

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
March 17, 2015; 7:30 p.m.

CALL TO ORDER

Invocation was given by Larry Daugherty 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 Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Campbell. Mayor Dwight Livingston presided and City Clerk Angela Gilbert recorded the proceedings.

Mayor Livingston 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

Lee moved and Petersen seconded the motion to approve the consent agenda as follows:

1. Approve minutes of March 3, 2015.
2. Place on file ML&W reports for February 2015.
3. Place on file Treasurer's report for February 2015.
4. Accept Mayor's re-appointment of Dianne Morales to Animal Control Commission.
5. Accept Mayor's appointment of Dianne Morales to the RSVP Advisory Board.
6. Accept bid and award contract to Cement Products, Inc. for 2015 CDBG, 13-CR-101, 14-CR-001 and 14-CR-101 Street Improvement Districts 301, 302, 303 and 304 in the amount of \$1,113,300.40 and authorize Mayor to sign contracts.

Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #7  
SUBLEASE TO  
VERIZON CELL  
TOWER AT 1102  
WEST LEOTA

Lee moved and Petersen seconded the motion to authorize Mayor to execute consent to sublease Ground Lease 93365 relating to Verizon Cell Phone Tower located at 1102 West Leota Street in North Platte, Nebraska. Roll call vote: "AYE": Nisley, Baker,

Petersen, Pedersen, Lee, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #8  
DISAPPROVAL  
OF LEGISLATIVE  
BILL 189

Lee moved and Petersen seconded the motion to adopt a Resolution expressing disapproval of Nebraska Legislative Bill 189.

Nisley moved and Lee seconded the motion to amend the Resolution to strike the first three paragraphs that reference the State of Colorado. Roll call vote: "AYE": Nisley, Baker, Pedersen, Lee, Carman, Steinbeck. "NAY": Petersen, Campbell. Motion carried.

ITEM #9  
AGREEMENT WITH  
KIRKHAM MICHAEL  
RELATING TO  
FREMONT SLOUGH  
WEIR STRUCTURE

Roll call vote on main motion as amended: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Campbell. "NAY": Steinbeck. Motion carried.

Lee moved and Petersen seconded the motion to authorize Mayor to execute agreement with Kirkham Michael to perform a hydrologic, hydraulic, and floodplain evaluation, and prepare specifications and design modifications, to determine what effects modifications to the Fremont Slough Weir Structure would have on NPPD's Tailrace canal, and to determine whether the City can request that land described therein be moved out of the floodplain. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #10  
APPROVE ORD 3903

Mayor Livingston instructed Ordinance No. 3903 to rezone certain lands from an R-1 Dwelling District to an R-2 Dwelling District located at 120 North Bare. The property is described as the North 290 feet of Lot 4; and the South 173 feet of the North 463 feet of the West 415 feet of Lot 4; all in Neville's Acreage, being a Subdivision of part of the W ½ SE ¼ and the E ½ SW ¼ of Section 31, Township 14 North, Range 30 West of the 6<sup>th</sup> P.M. in Lincoln County, Nebraska, EXCEPT That portion in Haws' Subdivision of part of Lot 4 of Neville's Acreage, Lincoln County, Nebraska, as plotted and recorded in Plat Book 6, Page 40 to be read by title on its second reading. Pedersen moved and Petersen seconded the motion to approve Ordinance No. 3903 on its second reading.

Pedersen withdrew his motion, with the consent of Petersen.

Peterson moved that the rule requiring Ordinance No. 3903 to be read on three different dates be suspended. Campbell seconded

the motion. Roll call vote: "AYE": Nisley, Petersen, Pedersen, Carman, Steinbeck, Campbell. "NAY": None. "ABSTAIN": Baker, Lee. Motion carried.

Pedersen moved and Petersen seconded the motion to approve Ordinance No. 3903. Roll call vote: "AYE": Nisley, Petersen, Pedersen, Carman, Steinbeck, Campbell. "NAY": None. "ABSTAIN": Baker, Lee. Motion carried.

ITEM #11  
CLAIMS

Petersen moved and Lee seconded the motion to approve the Claims. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ADJOURN

Baker moved and Petersen seconded the motion to adjourn. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

Adjourned at 8:06 p.m.

  
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Angela Gilbert, City Clerk