

MINUTES OF THE REGULAR CITY COUNCIL MEETING

February 16, 2010; 7:30 p.m.

CALL TO ORDER

Invocation was given by Mike Randall 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 February 2, 2010.
2. Claims.
3. Place on file ML&W reports for January 2010.
4. Place on file Treasurer's report for January 2010.
5. Accept Mayor's re-appointments of Dr. Richard Keeten, Cynthia Gutschenritter and Deb Hansen to Animal Control Commission.
6. Accept Mayor's re-appointment of Mike Nozicka to Board of Adjustment.
7. Approve request from Farmers State Bank, Wallace and North Platte to be designated as a depository bank for City funds for 2010.
8. Accept and authorize Mayor to sign renewal of the City Maintenance Agreement No. 20 with the Nebraska Department of Roads.

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

ITEM #9  
PLACE ON FILE  
LETTER FROM  
COUNTY CLERK  
CERTIFYING  
SIGNATURES

McGuire moved and Pederson seconded the motion to accept and place on file letter from Lincoln County Clerk, Rebecca J. Rossell, certifying additional signatures on the referendum/initiative petition relating to hotel/motel occupation tax and the Golden Spike Visitors Center. Roll call vote: "AYE": Spohn, Stoll, Pederson, McGuire, Kurre, Britton, Campbell. "NAY": Parish. Motion carried.

ITEM #10  
ORD 3785 FAILED

Pederson moved and McGuire seconded the motion to approve Ordinance No. 3785 amending Section 110.03 of the Code of Ordinances of the City of North Platte to incorporate the chief purpose of the measure existing on the City Initiative and Referendum Petition filed with the City Clerk on March 31, 2009 on its 1<sup>st</sup> reading.

Pederson withdrew her original motion with the consent of the

second.

McGuire moved that the rule requiring Ordinance No. 3785 to be read on three different dates be suspended. Pederson seconded the motion. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

Mayor Kaschke instructed Ordinance No. 3785 to be read one time by title only. McGuire moved and Pederson seconded the motion to approve Ordinance No. 3785. Roll call vote: "AYE": Spohn. "NAY": Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. Motion failed.

ITEM #11  
FILING OF SUIT  
RELATING  
TO HOTEL  
OCCUPATION TAX

McGuire moved and Pederson seconded the motion to authorize the filing of suit in the Lincoln County District Court to determine whether the initiative/referendum measure relating to the City's hotel/motel occupation tax is a proper measure subject to the operation of the initiative and referendum process. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

ITEM #12  
EIGHT HOUR  
PARKING IN CITY  
PARKING LOT

McGuire moved and Pederson seconded the motion to adopt Resolution to extend time for parking to eight hours at the following location: South row of parking of the City parking lot within Urban City Renewal City Subdivision from a point 90 feet east of the east right-of-way of Bailey Street to a point 20 feet east of the east right-of-way of Jeffers Street. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

ITEM #13  
APPROVE ORD 3786

McGuire moved that the rule requiring Ordinance No. 3786 to create Street Improvement District No. 292 in 14<sup>th</sup> Street from Sherman Street to Miles Street and Sherman Street from 13<sup>th</sup> to 14<sup>th</sup> in the City of North Platte, Lincoln County, Nebraska to be read on three different dates be suspended. Pederson seconded the motion. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

Mayor Kaschke instructed Ordinance No. 3786 to be read one time by title only. McGuire moved and Pederson seconded the motion to approve Ordinance No. 3786. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

ITEM #14  
ONE & SIX YEAR  
ROAD PLAN

McGuire moved and Pederson seconded the motion to adopt Resolution approving the One & Six Year Road Plan for 2010 through 2015 with an added amendment to include maintenance overlay on North Highway 83. Roll call vote: "AYE": Spohn, Stoll, Pederson, Parish, McGuire, Kurre, Britton, Campbell. "NAY": None. Motion carried.

ADJOURN

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

Adjourned at 7:45 p.m.

Angela Gilbert, City Clerk  
PASSED AND APPROVED MARCH 2, 2010

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City Clerk

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Mayor