

MINUTES OF THE REGULAR CITY COUNCIL MEETING
January 19, 2021; 5:30 p.m.

CALL TO ORDER

Invocation was given by Brenda 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, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. Mayor Brandon Kelliher presided and City Clerk Angela Gilbert recorded the proceedings.

Mayor Kelliher 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

Nisley moved and Garrick seconded the motion to approve the Consent Agenda as follows:

1. Approve Minutes of January 5, 2021.
2. Place on file Treasurer's report for November 2020.
3. Send application of Mid Plains Food & Lodging dba Fat Dogs North for a Class D Liquor License (Beer, Wine & Distilled Spirits, Off Sale Only) located at 1313 South Dewey Street to the Nebraska Liquor Control Commission with no recommendation.
4. Approve application by Mid Plains Food & Lodging, Inc. for a Special Designated License on March 20, 2021 from 5:00 p.m. to 1:00 a.m. at D&N Event Center, 501 East Walker Road for a MCF-MMA Entertainment Event.
5. Removed from Consent Agenda.

Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #5
DEPOSITORY
BANKS FOR CITY
FUNDS FOR 2021

Nisley moved and Rieker seconded the motion to approve requests from Adams Bank & Trust; Equitable Bank; First National Bank North Platte; First State Bank; Great Western Bank; Hershey State Bank; NebraskaLand National Bank;

Sandhills State Bank; Union Bank & Trust; Wells Fargo Bank, N.A. and Western Nebraska Bank to be designated as depository banks for City funds for 2021. Roll call vote: "AYE": Nisley, Tryon, Volz, Garrick, Carman, Rieker, Woods. "NAY": None. "ABSTAIN": Lucas. Motion carried.

ITEM #6
NEWBURN FUNDS
FOR PICKLE BALL
COURTS

Garrick moved and Volz seconded the motion to approve the request from the Pickle Ball Committee to expend up to \$8,000.00 in Newburn Fund earnings to assist with the construction of Pickle Ball Courts in North Platte.

Barb Baldrige, President of North Platte Pickle Ball, told the Council the Pickle Ball Courts in Memorial Park need resurfacing and the committee has received donations and raised \$19,000 in funds but are requesting Newburn Funds to cover the rest of the costs associated with the project.

Samantha Geisler and Kevin Wood discussed the tourism benefits and economic impact that Pickle Ball tournaments will bring to the area and how it is a fun sport for people of all ages.

Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #7
AMEND 2011
FUTURE LAND USE
MAP AT 614,617 AND
619 NORTH GRANT
AVE.

Mayor Kelliher declared a Public hearing for an amendment to the North Platte Comprehensive Plan 2011 Future Land Use Map to amend certain lands from Residential – Medium Density Single, Duplexes, and Multi-Family to Industrial located at 614, 617 and 619 North Grant Avenue.

Kirk Nansel, owner and applicant, told the Council he may build a greenhouse in the future but he currently has storage containers at the location as he is out of room at the shop he owns across the street from the properties.

Rieker moved and Lucas seconded the motion to close the hearing. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

Nisley moved and Rieker seconded the motion to approve the amendment to the North Platte Comprehensive Plan 2011 Future Land Use Map. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": Tryon. Motion carried.

ITEM #8
ORD 4050 ON 1ST
READING

Mayor Kelliher declared a Public hearing on Ordinance No. 4050 to rezone certain lands from an R-2 Dwelling District to an I-1 Light Industrial District located at 614, 617 and 619 North Grant Avenue.

No one appeared.

Rieker moved and Garrick seconded the motion to close the hearing. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

Mayor Kelliher instructed Ordinance No. 4050 to be read by title on its first reading. Lucas moved and Nisley seconded the motion to approve Ordinance No. 4050 on its first reading. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #9
CONDITIONAL USE
PERMIT, 1220 WEST
A STREET

Mayor Kelliher declared a Public hearing for a Conditional Use Permit to allow a sixty (60) foot tall cell tower and telecommunication facility in a B-1 Neighborhood Commercial District located at 1220 West A Street.

Mike and Johnna Arensdorf, co-owners of the property at 1215 West B Street, told the Council the tower will be forty (40) yards from the property they own and they are opposed to the tower being so close to residential properties and none of the other cell towers in North Platte are as close to homes as this one will be. They said the value of their home will decrease dramatically, a ten (10) foot fence will not hide the sixty (60) foot tower, 4G service will be outdated in the next year or two and people should never be asked to compromise when there are other alternatives.

Linda Deaver, 1221 West B Street, told the Council she is opposed to the cell phone tower as she already has great cell service at home and there is already a cell tower at the North Platte High School football field. She believes the tower will destroy property values and she worries about the health of herself and the neighbors because it is too close to their homes.

Chris Riha, representing Industrial Tower West, LLC, told the Council the new tower will increase the frequency strength of cell phones and internet in the area. He said they do not want to be detrimental to the neighborhood and they are fine with the Planning Commission's request that the tower not have a light or

camera and that a fence be placed around the perimeter of the tower.

Carman moved and Garrick seconded the motion to close the hearing. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

Lucas moved and Rieker seconded the motion to find the request for a Conditional Use Permit to allow a sixty (60) foot tall cell tower and telecommunication facility in a B-1 Neighborhood Commercial District located at 1220 West A Street meets the minimum standards stated in the North Platte Code of Ordinances Section 156-322 and approve and grant the Conditional Use Permit requested with the condition that all elements of the application are complied with and with the conditions that:

1. There is no light on the tower.
2. There are no cameras on the tower.
3. There is a privacy fence around the tower as recommended by the Planning Commission.

based on the following factual findings:

1. The use shall conform to all applicable ordinances, laws and regulations of any governmental jurisdiction.
2. The use shall have adequate water, sewer, and drainage facilities.
3. Ingress and egress shall be so designated as to minimize traffic congestion in the public streets.
4. The use shall in all other respects conform to the applicable regulations of the district in which it is located.
5. The use shall be in harmony with the character of the area and the most appropriate use of the land.

Garrick moved and Volz seconded the motion to amend the motion to include a ten (10) foot minimum PVC vinyl fence around the tower. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

Roll call vote on the main motion as amended: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Rieker. "NAY": Carman, Woods. Motion carried.

ITEM #10
ASSISTANCE TO
FIREFIGHTERS

Rieker moved and Carman seconded the motion to authorize the Fire Department to make application to the Fiscal Year 2020

GRANT FOR
TURNOUT GEAR

Assistance to Firefighters Grant (AFG) Program for funding replacement of Turnout Gear for all Career and Volunteer Firefighters and commit to ten percent (10%) matching funds of \$27,400.00 if application is successful. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #11
NISLEY AS
COUNCIL
PRESIDENT
FOR 2021

Rieker moved and Carman seconded the motion to elect James Nisley as Council President for 2021. Roll call vote: "AYE": Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. "ABSTAIN": Nisley. Motion carried.

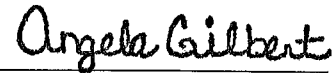
ITEM #12
CLAIMS

Carman moved and Garrick seconded the motion to approve the Claims. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ADJOURN

Rieker moved and Garrick seconded the motion to adjourn. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

Adjourned at 7:44 p.m.



Angela Gilbert, City Clerk