

CITY OF BRIDGEPORT, NEBRASKA

I. ROUTINE BUSINESS

The Mayor and City Council of the City of Bridgeport, Nebraska, met in regular session in Council Chambers, 809 Main Street, Bridgeport, Nebraska, on the 5th day of March, 2009, beginning at 7:32 p.m.

Following the Pledge of Allegiance to the Flag of the United States of America, Mayor J.W. Berg called the meeting to order. Roll call resulted as follows: Present: Willis Beyer, Gary Oltmann, Greg Lusetto, and Jason Schmunk; Absent: None.

Staff members present were: City Attorney Jimmie J. Jensen, Jr., City Clerk/Treasurer Doretta Huck, and Street Superintendent David Smith.

The Mayor presided and the City Clerk recorded the proceedings.

Mayor Berg announced, "In accordance with Section 84-1412 of the Nebraska Revised Statutes, the open meetings act is posted at the back of the Council Chambers for the review of the public."

Notice of the meeting was given in advance thereof by publication in the Bridgeport News-Blade, Bridgeport, Nebraska, the designated method of notice given, as shown by affidavit of publication.

Notice was given to the Mayor and all members of the City Council and a copy of their acknowledgement of receipt of notice and agenda is attached to the 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.

II. CONSENT AGENDA

The following items were offered to the Council on Consent Agenda:

1. Approve the minutes of Regular Meeting held February 5, 2009.
2. Approve the minutes of Special Meeting held February 19, 2009.
3. Acceptance of the Monthly Treasurer's Report.
4. Approve recent changes to the roster of the Bridgeport Volunteer Fire Department.
5. Application for Special Designated License submitted by Rod Skarboe (dba "Wildman's Bar & Grill") in connection with the Class C-36837 liquor license to dispense beer, wine and distilled spirits at Prairie Winds Community Center, 428 Main Street, Bridgeport, on Friday, July 3, 2009, from 5:00 p.m. to 12:00 a.m. in conjunction with a class reunion.
6. Accept the resignation of Irene Pappas from the Prairie Winds Community Center Operating Board.
7. Accept the resident request to create a paving district on 12th Street from U Street to T Street.
8. Approve the Interlocal Agreement between the City of Bridgeport, Nebraska and Morrill County, Nebraska.
9. Approve the Interlocal Cooperative Agreement for improvements to South Railroad Avenue between the City of Bridgeport, Nebraska and Morrill County, Nebraska.
10. Approve setting the date and time for the public hearing on the one- and six-year road plan for Thursday, March 19, 2009 at 7:00 p.m.

City Clerk Huck reported that she received no changes to the Bridgeport Volunteer Fire Department roster.

Councilman Schmunk asked that Item Number 8, Approve the Interlocal Agreement between the City of Bridgeport, Nebraska and Morrill County, Nebraska; and Item Number 9, Approve the Interlocal Cooperative Agreement for improvements to South Railroad Avenue between the City of Bridgeport, Nebraska and Morrill County, Nebraska.

Councilman Schmunk moved to approve the consent agenda, with the exception of items 8 and 9, as presented, seconded by Councilman Oltmann. Roll call resulted as follows: Aye: Lussetto, Schmunk, Beyer, Oltmann; Nay: None. Motion carried.

III. PUBLIC HEARINGS

1. At 7:38 p.m., Mayor Berg opened the public hearing to determine whether to rezone property located in the 500 and 600 blocks of Main Street, or Lots 1-17, Block 1, 8th Addition; Lots 1-16, Block 2, 8th Addition; Lots 3-18, Block 1, 9th Addition; and Lots 1-12, Block 2, 9th Addition, City of Bridgeport, Nebraska, from "HC" Highway Commercial to "CBD" Commercial Business District; and whether to rezone property at 502 Main Street, or Lots 1-2, Block 1, 9th Addition, City of Bridgeport, Nebraska, from "R-1" Residential to "CBD" Commercial Business District; and whether to modify City of Bridgeport Zoning Regulations to allow the permitted use of auto sales, car washes, and churches in "CBD" Commercial Business District zones. Seeing nobody present from the public, Mayor Berg closed the public hearing at 7:40 p.m.

IV. ORDINANCES AND RESOLUTIONS

1. Councilman Oltmann introduced Ordinance Number 789, An ordinance amending the zoning map of the City of Bridgeport, Nebraska; prescribing the time when this ordinance shall be in full force and effect; repealing all ordinances and parts of ordinances in conflict herewith; and ordering publication of the ordinance in pamphlet form, and moved that statutory rules requiring ordinances to be read by title on three different days be suspended and Ordinance Number 789 be considered for passage upon reading by number only, and then placed on final passage, seconded by Councilman Lussetto. Roll call resulted as follows: Aye: Schmunk, Beyer, Lussetto, Oltmann; Nay: None. Motion carried. The clerk read the ordinance as Ordinance Number 789, and the Mayor posed the question: Shall Ordinance Number 789 be passed and published by law? Roll call resulted as follows: Aye: Beyer, Schmunk, Oltmann, Lussetto; Nay: None. Motion carried.

2. Councilman Beyer introduced Ordinance Number 790, An ordinance amending section 9.2 of the Bridgeport Zoning Regulations; prescribing the time when this ordinance shall be in full force and effect; repealing all ordinances and parts of ordinances in conflict herewith; and ordering publication of the ordinance in pamphlet form, and moved that statutory rules requiring ordinances to be read by title on three different days be suspended and Ordinance Number 790 be considered for passage upon reading by number only, and then placed on final passage, seconded by Councilman Oltmann. Roll call resulted as follows: Aye: Lussetto, Oltmann, Schmunk, Beyer; Nay: None. Motion carried. The clerk read the ordinance as Ordinance Number 790, and the Mayor posed the question: Shall Ordinance Number 790 be passed and published by law? Roll call resulted as follows: Aye: Schmunk, Beyer, Lussetto, Oltmann; Nay: None. Motion carried.

V. CLAIMS

Councilman Schmunk stated that he has a conflict with the Performance Auto Spa and Sonny's Super Foods claims and asked to be excused from voting on those claims. Mayor Berg excused Councilman Schmunk. Councilman Beyer moved to approve the claims to Performance Auto Spa and Sonny's Super Foods, seconded by Councilman Oltmann. Roll call resulted as follows: Aye: Oltmann, Lussetto, Beyer; Nay: None; Not Voting, Excused: Schmunk. Motion carried.

Councilman Schmunk rejoined the Council.

Councilman Schmunk moved to approve the claims on file, seconded by Councilman Lussetto. Roll call resulted as follows: Aye: Beyer, Schmunk, Oltmann, Lussetto; Nay: None; Motion carried.

O=Operating Expense; P=Personnel Expense; D=Debt Service/Transfer; R=Equipment Rental

4imprint, O, \$960.08; Affordable Security, O, \$55.00; Aflac, P, \$277.22; Air Gas, O, \$18.29; American Funds Service Company, P, \$2820.01; American Test Center, O, \$805.00; Jeffrey Arbour, O, \$100.00; Carolyn Arellano, O, \$34.95; Bancorp Bank, P, \$732.69; Bateman Trading Post, O, \$323.87; Bell Emergency Training, O, \$218.59; Benzel Pest Control Inc, O, \$60.00; Berg's Gamble Store, O, \$475.81; Bluffs Sanitary Supply Inc, O, \$360.10; BNB Inc, O, \$506.92; Bill Boyer, O, \$79.20; Bridgeport 66 Service, O, \$401.96; Broadway Office Supply Inc, O, \$62.98; David Brostrom, O, \$56.15; Buff-N-Shine, O, \$375.00; California Contractors Supplies Inc, O, \$333.36; Central Community College, O, \$159.00; Charter Communications, O, \$159.83; Chase Cardmember Service, O, \$352.47; Nikolas Chizek, P, \$54.00; City Of Bridgeport, O, \$1951.27; Colorado Heirloom, O, \$283.00; Combined Utility Fund, D, \$10000.00; Community Center, D, \$63000.00; Connecting Point Computer Centers, O, \$67.00; Suzi Cordes, P, \$9.00; Country Catering, O, \$794.00; Country Home Magazine, O, \$14.98; Crafts N Things, O, \$21.97; Crescent Electric Supply Co, O, \$21.22; Culligan Water Conditioning, R, \$30.30; Darla Dormann, P, \$189.00; Dutton Lainson Co, O, \$186.38; E & S Auto Supply, O, \$72.23; Eddie Ellis, O, \$126.90; Enviro Service Inc, O, \$28.00; Lauren Faessler, P, \$9.00; Family Support Registry, P, \$422.00; Farm Plan Department, O, \$139.59; Flex Plan, P, \$990.00; Fort Dearborn Life Insurance Co, P, \$137.60; Fred A Lockwood & Co P.C., O, \$2776.50; Fyr-Tek, O, \$533.93; Gardner Media, O, \$174.90; Golf Course, D, \$1400.00; Patricia Genoways, O, \$22.69; Great America Leasing Corp, O, \$79.95; Great Plains One Call Service, O, \$20.02; Shannon Hall, P, \$54.00; Hampton Inn Kearney, O, \$621.00; Holiday Inn Express, O, \$72.50; Holiday Inn, O, \$348.50; Honey Wagon Express, O, \$136.00; Monica Houston, P, \$162.00; Taylor Huck, P, \$27.00; Hydraulic Equipment Service Inc, O, \$343.30; Ideal Linen Supply Inc, O, \$720.50; Ingram Library Services, O, \$445.77; J & A Traffic Products, O, \$356.90; Jimmie J Jensen Jr, P, \$750.00; KAAQ/KQSK, O, \$360.00; Kids Discover, O, \$19.95; Koke's Auto Farm Truck, O, \$298.48; Kone Inc, O, \$448.00; Larue Distributing Inc, O, \$105.00; Lawson Products Inc, O, \$243.12; Courtney Laux, P, \$36.00; League Of Ne Municipalities, O, \$1018.00; Library Fund, D, \$6000.00; Norma Manquera, P, \$60.00; Michael Todd & Co Inc, O, \$184.52; Mid American Specialties, O, \$159.12; Mike's Screen Printing & Awards, O, \$434.50; Jason Minshall, O, \$224.28; Andrea Mitchell, P, \$179.71; Bruce Mitchell, O, \$430.00; Kristie Mitchell, P, \$30.00; Morrill County Sheriff, O, \$500.00; Brad Mueller, P, \$30.00; Municipal Energy Agency Of Ne, O, \$56809.85; National Geographic Society, O, \$19.95; Nebraska Dept Of HHS, O, \$40.00; Nebraska Dept Of Revenue, P, \$1489.83; Nebraska DHHS Regulation, O, \$129.00; Nebraska Maps & More, O, \$4.00; Nebraska Public Health Environmental Lab, O, \$12.00; Nebraska Rural Water Assn., O, \$200.00; Nebraska Total Office, O, \$1221.30; Newsweek, O, \$20.50; Olsson Associates, O, \$11961.90; Orbitcom, O, \$1066.64; Panhandle Cooperative Assn, O, \$331.82; Simon Perez, P, \$27.00; Performance Auto Spa, O, \$40.00; Phil Corman, O, \$1592.50; Rollie Peters, O, \$37.80; Platte Valley Bank, O, \$574.91; Platte Valley Bank, D, \$55446.25; Platte Valley Visa, O, \$1675.95; Police Fund, D,

\$15000.00; Pro Overhead Door, O, \$144.95; Public Safety Center Inc, O, \$74.79; Quartermaster, O, \$80.95; Dean Rahmig, O, \$267.48; Readers Digest, O, \$29.25; Regional Care Inc, P, \$78.00; Regional West Trauma Services, O, \$375.00; Resond First Aid Systems, O, \$20.35; Jean Rhodes, O, \$100.00; Matthew Rockwell, P, \$75.00; Runners World, O, \$21.94; Sandberg Implement Inc, O, \$408.60; Tyrell Smith, P, \$30.00; Simmons Olsen Law Firm, O, \$130.00; Sonny's Super Foods, O, \$947.20; Source Gas LLC, O, \$3905.01; Sam Surgeon, P, \$36.00; Susan Sparks, P, \$162.50; Star Herald, O, \$126.50; Manda Steer, P, \$72.00; Marissa Steer, P, \$63.00; Molly Steer, P, \$45.00; Sarah Strawn, P, \$328.55; Sweet Things Bakery, O, \$17.00; Tarnished Halo, O, \$14.95; Thompson West, O, \$168.00; Tim's Jack & Jill, O, \$471.75; Twin City Development, O, \$305.00; Valley Ambulance Services Inc, O, \$1855.00; Viaero Wireless, O, \$456.55; Charlee Wallesen, P, \$36.00; Waste Connections Inc, O, \$13977.62; Yellow Transportation Inc, O, \$1062.49; Total \$281669.60.

VI. REGULAR AGENDA

1. There were no emergency items added to the agenda.

2. The Council discussed the recodification process, and was presented with a proposal from American Legal to include the Zoning Regulations into the new Bridgeport City Code. Councilman Schmunk stated that there have been numerous changes made, and City Administrator Boyer is unaware of many of them, because the book has not been updated for almost 10 years. This would guarantee semi-annual updates to the code book, and all the zoning regulations. Councilman Schmunk moved to approve the addendum to the recodification contract from American Legal Publishing; seconded by Councilman Oltmann. Roll call resulted as follows: Aye: Lussetto, Beyer, Oltmann, Schmunk; Nay: None. Motion carried.

3. City Attorney Jensen discussed the Interlocal agreement with Morrill County. Jensen stated that this ongoing agreement is expiring, and the only change made was to make the agreement ongoing, instead of expiring every year. Councilman Schmunk moved to approve the Interlocal Agreement between the City of Bridgeport, Nebraska and Morrill County, Nebraska; seconded by Councilman Beyer. Roll call resulted as follows: Aye: Lussetto, Beyer, Oltmann, Schmunk; Nay: None. Motion carried.

4. City Attorney Jensen discussed the Interlocal agreement with Morrill County for improvements to South Railroad Avenue. Councilman Schmunk stated that the agreement states that county would provide \$750,000 of funds from the Highway Trust Fund, but the county had agreed to \$800,000. Councilman Oltmann moved to approve the Interlocal Cooperative Agreement for improvements to South Railroad Avenue between the City of Bridgeport, Nebraska and Morrill County, Nebraska; seconded by Councilman Lussetto. Roll call resulted as follows: Aye: Beyer, Lussetto, Schmunk, Oltmann; Nay: None. Motion carried.

5. Councilman Oltmann moved to adjourn to executive session to include the Mayor, City Council and City Attorney Jensen, discuss a personnel matter, seconded by Councilman Lussetto. Roll call resulted as follows: Aye: Beyer, Schmunk, Lussetto, Oltmann; Nay: None. Motion carried. At 7:58 p.m., Mayor Berg repeated that the Mayor, City Council, and City Attorney Jensen were adjourning to executive session to discuss a personnel matter and no action would be taken while the group was in executive session.

The Mayor and Council reconvened in regular session at 8:17 p.m.

VIII. ADJOURNMENT

There being no other business, the Mayor adjourned the meeting at 8:18 p.m.

Doretta J. Huck
City Clerk/Treasurer

APPROVED:

J.W. Berg
Mayor

I, the undersigned Clerk, hereby certify that the foregoing is the full, true and correct original document of proceedings of Thursday, March 9, 2009, had and done by the Mayor and City Council; that all of the subjects included in the proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to the 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 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.

Doretta J. Huck
City Clerk/Treasurer