid sick leave can be used in minimum increments of thirty (30) minutes. An eligible employee may use sick leave benefits for an absence due to his or her own illness or injury, or that of a child, parent, or spouse of the employee.

Employees who are unable to report to work due to illness or injury should notify their direct supervisor before the scheduled start of their workday if possible. The direct supervisor must also be contacted on

each additional day of absence. If an employee is absent for three or more consecutive days due to illness or injury, a physician's statement may be requested verifying the disability and its beginning and expected ending dates. Such verification may be requested for other sick leave absences as well and may be required as a condition to receiving sick leave benefits.

Sick leave benefits will be calculated based on the employee's base pay rate at the time of absence and will not include any special forms of compensation.

Unused sick leave benefits will be allowed to accumulate until the employee has accrued a total of 10 times his/her annual sick leave benefit. If the employee's benefits reach this maximum, all additional time will be converted to vacation time at a rate of 2 hours sick leave to 1 hour vacation. This vacation time is subject to the guidelines under "Vacation Benefits."

Unused sick leave benefits will not be paid to employees while they are employed or upon termination of employment.

Note: See also Bereavement Leave and Personal Time.

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 307 entitled "Sick Leave Benefits" shall take effect October 1, 2016.

Passed and approved this 18th day of October, 2016.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

Mayor

SEAL

Attest:

City Clerk

**RESOLUTION
2016-25**

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 316 entitled "Health Insurance" shall be amended to read as follows:

316 Health Insurance

The City of Springfield's health insurance plan provides employees and their dependents access to medical and dental insurance benefits. Employees in the following employment classifications are eligible to participate in the health insurance plan after completing a ~~ninety (90)~~ sixty (60) day waiting period:

- * Regular full-time employees
- * Regular part-time employees (single coverage only)

The required waiting period is waived for existing employees changing from part-time employment classification to regular part-time or full-time employment classifications and having already satisfied the sixty (60) day waiting period. Coverage is effective on the first day of the month following the classification change.

Eligible employees may participate in the health insurance plan subject to all terms and conditions of the agreement between the City of Springfield and the insurance carrier. Any employee who wishes to waive their rights to insurance must sign a waiver stating such. This waiver will remain on file with the City Clerk.

Details of the health insurance plan are described in the Summary Plan Description (SPD). An SPD and information on cost of coverage will be provided in advance of enrollment to eligible employees. Contact the Mayor for more information about health insurance benefits.

~~Effective January 1, 2010, employees will be responsible for 25% of their spouse/family monthly premiums.~~

~~On January 1, 2011, employees will be responsible for 50% of their spouse/family monthly premiums.~~

~~On January 1, 2012, employees will be responsible for 75% of their spouse/family monthly premiums.~~

~~On January 1, 2013, employees will be responsible for 100% of their spouse/family monthly premiums.~~

The City ~~will continue to~~ pays 100% of the employee's monthly premium, as well as ~~Starting January 1, 2010, and thereafter, the City will pay~~ 100% of the deductible (deductibles are for employee/spouse/family coverage – no exclusions).

Employees are responsible for 75% of the spouse/family monthly premium. Effective July 1, 2017, employees will be responsible for 100% of the spouse/family monthly premium.

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 316 entitled "Health Insurance" shall take effect October 1, 2016.

Passed and approved this 18th day of October, 2016.

Ayes 4

Nays 0

Abstain __0__

Approved:

Absent __0__

Mayor

SEAL

Attest:

City Clerk

**RESOLUTION
2016-26**

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 317 entitled "Life Insurance" shall be amended to read as follows:

317 Life Insurance

Life insurance offers you and your family important financial protection. The City of Springfield provides a basic life insurance plan for eligible employees.

Accidental Death and Dismemberment (AD&D) insurance provides protection in cases of serious injury or death resulting from an accident. AD&D insurance coverage is provided as part of the basic life insurance plan.

Employees in the following employment classifications are eligible to participate in the life insurance plan after completing a ninety (90) day waiting period:

- * Regular full-time employees
- * Regular part-time employees

The required waiting period is waived for existing employees changing from part-time employment classification to regular part-time or full-time employment classifications and having already satisfied the ninety (90) day waiting period. Coverage is effective on the first day of the month following the classification change.

Eligible employees may participate in the life insurance plan subject to all terms and conditions of the agreement between the City of Springfield and the insurance carrier.

Details of the basic life insurance plan including benefit amounts are described in the Summary Plan Description provided to eligible employees. Contact the City Administrator for more information about life insurance benefits.

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 317 entitled "Life Insurance" shall take effect October 1, 2016.

Passed and approved this 18th day of October, 2016.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

Mayor

SEAL

Attest:

City Clerk

**RESOLUTION
2016-27**

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 318 entitled "Short-Term Disability" shall be amended to read as follows:

318 Short-Term Disability

The City of Springfield provides a short-term disability (STD) benefits plan to eligible employees who are unable to work because of a qualifying disability due to an injury or illness. Employees in the following employment classifications are eligible to participate in the STD plan **after completing a ninety (90) day waiting period:**

- * Regular full-time employees
- * Regular part-time employees

The required waiting period is waived for existing employees changing from part-time employment classification to regular part-time or full-time employment classifications and having already satisfied the ninety (90) day waiting period. Coverage is effective on the first day of the month following the classification change.

Eligible employees may participate in the STD plan subject to all terms and conditions of the agreement between the City of Springfield and the insurance carrier.

Disabilities arising from pregnancy or pregnancy-related illness are treated the same as any other illness that prevents an employee from working.

Details of the STD benefits plan including benefit amounts, when they are payable, and limitations, restrictions and other exclusions are described in the Summary Plan Description provided to eligible employees. Contact the City Administrator for more information about STD benefits.

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 318 entitled "Short-Term Disability" shall take effect October 1, 2016.

Passed and approved this 18th day of October, 2016.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

Mayor

SEAL

Attest:

City Clerk

**RESOLUTION
2016-28**

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 320 entitled "457(b) Deferred Compensation Plan" shall be amended to read as follows:

320 457(b) Deferred Compensation Plan

The City of Springfield has established two 457(b) deferred Compensation plans, "Plan A" and "Plan B," to provide employees the potential for future financial security for retirement.

Because your contribution to a 457(b) plan is automatically deducted from your pay before federal and state tax withholdings are calculated, you save tax dollars now by having your current taxable amount reduced. While the amounts deducted generally will be taxed when they are finally distributed, favorable tax rules typically apply to 457(b) distributions.

Complete details of the 457(b) savings plan are described in the Summary Plan Description provided to eligible employees. Contact the City Administrator for more information about the 457(b) plan.

"Plan A"

To be eligible to join the "Plan A" 457(b) deferred compensation plan, you must complete 6 months of service and be 21 years of age or older. You may join the plan only during open enrollment periods. All employees may participate in the 457(b) plan subject to all terms and conditions of the plan.

The "Plan A" 457(b) deferred compensation plan is an optional plan which allows you to elect how much of the employee salary you want to contribute and to direct the investment of your plan account, so you can tailor your own retirement package to meet your individual needs.

"Plan B"

To be eligible to join the "Plan B" 457(b) deferred compensation plan, you must complete 6 months of service and be 21 years of age or older. You may join the plan only during open enrollment periods. The "Plan B" 457(b) deferred compensation plan is optional and is **only** available to **regular part-time and regular full-time employees**.

The required waiting period is waived for existing employees changing from part-time employment classification to regular part-time or full-time employment classifications and having already satisfied the six (6) month waiting period.

The "Plan B" 457(b) deferred compensation plan is a plan which the City of Springfield contributes a sum, which totals 4% of your gross salary, directly to you for the purpose of the 457(b) deferred compensation plan. The employee must match the 4% with his/her own contributions in order to receive the City's 4%. This is an optional plan so if you choose not to participate, you will forfeit the 4% sum offered by the City but still be eligible to participate in "Plan A."

The 4% City contribution shall be included in your gross wage paid out, but not to be considered as part of your hourly wage compensation. "Plan B" is an additional benefit, not an additional hourly compensation. As in "Plan A," you may direct the investment of your plan account, so you can tailor your own retirement package to meet your individual needs.

The maximum amount an employee may contribute in one years time is as follows:

<u>Year</u>	<u>Annual Maximum</u>
2002	\$11,000
2003	\$12,000
2004	\$13,000
2005	\$14,000
2006	\$15,000
2007 and later	Cost of living increases in \$500 increments
2016	\$18,000

Refer to IRS contribution limits for subsequent years.

This limit includes employer and employee contributions.

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 320 entitled "457(b) Deferred Compensation Plan" shall take effect October 1, 2016.

Passed and approved this 18th day of October, 2016.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

Mayor

SEAL

Attest:

City Clerk

**RESOLUTION
2016-29**

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 201 entitled "Employment Categories" shall be amended to read as follows:

201 Employment Categories

It is the intent of the City of Springfield to clarify the definitions of employment classifications so that employees understand their employment status and benefit eligibility. These classifications do not guarantee employment for any specified period of time. Accordingly, the right to terminate the employment relationship at will at any time is retained by both the employee and City of Springfield.

Each employee is designated as either NONEXEMPT or EXEMPT from federal and state wage and hour laws. NONEXEMPT employees are entitled to overtime pay under the specific provisions of federal and state laws. EXEMPT employees are excluded from specific provisions of federal and state wage and hour laws. An employee's EXEMPT or NONEXEMPT classification may be changed only upon written notification by the City of Springfield management.

In addition to the above categories, each employee will belong to one other employment category:

REGULAR FULL-TIME employees are those who are not in a temporary or probationary status and who are regularly scheduled to work fifty-two (52) weeks per year, and work a minimum of 40 hours per week. Generally, they are eligible for the City of Springfield's benefit package, subject to the terms, conditions and limitations of each benefit program.

REGULAR PART-TIME employees are those who are scheduled to work on a regular basis, fifty-two (52) weeks per year, and work a minimum of 30 hours per week but less than 40 hours per week. Said employees shall be entitled to pro-rata paid vacation leave, sick leave, and holidays, ~~and~~ single coverage medical insurance, dental insurance, life insurance, short-term disability insurance and participation in the 457(b) deferred compensation plan as provided herein.

PART-TIME employees are those who are not assigned to a temporary or probationary status and who are regularly scheduled to work less than 30 hours per week. While they do receive all legally mandated benefits (such as Social Security and workers' compensation insurance), they are ineligible for all of the City of Springfield's other benefit programs.

PROBATIONARY employees are those whose performance is being evaluated during the first six months of employment to determine whether further employment in a specific position or with the City of Springfield is appropriate. Employees who satisfactorily complete the six month probationary period will be notified of their new employment classification.

TEMPORARY employees are those who are hired as interim replacements, to temporarily supplement the work force, or to assist in the completion of a specific project. Employment assignments in this category are of a limited duration. Employment beyond any initially stated period does not in any way imply a change in employment status. Temporary employees retain that status unless and until notified of a change. While temporary employees receive all legally mandated benefits (such as workers' compensation insurance and Social Security), they are ineligible for all of the City of Springfield's other benefit programs.

CASUAL employees are those who have established an employment relationship with the City of Springfield but who are assigned to work on an intermittent and/or unpredictable basis. While they receive all legally mandated benefits (such as workers' compensation insurance and Social Security), they are ineligible for all of the City of Springfield's other benefit programs.

When an employee moves from one category to another, the benefits of the new category will be applied to the employee. Benefits are not "grandfathered." Employees do not lose accumulated benefits.

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 201 entitled "Employment Categories" shall take effect October 1, 2016.

Passed and approved this 18th day of October, 2016.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

Mayor

SEAL

Attest:

City Clerk

Regular Agenda

Agenda Item 1. Motion by Swenson, seconded by Nolte, to approve Mayor Roseland's appointment of Council liaisons for each department as follows: Roy Swenson-Sewer, Michael Herzog-Community Building/Library, Dan Craney-Water/Parks, Chad Nolte-Streets. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Agenda Item 2. City Administrator, Kathleen Gottsch, introduced the following exhibits to the Council:

Exhibit 5 - Photographs of the property dated October 18, 2016

Exhibit 6 - Photographs of the property dated October 18, 2016

Exhibit 7 - Photographs of the property dated October 18, 2016

Steve Zink, property owner of 485 South 2nd Street, said that he has lived in Springfield for 30 years and has many customers in town. He said he spoke with his neighbors and none of them have complained about his property. Zink reported that he completed the construction of his sidewalks on both street sides of his property, trimmed trees and bushes, hauled scrap aluminum to the recycler, stored the gas can and mower, replaced the front porch light fixture, and removed 2-3 trailer loads of junk. He said he is making progress and is confident he can make the necessary improvements. Craney inquired if the front porch meets building code. Zink said that the porch is not complete. He plans to install steps and a railing, or construct a ramp to the front door. Craney recommended the city work with Zink and allow him additional time to finish the projects. Zink said that he can commit to make the improvements. Motion by Nolte, seconded by Craney, to table agenda item 2, regarding nuisance abatement at 485 South 2nd Street, until the December 6, 2016, Council meeting. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Agenda Item 3. Council Member Nolte introduced Resolution 2016-30 and moved its adoption. Council Member Swenson 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
2016-30**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA APPROVING THE FIRST AMENDMENT TO SUBDIVISION AGREEMENT FOR LOTS 1-128 AND OUTLOTS A-I, SPRINGFIELD PINES, A SUBDIVISION LOCATED IN THE EAST HALF OF THE NORTHEAST QUARTER, SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, CONSISTING OF APROXIMATELY 59.99 ACRES, MORE OR LESS, AND GENERALLY LOCATED ON THE NORTHWEST CORNER OF 132ND STREET AND MAIN STREET.

WHEREAS, on March 1, 2016, the City Council of the City of Springfield approved Resolution 2016-10 (1) authorizing the Mayor to enter into a Subdivision Agreement with Springfield Pines, LLC, Springfield Pines Homeowners Association, and Sanitary and Improvement District No. 311 for Phase 1 of Springfield Pines, (2) approving a final plat (Lots 1-128 and Outlots A-I, Springfield Pines) of a subdivision located in the East Half of the Northeast Quarter, Section 24, Township 13 North, Range 11 East of the 6th P.M., Sarpy County, Nebraska, consisting of approximately 59.99 acres, more or less, and generally located on the northwest corner of 132nd Street and Platteview Road, (3) authorizing the Mayor to enter into a water supply agreement, and (4) authorizing the Mayor to enter into a sewer agreement, contingent upon the city receiving an agreement from the developer that the SID will pay for and/or reimburse the city for all costs associated with the water main lowering/relocation; such financial agreement to be approved by the city attorney and city administrator; and

WHEREAS, on March 15, 2016, the City Council of the City of Springfield approved Resolution 2016-11 entering into an Interlocal Cooperation Agreement with Sanitary and Improvement District 311 (Springfield Pines) of Sarpy County, Nebraska outlining the terms and conditions of lowering the existing 12" water main along Main Street and South 132nd Street to serve the District; and

WHEREAS, on March 15, 2016, the City Council of the City of Springfield approved Resolution 2016-13 entering into a revised Subdivision Agreement because the language in Section XVI "District to Connect to City Water System" was amended to reflect the same terms of the Interlocal Cooperation Agreement; and

WHEREAS, the parties wish to amend the Subdivision Agreement, which was filed with the Sarpy County Register of Deeds as Instrument No. 2016-18537 on July 29, 2016, for the purpose of relocating the sanitary sewer main and temporary lift station for the District from dedicated utility easements on Lots 110, 111, 112 and Outlot I to road right-of-way along 132nd Street.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Springfield hereby approves and authorizes the Mayor to enter into the First Amendment to Subdivision Agreement with Springfield Pines, LLC, Springfield Pines Homeowners Association, and Sanitary Improvement District No. 311 of Sarpy County, Nebraska for Springfield Pines, a copy of which is attached hereto as Exhibit "A."

Introduced and passed this 18th day of October, 2016.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

MAYOR

SEAL

Attest:

CITY CLERK

Agenda Item 4. Council Member Nolte introduced Resolution 2016-31 and moved its adoption. Council Member Swenson 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
2016-31**

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

WHEREAS, the Cities of Springfield, Bellevue, Gretna and Papillion, Nebraska; County of Sarpy, Nebraska; and the Papio-Missouri River Natural Resources District, wish to enter into an Interlocal Cooperation Agreement for the creation of the Southern Sarpy Watershed Partnership; and

WHEREAS, the Sarpy Southern Ridge Wastewater Treatment Study was commissioned in 2015 and identified areas of new development in Sarpy County that are not currently covered by a Watershed Management Plan; and

WHEREAS, the members of the Partnership wish to act in concert by proposing, enacting, and implementing common standards for development and to address federally-imposed requirements and mandates which are imminent and which must be funded locally; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Springfield, Nebraska that the Mayor is authorized to enter into the Interlocal Cooperation Agreement for the creation of the Southern Sarpy Watershed Partnership, a copy of which is attached hereto as Exhibit "A".

Introduced and Passed this 18th day of October, 2016.

Ayes 4

Nays 0

Abstain 0

Absent 0

Approved:

Mayor

SEAL

Attest:

City Clerk

Agenda Item 5. Council Member Nolte introduced Ordinance No. 936 entitled:

AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF SPRINGFIELD FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, LIBRARY, OCCUPATION LICENSING, PET LICENSING, WATER AND SEWER USE RATES, SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF

THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS OF THE CITY OF SPRINGFIELD; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Craney seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Swenson, Herzog, Nolte, 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 Nolte moved for final passage of the ordinance, which motion was seconded by Council Member Craney. The Mayor then stated the question "Shall Ordinance No. 936 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Swenson, Herzog, Nolte, 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. 936

AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF SPRINGFIELD FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, LIBRARY, OCCUPATION LICENSING, PET LICENSING, WATER AND SEWER USE RATES, SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS OF THE CITY OF SPRINGFIELD; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE.

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

Section 1.

MASTER FEE SCHEDULE

ANIMAL CONTROL

All fees listed in this section are collected by the contracted Animal Control Authority, currently the Nebraska Humane Society. The Animal Control Authority sets and collects fees for the following: Impoundment (including a per day boarding fee), Veterinary Expenses, Euthanasia Expenses and Removal Costs.

1. Dog & Cat Licenses
 - a. Spayed or Neutered: \$5.00 annually
 - b. Intact: \$15.00 annually
 - c. License Handling/Issuance Fee: \$5.00 per license

*No dog and cat license fees will be charged for senior citizens (65 or older) who own a spayed or neutered dog or cat.

2. Pot-Belly Pig License: \$35.00 annually
License Handling/Issuance Fee: \$5.00 per license

3. Fine for not being licensed by March 15: Double licensing fee
4. Impound fees (excluding the per day boarding fee):
 - a. Altered Dog, Cat or Pot-Belly Pig:
 - \$35.00 first redemption
 - \$70.00 second redemption within 24 months of the first redemption
 - \$140.00 third redemption within 24 months of the first redemption
 - +\$50.00 for subsequent redemptions
 - b. Unaltered Dog or Cat:
 - \$100.00 first redemption
 - \$300.00 second redemption within 24 months of the first redemption
 - \$600.00 third redemption or any subsequent redemption within 24 months of the first redemption
 - c. Reimbursement for animals sterilized and micro-chipped within 90 days of the date of redemption:
 - \$65.00 first redemption
 - \$230.00 second redemption
 - \$460.00 third redemption

BUILDING SERVICES

The City of Springfield contracts with the Sarpy County Building Inspector for inspection services. Before issuing a permit for the building of any new building or any alteration or remodeling of any building, the city shall charge and collect a fee. Building Permit Fees are based on Project Valuation calculated using the per square foot construction costs in the Sarpy County Building Valuation Data Table attached. Please also refer to the Sarpy County Permit Fee Schedule and Electric, Mechanical, and Plumbing Fixture Fee Tables attached.

Residential Dwelling:	
Finished Area Above Grade	\$104.00 per sq. ft.
Finished Area Below Grade	\$25.00 per sq. ft.
Unfinished Above/Below	\$15.00 per sq. ft.
Attached Garage	\$15.00 per sq. ft.
Deck/Patio	Included with new construction + elec/mech/plumb fixture fees
Residential Addition	Same as new construction
Residential Basement (Below Grade) Finish	\$25.00 per sq. ft. + elec/mech/plumb fixture fees
Residential Garage Addition (Attached or Detached)	\$25.00 per sq. ft.
Residential Plumbing Permit	\$24.00 base fee + fixture fee
Residential Mechanical Permit	\$24.00 base fee + fixture fee
Residential Electric Permit	\$50.00
Deck	Estimated Project Valuation

Sheds	\$5.00 per sq. ft.
Fences	\$5.00 per lineal foot
Swimming Pools:	
Above Ground	\$24.00
Below Ground	Estimated Project Valuation + fixture fee
Spas	\$24.00 + fixture fee
Lawn Sprinkler System:	
In addition to new construction permit	\$30.00
As a separate permit	\$42.00
Commercial Building:	
Permit Fee is based on Project Valuation calculated on a per square foot construction cost based on Occupant Use and Construction Type in the 2012 Building Valuation Data Table. Refer to the Sarpy County Building Valuation Data Table and Fee Schedule attached.	
Commercial Addition	Same as new construction
Commercial Remodel	Estimated Project Valuation
Commercial Electrical	Obtain Permit through State of Nebraska
Change of Occupancy	\$100.00 + applicable building permit fees
Grading Permit:	
Less than 10 acres	\$500.00
10 acres or more	\$1,000.00
Building Relocation / Moving Permit	\$100.00 + applicable building permit fees
Demolition Permit:	
Accessory structure less than 1,200 sq. ft.	\$50.00
Single-Family Dwelling	\$100.00
Commercial Structure	\$250.00
Park Capital Facilities Fee	\$200.00
*applied to all new construction residential and commercial permits	
Septic Permit	\$100.00
Well Permit:	
New Well	\$100.00
Repair	\$50.00
Decommission	\$50.00
Curb Cut (New Opening):	
Fee	\$50.00 (covers inspection services)

Deposit	\$125.00 (refundable upon final inspection)
Street Opening	\$10.00 per sq. ft., \$600.00 minimum
Sign Permit	\$.30 per sq. ft., \$40.00 minimum
Penalty Fee for No Permit	Triple permit fee
Expired Building Permit Renewal	One-half of new building permit fee
Refund Policy	80% of permit fee
Re-Inspection Fee (assessed upon third and any subsequent re-inspect)	\$60.00
Inspection Fee outside of normal business hours (two hour minimum)	\$60.00
Inspections for which no fee is specifically indicated (minimum charge – 1 hour)	\$50.00 per hour

CITY FACILITIES RENTAL

1. Community Building	
a. Hourly	\$10.00 residents and business owners within corporate limits \$25.00 non-residents 4 hour maximum rental period
b. Daily (entire building)	\$75.00 residents and business owners within corporate limits \$300.00 non-residents
c. Deposit	\$125.00 (refundable)
2. Library Meeting Room	
a. Daily	\$25.00
b. Deposit	\$100.00 (refundable)

ELECTION SERVICES

1. Election Filing Fees (See Ordinance)	1% of annual salary
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LIBRARY SERVICES

1. Damaged & Lost	
a. Books	Replacement Cost
b. Magazines	Replacement Cost
c. Audio Tapes	Replacement Cost
d. Videos	Replacement Cost
2. Fines	
a. Books and Magazines	\$.10 per day
b. Audio Books	\$.10 per day
c. Videos/DVDs	\$1.00 per day
3. Inter-Library Loan	\$2.00

4. Non-resident Library Card \$35.00 annually

MISCELLANEOUS

1. Copy of City Map \$3.00
2. Fee for Returned Checks (NSF) \$30.00
3. Handicap Parking Permit (State Statute) No charge
4. Property Cleanup Service Fees (including but not limited to mowing/lawn service, snow removal and tree trimming) \$300.00 per occurrence
5. Request for Records (State Statute) \$5.00 per half hour over 4 hours, plus copy costs

OCCUPATION FEES / FRANCHISE FEES / IN LIEU OF TAXES

(State Statute requires these fees be set by Ordinance)

1. Advertising Bench
a. Application \$10.00
b. Renewal application \$10.00
2. Billiards, Pool Tables \$10.00 annually
3. Electric Companies \$0 annually
4. Fire Insurance Companies (State Statute) \$5.00 annually
5. Fireworks Stands
a. June 25 – July 4 Selling Period \$2,500.00
b. December 29 – 31 Selling Period \$500.00
c. Deposit \$500.00 (refundable)
6. Franchise Fees/In Lieu of Taxes
a. Electricity 5% of gross revenues
b. Gas (State Statute §14-2139) 2% of gross revenues
c. Cable Television (State Statute sets ceiling) 3% of gross revenues
7. Liquor Establishments
a. Class A – Beer On Sale Only \$150.00
b. Class B – Beer Off Sale Only \$150.00
c. Class C – All Alcoholic Liquor On & Off Sale \$500.00
d. Class D – All Alcoholic Liquor Off Sale Only \$300.00
e. Class I – All Alcoholic Liquor On Sale Only \$375.00
f. Class L – Craft Brewery (Brew Pub) \$375.00
g. Class W – Wholesale Beer \$750.00
h. Class X – Wholesale Liquor \$1,125.00
i. Class Y – Farm Winery \$375.00
j. Class K – Catering \$150.00
8. Mechanical Amusement Devices \$10.00 annually

9.	Sexually Oriented Business	
	a. New Application	\$500.00 plus professional fees
	b. Annual Fee	\$500.00
10.	Special Liquor Licenses	\$50.00 per day plus State Fee \$500.00 deposit (refundable)
11.	Tattoo Parlor	
	a. New Application	\$500.00 plus professional fees
	b. Annual Fee	\$500.00
12.	Telephone Occupation Tax	3% of gross receipts as defined by ordinance
13.	Tobacco License (State Statute)	\$10.00 annually
14.	Mobile Home Park	
	a. New Application	\$500.00 plus professional fees
	b. Annual Fee	\$10.00 per pad
15.	Vendor/Hawker/Peddler	
	a. Annually	\$150.00
	b. Per day	\$50.00

PLANNING SERVICES

1.	Administrative Plat (lot split/consolidation)	\$200.00
2.	Annexation Requests	\$100.00 plus professional Services costs (legal, engineering, planning, and administration)
3.	Board of Adjustment / Variance Request	\$250.00
4.	Connection-Capital Facilities Fees*	
	a. Sewer Connection-Capital Facilities Fees	
	Residential - Single Family	\$1,400.00 per unit
	Residential - Duplex	\$1,400.00 per unit
	Residential - Multi Family	\$800.00 per unit
	Commercial/Industrial	\$6,000.00 per acre
	Park or Common Area	\$300.00 per acre
	Agriculture Land	\$200.00 per acre
	b. Water Connection-Capital Facilities Fees	
	Residential - Single Family	\$500 per unit
	Residential - Duplex	\$500.00 per unit
	Residential - Multi Family	\$300.00 per unit
	Commercial/Industrial	\$1,000.00 per acre
	Park or Common Area	\$100.00 per acre
	Agriculture Land	\$100.00 per acre

*Refer to Springfield Municipal Codes §3-105.03 and §3-209.03 for applicability and payment due date.

5.	Comprehensive Plan Amendment	\$500.00
6.	Conditional Use Permit (1 acre or less)	\$300.00
7.	Conditional Use Permit (over 1 acre)	\$500.00
8.	Conditional Use Permit Amendment / Renewals	\$150.00
9.	Conditional Use Permit Annual Fee	\$30.00
10.	County Filing Fees (if filed by City)	\$50.00 plus actual costs
11.	Design Review Fee (applicable to zoning districts with overlay design standards)	\$250.00 or 20% of permit fee, whichever is greater
12.	Final Plat	\$500.00 plus \$10.00 for each lot
13.	Flood Plain Development Permit	\$500.00
14.	Park and Open Space Fee Cash in Lieu of Land Fee	.04 acres per unit at Final Plat \$30,000.00 per acre*

*Calculated on the basis of each dwelling unit constituting .04 acres. In satisfaction of a subdivider's required dedication of land for parks, playgrounds, trails or recreational uses per City Subdivision Regulations and/or the subdivider's required in lieu of fee, the City may, in its discretion, accept in whole or in part, the cost of park/recreational improvements installed and paid for by the subdivider, such as pedestrian/bike trail improvements, trees, and other park/recreational improvements as set forth in a City approved park/recreational improvement plan incorporated into a subdivision agreement. Such dedications, in lieu of fee payment, or accepted park/recreational improvements are to be made or paid by the subdivider and shall not be made, paid or reimbursed by a sanitary improvement district.

15.	Preliminary Plat	\$750.00 plus \$10.00 per lot
	a. Revised Preliminary	\$250.00
16.	Replat	\$750.00 plus \$10.00 per lot
17.	Site Plan Review (amount added to building permit, as necessary)	\$150.00 less than 1 acre \$300.00 1-5 acres \$500.00 over 5 acres
18.	Tax Increment Finance Project Fee	1 ½ % of project cost to be Tax Increment Financed
19.	Vacation of Plat	\$150.00
20.	Vacation of Public Right-of-Way	\$150.00
21.	Watershed Fees	

	FY 2017	FY 2018	FY 2019
Fee Category	July 1, 2016 – June 30, 2017	July 1, 2017 – June 30, 2018	July 1, 2018 – June 30, 2019
Single Family Residential per dwelling unit (also includes low-density multi-family up to 4-plexes)	\$864	\$886	\$908
High-Density Multi-Family Residential per gross acre (beyond 4-plexes)	\$3,803	\$3,898	\$3,996
Commercial/Industrial/Institutional per gross acre	\$4,609	\$4,724	\$4,842

- 22. Zoning Map Amendment \$400.00 (\$200.00 refundable if denied by Council)
- 23. Zoning / Subdivision Regulations Text Amendment \$500.00

POLICE SERVICES

- 1. Parking Violations
 - a. 1st offense \$10.00
 - b. Offense \$20.00

SEWER UTILITY FEES

(State Statute requires these fees be set by Ordinance)

- 1. Sewer Connection/Tap Fee
 - Residential
 - a. ¾” \$300.00
 - b. 1” \$400.00
 - c. 1 ½” \$425.00
 - d. 2” \$450.00
 - e. Larger Connections Set by Council
 - Commercial/Industrial
 - a. ¾” \$450.00
 - b. 1” \$600.00
 - c. 1 ½” \$650.00
 - d. 2” \$675.00
 - e. Larger Connections Set by Council
 - Out of City 150% of fee
- 2. Sewer Use Rates (Set by Ordinance) \$27.87 per month, \$1.12 per 1,000 gallons of usage
- 3. Utility Deposit (includes water and sewer) \$150.00

WATER UTILITY FEES

(State Statute requires these fees be set by Ordinance)

- 1. Water Connection/Tap Fee

Residential

a.	3/4"	\$300.00
b.	1"	\$400.00
c.	1 1/2"	\$425.00
d.	2"	\$450.00
e.	larger connections	Set by Council

Commercial/Industrial

a.	3/4"	\$450.00
b.	1"	\$600.00
c.	1 1/2"	\$650.00
d.	2"	\$675.00
e.	larger connections	Set by Council

Out of City 150% of fee

2. Water Meter Fee

a.	3/4"	\$275.00
b.	1"	\$325.00
c.	1 1/2"	City's actual cost
d.	Non-listed Meters	City's actual cost

3. Water Re-connection

a.	Water emergency – 1 st violation	\$50.00
b.	Water emergency – 2 nd violation	\$200.00
c.	Water emergency – 3 rd violation	\$300.00
d.	By request of owner – during business hours	\$30.00
	after business hours	\$60.00
e.	For non-payment or other violation–during business hours	\$40.00
	after business hours	\$80.00

4. Water Use Rates \$27.87 per month for 2,000 gallons, \$2.78 per 1,000 gallons of usage thereafter

5. Non-service area customer \$25 for each 500 gallon (does not include SIDs governed by Developer Agreement)

6. Non-working/Non-readable Meter \$50.00 per month

Section 2. Fees not listed in the previous section are still valid and applicable as noted in their documents of origin.

Section 3. This ordinance does not prohibit the development and implementation of additional fees.

Section 4. For fees which are required to be adopted by State Statute, this ordinance serves as an affirmation and shall not override the governing statute.

Section 5. Any City official is hereby authorized and directed to refuse service to anyone who refuses to pay the fee established for that service.

Section 6. No fee shall be waived or refunded without approval of the Springfield City Council.

Section 7. The City of Springfield shall have the right to charge, in addition to the above fees, any overtime costs incurred in connection with the service.

Section 8. This ordinance shall take effect and be in full force from and after its passage, approval and publication or posting as required by law.

Section 9. That any other ordinance or section passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions is hereby repealed.

Passed and Approved this 18th day of October, 2016.

Mayor

(SEAL)

Attest:

City Clerk

Agenda Item 6. Council reviewed a bid from Omaha Neon Sign for a monument sign at the new maintenance facility. Council requested that two additional bids be obtained from Dolphens Design & Sign and American Lift & Sign. Motion by Nolte, seconded by Herzog, to table agenda item 6, regarding bids for a sign at the new maintenance facility, until the November 15, 2016, Council meeting. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Motion carried.

Department Reports

Agenda Item 1. Herzog reported that the library has nice displays for the season.

Agenda Item 2. No Department Report from Swenson.

Agenda Item 3. No Department Report from Craney.

Agenda Item 4. Nolte reported that the maintenance department has started winterizing equipment. The fence at the maintenance shop will be constructed soon. He also noted that Heath Shemek is shadowing Larry Nolte at the sewer plant.

Agenda Item 5. No Department Report from Mayor Roseland.

Agenda Item 6. Gottsch reported that the downtown holiday lights will be installed November 1 in order to be up for the Hometown Holiday Happenings event scheduled for November 3-6. Council was acceptable to the lights being put up early. Gottsch noted that the tree lighting ceremony and soup supper is scheduled for Monday, November 21.

Adjournment

Motion by Herzog, seconded by Swenson, to adjourn. AYES: Swenson, Herzog, Nolte, Craney. NAYS: None. Meeting adjourned at 7:34 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 18, 2016; 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