

## **CITY OF BRIDGEPORT, NEBRASKA**

### **I. ROUTINE BUSINESS**

The Mayor and City Council of the City of Bridgeport, Nebraska, met in special session in Council Chambers, 809 Main Street, Bridgeport, Nebraska, on the 23rd day of June, 2009, beginning at 5:30 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: Jason Schmunk, Willis Beyer, Greg Lussetto; Absent: Gary Oltmann.

Staff members present were: City Administrator Bill Boyer, City Clerk/Treasurer Doretta Huck and Police Chief Ismael Cardenas.

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 posting at Bridgeport City Hall, the U.S. Post Office, and Prairie Winds Community Center, a designated method of notice given, as shown by affidavit of posting.

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.

The Mayor asked if there were any letters of public correspondence for the board. There were none.

The Mayor asked if there was any member of the public who wished to comment on an item that was not on the agenda. There were none.

### **II. PUBLIC HEARINGS**

None.

### **III. ORDINANCES AND RESOLUTIONS**

None.

### **IV. REGULAR AGENDA**

5. Mayor Berg then stated that he would need to be excused from the hearing proceedings, and then sat in the audience, asking Council President Schmunk to conduct the proceedings. Council President Schmunk then stated that the hearing for suspended Bridgeport Volunteer Fire Department Member Bruce Mitchell would begin. Council President Schmunk then stated to Mr. Mitchell that it was his right to have this hearing conducted in either open or executive session. Mr. Mitchell stated that he preferred

to have the hearing conducted in executive session. Council President Schmunk then asked if there were any witnesses that Mr. Mitchell would like to have included in the executive session. Mr. Mitchell stated that he would like to have Rudy Sides, Dee Mitchell, and Kristie Mitchell as witnesses. Council President Schmunk then asked if there were any witnesses that Mayor Berg would like to have included in the executive session. Mayor Berg stated that he would like to have Dave Smith as a witness.

Councilmember Beyer then moved that the Mayor, City Council, City Attorney Jensen, City Administrator Boyer, Police Chief Cardenas, Bruce Mitchell, Rudy Sides, Dee Mitchell, Kristie Mitchell, and Dave Smith adjourn to executive session to conduct an employee hearing, seconded by Councilmember Oltmann. Roll call resulted as follows: Aye: Schmunk, Beyer, Lussetto, Oltmann; Nay: None. Motion carried. At 5:33 p.m., Council President Schmunk stated that the Mayor, City Council, City Attorney Jensen, City Administrator Boyer, Police Chief Cardenas, Bruce Mitchell, Rudy Sides, Dee Mitchell, Kristie Mitchell, and Dave Smith adjourn to executive session to conduct an employee hearing. No official action will be taken while in executive session.

At 6:09 p.m., the Mayor, Police Chief Cardenas, Bruce Mitchell, Rudy Sides, Dee Mitchell, Kristie Mitchell, and Dave Smith were excused from the executive session.

At 6:12 p.m., the Council reconvened in open session.

Councilmember Beyer moved to uphold the suspension of Bruce Mitchell, as made by Mayor Berg, but recommended that the Mayor reinstate Mr. Mitchell after a period of 60 days, contingent upon Mr. Mitchell agreeing, in writing, that he will work with other members of the fire department in a respectful and courteous manner, and any additional complaints made against him of verbal or physical abuse on any member of the fire department will result in his immediate removal as a firefighter, seconded by Councilmember Oltmann. Roll call resulted as follows: Aye: Lussetto, Oltmann, Schmunk, Beyer; Nay: None. Motion carried.

## **V. REPORTS**

None.

## **VII. ADJOURNMENT**

There being no other business, the Council President adjourned the meeting at 6:14 p.m.

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Doretta J. Huck  
City Clerk/Treasurer

APPROVED:

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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, May 14, 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.

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Doretta J. Huck  
City Clerk/Treasurer