

MINUTES OF THE REGULAR CITY COUNCIL MEETING

June 2, 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, Lee, Lucas, 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 May 19, 2020.
2. Place on file ML&W reports for April 2020.
3. Place on file Treasurer's report for April 2020.
4. Approve Mayor's re-appointment of Lisa Burke to the Cody Scout Commission.
5. Adopt recommendation by the North Platte Planning Commission for preliminary and final approval of Smith 3<sup>rd</sup> Replat located at 109 West Philip Avenue in a B-2 Highway Commercial District.

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

ITEM #6  
BLIGHT &  
SUBSTANDARD  
STUDY-BLIGHT  
STUDY AREA 13

Mayor Livingston declared a Public hearing to adopt a Resolution to approve and adopt a Blight and Substandard Study by the City of North Platte and approval of related actions regarding the North Platte, Nebraska Blight and Substandard Study – Blight Study Area 13 prepared by Marvin Planning

Consultants.

Carolyn Henry, 4001 Sugarberry Road, requested clarification regarding how many homes were used to make the blighted and substandard designation.

Keith Marvin, Marvin Planning Consultants, explained to the Council the process he used in conducting the Study. He told the Council there were 25 primary structures used in the Study, nineteen of the structures were built in 1980 or earlier, resulting in 76% being over 40 years of age. The average age was 39.5 years (40 years after rounding). He clarified that property must be inside City limits to be declared blighted and substandard and explained that cracked streets, curb and gutter and sidewalks are considered in making a designation.

Lisa Girard, 3907 Sugarberry Road, told the Council this is one of the most desirable neighborhoods in the community and should not be declared blighted and substandard. She expressed concern about the many layoffs and that there are about 250 homes on the market now.

Donna Tryon, 820 South Bryan, told the Council she spoke with the County Assessor's Office regarding the age of the homes and could not get the average age to come up to 40 years. She urged the Council to vote "no".

Rob Janas, 4002 Sugarberry Road, said that TIF is a good program if used correctly, but Sugarberry Road is not a blighted area.

Ronald Girard, 3907 Sugarberry Road, asked about the impact of a blighted and substandard designation on property taxes. He said this is an excellent neighborhood and TIF should not be used.

Mark Woods, 902 North Emory, told the Council he was concerned with the arbitrariness of the law and indicated that North Platte already has a lot of houses.

Peggy Janas, 4002 Sugarberry Road, asked how many Council Members have driven down Sugarberry Road and experienced issues with the road or curb conditions.

Jim Conner, 3811 Sugarberry Road, asked who stands to profit and benefit the most from the proposed project. He said it would

be the developer who would profit.

Daren Wilkinson, Developer, said he feels bad that we have to take a nice street with very nice homes and call them blighted and substandard. He stated that he has no plans to develop anything on Sugarberry Road.

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

Lee moved and Rieker seconded the motion to deny the Resolution.

Lee withdrew his motion, with the consent of Rieker.

Lee moved and Lucas seconded the motion to adopt the Resolution. Roll call vote: "AYE": Lucas. "NAY": Nisley, Backenstose, Petersen, Lee, Carman, Rieker, Ostendorf. Motion failed 1-7.

ITEM #7  
ORD 4035 ON  
3<sup>RD</sup> READING

Mayor Livingston instructed Ordinance No. 4035 to create Paving District No. 835 on Reid Avenue from Oak Street to Spruce Street and Spruce Street from Reid Avenue to Philip Avenue in the City of North Platte, Lincoln County, Nebraska to be read by title on its third reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4035 on its third reading. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Ostendorf. "NAY": Rieker. Motion carried.

ITEM #8  
NEBRASKALAND  
DAYS PARADE

Lee moved and Petersen seconded the motion to adopt Resolution for the NebraskaLand Days Parade to be held on August 8, 2020. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #9  
INTERLOCAL FUEL  
AGREEMENT

Lee moved and Petersen seconded the motion to approve one (1) year renewal of the Interlocal Fuel Agreement between Lincoln County and the City of North Platte for services, providing fuel, to the Lincoln County Roads Department and authorize the Mayor to sign all documents for the City. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #10

Lee moved and Petersen seconded the motion to approve the Claims. Roll call vote: "AYE": Nisley, Backenstose, Petersen,

CLAIMS

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 6:59 p.m.

*Angela Gilbert*

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Angela Gilbert, City Clerk