

MINUTES OF THE REGULAR CITY COUNCIL MEETING
May 7, 2019; 7:30 p.m.

CALL TO ORDER

Invocation was given by Bob Deardoff 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, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, 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 regular meeting on April 16 and work session on April 24, 2019.
2. Place on file ML&W reports for March 2019.
3. Send application of Daniel Steele as Liquor License Manager at Walmart #1585 located at 1401 South Dewey Street to the Liquor Control Commission with no recommendation.
4. Approve application by Pals Brewing Company LLC for Special Designated Licenses on nine consecutive Thursdays from June 13, 2019 to August 8, 2019 from 3:00 p.m. to 11:00 p.m. at Fort Cody Trading Post, 221 Halligan Drive for a Music Series.
5. Approve application by The Platte, Inc. dba Platte Bar for a Special Designated License on June 14, 2019 from 8:00 a.m. to 1:00 a.m. and June 15, 2019 from 8:00 a.m. to 1:00 a.m. at Platte Bar, 119 West 6th Street for a beer garden.
6. Authorize the sale of surplus vehicles and equipment at the next police impound auction to be held May 18, 2019.

7. Accept bids and award contract to Janssen Dodge for one new 2019 1-Ton Dump Truck for the Water Department in the amount of \$46,850.00.

Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #8
CONDITIONAL
USE PERMIT, 820
SOUTH WALNUT

Mayor Livingston declared a Public hearing on recommendation by City of North Platte Planning Commission on an application by William Milleson, owner, and Tiffany Forbes, purchaser, for a Conditional Use Permit to allow a Daycare Center in an R-3 Dwelling District located at 820 South Walnut on property described as Lot 1 Shannon Administrative Subdivision, North Platte, Lincoln County, Nebraska.

No one appeared.

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

Lee moved and Carman seconded the motion to approve the Conditional Use Permit.

Lee moved to withdraw his motion, with the consent of Carman.

Lee moved and Carman seconded the motion to find the request for a Conditional Use Permit to allow a Day Care Center located at 820 South Walnut 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 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.

Tiffany Forbes, purchaser, told the Council she will discuss traffic and parking issues with her clients before she opens for business.

Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #9
NORTH PLATTE
HOSPITALITY FIRST
REPLAT, 2102
SOUTH JEFFERS

Lee moved and Carman seconded the motion to adopt recommendation by the North Platte Planning Commission for preliminary and final approval of North Platte Hospitality First Replat located at 2102 South Jeffers with a bond in place to cover future development of the undeveloped parking area on the west side of Lot 1. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lee, Carman, Rieker, Ostendorf. "NAY": Lucas. Motion carried.

ITEM #10
CDS INSPECTIONS
& BEYOND FOR
OWNER OCCUPIED
REHAB PROJECT

Lee moved and Carman seconded the motion to adopt recommendation by CDS Inspections & Beyond for approval of one Owner Occupied Rehab Project for a resident of the City of North Platte totaling \$25,000.00 in CDBG Funds as part of the 16-HO-33066 Program. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #11
CONSENT TO
CONSUMPTION OF
ALCOHOL ON EAST
5TH AND DEWEY
STREETS

Lee moved and Carman seconded the motion to adopt Resolution consenting to the sale and consumption of alcoholic liquor on East 5th Street and North Dewey Street for Platte River Cruise Night on July 13, 2019. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #12
SPECIAL
DESIGNATED
LICENSE FOR
PLATTE RIVER
CRUISE NIGHT

Lee moved and Carman seconded the motion to approve application by United States Junior Chamber of Commerce dba North Platte Jaycees for a Special Designated License on July 13, 2019 from 12:00 p.m. to 1:00 a.m. on East 5th Street and North Dewey Street for Platte River Cruise Night. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #13
ORD 4003 ON 3RD
READING

Mayor Livingston instructed Ordinance No. 4003 amending Section No. 94.021 of the North Platte Code of Ordinances, adopting the NFPA 101 Life Safety Code, 2012 Edition and NFPA 1 Fire Code, 2012 Edition to be read by title on its third reading. Lee moved and Carman seconded the motion to approve Ordinance No. 4003 on its third reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #14
MUTUAL FINANCE

Lee moved and Carman seconded the motion to authorize Mayor

ASSISTANCE FUND
AGREEMENT

to sign Mutual Finance Assistance Fund Agreement, pursuant to the Nebraska Mutual Finance Assistance Act, Neb. Rev. Stat. 35-1201. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #15
NEBRASKALAND
DAYS PARADE

Lee moved and Carman seconded the motion to adopt Resolution for NebraskaLand Days Parade in accordance with Nebraska Department of Roads permission requirements. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #16
TSP DESIGN
REFINED FOR
NORTH PLATTE
REC CENTER
MASTER PLAN

Lee moved and Carman seconded the motion to accept and approve proposal by TSP Design Refined to provide a "North Platte Recreation Center Master Plan" for a cost of \$8,800 plus reimbursable expenses and authorize the Mayor to sign all necessary documents.

Fiona Libsack, Co-Chair of the Wellness Committee, told the Council that donations will be used to pay the \$8,800 and not City funds.

Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.


ITEM #17
CLAIMS

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

ADJOURN

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

Adjourned at 8:09 p.m.



Angela Gilbert, City Clerk