
M I N U T E R E C O R D

PAPILLION CITY COUNCIL MINUTES
TUESDAY, FEBRUARY 19, 2019 @ 7:00 P.M.

The City Council of the City of Papillion met in open and public session at Papillion City Hall on February 19, 2019, at 7:00 PM. City Clerk Nicole Brown called the roll. Present were Councilmembers Steve Sunde, Tom Mumgaard, Jim Glover, Bob Stubbe, Lu Ann Kluch, Steve Engberg, and Mayor David P. Black. Councilmembers Jason Gaines and Gene Jaworski were absent. Also present were City Administrator Christine Myers, Assistant City Administrator Amber Powers, City Attorney Karla Rupiper, Planning Director Mark Stursma, Fire Chief Bill Bowes, City Engineer Jeff Thompson, Police Chief Scott Lyons, Parks & Facilities Director Tony Gowan, and Finance Director Nancy Hypse.

Mayor Black led those present in the Pledge of Allegiance.

Affidavit of Publication: Notice of the meeting was given in the Papillion Times, the designated method of giving notice. A copy is available in the office of the City Clerk. Incorporated herein by reference as if fully set out herein is the audio and visual recording of the council meeting.

Public announcement that a current copy of the open meeting act is posted in the City Council Chambers.

Presentations: Mayor Black presented the Nebraska Concrete Paving Association Award of Merit to Public Works Director and City Engineer Jeff Thompson. Mr. Thompson thanked his staff for their hard work and thanked Mayor Black and the City Council for their support.

Andrew Rainbolt presented the SCEDC Annual ROI Report.

Councilmember Stubbe asked Mr. Rainbolt SCEDC views Shopko's closing of their local distribution center. Mr. Rainbolt stated that in the short term, the warehouse closing is a negative impact as jobs will be lost; however, he also noted that there is high demand for industrial space in the area and this closure will make that available.

ADMINISTRATOR'S REPORT: City Administrator Christine Myers gave an update on the following: (1) Elected and Appointed Officials Training is being held Wednesday, February 20th from 6:00-9:00 PM; (2) A topping-off ceremony will be held Thursday, February 28th at 12:00 PM at the Papillion Landing Community Center; (3) A snow emergency is in effect from Tuesday, February 19th at 9:00 PM to Wednesday, February 20th at 5:00 PM.

CONSENT AGENDA ITEMS: (1) Approval of the agenda as presented; (2) Approval of the Minutes from February 5, 2019, City Council Meeting; (3) Approval of the

bills as presented; (4) RES. R19-0023 – A resolution to approve a Temporary Water Main Easement between MUD and the City of Papillion along the westerly right-of-way line of 132nd St just north of HWY 370 – Jeff Thompson – 597-2043; (5) RES. R19-0024 – A resolution to approve the NDOT required liability waiver for 2019 City events which utilize State Highways N-85 and N-370 – Jeff Thompson – 597-2043; (6) RES. R19-0026 – A resolution to enter into the following software and service agreements with the Nebraska State Patrol relative to the issuance of Uniform Citations and Complaints: MACH Software, TraCS Software, MACH Bot Software, and Crime Commission Agreement – Scott Lyons – 597-2035; (7) RES. R19-0030 – A resolution to approve Final Payment for 2018-2019 On-Call City Wide Paving Repairs to NL&L Concrete, Inc. of Omaha, NE in the amount of \$178,469.88 – Jeff Thompson – 597-2043. Motion to approve the Consent Agenda by Councilmember Engberg, second by Councilmember Sunde. Mayor Black called for proponents and opponents. None came forward. Upon roll call vote, Sunde, Mumgaard, Glover, Kluch, Stubbe, and Engberg all voted yes. Voting no: none. Absent: Gaines and Jaworski. Motion carried.

BILLS: Abante Marketing: \$165.13 /service; ABM: \$4,449.00 /service; Access: \$237.90 /service; Action Batteries Unlimited, Inc.: \$236.50 /supplies; Acushnet Company: \$134.88 /merchandise; Adidas America, Inc.: \$157.22 /supplies; Advanced Office Automation, Inc.: \$826.56 /service; Aetna: \$307,562.46 /insurance; AFLAC: \$404.16 /pyrl deduction; American Association of Code Enforcement: \$50.00 /dues; American Fence Company: \$95.20 /service; American Planning Association: \$150.00 /service; Applied Concepts, Inc.: \$132.00 /parts; April Komasinski: \$135.25 /reimbursement; Artistic Sign & Design, Inc: \$900.00 /contract; Associated Fire Protection: \$1,098.17 /service; AVI Systems, Inc.: \$3,076.37 /service; Badger Body & Truck Equipment Co.: \$1,145.40 /supplies; Badger Meter, Inc.: \$154.86 /service; Baker & Taylor: \$1,312.26 /books; Batteries Plus Bulbs 073: \$2,579.89 /supplies; Bellevue Leader: \$78.00 /service; Berens-Tate Consulting Group: \$2,500.00 /consulting; Bibliotheca, LLC.: \$1,000.00 /equipment; Big Rig Truck Accessories: \$525.00 /parts; Black Hills Energy: \$2,229.37 /natural gas; Bobcat Of Omaha: \$599.00 /supplies; Boot Barn Inc.: \$364.48 /apparel; Border States Industries, Inc.: \$109.84 /supplies; Bound Tree Medical, LLC: \$2,957.91 /supplies; Brandon Industries, Inc.: \$873.00 /supplies; Brian T. Moffett: \$410.52 /reimbursement; Bridgestone Golf, Inc.: \$172.55 /supplies; Caselle, Inc.: \$1,685.00 /service; Cathy McMahon: \$35.32 /reimbursement; Certified Power, Inc.: \$46.76 /parts; Chem-Sult, Inc.: \$9,485.39 /supplies; CHI Health Clinic: \$267.00 /service; Cintas Loc 749: \$1,234.79 /service; City Of La Vista: \$20,000.00 /agreement; City Of Omaha Cashier: \$24.80 /service; City Treasurer: \$120.00 /service; Colonial Life Insurance Co: \$1,232.82 /pyrl deduction; Constellation NewEnergy - Gas Division: \$1,007.24 /utilities; ConvergeOne, Inc.: \$4,589.00 /supplies; Cook's Heating & Air Conditioning: \$585.00 /service; Cornhusker International Trucks Inc: \$2,152.60 /supplies; Cox Business: \$8,554.58 /utilities; Culligan of Omaha: \$9.30 /supplies; Cypress Benefit Administrators, LLC: \$1,405.80 /fees; D & K Products: \$486.75 /supplies; Dan Lawson: \$70.00 /reimbursement; Dana Borman: \$198.75 /reimbursement; Dash Medical Gloves, Inc: \$117.80 /supplies; Dell Marketing L.P.: \$171.92 /equipment; Demco: \$500.91 /books; Derek Goff: \$12.99 /refund; DHHS - Dept

of Health and Human Services: \$12.99 /license; Diane Carlson: \$107.75 /reimbursement; Discovery Benefits, Inc.: \$332.50 /service; Dive Rescue International, Inc.: \$95.86 /supplies; Double K Feed Inc.: \$876.00 /supplies; Douglas County Treasurer: \$2.82 /service; Dugan Printing & Promotions, LLC: \$547.29 /supplies; Dultmeier Sales, LLC: \$1,271.39 /supplies; DXP Enterprises, Inc.: \$69.90 /supplies; Dynamic Brands: \$175.00 /apparel; e2 Embroidery & Screen Printing: \$170.00 /apparel; Echo Group, Inc.: \$282.90 /supplies; Farris Engineering: \$4,412.50 /service; Fastenal Company: \$5.95 /supplies; FedEx: \$76.95 /service; Feld Fire: \$643.85 /supplies; Felsburg Holt & Ullevig: \$3,133.75 /service; Ferguson Enterprises, Inc.: \$439.88 /supplies; Fire & Police Selection, Inc: \$2,603.20 /supplies; FIREPAC: \$1,222.00 /pyrl deduction; First National Bank: \$21,380.08 /insurance; First Wireless, Inc.: \$180.55 /service; FP Design & Review Services, LLC: \$2,738.62 /service; Fraternal Order Of Police: \$1,417.50 /pyrl deduction; Fritz Weiss: \$300.00 /LOSAP; Funds by Hasler: \$645.00 /postage; Gale/CENGAGE Learning: \$239.29 /books; Galls, LLC: \$727.71 /supplies; Gear For Sports, Inc.: \$8,581.92 /advertising; Grainger, Inc.: \$132.48 /supplies; Great Plains Uniforms LLC.: \$795.00 /supplies; H & H Chevrolet: \$443.03 /supplies; Haney Shoe Store, Inc.: \$181.89 /supplies; Hawkins, Inc.: \$280.00 /supplies; HD Supply Construction and Industrial: \$204.75 /supplies; HDR Engineering, Inc.: \$9,990.16 /service; Heartland Tires & Treads - Omaha: \$3,249.38 /supplies; Helget Gas Products Inc: \$507.63 /supplies; Hose and Handling Inc.: \$188.07 /supplies; Host Coffee Service: \$528.80 /supplies; Hy-Vee: \$260.00 /supplies; Ideal Pure Water: \$439.54 /supplies; Image Trend, Inc.: \$750.00 /software; InfoArmor, Inc.: \$620.05 /service; International Code Council, Inc: \$50.00 /supplies; Jack Miller: \$300.00 /LOSAP; Jesse Robinson: \$335.52 /reimbursement; Jim Hawk Truck Trailers, Inc: \$51.18 /supplies; John Schendt: \$300.00 /LOSAP; Jones Automotive, Inc: \$104.85 /supplies; Karen's Fireside: \$2,100.00 /service; Kathy Andersen, petty cash: \$54.00 /petty cash; KB's Food Shops: \$665.00 /service; Kriha Fluid Power Co., Inc.: \$455.29 /supplies; Kronos SaaShr, Inc.: \$579,189.02 /payroll; Lamp, Rynearson & Associates, Inc.: \$19,224.00 /service; Landport Systems, Inc.: \$125.00 /service; Lands' End Business Outfitters: \$1,211.70 /supplies; Larsen Supply Company: \$197.76 /supplies; Laura Rogers: \$335.52 /reimbursement; Lifeguard MD, Inc.: \$282.18 /supplies; Lincoln Financial Group: \$7,153.99 /insurance; LogMeln USA, Inc.: \$117.00 /service; Lowe's Business Account/SYNCB: \$2,081.20 /supplies; MacQueen Emergency Group: \$752.78 /supplies; Marco Technologies LLC.: \$248.72 /contract; Mark Brandt: \$300.00 /LOSAP; Mark Freese: \$86.00 /reimbursement; Matco Tools: \$84.75 /supplies; Matheson Tri-Gas, Inc.: \$165.04 /supplies; Mechanical Inc.: \$1,664.20 /service; Menards: \$528.18 /supplies; Metering & Technology Solutions: \$20,951.32 /supplies; Microfilm Imaging Systems, Inc: \$70.00 /service; Midlands Printing & Business Forms: \$84.50 /supplies; Midwest Laboratories, Inc.: \$560.00 /service; Midwest Tape: \$22.49 /audio; Midwest Turf & Irrigation: \$377.16 /supplies; Mike McLaughlin: \$198.75 /reimbursement; Monroe Truck Equipment, Inc.: \$3,085.53 /supplies; Mower Doctor: \$47.00 /service; Myers Tire Supply: \$119.56 /supplies; Napa Auto Parts: \$253.60 /supplies; National Safety Council, Nebraska: \$600.00 /training; Nationwide Retirement Solutions: \$13,758.60 /PEHP; Nebraska Department of Revenue: \$60,224.90 /government; Nebraska Library Commission: \$255.60 /dues; Nebraska Municipal Fire Chiefs Assoc.: \$1,000.00 /membership; Nebraska Planning & Zoning Assoc: \$190.00 /conference; Nebraska

Rural Water Association: \$875.00 /service; Nebraska State Fire Marshal: \$20.67 /registration; Neopost USA, Inc.: \$384.52 /service; Networkfleet, Inc.: \$585.50 /parts; Nicholas J. Gunia: \$75.00 /reimbursement; Nick Adams: \$86.00 /reimbursement; NMC Exchange, LLC: \$14,567.93 /supplies; OCLC, Inc.: \$701.66 /supplies; Office Depot, Inc.: \$2,015.60 /supplies; Omaha Compound Company: \$1,360.55 /supplies; Omaha Public Power District: \$107,663.15 /electricity; Omaha Slings Inc: \$115.78 /supplies; Omaha Urban Air, LLC.: \$339.80 /service; One Source The Background Check: \$108.25 /service; O'Reilly Auto Parts: \$520.22 /supplies; Papillion Professional Fire Fighters: \$845.00 /pyrl deduction; Papillion Sanitation: \$931.79 /refuse; Papillion Times: \$312.00 /service; Patton Equipment Company, Inc.: \$217.72 /supplies; PCEA: \$210.00 /pyrl deduction; Penguin Random House, LLC: \$63.75 /books; Personnel Committee: \$158.50 /employee fund; Pinnacle Bank: \$863.50 /service; Pitney Bowes: \$233.74 /service; Plains Equipment Group: \$94.64 /supplies; Police & Firemen's Insurance Association: \$2,706.85 /pyrl deduction; Professional Service Industries: \$3,080.00 /service; R&R Products, Inc.: \$41.68 /service; Ray Higgins: \$300.00 /LOSAP; Recorded Books, Inc.: \$602.89 /books; Rich Higgins: \$300.00 /LOSAP; Rick Corcoran: \$195.00 /service; RND: \$81.00 /merchandise; Russell L Zeeb: \$300.00 /LOSAP; Sampson Construction Co., Inc.: \$1,009,421.00 /service; Sam's Club/Synchrony Bank: \$2,320.99 /supplies; Sapp Bros., Inc - Omaha: \$33,991.52 /fuel; Sarpy County Chamber of Commerce: \$1,000.00 /membership; Sarpy County Sheriff: \$438.80 /supplies; Sarpy County, SID 97: \$339.08 /service; Sarpy County: \$4,923.34 /service; Schaeffer Mfg. Co.: \$642.12 /supplies; Shamrock Concrete Company: \$760.22 /supplies; Shawn Hovseth: \$335.52 /reimbursement; SolutionOne: \$134.91 /service; Southern Carlson, Inc.: \$103.98 /supplies; Sports Awards: \$3,797.00 /merchandise; Sprint: \$77.27 /utilities; SRIXON/Cleveland Golf/XXIO: \$1,126.75 /merchandise; Standard Heating & Air, Inc.: \$640.00 /service; Standard Plumbing Service, Inc.: \$95.00 /service; Steve Thornburg: \$75.00 /reimbursement; Swan Engineering, LLC: \$130.00 /supplies; Swank Motion Pictures, Inc.: \$4,725.00 /supplies; TD2 Nebraska Office: \$12,036.55 /engineering; Ted's Mower Sales & Service, Inc.: \$9.82 /supplies; The Cosgrave Company: \$45.00 /supplies; The Lifeguard Store, Inc.: \$219.00 /supplies; The Omaha World-Herald: \$9.43 /service; The Sherwin-Williams Co.: \$401.40 /supplies; The UPS Store - 5359: \$10.12 /service; Tony White: \$70.00 /reimbursement; Tool Supply, Inc.: \$216.76 /supplies; TransUnion Risk and Alternative: \$69.40 /service; Turfwerks: \$1,377.52 /supplies; Ty's Outdoor Power & Service: \$261.90 /supplies; Unite Private Networks: \$7,441.58 /network; US Bank Corporate Payment Systems: \$23,831.97 /service; Utilities Section League of Nebraska: \$85.00 /dues; Utility Equipment Company: \$212.67 /supplies; Verizon Wireless: \$2,261.60 /utilities; Vierregger Electric Company, Inc.: \$115.00 /service; Volvo Trucks Of Omaha Inc.: \$97.16 /parts; Voya Financial Fire: \$30,078.94 /pyrl pension; Voya Financial: \$62,632.19 /deferred comp; Walkers Inc. dba Max I Walker: \$495.80 /service; Washington National Insurance Co.: \$44.80 /insurance; Weldon Parts Omaha: \$197.91 /parts; Wells Fargo Financial Leasing: \$426.30 /service; Westlake Ace Hardware: \$28.37 /merchandise; Wick's Sterling Trucks Inc: \$324.35 /supplies; Zep Sales & Service: \$274.41 /supplies; Bank Transaction Fees/8,798.81 /; **BILLS TOTAL: \$2,540,179.18.**

ORDINANCES FIRST READING:

ORD. 1831 – An ordinance to amend Chapter 205 (Zoning Ordinance), Article XXII having to do with MU Mixed Use District. The applicant is the City of Papillion – Mark Stursma – 597-2077. Introduced by Councilmember Stubbe.

ORD. 1832 – An ordinance to amend Section 205-270, Section 205-272, and Section 205-288, all of Article XXXVIII (Wireless Telecommunications Facilities) of Chapter 205 of the Papillion Municipal Code, having to do with Small Wireless Facilities and Small Wireless Facility Support Poles. The applicant is the City of Papillion – Mark Stursma – 597-2077. Introduced by Councilmember Kluch.

ORD. 1833 – An ordinance to approve a Change of Zone from LC (Limited Commercial) to CC (Community Commercial) for the property legally described as Lot 4, Summerfield 2nd Addition, generally located at 780 Pinnacle Dr. The applicant is Jarrod Reece. (St. Martha’s Episcopal Church) – Mark Stursma – 597-2077. Introduced by Councilmember Glover.

ORDINANCES SECOND READING: None.

ORDINANCES THIRD READING AND RESOLUTIONS:

ORD. 1817 – An ordinance to amend Chapter 205 of the Papillion Municipal Code to remove all references to Floor Area Ratio (FAR). The applicant is the City of Papillion – Mark Stursma – 597-2077. Motion to approve ORD. 1817 by Councilmember Stubbe, second by Councilmember Kluch. Upon roll call vote, Sunde, Mumgaard, Glover, Kluch, Stubbe, and Engberg all voted yes. Voting no: none. Absent: Gaines and Jaworski. Motion carried.

RES. R19-0021 – PUBLIC HEARING AND VOTE – A resolution to approve a Special Use Permit to allow Commercial Recreation (Controlled Impact) as a permitted use on the property legally described as Tax Lots A1B1A, A1B1C, A1B1D 23-14-12, generally located at 841 Tara Plz. The applicant is Karen’s Fireside, Inc. (Karen’s Fireside) – Mark Stursma – 597-2077. Mayor Black opened the public hearing and called for proponents and opponents. No one came forward and the public hearing was closed. Motion to approve RES. R19-0021 by Councilmember Stubbe, second by Councilmember Kluch.

Councilmember Sunde noted that this is an existing business moving to a new location and asked if there was any concern regarding parking availability at the new location. He also asked if any guarantees could be made regarding improvements to the Tara Plaza parking lot. Planning Director Mark Stursma stated that a recent study found that Tara Plaza has an adequate number of parking spaces to include the new use requested by this permit. He added that the applicant would not be able to make guarantees on improvements, as they are a lessee of the property.

Councilmember Mumgaard thanked the applicant for keeping her business in Papillion and specifically locating in Tara Plaza.

Upon roll call vote, Sunde, Mumgaard, Glover, Kluch, Stubbe, and Engberg all voted yes. Voting no: none. Absent: Gaines and Jaworski. Motion carried.

RES. R19-0022 – PUBLIC HEARING AND VOTE – A resolution to approve the One & Six Year Road Plan for years 2019-2026 – Jeff Thompson – 597-2043. Mayor Black opened the public hearing and called for proponents and opponents. No one came forward and the public hearing was closed. Motion to approve RES. R19-0022 by Councilmember Engberg, second by Councilmember Stubbe.

Councilmember Engberg asked if information from a recent road mapping was available and incorporated into this year's plan. Mayor Black stated that the results have not yet become available but will be used for future plans. Mr. Thompson gave a brief description of what the One & Six Year Road Plan entails.

Councilmember Sunde asked Mr. Thompson for information regarding the project noted for Pinnacle Drive between Cornhusker Road and American Parkway. Mr. Thompson explained that this project was part of an agreement approved in 2018 for sale of a parcel in the Papillion Business and Technology Park to Family ER. Mayor Black added that the City's commitment to installing the public improvements allowed for a higher selling price on the land. Councilmember Sunde expressed concern with the expense of building a new road as opposed to repairing existing roads around the city. Mayor Black noted that Pinnacle Drive improvements will increase the value of the remaining lots the City owns in the Business Park.

Upon roll call vote, Mumgaard, Glover, Kluch, Stubbe, and Engberg all voted yes. Voting no: Sunde. Absent: Gaines and Jaworski. Motion carried.

RES. R19-0025 – A resolution to approve the First Amendment to the Founders Ridge Subdivision Agreement – Mark Stursma – 597-2077. Motion to approve RES. R19-0025 by Councilmember Glover, second by Councilmember Stubbe. Mayor Black called for proponents and opponents. None came forward. Upon roll call vote, Sunde, Mumgaard, Glover, Kluch, Stubbe, and Engberg all voted yes. Voting no: none. Absent: Gaines and Jaworski. Motion carried.

RES. R19-0027 – PUBLIC HEARING AND VOTE – A resolution to approve a Preliminary Plat for the property legally described as a platting of Tax Lot 20E, the north ten feet of Tax Lot 21, and Tax Lot 20C, Section 27, T14N, R12E, Sarpy County, NE, generally located at 830 S Madison St & 831 S Harrison St. The applicants are Ashley and Jacob Miller. (Miller's Paradise) – Mark Stursma – 597-2077. Mayor Black opened the public hearing and called for proponents and opponents. No one came forward and the public hearing was closed. Motion to approve RES. R19-0027 by Councilmember Sunde, second by Councilmember Engberg. Upon roll call

vote, Sunde, Mumgaard, Glover, Kluch, Stubbe, and Engberg all voted yes. Voting no: none. Absent: Gaines and Jaworski. Motion carried.

RES. R19-0028 – A resolution to approve the Third Amendment to the Ashbury Farm Subdivision Agreement – Mark Stursma – 597-2077. Motion to approve RES. R19-0028 by Councilmember Kluch, second by Councilmember Glover. Mayor Black called for proponents and opponents. None came forward. Upon roll call vote, Sunde, Mumgaard, Glover, Kluch, Stubbe, and Engberg all voted yes. Voting no: none. Absent: Gaines and Jaworski. Motion carried.

ADMINISTRATIVE REPORTS:

Committee Reports: None.

Comments from the Floor: Students from Papillion-La Vista South High School introduced themselves.

Comments from Mayor and Council: Mayor Black gave an update on his events: (1) Mayor Black attended the SCEDC Annual Meeting; (2) Mayor Black and staff attended the ribbon cutting for El Pato Loco; (3) Mayor Black attended the Papillion-La Vista Seniors Valentine's Day Banquet; (4) Mayor Black attended the Chamber's Legislative Coffee event; (5) Mayor Black reminded Councilmembers of the Elected and Appointed Officials Training on Wednesday, February 20th; (6) Mayor Black announced there will be an Employee Recognition Luncheon at the Papillion Landing Fieldhouse on Thursday, February 21st; (7) Mayor Black reminded Council members of the League of Nebraska Municipalities Midwinter Conference the week of February 25th, the upcoming snow emergency, and the Papillion and La Vista Police Departments' Citizens Academy which will be starting soon.

Councilmember Stubbe noted that the City has been receiving concerns from citizens regarding coyotes in residential areas. Mayor Black stated that Nebraska Game and Parks has been distributing information regarding urban coyotes and noted that residents should not be leaving food outdoors for coyotes. He added that the City is working with multiple agencies and reviewing City ordinances to find the best way to approach this situation.

Councilmember Sunde asked if the One & Six Year Road Plan could be presented earlier in future years to allow for any changes the Council may want to make, given the State's March 1st deadline.

ADJOURNMENT:

Motion to adjourn by Councilmember Glover, second by Councilmember Stubbe. Upon roll call vote, Sunde, Mumgaard, Glover, Kluch, Stubbe, and Engberg all voted yes. Voting no: none. Absent: Gaines and Jaworski. Motion carried. Meeting adjourned at 7:44 PM.

CITY OF PAPIILLION



DAVID P. BLACK, MAYOR

ATTEST:



NICOLE BROWN, CITY CLERK

