

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

- CALL TO ORDER Invocation was given by Doug Lee 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 15, 2022.
 2. Approve the application by Lazy RW Enterprises, LLC for a Special Designated License on April 23, 2022 from 12:00 p.m. to 8:00 p.m. at Brittany's in the District 177 Mall, 1100 South Dewey, Bay 50 for a tasting event.
 3. Approve the application by Big Red Liquor for a Special Designated License on April 18, 2022 from 9:00 a.m. to 12:00 a.m. at Venue 304 at 304 East 5th Street for a Fundraiser.
 4. Send application of Cork & Cap, LLC dba C & C Catering for a Class I Liquor License (Beer, Wine & Distilled Spirits, On Sale Only) at 304 East 5th Street to the Nebraska Liquor Control Commission with no recommendation.
- Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.
- ITEM #5
MICROTIF
PROJECT, Volz moved and Lucas seconded the motion to approve a MicroTIF project for MADD Properties, LLC to renovate office

306 EAST 6TH
STREET

space as part of a historic building rehabilitation project located at 306 East 6th Street. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Carman. "NAY": Tryon, Rieker, Woods. Motion carried.

ITEM #6
MICROTIF
PROJECT,
517 AND 521 N.
BAILEY AVE.

Garrick moved and Volz seconded the motion to approve a MicroTIF project for MADD Properties, LLC to renovate office space as part of a historic building rehabilitation project located at 517 and 521 North Bailey Avenue. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Carman. "NAY": Tryon, Rieker, Woods. Motion carried.

ITEM #7
CHANGE NAME OF
SUNRISE DRIVE TO
COLLEGE DRIVE

Lucas moved and Rieker seconded the motion to adopt the Resolution to approve the name change of "Sunrise Drive" to "College Drive". Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #8
MIDLANDS
CONTRACTING
FOR SPECIAL
WATER DISTRICT 4

Rieker moved and Nisley seconded the motion to approve the bid in the amount of \$1,797,976.50 and authorize the Mayor to sign the contract for Special Water Improvement District No. 4 with Midlands Contracting, Inc. of Kearney. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #9
CHECKING
ACCOUNT AT
NEBRASKALAND
BANK FOR EEA
OCCUPATION TAX

Garrick moved and Carman seconded the motion to authorize the opening of a checking account at NebraskaLand Bank for the Enhanced Employment Area Occupation Tax.

Lucas recused himself from discussion and voting due to a potential conflict of interest.

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

ITEM #10
UTV
REGISTRATION
FEE FOR POLICE
DEPT.

Rieker moved and Garrick seconded the motion to adopt the Resolution amending the User Fees Resolution for fiscal year 2021-2022 for the Police Department to add UTV Registration Fee in the amount of \$50.00. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Carman, Rieker, Woods. "NAY": None. Motion carried.

ITEM #11
TABLE
ORDINANCE
4092

Mayor Kelliher declared a Public hearing on Ordinance No. 4092 amending the City of North Platte Code of Ordinances Chapter 156 Zoning Sections 156.001 through 156.145 relating to Residential Zoning Regulations, Sections 156.290 through 156.310 relating to Supplemental Zoning Regulations, Sections 156.370 through 156.375 relating to Non-conforming uses and structures and amendments to the City of North Platte Official Zoning Map.

Kelle Dikeman, 2502 Cedarberry Lane, expressed concerns regarding Cargo Container Dwellings, how we are going to create more housing in the area that we have, and if we are going to have to annex more land in addition to the airport area.

Garrick 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.

Mayor Kelliher instructed Ordinance No. 4092 to be read by title on its first reading. Volz moved and Lucas seconded the motion to approve Ordinance No. 4092 on its first reading.

Rieker moved and Woods seconded the motion to make an amendment to the amendment of Chapter 156 of the City of North Platte Code of Ordinances: property which is occupied by the owner for a non-conforming use as defined in the code for five or more years and with no code enforcement action by the City shall be considered a compliant use.

Rieker withdrew his motion, with the consent of Woods.

Rieker moved and Garrick seconded the motion to table action on Ordinance No. 4092 amending the City of North Platte Code of Ordinances Chapter 156 until the Council has more information. Roll call vote: "AYE": Nisley, Tryon, Volz, Garrick, Carman, Rieker, Woods. "NAY": Lucas. Motion carried.

ITEM #12
CLAIMS

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

Adjourned at 6:48 p.m.

Angela Gilbert
Angela Gilbert, City Clerk