

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
April 5, 2011; 7:30 p.m.

CALL TO ORDER

Invocation was given by Joe Sukraw 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, Campbell. Steinbeck was absent. Mayor Marc Kaschke presided and Dawn Miller 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 regular meeting and two work sessions on March 15, 2011.
2. Approve application by BPO Elks No. 985 for a Special Designated Permit on May 6, 2011 from 10:00 a.m. to 10:00 p.m. and May 7, 2011 from 10:00 a.m. to 10:00 p.m. at North Platte Elks Lodge, 502 Easy Street for a beer garden during the Honky Tonk BBQ.
3. Approve Mayor's re-appointment of Brian Phares to Civil Service Commission.
4. Accept and place on file North Platte Fire Department annual report for 2010.
5. Adopt recommendation by the North Platte Planning Commission regarding Aten Replat located at 2106 West A Street.
6. Adopt recommendation by the North Platte Planning Commission regarding Wright First Subdivision located at 1003 East State Farm Road.

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

ITEM #7  
CONDITIONAL USE  
PERMIT, 3802  
VICTORIA LANE

Mayor Kaschke declared a Public hearing to adopt recommendation by the North Platte Planning Commission regarding an application by Larry Paulsen for a Conditional Use Permit to allow a material recycling of concrete and asphalt site located at 3802 Victoria Lane in an I-2 Industrial District.

Rob Stefka, Commercial Investment Services, told the Council that Larry Paulsen owns the land, but Nickman Brothers will be occupying the land.

Bob McFarland, McFarland Greenhouses, asked the Council whether the cement/asphalt will be watered down to prevent dust in the air, as he is worried about the PH levels for his plants. He also asked why Nickman Brothers needs another plant if they already have one on East 8<sup>th</sup> Street.

Larry Nickman, Nickman Brothers in Kearney, told the Council his business has crushed all over the state with no complaints and they must be licensed by the EPA. He told the Council there will be no run-off of water at the site. He said they currently do not have a crusher in North Platte and the business will create some new jobs in town.

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

McGuire moved and Pederson seconded the motion to approve the Conditional Use Permit. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Campbell. "NAY": None. "ABSENT": Steinbeck. Motion carried.

ITEM #8  
CONDITIONAL USE  
PERMIT, 1003 EAST  
STATE FARM ROAD

Mayor Kaschke declared a Public to adopt recommendation by the North Platte Planning Commission regarding an application by Victoria Wright for a Conditional Use Permit to allow a telecommunications facility to be located at 1003 East State Farm Road in an A-1 Agricultural District.

No one appeared.

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

McGuire moved and Pederson seconded the motion to approve the Conditional Use Permit. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Campbell. "NAY": None. "ABSENT": Steinbeck. Motion carried.

ITEM #9  
ORD 3814 ON 1<sup>ST</sup>  
READING

Mayor Kaschke declared a Public hearing to adopt Ordinance No. 3814 amending Section 154.060 Note 7(g) of North Platte's Sign Regulations of North Platte's Code of Ordinances relating to permitted signs for approved conditional uses in the R-3 Dwelling District.

No one appeared.

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

Mayor Kaschke instructed Ordinance No. 3814 to be read by title on its first reading. McGuire moved and Pederson seconded the motion to approve Ordinance No. 3814 on its first reading. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Campbell. "NAY": None. "ABSENT": Steinbeck. Motion carried.

ITEM #10  
CDBG GRANT  
APPLICATION FOR  
NORTHWEST AREA  
OF TOWN

Mayor Kaschke declared a Public hearing to approve Community Development Block Grant Program (CDBG) Comprehensive Revitalization Category Application for revitalization in the northwest area of North Platte and adopt Resolution authorizing submission of the application to the Nebraska Department of Economic Development (DED).

Bob Petersen asked the Council if the application was for the north side of town.

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

McGuire moved and Pederson seconded the motion to adopt the Resolution authorizing submission of the application to the Nebraska Department of Economic Development (DED). Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Campbell. "NAY": None. "ABSENT": Steinbeck.

Motion carried.

ITEM #11  
CDBG GRANT  
APPLICATION FOR  
1913 POST  
OFFICE/FEDERAL  
BUILDING

Mayor Kaschke declared a Public hearing to approve Community Development Block Grant Program (CDBG) Tourism Development Initiative Category Application removal of architectural barriers and adaptive reuse of the 1913 Post Office/Federal Building in downtown North Platte and adopt Resolution authorizing submission of the application to the Nebraska Department of Economic Development (DED).

Muriel Clark, Creativity Unlimited Arts Council, told the Council they should know the results of the grant in the 3<sup>rd</sup> quarter of 2011 and be ready to occupy the building in the 2<sup>nd</sup> quarter of 2012. She said the total project should cost about \$448,400 with \$300,000 coming from grants and the rest with money that has already been raised.

Bob Petersen told the Council he is against using HUD funds for a non-sustainable project and we need to quit spending money on a local level.

Donna Tryon told the Council that every community should say “no” to public funds.

Eric Seacrest, Mid Nebraska Community Foundation, told the Council that accessibility issues with the building need to be addressed or it will have no value.

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

McGuire moved and Pederson seconded the motion to adopt the Resolution authorizing submission of the application to the Nebraska Department of Economic Development (DED). Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Campbell. "NAY": None. "ABSENT": Steinbeck. Motion carried.

ITEM #12  
ORD 3811 ON 3<sup>RD</sup>  
READING

Mayor Kachke instructed Ordinance No. 3811 to rezone certain lands from an R-4 Dwelling District to an I-1 Light Industrial District located at 3100 West 14<sup>th</sup> Street to be read by title on its third reading.

Linda Boyle, property manager for 3020 West 13<sup>th</sup> and 3020

West 14<sup>th</sup>, told the Council she spoke to the other property owners and they are still against the rezoning and do not want to see equipment in their neighborhood.

Dean Swanson, 3221 West 14<sup>th</sup>, told the Council he disagrees with the rezoning and asked how many property owners were notified by mail.

Geno Bonomo, 3204 West 14<sup>th</sup>, asked the Council who will enforce “enhancements” to the property and make them comply with regulations.

Chris Ireland, 3214 West 14<sup>th</sup>, asked the Council why one company is dictating the whole neighborhood.

McGuire moved and Pederson seconded the motion to approve Ordinance No. 3811 on its third reading. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Campbell. "NAY": Carman. "ABSENT": Steinbeck. Motion carried.

ITEM #13  
ORD 3813 FAILED  
ON 2<sup>ND</sup> READING

Mayor Kaschke instructed Ordinance No. 3813 amending Section 30.021 of North Platte’s Code of Ordinances to change the time of regular City Council meetings to 6:30 p.m. to be read by title on its second reading.

Ben Schwartz, North Platte Bulletin, told the Council the media would be happy if the time change would make meeting nights shorter.

McGuire moved and Pederson seconded the motion to approve Ordinance No. 3813 on its second reading. Roll call vote: "AYE": Pederson, McNea, Carman. "NAY": Barrett, Stoll, McGuire, Campbell. "ABSENT": Steinbeck. Motion failed.

ITEM #14  
INTENT TO ISSUE  
TAX-EXEMPT  
BONDS

McGuire moved and Pederson seconded the motion to adopt Resolution of intent to issue tax-exempt bonds and to reimburse certain expenditures with the proceeds of such bonds. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Campbell. "NAY": None. "ABSENT": Steinbeck. Motion carried.

ITEM #15  
ASSISTANCE TO  
FIREFIGHTER  
GRANT FOR THREE  
AMBULANCES

McGuire moved and Pederson seconded the motion to authorize the Fire Department to make an application to the Assistance to Firefighter Grant for three (3) Type I ambulances with funding from the Office of Grants and Training in the Department of Homeland Security. The City would provide 10% matching

funds. Roll call vote: "AYE": Barrett, Stoll, McNea, McGuire, Carman, Campbell. "NAY": Pederson. "ABSENT": Steinbeck. Motion carried.

ITEM #16  
ASSISTANCE TO  
FIREFIGHTER  
GRANT FOR FOUR  
THERMAL IMAGING  
CAMERAS

McGuire moved and Pederson seconded the motion to authorize the Fire Department to make an application to the Assistance to Firefighter Grant for four (4) thermal imaging cameras with funding from the Office of Grants and Training in the Department of Homeland Security. The City would provide 10% matching funds. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Campbell. "NAY": None. "ABSENT": Steinbeck. Motion carried.

ITEM #17  
PUBLIC TRANSIT  
OPERATING GRANT

McGuire moved and Pederson seconded the motion to adopt Grant Resolution for the North Platte Public Transit operating funds beginning July 1, 2011. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Campbell. "NAY": None. "ABSENT": Steinbeck. Motion carried.

ITEM #18  
CLAIMS

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

ADJOURN

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

Adjourned at 8:51 p.m.

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Angela Gilbert, City Clerk