

MINUTES OF THE REGULAR CITY COUNCIL MEETING
November 19, 2019; 5:30 p.m.

CALL TO ORDER

Invocation was given by Pastor John Stone 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 5:30 p.m. in the City Hall Council Chambers at 211 West 3rd Street. Present were Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. Carman was absent. 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 Lucas seconded the motion to approve the Consent Agenda as follows:

1. Approve minutes of November 5, 2019.
2. Approve application by Creativity Unlimited Arts Council and Prairie Arts Center for a Special Designated License on December 21, 2019 from 3:00 p.m. to 11:00 p.m. at Prairie Arts Center, 416 North Jeffers Street for their 3rd Floor Grand Opening.
3. Accept and authorize Mayor to sign renewal of City Maintenance Agreement No. 20 with the Nebraska Department of Roads.
4. Accept bids and award contract for a Kubota M-4 071 Deluxe 4wd Tractor for the Wastewater Treatment Plant to Kubota in the amount of \$22,415.00.
5. Accept bid and award contract for one (1) 2020 ½ ton 4x4 pickup for the Electric Department to Janssen Motor Company in the amount of \$38,429.00.
6. Accept bid and award contract for one (1) 2020 ¾ ton 4x4 pickup for the Electric Department to Janssen Motor Company in the amount of \$64,357.00

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

ITEM #7
ORD 4016 ON 1ST
READING

Lee moved that the rule requiring Ordinance No. 4016 adding Title XI, Chapter 118 to the Municipal Code of the City of North Platte, relating to the regulation of cable television systems, cable television franchises, use of City right-of-way by cable television providers, and repealing current Cable Ordinance No. 2879 to be read on three different dates be suspended. Backenstose seconded the motion.

Jeremiah Blakey, Director of Gov't Affairs for Charter Communications in Nebraska, told the Council they have been working on updating this Ordinance and the Franchise Agreement we have with Charter Communications for several months as they are both outdated. He said the Franchise Agreement will come back to the City Council after the Ordinance passes.

Roll call vote on suspension of the rules: "AYE": Backenstose, Petersen, Ostendorf. "NAY": Nisley, Lucas, Lee, Rieker. "ABSENT": Carman. Motion failed 3-4.

Mayor Livingston instructed Ordinance No. 4016 to be read by title on its first reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4016 on its first reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

ITEM# 8
APPROVE ORD 4021

Lee moved that the rule requiring Ordinance No. 4021 to create Paving District No. 833 beginning at the intersection of State Farm Road and Newberry Access Road (the east corporate limit boundary) and continuing west along State Farm Road, approximately 5,000 feet; also, on State Farm Road beginning approximately 220 feet east of Victoria Lane and continuing west on State Farm Road, approximately 2,347 feet; also, on State Farm Road beginning 493 feet west of Willow Street then continuing west of Willow Street then continuing west on State Farm Road 825 feet to the west corporate limit boundary in the City of North Platte, Lincoln County, Nebraska to be read on three different dates be suspended. Lucas seconded the motion. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

Mayor Livingston instructed Ordinance No. 4021 to be read one time by title only. Lee moved and Lucas seconded the motion to approve Ordinance No. 4021. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

ITEM #9
STOP SIGNS AT
SITTING BULL
ROAD

Lee moved and Petersen seconded the motion to adopt Resolution for placement of STOP Signs at Northbound Sitting Bull Road at Eugene Avenue and Southbound Sitting Bull Road at Walker Road. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

ITEM #10
ORD 4017 ON 2ND
READING

Mayor Livingston instructed Ordinance No. 4017 amendments to Sections 150.030, 150.031, 150.032, 150.034, 150.035 and 150.036 of the Municipal Code of the City of North Platte relating to adoption of the updated International Building Code, Mechanical Code, International Residential Code and International Fuel Gas Code to be read by title on its second reading. Lee moved and Lucas seconded the motion to approve Ordinance No. 4017 on its second reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

ITEM #11
APPROVE ORD 4018

Lee moved that the rule requiring Ordinance No. 4018 to rezone certain lands from a PR-1 Dwelling District to an R-3 Dwelling District and to a B-1 Neighborhood Commercial District located at 101 Lakeview Blvd. and described as Lot 2, Block 1, Municipal Second Subdivision to North Platte, Lincoln County, Nebraska, proposed Lots 1-6 Lakeview First Subdivision to be read on three different dates be suspended. Lucas seconded the motion. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

Mayor Livingston instructed Ordinance No. 4018 to be read one time by title only. Lee moved and Lucas seconded the motion to approve Ordinance No. 4018. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Ostendorf. "NAY": Reiker. "ABSENT": Carman. Motion carried.

ITEM #12
RATIFY ELECTIONS
OF MEMBERS OF

Lee moved and Lucas seconded the motion to adopt Resolution ratifying the elections of members of the Board of Directors of The League Association of Risk Management. Roll call vote:

LARM BOARD OF DIRECTORS

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

ITEM #13
OPEN CHECKING
ACCOUNT FOR
QUALITY GROWTH
FUNDS

Lee moved and Petersen seconded the motion to authorize the opening of a checking account at NebraskaLand National Bank for Quality Growth Funds. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lee, Rieker, Ostendorf. "NAY": None. "ABSTAIN": Lucas. "ABSENT": Carman. Motion carried.

ITEM #14
LEASE PURCHASE
FOR A LOADER

Lee moved and Lucas seconded the motion to accept Lease Proposal and authorize the Mayor to sign the "Acceptance" document and lease-purchase documents with U.S. Bankcorp Government Leasing and Finance, Inc. for one 2019 John Deere 544L Loader for use by the Public Service Department in the total amount of \$157,000.00. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

ITEM #15
ISSUE WARRANTS
TO VARIOUS
VENDORS

Lee moved and Petersen seconded the motion to adopt Resolution approving claims and authorizing the issuance of a warrant to Cement Products, Inc. in the amount of \$93,284.02, a warrant to Paulsen, Inc. in the amount of \$249,070.75, a warrant to T.C. Engineering Inc. in the amount of \$36,983.80, a warrant to ATC Group Services LLC in the amount of \$3,060.000 and two warrants to Midlands Contracting, Inc. in the amounts of \$42,826.02 and \$90,565.68 to pay approved claims and referring to and incorporating the terms and conditions of Ordinance No. 3874 relating to warrant financing passed and approved on May 21, 2013. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

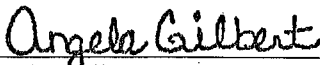
ITEM #16
CLAIMS

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

ADJOURN

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

Adjourned at 6:03 p.m.


Angela Gilbert, City Clerk