

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
June 5, 2012; 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, 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 May 15, 2012.
2. Approve application by Cigarette Store Corp. dba Smoker Friendly/T&D Liquors for a Special Designated Permit on June 22, 2012 from 8:00 a.m. to 12:00 a.m. with an alternate date of June 23, 2012 from 8:00 a.m. to 12:00 a.m. at Smoker Friendly/ T&D Liquors, 825 South Jeffers for a product tasting.
3. Send application of Cornhusker Liquor & Tobacco LLC dba Cornhusker Liquor & Tobacco for a Class D Liquor License (Beer, Wine & Distilled Spirits, Off Sale Only) located at 601 West Rodeo Road to the Liquor Control Commission with no recommendation.
4. Accept bid and award contract to Municipal Pipe Tool Co. for one (1) Sanitary Sewer Televising System mounted in a 2012 Sprinter Type Van for the Sewer Department in the amount of \$149,900.00
5. Accept Certificate of Completion and Assessment Schedule for Paving District No. 828 (on east "H" Street between Eastman Avenue and Tabor Avenue) and

set Board of Equalization for June 19, 2012.

- 6. Removed from Consent.
- 7. Adopt recommendation by the North Platte Planning Commission approving Dailey First Replat located at 1511-1703 West Leota.

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

ITEM #6  
HABITAT 6<sup>TH</sup>  
REPLAT, 2502-2520  
WEST 22<sup>ND</sup> STREET

McGuire moved and Pederson seconded the motion to adopt recommendation by the North Platte Planning Commission approving Habitat 6<sup>th</sup> Replat located at 2502-2520 West 22<sup>nd</sup> Street.

Diana Hanson-Mattix at 2300 North Buffalo Bill Avenue, Mark Goforth at 2602 West 22<sup>nd</sup> Street, Gary Brannan at 2903 West 22<sup>nd</sup> Street and Leanda Honeywell at 2607 West 22<sup>nd</sup> Street all spoke in opposition of the Conditional Use Permit stating the following reasons: building six houses on the lot will be too crowded and congested and the owners will not have room to expand or improve their property as their lots will be too small.

Carolyn Pease, 2810 West 22<sup>nd</sup> Street, told the Council she would like to preserve the “country living” of the neighborhood.

Lawrence Ostendorf, President of local Habitat for Humanity, told the Council that the lots will be 50 feet wide, which is three feet wider than the homes that were recently built on West 15<sup>th</sup> Street. He also explained the application process that the homeowners have to go through in order to purchase the homes.

Larry Pedersen, local Habitat for Humanity, told the Council this is the first time they have had any objections to their houses/lots and they build according to Habitat International specs.

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

ITEM #8  
APPROVE ORD 3847

Mayor Kaschke declared a Public hearing to adopt Ordinance No. 3847 amending Section 156.197 and Section 156.38 of the North Platte Code of Ordinances relating to above ground storage of liquid natural gas as a conditional use in a B-2 Commercial District.

Ben Steckler, representing the Fiedler Group and Clean Energy Fuels, told the Council they are looking to replace diesel fuel with liquid natural gas and asked the Council to waive the 2<sup>nd</sup> and 3<sup>rd</sup> readings of the Ordinance in order to develop their fueling station at the Flying J Pilot Travel Center, 2400 Newberry Road, by the end of the year. He stated that the company is looking at locating the stations along I-80 and the trucks will have the capability to go approximately 300 miles with this type of fuel.

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 rule requiring Ordinance No. 3847 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. 3847 to be read one time by title only. McGuire moved and Pederson seconded the motion to approve Ordinance No. 3847. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #9  
FIREWORK  
DISPLAY DURING  
TOBY KEITH'S  
PERFORMANCE

McGuire moved and Pederson seconded the motion to authorize a one-time permit for a Class C Firework Display at Toby Keith's performance during NebraskaLand Days on June 22, 2012. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #10  
CHANGE TIME OF  
JUNE 19, 2012 CITY  
COUNCIL MEETING

McGuire moved and Pederson seconded the motion to adopt Resolution moving June 19, 2012 City Council Meeting from its regularly scheduled time of 7:30 p.m. to 5:30 p.m., due to NebraskaLand Days activities. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

ITEM #10A  
DENY REQUEST  
FROM QUALITY  
GROWTH FUND

Pederson moved and McGuire seconded the motion to approve request and application of North Platte Associates, LLC, requesting a grant from the North Platte Quality Growth Fund in the sum of \$50,000, provided that they hire local contractors and subcontractors to do the improvements.

Clarine Eickhoff, Platte River Mall Property Manager, told the Council they are seeking the grant to assist with remodeling their property to recruit a company with owners in New York and London that are interested in locating their business in North Platte. She told the Council the owner is committing \$200,000 for the project and that the retailer projects \$1,000,000 in annual sales.

Dan Mauk, representing Quality Growth Fund Committee, told the Council the committee did not recommend approval of the grant due to the limited, low paying job creation and the incomplete financial data on the application. He told the Council that the applicant asked that the grant request be brought to the City Council for their final approval, even though this has not been past procedure.

McGuire moved and Campbell seconded the motion to “Call for the question”, ending debate on the subject. Roll call vote: "AYE": Barrett, Stoll, McGuire, Carman, Campbell. "NAY": Pederson, McNea, Steinbeck. Motion carried.

Roll call vote to approve the grant request: Roll call vote: "AYE": Pederson, Steinbeck. "NAY": Barrett, Stoll, McNea, McGuire, Carman, Campbell. Motion failed.

ITEM #11  
CLOSED  
SESSION

McGuire moved and Campbell seconded the motion to go into Closed Session at 8:48 p.m. to discuss negotiation strategy with respect to contract negotiations with Landscapes Unlimited, LLC relating to their proposal for management of Iron Eagle Golf Course. Roll call vote: "AYE": Barrett, Stoll, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": Pederson. Motion carried.

RETURN TO  
REGULAR SESSION

Mayor Kaschke restated the subject matter of the Closed Session.

McGuire moved and Pederson seconded the motion to return to Regular Session at 10:15 p.m. Roll call vote: "AYE": Barrett, Stoll, Pederson, McNea, McGuire, Carman, Steinbeck, Campbell. "NAY": None. Motion carried.

Scott Stricker, representing Landscapes Unlimited, LLC, told the Council he would like to set up another meeting with City Administration to discuss the contract and address concerns that the Council has relating to current staff and terms of the contract.

He also told the Council he believes it is his company's intention to interview all current staff at the Golf Course.

NO ACTION TAKEN

No action was taken on the contract with Landscapes Unlimited, LLC.

ITEM #12  
CLAIMS

McGuire moved and Stoll seconded the motion to approve 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 10:28 p.m.

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Angela Gilbert, City Clerk