

MINUTES OF THE REGULAR CITY COUNCIL MEETING
June 6, 2023; 5:30 p.m.

- CALL TO ORDER Invocation was given by Chaplain Don Anderson 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 Lucas moved and Rieker seconded the motion to approve the Consent Agenda as follows:
1. Approve the Minutes of May 16, 18, 2023.
 2. Removed from the Consent Agenda.
 3. Approve the application by La Casa Del Rios LLC for a Special Designated License on June 10, 2023 from 6:00 p.m. to 9:30 p.m. at the North Platte Community Playhouse/Fox Theater, 301 East 5th Street for a Concert.
 4. Approve the application by Wilkinson Development, Inc. for a Special Designated License on June 16, 2023 from 3:00 p.m. to 7:00 p.m. at Fat Dogs North, 1313 South Dewey Street with an alternate date on June 17, 2023 from 3:00 p.m. to 7:00 p.m. at Fat Dogs South, 102 Holiday Frontage Road for a Tasting Event.
 5. Approve application by Young Inspirations for a Special Designated License on July 8, 2023 from 2:00 p.m. to 11:00 p.m. at D & N Event Center, 501 East Walker Road for an Amateur Boxing Tournament.
 6. Approve appointment of Kert McKeone to the City of North Platte Planning Commission.
 7. Approve appointment of Dr. Jessica Meduna to the Animal Control Commission.

8. Removed from the Consent Agenda.
9. Approve Volunteer Firefighter's Service Award Program Management Agreement with First National Bank of Omaha (FNBO).

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

ITEM #2
TREASURER'S
REPORT FOR
APRIL 2023

Rieker moved and Garrick seconded the motion to place on file Treasurer's Report for April 2023. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #8
CHANGE JULY 4TH
COUNCIL MEETING
TO JULY 5TH

Volz moved and Garrick seconded the motion to adopt the Resolution moving the regularly scheduled City Council Meeting from Tuesday, July 4, 2023 at 5:30 p.m. to Wednesday, July 5, 2023 at 5:30 p.m. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Woods. "NAY": Rieker. Motion carried.

ITEM #10
REMOVED FROM
THE AGENDA

The contract with Embark for Audio and Visual upgrades for the City of North Platte Council Chambers and authorize the Mayor to sign all applicable documents relating to the agreement was removed from the Agenda by Mayor Kelliher.

ITEM #11
REMOVED FROM
THE AGENDA

The contract with Granicus for a new City of North Platte Website and authorize the Mayor to sign all applicable documents relating to the agreement was removed from the Agenda by Mayor Kelliher.

ITEM #12
MEMO OF
UNDERSTANDING
WITH CANTEEN
DISTRICT

Garrick moved and Flanders seconded the motion to approve the Memorandum of Understanding with Canteen District, Inc. and authorize the Mayor to sign necessary documents. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #13
CONSENT TO
SELL ALCOHOL
AT PLATTE RIVER
CRUISE NIGHT

Lucas moved and Volz seconded the motion to adopt the Resolution consenting to the sale and consumption of alcoholic liquor on East 5th Street between North Dewey and North Bailey Streets during Platte River Cruise Night on July 7 and 8, 2023. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #14
SDL FOR PLATTE
RIVER CRUISE
NIGHT ON
JULY 7-8, 2023

Flanders moved and Garrick seconded the motion to approve the application by North Platte Jaycee's for Special Designated Licenses on July 7, 2023 from 3:00 p.m. to 1:00 a.m. and July 8, 2023 from 3:00 p.m. to 1:00 a.m. on East 5th Street between North Dewey and North Bailey Streets during Platte River

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

ITEM #15
WESTERN
ENGINEERING
FOR 2023 OVERLAY
PROJECT

Rieker moved and Nisley seconded the motion to approve the bid in the amount of \$2,485,044.58 and authorize Mayor to sign contract for 2023 Overlay Project with Western Engineering Company, Inc. of Harlan, Iowa. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #16
INTERLOCAL FUEL
AGREEMENT WITH
LINCOLN COUNTY

Garrick moved and Rieker seconded the motion to approve the renewal of the Interlocal Fuel Agreement between Lincoln County and the City of North Platte for services, providing fuel, to the Lincoln County Roads Department. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #17
INTERLOCAL
PLANNING
AGREEMENT WITH
LINCOLN COUNTY

Garrick moved and Flanders seconded the motion authorize the Mayor to execute the Interlocal Planning Agreement with Lincoln County, Nebraska. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #18
BLIGHT AND
SUBSTANDARD
STUDY FOR
DEACON'S POINT
REDEVELOPMENT
AREA

Garrick moved and Volz seconded the motion to refer the City of North Platte, Nebraska Blight and Substandard Study – Deacon's Point Redevelopment Area as prepared by Hanna:Keelan Associates, P.C. to the City of North Platte Planning Commission for a public hearing to determine if the proposed area qualifies as blighted and substandard. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders. "NAY": Tryon, Rieker, Woods. Motion carried.

ITEM #19
ORDINANCE 4124
ON 3RD READING

Mayor Kelliher instructed Ordinance No. 4124 annexing Parcel ID#0053626.50 (Prataria Ventures) described as Lots 3 and 4 Section 10, Township 13N, Range 30W of the 6th P.M., Lincoln County, Nebraska consisting of approximately 65.03 acres into the corporate limits of the City of North Platte to be read by title on its third reading. Flanders moved and Garrick seconded the motion to approve Ordinance No. 4124 on its third reading. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": Tryon. Motion carried.

ITEM #20
ORDINANCE 4125
ON 3RD READING

Mayor Kelliher instructed Ordinance No. 4125 annexing Parcel ID#0053626.00 (NPPD Canal) described as Part of Lot 3 Section 10, Township 13N, Range 30W of the 6th P.M., Lincoln County,

Nebraska consisting of approximately 8.93 acres to be read by title on its third reading. Rieker moved and Nisley seconded the motion to approve Ordinance No. 4125 on its third reading. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": Tryon. Motion carried.

ITEM #21
ORDINANCE 4126
ON 3RD READING

Mayor Kelliher instructed Ordinance No. 4126 to rezone certain land from an A-1 Transitional Agricultural District to an R-3 Dwelling District located at 4114 Victoria Lane to be read by title on its third reading. Garrick moved and Rieker seconded the motion to approve Ordinance No. 4126 on its third reading. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #22
ORDINANCE 4129
ON 1ST READING

Mayor Kelliher declared a Public hearing to Consider action on Ordinance No. 4129 amending the Official City of North Platte Zoning Map extending the 2-mile extraterritorial jurisdiction located on the southwest side of North Platte along West State Farm Road and South Buffalo Bill Avenue approximately 839 acres.

No one appeared.

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

Mayor Kelliher instructed Ordinance No. 4129 to be read by title on its first reading. Rieker moved and Nisley seconded the motion to approve Ordinance No. 4129 on its first reading. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders, Woods. "NAY": Tryon, Rieker. Motion carried.

ITEM #23
AMENDMENT
TO FUTURE LAND
USE MAP, 6547 EAST
STATE FARM RD.

Mayor Kelliher declared a Public hearing to adopt the recommendation by the City Planning Commission for an amendment to the North Platte Comprehensive Plan 2011 Future Land Use Map amending certain lands from Agricultural Vacant to Residential Low Density Single Family located at 6547 East State Farm Road.

No one appeared.

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

carried.

Rieker moved and Garrick seconded the motion to adopt the amendment to the North Platte Comprehensive Plan 2011 Future Land Use Map. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #24
APPROVE
ORDINANCE 4127

Mayor Kelliher declared a Public hearing on the recommendation by the City Planning Commission to adopt Ordinance No. 4127 to rezone certain land from an A-1 Transitional Agricultural District to an R-L Suburban Dwelling District on property located at 6547 East State Farm Road.

No one appeared.

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

Mayor Kelliher instructed Ordinance No. 4127 to be read by title on its first reading. Rieker moved and Garrick seconded the motion to approve Ordinance No. 4127 on its first reading.

Lucas moved to amend the motion and waive the three readings of Ordinance No. 4127. Garrick 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 #25
STATE FARM RD
SUBDIVISION, 6547
STATE FARM RD.

Rieker moved and Flanders seconded the motion to adopt the recommendation by the City Planning Commission for preliminary and final approval of State Farm Subdivision located at 6547 State Farm Road. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #26
AMENDMENT TO
FUTURE LAND USE
MAP, WEST STATE
FARM RD.

Mayor Kelliher declared a Public hearing to adopt the recommendation by the City Planning Commission for an amendment to the North Platte Comprehensive Plan 2011 Future Land Use Map amending certain lands from Agricultural Vacant to Residential Low Density Single Family located on West State Farm Road.

John Boettcher, applicant, told the Council that his family is aware of the housing shortage, so they decided to do something about it. He also stated there is no better place to live than North Platte.

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

Rieker moved and Garrick seconded the motion to adopt the amendment to the North Platte Comprehensive Plan 2011 Future Land Use Map. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #27
APPROVE
ORDINANCE 4128

Mayor Kelliher declared a Public hearing to adopt the recommendation by the City Planning Commission to adopt Ordinance No. 4128 to rezone certain land from an A-1 Transitional Agricultural District to an R-L Suburban Dwelling District on property located on West State Farm Road.

No one appeared.

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

Mayor Kelliher instructed Ordinance No. 4128 to be read by title on its first reading. Rieker moved and Volz seconded the motion to adopt Ordinance No. 4128 on its first reading.

Lucas moved to amend the motion and waive the three readings of Ordinance No. 4128. Volz 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 #28
LEGENDS
SUBDIVISION,
WEST STATE
FARM RD.

Rieker moved and Flanders seconded the motion to adopt the recommendation by the City Planning Commission for preliminary and final approval of Legends Subdivision located on West State Farm Road. Roll call vote: "AYE": Nisley, Tryon,

Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None.
Motion carried.

ITEM #29
CLAIMS

Rieker moved and Nisley 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 6:50 p.m.



Angela Gilbert, City Clerk