

MINUTES OF THE REGULAR CITY COUNCIL MEETING
August 21, 2018; 7:30 p.m.

CALL TO ORDER

Invocation was given by Andrew Lee 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 Baker seconded the motion to approve the Consent Agenda as follows:

1. Approve minutes of regular meeting on August 7 and budget work session on August 14, 2018.
2. Approve Mayor's re-appointments of Glenn Petersen and Romano Polanco to the Cody Scout Commission.
3. Approve Mayor's re-appointment of Kim Shapiro to the Historic Preservation Commission.
4. Approve Mayor's re-appointment of Edy Patterson to the Community Redevelopment Authority.
5. Approve application by Aden Enterprises, LLC dba Sutherland Longhorn Bar for a Special Designated License on October 13, 2018 from 3:00 p.m. to 1:00 a.m. at D&N Event Center, 501 East Walker Road for a Wedding Reception.
6. Send application of Jennifer Hansen as Liquor License Manager at RMH Franchise Corporation dba Applebee's Neighborhood Grill & Bar located at 102 Platte Oasis Pkwy to Liquor Control Commission with no recommendation.
7. Send application of River's Edge Golf Club, LLC dba River's Edge Golf Club for a Class C Liquor License

(Beer, Wine & Distilled Spirits, On & Off Sale) located at 1008 West 18th Street to the Liquor Control Commission with no recommendation.

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

ITEM #8
STATUS REPORT
ON QUALITY
GROWTH FUND
LB 840 PROGRAM

Mayor Livingston declared a Public Hearing to hear a report from the program administrator, Gary Person, on the status of the Quality Growth Fund LB 840 Program.

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

No action was taken.

ITEM #9
MODIFICATIONS
TO WORKNP
PROGRAM

Petersen moved and Baker seconded the motion to approve request for two modifications to the existing WorkNP program by 1) extending the current time line for the employee recruitment program by an additional 18 months to April 1, 2020 and 2) expanding the eligibility for employees recruited per business from two new employees to four new employees.

Gary Person, Executive Director of North Platte Chamber/DEVCO, told the Council that only three people have filled jobs so far, but they have more applications to process and inquiries come in every day. He said they are only asking for more time, not more money for the program.

Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Steinbeck, Ostendorf. "NAY": Lee, Carman. Motion carried.

ITEM #10
CONDITIONAL
USE PERMIT,
809 NORTH
CARR AVENUE

Mayor Livingston declared a Public Hearing 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.

Chris Riha, representing Viaero Wireless, told the Council the new tower will improve frequency strength half-way between their east and west sites, it should not offend the neighbors, there was no opposition at the City Planning Commission meeting, they have been approved by the FAA and the tower does not have to be lit unless the Council chooses to make that a requirement. He also said that a subdivision consolidation

application to consolidate all five lots into one lot will be filed before any work begins.

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

Lee moved that we find the request for a Conditional Use Permit to construct a 100' monopole telecommunications tower and site located at 809 North Carr Avenue meets the minimum standards stated in The North Platte Code of Ordinances Section 156-322 and approve and grant the Conditional Use Permit requested with the conditions that all elements of the application are complied with and with the condition that 1) A subdivision plat consolidating all five lots into one lot be submitted, approved and filed with the Lincoln County Register of Deeds prior to issuance of any building permit or construction of the site and based on the following factual findings: 1) The use shall conform to all applicable ordinances, laws and regulations of any governmental jurisdiction. 2) The use shall have adequate water, sewer, and drainage facilities. 3) Ingress and egress shall be so designated as to minimize traffic congestion in the public streets. 4) The use shall in all other respects conform to the applicable regulations of the district in which it is located. 5) The use shall be in harmony with the character of the area and the most appropriate use of the land. Baker seconded the motion. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #11
ORD 3995 ON 2ND
READING

Mayor Livingston instructed Ordinance No. 3995 an amendment to the City of North Platte Code of Ordinances Section 150.030 relating to the International Building Code relating to elevators and conveying systems to be read by title on its second reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 3995 on its second reading. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #12
TABLE UNTIL
SEPTEMBER 4, 2018

Lee moved and Steinbeck seconded the motion to approve the request by 308 BMX, INC. to approve License Agreement to operate a motocross race track on property owned by the City of North Platte.

Attorney Chawnta Durham, and Bunny Hinde and Brandon

McCook of 308 BMX, told the Council they cannot apply for grants, a Conditional Use Permit or more funding until the License Agreement with the City is in place. They said no funding from the City is being asked for at this time but they are asking for electricity, gas, water, sewer, porta potties, a parking lot and for the site to be stripped and leveled. They said 308 BMX will install the dirt track, provide seating and carry public liability insurance in the amount of at least \$1,000,000. They also told the Council they are willing to work with them on the terms of the agreement.

Lee moved to withdraw his motion, with the approval of Steinbeck.

Lee moved and Petersen seconded the motion to table action on the License Agreement with 308 BMX, INC. until the September 4, 2018 City Council Meeting. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #13
STORM WATER
AGREEMENT FOR
COMFORT INN
MOTEL

Lee moved and Baker seconded the motion to authorize Mayor to execute Storm Water Management Inspection and Maintenance Agreement between Krishna Motel, Inc. and the City of North Platte to resolve storm water issues at Comfort Inn Motel. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

ITEM #14
GOV'T ACCESS
CHANNEL
CONTRACT

Lee moved and Baker seconded the motion to approve agreement for Independent Contractor Services/Government Access Channel for the 2018-2019 Budget year between the City of North Platte and Cynthia Gutschenritter. Roll call vote: "AYE": Nisley, Baker, Petersen, Pedersen, Lee, Carman, Steinbeck, Ostendorf. "NAY": None. Motion carried.

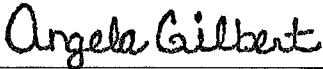
ITEM #15
CLAIMS

Petersen moved and Lee 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 9:13 p.m.



Angela Gilbert, City Clerk