

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

March 14, 2023

5:30 p.m.

I. ROUTINE BUSINESS

1. Invocation/Moment of Silence.
2. Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication/Recognition of visitors.

II. UNFINISHED BUSINESS

III. PUBLIC HEARINGS

1. Authorize the Mayor to execute the Release of a Permanent Right-of-Way and Utility Easement granted by Timothy J. Norwood, Sr., Member of Fox Creek Development, LLC, a Nebraska Limited Liability Company and recorded on October 17, 2022 at Document 2022-05962 pertaining to a tract of land 60.00 feet wide being part of the South Half of the Northwest Quarter of Section 19, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska and approve Resolution No. 2023-40.
2. Authorize the Mayor to execute the Release of a Storm Water Detention Cell Easement granted by Timothy J. Norwood, Sr., Member of Fox Creek Development, LLC, a Nebraska Limited Liability Company and recorded on October 17, 2022 at Document 2022-05963 pertaining to a tract of land being part of the South Half of the Northwest Quarter of Section 19, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska and approve Resolution No. 2023-41.
3. Conduct a public hearing on the application submitted by Miller & Associates for Fox Creek Development, LLC, to rezone from District AG, Agricultural District to District R-1, Urban Residential Single-Family District (Low Density) for property described as a tract of land being part of Government Lot 2 in Section 19, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (64th Street, lying east of Avenue N) and consider Ordinance No. 8623.
4. Conduct a public hearing on the application submitted by Miller & Associates for Fox Creek Development, LLC, to rezone from District AG, Agricultural District to District R-2, Urban

Residential Mixed-Density District for property described as a tract of land being part of Government Lot 2 and part of the Southeast Quarter of the Northwest Quarter of Section 19, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (64th Street, lying east of Avenue N) and consider Ordinance No. 8624.

5. Conduct a public hearing on the application submitted by Miller & Associates for Fox Creek Development, LLC, for the Final Plat and Subdivision Agreement for Arbor View Second, an addition to the City of Kearney, Buffalo County, Nebraska for property described as a tract of land being part of Government Lot 2 and part of the Southeast Quarter of the Northwest Quarter of Section 19, Township 9 North, Range 15 West of the Sixth P.M., Buffalo County, Nebraska (64th Street, lying east of Avenue N) and consider Resolution No. 2023-42.
6. Conduct a public hearing on the application submitted by Miller & Associates for Fox Creek Development, LLC for the annexation of Arbor View Second, an addition to the City of Kearney, Buffalo County, Nebraska for property described as a tract of land being part of Government Lot 2 and part of the Southeast Quarter of the Northwest Quarter of Section 19, Township 9 North, Range 15 West of the Sixth P.M., Buffalo County, Nebraska (64th Street, lying east of Avenue N) and consider Resolution No. 2023-43.

IV. CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held February 28, 2023.
2. Approve the Claims.
3. Accept the bids received for Snow Removal Equipment (SRE) Carrier Vehicle and Snow Broom Attachment with Airblast System (AIP 3-31-0045-038) to be used at the Kearney Regional Airport and adopt Resolution No. 2023-44 awarding the bid submitted by M-B Companies, Inc. in the amount of \$733,705.00.
4. Accept the bids received for Snow Removal Equipment (SRE) Carrier Vehicle/Liquid Spreader with Snowplow Attachment (AIP 3-31-0045-038) to be used at the Kearney Regional Airport and adopt Resolution No. 2023-45 awarding the bid submitted by M-B Companies, Inc. in the amount of \$645,036.00.
5. Adopt Resolution No. 2023-46 approving the City of Kearney enter into and become Participants of the Declaration of Trust and Interlocal Agreement of the Nebraska Cooperative Liquid Assets Securities System Trust (Nebraska CLASS Trust).
6. Adopt Resolution No. 2023-47 approving Change Order No. 7 showing an increase in the amount of \$1,348.00 submitted by RMV Construction and approved by Wilkins ADP for the Yanney Heritage Park Pavilion and Parking Lot.
7. Adopt Resolution No. 2023-48 approving Change Order No. 1 showing an increase in the amount of \$60,280.00 submitted by Dan Roeder Concrete, and approved by Olsson for the 2022 Part 4 Improvements; 31st Street from G Avenue to N Avenue.

8. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Christopher Sieck submitted by Casey's Retail Company dba Casey's General Store for their store locations and in connection with their liquor licenses as follows:
 - Casey's Store #1735 located at 1308 East 39th Street (D-122342);
 - Casey's Store #2711 located at 607 West 39th Street (D-122826);
 - Casey's Store #2038 located at 2710 West 24th Street (D-124250);
 - Casey's Store #2884 located at 115 East 25th Street (D-124461);
 - Casey's Store #3298 located at 112 Talmadge Street (D-106697); and
 - Casey's Store #3997 located at 1107 2nd Avenue (D-124269).
9. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the Class CKG-125523 liquor license application and manager application for Robert Yendra submitted by Nebraska Ale Works, LLC dba Nebraska Ale Works located at 115 East 2nd Avenue.
10. Accept the proposals received for the Kearney Cemetery Road Replacement and award the proposal submitted by S & J Construction in the amount of \$49,299.25.
11. Approve the purchase of a S605 T4 Bobcat Skid Steer Loader and 74 inch Industrial Bucket Grapple in the amount of \$54,201.02 submitted by Central Nebraska Bobcat under the Sourcewell Cooperative Purchasing program (NJPA) to be used by the Sanitation Department.
12. Adopt Resolution No. 2023-49 approving the Agency Agreement between the City of Kearney and Nebraska Department of Transportation (NDOT), Aeronautics Division for Project No. 3-31-0045-039-2023 allowing the NDOT, Aeronautics Division to act as the City's agent for the project.

* *Any item listed on the Consent Agenda may, by the request of any single Council member, be considered as a separate item under the Regular Agenda Section of the Agenda.*

V. CONSENT AGENDA ORDINANCES *

1. Approve Ordinance No. 8625 repealing Ordinance No. 8619 and amend the Salary Ordinance reflecting changes of certain positions.

VI. REGULAR AGENDA

1. Presentation of the 30th Avenue Feasibility Study by Kirkham Michael.
2. Open Account Claim to NPPD - \$7,590.10.

VII. REPORTS

VIII. ADJOURN

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The Mayor and City Council reserve the right to adjourn into executive session as per Section 84-1410 of the Nebraska Revised Statutes. A current agenda is on file at the Office of the City Clerk at City Hall, 18 East 22nd Street, Kearney, Nebraska. For more information, call 233-3216 or visit our website at www.cityofkearney.org