

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
January 17, 2023; 5:30 p.m.

CALL TO ORDER

Invocation was given by Pastor Vaughn Fahrenbruck 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

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

1. Approve the Minutes of January 3, 2023.
2. Place on file Treasurer's report for December 2022.
3. Approve the application by GL Concepts LLC dba Good Life on the Bricks for a Special Designated License on February 1, 2023 from 1:00 p.m. to 10:00 p.m. at D&N Event Center, 501 East Walker Road for the Buffalo Bill Farm and Ranch Expo.
4. Approve requests from Adams Bank & Trust; Equitable Bank; First Interstate Bank; First National Bank North Platte; First State Bank; Hershey State Bank; NebraskaLand 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 2023.

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

Lucas abstained from voting due to a possible conflict of interest with Item No. 4.

ITEM #5  
APPROVE  
ORDINANCE 4114  
ON 3<sup>RD</sup> READING

Mayor Kelliher instructed Ordinance No. 4114 to add a section entitled "Political Subdivision Construction Alternatives Act" to Title III, Chapter 34, Section 44 of the City of North Platte Code of Ordinances to be read by title on its third reading. Garrick moved and Lucas seconded the motion to approve Ordinance No. 4114 on its third reading. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker. "NAY": Woods. Motion carried.

ITEM #6  
OAK CREEK  
ENGINEERING  
FOR BRIDGE  
INSPECTIONS

Garrick moved and Flanders seconded the motion to approve and authorize Mayor to sign agreement with Oak Creek Engineering for bridge inspections. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #7  
APPROVE  
ORDINANCE 4107

Mayor Kelliher instructed Ordinance No. 4107 to create Street Improvement District No. 350 Sunset Drive from Bare Avenue to Lakeview Boulevard; Street Improvement District No. 351 Poplar Street from 12<sup>th</sup> Street to South Cody Park Road; Street Improvement District No. 352 9<sup>th</sup> Street from Cottonwood Street to Poplar Street; Street Improvement district No. 353 8<sup>th</sup> Street from Poplar Street to Roosevelt Avenue; Street Improvement District No. 354 Cottonwood Street from Philip Avenue to Francis Street and from Easy Street west, approximately 350 feet; Street Improvement District No. 355 Poplar Street from Philip Avenue to Francis Street; Street Improvement District No. 356 2<sup>nd</sup> Street from Jeffers Street to Grant Avenue and from Grant Avenue from 2<sup>nd</sup> Street to 3<sup>rd</sup> Street; Street Improvement District No. 357 3<sup>rd</sup> Street from Willow Street to Vine Street & Jeffers Street to Tabor Street to be read by title on its first reading. Garrick moved and Rieker seconded the motion to approve Ordinance No. 4107 on its first reading.

Garrick moved to amend the motion and waive the three readings of Ordinance No. 4107. Rieker seconded the motion. 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 #8  
APPROVE  
ORDINANCE 4112

Mayor Kelliher instructed Ordinance No. 4112 to create Street Improvement District No. 358 to provide subgrade stabilization and maintenance on Commerce Drive from Newberry Access

Road east approximately 1500 feet to the dead end to be read by title on its first reading. Garrick moved and Rieker seconded the motion to approve Ordinance No. 4112 on its first reading.

Rieker moved to amend the motion and waive the three readings of Ordinance No. 4112. Flanders seconded the motion. 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  
ISSUE WARRANT  
TO MIDLANDS  
CONTRACTING, INC.

Garrick moved and Volz seconded the motion to adopt the Resolution approving claim and authorizing the issuance of one warrant to Midlands Contracting, Inc. in the amount of \$170,524.35 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 #10  
RURAL  
WORKFORCE  
HOUSING LAND  
DEVELOPMENT  
PROGRAM

Mayor Kelliher declared a Public hearing to consider action on an application for \$1,000,000 to assist the City of North Platte in creating a Rural Workforce Housing Land Development Program and authorize the Mayor to sign, submit and execute all related documents.

Gary Person, President of North Platte Chamber/ DEVCO, told the Council the Chamber Board strongly supports this grant application and has endorsed using their 501c non-profit status and being a support partner. He stated that the grant is a logical way to address some of the workforce housing problems in the community as funding has been an issue in the past.

Eric Seacrest, Executive Director of Mid-Nebraska Community Foundation, told the Council this project would greatly benefit this community as there are several abandoned, uninhabitable, and dilapidated houses around and virtually all of these properties have little to no market value when you consider their condition. He stated that problem properties typically require assistance from both government and non-profit organizations such as this grant proposal.

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

Lucas moved and Volz seconded the motion to approve the application for \$1,000,000 to assist the City of North Platte in creating a Rural Workforce Housing Land Development Program. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders. "NAY": Tryon, Rieker, Woods. Motion carried.


ITEM #11  
CLAIMS

Rieker moved and Lucas 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 7:06 p.m.



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Angela Gilbert, City Clerk