

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
April 21, 2020; 5:30 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 5:30 p.m. in the City Hall Council Chambers and the City Hall Conference Room at 211 West 3rd Street. Present were Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. Mayor Dwight Livingston presided and Dawn Miller, Director of Finance, recorded the proceedings.

Mayor Livingston stated that a current copy of the Open Meetings Act of Nebraska is posted on the wall in the Council Chambers and the Conference Room.

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 Special Meeting on April 1 and Regular Meeting on April 7, 2020.
2. Approve application by The Platte, Inc. dba Platte Bar for a Special Designated License on June 19, 2020 from 8:00 a.m. to 1:00 a.m. and June 20, 2020 from 8:00 a.m. to 1:00 a.m. at Platte Bar, 119 West 6<sup>th</sup> Street for a beer garden.
3. Send application of Christopher Berglund as Liquor License Manager at Ruby Tuesday located at 2320 South Jeffers Street to Liquor Control Commission with no recommendation.

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

ITEM #4  
MAYOR'S  
APPOINTMENT  
OF MATTHEW  
KIBBON AS CITY

Lee moved and Petersen seconded the motion to approve Mayor's appointment of Matthew Kibbon for the position of City Administrator.

ADMINISTRATOR

Mayor Livingston told the Council that May 3<sup>rd</sup> would be the end of Matthew Kibbon's quarantine.

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

ITEM #5  
ASSESS WATER  
EXTENSION 263

Mayor Livingston told the Council they were sitting as a Board of Equalization to approve Assessment Schedule for Water Extension District No. 263 Beginning at the existing water main on the 2000 block of West 18<sup>th</sup> Avenue thence west (approximately 255 feet) to the intersection of North Emory Avenue; thence south along North Emory Avenue (approximately 195 feet) to the existing water main.

No one appeared.

Lee moved and Petersen seconded the motion to close the Board of Equalization and assess per the assessment schedule. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #6  
TABLE  
ASSESSMENT OF  
SEWER EXTENSION  
348 UNTIL NEXT  
MEETING

Mayor Livingston told the Council they were sitting as a Board of Equalization to approve Assessment Schedule for Sanitary Sewer Extension District No. 348 (Along East 6<sup>th</sup> Street; starting at 1813 East 6<sup>th</sup> Street and continuing west approximately 475 feet).

John Erickson, 1708 East 6<sup>th</sup> Street, told the Council he is concerned that costs of concrete, etc. only benefited one property owner and costs of this district seem higher compared to other districts.

Lee moved and Petersen seconded the motion to close the Board of Equalization and assess per the assessment schedule.

Lee moved to withdraw his motion and Petersen seconded.

Rieker moved and Lee seconded the motion to table the assessment of Sanitary Sewer Extension District No. 348 until the next City Council meeting on May 5, 2020 so Attorney Terry Waite can research whether there are any other options for assessment calculations. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #7  
ORD 4034 ON 1<sup>ST</sup>  
READING

Mayor Livingston instructed Ordinance No. 4034 to create a clean energy assessment district; to establish definitions; to provide for the financing, administration, and collections, to promote energy efficiency improvements and renewable energy systems to be read by title on its first reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4034 on its first reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #8  
APPROVE PACE  
MANUAL,  
APPLICATION AND  
CONTRACT FORM

Lee moved and Petersen seconded the motion to adopt Resolution approving the Nebraska Property Assessed Clean Energy (PACE) the PACE manual, the PACE application and the PACE contract form. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #9  
ORD 4026 ON 3<sup>RD</sup>

Mayor Livingston instructed Ordinance No. 4026 to vacate a 25' frontage road lying north of and adjacent to the north line of Lots 5 and 6, Block 3, Meadow Brook Estates, North Platte, Lincoln County, Nebraska (Twidwell First Replat) to be read by title on its third reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4026 on its third reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #10  
ORD 4027 ON 3<sup>RD</sup>

Mayor Livingston instructed Ordinance No. 4027 to rezone certain land from an A-1 Transitional Agricultural District to an R-L Suburban Residential District located at 3301 South Bare Avenue described as Lots 5 and 6, Block 3, Meadow Brook Estates and the proposed 25' vacated frontage road lying north of and adjacent to the north line of said lots, North Platte, Lincoln County, Nebraska (Twidwell First Replat) to be read by title on its third reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4027 on its third reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #11  
ISSUE  
WARRANTS  
TO FOUR  
VENDORS

Lee moved and Petersen seconded the motion to adopt Resolution approving claims and authorizing the issuance of a warrant to Nebraska Safety and Fire Equipment Inc. in the amount of \$175.00, a warrant to Cement Products, Inc. in the amount of \$92,318.80, a warrant to Midlands Contracting Inc. in the amount of \$101,969.55 and a warrant to Paulsen, Inc. in the amount of \$368,661.85 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, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #12  
CLAIMS

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

ADJOURN

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

Adjourned at 6:16 p.m.



Angela Gilbert, City Clerk