

MINUTES OF THE REGULAR CITY COUNCIL MEETING
March 15, 2022; 5:30 p.m.

- CALL TO ORDER Invocation was given by Ed Rieker and the pledge of allegiance was recited.
- ROLL CALL 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.
- OPEN MEETINGS ACT 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 Nisley seconded the motion to approve the Consent Agenda as follows:
1. Approve Minutes of March 1 and 9, 2022.
 2. Send the application of North 40 Chophouse, LLC for a Class C Liquor License (Beer, Wine & Distilled Spirits, On and Off Sale) at 520 North Jeffers Street to the Nebraska Liquor Control Commission with no recommendation.
 3. Approve the application by NebraskaLand Days Inc. for a Special Designated License on April 29, 2022 from 5:00 p.m. to 1:00 a.m. at D&N Event Center, 501 East Walker Road for a Fundraiser.
 4. Approve appointment of Randy Billingsley to the North Platte Airport Authority.
 5. Approve appointment of Greg Wilke to the Community Redevelopment Authority (CRA).
- Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.
- ITEM #6 Garrick moved and Carman seconded the motion to authorize the Mayor to execute Health and Accident Contracts for the City's
H&A CONTRACTS BEGINNING

APRIL 1, 2022

Self-Insuring Health and Accident Plan beginning April 1, 2022.

Lucas moved and Garrick seconded the motion to form a Mayor appointed committee to thoroughly examine and look at improving the Health and Accident Plan within the next renewal cycle.

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, Carman, Woods. "NAY": None. "ABSTAIN": Rieker. Motion carried.

ITEM #7
ONE & SIX YEAR
ROAD PLAN FOR
2022-2027

Volz moved and Rieker seconded the motion to adopt the Resolution to approve the One & Six Year Road Plan for 2022 – 2027. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #8
ORDINANCE 4088
ON 3RD READING

Mayor Kelliher instructed Ordinance No. 4088 to create Street Improvement District No. 349 for NDOR Project No. NH-83-2(130) and Project No. NH-83-2(132) for the improvements on U.S. Highway 83 in North Platte from First Street to Leota Street to be read by title on its third reading. Garrick moved and Lucas seconded the motion to approve Ordinance No. 4088 on its third reading. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #9
APPROVE
ORDINANCE 4090

Mayor Kelliher declared a Public hearing on Ordinance No. 4090 amending the North Platte City Code of Ordinances Chapter 130 General Offenses Firearms; Fireworks Section 130.25 Discharge of Firearms.

No one appeared.

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

Volz moved that the rule requiring Ordinance No. 4090 to be read on three different dates be suspended. Nisley seconded the motion. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker. "NAY": Woods. Motion carried.

Mayor Kelliher instructed Ordinance No. 4090 to be read by title

one time only. Volz moved and Nisley seconded the motion to approve Ordinance No. 4090. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker. "NAY": Woods. Motion carried.

ITEM #10
APPROVE
ORDINANCE 4091

Mayor Kelliher declared a Public hearing on Ordinance No. 4091 amending the North Platte Code of Ordinances Chapter 156 Zoning adding Sections 156.260 and 156.261 relating to the establishment of the City of North Platte Public Power and Irrigation Overlay District.

Mike Drain, representing Central Nebraska Public Power in Holdrege, asked the Council to waive the three readings and approve the Overlay District at the same time as the annexation. He told the Council they prefer not to be in the City limits but they understand the reasoning and they do not object to the annexation. He stated they hope to avoid any potential future conflicts with the creation of an Overlay District to make allowances for the recreational usage on their property whether the annexation is approved or not.

Kelle Dikeman, 2502 Cedarberry Lane, asked the Council if they are planning to annex other areas in the near future.

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.

Volz moved that the rule requiring Ordinance No. 4091 to be read on three different dates be suspended. Lucas seconded the motion. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker. "NAY": Woods. Motion carried.

Mayor Kelliher instructed Ordinance No. 4091 to be read by title one time only. Volz moved and Lucas seconded the motion to approve Ordinance No. 4091. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker. "NAY": Woods. Motion carried.

ITEM #11
ORDINANCE 4081
ON 3RD READING

Mayor Kelliher instructed Ordinance No. 4081 annexing certain land referred to as Study Area 2021-1 - Erickson in the 2021 City of North Platte Annexation Study East 4th Street and East Highway 30 to be read by title on its third reading. Garrick moved and Volz seconded the motion to approve Ordinance No. 4081 on its third reading.

Mayor Kelliher stated "For the record, the minutes will reflect formal compliance with the requirement of subsection 16-130(6) of Nebraska State Statutes."

Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Carman.
"NAY": Tryon, Rieker, Woods. Motion carried.

ITEM #12
ORDINANCE 4082
ON 3RD READING

Mayor Kelliher instructed Ordinance No. 4082 annexing certain land referred to as Study Area 2021-2 - Croell in the 2021 City of North Platte Annexation Study East 4th Street and East Highway 30 to be read by title on its third reading. Nisley moved and Volz seconded the motion to approve Ordinance No. 4082 on its third reading.

Mayor Kelliher stated "For the record, the minutes will reflect formal compliance with the requirement of subsection 16-130(6) of Nebraska State Statutes."

Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Carman.
"NAY": Tryon, Rieker, Woods. Motion carried.

ITEM #13
ORDINANCE 4083
ON 3RD READING

Mayor Kelliher instructed Ordinance No. 4083 annexing certain land referred to as Study Area 2021-3 - Airport South of Highway 30 and East of Newberry in the 2021 City of North Platte Annexation Study East 4th Street and East Highway 30 to be read by title on its third reading. Garrick moved and Carman seconded the motion to approve Ordinance No. 4083 on its third reading.

Mayor Kelliher stated "For the record, the minutes will reflect formal compliance with the requirement of subsection 16-130(6) of Nebraska State Statutes."

Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Carman.
"NAY": Tryon, Rieker, Woods. Motion carried.

ITEM #14
ORDINANCE 4089
ON 3RD READING

Mayor Kelliher instructed Ordinance No. 4089 annexing certain land referred to as Study Area 2021-3 - Airport South of Highway 30 and East of Newberry CNPP Property in the 2021 City of North Platte Annexation Study East 4th Street and East Highway 30 to be read by title on its third reading. Lucas moved and Volz seconded the motion to approve Ordinance No. 4089 on its third reading.

Mayor Kelliher stated "For the record, the minutes will reflect formal compliance with the requirement of subsection 16-130(6) of Nebraska State Statutes."

Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Carman.
"NAY": Tryon, Rieker, Woods. Motion carried.

ITEM #15
FIRST STATE BANK
AS A WARRANT
LENDER

Volz moved and Rieker seconded the motion to adopt the Resolution providing for the designation of First State Bank as a warrant lender; authorizing the execution and delivery of a Warrant Purchase Agreement with such designated warrant lender and referring to and incorporating the terms and conditions of Ordinance No. 3874 relating to warrant financing. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #16
ISSUE WARRANT
TO FIRST STATE
BANK

Volz moved and Nisley seconded the motion to adopt the Resolution approving claim and authorizing the issuance of a warrant to First State Bank totaling \$20,202.22 to pay approved claim 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, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #17
CLAIMS

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

Adjourned at 6:46 p.m.



Angela Gilbert, City Clerk