

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
January 19, 2010; 7:30 p.m.

CALL TO ORDER

Invocation was given by Pastor Jim Barnes 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 Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. Mayor Marc Kaschke presided and City Clerk Angela Gilbert recorded the proceedings.

Mayor Kaschke stated that a current copy of the Open Meetings Act of Nebraska is posted on or adjacent to the doors at the back of the Council Chambers.

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 Pederson seconded the motion to approve the consent agenda as follows:

1. Approve minutes of January 5, 2010.
2. Claims.
3. Place on file ML&W reports for December 2009.
4. Place on file Treasurer's report for December 2009.
5. Accept Certificate of Completion from Engineering Department for Street Improvement District No. 291 (14<sup>th</sup> Street from Adams Street to Sheridan Street and Sheridan Street from 13<sup>th</sup> to 14<sup>th</sup>) and accept said improvements.

Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

ITEM #6  
CURBSIDE  
RECYCLING  
PROGRAM GRANT  
APPLICATION

McGuire moved and Pederson seconded the motion to approve Nebraska Department of Environmental Quality Waste Management Division Grant Application to assist the City of North Platte and Keep North Platte Lincoln County Beautiful in an effort to create a Curbside Recycling Program and authorize Mayor to sign and submit the application. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

ITEM #7  
HIGH RESOLUTION  
ORTHOPHOTOS 2010  
PROJECT  
AGREEMENT

McGuire moved and Pederson seconded the motion to accept Interlocal Cooperative Agreement for “High Resolution Orthophotos 2010 Project” and authorize Mayor to sign agreement. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

ITEM #8  
CONTRACT WITH  
GPRMC FOR PUBLIC  
TRANSIT SERVICES

McGuire moved and Pederson seconded the motion to approve the City of North Platte Public Transit’s revised contract with Great Plains Regional Medical Center (GPRMC) for public transportation at all Hospital facilities from February 1, 2010 to January 31, 2011. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

ITEM #9  
REFERENDUM  
PETITION  
SIGNATURES

McGuire moved and Pederson seconded the motion to send the petitions deemed legally rejected, back to the County Clerk/ Election Commissioner for re-verification.

George Clough, Attorney representing the Western Nebraska Taxpayers Association, explained why the petitions were thrown out and asked the Council to resubmit the affidavit and signature pages as possible credible evidence to the County Clerk for recertification.

Jim Tierney, 6874 N. North Shore Drive, told the Council the petitioners tried to get 600 signatures over the amount that they needed.

James Whitaker, 2311 Birchwood Road, told the Council they could be setting a precedence with petitions in the future if they send the petitions back to the County Clerk and if the petition is successful it could void the contract the Golden Spike has with the USDA.

JoAnne Hoatson, Director of the Golden Spike, told the Council she hopes that they vote no to have the signatures recounted as it is going to cost more taxpayer money.

Barry Kesler, Grand Island, told the Council that they could set a statewide precedence if they send the signatures back to the County Clerk and they should make the petitioners try again.

Robert Killham, 1715 West 1<sup>st</sup>, told the Council he thought Judy Pederson should abstain from voting as he believes it is a

conflict of interest.

Roric Paulman, President of the Golden Spike Board, told the Council that he understands there is a process to be followed with petitions and maybe the petitions belong in a court.

McGuire withdrew his first motion with the consent of the second.

McGuire moved and Pederson seconded the motion to forward the affidavit of Vicki Morris to the Lincoln County Clerk for determination by the County Clerk as to whether credible evidence exists to reconsider certain signatures on the Referendum Petitions. Roll call vote: "AYE": Spohn, Britton, Campbell. "NAY": Stoll, Pederson, Parish, McGuire, Kurre. Motion failed.

ADJOURN

Pederson moved and McGuire seconded the motion to adjourn. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

Adjourned at 8:25 p.m.

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Angela Gilbert, City Clerk