

PLATTSMOUTH CITY COUNCIL

SPECIAL MEETING

September 16, 2009

A meeting of the City Council of the City of Plattsmouth, Nebraska was convened in open and public session at 6:00 o'clock p.m. on September 16, 2009 at the City Hall in Plattsmouth Nebraska. Present were Council Members: John Porter, Mike Bowman, Terry D. Tilson, Ruth Wassinger, Rod Jenkins, Art Tesarek and Doug Derby. Also present: City Administrator Erv Portis, City Clerk Sandra J. Meyer, City Treasurer Peggy Wilsey and City Attorney Roger Johnson.

Notice of this meeting was posted at Plattsmouth City Hall, Plattsmouth Public Library and the Cass County Courthouse at 4:45 p.m. on Monday, September 14, 2009 and a copy of the agenda was faxed to the following media at the numbers they provided at approximately 9:43 a.m.: Plattsmouth Journal, Cassgram and Omaha World Herald. The Mayor's 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.

Mayor Lambert 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 4

Motion by Jenkins, seconded by Wassinger to approve the minutes of the September 8, 2009 City Council Meeting. ROLL CALL: Yes-Tesarek, Derby, Porter, Bowman, Tilson, Wassinger and Jenkins. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

ITEM 5

Mayor Lambert stated that the need to call a Special Meeting of the Council was to consider the approval of an amendment to Resolution No. 09-025. City Administrator Erv Portis stated that the amendment was to clearly identify the general levy and the fire station bond levy. Motion by Bowman, seconded by Tilson to adopt Resolution No. 09-025(A):

RESOLUTION NO. 09-025(A)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA TO SET THE TAX REQUEST FOR THE BUDGET FOR FISCAL YEAR OCTOBER 1, 2009 THROUGH SEPTEMBER 30, 2010.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PLATTSMOUTH, NEBRASKA:

WHEREAS *Neb. Rev. Stat. § 77-1601.02* provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the City Council of the City of Plattsmouth passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS a special public hearing was held as required by law to hear and consider comments concerning the final tax request for the fiscal year October 1, 2009 through September 30, 2010; and

WHEREAS it is in the best interests of the City of Plattsmouth that the amount of the property tax request for the current fiscal year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, BE IT RESOLVED that the budget is adopted for the fiscal year October 1, 2009 through September 30, 2010 with a dollar requirement totaling \$1,305,433.00 and that the property tax levy be set at \$.439916 per \$100.00 of valuation for the general fund and .050152 per \$100.00 of valuation for the Fire Station Bond Fund;

BE IT FURTHER RESOLVED that the Mayor and City Council of the City of Plattsmouth adopt a property tax request different than the amount of the tax request for the prior year; and

BE IT FURTHER RESOLVED that the City Clerk is directed on behalf of the City of Plattsmouth to certify the tax request and dollar requirements to the County Board and County Clerk of Cass County, Nebraska, and is further directed to file or cause the same to be filed with the State Auditor of Public Accounts, on or before September 20, 2009.

PASSED AND APPROVED this 16th day of September 2009.

/s/R. Paul Lambert, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk

City Attorney Roger Johnson read the entire resolution in to the record. ROLL CALL: Yes-Wassinger, Jenkins, Tesarek, Derby, Porter, Bowman and Tilson. No-None. Absent-Kerns. Abstain-None. MOTION CARRIED.

6:07 p.m. Motion by Jenkins, seconded Bowman to adjourn. MOTION CARRIED.

/s/ R. Paul Lambert, Mayor

ATTEST:

/s/ Sandra J. Meyer, City Clerk