

MINUTES OF THE REGULAR CITY COUNCIL MEETING
October 17, 2006; 7:30 p.m.

CALL TO ORDER

Invocation was given by Major Todd Thielke and the pledge of allegiance was recited.

A regular meeting of the Council of the City of North Platte, Nebraska was convened in open and public session at 7:30 p.m. at 211 West 3rd Street in the Council Chambers in the Municipal Building. Present were Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez. Mayor G. Keith Richardson presided and City Clerk Bill May recorded the proceedings.

Notice of the meeting was given in advance thereof by posting in three public places in the City as follows: North Platte Public Library, Lincoln County Courthouse, City Hall Office, the designated method for giving notice (certificate of posting), being attached to these minutes. Proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

CONSENT AGENDA

McGuire moved and Gutschenritter seconded the motion to approve the consent agenda as follows:

1. Approve minutes of October 3, 2006.
2. Place on file Treasurer's report for September 2006.
3. Send application of Paula McDowell as liquor license manager at Big Red Liquor (1421 East 4th Street) to Liquor Control Commission with no recommendation.
4. Accept and award bid for Wald paint machine to Harvest Christian Fellowship in the amount of \$400.00 and reject bid from ABC Auto Salvage for surplus city vehicles and equipment in the amount of \$3,650.00
5. Removed from consent.

Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez. "NAY": None. Motion carried.

ITEM #5
POSTPONE UNTIL
11-07-06

McGuire moved and Gutschenritter seconded the motion to postpone action to adopt recommendation by the North Platte Planning Commission to approve Stewart and Avery First Replat located in the 2500 block on West 22nd Street until November 7, 2006. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez. "NAY": None. Motion carried.

ITEM #6
LARRY CAMPBELL
TO WARD 4

McGuire moved and Gutschenritter seconded the motion to approve Mayor's appointment of Larry Campbell to Ward 4 City Council position vacated by Don McFarland. Roll call vote: "AYE": Pederson, Petersen, McGuire, Gutschenritter. "NAY": Fear, Stoll, Hernandez. Mayor Richardson votes "AYE" and the motion carried 5-3.

City Attorney Doug Stack administered the Oath of Office to newly appointed Ward 4 Council Member Larry Campbell.

ITEM #7
BOARD OF
EQUALIZATION FOR
WATER
CONNECTION 9

Mayor Richardson told the Council they were sitting as a Board of Equalization to approve Benefit Schedule for Water Connection District No. 9 (East 7th Street from the west line of Maxwell Replat east to Bryan Avenue).

No one appeared.

McGuire moved and Gutschenritter seconded the motion to close the hearing. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

McGuire moved and Gutschenritter seconded the motion to adopt the Resolution approving the Benefit Schedule. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

ITEM #8
APPROVE ORD 3670

McGuire moved that the rule requiring Ordinance No. 3670 recommendation by North Platte Planning Commission to approve an amendment to Section 56-183 (2) conditional uses of the R-4 Dwelling District of North Platte's Zoning Regulations of North Platte's Code of Ordinances and to approve an amendment to Section 56-428 supplementary regulations of North Platte's Zoning Regulations of North Platte's Code of Ordinances. Both sections pertain to allowing temporary grazing of livestock and use of electric fences in all zoning districts within the City and the City's two mile limit to be read on three different dates be suspended. Gutschenritter seconded the motion. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

Mayor Richardson instructed Ordinance No. 3670 to be read one time by title only. McGuire moved and Gutschenritter seconded

the motion to approve Ordinance No. 3670. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

ITEM #9
APPROVE ORD 3673

McGuire moved that the rule requiring Ordinance No. 3673 to vacate the south ten feet of East F Street from Dewey Street to Bailey Street to be read on three different dates be suspended. Gutschenritter seconded the motion. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

Mayor Richardson instructed Ordinance No. 3673 to be read one time by title only. McGuire moved and Gutschenritter seconded the motion to approve Ordinance No. 3673. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

ITEM #10
STOP SIGNS AT
VARIOUS
INTERSECTIONS

McGuire moved and Gutschenritter seconded the motion to adopt Resolution providing for placement of STOP signs at the intersections of Clearwater Court at Philip Avenue, Goldenrod Court at Eugene Avenue, Maple Street at Philip Avenue, Teal Court at Philip Avenue, Dixie Avenue at 2nd Street, North Park Drive at 2nd Street, West Park Drive at Lakeview Blvd., Stewart Lane at Bare Avenue, Stewart Avenue at Philip Avenue, 4th Street at Pacific Street, 4th Street at Elder Avenue, Rose Court at Buffalo Bill Avenue. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

ITEM #11
AMEND CITY'S
401(k) PLANS

McGuire moved and Gutschenritter seconded the motion to adopt Resolution amending the Salary Reduction Thrift Savings Plan for Employees of the City of North Platte and the Restated Defined Contribution Plan for Employees of the Municipal Light & Water Department of the City of North Platte to (1) adopt an in-service distribution option for participants who continue in employment after attaining age 62 and (2) to comply with final regulations under Internal Revenue Code Section 401(k). Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

ITEM #12
PAY CLAIM FROM
JERRY REMUS

McGuire moved and Gutschenritter seconded the motion to pay Claim by Jerry Remus Chevrolet relating to gravel damage to four vehicles in the amount of \$1,819.31. Roll call vote: "AYE":

CHEVROLET

Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

ITEM #13
DENY CLAIM FROM
NORTH PLATTE
ORTHOPEDIC &
SPORTS MEDICINE

McGuire moved and Gutschenritter seconded the motion to deny Claim for Services submitted by North Platte Orthopedic & Sports Medicine Associates, L.L.C. in the amount of \$3,474.00.

Linnea Hennessy, 521 Mohawk Circle, representing North Platte Orthopedic & Sports Medicine Associates, L.L.C. told the Council that the hospital reports said the patient was accompanied by a Police Officer and was in handcuffs.

Deputy Chief Jim Agler told the Council that the patient/suspect was not in Police custody until he was released from the hospital.

Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

ITEM #14
CLAIMS

McGuire moved and Hernandez seconded the motion to pay the claims. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Hernandez, Campbell. "NAY": None. "ABSTAIN": Gutschenritter. Motion carried.

ADJOURN

McGuire moved and Gutschenritter seconded the motion to adjourn. Roll call vote: "AYE": Fear, Stoll, Pederson, Petersen, McGuire, Gutschenritter, Hernandez, Campbell. "NAY": None. Motion carried.

Adjourned at 8:13 p.m.

Bill May, City Clerk