

MINUTES OF THE REGULAR CITY COUNCIL MEETING
December 20, 2022; 5:30 p.m.

CALL TO ORDER Invocation was given by Pastor Fredrick Grant 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, Flanders, 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 Nisley moved and Garrick seconded the motion to approve the Consent Agenda as follows:

1. Approve the Minutes of December 6, 2022.
2. Place on file Treasurer's reports for October and November 2022
3. Send the application of Family Dollar, Inc. dba Family Dollar #25173 for a Class B Liquor License (Beer, Off Sale Only) for their location at 521 West Rodeo Road to the Nebraska Liquor Control Commission with no recommendation.
4. Send the application of DLEC, LLC dba Prairie Friends and Flowers for a Class J Liquor License (Limited Alcoholic Liquor, Off Sale) for their location at 320 West 4th Street to the Nebraska Liquor Control Commission with no recommendation.
5. Approve the application by North Platte Area Habitat for Humanity for a Special Designated License on January 27, 2023 from 6:00 p.m. to 10:00 p.m. at North Platte Community Playhouse, 301 East 5th Street for a Fundraiser.
6. Approve the application by NebraskaLand Days Inc. for a Special Designated License on February 11, 2023 from

6:00 p.m. to 1:00 a.m. at D&N Event Center, 501 East Walker Road for the Buffalo Bill Birthday Bash Fundraiser.

7. Approve the appointment of Mary Shimmin to the Tree Board.

8. Removed from the Consent Agenda.

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

EXECUTIVE
SESSION

Garrick moved and Flanders seconded the motion to go into Executive Session at 5:37 p.m. for contract discussion. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

Mayor Kelliher restated the purpose of the Executive Session for contract discussion.

RETURN TO
REGULAR SESSION

Rieker moved and Garrick seconded the motion to return to Regular Session at 6:07 p.m. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #8
AGREEMENT WITH
308 BMX, INC.

Rieker moved and Lucas seconded the motion to approve the agreement between 308 BMX, Inc. and the City of North Platte and authorize the Mayor to sign all necessary documents.

Lucas moved and Garrick seconded the motion to instruct the City Attorney to amend the agreement under RECITALS by adding Section D. to explain what the purpose of the use of the property is with the BMX park. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

Roll call vote on the main motion as amended: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #9
APPROVE
ORDINANCE 4114
ON 1ST READING

Mayor Kelliher instructed Ordinance No. 4114 to create the Political Subdivision Construction Alternatives Act to be read by title on its first reading. Garrick moved and Rieker seconded the motion to approve Ordinance No. 4114 on its first reading. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker. "NAY": Woods. Motion carried.

ITEM #10
ISSUE WARRANT
TO MIDLANDS

Rieker moved and Flanders seconded the motion to adopt the Resolution approving claim and authorizing the issuance of one

CONTRACTING, INC. warrant to Midlands Contracting, Inc. in the amount of \$406,207.35 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, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #11
ELECT NISLEY
AS COUNCIL
PRESIDENT FOR
2023

Volz moved and Garrick seconded the motion to elect James Nisley as Council President for 2023.

Rieker moved and Lucas seconded the motion to cease nominations for Council President for 2023. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

Roll call vote to elect James Nisley as Council President for 2023: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #12
CLAIMS

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

ADJOURN

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

Adjourned at 6:14 p.m.



Angela Gilbert, City Clerk