

PLATTSMOUTH CITY COUNCIL
September 17, 2012

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 17, 2012 at City Hall in Plattsmouth Nebraska. Present were Mayor Michael C. Bowman and Council Members: Terry Kerns, John R. Porter, Jeanie Brookhouser, Terry D. Tilson, Steve Riese, Pat Dugan and Doug Derby. Council Members Absent: Arthur Tesarek. Also present: City Administrator Ervin Portis, City Clerk Sandra J. Meyer, City Attorney Roger Johnson and City Treasurer Peggy Wilsey.

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

Steve and Cammie Sharp, All About U Massage & Day Spa, 129 South 4th Street, Plattsmouth NE voiced their concerns regarding the closing of South 4th Street from Main Street to the alley a ½ block south for the Friday/Saturday Concert Series and other events. The Sharp's stated that the closure hinders patients from finding their business and suggested opening at least one lane of traffic on South 4th Street from Main. City Administrator Erv Portis stated that once the events are done (October 5) there would be a post event debriefing with input from the businesses as to the pros and cons on the 4th Street Entertainment Plaza and any suggestions for future seasons. The Sharps asked that the council consider other options such as placing the stage in the far corner of the City Parking Lot as the stage is a barrier for their customers getting to their business.

ITEM 6-MAYORAL PROCLAMATIONS

There were no Mayoral Proclamations.

ITEM 7-CONSENT AGENDA:

Motion by Tilson, seconded by Porter to approve the Consent Agenda including the corrected September 4, 2012 Plattsmouth City Council Meeting minutes.

- A Consider approval of September 4, 2012 Plattsmouth City Council Meeting Minutes
- B Consider approval of claims

CLAIMS REGISTER REPORT

Please note these are GROSS SALARIES 09/07/2012 not Net as before

General Admin 14,533.51

Humane 1,146.40

EMS 5,146.44

Police 33,058.45

Street 10,785.44

Public Library 6,266.95

Parks 1,894.00

Oakhill Cemetery 1,349.60

Senior Center 1,928.71

Community Center 7,092.67

Pool

Water 6,587.55

Sewer 6,451.50

CBD 570.00

TOTAL SALARIES 96,811.22

VARIOUS

CINTAS CORPORATION #749 15.00

FIDELITY SECURITY LIFE E 263.40

FRATERNAL ORDER OF POLIC 165.00

SHELL 6,922.61

UNITED STATES LIFE INSUR 107.21

GENERAL ADMINISTRATION

CHARTER BUSINESS 36.94

KATHRYN SHARP 125.00

KONICA MINOLTA BUSINESS 189.67

MICROFILM IMAGING SYSTEM 100.00

NEBRASKA PUBLIC POWER DI 64.74

PAPILLION SANITATION 92.20

THE COLUMBUS TELEGRAM 338.22

WINDSTREAM 263.84

WIREBUILT CO 75.00

HUMANE/CODE ENFORCEMENT

DOLLAR GENERAL 58.65

HEARTS UNITED 140.00

NEBRASKA PUBLIC POWER DI 142.81

PLATTSMOUTH ANIMAL HOSPI	240.00
POLICE	
BRIDGESTONE AMERICAS INC	1,637.26
CHARLES HARDY	139.85
HOLIDAY INN OF KEARNEY	267.18
JACK'S UNIFORMS & EQUIPM	87.99
KAHLER CONSTRUCTION	425.00
KONICA MINOLTA BUSINESS	38.13
KONICA MINOLTA PREMIER F	197.60
LAURA GOBER RUSSEL	240.00
LINDER TIRE & AUTO INC	36.00
NSA/POAN CONFERENCE	105.00
OMAHA WORLD HERALD	22.10
PAYLESS OFFICE PRODUCTS	329.04
PLATTSMOUTH JOURNAL	537.20
POLICE MOUNTAIN BIKE TRA	500.00
PRAETORIAN GROUP INC	185.00
PUBLIC AGENCY TRAINING C	550.00
SCOTT MERRIMAN INC	654.00
STANDARD & ASSOCIATES IN	70.00
T&N ACQUISTION CO	210.00
TILSON AUTOMOTIVE	64.00
WINDSTREAM	287.44
STREET	
BARNES DISTRIBUTION	96.39
CINTAS CORPORATION #749	305.75
DIAMOND VOGEL PAINT CENT	3,308.64
JOHN DEERE CREDIT	352.30
LINDER TIRE & AUTO INC	48.00
MEESKE ACE HARDWARE	18.90
MICHAEL TODD & COMPANY I	149.76
MULLENAX AUTO SUPPLY	68.76
NEBRASKA PUBLIC POWER DI	6,912.04
PAPILLION SANITATION	117.66
ROSE EQUIPMENT INC	344.12
WINDSTREAM	109.02
LIBRARY	
BAKER & TAYLOR BOOKS	1,057.27
DEMCO	59.89
HIGGINS HARDWARE	3.99
KONICA MINOLTA BUSINESS	79.64
KONICA MINOLTA PREMIER F	197.60
LINDA GUYNN	82.50

MARY KAY SELDEN	82.50
NEBRASKA HUMANITES COUNC	50.00
THE COLUMBUS TELEGRAM	29.60
PARK & REC	
BOMGAARS SUPPLY	64.54
FASTENAL COMPANY	30.58
HIGGINS HARDWARE	29.75
JOHN DEERE CREDIT	93.38
LINDER TIRE & AUTO INC	277.54
MULLENAX AUTO SUPPLY	377.72
NEBRASKA PUBLIC POWER DI	119.32
PAPILLION SANITATION	102.95
WILES BROS. INC.	161.10
WINDSTREAM	52.12
CEMETERY	
BLACK HILLS ENERGY	18.60
MULLENAX AUTO SUPPLY	29.24
WINDSTREAM	77.65
FIRE	
ASEPSIS INTERNATIONAL IN	95.63
BILL DUDEK	84.37
BRIAN WUELLING	84.37
DEBBIE KNOPIK	22.50
FELD FIRE	52.45
JOE GRADOVILLE	22.50
MAIN STREET JEWELERS	116.00
MICHAEL WILSON	281.24
MULLENAX AUTO SUPPLY	44.99
OFE OIL INC.	2,498.20
PLATTSMOUTH VOL FIRE DEP	1,425.00
SAM'S	165.02
STEUBE'S THRIFTWAY	365.21
WINDSTREAM	105.66
SENIOR CITIZEN CTR	
FOUR STAR LAUNDRY	103.44
NEBRASKA PUBLIC POWER DI	1,067.22
OFE OIL INC.	50.00
COMMUNITY CENTER	
ALLISON WELCH	175.00
BOMGAARS SUPPLY	43.01
DAVE STEINKRUGER	50.00
DEBBIE BAGGENSTOSS	125.00
DEBRA S FLAHERTY	547.10

DIANA L. POGREBA	25.00
DXP	42.43
EGAN SUPPLY CO	108.27
FASTENAL COMPANY	15.53
FISERV	1,125.00
FOUR STAR LAUNDRY	39.24
GRAINGER	51.90
JOYCE HICKS	200.00
KAREN MOREHEAD	87.50
KELLEY STEELE	100.00
KONICA MINOLTA BUSINESS	184.96
KONICA MINOLTA PREMIER F	278.83
LINDA HAUENSTEIN	100.00
MARY HOLLY ALLEN	50.00
MICHAEL ANZALONE	90.00
MICHELLE MCKNIGHT	50.00
MID-STATES SUPPLY COMPAN	485.89
MULLENAX AUTO SUPPLY	4.94
NEBRASKA PUBLIC POWER DI	9,605.01
PAPILLION SANITATION	101.00
SARAH ASCHENBRENNER	100.00
SHARI BARRIOS	60.00
UTILITY EQUIPMENT COMPAN	193.90
VERNE SIMMONDS CO	4,571.76
AQUATIC	
NEBRASKA PUBLIC POWER DI	2,481.26
PAPILLION SANITATION	96.14
WINDSTREAM	47.12
ECONOMIC DEVELOPMENT	
DIAMOND VOGEL PAINT CENT	309.89
HIGGINS HARDWARE	22.28
MEESKE ACE HARDWARE	89.90
MIDWEST GUTTER INC	550.00
OMAHA DOOR & WINDOW COMP	2,673.43
PLATTSMOUTH READY MIX IN	1,149.35
SOUTHEAST NE DEV DISTRIC	178.52
SPRAGUE ELECTRIC	3,060.30
EMS	
BEST WESTERN MID NE INN	455.62
FOUR STAR LAUNDRY	68.18
IDEAL PURE WATER	57.18
KATHRYN SHARP	400.00
MATHESON TRI-GAS INC	269.14

WINDSTREAM	105.65
WATER	
GREAT PLAINS ONE CALL SE	53.14
HAWKINS INC	429.50
HD SUPPLY WATERWORKS LTD	614.53
MULLENAX AUTO SUPPLY	155.42
MUNICIPAL SUPPLY INC	2,567.64
NEBRASKA DEPT OF REVENUE	25.00
NEBRASKA PUBLIC POWER DI	11,450.66
O'REILLY AUTOMOTIVE INC	40.43
PLATTSMOUTH READY MIX IN	635.95
WATER DEPARTMENT-PETTY C	491.32
WINDSTREAM	156.61
SEWER	
UNITED STATES LIFE INSUR	30.40
DPC INDUSTRIES INC	45.00
GREAT PLAINS ONE CALL SE	53.14
HOTSY EQUIPMENT CO	68.85
LINDER TIRE & AUTO INC	18.00
MIDWEST LABORATORIES INC	1,007.50
NEBRASKA PUBLIC POWER DI	3,535.00
NMC EXCHANGE LLC	280.11
OFE OIL INC.	192.00
OLMSTED & PERRY ENGINEER	2,113.55
PAPILLION SANITATION	39.42
RGS REPAIR INC	343.89
SHOPKO STORES OPERATING	32.60
WILES BROS. INC.	80.56
WINDSTREAM	46.35
DRUG FORFEITURE	
NEXTEL PARTNERS	99.98
24 .05% SALES TAX STREET/SIDE MAINT	
BOMGAARS SUPPLY	5.49
SPRAGUE ELECTRIC	495.00
32 WESTSIDE	
MARK MOREHEAD CONSTRUCTI	2,925.00
Total Claims 96,072.97	
Total Claims and Salaries 192,884.20	

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

ITEM 8-UNFINISHED BUSINESS

There was no unfinished business for the council to consider.

ITEM 9 – NEW BUSINESS

ITEM 9 A

Motion by Kerns, seconded by Riese to approve the Street Closing or Event Permit Application submitted by the Plattsmouth Volunteer Firefighters Association for the Annual Spaghetti Feed on Thursday, October 11, 2012 from 1:00 p.m. to 10:00 p.m. North 5th Street from Avenue A - ½ block south to the east west alley contingent on receipt of the Certificate of Liability Insurance naming the City of Plattsmouth as additionally insured in the amount of \$1,000,000. After discussion, ROLL CALL: Yes-Brookhouser, Tilson, Riese, Dugan, Derby, Porter and Kerns. No-None. Absent-Tesarek. Abstain-None. MOTION CARRIED.

ITEM 9 B

Motion by Kerns, seconded by Tilson to approve the appointment of John Hogan as a new member to the Plattsmouth EMS Department. ROLL CALL: Yes-Dugan, Derby, Porter, Kerns, Brookhouser, Tilson and Riese. No-None. Absent-Tesarek. Abstain-None. MOTION CARRIED.

ITEM 9 C

Mayor Bowman indicated the need for the council to go in to Closed Session to protect the public interest to discuss: legal contractual matters related to the Plattsmouth Rural Fire Board Interlocal Agreement; Castaway Point, LLC vs. City of Plattsmouth, litigation filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819; and update on the Tort Claim submitted on behalf of Cass County Bank regarding property located at 1003 Chicago Avenue, Plattsmouth, NE. 7:23 p.m. Motion by Riese, seconded by Dugan to convene to Closed Session to protect the public interest to discuss: legal contractual matters related to the Plattsmouth Rural Fire Board Interlocal Agreement; Castaway Point, LLC vs. City of Plattsmouth, litigation filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819; and update on the Tort Claim submitted on behalf of Cass County Bank regarding property located at 1003 Chicago Avenue, Plattsmouth, NE . ROLL CALL: Yes-Kerns, Brookhouser, Tilson, Riese, Dugan, Derby and Porter. No-None. Absent-Tesarek. Abstain-None. MOTION CARRIED.

Mayor Bowman again stated that the Closed Session was to protect the public interest to discuss: legal contractual matters related to the Plattsmouth Rural Fire Board Interlocal Agreement; Castaway Point, LLC vs. City of Plattsmouth, litigation filed in Federal District Court regarding the relocation of the floodway line per Ordinance No. 1819; and update on the Tort Claim submitted on behalf of Cass County Bank regarding property located at 1003 Chicago Avenue, Plattsmouth, NE.

8:23 p.m. Motion by Tilson, seconded by Derby to reconvene in to regular session. On a voice vote, MOTION CARRIED.

ITEM 9 D

Motion by Tilson, seconded by Porter to award the bid and approve the purchase of 16 XTL1500 mobile radios and 30 XTS2500 portable radios, and other related communications equipment from D & D Communications, First Wireless, Inc. of Omaha at a cost of \$63,961.39. Roll Call: Yes-Porter, Kerns, Brookhouser, Tilson, Riese, Dugan and Derby. No-None. Absent-Tesarek. Abstain-None. MOTION CARRIED.

ITEM 12

8:26 p.m. Motion by Porter, seconded by Tilson to adjourn. MOTION CARRIED on a voice vote.

/s/Michael C. Bowman, Mayor

ATTEST:

/s/Sandra J. Meyer, City Clerk