

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
October 20, 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 at 211 West 3rd Street. Present were Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. Carman was absent at Roll Call but entered the meeting late. 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 and City Hall; the designated method for giving notice (Certificate of Posting) is 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 October 6, 2020.
2. Approve application by Fat Dogs North Platte for a Special Designated License on November 20, 2020 from 4:00 p.m. to 6:00 p.m., with an alternate date of November 21, 2020 from 4:00 p.m. to 6:00 p.m. at Fat Dogs North Platte, 102 Holiday Frontage Road for a Tasting Event.

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

CLOSED SESSION

Lucas moved and Petersen seconded the motion to go into Closed Session at 5:37 p.m. for the purpose of discussing real estate. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Rieker, Ostendorf. "NAY": None. "ABSENT": Carman. Motion carried.

Mayor Livingston restated the purpose of the Closed Session to discuss real estate.

RETURN TO  
REGULAR SESSION

Lee moved and Petersen seconded the motion to come out of Closed Session and return to Regular Session at 6:20 p.m. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #3  
AUTHORIZE  
NEGOTIATIONS  
WITH C & L LAND,  
LLC FOR IRON  
EAGLE GOLF  
COURSE

Lee moved and Carman seconded the motion to authorize City Administration to negotiate the leasing terms for Iron Eagle Golf Course in North Platte, Lincoln County, Nebraska with C & L Land, LLC. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #4  
AGREEMENT WITH  
LEATHERS, INC.  
FOR A  
COMMUNITY  
BUILD  
PLAYGROUND AT  
CENTENNIAL PARK

Lee moved and Carman seconded the motion to authorize the approval of an agreement between Leathers, Inc. and the City of North Platte for a Community Build Playground plan for Centennial Park and authorize the Mayor to sign all necessary documents.

Emily Wurl and Tauni Morris, Co-General Coordinators of the project, told the Council they will be doing fundraisers and applying for grants to raise money for the playground that will be ADA certified and made out of recycled materials. They stated we will be building our community with a community built playground.

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

ITEM #5  
ORD 4042 ON 2<sup>ND</sup>  
READING

Mayor Livingston instructed Ordinance No. 4042 amending the North Platte Code of Ordinances Chapter 150 Building Regulations; Construction Section 150.094 and Chapter 156 Zoning Section 156.083 relating to Footings and Accessory Uses to be read by title on its second reading. Lee moved and Petersen seconded the motion to approve Ordinance No. 4042 on its second reading.

Rieker moved and Lee seconded the motion to amend Section 150.094 FOOTINGS. (A) (1) to read: No foundation of a building shall be placed on fill material unless designed and approved by a professional engineer. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

Roll call vote on the main motion as amended: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf.

"NAY": None. Motion carried.

ITEM #6  
CERTIFICATE OF  
COMPLETION FOR  
PAVING 833

Lee moved and Petersen seconded the motion to approve Certificate of Completion for Paving District No. 833 on State Farm Road from Newberry to Willow Street (within the City Limits) and accept said improvements. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #7  
CERTIFICATE OF  
COMPLETION FOR  
PAVING 834

Lee moved and Petersen seconded the motion to approve Certificate of Completion for Paving District No. 834 on Charlie Evans Drive from 145' west of the west right-of-way of Buffalo Bill Avenue thence west and then north to Scouts Rest Ranch Road and accept said improvements. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #8  
AGREEMENT  
WITH FRATERNAL  
ORDER OF POLICE  
#33

Lee moved and Carman seconded the motion to approve Collective Bargaining Agreement between the City of North Platte and North Platte Police Employees Association, Inc. Fraternal Order of Police #33 for the term of October 1, 2020 to September 30, 2022. Roll call vote: "AYE": Nisley, Backenstose, Petersen, Lucas, Lee, Carman, Rieker, Ostendorf. "NAY": None. Motion carried.

ITEM #9  
ISSUE WARRANTS  
TO PAULSEN, INC.  
AND ATC GROUP  
SERVICES LLC

Lee moved and Petersen seconded the motion to adopt Resolution approving claims and authorizing the issuance of a warrant to Paulsen, Inc. in the amount of \$504,026.50 and a warrant to ATC Group Services LLC in the amount of \$1,516.25 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, Lee, Carman, Rieker, Ostendorf. "NAY": None. "ABSTAIN": Lucas. Motion carried.

ITEM #10  
CLAIMS

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

Adjourned at 6:46 p.m.

*Angela Gilbert*

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Angela Gilbert, City Clerk