

PLATTSMOUTH CITY COUNCIL  
September 19, 2011

A meeting of the City Council of the City of Plattsmouth, Nebraska was convened in open and public session at 7:00 o'clock p.m. on September 19, 2011 at City Hall in Plattsmouth Nebraska. Present were Mayor R. Paul Lambert and Council Members: John Porter, Terry Kerns, Mike Bowman, Terry D. Tilson, Pat Dugan and Doug Derby. Council Members Absent: Steve Riese and Art Tesarek. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer, City Treasurer Peggy Wilsey and City Attorney Roger Johnson.

Notice of this meeting was given in advance by publication in the Plattsmouth Journal. Proof of publication along with the Mayor and Council's Acknowledgment of Receipt of Notice are on file. 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 and a copy of all documents being discussed at the meeting were available for inspection and indicated the location of such copies in the room where the meeting was being held.

ITEM 5-CITIZEN DELEGATION

No one spoke at citizen delegation.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral proclamations.

ITEM 7-CONSENT AGENDA:

Motion by Bowman, seconded by Tilson to approve the consent agenda as listed:

- A Consider approval of September 6, 2011 City Council Meeting Minutes
- B Consider approval of claims

CLAIMS REGISTER REPORT

Please note these are GROSS SALARIES 8/26/2011 & 9/9/2011 not Net as before

General Admin 25,142.44

Humane 2,225.60

Police 59,281.14

Street 21,089.85

Public Library 12,348.21

Parks 6,100

Oakhill Cemetery 2,818.56

Community Center 14,164.70

Senior Center 3,914.62

Pool 3,707.29

Sewer 11,393.83

Water 13,088.05  
EMS 6,323.08  
TOTAL SALARIES 181,597.37

Various

CINTAS CORPORATION #749 18.60  
FIDELITY SECURITY LIFE I 246.12  
UNITED STATES LIFE INSUR 91.21

GENERAL ADMINISTRATION

ADVANCED OFFICE AUTOMATI 75.00  
BLACK HILLS ENERGY 101.04  
CHARTER BUSINESS 40.00  
D & D LASER INC 303.80  
FIRST BANKCARD 19.95  
HIGGINS HARDWARE 24.78  
KATHRYN SHARP 100.00  
LEAGUE OF NEB MUNICIPALI 356.00  
Kennedy Storage 100.00  
MICROFILM IMAGING SYSTEM 90.00  
NEBRASKA DEPARTMENT OF R 25.00  
NEBRASKA PUBLIC POWER DI 60.00  
Payless 74.94  
Verizon 88.37  
WINDSTREAM 277.80  
WIREBUILT CO 112.50

HUMANE/CODE ENFORCEMENT

MULLENAX AUTO SUPPLY 92.99  
Ne Dept of Ag 150.00  
NEBRASKA PUBLIC POWER DI 120.46  
PLATTSMOUTH ANIMAL HOSPI 347.00  
Verizon 31.56

POLICE

CHILDREN'S HOSPITAL & ME 150.00  
FACTORYMOTORPARTS 304.71  
GE CAPITAL 639.00  
HIGGINS HARDWARE 2.50  
JACK'S UNIFORMS & EQUIPM 149.95  
KAHLER CONSTRUCTION 3,235.00  
LINDER TIRE & AUTO INC 16.00  
LYNN PEAVEY COMPANY 59.85  
MATTHEW J. GLUP 800.00  
MCMULLEN FORD INC 448.34  
MJN INC 1,100.00  
MULLENAX AUTO SUPPLY 1,170.83  
OMAHA WORLD HERALD 21.45  
Pitney Bowes 196.43  
POLICE CHIEFS ASSOC OF N 50.00  
POLICE PETTY CASH 47.59  
STANDARD & ASSOCIATES IN 422.15  
UNMC Physician 224.00

Verizon	68.34
WINDSTREAM	342.21
STREET	
ASPHALT & CONCRETE MATER	570.90
BARNES DISTRIBUTION	126.20
CINTAS CORPORATION #749	237.40
DIAMOND VOGEL PAINT CENT	434.80
FASTENAL COMPANY	88.55
FIRST BANKCARD	4.99
LINDER TIRE & AUTO INC	48.00
LONNIE ILES	75.00
LOVELAND LAWNS INC	457.65
MEESKE ACE HARDWARE	139.00
MENARDS	201.57
MICHAEL TODD & COMPANY I	354.13
MULLENAX AUTO SUPPLY	669.78
NEBRASKA PUBLIC POWER DI	6,576.32
NEBRASKA SALT & GRAIN CO	4,580.73
OMAHA DOOR & WINDOW COMP	15.38
PLATTSMOUTH READY MIX IN	84.00
Verizon	135.12
WINDSTREAM	104.35
PUBLIC LIBRARY	
BAKER & TAYLOR BOOKS	109.41
BLACK HILLS ENERGY	20.50
CENTER POINT LARGE PRINT	213.90
IKON OFFICE SOLUTION	36.61
SPECIALTY STORE SERVICES	27.31
TODD TROST	73.50
PARK & RECREATION	
EGAN SUPLLY CO	48.24
MULLENAX AUTO SUPPLY	90.33
NEBRASKA PUBLIC POWER DI	128.60
Verizon	33.78
WINDSTREAM	51.08
CEMETERY	
BLACK HILLS ENERGY	18.60
LINDER TIRE & AUTO INC	12.00
MULLENAX AUTO SUPPLY	112.72
TILSON AUTOMOTIVE	332.93
WINDSTREAM	74.13
FIRE	
BLACK HILLS ENERGY	23.29
FORT DEARBORN LIFE INSUR	206.40
NEBRASKA PUBLIC POWER DI	352.97
OFE OIL INC.	1,906.96
WINDSTREAM	104.31
Alamar	116.98
Don's Pioneer Uniform	105.85
Higgins	7.74

SENIOR CITIZEN CENTER

EGAN SUPPLY CO	64.88
FOUR STAR LAUNDRY	129.16
JOHN'S APPLIANCE	273.99
NEBRASKA PUBLIC POWER DI	1,177.60
STEUBE'S THRIFTWAY	252.30
THE THOMPSON COMPANY	5,665.55
WINDSTREAM	107.19

COMMUNITY CENTER

ALLISON WELCH	100.00
DEBBIE BAGGENSTOSS	25.00
DIANA L. POGREBA	200.00
HIGGINS HARDWARE	17.14
KAREN MOREHEAD	50.00
KELLEY SCANLAN	75.00
MICHAEL ANZALONE	240.00
MICHELLE MCKNIGHT	50.00
NEBRASKA PUBLIC POWER DI	10,598.49
PAMIDA DISCOUNT CENTER	9.99
SAM'S	49.35
SARAH ASCHENBRENNER	100.00
SHARI BARRIOS	30.00
THOMAS WOODS	975.00
WINDSTREAM	321.56
Diamond Floral	113.54
Verizon	68.34

AQUATIC

MULLENAX AUTO SUPPLY	2.13
NEBRASKA PUBLIC POWER DI	2,210.42
PAMIDA DISCOUNT CENTER	25.97
PAPILLION SANITATION	51.95
Menards	149.24

ECONOMIC DEVELOPMENT

FIRST BANKCARD	67.20
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DEBT

Cass County Treasurer	247.26
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EMS

BLACK HILLS ENERGY	23.30
MATHESON TRI-GAS INC	222.77
METRO BILLING SERVICES	405.00
MULLENAX AUTO SUPPLY	25.10
NEBRASKA PUBLIC POWER DI	352.97
PAMIDA DISCOUNT CENTER	31.98
WINDSTREAM	104.31
Matheson Tri Gas	99.73
Verizon	105.81

WATER

DITCH WITCH OF OMAHA	56.25
GREAT PLAINS ONE CALL SE	27.66
HDR ENGINEERING INC	261.73

HIGGINS HARDWARE	22.97
LINDER TIRE & AUTO INC	50.00
MULLENAX AUTO SUPPLY	6.94
MUNICIPAL SERVICE & SUPP	299.75
NE PUBLIC HEALTH ENVIRON	95.00
NEBRASKA DEPARTMENT OF R	25.00
NEBRASKA PUBLIC POWER DI	10,096.17
PAMIDA DISCOUNT CENTER	11.65
SARGENT DRILLING	8,563.92
STEUBE'S THRIFTWAY	8.18
WINDSTREAM	104.29
Verizon	101.34

SEWER

UNITED STATES LIFE INSUR	30.40
BLACK HILLS ENERGY	31.71
DPC INDUSTRIES INC	90.00
GRAINGER	9.26
GREAT PLAINS ONE CALL SE	27.66
HDR ENGINEERING INC	261.73
MULLENAX AUTO SUPPLY	131.21
NMC EXCHANGE LLC	905.00
O'REILLY AUTOMOTIVE INC	118.47
OFE OIL INC.	867.25
PAPILLION SANITATION	36.51
USA BLUEBOOK	53.91
Verizon	33.78

DRUG FORFEITURE

NEXTEL PARTNERS	99.98
24 .05% SALES TAX STREET/SIDE MAINT	
EGAN SUPPLY CO	244.32
QUALITY SIGNS	3,902.00

Total Claims 82,900.74

Total Salaries and Claims 264,498.11

ROLL CALL: Yes-Dugan, Derby, Porter, Kerns, Bowman and Tilson. No-None. Absent-Riese and Tesarek. Abstain-None. MOTION CARRIED.

ITEM 8-UNFINISHED BUSINESS

ITEM 9 – NEW BUSINESS

ITEM 9 A

Erv Portis, City Administrator presented the License Agreement Allowing Use of Rights-Of-Way for council review. City Attorney Roger Johnson reviewed the form. After council discussion, motion by Kerns, seconded by Porter to grant the request of Ron Bertsch to occupy the Right of Way at 501 Main Street contingent on execution of a License Agreement Allowing Use of Rights-Of-Way. After further discussion, ROLL CALL: Yes-Bowman, Tilson, Dugan, Derby, Porter and Kerns. No-None. Absent-Riese and Tesarek. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Dugan, seconded by Derby to authorize U.S. Asphalt Co. to perform concrete cold milling and 2 inch Asphalt Overlay on: 1-Avenue E between 7<sup>th</sup> & 8<sup>th</sup> Streets; 2-N. 9<sup>th</sup> Street between Washington Avenue and Avenue D; 3-N. 6<sup>th</sup> Street between Avenue G and Whitman Avenue; 4-2<sup>nd</sup> Avenue from 1<sup>st</sup> Street to 16<sup>th</sup> Street; and 5-Avenue C from N. 5<sup>th</sup> Street to N. 6<sup>th</sup> Street, for a total cost of \$41,781.64. ROLL CALL: Yes-Kerns, Bowman, Tilson, Dugan, Derby and Porter. No-None. Absent-Riese and Tesarek. Abstain-None. MOTION CARRIED.

ITEM 9 C

The council reviewed the GIS Workshop Plattsmouth City Council redistricting proposals 1, 2 & 3. After discussion, the council felt that Proposal 1 provided for redistricting with the least change. City Administrator City Erv Portis will contact GIS Workshop with the Council decision.

ITEM 9 D

Motion by Bowman, seconded by Kerns to approve a Multiple Project Agreement by and between the City of Plattsmouth and HDR Inc. for the purpose of assessing the damage to the City infrastructure from the recent flood and develop recommendations for repair, to develop recommendations for mitigation work for City infrastructure, and to assist the City in obtaining funding for the repairs and mitigation work with an amount Not To Exceed \$61,408.00. Following discussion, ROLL CALL: Yes-Derby, Porter, Kerns, Bowman, Tilson and Dugan. No-None. Absent-Riese and Tesarek. Abstain-None. MOTION CARRIED.

ITEM 9 E

Mayor Lambert indicated the need to enter in to Closed Session to protect the public interest in regard to discuss legal issues arising from a possible agreement with Cass County pursuant to the Interlocal Cooperation Act and potential rights and obligations of the City related thereto. 7:31 p.m. Motion by Kerns, seconded by Porter to enter into Closed Session to protect the public interest in regard to discuss legal issues arising from a possible agreement with Cass County pursuant to the Interlocal Cooperation Act and potential rights and obligations of the City related thereto. ROLL CALL: Yes-Tilson, Dugan, Derby, Porter, Kerns and Bowman. No-None. Absent-Riese and Tesarek. Abstain-None. MOTION CARRIED. Mayor Lambert again stated that the Closed Session was to protect the public interest in regard to discuss legal issues arising from a possible agreement with Cass County pursuant to the Interlocal Cooperation Act and potential rights and obligations of the City related thereto.

7:51 p.m. Motion by Tilson, seconded by Porter to reconvene in to regular session. MOTION CARRIED on a voice vote.

ITEM 9 F

Motion by Tilson, seconded by Porter to direct the City Attorney to author a letter to the Cass County Attorney on the East Main Street Interlocal Cooperation Agreement with Cass County based on the discussion in Closed Session. ROLL CALL: Yes-Bowman, Tilson, Dugan, Derby, Porter and Kerns. No-None. Absent-Riese and Tesarek. Abstain-None. MOTION CARRIED.

ITEM 10 - STREET COMMITTEE

Nothing to report.

ITEM 13

8:07 p.m. Motion by Porter, seconded by Tilson to adjourn. MOTION CARRIED on a voice vote.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk