



SPRINGFIELD

NEBRASKA

CITY COUNCIL AGENDA

Tuesday, November 19, 2024, at 7:00 p.m.
Springfield City Hall
170 North 3rd Street

CALL TO ORDER

- Public announcement that a copy of the Nebraska Open Meetings Law is posted in the entry to the meeting room
- Roll call
- Pledge of Allegiance

CONSENT AGENDA

All consent agenda items are approved in one motion unless removed by a Council Member. Removed items will be placed under the Regular Agenda for consideration and action by the Council.

1. Approve Minutes of the November 5, 2024, Council Meeting
2. Approve Claims
3. Approve Treasurer's Report

REGULAR AGENDA

1. Lisa Scheve, Executive Director of Grow Sarpy – Review 3rd Quarter Report
2. **Public Hearing** to consider an application filed by Danielle Lambries, applicant, and Constance L. and James K. Bertelsen, current property owners, and Randy Jacobsen, future property owner, requesting a zone change from R50 Two-Family Residential District to Downtown Commercial on property legally described as Lot 8 and the east 6 inches of Lot 7, Block 6, Springfield Addition to the City of Springfield, Sarpy County, Nebraska, generally located at 230 Main Street, Springfield, Nebraska
3. Consider approval of **Ordinance No. 1163** AN ORDINANCE TO CHANGE THE ZONING CLASSIFICATION FROM R50 TWO-FAMILY RESIDENTIAL TO DOWNTOWN COMMERCIAL ON LOT 8 AND THE EAST 6 INCHES OF LOT 7, BLOCK 6, SPRINGFIELD ADDITION TO THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; GENERALLY LOCATED AT 230 MAIN STREET, SPRINGFIELD, NEBRASKA; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

4. **Public Hearing** to consider the following zoning ordinance text amendments:
 - a. an application filed by the City of Springfield for a text amendment to Article 5 Zoning Districts, Section 5.05 AR Agriculture Residential District to remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries and museums” from permitted uses and to remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries, museums, and privately owned non-commercial museums and historic areas” and “hospitals, nursing homes, and eleemosynary institutions” from permitted conditional uses; and
 - b. an application filed by the City of Springfield for a text amendment to Article 5 Zoning Districts, Section 5.06 RT Rural Arts/Tourism District to remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries and museums” from permitted uses; and
 - c. an application filed by the City of Springfield for a text amendment to Article 5 Zoning Districts, Section 5.10 R50 Two-Family Residential District to remove “hospitals, sanatoriums, rest homes, nursing homes, convalescent homes, or other similar institutions” from permitted uses and to add “hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions” to permitted conditional uses; and
 - d. an application filed by the City of Springfield for a text amendment to Article 5 Zoning Districts, Section 5.11 R30 General Family Residential District to remove “hospitals, sanitariums, rest homes, nursing homes, or other similar uses” from permitted uses and to add “hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions” to permitted conditional uses
5. Consider approval of **Ordinance No. 1164** amending Springfield Zoning Code Article 5 Zoning Districts, Section 5.05 AR Agriculture Residential District removing publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries and museums” from permitted uses and to remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries, museums, and privately owned non-commercial museums and historic areas” and “hospitals, nursing homes, and eleemosynary institutions” from permitted conditional uses
6. Consider approval of **Ordinance No. 1165** amending Springfield Zoning Code Article 5 Zoning Districts, Section 5.06 RT Rural Arts/Tourism District to remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries and museums” from permitted uses
7. Consider approval of **Ordinance No. 1166** amending Springfield Zoning Code Article 5 Zoning Districts, Section 5.10 R50 Two-Family Residential District to remove “hospitals, sanatoriums, rest homes, nursing homes, convalescent homes, or other similar institutions” from permitted uses and to add “hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions” to permitted conditional uses

8. Consider approval of **Ordinance No. 1167** amending Springfield Zoning Code Article 5 Zoning Districts, Section 5.11 R30 General Family Residential District to remove “hospitals, sanitariums, rest homes, nursing homes, or other similar uses” from permitted uses and to add “hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions” to permitted conditional uses
9. Consider a request from Eric Carlson, owner of 285 S. 2nd Street, that the city pay an invoice in the amount of \$3,500 from Good Life Plumbing for sewer repair services
10. Consider approval of **Resolution 2024-26** entering into a Maintenance Agreement Renewal with the Nebraska Department of Transportation for the period January 1, 2025, to December 31, 2025
11. Consider approval of the Certificate of Compliance for Maintenance Agreement No. 2126 for Roadway surface maintenance completed by the Nebraska Department of Transportation in 2024

DEPARTMENT REPORTS

1. Water & Sewer Department – Mike Neitzel
2. Library & Community Building – Michael Herzog
3. Parks Department – Kacie Murtha
4. Street 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 p.m. on Tuesday, November 19, 2024, at City Hall. Present were Mayor Bob Roseland; Council Members: Michael Herzog, Kacie Murtha, Dan Craney. Absent: Michael Neitzel. 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 Murtha, to approve the Consent Agenda. AYES: Herzog, Murtha, Craney.
 NAYS: None. ABSENT: Neitzel. Motion carried.

Check #	Account ID	Account Description	Name	Debit Amount
General				
49029	7480-10-10	Janitorial-Gen	BSC Janitorial	360.00
49031	7455-10-10	Internet-Gen	Charter Communications	139.98
49035	7050-10-10	Law Contract-Gen	Sarpy County Treasurer	406.00
EFTPS	7270-10-10	Insurance-Gen	Travelers	295.13
EFTPS 11/18/24	7045-10-10	Prof Svcs-Tech Support-Gen	Sage Software	2,933.00
			Total	4,134.11
Library				
49030	7455-20-10	Internet-Lib	Charter Communications	59.99
EFTPS	7270-20-10	Insurance-Lib	Travelers	128.91
			Total	188.90
Library Restricted				
49033	7350-30-10	Rental-Park	Eagle Services	515.00
EFTPS	7270-30-10	Insurance-Park	Travelers	189.97
			Total	704.97
Soccer Complex				
49033	7350-35-10	Rental-Soccer	Eagle Services	120.00
			Total	120.00
Community Building				
EFTPS	7270-40-10	Insurance-Comm Bldg	Travelers	100.08
			Total	100.08
Water				
49032	8130-50-20	R&M Building-Water	Done Right Home Improvements	6,601.19
49037	7330-50-20	Telephone-Water	Verizon Wireless	21.97
49037	9155-50-20	GIS-Water	Verizon Wireless	30.02
EFTPS	7270-50-20	Insurance-Water	Travelers	315.48
			Total	6,968.66
Sewer				
49034	8140-60-30	R&M Equipment-Sewer	Electrical Contractors Inc	1,074.40
49037	7330-60-30	Telephone-Sewer	Verizon Wireless	21.97
49037	9155-60-30	GIS-Sewer	Verizon Wireless	30.02
EFTPS	7270-60-30	Insurance-Sewer	Travelers	237.46
			Total	1,363.85
Streets				
49031	7455-70-40	Internet-Street	Charter Communications	109.99
49036	9077-70-40	Main Street Revitalization	Travis Moore Construction	31,390.50
49037	7330-70-40	Telephone-Street	Verizon Wireless	21.96
49037	9155-70-40	GIS-Street	Verizon Wireless	30.00
EFTPS	7270-70-40	Insurance-Street	Travelers	429.10
			Total	31,981.55
			Grand Total	45,562.12

The City Treasurer reported a balance on hand of \$8,164,315.37 in cash assets; Prestige Treasury, \$210,518.03; Prestige Bond, \$1,370,015.67; Keno Community Betterment, \$506,315.57; Keno Progressive Jackpot, \$50,169.47; Water Deposit Savings, \$4,264.68; Refundable Deposits Savings, \$1,245.09; Water Tower Savings, \$369,311.26; Sewer Restricted, \$375,099.88; Water Capital Facilities Fees, \$180,773.06; Sewer Capital Facilities Fees, \$1,201,340.05; City Sales Tax, \$8,869,783.01; Money Market Library Bricks, \$984.43; Government Securities, \$123,412.67; Library Savings-Estate Donation, \$1,657.25; Pinnacle Bank-ASIP, \$1,996,006.22; Time Certificates as follows: Bond, \$82,089.01; Tower, \$61,919.37; Water, \$134,903.70; Library Restricted, \$33,816.95; Cash Receipts, \$5,968,488.18; Cash Disbursements, \$164,701.78.

Regular Agenda

Agenda Item 1. Lisa Scheve, Executive Director of Grow Sarpy, presented the 3rd Quarter Report. Grow Sarpy's strategic plan included tool kits for students interested in the construction industry as a career option. Along with the many outside contributors they were able to distribute 1,200 tool kits to students in grades 7 through 9. Craney thanked them for their contributions. He is a 9th grade shop teacher, and it has been great that all his students have the tools they need to complete their lessons. Scheve also stated that building permits are picking up again. They feel with the change in supply issues stemming from the pandemic and the recent change in interest rates that there will be a great finish to the year.

Agenda Item 2. A Public Hearing of the Springfield City Council was opened at 7:12 p.m. to consider an application filed by Danielle Lambries, applicant, and Constance L. and James K. Bertelsen, current property owners, and Randy Jacobsen, future property owner, requesting a zone change from R50 Two-Family Residential District to Downtown Commercial on property legally described as Lot 8 and the east 6 inches of Lot 7, Block 6, Springfield Addition to the City of Springfield, Sarpy County, Nebraska, generally located at 230 Main Street, Springfield, Nebraska. Keith Hentzen, owner of Springfield Old Fashion Soda Foundation, 205 Main Street, Springfield, Nebraska spoke in favor of the zoning change. Hentzen requested the city improve snow removal in the public parking area at the front of his building. No one from the public spoke in opposition to or in neutral capacity to the zoning change. Motion by Herzog, seconded by Murtha, to close the public hearing. AYES: Herzog, Murtha, Craney. NAYS: None. ABSENT: Neitzel. Motion carried. Public hearing ended at 7:17 p.m.

Agenda Item 3. Council member Murtha introduced Ordinance No. 1163 entitled:

AN ORDINANCE TO CHANGE THE ZONING CLASSIFICATION FROM R50 TWO-FAMILY RESIDENTIAL TO DOWNTOWN COMMERCIAL ON LOT 8 AND THE EAST 6 INCHES OF LOT 7, BLOCK 6, SPRINGFIELD ADDITION TO THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; GENERALLY LOCATED AT 230 MAIN STREET, SPRINGFIELD, NEBRASKA; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Herzog seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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. 1163 be passed and adopted?" Upon roll call vote, the following Council

Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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. 1163

AN ORDINANCE TO CHANGE THE ZONING CLASSIFICATION FROM R50 TWO-FAMILY RESIDENTIAL TO DOWNTOWN COMMERCIAL ON LOT 8 AND THE EAST 6 INCHES OF LOT 7, BLOCK 6, SPRINGFIELD ADDITION TO THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; GENERALLY LOCATED AT 230 MAIN STREET, SPRINGFIELD, NEBRASKA; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Section 1. Application. An application was filed by Danielle Lambries, applicant, and Constance L. and James K. Bertelsen, current property owners, and Randy Jacobsen, future property owner, requesting a change of zoning classification from R50 Two-Family Residential to Downtown Commercial on Lot 8 and the east 6 inches of Lot 7, Block 6, Springfield, Sarpy County, Nebraska; and generally located at 230 Main Street, Springfield, Nebraska.

Section 2. Approval to change the zoning classification from R50 Two-Family Residential to Downtown Commercial on Lot 8 and the east 6 inches of Lot 7, Block 6, Springfield, Sarpy County, Nebraska. On November 12, 2024, the Springfield Planning Commission conducted a public hearing on the matter of changing the zoning classification from R50 Two-Family Residential to Downtown Commercial and reported to the City Council that it recommended approval of the rezone. On November 19, 2024, the City Council opened a public hearing on said proposed changes and found and determined that the zoning classification from R50 Two-Family Residential to Downtown Commercial was advisable and in compliance with the Springfield Comprehensive Plan. The City Council hereby approved said proposed change in zoning classification from R50 Two-Family Residential to Downtown Commercial on Lot 8 and the east 6 inches of Lot 7, Block 6, Springfield, Sarpy County, Nebraska.

Section 3. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 19TH DAY OF NOVEMBER, 2024.

Robert Roseland, Mayor
(SEAL)

Attest: Barbara Henninger, City Clerk

Agenda Item 4. A Public Hearing of the Springfield City Council was opened at 7:20 p.m. to consider the following applications filed by the City of Springfield (a) text amendment to Article 5 Zoning Districts, Section 5.05 AR Agriculture Residential District to remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries and museums” from permitted uses and to

remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries, museums, and privately owned non-commercial museums and historic areas” and “hospitals, nursing homes, and eleemosynary institutions” from permitted conditional uses; (b) text amendment to Article 5 Zoning Districts, Section 5.06 RT Rural Arts/Tourism District to remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries and museums” from permitted uses; (c) text amendment to Article 5 Zoning Districts, Section 5.10 R50 Two-Family Residential District to remove “hospitals, sanatoriums, rest homes, nursing homes, convalescent homes, or other similar institutions” from permitted uses and to add “hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions” to permitted conditional uses; and (d) text amendment to Article 5 Zoning Districts, Section 5.11 R30 General Family Residential District to remove “hospitals, sanitariums, rest homes, nursing homes, or other similar uses” from permitted uses and to add “hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions” to permitted conditional uses. No one from the public spoke in favor of or in opposition to the zoning ordinance text amendment changes. Motion by Herzog, seconded by Murtha, to close the public hearing. AYES: Herzog, Murtha, Craney. NAYS: None. ABSENT: Neitzel. Motion carried. Public hearing ended at 7:22 p.m.

Agenda Item 5. Council Member Murtha introduced Ordinance No. 1164 entitled:

AN ORDINANCE TO AMEND ARTICLE 5 “ZONING DISTRICTS”, SECTION 5.05 AR AGRICULTURE RESIDENTIAL DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Herzog seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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 Herzog. The Mayor then stated the question “Shall Ordinance No. 1164 be passed and adopted?” Upon roll call vote, the following Council Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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. 1164

AN ORDINANCE TO AMEND ARTICLE 5 “ZONING DISTRICTS”, SECTION 5.05 AR AGRICULTURE RESIDENTIAL DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Section 1. Approval of Amendment to Zoning Ordinance. On November 12, 2024, the Springfield Planning Commission conducted a public hearing on the matter of amending Section 5.05 of the zoning ordinance to remove “publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries and museums” from permitted uses and to remove “publicly owned and operated building and facilities such as community centers, auditoriums, libraries, museums, and privately owned non-commercial museums and historic areas” and “ hospitals, nursing homes, and eleemosynary institutions” from permitted conditional uses and reported a recommendation of approval to the City Council. On November 19, 2024, the City Council held a public hearing on said proposed amendment to the zoning ordinance and found and determined that said proposed change to the zoning ordinance is advisable, in the best interests of the City, and consistent with the Comprehensive Plan. The City Council further found and determined that public hearings were duly held and notices given. Therefore, the City Council hereby approves said proposed amendment to the zoning ordinance as set forth in this Ordinance.

Section 2. Amendment to Zoning Ordinance. Pursuant to Section 11.01 of the Springfield Zoning Ordinance, Section 5.05 is hereby amended to read as follows:

Section 5.05 AR Agriculture Residential District

- A. *Intent.* Provides for agriculture, low density residential development; minimum lot area of 5 acres, and interim uses under special conditions.
- B. *Permitted Uses*
1. Agricultural farms, truck gardens, green houses, pasture, plant nurseries, orchards, grain storage facilities, and the usual agricultural farm buildings and structures
 2. Single-family dwellings
 3. Roadside stands offering for sale agriculture products produced on the premises
 4. Church, seminary and convent, including residences for pastors and teachers
 5. Public and parochial school; college
 - ~~6. Publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries, and museums~~
 6. Fire Station
 7. Public parks and recreation areas, playgrounds, forest and conservation areas, including commercial uses and campgrounds under franchise of the County or State government agencies
 8. Private recreation areas and facilities, including lakes, ponds, country clubs, golf courses, and swimming pools
 9. Public utility distribution systems, substations, terminal facilities, and reservoirs
 10. Railroads
 11. Irrigation facilities
 12. Agricultural Processing as relating to a winery
 13. Home occupations subject to Section 8.07
- C. *Permitted Conditional Uses*
1. Cell/telecommunication towers
 2. Airport
 3. Private and commercial kennels and facilities for raising, breeding, and boarding of dogs, and other small animals; provided all buildings and facilities are at least 100 feet from any property line, and 300 feet from any residential zoning district

4. Extraction and processing of rock, gravel, sand, clay, and dirt
5. Temporary trailer
6. Commercial recreational areas including facilities for fishing, shooting, hunting, auto racing, cycle clubs, bridal clubs, etc.
7. Commercial camping areas
- ~~8. Publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries, museums, and privately owned non-commercial museums and historic areas~~
- ~~9. Hospitals, nursing homes, and eleemosynary institutions~~
8. Billboards
9. Signs
10. Private barns, and associated livestock, for not more than one (1) animal for the first acre of land, and one (1) additional animal for every two (2) additional acres of land
11. Planned Development District
12. Satellite dish antennas that conform to the supplementary regulations of this Ordinance
13. Child care home
14. Licensed Recreational Vehicle Storage- Out of Doors and/or Within an Enclosed Building
15. Unlicensed Recreational vehicle Storage – Within and Enclosed Building
16. Bed and Breakfast
17. Concrete recycling and distribution plant
18. Alternative Energy Production (*Ordinance No. 1055, 11/17/2020*)
19. Concrete Construction Batch Plant (*Ordinance No. 1066, 6/1/2021*)

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

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

PASSED AND APPROVED THIS 19th DAY OF NOVEMBER, 2024.

Robert Roseland, Mayor
(SEAL)

Attest: Barbara Henninger, City Clerk

Agenda Item 6. Council Member Murtha introduced Ordinance No. 1165 entitled:

AN ORDINANCE TO AMEND ARTICLE 5 “ZONING DISTRICTS”, SECTION 5.06 RT RURAL ARTS/TOURISM DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Craney seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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 Herzog. The Mayor then stated the question “Shall Ordinance No. 1165 be passed and adopted?” Upon roll call vote, the following Council

Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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. 1165

AN ORDINANCE TO AMEND ARTICLE 5 "ZONING DISTRICTS", SECTION 5.06 RT RURAL ARTS/TOURISM DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Section 1. Approval of Amendment to Zoning Ordinance. On November 12, 2024, the Springfield Planning Commission conducted a public hearing on the matter of amending Section 5.06 of the zoning ordinance to remove "publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries and museums" from permitted uses and reported a recommendation of approval to the City Council. On November 19, 2024, the City Council held a public hearing on said proposed amendment to the zoning ordinance and found and determined that said proposed change to the zoning ordinance is advisable, in the best interests of the City, and consistent with the Comprehensive Plan. The City Council further found and determined that public hearings were duly held and notices given. Therefore, the City Council hereby approves said proposed amendment to the zoning ordinance as set forth in this Ordinance.

Section 2. Amendment to Zoning Ordinance. Pursuant to Section 11.01 of the Springfield Zoning Ordinance, Section 5.06 is hereby amended to read as follows:

Section 5.06 RT Rural Arts/Tourism District

C. *Permitted Uses*

1. Agricultural farms, truck gardens, green houses, pasture, plant nurseries, orchards, grain storage facilities, and the usual agricultural farm buildings and structures
2. Single-family dwellings
3. Roadside stands offering for sale agriculture products produced on the premises
4. Church, seminary and convent, including residences for pastors and teachers
5. Public and parochial school; college
- ~~6. Publicly owned and operated buildings and facilities such as community centers, auditoriums, libraries, and museums~~
6. Fire Station
7. Public parks and recreation areas, playgrounds, forest and conservation areas, including commercial uses and campgrounds under franchise of the County or State government agencies
8. Private recreation areas and facilities, including lakes, ponds, country clubs, golf courses, and swimming pools

9. Public utility distribution systems, substations, terminal facilities, and reservoirs
10. Railroads
11. Irrigation facilities
12. Florists
13. Home occupations subject to Section 8.07

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

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

PASSED AND APPROVED THIS 19TH DAY OF NOVEMBER, 2024.

Robert Roseland, Mayor

(SEAL)

Attest: Barbara Henninger, City Clerk

Agenda Item 7. Council Member Murtha introduced Ordinance No. 1166 entitled:

AN ORDINANCE TO AMEND ARTICLE 5 “ZONING DISTRICTS”, SECTION 5.10 R50 TWO-FAMILY RESIDENTIAL DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Herzog seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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 Herzog. The Mayor then stated the question “Shall Ordinance No. 1166 be passed and adopted?” Upon roll call vote, the following Council Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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. 1166

AN ORDINANCE TO AMEND ARTICLE 5 “ZONING DISTRICTS”, SECTION 5.10 R50 TWO-FAMILY RESIDENTIAL DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Section 1. Approval of Amendment to Zoning Ordinance. On November 12, 2024, the Springfield Planning Commission conducted a public hearing on the matter of amending Section 5.10 of the zoning ordinance to remove “hospitals, sanatoriums, rest homes, nursing homes, convalescent homes, or other similar institutions” from permitted uses and to add “hospitals, sanatoriums, rest homes, nursing homes, convalescent homes, or other similar institutions” to permitted conditional uses and reported a recommendation of approval to the City Council. On November 19, 2024, the City Council held a public hearing on said proposed amendment to the zoning ordinance and found and determined that said proposed change to the zoning ordinance is advisable, in the best interests of the City, and consistent with the Comprehensive Plan. The City Council further found and determined that public hearings were duly held and notices given. Therefore, the City Council hereby approves said proposed amendment to the zoning ordinance as set forth in this Ordinance.

Section 2. Amendment to Zoning Ordinance. Pursuant to Section 11.01 of the Springfield Zoning Ordinance, Section 5.10 is hereby amended to read as follows:

Section 5.10 R50 Two-Family Residential District

B. *Permitted Uses*

1. Single-family dwellings
2. Two-family dwellings
3. Public and parochial schools
4. Universities and colleges
5. Churches, seminary and convent, including residences for pastors, teachers, and students
6. Publicly owned and operated parks, forest preserves, playgrounds, fire stations, community centers, libraries, and auditoriums
- ~~7. Hospitals, sanatoriums, rest homes, nursing homes, convalescent homes, or other similar institutions~~
7. Townhouses
8. Home occupations, subject to Section 8.07 of these regulations.

C. *Permitted Conditional Uses*

1. Planned Development Districts
2. Fraternity and sorority houses associated with a college
3. Public utility and services uses, substations, distribution centers, regulator stations, pumping stations, storage, equipment buildings, garages, towers, or similar public service uses
4. Modified residential use (mobile home park)
5. Signs
6. Satellite dish antennas that conform to the supplementary regulations of this Ordinance
7. Child care home
8. Bed and Breakfast
- ~~9. Hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions~~

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

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

PASSED AND APPROVED THIS 19TH DAY OF NOVEMBER, 2024.

Robert Roseland, Mayor

(SEAL)

Attest: Barbara Henninger, City Clerk

Agenda Item 8. Council Member Murtha introduced Ordinance No. 1167 entitled:

AN ORDINANCE TO AMEND ARTICLE 5 “ZONING DISTRICTS”, SECTION 5.11 R30 GENERAL FAMILY RESIDENTIAL DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

and moved that the statutory rule requiring reading on three different days be suspended. Council Member Herzog seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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 Herzog. The Mayor then stated the question “Shall Ordinance No. 1167 be passed and adopted?” Upon roll call vote, the following Council Members voted AYE: Herzog, Murtha, Craney. The following voted NAY: None. The following were ABSENT: Neitzel. 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. 1167

AN ORDINANCE TO AMEND ARTICLE 5 “ZONING DISTRICTS”, SECTION 5.11 R30 GENERAL FAMILY RESIDENTIAL DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF SPRINGFIELD, SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCES IN CONFLICT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Section 1. Approval of Amendment to Zoning Ordinance. On November 12, 2024, the Springfield Planning Commission conducted a public hearing on the matter of amending Section 5.11 of the zoning ordinance to remove “hospitals, sanitariums, rest homes, nursing homes, or other similar uses” from permitted uses and to add “hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions” to permitted conditional uses and reported a recommendation of approval to the City Council. On November 19, 2024, the City Council held a public hearing on said proposed amendment to the zoning ordinance and found and determined that said proposed change to the zoning ordinance is advisable, in the best interests of the City, and consistent with the Comprehensive Plan. The

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

Section 2. Amendment to Zoning Ordinance. Pursuant to Section 11.01 of the Springfield Zoning Ordinance, Section 5.11 is hereby amended to read as follows:

Section 5.11 R30 General Family Residential District

B. *Permitted Uses*

1. Multi-family dwellings (apartments)
2. Boarding, lodging, and rooming houses
- ~~3. Hospitals, sanitariums, rest homes, nursing homes, or other similar uses~~
3. Private clubs, fraternities, or other similar uses
4. Churches
5. Schools and colleges
6. Public parks, playgrounds, or other public recreational uses
7. Publicly owned and operated buildings and uses
8. Condominiums
9. Townhouses
10. Home occupations, subject to Section 8.07 of these regulations.

C. *Permitted Conditional Uses*

1. Planned Development Districts
2. Signs
3. Single-family dwelling
4. Two-family dwellings (duplexes)
5. Residential renovation for all single-family dwellings built before 1973
6. Satellite dish antennas that conform to the supplementary regulations of this Ordinance.
7. Child care home
8. Bed and Breakfast
9. ~~Hospitals, nursing homes, rest homes, sanatoriums, convalescent homes, or other similar institutions~~

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

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

PASSED AND APPROVED THIS 19TH DAY OF NOVEMBER, 2024.

Robert Roseland, Mayor
(SEAL)

Attest: Barbara Henninger, City Clerk

Agenda Item 9. Eric Carlson, owner of 285 S. 2nd Street, did not attend; however, Council considered his request to pay a portion of his invoice from Good Life Plumbing for sewer repair service on his property. Motion by Herzog, seconded by Murtha, to deny Eric Carlson’s request that the city pay \$3,500 to Good Life Plumbing for sewer repair services at 285 S. 2nd Street. AYES: Herzog, Murtha, Craney. NAYS: None. ABSENT: Neitzel. Motion carried.

Agenda Item 10. Council Member Herzog introduced Resolution 2024-26 and moved its adoption. Council Member Murtha seconded the forgoing motion and on roll call on the passage and adoption of said resolution, the following voted AYE: Herzog, Murtha. The following voted NAY: Craney. The following were ABSENT: Neitzel. 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
2024-26**

Nebraska Department of Transportation Maintenance Agreement Renewal

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 the Nebraska Department of Transportation, wish to enter into Maintenance Agreement No. 120 Renewal for the purpose of performing surface maintenance and snow removal along Highway 50 lane miles within the Corporate Limits of the City of Springfield; and

WHEREAS, the Agreement shall be for the period January 1, 2025, thru December 31, 2025; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Springfield, Nebraska that the Mayor is authorized to enter into Maintenance Agreement No. 120 Renewal attached hereto as Exhibit “A”.

Introduced and Passed this 19th day of November, 2024.

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

Record of Vote:
Ayes: Herzog, Murtha
Nays: Craney
Abstain: None
Absent: Neitzel

Resolution adopted, signed and billed as adopted.

Approved: Robert Roseland, Mayor
SEAL
Attest: Barbara Henninger, City Clerk

Agenda Item 11. Motion by Herzog, seconded by Murtha, to approve the Certificate of Compliance for Maintenance Agreement No. 2126 for roadway surface maintenance completed by the Nebraska Department of Transportation in 2024. AYES: Herzog, Murtha. NAYS: Craney. ABSENT: Neitzel. Motion carried.

Department Reports

Agenda Item 1. No department report from Neitzel.

Agenda Item 2. Herzog reported that the parking lot at the library has been fixed.

Agenda Item 3. Murtha reported that the holiday decorations are up. The new downtown PA system has been installed. The tree removal at City Park was completed today.

Agenda Item 4. No department report from Craney.

Agenda Item 5. Mayor Roseland reported the SCCWWA connection agreement and phasing map will be considered by the agency board on November 20.

Agenda Item 6. Gottsch reported the annual light parade and tree lighting ceremony is Monday evening. Mayor Roseland will speak after the parade. The new PA system should be up and running for the ceremony. Gottsch noted that staff is working on purchasing new logos for city trucks. The tree by the bank and the one by the house in City Park are the only trees left for removal this year. Chris Woodman, Director of Building, Vehicles & Equipment, is working with the maintenance crew to get the taring taken care of while Bryan Cherry, Street Superintendent, is out. Woodman is getting the equipment ready for snow removal.

Adjournment

Motion by Herzog, seconded by Murtha, to adjourn. AYES: Herzog, Murtha, Craney. NAYS: None. ABSENT: Neitzel. Meeting adjourned at 7:42 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 November 19, 2024; 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.

Barbara Henninger, City Clerk