

MINUTES OF THE REGULAR CITY COUNCIL MEETING
March 2, 2011; 7:30 p.m.

CALL TO ORDER

Invocation was given by Father Jim Golka 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. in the City Hall Council Chambers at 211 West 3rd Street. Present were Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, 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 the wall 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, 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 work session and regular meeting on February 15, 2011 and work session on February 22, 2011.
2. Removed from consent.
3. Approve application by Fraternal Order of Eagles 2839 for a Special Designated Permit on April 15, 2011 from 9:00 a.m. to 1:00 a.m., April 16, 2011 from 8:00 a.m. to 1:00 a.m. and April 17, 2011 from 12:00 p.m. to 6:00 p.m. at D&N Event Center, 501 East Walker Road for a pool tournament.
4. Approve Mayor's appointment of Andrew Lee to Library Board.
5. Accept Certificate of Completion and Assessment Schedule for Sanitary Sewer Extension District No. 341 (between Shirley Road and McPherson Road from the intersection of Hwy 30 north approximately 419 feet) and set Board of Equalization for March 15, 2011.
6. Authorize Mayor to sign agreement with Lutheran

Family Services for continuation of Employee Assistance Program.

Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

SEND APPLICATION FOR SCULLEY'S SHOOTERS TO LIQUOR CONTROL COMMISSION

McGuire moved and Stoll seconded the motion to send application of Sculley, LLC dba Sculley's Shooters for a Class C Liquor License (Beer, Wine & Distilled Spirits, On & Off Sale) located at 2221 East 4th Street to the Liquor Control Commission with no recommendation. Roll call vote: "AYE": Barrett, Stoll, McGuire, Carman, Steinbeck, Campbell. "NAY": McNea. "ABSTAIN": Pederson. Motion carried.

ITEM #7
PULLED FROM AGENDA BY REQUEST

Pulled from Agenda by request an application by Consolidated Long Distance, lessee, and the North Platte Area Chamber and Development Corporation, lessor, for a Conditional Use Permit to locate a 45' communication tower in an I-1 Light Industrial District located at 4525 Twin Rivers Road.

ITEM #8
APPROVE ORD 3810

Mayor Kaschke declared a Public hearing to adopt Ordinance No. 3810 to rezone certain lands from an A-1 Agricultural District to an R-L Suburban Residential District located at 1701 Valle Vista Drive.

June Powers told the Council she lives across the street from the property and wanted to know if there were going to be any new dwellings built on the property.

McGuire moved and Pederson seconded the motion to close the hearing. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

McGuire moved that the rules requiring Ordinance No. 3810 to be read on three different dates be suspended. Pederson seconded the motion. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

Mayor Kaschke instructed Ordinance No. 3810 to be read one time by title only. McGuire moved and Pederson seconded the motion to approve Ordinance No. 3810. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #9
APPROVE FRANZEN
SUBDIVISION, 1701
VALLE VISTA
DRIVE

McGuire moved and Pederson seconded the motion to adopt recommendation by the North Platte Planning Commission to approve Franzen Subdivision located at 1701 Valle Vista Drive. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #10
AMEND LAND USE
PLAN, 3100 WEST
14TH STREET

Mayor Kaschke declared a Public hearing to amend the City of North Platte Comprehensive Land Use Plan from Multifamily Residential to Industrial located at 3100 West 14th Street.

Dean Swanson, 3221 West 14th, told the Council that he spoke to the residents in the neighborhood and most of them are against the rezoning.

Chris Ireland, 3214 West 14th, told the Council that he cannot afford for his property value to go any lower. He also spoke about the children that play in the neighborhood and the safety issues with the rezoning.

Geno Bonomo, 3204 West 14th, told the Council he is against the rezoning and he likes the nice, quiet neighborhood the way it is. He said the residents are working hard to refurbish the neighborhood and the rezoning would not help that. He asked the Council to stay consistent with the zoning.

Chongchit Owen, 3115 West 14th, told the Council that she should move her business there to save money and if the rezoning is done, 14th Street will look like a slum.

Bob Loughry, representing Plains Equipment Group, told the Council they have not sold the lot yet, but they would like to have it all zoned the same in case they decide to sell it in the future

Dan Mauk, NP Chamber & Development Corporation, spoke in favor of the rezoning and said the owners have agreed to dedicate an alley on the property to give residents on 13th Street access to their properties. He also said that light industrial zones have more restrictions on them than residential zones.

Marvin Owen, 3115 West 14th, asked the Council to keep the area residential.

McGuire moved and Pederson seconded the motion to close the hearing. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea,

McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

McGuire moved and Pederson seconded the motion to approve the amendment to the Land Use Plan. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Steinbeck, Campbell. "NAY": Carman. Motion carried.

ITEM #11
ORD 3811 ON 1ST
READING

Mayor Kaschke declared a Public hearing to adopt Ordinance No. 3811 to rezone certain lands from an R-4 Dwelling District to an I-1 Light Industrial District located at 3100 West 14th Street.

No one appeared.

McGuire moved and Pederson seconded the motion to close the hearing. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

Mayor Kaschke instructed Ordinance No. 3811 to be read by title on its first reading. McGuire moved and Pederson seconded the motion to approve Ordinance No. 3811 on its first reading. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Steinbeck, Campbell. "NAY": Carman. Motion carried.

ITEM #12
ORD 3809 ON 3RD
READING

Mayor Kaschke instructed Ordinance No. 3809 to rezone certain lands from an R-2 Dwelling District to an I-1 Light Industrial District located at 619 North Carr to be read by title on its third reading. McGuire moved and Pederson seconded the motion to approve Ordinance No. 3809 on its third reading. Roll call vote: "AYE": Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": Barrett, Stoll. Motion carried.

ITEM #13
AWARD CONTRACT
FOR CRUSHING
CITY'S CONCRETE
RUBBLE PILE

McGuire moved and Pederson seconded the motion to accept proposals received and award contract to Nickman Brothers, LLC for crushing the City's concrete rubble pile on Newberry Road near the South Platte River and authorize Mayor to sign all documents for the City. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #14
AMEND USER FEES
FOR CONCRETE &

McGuire moved and Pederson seconded the motion to adopt Resolution to set the fee for clean concrete disposal at \$15 per ton, with a \$7.50 minimum and change the fee for clean asphalt

ASPHALT DISPOSAL disposal to \$15 per ton, with a \$7.50 minimum. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #15
AWARD BID FOR
DUMP TRUCK FOR
ELECTRIC DEPT. McGuire moved and Pederson seconded the motion to accept bid and award contract to Nebraska Truck Center for the purchase of one (1) 2012 33,000 GVWR Dump Truck for the Electric Department in the amount of \$68,842. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #16
CLAIMS McGuire moved and Stoll seconded the motion to pay the claims. Roll call vote: "AYE": Barrett, Stoll, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. "ABSTAIN": Pederson. Motion carried.

ADJOURN McGuire moved and Pederson seconded the motion to adjourn. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

Adjourned at 8:43 p.m.

Angela Gilbert, City Clerk