

MINUTES OF THE REGULAR CITY COUNCIL MEETING
December 7, 2021; 5:30 p.m.

CALL TO ORDER

Invocation was given by Bob Deardoff 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 Deputy City Clerk Renee White 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

Rieker moved and Carman seconded the motion to approve the Consent Agenda as follows:

1. Approve Minutes of November 16, 2021.
2. Place on file Treasurer's report for October 2021.
3. Approve the application by Aden Enterprises LLC for a Special Designated License on January 22, 2022 from 4:00 p.m. to 12:30 a.m. at D & N Event Center, 501 East Walker Road for a Wedding Reception.
4. Send the application of Creativity Unlimited Arts Council dba Prairie Arts Center for a Catering Liquor License located at 416 North Jeffers Street to the Nebraska Liquor Control Commission with no recommendation.
5. Approve the re-appointment of Lena Hughes to the Tree Board.
6. Authorize the Mayor to execute the purchase agreement for a 2022 Freightliner Dump Truck for the Electric Department with Nebraska Truck Center.
7. Authorize the Mayor to sign the Coronavirus Emergency Supplemental Funding grant application request for \$45,260 and required certified assurances.
8. Authorize the Mayor to sign Agreements with Voya and

Professional Financial Advisors, LLC to provide retirement services to the City of North Platte.

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

ITEM #9
AGREEMENT WITH
JK CONSULTING
FOR THE ELECTRIC
DEPARTMENT

Garrick moved and Rieker seconded the motion to authorize the Mayor to sign all necessary documents regarding Consulting Services with JK Consulting for the Electric Department. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #10
AGREEMENT
WITH ARETE
DESIGN GROUP

Rieker moved and Nisley seconded the motion to authorize the Mayor to execute the agreement for services between the City of North Platte and Arete Design Group. Roll call vote: "AYE": Nisley, Tryon, Volz, Garrick, Carman, Rieker, Woods. "NAY": Lucas. Motion carried.

ITEM #11
AGREEMENT WITH
PAULSEN, INC.
FOR STREET
IMPROVEMENT
DISTRICT 329

Rieker moved and Lucas seconded the motion to approve the bid with Paulsen, Inc. of Cozad in the amount of \$1,484,565.03 for Street Improvement District No. 329 in Lakeview Boulevard from the intersection of West A Street to the intersection of West Front Street and authorize the Mayor to sign the contract. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #12
MAINTENANCE
AGREEMENT 20
WITH NDOR

Rieker moved and Lucas seconded the motion to accept and authorize the Mayor to sign renewal of the City Maintenance Agreement No. 20 with the Nebraska Department of Roads. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #13
ORDINANCE 4078
ON 2ND READING

Mayor Kelliher instructed Ordinance No. 4078 realigning Council Wards as required by Nebraska State Statute §32-533 (2) to be read by title on its second reading. Rieker moved and Nisley seconded the motion to approve Ordinance No. 4078 on its second reading. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #14
REDEVELOPMENT
PLAN FOR
SUSTAINABLE
BEEF, LLC

Mayor Kelliher declared a Public hearing to consider action on Planning Commission's recommendation to approve the City of North Platte Redevelopment Plan for the Sustainable Beef, LLC Redevelopment Project on property described as a tract of land in the Northeast Quarter of the Northeast Quarter and in part of Government Lots 1 and 2, Section 11, Township 13, North,

Range 30 West of the 6th P.M., Lincoln County, Nebraska pursuant to Nebraska Community Development Law and passage of appropriate Resolution.

David Briggs, CEO of Sustainable Beef, LLC, informed the City Council of the plans, location and details of the site plan, as well as road construction for the proposed beef processing plant.

Brandon Jones, 2115 Birchwood Road, told the Council he is in support of the proposed beef processing plant. He stated that the proposed beef plant will help North Platte's population and will add new homes and new youth functions.

Steve Martin, Executive Director of AFAN (Alliance for the Future of Agriculture in Nebraska) and representing the rural farm community in Nebraska, 5225 South 16th Street in Lincoln, told the Council he supports the proposed Sustainable Beef Processing Plant.

Jim Jackson, 2320 Birchwood Road, told the Council he does not support the proposed beef processing plant. He stated he is worried about illegal immigrants coming to North Platte, possible increase in the crime rate, school and traffic problems and immigrants that cannot speak English.

Jim Curly of Colorado told the Council he is not in support of the proposed beef processing plant for North Platte and he is concerned they will not find enough employees to run the plant.

Cicely Wardyn, Assistant Director of Nebraska Department of Agriculture, 2819 South 44th Street in Lincoln, told the Council the Nebraska Department of Agriculture is in full support of the proposed beef processing plant.

David Gale at 3416 Tyler Court; Mel McNea at 3402 West F Street, Eric Hansen at 3723 Foothills Road; Mike Kelly at 719 South Maloney Drive; Jim Backenstose at 2109 Iron Eagle Court; Kelle Dikeman at 2502 Cedarberry Lane and Tanner Pettera at 3821 Sugarberry Court all stated they are unanimously in full support of the proposed beef processing plant project.

Mayor Kelliher read letters in support of the proposed beef processing plant project from Derek Jones, Economic/Business Incentives Consultant with the Nebraska Department of Economic Development and Nebraska Governor Pete Ricketts.

Rieker moved and Nisley 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 explained there was an error in the Resolution wording in the Agenda Book the City Council received. The original wording that was in the Resolution passed by the City Planning Commission and the CRA and filed in the City Clerk's Office was changed in Part D number two and three, referencing number two (2) "the proposed design will cover approximately from 503,000 square feet to 424,123 square feet" and Part D, number three (3) environmental regulations in accordance with Federal, State and local law. The following sentence was to be removed: Odor control ordinances adopted by the City of North Platte and regulations of the Nebraska Department of Environment and Energy and, or the U.S. Department of Environmental Protection. The Mayor told the Council they would need to approve either Resolution A that was filed originally in the City Clerk's Office or Resolution B that contained odor control language.

Lucas moved and Volz seconded the motion to approve the City of North Platte Redevelopment Plan for the Sustainable Beef, LLC Redevelopment Project on property described as a tract of land in the Northeast Quarter of the Northeast Quarter and in part of Government Lots 1 and 2, Section 11, Township 13, North, Range 30 West of the 6th P.M., Lincoln County, Nebraska pursuant to Nebraska Community Development Law and passage of appropriate Resolution that was originally filed in the City Clerk's Office.

Rieker, in discussion before the vote was taken, wanted to amend the wording in the Resolution illustrated in Resolution A and use the wording illustrated in Resolution B.

Mayor Kelliher withdrew the motion to approve the City of North Platte Redevelopment Plan for the Sustainable Beef, LLC Redevelopment Project on property described as a tract of land in the Northeast Quarter of the Northeast Quarter and in part of Government Lots 1 and 2, Section 11, Township 13, North, Range 30 West of the 6th P.M., Lincoln County, Nebraska pursuant to Nebraska Community Development Law and passage of appropriate Resolution A that was filed originally in the City Clerk's Office.

Rieker moved and Tryon seconded the motion to amend the motion to approve the City of North Platte Redevelopment Plan for the Sustainable Beef, LLC Redevelopment Project on property described as a tract of land in the Northeast Quarter of the Northeast Quarter and in part of Government Lots 1 and 2, Section 11, Township 13, North, Range 30 West of the 6th P.M., Lincoln County, Nebraska pursuant to Nebraska Community Development Law and passage of appropriate Resolution B with the wording that was illustrated in Part D, number two (2) and three (3).

After further discussion, Councilman Rieker withdrew his motion to amend the original Resolution, with the consent of Tryon.

Lucas moved and Volz seconded the motion to approve the City of North Platte Redevelopment Plan for the Sustainable Beef, LLC Redevelopment Project on property described as a tract of land in the Northeast Quarter of the Northeast Quarter and in part of Government Lots 1 and 2, Section 11, Township 13, North, Range 30 West of the 6th P.M., Lincoln County, Nebraska pursuant to Nebraska Community Development Law and passage of appropriate Resolution A that was filed originally in the City Clerk's Office. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.


ITEM #15
CLAIMS

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

Adjourned at 8:31 p.m.


Renee White, Deputy City Clerk