

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
January 7, 2020; 5:30 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 5:30 p.m. in the City Hall Council Chambers at 211 West 3rd Street. Present were Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Ostendorf. Rieker was absent.

Rieker entered the meeting at 5:42 p.m.

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 December 17, 2019.
2. Place on file ML&W reports for November 2019.
3. Place on file Treasurer's report for November 2019.
4. Approve Mayor's appointment of Chuck Scriptor to the RSVP Advisory Board to fulfill a vacancy.
5. Approve Mayor's re-appointment of Dave Lund to the City Tree Board.
6. Approve Mayor's re-appointments of Gayla Ward and Mary Ann Agler for a 2<sup>nd</sup> term to the Library Advisory Board and Dr. Raska and Dixie Francis for a 3<sup>rd</sup> term to the Library Advisory Board.
- 6A. Approve application by United States Junior Chamber of Commerce dba North Platte Jaycees for a Special Designated License on February 2, 2020 from 3:00 p.m. to 12:00 a.m. at D&N Event Center, 501 East Walker

Road for the Habitat for Humanity Miss Veterinarian Fundraiser.

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

ITEM #7  
NP HOUSING  
AUTHORITY  
ENVIRONMENTAL  
REVIEW

Mayor Livingston declared a Public hearing to approve a North Platte Housing Authority Environmental Review and to authorize Mayor to sign an Environmental Certification Report.

Seanna Collins, Executive Director of the North Platte Housing Authority, told the Council an Environmental Review was performed and three incompetence's were found 1) The flood on East D Street 2) Noise Issues on East 12<sup>th</sup> Street that were fixed by installing new windows and doors and 3) An old petroleum leak from 1963 on East 10<sup>th</sup> Street that was fixed by replacing the plastic pipe from the street to the house. She said they are asking the Mayor to sign the Environmental Certification Report so they can continue to utilize the funds.

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

Lee moved and Petersen seconded the motion to approve the Environmental Review and authorize Mayor to sign the Environmental Certification Report. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Ostendorf. "NAY": None. "ABSENT": Rieker. Motion carried.

ITEM #8  
CONDITIONAL  
USE PERMIT, 902  
EAST FRANCIS

Mayor Livingston declared a Public hearing on recommendation by the City of North Platte Planning Commission on an application by Hebrew Torah Center for a Conditional Use Permit to allow a church and free standing sign in an R-3 Dwelling District located at 902 East Francis Street and described as the W 297.4' of the S 264' of the E 330.4' of the SE ¼ SE ¼ of Section 4, Township 13 North, Range 30 West of the 6<sup>th</sup> P.M., Lincoln County, Nebraska.

Deb Kleewein, applicant, told the Council they will be moving into the new building as soon as it is finished. She also stated she is not aware of any problems the neighbors have with the building or the sign.

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

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

ITEM #9  
DEPT. OF  
AGRICULTURE  
FOR PIGEON  
CONTROL

Lee moved and Petersen seconded the motion to approve Cooperative Service Agreement between the City of North Platte and the United States Department of Agriculture relating to pigeon control. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Ostendorf. "NAY": None. "ABSENT": Rieker. Motion carried.

ITEM #10  
ORD 4020 ON 3<sup>RD</sup>  
READING

Mayor Livingston instructed Ordinance No. 4020 amending §130.040, §130.041 and §130.042 of the Code of Ordinances of the City of North Platte to provide for the regulation of electronic nicotine delivery systems and alternative nicotine products to be read by title on its third reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4020 on its third reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #11  
ORD 4024 ON 2<sup>ND</sup>  
READING

Mayor Livingston instructed Ordinance No. 4024 amending Section 94.020 of the Municipal Code of the City of North Platte to adopt the International Fire Code, 2018 Edition to be read by title on its second reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4024 on its second reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #12  
ORD 4022 ON 2<sup>ND</sup>  
READING

Mayor Livingston instructed Ordinance No. 4022 to create Street Improvement District No. 329 in Lakeview Boulevard from the intersection of West A Street to the intersection of West Front Street in the City of North Platte, Lincoln County, Nebraska to be read by title on its second reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4022 on its second reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Ostendorf. "NAY": Rieker. Motion carried.


ITEM #13  
CLAIMS

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

ADJOURN

Petersen 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 5:46 p.m.

  
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Angela Gilbert, City Clerk