



AGENDA
NORTH PLATTE CITY COUNCIL MEETING
Tuesday, January 16, 2024; 5:30 P.M.
CITY HALL COUNCIL CHAMBERS

The City of North Platte is inviting you to view the meeting live on YouTube at the following link
<https://www.ci.north-platte.ne.us/government/city-council/agendas/minutes/>

To view past and present videos, click Live Stream for the scheduled event.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

OPEN MEETINGS ACT

A CURRENT COPY OF THE OPEN MEETINGS ACT OF NEBRASKA IS POSTED ON THE WALL AT THE BACK OF THE COUNCIL CHAMBERS.

MEETING PROCEDURE

THE PUBLIC MAY ADDRESS SPECIFIC AGENDA ITEMS AT THE PLEASURE OF THE MAYOR. IF RECOGNIZED BY THE MAYOR, PLEASE IDENTIFY YOURSELF BY STATING YOUR NAME AND ADDRESS.

PLEASE ADDRESS THE COUNCIL THROUGH THE MAYOR AND LIMIT YOUR REMARKS.

WE RESPECT OUR CITY EMPLOYEES, AND REQUEST THAT ANY COMPLAINTS OR CRITICISMS OF EMPLOYEES NOT BE AIRED IN A PUBLIC MEETING. CONCERNS ABOUT EMPLOYEES SHOULD BE BROUGHT TO THE ATTENTION OF THE CITY ADMINISTRATOR OR MAYOR. INDIVIDUALS IN VIOLATION WILL BE DECLARED OUT OF ORDER.

AWARDS, ACCOLADES, AND PRESENTATIONS

CONSENT AGENDA

ALL MATTERS UNDER "CONSENT AGENDA" ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. ANY CITY COUNCIL MEMBER MAY, HOWEVER, REMOVE AN ITEM FROM CONSENT BY REQUEST.

1. Approve the Minutes of January 2, 2024. (Pages 1-6) (Renee White, Deputy City Clerk)
2. Approve application by NEBRASKAland Days for a Special Designated Liquor License, for a fundraiser, on February 17, 2024, from 5:00 p.m. to 1:00 a.m. at the D&N Event Center, 501 E. Walker Rd. (Pages 7-9) (Renee White, Deputy City Clerk)
3. Approve Mayor's appointment of Lisa McGuire, Lena Hughes, and Brenda Anderson to the North Platte Tree Board. (Page 10-11) (Mayor Kelliher)

4. Send application of Pals Brewing Company (Pals Brewing Playhouse) for a Class I Liquor License located at 301 East 5th Street to the Nebraska Liquor Control Commission with no recommendation. (Pages 12-28) (Renee White, Deputy City Clerk)
5. Approve application by Eagles Fraternal Order 2839 for a Special Designated Liquor License, for the Eagles State Pool Tournament, on March 22, 2024, from 11:00 a.m. to 1:00 a.m., March 23, 2024, from 8:00 a.m. to 1:00 a.m., and March 24, 2024, from 8:00 a.m. to 1:00 a.m., at the D&N Event Center, 501 E. Walker Rd. (Pages 29-31) (Renee White, Deputy City Clerk)
6. Place on file Treasurer's reports for November 2023. (Pages 32-34) (Dawn Miller, Director of Finance)
7. Designation of Depository Banks. (Pages 35-49) (Dawn Miller, Director of Finance)

REGULAR AGENDA

CLOSED SESSION TO DISCUSS PERSONNEL OR POTENTIAL LITIGATION (IF NECESSARY)

8. Approve the design plans for the Rec Center and Cody Pool Water Park and authorize RDG to prepare construction documents and place both projects for bid. (Pages 50-51) (Layne Groseth, City Administrator)
9. Adopt Resolution to update the Emergency Snow Routes. (Pages 52-55) (Steve Mentzer, Public Service Director)
10. Authorize the Parks & Recreation Department to use up to \$30,000 from the Newburn fund for purchase of used rides for Cody Park. (Pages 56-57) (Layne Groseth, City Administrator)
11. Adopt Ordinance No. 4156 to create Sanitary Sewer Connection District No. 22 a 15" P.V.C. sanitary sewer beginning on Echo Drive approximately 1300 feet south of Walker Road; thence north to Walker Road; thence west along Walker Road to Buffalo Bill Avenue on second reading. (Pages 58-61) (Brent Burklund, City Engineer)
12. Adopt Ordinance No. 4157 annexing Parcel ID # 0053645.00, 0053635.00 and 0053585.10 described as Part of the E ½ W ¼ & Part of the W ½ W ¼ Section 2, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska and Part of Lot 3 & Lot 4 North of Suburban Irrigation Ditch and Part of Accretions of Lot 3 & Lot 4 Section 11, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska consisting of approximately 209 acres on second reading. (Pages 62-67) (Judy Clark, Planning Administrator)
13. Adopt Ordinance No. 4158 annexing Parcel ID #0055485.00 and 0053596.00 described as North Platte Farms Subdivision Part of Tract A S ½ of Lot 3 & N ½ of Section 10, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska and a Tract of land in Part of the SE ¼ of Section 4, Township 13 N, Range 30 W of the 6th P.M., Lincoln County, Nebraska into the corporate limits of the City of North Platte consisting of approximately 41.86 acres on second reading. (Pages 68-72) (Judy Clark, Planning Administrator)
14. Adopt Ordinance No. 4159 to Amend Title VII, Chapter 70, Section 70.24 of the Code of the City of North Platte, Relating to Parking Fines. (Pages 73-77) (Bill Troshynski, City Attorney)
15. Approve the Claims. (Pages 1-18) (Dawn Miller, Director of Finance)

PUBLIC AGENDA REQUEST

WE RESPECT OUR CITY EMPLOYEES, AND REQUEST THAT ANY COMPLAINTS OR CRITICISMS OF EMPLOYEES NOT BE AIRED IN A PUBLIC MEETING. CONCERNS ABOUT EMPLOYEES SHOULD BE BROUGHT TO THE ATTENTION OF THE CITY ADMINISTRATOR OR MAYOR. INDIVIDUALS IN VIOLATION WILL BE DECLARED OUT OF ORDER.

INFORMATIONAL ITEMS FROM MAYOR, COUNCIL, ADMINISTRATOR, AND ATTORNEY

ADJOURN

CITY COUNCIL AGENDA

ITEM NO. 1

MINUTES OF THE REGULAR CITY COUNCIL MEETING

January 2, 2024; 5:30 p.m.

CALL TO ORDER Invocation was given by Councilman 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, Flanders, Rieker, Woods. Mayor Brandon Kelliher presided, and Renee White, Deputy City Clerk 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 December 19, 2023.
2. Place on file Treasurer's reports for October 2023.
3. Approve application by North Platte Area Habitat for Humanity for a Special Designated Liquor License, for a Community Social on January 19, 2024, from 5:00 p.m. to 7:00 p.m. at 1105 South Dewey Street, North Platte, Nebraska.
4. Approve the application by Las Mananitas for a Special Designated Liquor License, for a Fundraiser (Spanish Dance), on January 20, 2024, from 9:00 p.m. to 1:00 a.m. at 408 North Dewey Street, North Platte, Nebraska.
5. Authorize Chief Thompson to make application for "SAFER" funds through the Assistance to Firefighters Grant (AFG) Funding Program and commit to required matching funds if application is successful.
6. Micro TIF application removed from Agenda.
7. Subdivision removed from Consent Agenda to Regular Agenda.
8. Appoint Brent R. Burklund of T.C. Engineering as City Street Superintendent from January 1, 2024, through December 31, 2024.

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

ITEM #7
SUBDIVISION
2321 W. 18TH ST.

Rieker moved and Garrick seconded the motion to adopt the recommendation by the City Planning Commission for preliminary and final approval of NP Subdivision and approval of a variance to Section 155.093(D) depth of lot. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #9
ELECT COUNCIL
PRESIDENT

Volz moved and Garrick seconded the motion to nominate Jim Nisley as Council President for 2024. Roll call vote: "AYE": Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. "ABSTAIN": Nisley. Motion carried.

ITEM #10
SHADE
STRUCTURE
BILL WOOD
FIELD

Volz moved and Flanders seconded the motion to authorize the Mayor to sign all necessary documents for Commercial Recreation Specialist to install a Shade Systems shade structure at Bill Wood Field and to use ARPA funds in the amount of \$107,472.20 for its purchase. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #11
ORDINANCE NO.
4156 ON 1ST
READING

Mayor Kelliher instructed Ordinance No. 4156 to create Sanitary Sewer Connection District No. 22 a 15" P.V.C. sanitary sewer beginning on Echo Drive approximately 1300 feet south of Walker Road to be read by its title on its first reading. Rieker moved and Garrick seconded the motion to adopt Ordinance No. 4156 on its first reading. Roll call vote: "AYE": Nisley, Tryon, Volz, Lucas, Garrick, Flanders, Rieker, Woods. "NAY": None. Motion carried.

ITEM #12
CONDITIONAL
USE HEIGHT OF
TOWER

Mayor Kelliher declared a Public Hearing on an application by Tri-State Broadcasting Association, Inc. to allow the extension of an existing radio communication tower from 70' to 110' located at 201 South Bailey Avenue. No comments heard.

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

Garrick moved and Rieker seconded the motion that we find the request for a conditional use permit to allow extension of an existing radio communication tower from 70' to 110' located at 201 South Bailey Avenue meets the minimum standards stated in the North Platte Code of Ordinances Section 156.322 and approve and grant with the condition that all elements of the application are complied with based on the following factual findings:

1. The use shall conform to all applicable ordinances, laws and regulations of any governmental jurisdiction.
2. The use shall have adequate water, sewer, and drainage facilities.
3. Ingress and egress shall be so designated as to minimize traffic congestion in the public streets.
4. The use shall in all other respects conform to the applicable regulations of the district in which it is located
5. The use shall be in harmony with the character of the area and the most appropriate use of the land.

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

ITEM #13
ORDINANCE NO.
4157 ON 1ST
READING

Mayor Kelliher declared a Public Hearing on the proposed annexation into the corporate limits of the City of North Platte, Parcel ID # 0053645.00, 0053635.00 and 0053585.10 described as Part of the E ½ W ¼ & Part of the W ½ W ¼ Section 2, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska and Part of Lot 3 & Lot 4 North of Suburban Irrigation Ditch and Part of Accretions of Lot 3 & Lot 4 Section 11, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska consisting of approximately 209 acres.

Gary Person, President North Platte Chamber and Develop Corporation, 502 S. Dewey, stated that he has been working with a local development and investment team. This and the next item would help close a donut hole in the middle of our community which is a good development practice. This would be a historic and significant move for our community to move forward. Development would be a game changer and really set the stage for our community for years to come. Highly encourage the adoption of both annexation plans.

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

Rieker moved and Lucas seconded the motion to adopt Ordinance No. 4157 annexing Parcel ID # 0053645.00, 0053635.00 and 0053585.10 described as Part of the E ½ W ¼ & Part of the W ½ W ¼ Section 2, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska and Part of Lot 3 & Lot 4 north of Suburban Irrigation Ditch and Part of Accretions of Lot 3 & Lot 4 Section 11, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska consisting of approximately 209 acres on first reading. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders, Rieker. "NAY": Tryon, Woods. Motion carried.

ITEM #14
ORDINANCE NO.
4158 ON 1ST
READING

Mayor Kelliher declared a Public Hearing on the proposed annexation into the corporate limits of the City of North Platte, Parcel ID #0055485.00 and 0053596.00 described as North Platte Farms Subdivision Part of Tract A S ½ of Lot 3 & N ½ of Section 10, Township 13 N, Range 30 West of the 6th P.M, Lincoln County, Nebraska and a Tract of land in Part of the SE ¼ of Section 4, Township 13 N, Range 30 W of the 6th P.M., Lincoln County, Nebraska into the corporate limits of the City of North Platte consisting of approximately 41.86 acres. No comments heard.

Volz moved and Garrick seconded the motion to close the public 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 adopt Ordinance No. 4158 annexing Parcel ID #0055485.00 and 0053596.00 described as North Platte Farms Subdivision Part of Tract A S ½ of Lot 3 & N ½ of Section 10, Township 13 N, Range 30 West of the 6th P.M, Lincoln County, Nebraska

and a Tract of land in Part of the SE ¼ of Section 4, Township 13 N, Range 30 W of the 6th P.M., Lincoln County, Nebraska into the corporate limits of the City of North Platte consisting of approximately 41.86 acres on first reading. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders, Rieker. "NAY": Tryon, Woods. Motion carried.

ITEM #15
SOUTHEASTERN
BLIGHT AND
SUBSTANDARD
ANALYSIS

Mayor Kelliher declared a Public Hearing on a resolution regarding the City of North Platte, Nebraska Southeastern Analysis Area Update Blight and Substandard Study as prepared by Marvin Planning Consultants, Inc., to its conformity with the City of North Platte Comprehensive Plan 2011 whether the real estate described should be declared substandard and blighted for the development of the City of North Platte pursuant to Nebraska Community Development Law. The study includes an estimated 743.55 acres located generally from South Tabor Avenue east to Newberry Access Road and from East E Street south to the South Platte River.

Gary Person, President North Platte Chamber and Develop Corporation, 502 S. Dewey, stated that builders and investors know that they need to be part of the communities housing solution. Gary shared and discussed a handout with council members of some research on why tax increment financing and community growth coincide.

Eric Seacrest, 109 S. Maloney Drive, stated that decent affordable housing and good roads where they are needed are essential. Workforce housing is needed and won't happen without some assistance in this community.

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

Garrick moved and Flanders seconded the motion to adopt resolution as presented in council materials regarding the City of North Platte, Nebraska Southeastern Analysis Area Update Blight and Substandard Study as prepared by Marvin Planning Consultants, Inc., and approval of related actions. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders. "NAY": Tryon, Rieker, Woods. Motion carried.

ITEM #16
EXTREMELY
BLIGHTED
DETERMINATION
STUDY

Mayor Kelliher declared a Public Hearing on a resolution regarding the Extremely Blighted Determination Study for North Platte, Nebraska as prepared by Information Art and determine whether the real estate described should be extremely blighted for development of the City of North Platte pursuant to Nebraska Community Development Law. The study includes an estimated 743.55 acres located generally from South Tabor Avenue east to Newberry Access Road from East E Street south to the South Platte River.

Steven Budke, 920 Dillon Circle, stated that having local investors interested is an absolute game changer for our community and is why I ask you to fulfill the vision that you have started. This will elevate our community in ways that you cannot even see.

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

Volz moved and Garrick seconded the motion to adopt resolution as presented in council materials regarding the Extremely Blighted Determination Study for North Platte, Nebraska as prepared by Information Art and approval of related actions. Roll call vote: "AYE": Nisley, Volz, Lucas, Garrick, Flanders. "NAY": Tryon, Rieker, Woods. 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, Flanders, Rieker, Woods. "NAY": None. Motion carried.

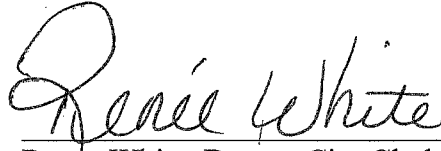
PUBLIC AGENDA
REQUEST

Tracy Martinez, 1003 West 9th Street, requested City Council consider extending 8th Street from Curtis to Adams.

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 7:10 p.m.



Renee White, Deputy City Clerk

CITY COUNCIL AGENDA

ITEM NO. 2



**CITY OF NORTH PLATTE
STAFF SUMMARY REPORT
January 16, 2024**

AGENDA ITEM TITLE: Special Designated License, Renee White, Deputy City Clerk

SESSION TYPE:

- ☒ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☐ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

NEBRASKAland Days requests to serve alcohol at the D&N Event Center on February 17, 2024 for a fundraiser.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- N/A

WHY THIS ITEM IS BEFORE THE COUNCIL:

Pursuant to North Platte Code of Ordinances Section 116.26 and NEB. REV. STAT. Section 53-134, the City Council shall approve requests for liquor licenses and submit their approval to the Nebraska Liquor Control Commission in accordance with the Nebraska Liquor Control Act.

ACTION REQUIRED AT THIS COUNCIL MEETING:

Approve application by NEBRASKAland Days for a Special Designated License on February 17, 2024, from 5:00 p.m. to 1:00 a.m. at D&N Event Center, 501 E. Walker Rd. for a Fundraiser.

PROPOSED MOTION:

"I move to approve the application by NEBRASKAland Days for a Special Designated License on February 17, 2024, from 5:00 p.m. to 1:00 a.m. at D&N Event Center, 501 E. Walker Rd. for a Fundraiser."

**Special Designated License
Local Recommendation (Form 200)**

Applications must be entered on the portal after local approval – no exceptions
Late applications are non-refundable and will be rejected

NEBRASKAland DAYS

Retail Liquor License Name or *Non-Profit Organization (*Must include Form #201 as Page 2)

2801 Charlie Evans Dr. North Platte, NE. 69101

Retail Liquor License Address or Non-Profit Business Address

076090

Retail License Number or Non-Profit Federal ID #

Consecutive Dates only

Event Date(s):

2/17/24

Event Start Time(s):

17:00

Event End Time(s):

01:00

Alternate Date: _____

Alternate Location Building & Address: _____

Event Building Name: D&N Event Center

Event Street Address/City: 501 E. Walker Rd

Indoor area to be licensed in length & width: 200 x 200

Outdoor area to be licensed in length & width: _____ X _____ (Diagram Form #109 must be attached)

Type of Event: Fundraiser

Estimate # of attendees: _____

Type of alcohol to be served: Beer ☒ Wine ☒ Distilled Spirits ☒
(If not marked, you will not be able to serve this type of alcohol)

Event Contact Name: David Fudge Event Contact Phone Number: 308-539-7939

Event Contact Email: dfudge@nebraskalanddays.com

*Signature Authorized Representative: _____ Printed Name David Fudge

I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

*Retail licensee – Must be signed by a member listed on permanent license

*Non-Profit Organization – Must be signed by a Corporate Officer

Local Governing Body completes below:

The local governing body for the City/Village of North Platte OR County of _____ approves
the issuance of a Special Designated License as requested above. (Only one should be written above)

Local Governing Body Authorized Signature

Date

CITY COUNCIL AGENDA

ITEM NO. 3



**CITY OF NORTH PLATTE
STAFF SUMMARY REPORT
January 16, 2024**

AGENDA ITEM TITLE: Approve Mayor's appointment of Lisa McGuire, Lena Hughes, and Brenda Anderson to the North Platte Tree Board, to fill 3 vacant positions. Mayor Brandon Kelliher

SESSION TYPE:

- ☒ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☐ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY: Due to the resignation of three tree board members, the Mayor asked for interested people to submit for consideration of filling the remainder of the terms of two board members which expire in September 2025 and one in January 2025. The Mayor is appointing Lisa McGuire, Lena Hughes, and Brenda Anderson to fill out the remaining terms.

WHY THIS ITEM IS BEFORE THE COUNCIL: Council approval is needed approve the Mayor's appointment.

ACTION REQUIRED AT THIS COUNCIL MEETING: A motion approving the mayor's appointment.

PROPOSED MOTION: "I move to approve the Mayor's appointments of Lisa McGuire, Lena Hughes, and Brenda Anderson to fill out the remainder of the 3 terms of the North Platte Tree Board.

CITY COUNCIL AGENDA

ITEM NO. 4



**CITY OF NORTH PLATTE
STAFF SUMMARY REPORT
January 16, 2024**

AGENDA ITEM TITLE: Class I Liquor License, Renee White, Deputy City Clerk

SESSION TYPE:

- ☒ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☐ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

Pals Brewing Company is applying for a Class I Liquor License (Pals Brewing Company Playhouse) located at 301 East 5th Street.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- N/A

WHY THIS ITEM IS BEFORE THE COUNCIL:

Pursuant to North Platte Code of Ordinances Section 116.26 and NEB. REV. STAT. Section 53-134, the City Council shall approve requests for liquor licenses and submit their approval to the Nebraska Liquor Control Commission in accordance with the Nebraska Liquor Control Act.

ACTION REQUIRED AT THIS COUNCIL MEETING:

Send application of Pals Brewing Company for a Class I Liquor License (Pals Brewing Company Playhouse) located at 301 East 5th Street to the Nebraska Liquor Control Commission with no recommendation.

PROPOSED MOTION:

"I move to send application of Pals Brewing Company for a Class I Liquor License located at 301 East 5th Street to the Nebraska Liquor Control Commission with no recommendation."

7257117
424497

APPLICATION FOR LIQUOR LICENSE CHECKLIST RETAIL

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
EMAIL: lcc.frontdesk@nebraska.gov
WEBSITE: www.lcc.nebraska.gov

License
Class: I

License Number:

126219

RECEIVED

DEC 21 2023

NEBRASKA LIQUOR
CONTROL COMMISSION

Office Use Only

NEW / REPLACING

TOP Yes / No

Hot List Yes / No

Initial: CA

PLEASE READ CAREFULLY

See directions on the next page. Provide all the items requested. Failure to provide any item will cause this application to be returned or placed on hold. All documents must be legible. Any false statement or omission may result in the denial, suspension, cancellation or revocation of your license. If your operation depends on receiving a liquor license, the Nebraska Liquor Control Commission cautions you that if you purchase, remodel, start construction, spend or commit money that you do so at your own risk. Prior to submitting your application review the application carefully to ensure that all sections are complete, and that any omissions or errors have not been made. You may want to check with the city/village or county clerk, where you are making application, to see if any additional requirements must be met before submitting application to the Nebraska Liquor Control Commission.

APPLICANT NAME Pals Brewing Company LLC

TRADE (DBA) NAME Pals Brewing Company Playhouse

PREVIOUS TRADE (DBA) NAME _____

CONTACT NAME AND PHONE NUMBER Paul Oettinger 308-221-6715

CONTACT EMAIL ADDRESS palsbrew@palsbrewingcompany.com

Payport
\$400
12/20/23



2300012351

FORM 100
REV 12/7/2022
PAGE 1

CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND FEES
CHECK DESIRED CLASS

RETAIL LICENSE(S)

Application Fee \$400 (nonrefundable)

CLASS C LICENSE TERM IS FROM NOVEMBER 1 - OCTOBER 31

ALL OTHER CLASSES TERM IS MAY 1 - APRIL 30

- ☐ A BEER, ON SALE ONLY
- ☐ B BEER, OFF SALE ONLY**
- ☐ C BEER, WINE, DISTILLED SPIRITS, ON AND OFF SALE**
Do you intend to sale cocktails to go as allowed under Neb Rev. Statute 53-123.04(4) YES ☐ NO ☐
- ☐ D BEER, WINE, DISTILLED SPIRITS, OFF SALE ONLY**
- ☐ F BOTTLE CLUB,
- ☒ I BEER, WINE, DISTILLED SPIRITS, ON SALE ONLY
Do you intend to sale cocktails to go as allowed under Neb Rev. Statute 53-123.04(5) YES ☐ NO ☒
- ☐ J LIMITED ALCOHOLIC LIQUOR, OFF SALE - MUST INCLUDE SUPPLEMENTAL FORM 120
- ☐ AB BEER, ON AND OFF SALE
- ☐ AD BEER ON SALE ONLY, BEER, WINE, DISTILLED SPIRITS OFF SALE
- ☐ IB BEER, WINE, DISTILLED SPIRITS ON SALE, BEER OFF SALE ONLY
- ☐ Class K Catering endorsement (Submit Form 106) - Catering license (K) expires same as underlying retail license
- ☐ Class G Growler endorsement (Submit Form 165) - Class C licenses only

**Class B, Class C, Class D license do you intend to allow drive through services under Neb Rev. Statute 53-178.01(2) YES ☐ NO ☐

ADDITIONAL FEES WILL BE ASSESSED AT THE CITY/VILLAGE OR COUNTY LEVEL WHEN THE LICENSE IS ISSUED

CHECK TYPE OF LICENSE FOR WHICH YOU ARE APPLYING

- ☐ Individual License (requires insert FORM 104)
- ☐ Partnership License (requires insert FORM 105)
- ☐ Corporate License (requires FORM 101 & FORM 103)
- ☒ Limited Liability Company (LLC) (requires FORM 102 & FORM 103)

NAME OF ATTORNEY OR FIRM ASSISTING WITH APPLICATION (if applicable)

Name _____ Phone Number _____

Firm Name _____

Email address _____

Should we contact you with any questions on the application? YES ☐ NO ☐

FORM 100
REV 12/7/2022
PAGE 3

PREMISES INFORMATIONTrade Name (doing business as) Pals Brewing Company PlayhouseStreet Address 301 E 5th StCity North PlatteCounty LincolnZip Code 69101 - 6920Premises Telephone number 308-532-8559Business e-mail address info@palsbrewingcompany.comIs this location inside the city/village corporate limits YES ☒ NO ☐**MAILING ADDRESS (where you want to receive mail from the Commission)**
Check if same as premisesName Paul OettingerStreet Address 4520 S Buffalo Bill AveCity North PlatteState NEZip Code 69101**DESCRIPTION AND DIAGRAM OF THE AREA TO BE LICENSED**IN THE SPACE PROVIDED BELOW DRAW OR ATTACH A DIAGRAM OF THE AREA TO BE LICENSED
DO NOT SEND BLUEPRINTS, ARCHITECT OR CONSTRUCTION DRAWINGS

PROVIDE LENGTH X WIDTH IN FEET (NOT SQUARE FOOTAGE)

INDICATE THE DIRECTION OF NORTH

Building length 150 x width 130 in feetIs there a basement? Yes ☐ No ☒

If yes, length _____ x width _____ in feet

Is there an outdoor area? Yes ☐ No ☒

If yes, length _____ x width _____ in feet+

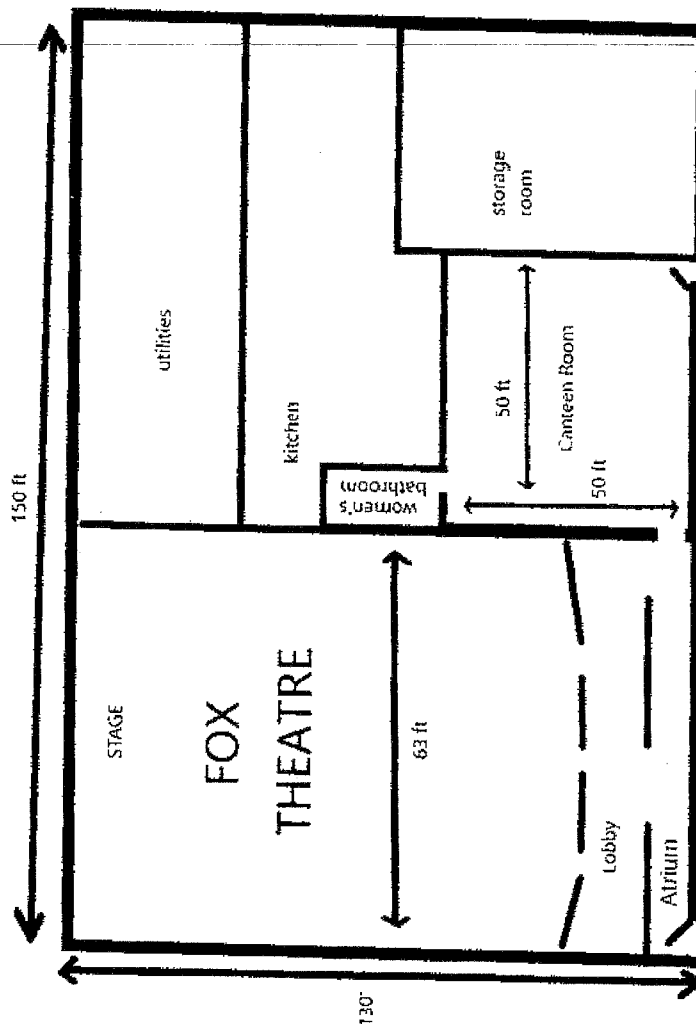
*If including an outdoor area permanent fencing is required. Please contact the local governing body for other requirements regarding fencing

Number of floors of the building 2**PROVIDE DIAGRAM OF AREA TO BE LICENSED BELOW OR ATTACH SEPARATE SHEET**

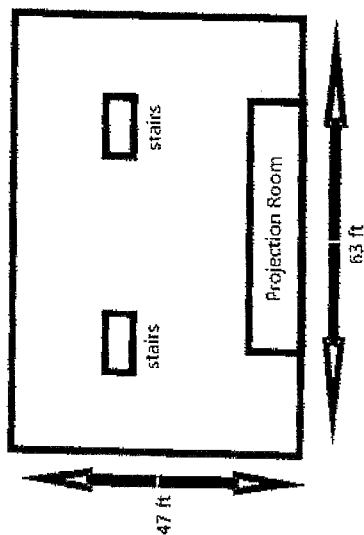
SEE ATTACHMENT FOR DIAGRAM

Form 100 Attachment Building Dimensions

First Floor



Theatre Balcony



APPLICANT INFORMATION

1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY §53-125(5)

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

Include traffic violations. Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

☒ YES ☐ NO If yes, please explain below or attach a separate page

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition
Paul Oettinger	See	Attachment		
Kevin Standage	08/2019	Ravenna, NE	DUI	Pled Guilty
Misty Oettinger	2018	North Platte, NE	Speeding	Fine

2. Was this premise licensed as liquor licensed business within the last two (2) years?

☒ YES ☐ NO

If yes, provide business name and license number North Platte Community Playhouse I-122053

3. Are you buying the business of a current retail liquor license?

☐ YES ☒ NO

If yes, give name of business and liquor license number _____

4. Are you filing a temporary operating permit (TOP) to operate during the application process?

☐ YES ☒ NO

If yes

a) Attach temporary operating permit (TOP) (Form 125)

a) Submit a copy of the business purchase agreement _____

b) Include a list of alcohol being purchased, list the name brand, container size and how many _____

c) Submit a list of the furniture, fixtures and equipment _____

5. Are you borrowing any money from any source, include family or friends, to establish and/or operate the business?
____ YES ☒ NO

If yes, list the lender(s) _____

6. Will any person or entity, other than applicant, be entitled to a share of the profits of this business?
____ YES ☒ NO

If yes, explain. (all involved persons must be disclosed on application)

No silent partners 019.01E Silent Partners; Profit Sharing: No licensee or partner, principal, agent or employee of any Retail Liquor License shall permit any other person not licensed or included as a partner, principal, or stockholder of any Retail Liquor License to participate in the sharing of profits or liabilities arising from any Retail Liquor License. (53-1,100)

7. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?
☒ YES ____ NO

If yes, list such item(s) and the owner. See attachment

8. Is premises to be licensed within 150 feet of a church, school, hospital, home for indigent persons or for veterans, their wives, and children; or within 300 feet of a college or university campus?
____ YES ☒ NO

If yes, provide name and address of such institution and where it is located in relation to the premises (Nebraska Revised Statute 53-177(1) **AND PROVIDE FORM 134 - CHURCH OR FORM 135 - CAMPUS AND LETTER OF SUPPORT FROM CHURCH OR CAMPUS**

9. Is anyone listed on this application a law enforcement officer? If yes, list the person, the law enforcement agency involved and the person's exact duties. (Nebraska Revised Statute 53-125(15))
____ YES ☒ NO

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business.
a) **List the individual(s) who are authorized to write checks and/or withdrawals on accounts at this institution.**
Nebraskaland Bank - Mendy Oettinger, Mark Oettinger, Paul Oettinger, Misty Oettinger

11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

Pals Brewing Company Nebraska L-120711; ~~HK-121291~~; CK-124441

upgraded

12. List the alcohol related training and/or experience (when and where) of the person(s) making application. Those persons required are listed as followed:

- Individual: Applicant and spouse; spouse is exempt if they filed Form 116 - Affidavit of Non-Participation.
- Partnership: All partners and spouses, spouses are exempt if they filed Form 116 - Affidavit of Non-Participation.
- Limited Liability Company: All member of LLC, Manager and all spouses; spouses are exempt if they filed Form 116 - Affidavit of Non-Participation.
- Corporation: President, Stockholders holding 25% or more of shares, Manager and all spouses; spouses are exempt if they filed Form 116 - Affidavit of Non-Participation.

NLCC certified training program completed

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
Mark, Mendy, Amy Oettinger	03/2017	TIPS
Paul Oettinger	09/2017	Alcohol & Tobacco Sales Training NPPD
Paul Oettinger	06/2022	Alcohol & Tobacco Sales Training NPPD

Experience

Applicant Name/Job Title	Date of Employment	Name & Location of Business
Paul Oettinger/Manager	10/3/2016	Pals Brewing Company - North Platte, NE

13. If the property is owned, submit a copy of the deed or proof of ownership. If leased, submit a copy of the lease covering the entire license year.

Documents must be in the name of applicant as owner or lessee

☒ Lease expiration date 12/31/2024 - auto renews annually

☐ Deed

☐ Purchase Agreement

14. When do you intend to open for business? February 15, 2024

15. What will be the main nature of business? Selling alcohol to patrons attending events at the North Platte Community Playhouse.

16. What are the anticipated hours of operation? Afternoons and evenings on event days. Closed by 11pm, always.

17. List the principal residence(s) for the past 10 years for ALL persons required to sign, including spouses.

RESIDENCES FOR THE PAST 10 YEARS					
APPLICANT CITY & STATE	YEAR		SPOUSE CITY & STATE	YEAR	
	FROM	TO		FROM	TO
North Platte, NE	2016	Current	North Platte, NE	2013	2023
Sun Prairie, WI	2013	2016			

If necessary, attach a separate sheet

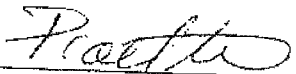
PERSONAL OATH AND CONSENT OF INVESTIGATION
SIGNATURE PAGE - PLEASE READ CAREFULLY

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate or fraudulent.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Applicant Notification and Record Challenge: Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

Must be signed by all applicant(s) and spouse(s) owning more than 25%
(YOU MAY NEED TO PRINT MULTIPLE SIGNATURE PAGES)


Signature of **APPLICANT**

Paul Oettinger
Printed Name of **APPLICANT**


Signature of **SPOUSE**

Misty Oettinger
Printed Name of **SPOUSE**

Signature of **APPLICANT**

Printed Name of **APPLICANT**

Signature of **SPOUSE**

Printed Name of **SPOUSE**

LIMITED LIABILITY COMPANY (LLC)

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
EMAIL: lcc.frontdesk@nebraska.gov
WEBSITE: www.lcc.nebraska.gov

License
Class: _____

License Number: _____

INSTRUCTIONS

1. All members and spouses must be listed
2. Managing/Contact member and all members holding over 25 % shares of stock and their spouse (if applicable) must sign the signature page of the application
3. Managing/Contact member and all members holding over 25% interest and their spouses must submit fingerprints. See Form 147 for further information
4. Attach copy of Articles of Organization

Name of Limited Liability Company that will hold license as listed on the Articles of Organization

Pals Brewing Company, L.L.C.

Name of Registered Agent: David Pederson

LLC Address: 4520 S Buffalo Bill Ave

City: North Platte State: NE Zip Code: 69101

LLC Phone Number: 308-221-6715 LLC Fax Number: _____

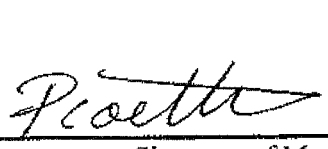
Name of Managing/Contact Member

Name and information of contact member must be listed on following page

Last Name: Oettinger First Name: Paul MI: C

Home Address: 804 Cedarberry Rd City: North Platte

State: NE Zip Code: 69101-5223 Home Phone Number: 608-807-9332


Signature of Managing/Contact Member

List names of all members and their spouses (even if a spousal affidavit has been submitted)

Last Name: Oettinger First Name: Paul MI: C
Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Spouse Full Name (indicate N/A if single): Misty Oettinger
Spouse Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Percentage of member ownership 16.5

Last Name: Oettinger First Name: Amy MI: L
Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Spouse Full Name (indicate N/A if single): n/a
Spouse Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Percentage of member ownership 16.5

Last Name: Oettinger First Name: Mark MI: A
Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Spouse Full Name (indicate N/A if single): Oettinger, Mendy, J
Spouse Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Percentage of member ownership 8.8

Last Name: Oettinger First Name: Mendy MI: J
Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Spouse Full Name (indicate N/A if single): Oettinger, Mark, A
Spouse Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Percentage of member ownership 8.8

List names of all members and their spouses (even if a spousal affidavit has been submitted)

Last Name: Oettinger First Name: Peter MI: M
Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Spouse Full Name (indicate N/A if single): Rebecca Oettinger
Spouse Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Percentage of member ownership 8.2

Last Name: Oettinger First Name: Rebecca MI:
Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Spouse Full Name (indicate N/A if single): Peter M Oettinger
Spouse Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Percentage of member ownership 8.2

Last Name: Speed First Name: Dan MI:
Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Spouse Full Name (indicate N/A if single): N/A
Spouse Social Security Number: Date of Birth:
Percentage of member ownership 16.5

Last Name: Standage First Name: Kevin MI: R
Social Security Number: [REDACTED] Date of Birth: [REDACTED]
Spouse Full Name (indicate N/A if single): N/A
Spouse Social Security Number: Date of Birth:
Percentage of member ownership 16.5

Is the applying Limited Liability Company owned 100% by another corporation/LLC?

☐ YES

☒ NO

If yes, Form 185 is required

Indicate the company's tax year with the IRS (Example January through December)

Starting Date: January 1 Ending Date: December 31

Is this a Non Profit Corporation?

☐ YES

☒ NO

If yes, provide the Federal ID #. _____

BUSINESS PLAN – PALS BREWING COMPANY PLAYHOUSE

CONCEPT DESCRIPTION

Pals Brewing Company Playhouse will be a second brewery taproom location for Pals Brewing Company that will sell beverages to patrons and customers attending events at the North Platte Community Playhouse in North Platte, NE. Pals was North Platte, Nebraska's first craft brewery and remains a favorite dining, drinking, and entertainment destination for locals and travelers down the I-80 corridor. The brewery produces unique ale styles including a wide variety of fruit beers produced with real fruit and their best-selling Jalapeno and Big Pickle Cream Ales. The tap room is the number one rated restaurant in North Platte according to the most popular online rating sites including Trip Advisor, Yelp, and Google Maps. The focus is on delivering unique thin crust pizzas, a wide variety of delicious craft beers, unique spirits and cocktails, and the best service in the area. Our regulars visit Pals as a place to socialize with friends and family, learn about craft beer, and see great live events. They often say "There is always someone you know at Pals!". The outdoor beer oasis is a popular destination with its recreational opportunities, views of the plains, and amazing sunsets. The brewery sells draft beer to other bars and restaurants throughout Nebraska using a network of wholesalers. Pals is looking for new sales opportunities to add revenue to the business.

Pals is applying for a Class I liquor license in order to open a second sales location at the North Platte Community Playhouse. This business plan describes the operation of the business extension and how it will add value for Pals Brewing Company, L.L.C.

BUSINESS CONCEPT

The North Platte Community Playhouse is a non-profit theatre devoted to the performing arts located in the historic downtown Canteen District. The theatre produces approximately 6 plays per year with performances that span a 3-weekend period for each play. In addition to plays, the theatre hosts a variety of other performances throughout the year including a music series, independent concerts, comedians, and other entertainment. Although some events at the theatre are geared towards children where alcoholic beverages are not served, there are also many adult-centric events where attendees have requested alcoholic beverages. This presents Pals Brewing Company with a unique sales and marketing opportunity to engage with the community and serve alcoholic and non-alcoholic beverages to theatre visitors. This also gives Pals a downtown location presence in the revitalized and growing Downtown Canteen District.

OPERATIONAL PLAN

Pals Brewing Company will apply for a Class I liquor license at the North Platte Community Playhouse location to allow Pals to serve beer, wine, spirits and non-alcoholic beverages. The Pals Brewing Company Playhouse location will only be operational during designated theatre events. At other times, the theatre is not open to the general public. During these times alcoholic beverages will be unavailable to theatre

employees or visitors. Pals has signed a lease with the North Platte Community Playhouse to offer alcohol sales at the Theatre.

EQUIPMENT NEEDS

After obtaining a Class I liquor license designating Pals Brewing Company Playhouse as a second Pals taproom location, Pals will acquire a mobile beer dispensing refrigerator equipped with a key lock and locks for each beer faucet. In addition, a mobile locking cabinet will be purchased to hold other alcohol products such as wine and spirits. No other equipment is needed.

SITE NEEDS

There are no other site needs in order to execute the business plan. Per the signed lease, the North Platte Community Playhouse will be responsible for paying for and maintaining all theatre and building infrastructure including utilities, snow removal, building renovations, etc.

TEAM AND MANAGEMENT STRUCTURE

Pals current management team and employees will execute the sales plan. No employee additions are required.

MARKETING STRATEGY

Pals will market the availability of alcoholic beverages through their regular marketing channels including social media, website, radio ads, newspaper ads, on-site signage, restaurant rating websites (e.g. trip advisor reviews, Google Maps page) and word of mouth.

FINANCIALS

Startup Costs

\$400 liquor license application fee

\$2000 locking beer dispense cooler and rolling cabinet

Annual Fixed Costs

\$400 – State liquor license fee

\$400 – Local liquor license fee

Sales Forecast

20 – Number of days with liquor sales

75 – Average number of drinks sold per day

1500 x \$7 average price per drink = \$10,500

Rough Income Statement

1500 x \$2.00 cost per drink = \$3,000 Annual COGS

20 days x 6 hours x \$10/hr = \$1,200 Labor

Net Income = \$6,300

Minus Fixed Costs and Startup Costs - \$3,200

Total Income Year 1 = \$3100

Total Income Year 2 = \$5,500

Total Income Year 3 = \$5,500

3 Year Income = \$14,100

CONCLUSION

The Pals Brewing Company Playhouse location will provide a small boost in profits to Pals Brewing Company and allow for Pals to have a presence in the growing North Platte Canteen District.

CITY COUNCIL AGENDA

ITEM NO. 5



**CITY OF NORTH PLATTE
STAFF SUMMARY REPORT
January 16, 2024**

AGENDA ITEM TITLE: Special Designated License, Renee White, Deputy City Clerk

SESSION TYPE:

- ☒ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☐ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

Eagles Fraternal Order 2839 requests to serve alcohol at the D&N Event Center on March 22, 2024, March 23, 2024, and March 24, 2024 for Eagles State Pool Tournament.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- N/A

WHY THIS ITEM IS BEFORE THE COUNCIL:

Pursuant to North Platte Code of Ordinances Section 116.26 and NEB. REV. STAT. Section 53-134, the City Council shall approve requests for liquor licenses and submit their approval to the Nebraska Liquor Control Commission in accordance with the Nebraska Liquor Control Act.

ACTION REQUIRED AT THIS COUNCIL MEETING:

Approve application by Eagles Fraternal Order 2839 for a Special Designated Liquor License on March 22, 2024, from 11:00 a.m. to 1:00 a.m., March 23, 2024, from 8:00 a.m. to 1:00 a.m., and March 24, 2024, from 8:00 a.m. to 1:00 a.m., at the D&N Event Center, 501 E. Walker Rd. for the Eagles State Pool Tournament.

PROPOSED MOTION:

"I move to approve the application by Eagles Fraternal Order 2839 for a Special Designated Liquor License on March 22, 2024, from 11:00 a.m. to 1:00 a.m., March 23, 2024, from 8:00 a.m. to 1:00 a.m., and March 24, 2024, from 8:00 a.m. to 1:00 a.m., at the D&N Event Center, 501 E. Walker Rd. for the Eagles State Pool Tournament."

**Special Designated License
Local Recommendation (Form 200)**

Applications must be entered on the portal after local approval – no exceptions
Late applications are non-refundable and will be rejected

EAGLES FRATERNAL ORDER 2839

Retail Liquor License Name or *Non-Profit Organization (*Must include Form #201 as Page 2)

620 NORTH CHESTNUT ST NORTH PLATTE, NE 69101

Retail Liquor License Address or Non-Profit Business Address

C-002431

Retail License Number or Non-Profit Federal ID #

Consecutive Dates only 3/22/24 3/23/24 3/24/24

Event Date(s):

Event Start Time(s): 11AM 8AM 8AM

Event End Time(s): 1AM 8PM 8PM

Alternate Date: N/A

Alternate Location Building & Address: N/A

Event Building Name: D & N EVENT CENTER

Event Street Address/City: 501 EAST WALKER RD NORTH PLATTE

Indoor area to be licensed in length & width: 200 X 200

Outdoor area to be licensed in length & width: 50 X 100 (Diagram Form #109 must be attached)

Type of Event: EAGLES STATE POOL TOURN Estimate # of attendees: 1200

Type of alcohol to be served: Beer ☒ Wine ☒ Distilled Spirits ☒
(If not marked, you will not be able to serve this type of alcohol)

Event Contact Name: JULIE ANTONSON Event Contact Phone Number: 308-532-9458

Event Contact Email: aerie2839@gmail.com

*Signature Authorized Representative: *Ronald W. Axtell* Printed Name: RONALD AXTELL

I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

*Retail licensee – Must be signed by a member listed on permanent license

*Non-Profit Organization – Must be signed by a Corporate Officer

Local Governing Body completes below:

The local governing body for the City/Village of _____ OR County of _____ approves
the issuance of a Special Designated License as requested above. (Only one should be written above)

Local Governing Body Authorized Signature

Date

CITY COUNCIL AGENDA

ITEM NO. 6



CITY OF NORTH PLATTE STAFF SUMMARY REPORT

January 16, 2024

AGENDA ITEM TITLE: Place on file Treasurer's Report for November 2023, Dawn Miller, Director of Finance

SESSION TYPE:

- ☒ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☐ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

The November 2023 Treasurer's Report for the General Fund is being provided.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- N/A

WHY THIS ITEM IS BEFORE THE COUNCIL:


This information is provided to Council on a monthly basis.

ACTION REQUIRED AT THIS COUNCIL MEETING:

Place on file Treasurer's Report for November 2023.

PROPOSED MOTION:

"I move to approve the Consent Agenda."

	A	B	C	D	E	F	G	H	I	J	K
1	<div>  <div> <div>City of North Platte</div> <div>Revenue & Expenditure Summary (Unaudited)</div> </div> </div>										
2											
3											
4	General Fund										
5			NOVEMBER	NOVEMBER		CHANGE \$	CHANGE %	YTD	YTD	CHANGE \$	CHANGE %
6			2023	2022				2023	2022		
7			\$ 2,534,627.82	\$ 2,299,793.87		\$ 234,833.95	10.21%	\$ 5,404,608.43	\$ 4,873,439.97	\$ 531,168.46	10.90%
8											
9			4,183,284.33	2,142,470.95		2,040,813.38	95.26%	6,426,520.54	5,512,320.91	914,199.63	16.58%
10											
11			\$ (1,648,656.51)	\$ 157,322.92		\$ (1,805,979.43)	-1147.94%	\$ (1,021,912.11)	\$ (638,880.94)	\$ (383,031.17)	59.95%
12											
13	* - The variance between November 2023 and November 2022 Total Expenditures is largely the result of a timing difference in the payment of the City's annual insurance renewal. For 2022 payment was made in October, and for 2023 payment was made in November.										
14											

CITY COUNCIL AGENDA

ITEM NO. 7



CITY OF NORTH PLATTE STAFF SUMMARY REPORT January 16, 2024

AGENDA ITEM TITLE: Designation of Depository Banks, Dawn Miller, Director of Finance

SESSION TYPE:

- ☒ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☐ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

Approve requests from Adams Bank & Trust; Dayspring Bank; Equitable Bank; First Interstate Bank; First National Bank of Omaha; Hershey State Bank; Lincoln Federal Savings Bank; Nebraska Public Agency Investment Trust (NPAIT); 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 2024.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- N/A

WHY THIS ITEM IS BEFORE THE COUNCIL:

Pursuant to Neb. Rev. Stat. § 16-712 *et seq.*

ACTION REQUIRED AT THIS COUNCIL MEETING:

Approval of requests from banks to be designated as depository banks for City funds for 2024.

PROPOSED MOTION:

"I move to approve the requests from the banks, as presented in the materials, to be designated as depository banks for City funds for 2024."



CORPORATE OFFICE

202 N Spruce St
PO Box 770
Ogallala, NE 69153
p | 308.284.8401

December 18, 2023

City of North Platte
Attn: Dawn Miller
211 West 3rd Street
North Platte, NE 69103-0490

Dear Ms. Miller:

Under the provisions of Nebraska State Statutes, Adams Bank & Trust, North Platte, Nebraska, herewith respectfully makes application for designation as a depository for the City of North Platte funds for 2024.

All ICS accounts are fully insured by the Federal Deposit Insurance Corporation (FDIC). All non-ICS deposits in Adams Bank & Trust are insured by the FDIC under certificate #18489-6 in the amount of \$250,000. Adams Bank & Trust agrees to either furnish a Letter of Credit from the Federal Home Loan Bank of Topeka in such penal sum as may be the maximum amount on deposit at any time, less the amount insured by the FDIC, or will pledge sufficient assets of Adams Bank & Trust to secure payment of all City of North Platte deposits and accretions.

Please advise us at any time if such letter of credit, or pledged assets are not sufficient to insure deposits and we would be happy to increase said pledges, subject to your approval, with the City Clerk/Treasurer.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Amanda Hoover".

Amanda A. Hoover, CFO
Adams Bank & Trust

your foundation for financial success
abtbank.com | member FDIC



Dayspring Bank

January 4, 2024

To: City of North Platte

This letter is to inform you that Dayspring Bank wishes to be a depository institution for City of North Platte funds in 2024. We agree to secure all funds that are deposited into our institution in accordance with Nebraska State law.

Let me know if you have any questions.

Sincerely,

Randall G Waskowiak, Cashier/CFO



Member FDIC

dayspring.bank





January 11, 2024

Dawn Miller
Director Of Finance
City of North Platte
North Platte, NE 69101

Dear Dawn,

Equitable Bank requests that it be approved and designated a depository bank for the City of North Platte funds during the calendar year 2024.

The bank agrees to pledge collateral to secure these deposits in accordance with the statutes of the State of Nebraska.

Sincerely,

RBM

Kendall King
Retail Branch Manager, Equitable Bank



111 S. Dewey St.
North Platte, NE 69101

855-342-3400
firstinterstate.com

January 5th, 2024

City of North Platte
Attn: Dawn Miller, Director of Finance

Dear Ms. Miller

First Interstate Bank requests that it be approved and designated a depository bank for the City of North Platte funds for the year 2024.

First Interstate Bank agrees to pledge collateral to secure deposits in accordance with the statutes of the State of Nebraska.

Sincerely,

A handwritten signature in black ink that reads 'Rebecca Backer'.

Rebecca Backer
Retail Manager II
First Interstate Bank
North Platte

APPLICATION FOR APPOINTMENT AS CITY DEPOSITORY

TO THE CITY OF NORTH PLATTE

The undersigned Bank hereby requests that it be designated a depository for funds of said city for the year 2024, pursuant to the Laws now in force in the State of Nebraska, relating to the deposit of City funds.

Said bank agrees, if so designated, to comply with all the laws of said State with reference to such deposits.

For the protection of such deposits, said Bank will secure the deposits in excess of FDIC insured limits with collateral through the Nebraska Single-Bank Collateral Pool Program pursuant to Neb.Rev.Stat.Section 77-2398.

The Nebraska Department of Banking and Finance has appointed the Nebraska Bankers Insurance and Services Company (NBISCO), the for-profit subsidiary of the Nebraska Bankers Association, to administer the Nebraska Single-Bank Collateral Pool Program pursuant to Neb.Rev.Stat. Section 77-2398(2) (b) (ii).

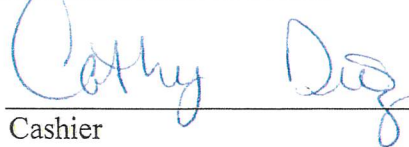
This program allows said Bank to aggregate their total public deposits and to pledge collateral against its entire portfolio of public deposits rather than pledging per entity. As the program administrator, NBISCO collects, confirms and reports bank compliance with mandated pledging requirement on a monthly basis. Collateral is pledged to NBISCO. In the event of a bank closure, the pledged collateral would be assigned to NDBF for liquidation and payment to impacted political subdivisions.

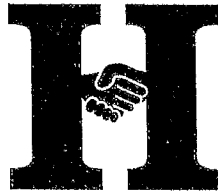
Signed this 5th day of January, 2024, at Omaha, Nebraska.

First National Bank of Omaha

By

Cashier





January 9, 2024

Dawn Miller
City of North Platte
211 West 3rd
North Platte, NE 69101

Dear Dawn,

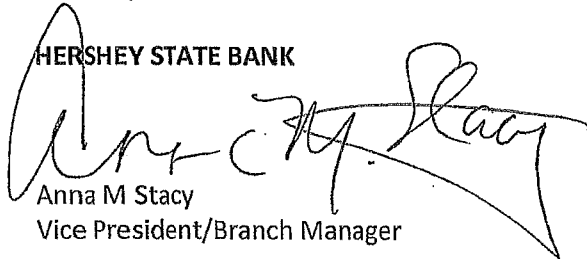
Please accept this letter as our request that Hershey State Bank be designated as a depository bank for City funds for the year 2024.

The Hershey State Bank agrees to secure these funds in accordance with the statutes of the State of Nebraska.

If you have further questions, please contact me at 308-535-9999.

Sincerely,

HERSHEY STATE BANK



Anna M Stacy
Vice President/Branch Manager

HERSHEY STATE BANK

PO Box 459
100 S Lincoln Ave
Hershey, NE 69143
PH# 308-368-5555

www.hersheystatebank.com

301 E Philip Ave
North Platte, NE 69101
PH: 308-535-9999

November 6, 2023

Dawn Miller
City of North Platte
211 West 3rd
North Platte, NE 69101

Dear Dawn:

Please accept this letter as our request that Lincoln Federal Savings Bank be designated as a depository bank for City funds for the year 2024.

The Lincoln Federal Savings Bank agrees to secure these funds in accordance with the statutes of the State of Nebraska.

If you have further questions, please contact me at 308-534-3850.

Sincerely,

Rhonda Nolda

Assistant Vice President
Customer Service Supervisor

Lincoln Federal Savings Bank

Phone: 308-534-3850

Email: rnolda@lincolnfed.com

1002 S. Dewey St.

North Platte, NE 69101

<http://www.lincolnfed.com>





Nebraska Public Agency Investment Trust
721 South 14th Street | Lincoln, NE 68508
Direct (402) 389-5304 | Fax (515) 243-4992

**APPLICATION FOR INVESTMENTS OF FUNDS
YEAR: 2024**

November 7, 2023

I, Walker Zulkoski, Representative of the Nebraska Public Agency Investment Trust (NPAIT) of Nebraska do hereby make an application and request of the Board to consider said application for the investment of funds in NPAIT in accordance with section 13-801 et. Seq. Neb. Rev. Stat. (Reissue 1997).

Walker Zulkoski
Vice President, Investment Services
NPAIT Representative
Nebraska Public Agency Investment Trust



November 22, 2023

Dawn Miller
City Clerk
211 West 3rd
North Platte, NE 69101

Dear Mrs. Miller,

Please accept this letter as our request that NebraskaLand Bank be designated as a depository bank for City of North Platte funds for 2024.

The Bank agrees to secure these funds in accordance with the statutes of the State of Nebraska.

We look forward to continuing to be of service to you in 2024. If you have any account related questions please feel free to contact Kim at 534-2861 or for pledging related questions contact Aleyse at 308-534-2100 ext 401.

Sincerely,

A handwritten signature in cursive script that reads 'Aleyse Schroder'.

Aleyse Schroder
Financial Analyst

local people. local decisions. local ownership.

1400 South Dewey | P.O. Box 829 | North Platte, NE 69103 | 308.534.2100 | Fax 308.534.7596 | NebraskaLandBank.com





SANDHILLS
STATE BANK

January 4, 2024

Dawn Miller
City of North Platte
211 West 3rd
North Platte, NE 69101

Dear Dawn:

Please accept this letter as our request that Sandhills State Bank be designated as a depository bank for City funds for the year 2024.

Sandhills State Bank agrees to secure these funds in accordance with the statutes of the State of Nebraska.

We look forward to serving you in 2024. If you have further questions, please contact me at 308-534-0101 or on my direct line at 308-221-6033 or by e-mail at dennis.wright@sandhillsstate.com

Sincerely,

Dennis Wright
Senior Vice President
Sandhills State Bank

APPLICATION FOR INVESTMENT OF FUNDS FOR YEAR 2024

CITY OF NORTH PLATTE

211 W 3RD ST

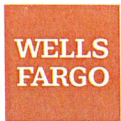
NORTH PLATTE, NE 69101-3911

I, **Candi J. Sanders**, Assistant Vice President of Union Bank & Trust, of Lincoln, Nebraska do hereby make application and request the **City Council** to consider said application for the investment of funds of **City of North Platte** in Union Bank & Trust in accordance with section 13-801 et. seq. Neb. Rev. Stat. (Reissue 1997).

Signed this **4th** day of **January 2024**.



Union Bank & Trust
Assistant Vice President
NFIT Relationship Manager
6811 S 27th Street – PLW3
PO Box 82529
Lincoln, NE 68501-2529



Barbara Bailey
AVP
Relationship Manager

Wells Fargo Bank
Government and
Institutional Banking
MAC S4786-024
6325 S. Rainbow Blvd. Ste. 210
Las Vegas, NV 89118

Fax: 866-619-8544
Cell: 702-275-8972
Barbara.d.bailey@wellsfargo.com

January 5, 2024

City of North Platte
Attn: Dawn Miller
Director of Finance
211 W 3rd St.
North Platte, NE 69101

RE: Depository of Funds

Dear Ms. Miller,

Wells Fargo Bank, N.A. ("Bank") hereby requests that the City of North Platte ("City") designate the Bank as an authorized depository for the City's funds for the year of 2024.

The Bank agrees to comply with the applicable laws of the State of Nebraska, including applicable Nebraska statutes pertaining to the deposit of public funds, in relation to the City's deposits.

The Bank will continue to provide the required collateral for the protection of the City's accounts.

If you have any questions or need further information, please feel free to contact me at (702) 275-8972. Monday – Friday 8:00am – 5:00pm (PST).

Sincerely,

Barbara Bailey
Relationship Manager
Government and Institutional Banking
Wells Fargo Bank N.A.



Western Nebraska Bank
Marcy Hunter
600 S Dewey
North Platte NE 69101
marcy@wnb.bank

11/14/2023

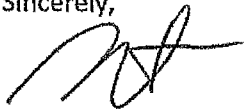
Dawn Miller
Director of Finance
City of North Platte
(308)535-6724 Ext. 3134
millerdl@ci.north-platte.ne.us

Dear Ms. Miller:

Western Nebraska Bank hereby requests that it be designated a depository for funds of City of North Platte for the year 2024, pursuant to the laws now in force in the State of Nebraska, relating to the deposit of City of North Platte.

Western Nebraska Bank agrees if so designated to comply with all the laws of said state with reference to such deposits. Once designated, the Board of Directors will authorize its' Cashier to pledge securities of this bank in any amount not to exceed \$1,000,000 for the protection of said deposits and to make substitutions of securities at any time in the manner provided by law.

Sincerely,



Marcy Hunter, Board Secretary

CITY COUNCIL AGENDA

ITEM NO. 8



**CITY OF NORTH PLATTE
STAFF SUMMARY REPORT
January 16, 2024**

AGENDA ITEM TITLE: Approve the design plans for the Rec Center and Cody Pool Water Park and authorize RDG to prepare construction documents and place both projects for bid, Layne Groseth, City Administrator

SESSION TYPE:

- ☐ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☒ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY: RDG and North Platte Architects have completed the design phase of the Rec Center and Cody Pool Water park projects. Two public input sessions were held and multiple meetings with city staff were conducted to design projects that encompass most of the desired amenities while keeping both projects with-in budget.

The Council must now approve the designs and authorize RDG to complete construction documents and go to bid on each of the projects.

WHY THIS ITEM IS BEFORE THE COUNCIL: The Council needs to approve the designs and authorize RDG to complete Construction Documents and place items for bid for construction.

ACTION REQUIRED AT THIS COUNCIL MEETING: Approve the designs for the Rec Center expansion and the Cody Pool Water Park addition and authorize RDG to complete construction documents and place each project up for bid in a timely manner.

SUPPORTING DOCUMENTS: RDG will give a brief presentation at the Council meeting.

PROPOSED MOTION: "I move to approve the design plans for the Rec Center expansion and the Cody Pool Water Park addition and authorize RDG to complete the construction documents and place each project up for bid as soon as possible."

CITY COUNCIL AGENDA

ITEM NO. 9



**CITY OF NORTH PLATTE
STAFF SUMMARY REPORT
January 16, 2024**

AGENDA ITEM TITLE: Adopt Resolution to update the Emergency Snow Routes, Steve Mentzer, Public Service Director

SESSION TYPE:

- ☐ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☒ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

A resolution to update the Emergency Snow Route for the City of North Platte. Additional snow routes to include the following areas:

14 th Street	Buffalo Bill Avenue to Dodge Avenue
17 th Street	Jackson Avenue to Adams Avenue
18 th Street	Sheridan Avenue to Jackson Avenue
"G" Street	Willow Street to Jeffers Street
Carr Avenue	Rodeo Road to 9 th Street
Ioke Street	Eugene Avenue to Walker Road
Jackson Avenue	Rodeo Road to 19 th Street
Oak Street	Walker Road to north of Russian Olive Road
Poplar Street	3 rd Street to 4 th Street
Riverside Drive	Willow Street to Jeffers Street
Russian Olive Road	Oak Street to Willow Street

The Public Service Department has updated the Snow Route Plan and added the above areas to the existing plan. The additional streets either extend existing routes or add streets in areas where the distance to an Emergency Snow Route was greater than the desired distance.

WHY THIS ITEM IS BEFORE THE COUNCIL:

North Platte Code of Ordinances Section §73.32 Emergency Snow Routes, requires the Council to designate Emergency Snow Routes by Resolution.

ACTION REQUIRED AT THIS COUNCIL MEETING:

Approve the Resolution designating Emergency Snow Routes for the City of North Platte.

PROPOSED MOTION:

"I move to approve the Resolution designating Emergency Snow Routes for the City of North Platte."

RESOLUTION

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF NORTH PLATTE, LINCOLN COUNTY, NEBRASKA, PASSED THIS _____ DAY OF _____, 2024.

The Mayor and Council of the City of North Platte, Lincoln County, Nebraska, met at regular session in the Council Chambers on the _____ day of _____, 2024. The following Council members were present _____.

Mayor Kelliher presided and the Deputy City Clerk, Renee White, recorded the proceedings. Council member _____ offered the following Resolution and moved for its adoption.

WHEREAS, the Council has authority by resolution according to Chapter Section 73.32 of the Code of Ordinances of City of North Platte, to designate as emergency snow routes on streets or portions of streets and;

WHEREAS, the Council deems it necessary and advisable to adopt the following emergency snow routes,

NOW, THEREFORE, BE IT RESOLVED:

THAT SECTION 73.32 EMERGENCY SNOW ROUTES of the Code of Ordinances of City of North Platte be amended to add the following:

14 TH STREET	BUFFALO BILL AVENUE TO DODGE AVENUE
17 TH STREET	JACKSON AVENUE TO ADAMS AVENUE
18 TH STREET	SHERIDAN AVENUE TO JACKSON AVENUE
"G" STREET	WILLOW STREET TO JEFFERS STREET
CARR AVENUE	RODEO ROAD TO 9 TH STREET
IOKE STREET	EUGENE AVENUE TO WALKER ROAD
JACKSON AVENUE	RODEO ROAD TO 19 TH STREET
OAK STREET	WALKER ROAD TO NORTH OF RUSSIAN OLIVE ROAD
POPLAR STREET	3 RD STREET TO 4 TH STREET
RIVERSIDE DRIVE	WILLOW STREET TO JEFFERS STREET
RUSSIAN OLIVE ROAD	OAK STREET TO WILLOW STREET

The Resolution having been considered in its entirety, the motion for its adoption was seconded by Council member _____.

Roll call:

Aye: _____.

Nay: _____.

Absent: _____.

Mayor Kelliher thereupon declared the Resolution carried.

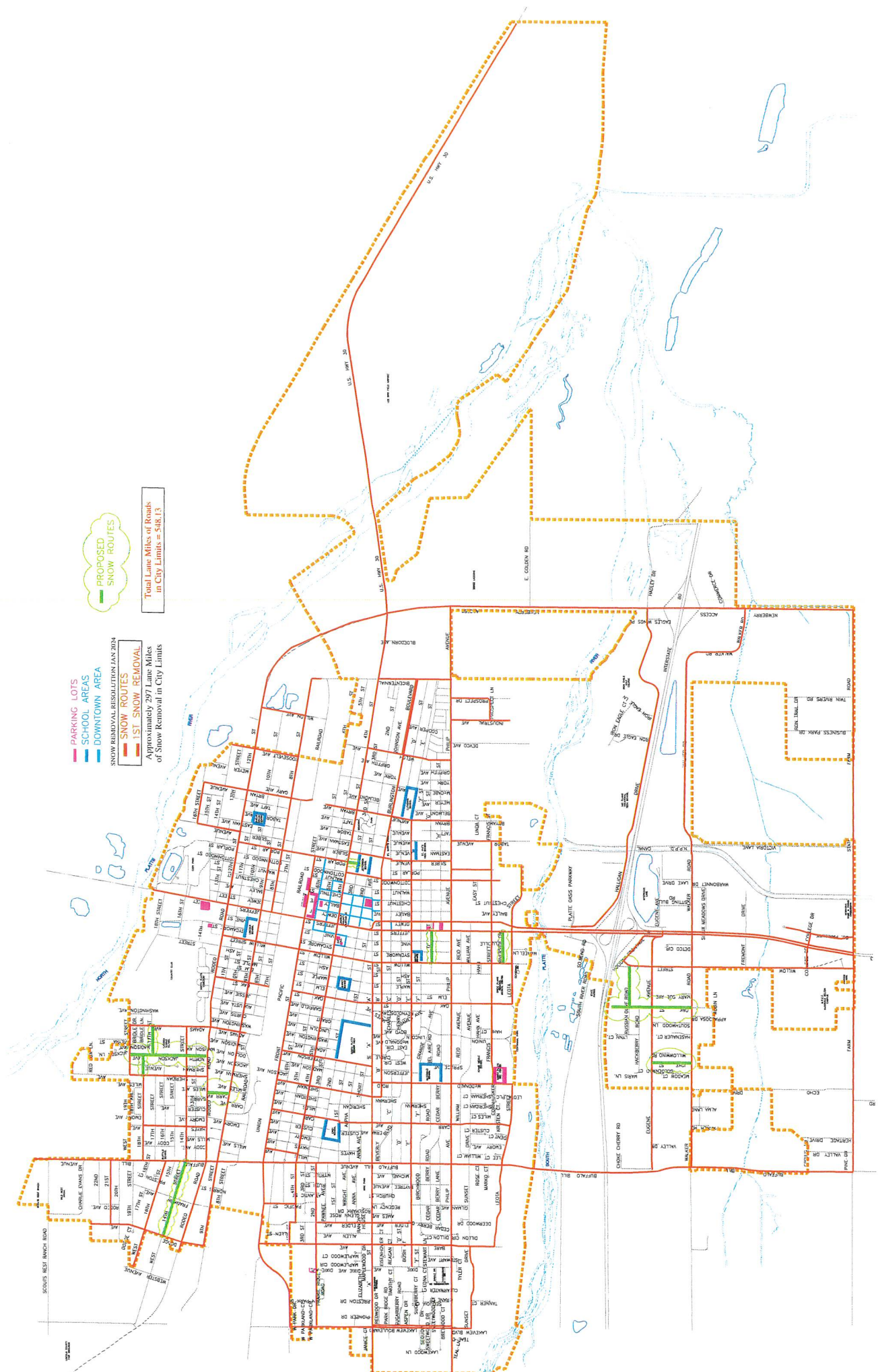
PASSED AND APPROVED THIS _____ DAY OF _____, 2024.

ATTEST:

City Clerk

Mayor

(S E A L)



- PARKING LOTS
- SCHOOL AREAS
- DOWNTOWN AREA
- SNOW REMOVAL RESOLUTION JAN 2024
- SNOW ROUTES
- 1ST SNOW REMOVAL

Total Lane Miles of Roads
in City Limits = 548.13

CITY COUNCIL AGENDA

ITEM NO. 10



**CITY OF NORTH PLATTE
STAFF SUMMARY REPORT
January 16, 2024**

AGENDA ITEM TITLE: Authorize the Parks & Recreation Department to use up to \$30,000 from the Newburn fund for purchase of used rides for Cody Park, Layne Groseth, City Administrator

SESSION TYPE:

- ☐ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☒ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY: The Parks & Recreation Department has had preliminary plans for a number of years to place additional rides at Cody Park.

There are a couple of “used ride” websites that the park staff monitors. Often times the used rides sell quickly, by authorizing the use of Newburn Funds up to \$30,000, the Park & Recreation Director can move quickly regarding the purchase of a ride or rides that will compliment Cody Park and enhance the experience for park users.”

WHY THIS ITEM IS BEFORE THE COUNCIL: Council action is required for the expenditure of Newburn Funds.

ACTION REQUIRED AT THIS COUNCIL MEETING: Authorize the Parks & Recreation Department to expend up to \$30,000 from the Newburn fund for the purchase of used rides for Cody park.

PROPOSED MOTION: “I move to authorize the Parks & Recreation Department to expend up to \$30,000 from the Newburn fund for the purchase of used rides for Cody Park.”

CITY COUNCIL AGENDA

ITEM NO. 11



**CITY OF NORTH PLATTE
STAFF SUMMARY REPORT
January 16, 2024**

AGENDA ITEM TITLE: Second Reading: Ordinance No. 4156 to Create Sanitary Sewer Connection District No. 22, Brent Burklund, City Engineer

SESSION TYPE:

- ☐ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☒ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

Ordinance No. 4156 to create Sanitary Sewer Connection District No. 22 a 15" P.V.C. sanitary sewer beginning on Echo Drive approximately 1300 feet south of Walker Road; thence north to Walker Road; thence west along Walker Road to Buffalo Bill Avenue.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- January 2, 2024 First Reading passed by Council

WHY THIS ITEM IS BEFORE THE COUNCIL:

An ordinance is needed to create sanitary sewer connection districts and a petition was received requesting a sanitary sewer connection district.

ACTION REQUIRED AT THIS COUNCIL MEETING:

Approve Ordinance No. 4156 in order to create Sanitary Sewer Connection District No. 22.

PROPOSED MOTION:

If council decides to waive the three readings, two motions are required:

"I move to waive the three readings on Ordinance No. 4156"

and

"I move to adopt Ordinance No. 4156 in order to create Sanitary Sewer Connection District No. 22 as presented in Council Materials."

ORDINANCE NO. 4156

AN ORDINANCE CREATING SANITARY SEWER CONNECTION DISTRICT NO. 22 WITHIN AND WITHOUT THE CORPORATE LIMITS OF THE CITY OF NORTH PLATTE, LINCOLN COUNTY, NEBRASKA, ESTABLISHING THE OUTER BOUNDARIES OF THE DISTRICTS; DESIGNATING THE SIZE, LOCATION, AND TERMINAL POINTS AND REFERRING TO PLANS AND SPECIFICATIONS AND ESTIMATES OF THE CITY ENGINEER IN CONNECTION THEREWITH ON FILE WITH THE CITY CLERK.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF NORTH PLATTE, LINCOLN COUNTY, NEBRASKA:

SECTION 1. The Mayor and Council of the City of North Platte, Lincoln County, Nebraska, hereby find and determine that it is necessary and advisable to extend the municipal sanitary sewer services to beyond the existing systems by the construction of sanitary sewer mains and that for the purpose of constructing said sanitary sewer mains, there is hereby created Sanitary Sewer Connection District No. 22 within the corporate limits of the City of North Platte, Lincoln County, Nebraska.

SECTION 2. The outer boundaries of Sanitary Sewer Connection District No. 22 in which it is proposed to make special assessments includes the following described property to-wit:

Pt. NE $\frac{1}{4}$ 17-13-30 (10.45 A) 1 NP TP; Lot D (Pt. NE $\frac{1}{4}$ NW $\frac{1}{4}$) 17-13-30 (19.93 A) 1 NP TP; Schatz Replat, Lots 1-3, Blk 1; Frazier's Subdivision, Lots 1-5 and Lots 7-8, Blk 1; Frazier's Subdivision, Lots 1-2, Blk 2; S.109' of Lot B & All Lot C (Pt. of NE $\frac{1}{4}$ NW $\frac{1}{4}$) 17-13-30 (.69 A); Lot A & N. 303' of Lot B (Pt. of NE $\frac{1}{4}$ NW $\frac{1}{4}$ 17-13-30) (1.24 A); Doctor's Replat Consolidation of Lots 2 & 3, 17-13-30 Lot 1 (95.27 A); Buffalo Administration Subdivision (of Pt. Lot 1 Doctor's Subdivision & Pt. NW $\frac{1}{4}$ 17-13-30) Lot 1 (1.59 A); Bank's Subdivision of S $\frac{1}{2}$ 8-13-30, 17 (7.19 A); Bank's Subdivision Pt. S $\frac{1}{2}$ 18 (4 A); Bank's Subdivision W.104.35' of S.208.7' of E.208.7' 18 (.50 A) 1 NP TP; Bank's Subdivision E.104.35' of S.208.7' of E.208.7' 18 (.50 A); Bank's Subdivision (of S $\frac{1}{2}$ 8-13-30) W.292' of S.511.2' 19 (3.43 A) 1 NP TP; Bank's Subdivision (of S $\frac{1}{2}$ 8-13-30) W.7' of 20 & Pt. 19 (5.75 A) 1 NP TP; Miles Administrative Subdivision Lot 2 (.86 A); Miles Administrative Subdivision Lot 2 (3.39 A); Kosmacek 1st Replat Lot 2 (5.48 A); Bank's Subdivision of S $\frac{1}{2}$ 8-13-30 of S $\frac{1}{2}$ 22 (.83 A); Bank's Subdivision of S $\frac{1}{2}$ 8-13-30 of S $\frac{1}{2}$ 22 (2.20 A); Bank's Subdivision of S $\frac{1}{2}$ 8-13-30 Pt. of S $\frac{1}{2}$ 22 (1.81 A); Valle Vista E. 64.2' of 2 (.25 A) 1 NP TP; Bank's Subdivision (of Bank's Subdivision of S $\frac{1}{2}$ 8-13-30 Pt. Lot 23 & All 24 & Valle Vista Subdivision 1 & W. 10' of 2) Lot 1 (9.19 A); Bank's Subdivision of S $\frac{1}{2}$ 8-13-30 of 25 (10 A); to the City of North Platte, Lincoln County, Nebraska.

It is found and determined that all of the above property is located within one mile of the City limits. The cost of the sanitary sewer connection main will be assessed to the property upon

connection to said sanitary sewer. Any utility requiring relocation will be at the utility company's expense and at the direction of and the location prescribed by the City.

It is found and determined that none of the above property has ever been previously assessed in connection with any other sanitary sewer connection district.

SECTION 3. The sanitary sewer connection main to be constructed in said district shall be the size, location, and terminal points which are as follows: A 15" P.V.C. sanitary sewer beginning on Echo Drive approximately 1300 feet south of Walker Road; thence north to Walker Road; thence west along Walker Road to Buffalo Bill Avenue.

SECTION 4. The Engineer's estimate of the total cost of the described Sanitary sewer Connection District No. 22 is on file at the City of North Platte Engineering Department.

SECTION 5. Reference is hereby made to plans and specifications, which have been prepared by Brent R. Burklund, City Engineer.

SECTION 6. This ordinance shall take effect and be in full force and effect from and after its passage, approval, and publication as required by law.

PASSED AND APPROVED THIS ____ DAY OF _____, 2023

ATTEST:

City Clerk

Mayor

(S E A L)

CITY COUNCIL AGENDA

ITEM NO. 12



CITY OF NORTH PLATTE STAFF SUMMARY REPORT January 16, 2024

AGENDA ITEM TITLE: Ord No. 4157 Proposed Annexation - Blowers, Judy Clark, Planning Administrator

SESSION TYPE:

- ☐ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☒ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

Proposed annexation into the corporate limits of the City of North Platte, Parcel ID #0053645.00, 0053635.00 and 0053585.10 described as Part of the E ½ W ¼ & Part of the W ½ W ¼ Section 2, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska and Part of Lot 3 & Lot 4 north of Suburban Irrigation Ditch and Part of Accretions of Lot 3 & Lot 4 Section 11, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska consisting of approximately 209 acres.

A location map showing the proposed annexation is attached.

The proposed annexation was requested by the current property owner. The letter of request is attached for your review.

On December 26, 2023, the City of North Platte Planning Commission unanimously approved the request for annexation.

Planning staff recommends the proposed annexation. The property is adjacent and abutting the current corporate limits of the City of North Platte. City utilities are in place and accessible from the property.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- January 2, 2024 – Held public hearing and approved Ordinance 4157 on first reading

WHY THIS ITEM IS BEFORE THE COUNCIL:

Nebraska Revised State Statute §16-117 details the steps required for annexation. The annexation requires public hearings in front of both City Planning Commission and City Council prior to adoption of any annexation ordinance.

ACTION REQUIRED AT THIS COUNCIL MEETING:

Consider adopting Ordinance No. 4157 as recommended by the North Platte Planning Commission.

PROPOSED MOTION:

Annexation ordinances are required to be read on three readings; the required three readings cannot be waived by motion.

“I move to adopt Ordinance No. 4157 annexing Parcel ID # 0053645.00, 0053635.00 and 0053585.10 described as Part of the E ½ W ¼ & Part of the W ½ W ¼ Section 2, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska and Part of Lot 3 & Lot 4 north of Suburban Irrigation Ditch and Part of Accretions of Lot 3 & Lot 4 Section 11, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska consisting of approximately 209 acres on second reading.”

ORDINANCE NO. 4157

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF NORTH PLATTE, LINCOLN COUNTY, NEBRASKA TO INCLUDE WITHIN THE CORPORATE LIMITS OF THE CITY OF NORTH PLATTE, CERTAIN LANDS DESCRIBED AS PART OF THE E ½ W ¼ & PART OF THE W ½ W ¼ SECTION 2, TOWNSHIP 13 N, RANGE 30 WEST OF THE 6TH P.M., LINCOLN COUNTY, NEBRASKA AND PART OF LOT 3 & LOT 4 NORTH OF SUBURBAN IRRIGATION DITCH AND PART OF ACCRETIONS OF LOT 3 & 4 SECTION 11, TOWNSHIP 13 N, RANGE 30 WEST OF THE 6TH P.M., LINCOLN COUNTY, NEBRASKA; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR THE EFFECTIVE DATE AND PUBLICATION THEREOF.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF NORTH PLATTE, NEBRASKA:

SECTION 1. The Mayor and Council of the City of North Platte, Lincoln County, Nebraska, hereby find and determine, pursuant to Neb. Rev. Stat. §16-117(7), to annex the following-described real estate, contiguous or adjacent to the corporate limits of the City of North Platte, owned by Blowers Investments, LLC, into the corporate limits of the City of North Platte; and, the Mayor and Council of the City of North Platte find and determine that the following-described lands should be and hereby are brought within and made a part of the corporate limits of the City of North Platte, Lincoln County, Nebraska, to-wit:

Parcel ID # 0053645.00, 0053635.00 and 0053585.10 described as Part of the E ½ W ¼ & Part of the W ½ W ¼ Section 2, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska and Part of Lot 3 & Lot 4 north of Suburban Irrigation Ditch and Part of Accretions of Lot 3 & Lot 4 Section 11, Township 13 N, Range 30 West of the 6th P.M., Lincoln County, Nebraska.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance is to become effective and be in full force from and after its passage, approval and publication as required by law.

PASSED AND APPROVED THIS _____ DAY OF _____, 2024.

ATTEST:

City Clerk

Mayor

(SEAL)

Charles E. Blowers
Dan Blowers
Blowers Investments, LLC
79031 Road 412
Gothenburg, NE 69138

November 30, 2023

Ms. Judy Clark
Planning Administrator
City of North Platte
211 West Third Street
North Platte, NE 69101

Re: *Request for Annexation*

Dear Ms. Clark

Blowers Investments, LLC ("Blowers"), as the owner of Parcel ID's 0053645.00, 0053635.00, 0053585.10 (the "Blowers Property"), collectively consisting of a 209-acre vacant parcel (collectively, the "Property"), shown in Attachment A, hereby requests the City of North Platte to allow Blowers Property to be annexed.

We believe annexing this property will benefit the City of North Platte. This property offers a chance for development that aligns with North Platte's growth goals and can generate potential future tax revenues. Our intention is to work collaboratively with the city to facilitate this process and contribute positively to the community's development.

Thank you for considering our annexation request. We look forward to being part of the community.

Sincerely,

A handwritten signature in cursive script that reads "Charles E. Blowers". The signature is written in dark ink and is positioned above the printed name and title.

Charles E. Blowers
Managing Member

EXHIBIT "A"

PT. OF SW1/4, SECTION 2 & NW1/4, SECTION 11,
TOWNSHIP 13 NORTH, RANGE 30 WEST, SIXTH PRINCIPAL MERIDIAN
LINCOLN COUNTY, NEBRASKA

EASEMENT CENTERLINE LENGTH
2322.46 FEET = 140.76 RODS
PERMANENT EASEMENT = 2.87 ACRES
TEMPORARY WORKSPACE = 1.37 ACRES
ADDITIONAL TEMPORARY WORKSPACE = 0.26 ACRE

TIGT-SBI-NE-LNC-002
N/F JOSEPH R. SHOWN REVOCABLE TRUST
INSTRUMENT NO. 201302280
R.D.L.C.N.

TIGT-SBI-NE-LNC-001
N/F BLOWERS INVESTMENTS, L.L.C.
PT. OF SW1/4, SEC. 2 & NW1/4, SEC. 11,
T13N, R30W
INSTRUMENT NO. 202103706
R.D.L.C.N.

P.O.B.
N: 478,956.30
E: 1,440,487.43

FOUND 1/4" IR WITH CAP
"B. EDWARDS RLS 484"
N: 470,956.18
E: 1,440,492.43

FOUND 1/4" IR WITH CAP
"B. EDWARDS RLS 484"
N: 489,113.89
E: 1,440,471.99

FOUND 1/2" IR
W/CAP 51/4 CORNER,
SEC. 2
N: 466,111.36
E: 1,440,850.06

P.O.C.
FOUND 5/8" IR
SW COR. SEC. 2
N: 469,127.68
E: 1,438,211.01

P.S.T.
N: 466,868.98
E: 1,440,464.04

DETAIL "A"
SEE PAGE 2

LINE TABLE		
NUMBER	BEARING	LENGTH
L1	S 00°36'08" W	1842.55'
L2	S 00°37'22" W	454.91'
L3	N 90°00'00" E	25.00'

NOTES:

- ALL COORDINATES, BEARINGS AND DISTANCES ARE REFERENCED TO THE NEBRASKA COORDINATE SYSTEM (NE-2600), NORTH AMERICAN DATUM OF 1983 (2011 ADJUSTMENT), U.S. SURVEY FEET.
- OWNERSHIP AND TRACT INFORMATION SHOWN HEREON IS BASED ON INFORMATION PROVIDED BY CLIENT. THIS PLAT WAS PREPARED WITHOUT A COMMITMENT FOR TITLE INSURANCE EASEMENTS OF RECORD MAY EXIST AND ARE NOT SHOWN HEREON. THIS PLAT DOES NOT REPRESENT A BOUNDARY SURVEY.
- FOR REFERENCE AND FURTHER INFORMATION, SEE ATTACHED LEGAL DESCRIPTION MADE IN CONJUNCTION WITH THIS PLAT, PREPARED BY ENSTEUSA, OF SAME DATE.

FOR THE EXCLUSIVE USE OF
TALLGRASS INTERSTATE GAS TRANSMISSION, LLC
I, THOMAS BROOKS, JR. DO HEREBY CERTIFY THAT
THIS SURVEY WAS MADE ON "HI" GROUND, THAT THIS
RECORD OF SURVEY CORRECTLY REPRESENTS
THE FACTS FOUND AT THE TIME OF THIS SURVEY.
PRELIMINARY
THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY
PURPOSE AND SHALL NOT BE USED OR VIEWED OR
RELIED UPON AS A FINAL SURVEY DOCUMENT.

THOMAS BROOKS, JR.
REGISTERED LAND SURVEYOR
NEBRASKA REGISTRATION NO. LS-841

DATE

LEGEND

N/F NOW OR FORMERLY
R.D.L.C.N. REGISTER OF DEEDS, LINCOLN COUNTY, NEBRASKA
VOL., PG. VOLUME, PAGE
DOC. NO. DOCUMENT NUMBER
PERMANENT EASEMENT (P.E.)
TEMPORARY WORKSPACE (T.W.S.)
ADDITIONAL TEMPORARY WORKSPACE (A.T.W.S.)

0 250 500
GRAPHIC SCALE IN FEET

POINT OF BEGINNING P.O.B.
POINT OF COMMENCEMENT P.O.C.
POINT OF TERMINATION P.O.T.
POINT OF REFERENCE P.O.R.
POINT OF EXIT P.O.E.
POINT OF RE-ENTRY P.O.R.E.
POINT OF WAY R.O.W., R/W
FOUND MONUMENT
POINT OF INTERSECTION

CENTERLINE
PROPERTY LINE
SECTION LINE
ADJOINER PROPERTY
EXISTING PIPELINE
FLY TO
IRON ROD IR
IRON PIPE IP



3100 S. GESSNER, SUITE 400
HOUSTON, TX 77063
TEL: (713) 455-7980
www.ensiteusa.com

PROJECT: TALLGRASS SBI
DWN. BY: EUSA DATE: 10/30/23
CHK BY: TB DATE: 10/30/23
PAGE: 1 OF 4 REV: B

TIGT-SBI-NE-LNC-001
50' WIDE PERMANENT EASEMENT
BLOWERS INVESTMENTS, L.L.C.
LINCOLN COUNTY, NEBRASKA

HA7125 Telegram Surimunda 00012-Post-TIGT-SBI-NE-LNC-001.dwg

current limits
city red

~~Proposed
Annexation~~

Block 3
33.8 Acres

CITY COUNCIL AGENDA

ITEM NO. 13



CITY OF NORTH PLATTE STAFF SUMMARY REPORT January 16, 2024

AGENDA ITEM TITLE: Ord No. 4158 Proposed Annexation - Brewer, Judy Clark, Planning Administrator

SESSION TYPE:

- ☐ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☒ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

Proposed annexation into the corporate limits of the City of North Platte, Parcel ID #0055485.00 and 0053596.00 described as North Platte Farms Subdivision Part of Tract A S ½ of Lot 3 & N ½ of Section 10, Township 13 N, Range 30 West of the 6th P.M, Lincoln County, Nebraska and a Tract of land in Part of the SE ¼ of Section 4, Township 13 N, Range 30 W of the 6th P.M., Lincoln County, Nebraska into the corporate limits of the City of North Platte consisting of approximately 41.86 acres.

A location map showing the proposed annexation is attached.

The proposed annexation was requested by the current property owner. The letter of request is attached for your review.

On December 26, 2023, the City of North Platte Planning Commission unanimously approved the request for annexation.

Planning staff recommends the proposed annexation. The property is adjacent and abutting the current corporate limits of the City of North Platte. City utilities are in place and accessible from the property.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- January 2, 2024 – Held public hearing and approved Ordinance 4158 on first reading.

WHY THIS ITEM IS BEFORE THE COUNCIL:

Nebraska Revised State Statute §16-117 details the steps required for annexation. The annexation requires public hearings in front of both City Planning Commission and City Council prior to adoption of any annexation ordinance.

ACTION REQUIRED AT THIS COUNCIL MEETING:

Consider adopting Ordinance No. 4158 as recommended by the North Platte Planning Commission.

PROPOSED MOTION:

Annexation ordinances are required to be read on three readings; the required three readings cannot be waived by motion.

“I move to adopt Ordinance No. 4158 annexing Parcel ID #0055485.00 and 0053596.00 described as North Platte Farms Subdivision Part of Tract A S ½ of Lot 3 & N ½ of Section 10, Township 13 N, Range 30 West of the 6th P.M, Lincoln County, Nebraska and a Tract of land in Part of the SE ¼ of Section 4, Township 13 N, Range 30 W of the 6th P.M., Lincoln County, Nebraska into the corporate limits of the City of North Platte consisting of approximately 41.86 acres on second reading.”

ORDINANCE NO. 4158

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF NORTH PLATTE, LINCOLN COUNTY, NEBRASKA TO INCLUDE WITHIN THE CORPORATE LIMITS OF THE CITY OF NORTH PLATTE, CERTAIN LANDS DESCRIBED AS NORTH PLATTE FARMS SUBDIVISION PART OF TRACT A S ½ OF LOT 3 & N ½ OF SECTION 10, TOWNSHIP 13 N, RANGE 30 WEST OF THE 6TH P.M., LINCOLN COUNTY NEBRASKA AND A TRACT OF LAND IN PART OF THE SE ¼ OF SECTION 4, TOWNSHIP 13 N, RANGE 30 WEST OF THE 6TH P.M., LINCOLN COUNTY, NEBRASKA; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR THE EFFECTIVE DATE AND PUBLICATION THEREOF.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF NORTH PLATTE, NEBRASKA:

SECTION 1. The Mayor and Council of the City of North Platte, Lincoln County, Nebraska, hereby find and determine, pursuant to Neb. Rev. Stat. §16-117(7), to annex the following-described real estate, contiguous or adjacent to the corporate limits of the City of North Platte, owned by Ted and Steven Brewer, into the corporate limits of the City of North Platte; and, the Mayor and Council of the City of North Platte find and determine that the following-described lands should be and hereby are brought within and made a part of the corporate limits of the City of North Platte, Lincoln County, Nebraska, to-wit:

Parcel ID #0055485.00 and 0053596.00 described as North Platte Farms Subdivision Part of Tract A S ½ of Lot 3 & N ½ of Section 10, Township 13 N, Range 30 West of the 6th P.M, Lincoln County, Nebraska and a Tract of land in Part of the SE ¼ of Section 4, Township 13N, Range 30 W of the 6th P.M., Lincoln County, Nebraska.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance is to become effective and be in full force from and after its passage, approval and publication as required by law.

PASSED AND APPROVED THIS _____ DAY OF _____, 2024.

ATTEST:

City Clerk

Mayor

(SEAL)

Ted & Steven Brewer
2121 William Ave.
North Platte, NE 69101

November 30, 2023

Ms. Judy Clark
Planning Administrator
City of North Platte
211 West Third Street
North Platte, NE 69101

Re: *Request for Annexation*

Dear Ms. Clark

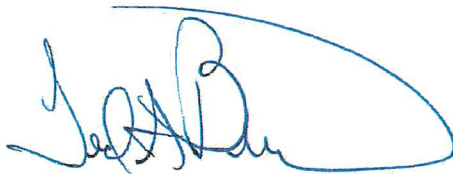
Ted & Steven Brewer ("Brewers"), as the owners of Parcel IDs 0055485.00 and 0053596.00 (the "Brewers Property"), collectively consisting of a 64-acre vacant parcel (collectively, the "Property"), hereby requests the City of North Platte to allow Brewers Property to be annexed.

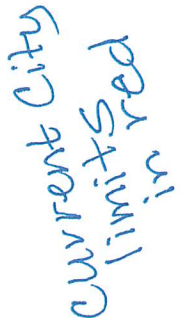
We believe annexing this property will benefit the City of North Platte. This property offers a chance for development that aligns with North Platte's growth goals and can generate potential future tax revenues. Our intention is to work collaboratively with the city to facilitate this process and contribute positively to the community's development.

Thank you for considering our annexation request. We look forward to being part of the community.

Sincerely,

Ted Brewer
Land Owner





Proposed Annexation

CITY COUNCIL AGENDA

ITEM NO. 14



CITY OF NORTH PLATTE STAFF SUMMARY REPORT January 16, 2024

AGENDA ITEM TITLE: Ordinance No. 4159 to Amend Title VII, Chapter 70, Section 70.24 of the Code of the City of North Platte, Relating to Parking Fines, Bill Troshynski, City Attorney

SESSION TYPE:

- ☐ Consent Agenda
- ☐ Work Session
- ☐ Information Item
- ☒ Regular Business
- ☐ Other:

EXECUTIVE SUMMARY:

First reading and action on Ordinance No. 4159 to Amend Title VII, Chapter 70, Section 70.24 of the Code of the City of North Platte, relating to Parking Fines.

PRIOR RELATED COUNCIL DISCUSSIONS/ACTIONS:

- Ordinance No. 4153 amending the City of North Platte Code of Ordinances, Chapter 76, Section 76.22, Parking and Storing of RVs.

WHY THIS ITEM IS BEFORE THE COUNCIL:

§ 31.20 of the Code of the City of North Platte bestows upon the City Council the responsibility for making all ordinances, bylaws, rules, regulations and resolutions, not inconsistent with the laws of the state, as may be necessary and proper for maintaining the peace, good government and welfare of the city and its trade, commerce and security.

ACTION REQUIRED AT THIS COUNCIL MEETING:

First reading and action on Ordinance No. 4159 to Amend Title VII, Chapter 70, Section 70.24 of the Code of the City of North Platte, relating to Parking Fines.

PROPOSED MOTION:

If council decides to go through all three readings:

"I move to adopt Ordinance No. 4159 to amend Title VII, Chapter 70, Section 70.24 of the Code of the City of North Platte, relating to Parking Fines."

If council decides to waive the three readings, two motions are required:

"I move to waive the remaining required readings on Ordinance No. 4159."

and

"I move to adopt Ordinance No. 4159 to amend Title VII, Chapter 70, Section 70.24 of the Code of the City of North Platte, relating to Parking Fines."

ORDINANCE NO. 4159

AN ORDINANCE OF THE CITY OF NORTH PLATTE, LINCOLN COUNTY, NEBRASKA TO AMEND TITLE VII, CHAPTER 70, SECTION 70.24, OF THE CODE OF THE CITY OF NORTH PLATTE, BY ADDING AND REVISING PARKING FINES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE AND PUBLICATION THEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH PLATTE, NEBRASKA:

Section 1. That Title VII, Chapter 70, Section 70.24, of the Code of the City of North Platte, Nebraska, shall be amended to read as follows:

§ 70.24 PAYMENT OF FINE FOR PARKING VIOLATIONS; AMOUNT OF FINE.

- (A) Any person accused of a violation of a motor vehicle parking ordinance or duly established parking regulation of the City may appear before the Traffic Violations Bureau of the City's Police Department and waive arraignment and right to hearing and enter a plea of guilty by payment to the City, in those complaints involving a violation of a parking ordinance or regulation, the sum of \$5 if payment is received within 5 days after issuance of the traffic citation as described in this subchapter, or the sum of \$10 if payment is not received within 5 days but is received within 15 days after issuance.
- (B) A fine of \$100 shall apply to the following violations:
 - (1) Violation of § 94.041 Fire Lanes.
 - (2) Violation of Chapter 78, Schedule I, Prohibited Parking Zones - parking on Newberry Access.
 - (3) Violation of § 76.03 Reservation of Parking Spaces for Use by Handicapped Persons.
- (C) A fine of \$35 shall apply to the following violations:
 - (1) Violation of the City's Emergency Snow Ordinance.
 - (2) Violation of § 76.15 Parking Trucks in Residential Districts.
 - (3) Violation of § 76.21 Parking of Boats and Boat Trailers.
 - (4) Violation of § 76.22 Parking and Storing of RVs (Recreational Vehicles).
- (D) If payment is not made within 15 days after issuance of any citation referred to in this section, prosecution shall be in the courts in the same manner as other ordinance violations.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

PASSED AND APPROVED THIS _____ DAY OF _____, 2024.

ATTEST:

City Clerk

Mayor

(SEAL)

CURRENT VERSION

§ 70.24 PAYMENT OF FINE FOR PARKING VIOLATIONS; AMOUNT OF FINE.

(A) Any person accused of a violation of a motor vehicle parking ordinance or duly established parking regulation of the city may appear before the Traffic Violations Bureau of the city's Police Department and waive arraignment and right to hearing and enter a plea of guilty by payment to the city, in those complaints involving a violation of a parking ordinance or regulation, the sum of \$5 if payment is received within 5 days after issuance of the traffic citation as described in this subchapter, or the sum of \$10 if payment is not received within 5 days but is received within 15 days after issuance.

(B) (1) If the case involves a violation of the Emergency Snow Ordinance of the city, the fine shall be \$35.

(2) The fine for parking in fire lanes established by § 94.041 shall be \$100.

(3) The fine for violating § 76.21 shall be \$35.

(4) The fine for violating § 76.15 parking trucks in residential districts shall be \$35.

(5) The fine for parking on Newberry Access in violation of Chapter 78, Sch. I, shall be \$100.

(6) Any person found guilty of a handicapped parking infraction shall be fined \$100.

(7) If payment is not made within 15 days after issuance of any citation referred to in this section, prosecution shall be in the courts in the same manner as other ordinance violations.

(Prior Code, § 50-285) (Ord. 2960, § 1, 5-17-1994; Am. Ord. 3039, § 1, 10-17-1995; Am. Ord. 3134, § 2, 9-2-1997; Am. Ord. 3407, § 1, 2-5-2002; Am. Ord. 3591, § 1, 4-5-2005)

Statutory reference:

Authority to establish a traffic violations bureau, see Neb. RS 18-1729