



### **CITY COUNCIL AGENDA**

Monday, July 5, 2021 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
- City Attorney, Bill Seidler, swears in Michael Neitzel, 460 Elm Street, 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 June 15, 2021 Council Meeting
2. Approve Claims and Payroll

#### **REGULAR AGENDA**

1. Sarpy County Sheriff's Monthly Service Report
2. Appoint City Council President
3. Appoint a Council liaison for each department – Community Building / Library, Water / Parks, Sewer, Streets
4. Consider an Application for a Special Designated Liquor License submitted by Off Road Ranch LLC for a monster truck show at the Sarpy County Fairgrounds, 100 Main Street, on July 23, 2021, from 1:00 p.m. to 12:00 a.m. and on July 24, 2021, from 11:00 a.m. to 12:00 a.m.
5. Consider approval of **Resolution 2021-19** entering into Master Agreement Work Order No. 5 with Olsson for project management, construction management, on-site field and project close-out services associated with Main Street and Platteview Road Improvement Projects

6. Consider approval of **Ordinance No. 1068** AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 6 POLICE REGULATIONS, ARTICLE 3 MISCELLANEOUS MISDEMEANORS, SECTION 6-333 MISDEMEANORS; LOUD, UNNECESSARY NOISES; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE
7. Discuss Heath Shemek’s annual review and consider a proposed merit increase
8. Discuss Kent Maystrick’s annual review and consider a proposed merit increase

#### **DEPARTMENT REPORTS**

1. Sewer Department
2. Library & Community Building – Michael Herzog
3. Street Department – Kacie Murtha
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. on Tuesday, July 5, 2021, at City Hall. City Attorney, Bill Seidler, Jr., swore in Michael Neitzel as a City Council Member. Present were Mayor Bob Roseland; Council Members: Michael Neitzel, Michael Herzog, Kacie Murtha, Dan Craney. 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 Craney, to approve the Consent Agenda. AYES: Neitzel, Herzog, Murtha, Craney. NAYS: None. Motion carried.

Claims and Payroll:

| Check #          | Account ID | Account Description          | Debit Amount     | Name                                   |
|------------------|------------|------------------------------|------------------|--|
| <b>General</b>   |            |                              |                  |  |
| 44569            | 6084-10-10 | Aflac-Gen                    | 140.68           | Aflac                                  |
| 44632            | 6084-10-10 | Aflac-Gen                    | 13.70            | Ameritas Life Insurance                |
| 44546            | 6080-10-10 | Health Insurance             | 2,540.78         | BlueCross BlueShield                   |
| 44629            | 9010-10-10 | Office Equipment-Gen         | 409.50           | Core Technologies                      |
| 44629            | 7045-10-10 | Prof Svcs-Tech Support-Gen   | 648.00           | Core Technologies                      |
| 44547            | 6080-10-10 | Health Insurance             | 134.00           | Delta Dental                           |
| 44627            | 8140-10-10 | R&M Equipment-Gen            | 210.28           | Eakes Office Solutions                 |
| 44580            | 7480-10-10 | Janitorial-Gen               | 200.00           | Executive Janitorial                   |
| 44582            | 9316-10-10 | COVID-Gen                    | 16.03            | First National Bank                    |
| 44582            | 7330-10-10 | Telephone-Gen                | 140.18           | First National Bank                    |
| 44583            | 8140-10-10 | R&M Equipment-Gen            | 126.29           | Five Points Bank                       |
| 44633            | 7250-10-10 | Publications-Gen             | 714.23           | Gretna Guide                           |
| 44588            | 8030-10-10 | Supplies-Gen                 | 34.75            | Home Depot                             |
| 44590            | 7030-10-10 | Prof Svcs-Planning-Gen       | 1,965.00         | JEO Consulting Group                   |
| 44597            | 7270-10-10 | Insurance-Gen                | 3,254.53         | Miller Monroe Farrell Insurance Agency |
| 44598            | 7320-10-10 | Natural Gas-General          | 42.00            | MUD                                    |
| 44606            | 8030-10-10 | Supplies-Gen                 | 31.69            | Office Depot                           |
| 44606            | 8010-10-10 | Office Supplies-Gen          | 127.20           | Office Depot                           |
| 44609            | 7310-10-10 | Electricity-Gen              | 254.96           | OPPD                                   |
| 44534            | 6080-10-10 | Health Insurance             | 108.96           | Principal Financial                    |
| 44630            | 7046-10-10 | Prof Svcs-Building Inspector | 15,682.96        | Sarpy County Building Inspector        |
| 44612            | 7060-10-10 | Animal Control-Gen           | 408.03           | Sarpy County Fiscal Administrator      |
| 44613            | 7050-10-10 | Law Contract-Gen             | 9,431.00         | Sarpy County Treasurer                 |
| 44615            | 7020-10-10 | Prof Svcs-Legal-Gen          | 1,478.50         | Seidler & Seidler                      |
| 44622            | 7280-10-10 | Laundry-Gen                  | 99.16            | Walkers Uniform Rental                 |
| <b>Total</b>     |            |                              | <b>38,212.41</b> |  |
| <b>Sales Tax</b> |            |                              |                  |  |
| 44575            | 9089-15-10 | Community Events-Sales Tax   | 2,387.31         | Construction Containers & Excavating   |
| 44582            | 9089-15-10 | Community Events-Sales Tax   | 176.85           | First National Bank                    |
| 44633            | 9089-15-10 | Community Events-Sales Tax   | 10.00            | Gretna Guide                           |
| <b>Total</b>     |            |                              | <b>2,574.16</b>  |  |
| <b>Library</b>   |            |                              |                  |  |
| 44570            | 8060-20-10 | Books/Videos/Maps-Lib        | 1,362.59         | Amazon/SYNCB                           |
| 44632            | 6084-20-10 | Aflac-Lib                    | 24.90            | Ameritas Life Insurance                |
| 44571            | 8060-20-10 | Books/Videos/Maps-Lib        | 81.15            | Baker & Taylor                         |
| 44546            | 6080-20-10 | Health Insurance             | 1,550.49         | BlueCross BlueShield                   |
| 44547            | 6080-20-10 | Health Insurance             | 67.50            | Delta Dental                           |
| 44576            | 8060-20-10 | Books/Videos/Maps-Lib        | 264.50           | Diamond Lake Books                     |
| 44585            | 8060-20-10 | Books/Videos/Maps-Lib        | 124.70           | Gardner Media                          |
| 44594            | 8060-20-10 | Books/Videos/Maps-Lib        | 82.78            | MicroMarketing                         |
| 44597            | 7270-20-10 | Insurance-Lib                | 1,421.52         | Miller Monroe Farrell Insurance Agency |
| 44598            | 7320-20-10 | Natural Gas-Lib              | 44.63            | MUD                                    |

|                           |            |                               |                 |  |
|---------------------------|------------|-------------------------------|-----------------|--|
| 44631                     | 7330-20-10 | Telephone-Lib                 | 54.66           | NT&T                                   |
| 44609                     | 7310-20-10 | Electricity-Lib               | 319.94          | OPPD                                   |
| 44610                     | 7340-20-10 | Waste Disposal-Lib            | 20.00           | Papillion Sanitation                   |
| 44534                     | 6080-20-10 | Health Insurance              | 144.63          | Principal Financial                    |
| 44614                     | 7480-20-10 | Janitorial-Lib                | 200.00          | Schmieder, Marcie                      |
| <b>Total</b>              |            |                               | <b>5,763.99</b> |  |
|                           |            |                               |                 |  |
| <b>Library Restricted</b> |            |                               |                 |  |
| 44570                     | 8070-21-10 | Library Supplies-Lib Rest     | 224.29          | Amazon/SYNCB                           |
| 44584                     | 8060-21-10 | Books/Videos/Maps-Lib Rest    | 186.13          | Cengage Learning Inc/Gale              |
| 44574                     | 8060-21-10 | Books/Videos/Maps-Lib Rest    | 89.28           | Center Point Large Print               |
| 44627                     | 8070-21-10 | Library Supplies-Lib Rest     | 85.64           | Eakes Office Solutions                 |
| 44579                     | 8070-21-10 | Library Supplies-Lib Rest     | 85.64           | Five Points Bank                       |
| 44583                     | 9010-21-10 | Office Equipment Lib Rest     | 93.51           | Five Points Bank                       |
| 44594                     | 8060-21-10 | Books/Videos/Maps-Lib Rest    | 26.99           | MicroMarketing                         |
| 44624                     | 8070-21-10 | Library Supplies-Lib Rest     | 50.80           | New Life Industries                    |
| 44611                     | 8075-21-10 | Program Fees-Lib Rest         | 250.00          | Quinn, Jeff                            |
| 44623                     | 7350-21-10 | Rental-Lib Rest               | 76.00           | US Postal Service                      |
| <b>Total</b>              |            |                               | <b>1,168.28</b> |  |
|                           |            |                               |                 |  |
| <b>Park</b>               |            |                               |                 |  |
| 44569                     | 6084-30-10 | Aflac-Park                    | 52.52           | Aflac                                  |
| 44546                     | 6080-30-10 | Health Insurance              | 1,490.12        | BlueCross BlueShield                   |
| 44605                     | 9040-30-10 | Tools & Misc Equip-Parks      | 114.99          | BlueTarp Financial                     |
| 44573                     | 8120-30-10 | Fuel-Park                     | 355.51          | BRP Investments                        |
| 44547                     | 6080-30-10 | Health Insurance              | 100.25          | Delta Dental                           |
| 44578                     | 7350-30-10 | Rental-Park                   | 360.85          | Eagle Services                         |
| 44581                     | 8160-30-10 | R&M Grounds-Park              | 687.80          | Farmers Union Coop                     |
| 44588                     | 8030-30-10 | Supplies-Park                 | 3.94            | Home Depot                             |
| 44591                     | 8160-30-10 | R&M Grounds-Park              | 2,299.84        | Lanoha Nurseries                       |
| 44592                     | 8030-30-10 | Supplies-Park                 | 6.58            | Menards                                |
| 44597                     | 7270-30-10 | Insurance-Park                | 2,094.88        | Miller Monroe Farrell Insurance Agency |
| 44609                     | 7310-30-10 | Electricity-Park              | 715.36          | OPPD                                   |
| 44610                     | 7340-30-10 | Waste Disposal-Park           | 116.00          | Papillion Sanitation                   |
| 44534                     | 6080-30-10 | Health Insurance              | 31.02           | Principal Financial                    |
| 44625                     | 8130-30-10 | R&M Building-Park             | 40.16           | Springfield Ace Hardware               |
| 44625                     | 8160-30-10 | R&M Grounds-Park              | 122.78          | Springfield Ace Hardware               |
| 44619                     | 8140-30-10 | R&M Equipment-Park            | 217.58          | Ty's Outdoor Power & Service           |
| 44622                     | 8030-30-10 | Supplies-Park                 | 164.00          | Walkers Uniform Rental                 |
| <b>Total</b>              |            |                               | <b>8,974.18</b> |  |
|                           |            |                               |                 |  |
| <b>Community Building</b> |            |                               |                 |  |
| 44580                     | 7480-40-10 | Janitorial-Community Building | 230.00          | Executive Janitorial                   |
| 44592                     | 8030-40-10 | Supplies-Community Bldg       | 93.88           | Menards                                |
| 44597                     | 7270-40-10 | Insurance-Community Bldg      | 1,103.55        | Miller Monroe Farrell Insurance Agency |
| 44598                     | 7320-40-10 | Natural Gas-Community Bldg    | 49.03           | MUD                                    |
| 44609                     | 7310-40-10 | Electricity-Community Bldg    | 212.19          | OPPD                                   |

|              |            |                               |                  |  |
|--------------|------------|-------------------------------|------------------|--|
| 44610        | 7340-40-10 | Waste Disposal-Community Bldg | 44.00            | Papillion Sanitation                   |
| 44622        | 7280-40-10 | Laundry-Community Bldg        | 146.98           | Walkers Uniform Rental                 |
| <b>Total</b> |            |                               | <b>1,879.63</b>  |  |
|              |            |                               |                  |  |
| <b>Water</b> |            |                               |                  |  |
| 44569        | 6084-50-20 | Aflac-Water                   | 56.16            | Aflac                                  |
| 44632        | 6084-50-20 | Aflac-Water                   | 22.45            | Ameritas Life Insurance                |
| 44546        | 6080-50-10 | Health Insurance              | 2,249.79         | BlueCross BlueShield                   |
| 44573        | 8120-50-20 | Fuel-Water                    | 150.61           | BRP Investments                        |
| 44547        | 6080-50-10 | Health Insurance              | 85.73            | Delta Dental                           |
| 44589        | 8160-50-20 | R&M Grounds-Water             | 159.99           | Honeyman Rent-All                      |
| 44596        | 7420-50-20 | Testing-Water                 | 58.52            | Midwest Laboratories                   |
| 44597        | 7270-50-20 | Insurance-Water               | 3,478.99         | Miller Monroe Farrell Insurance Agency |
| 44600        | 9040-50-20 | Tools & Misc Equip-Water      | 126.60           | Municipal Supply                       |
| 44600        | 8030-50-20 | Supplies-Water                | 351.54           | Municipal Supply                       |
| 44599        | 7045-50-20 | Prof Svcs-Tech Support-Water  | 2,194.00         | Municipal Supply                       |
| 44600        | 9042-50-20 | Meter Upgrades                | 19,688.21        | Municipal Supply                       |
| 44602        | 7420-50-20 | Testing-Water                 | 18.00            | NE Public Health Environmental Lab     |
| 44603        | 7180-50-20 | Education-Water               | 75.00            | Nebraska Rural Water Association       |
| 44604        | 7200-50-20 | Dues-Water                    | 200.00           | Nebraska Rural Water Association       |
| 44631        | 7330-50-20 | Telephone-Water               | 195.51           | NT&T                                   |
| 44607        | 7010-50-20 | Prof Svcs-Engineer-Water      | 202.09           | Olsson                                 |
| 44608        | 7430-50-20 | Digger's Hotline-Water        | 74.62            | One Call Concepts                      |
| 44609        | 7310-50-20 | Electricity-Water             | 1,408.36         | OPPD                                   |
| 44534        | 6080-50-10 | Health Insurance              | 115.12           | Principal Financial                    |
| 44615        | 9090-50-20 | New Well-Water                | 62.50            | Seidler & Seidler                      |
| 44621        | 7330-50-20 | Telephone-Water               | 16.80            | Verizon Wireless                       |
| <b>Total</b> |            |                               | <b>30,990.59</b> |  |
|              |            |                               |                  |  |
| <b>Sewer</b> |            |                               |                  |  |
| 44569        | 6084-60-30 | Aflac-Sewer                   | 55.38            | Aflac                                  |
| 44632        | 6084-60-30 | Aflac-Sewer                   | 11.25            | Ameritas Life Insurance                |
| 44546        | 6080-60-10 | Health Insurance              | 1,330.38         | BlueCross BlueShield                   |
| 44573        | 8120-60-30 | Fuel-Sewer                    | 140.31           | BRP Investments                        |
| 44547        | 6080-60-10 | Health Insurance              | 67.50            | Delta Dental                           |
| 44577        | 8140-60-30 | R&M Equipment-Sewer           | 86.00            | Dultmeier Sales                        |
| 44586        | 8140-60-30 | R&M Equipment-Sewer           | 179.37           | Grainger                               |
| 44596        | 7420-60-30 | Testing-Sewer                 | 204.50           | Midwest Laboratories                   |
| 44597        | 7270-60-30 | Insurance-Sewer               | 2,618.60         | Miller Monroe Farrell Insurance Agency |
| 44599        | 7045-60-30 | Prof Svcs-Tech Support-Sewer  | 2,193.00         | Municipal Supply                       |
| 44607        | 7010-60-30 | Prof Svcs-Engineer-Sewer      | 1,209.53         | Olsson                                 |
| 44609        | 7310-60-30 | Electricity-Sewer             | 2,822.20         | OPPD                                   |
| 44534        | 6080-60-10 | Health Insurance              | 79.52            | Principal Financial                    |
| 44625        | 8160-60-30 | R&M Grounds-Sewer             | 42.99            | Springfield Ace Hardware               |
| 44625        | 8030-60-30 | Supplies-Sewer                | 55.94            | Springfield Ace Hardware               |
| 44620        | 8030-60-30 | Supplies-Sewer                | 44.97            | USA BlueBook                           |
| 44620        | 8140-60-30 | R&M Equipment-Sewer           | 118.77           | USA BlueBook                           |

|               |            |                               |                  |  |
|---------------|------------|-------------------------------|------------------|--|
| 44621         | 7330-60-30 | Telephone-Sewer               | 16.80            | Verizon Wireless                       |
| <b>Total</b>  |            |                               | <b>11,277.01</b> |  |
|               |            |                               |                  |  |
| <b>Street</b> |            |                               |                  |  |
| 44569         | 6084-70-40 | Aflac-Street                  | 26.26            | Aflac                                  |
| 44546         | 6080-70-40 | Health Insurance              | 2,406.90         | BlueCross BlueShield                   |
| 44605         | 9040-70-40 | Tools & Misc Equip-Street     | 28.47            | BlueTarp Financial                     |
| 44572         | 8140-70-40 | R&M Equipment-Street          | 100.00           | BOO, Inc.                              |
| 44573         | 8120-70-40 | Fuel-Street                   | 586.16           | BRP Investments                        |
| 44547         | 6080-70-40 | Health Insurance              | 50.62            | Delta Dental                           |
| 44587         | 8090-70-40 | Asphalt & Concrete-Street     | 15,740.00        | Harm's Concrete                        |
| 44592         | 8225-70-40 | R&M Street Signs&Posts-Street | 5.29             | Menards                                |
| 44592         | 9040-70-40 | Tools & Misc Equip-Street     | 52.96            | Menards                                |
| 44592         | 8140-70-40 | R&M Equipment-Street          | 145.98           | Menards                                |
| 44593         | 9040-70-40 | Tools & Misc Equip-Street     | 173.43           | Michael Todd & Company                 |
| 44601         | 8150-70-40 | R&M Vehicle-Street            | 76.95            | Mill Creek Auto Parts                  |
| 44601         | 8140-70-40 | R&M Equipment-Street          | 846.63           | Mill Creek Auto Parts                  |
| 44597         | 7270-70-40 | Insurance-Street              | 4,732.18         | Miller Monroe Farrell Insurance Agency |
| 44598         | 7320-70-40 | Natural Gas-Street            | 101.18           | MUD                                    |
| 44631         | 7330-70-40 | Telephone-Street              | 122.82           | NT&T                                   |
| 44607         | 9083-70-40 | Main Street Paving            | 3,550.00         | Olsson                                 |
| 44609         | 7310-70-40 | Electricity-Street            | 3,270.84         | OPPD                                   |
| 44610         | 7340-70-40 | Waste Disposal-Street         | 44.00            | Papillion Sanitation                   |
| 44534         | 6080-70-40 | Health Insurance              | 97.36            | Principal Financial                    |
| 44615         | 9083-70-40 | Main Street Paving            | 37.50            | Seidler & Seidler                      |
| 44616         | 8215-70-40 | R&M Streets & Alleys-Street   | 825.01           | Silex Group                            |
| 44617         | 7455-70-40 | Internet-Street               | 207.67           | Spectrum                               |
| 44625         | 8130-70-40 | R&M Building-Street           | 74.97            | Springfield Ace Hardware               |
| 44625         | 9040-70-40 | Tools & Misc Equip-Street     | 102.93           | Springfield Ace Hardware               |
| 44618         | 9015-70-40 | Equipment Rental-Street       | 244.23           | Titan Machinery                        |
| 44626         | 9040-70-40 | Tools & Misc Equip-Street     | 7.10             | Tractor Supply                         |
| 44628         | 8090-70-40 | Asphalt & Concrete-Street     | 11,781.75        | Travis Moore Construction              |
| 44621         | 7330-70-40 | Telephone-Street              | 16.80            | Verizon Wireless                       |
| 44622         | 7290-70-40 | Uniform Allowance-Street      | 17.22            | Walkers Uniform Rental                 |
| <b>Total</b>  |            |                               | <b>45,473.21</b> |  |
|               |            |                               |                  |  |
|               |            | Water Deposit Refunds         | 777.22           |  |
|               |            | Payroll                       | 54,566.05        |  |
|               |            | VOYA Retirement ER            | 4,059.66         |  |
|               |            | Medical Reimbursement         | 5,807.65         |  |

### **Regular Agenda**

**Agenda Item 1.** Lt. Core presented the Sarpy County Sheriff's Monthly Service Report. He said that Springfield was relatively quiet on Independence Day weekend. He reported that the Sarpy County Board is considering adopting a golf cart ordinance. More information will be provided as the ordinance is crafted. Herzog expressed concern with children riding on the carts unrestrained and driving them. Lt. Core noted that certain circumstances could be considered child abuse and/or negligence.

**Agenda Item 2.** Motion by Herzog, seconded by Murtha, to appoint Dan Craney as the City Council President. AYES: Neitzel, Herzog, Murtha, Craney. NAYS: None. Motion carried.

**Agenda Item 3.** Motion by Murtha, seconded by Herzog, to appoint Council liaisons as follows: Michael Neitzel-Sewer; Michael Herzog-Library/Community Building; Kacie Murtha-Water/Parks; and Dan Craney-Street. AYES: Neitzel, Herzog, Murtha, Craney. NAYS: None. Motion carried.

**Agenda Item 4.** Motion by Herzog, seconded by Murtha, to approve an Application for a Special Designated Liquor License submitted by Off Road Ranch LLC for a monster truck show at the Sarpy County Fairgrounds, 100 Main Street, on July 23, 2021, from 1:00 p.m. to 12:00 a.m. and on July 24, 2021, from 11:00 a.m. to 12:00 a.m. AYES: Neitzel, Herzog, Murtha, Craney. NAYS: None. Motion carried.

**Agenda Item 5.** Council Member Herzog introduced the following resolution and moved its adoption. Council Member Murtha seconded the motion for the adoption of the resolution and on roll call the following Council Members voted in favor of said motion: Neitzel, Herzog, Murtha, Craney. The following voted against the same: None. The Mayor declared the motion carried and the resolution adopted. A true, correct, and complete copy of said resolution is as follows:

**RESOLUTION  
2021-19**

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

WHEREAS, the City of Springfield, Nebraska, a Municipal Corporation, and Olsson, Inc. wish to enter into a Master Agreement Work Order No. 5 through which Olsson shall provide project management, construction management, on-site field, and project close-out services associated with the Main Street and Platteview Road Improvement Projects; and

WHEREAS, Olsson agrees to provide these services on a time-and-expense basis not to exceed \$45,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Springfield, Nebraska that the Mayor is authorized to enter into the Master Agreement Work Order No. 5 attached hereto as Exhibit "A".

PASSED AND APPROVED THIS 5<sup>TH</sup> DAY OF JULY, 2021.

City Council Member Herzog moved the adoption of said resolution.  
City Council Member Murtha seconded the motion.

Record of Vote:

Ayes: Neitzel, Herzog, Murtha, Craney  
Nays: None  
Abstain: None  
Absent: None

Approved: Robert Roseland, Mayor

SEAL

Attest: Kathleen Gottsch, City Clerk

**Agenda Item 6.** Council Member Herzog introduced Ordinance No. 1068 entitled:

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 6 POLICE REGULATIONS, ARTICLE 3 MISCELLANEOUS MISDEMEANORS, SECTION 6-333 MISDEMEANORS; LOUD, UNNECESSARY NOISES; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE 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: Neitzel, Herzog, Murtha, 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 Murtha moved for final passage of the ordinance, which motion was seconded by Council Member Craney. The Mayor then stated the question "Shall Ordinance No. 1068 be passed and adopted?" Upon roll call vote, the following Council Members voted AYE: Neitzel, Herzog, Murtha, 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. 1068**

AN ORDINANCE OF THE CITY OF SPRINGFIELD, NEBRASKA AMENDING SPRINGFIELD MUNICIPAL CODE CHAPTER 6 POLICE REGULATIONS, ARTICLE 3 MISCELLANEOUS MISDEMEANORS, SECTION 6-333 MISDEMEANORS; LOUD, UNNECESSARY NOISES; TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

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

Section 1. Chapter 6, Article 3, Section 6-333 of the Springfield Municipal Code is amended to read as follows:

**§6-333 MISDEMEANORS; LOUD, UNNECESSARY NOISES.**

(h) Construction or Repairing of Buildings. The erection (including excavating), demolition, alteration or repair of any building other than between the hours of seven o'clock (7:00) A.M. and nine o'clock (9:00) P.M. ~~on week days~~, except in case of urgent necessity in the interest of public health and safety, and then only with a permit from the Building Inspector, which permit may be granted for a period not to exceed three (3) days or less while the emergency continues and which permit may be renewed for periods of three (3) days or less while the emergency continues. If the Building Inspector should determine that the public health and safety will not be impaired by the erection, demolition, alteration or repair of any building or the excavation of streets and highways within the hours of nine o'clock (9:00) P.M. and seven o'clock (7:00) A.M., and if he shall further determine that loss or inconvenience would result to any party-in-interest, he may grant permission for such work to be done

within the hours of nine o'clock (9:00) P.M. and seven o'clock (7:00) A.M. upon application being made at the time the permit for the work is awarded or during the progress of work.

Section 2. Any other ordinance or code section passed and approved prior to passage, approval, and publication or posting of this ordinance and in conflict with its provisions is repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and approved this 5<sup>th</sup> day of July, 2021.

Robert Roseland, Mayor

(SEAL)

Kathleen Gottsch, City Clerk

**Agenda Item 7 and 8.** Motion by Herzog, seconded by Murtha, to move agenda items 7 and 8, regarding Heath Shemek's and Kent Maystrick's annual reviews, into executive session. AYES: Neitzel, Herzog, Murtha, Craney. NAYS: None. Motion carried.

#### **Department Reports**

**Agenda Item 1.** No Department Report for sewer.

**Agenda Item 2.** No Department Report from Herzog.

**Agenda Item 3.** Murtha reported that the maintenance department is preparing for a concrete pour on Elm Street. The street sign at the intersection of 4<sup>th</sup> and Valley is missing again.

**Agenda Item 4.** No Department Report from Craney.

**Agenda Item 5.** Mayor Roseland reported on the status of Phase 1A sewer design plans.

**Agenda Item 6.** Kathleen Gottsch, City Administrator, reported that the Council would be having a budget workshop later this month.

#### **Executive Session**

Motion by Herzog, seconded by Murtha, to enter into executive session at 7:23 p.m. for the purpose of personnel matters. AYES: Neitzel, Herzog, Murtha, Craney. NAYS: None. Motion carried.

Motion by Herzog, seconded by Murtha, to leave executive session at 7:58 p.m. AYES: Neitzel, Herzog, Murtha, Craney. NAYS: None. Motion carried.

Motion by Murtha, seconded by Herzog, to approve a 3% merit increase to Heath Shemek, Sewer Operator. AYES: Herzog, Murtha, Craney. NAYS: None. ABSTAIN: Neitzel. Motion carried.

Motion by Murtha, seconded by Herzog, to approve a 2.5% merit increase to Kent Maystrick, Street Commissioner. AYES: Herzog, Murtha, Craney. NAYS: None. ABSTAIN: Neitzel. Motion carried.

#### **Adjournment**

Motion by Herzog, seconded by Murtha, to adjourn. AYES: Neitzel, Herzog, Murtha, Craney. NAYS: None. Meeting adjourned at 7:59 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 July 5, 2021; 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