

MINUTES OF THE REGULAR CITY COUNCIL MEETING
August 7, 2018; 7:30 p.m.

CALL TO ORDER

Invocation was given by Jan Ekstedt 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, Ostendorf. 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 July 17, 2018.
2. Place on file ML&W reports for May and June 2018.
3. Approve Mayor's re-appointments of Jim Bain, Ty Lucas, and Brent Barker to the City of North Platte Planning Commission.
4. Approve Mayor's re-appointments of Paul Pedersen and Marcene Franzen to the City of North Platte Board of Adjustment.
5. Approve Mayor's appointment of John Patterson to the City of North Platte Board of Adjustment to replace Betty Sones.
6. Approve application by Mid Plains Food & Lodging, Inc. for a Special Designated License on October 27, 2018 from 5:00 p.m. to 1:00 a.m. with an alternate date of October 20, 2018 from 5:00 p.m. to 1:00 a.m. at D&N Event Center, 501 East Walker Road for a MCF-MMA Entertainment Event.
7. Approve application by Pals Brewing Company LLC for a Special Designated License on August 31, 2018 from

9:00 a.m. to 6:00 p.m. at Gary's Super Foods, 1620 East 4th Street for a Chili Roast.

8. Approve application by Pals Brewing Company LLC for a Special Designated License on September 13, 2018 from 2:00 p.m. to 10:00 p.m. at Brittany's in the Platte River Mall, 1000 South Dewey Street for a One Year Anniversary Celebration.
9. Approve application by C & N Development, LLC dba Sideline's Sports Bar & Grill for a Special Designated License on September 1, 2018 from 11:00 a.m. to 1:00 a.m. at Wild Bill's Fun Center, 1100 South Jeffers Street for a Husker Party.
10. Approve application by Fraternal Order of Eagles 2839 for a Special Designated License on September 15, 2018 from 4:00 p.m. to 12:00 a.m. at D&N Event Center, 501 East Walker Road for the Pheasants Forever Fundraiser.
11. Approve application by Callaway Market, LLC for a Special Designated License on September 1, 2018 from 5:00 p.m. to 1:00 a.m. at the D&N Event Center, 501 East Walker Road for a Wedding Reception.
12. Approve application by RJA Enterprises, LLC dba Dave's Place for a Special Designated License on September 15, 2018 from 11:00 a.m. to 11:00 p.m. at Dave's Place, 1510 East 4th Street, Suite 3 for a Fundraiser.
13. Send application of Big Red Liquor for a Class D Liquor License (Beer, Wine & Distilled Spirits, Off Sale Only) located at 1421 East 4th Street to the Liquor Control Commission with no recommendation.
14. Accept bids and award contract for Paving District No. 832 to Cement Products, Inc. in the amount of \$810,520.20 and authorize Mayor to sign the contract.

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

ITEM #15
QUALITY
GROWTH FUNDS
TO CREATIVITY
UNLIMITED ARTS
COUNCIL

Lee moved and Petersen seconded the motion to approve recommendation of City of North Platte Quality Growth Fund Citizen's Advisory Committee to award a \$175,000 grant for the application presented by Creativity Unlimited Arts Council for their ongoing renovation project at the Prairie Arts Center. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #16
NORTHWESTERN

Lee moved and Petersen seconded the motion to approve recommendation of North Platte NorthWestern Energy

ENERGY ECONOMIC DEVELOPMENT FUNDS TO CREATIVITY UNLIMITED ARTS COUNCIL Economic Development Fund Committee to award \$66,000 for the application presented by Creativity Unlimited Arts Council for the purchase of new natural gas furnaces for the third floor of the Prairie Arts Center. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #17 AIRPORT LEVY Lee moved and Petersen seconded the motion to adopt Resolution determining amount of tax to be levied for airport purposes. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #18 APPROVE ORD 3995 Mayor Livingston declared a Public Hearing to approve Ordinance No. 3995 to amend the City of North Platte Code of Ordinances Section 150.030 relating to the International Building Code relating to elevators and conveying systems.

No one appeared.

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

Mayor Livingston instructed Ordinance No. 3995 to be read by title on its first reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 3995 on its first reading. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #19 TABLE PUBLIC HEARING AND ACTION UNTIL AUGUST 21, 2018 Lee moved and Ostendorf seconded the motion to table the Public Hearing and action on recommendation by the City of North Platte Planning Commission for an application by NE Colorado Cellular, Inc., purchaser, and Bud Welch, Owner, for a Conditional Use Permit to construct a 100' monopole telecommunications tower and site located at 809 North Carr Avenue until the next City Council Meeting on August 21, 2018. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #20 ORD 3992 ON 3RD READING Mayor Livingston instructed Ordinance No. 3992 to adopt recommendation by the North Platte Planning Commission regarding annexation of part of Lot 5 Calvary 1st Subdivision, North Platte, Lincoln County, Nebraska to be read by title on its third reading. Lee moved and Petersen seconded the motion to

approve Ordinance No. 3992 on its third reading. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #21
ORD 3993 ON 3RD
READING

Mayor Livingston instructed Ordinance No. 3993 to adopt recommendation by the North Platte Planning Commission regarding annexation of the South 75' Lot 2 Calvary 1st Subdivision, North Platte, Lincoln County, Nebraska to be read by title on its third reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 3993 on its third reading. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #22
CDS INSPECTIONS &
BEYOND, INC. FOR
HOUSING
ADMIN/REHAB
SPECIALIST
SERVICES

Lee moved and Petersen seconded the motion to approve entering into a contract with CDS Inspections & Beyond, Inc. for Housing Administration/Rehabilitation Specialist Services as it pertains to CDBG #16-HO-33066 Owner-Occupied Rehabilitation. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #23
CDS INSPECTIONS &
BEYOND, INC. FOR
LEAD-BASED PAINT
SPECIALIZED
SERVICES

Lee moved and Petersen seconded the motion to approve entering into a contract with CDS Inspections & Beyond, Inc. for Lead-Based Paint Specialized Services as it pertains to CDBG #16-HO-33066 Owner-Occupied Rehabilitation. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #24
LINCOLN COUNTY
CDC FOR HOUSING/
ADMIN SERVICES

Lee moved and Petersen seconded the motion to approve entering into a contract with Lincoln County Community Development Corporation for Housing/Administrative Services as it pertains to CDBG #16-HO-33066 Owner-Occupied Rehabilitation. Motion carried. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #25
APPROVE ORD 3990

Lee moved that the rule requiring Ordinance No. 3990 to vacate a portion of West "A" Street, but retaining an easement to be read on three different dates be suspended. Petersen seconded the motion. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

Mayor Livingston instructed Ordinance No. 3990 to be read one time by title only. Lee moved and Steinbeck seconded the motion

to approve Ordinance No. 3990. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #26
APPROVE ORD 3996

Lee moved that the rule requiring Ordinance No. 3996 to amend Ordinance No. 3994 creating Sanitary Sewer Connection District No. 20 to be read on three different dates be suspended. Petersen seconded the motion. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

Mayor Livingston instructed Ordinance No. 3996 to be read one time by title only. Lee moved and Petersen seconded the motion to approve Ordinance No. 3996. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #27
INTERLOCAL
AGREEMENT WITH
LINCOLN COUNTY
TO UTILIZE
INCREASE IN SALES
TAX REVENUE

Lee moved and Petersen seconded the motion to approve Interlocal Agreement between the City of North Platte and Lincoln County intended to utilize increase in sales tax revenue to assist the City and County in implementing public infrastructure projects. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

Baker moved and Pedersen seconded the motion to reconsider the motion to approve Interlocal Agreement between the City of North Platte and Lincoln County intended to utilize increase in sales tax revenue to assist the City and County in implementing public infrastructure projects. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

Baker moved and Petersen seconded the motion to approve the Interlocal Agreement with the amendment made by Lincoln County on Page No. 2, Paragraph No. 2 under Item No. 6 Administrative Committee, by changing the wording from at least two (2) Committee members must be present at any meeting to constitute a quorum of the Committee to transact business to three (3) Committee members must be present at any meeting to constitute a quorum of the Committee to transact business. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #28
BALLOT ISSUE ON
NOVEMBER 6, 2018
TO INCREASE
LOCAL SALES TAX
½%

Lee moved and Petersen seconded the motion to approve Resolution authorizing and directing that a ballot issue be placed on the ballot for the general election of November 6, 2018 for consideration by the voters of the City of North Platte to increase local sales tax ½%. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #29
AGREEMENT
WITH LARM

Lee moved and Petersen seconded the motion to adopt Resolution approving agreement between the City of North Platte and the League Association of Risk Management (LARM). Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.


ITEM #30
CLAIMS

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

ADJOURN

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

Adjourned at 8:18 p.m.



Angela Gilbert, City Clerk