

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

September 12, 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. Conduct a public hearing on the application submitted by Buffalo Surveying Corporation for Kenneth E. Richter, Trustee for a Conditional Use Permit to operate a Resource Extraction site on property zoned District AG, Agricultural District, and described as a tract of land being part of the South Half of the Southeast Quarter of Section 14, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (West and South of 7310 2nd Avenue) and consider Ordinance No 8646.
2. Conduct a public hearing on the application submitted by Trenton Snow, Surveyor for Joshua B. Petersen, Trustee to rezone from District AG, Agricultural District to District RR-1, Rural Residential District (Rural Standards) for property described as a tract of land being part of the Southeast Quarter of the Southeast Quarter of Section 4, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (1/4 mile north of 11th Street and west side of Sweetwater Avenue) and consider Ordinance No 8647.
3. Conduct a public hearing on the application submitted by Trenton Snow, Surveyor for Joshua B. Petersen, Trustee for the Final Plat and Subdivision Agreement for Petersen Estates, a subdivision being part of the Southeast Quarter of the Southeast Quarter of Section 4, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (1/4 mile north of 11th Street and west side of Sweetwater Avenue) and consider Resolution No. 2023-128.
4. Conduct a public hearing on the adoption of the One- & Six-Year Street Improvement Plan and consider Resolution No. 2023-129.

IV. CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held August 22, 2023.
2. Approve the Claims.
3. Approve the recommendation submitted by the Keno Committee on the allocation of non-departmental Keno funds designed for outside agencies.
4. Adopt Resolution No. 2023-130 allowing the City of Kearney to increase its "Budget Authority" by an additional one percent or \$170,213.56 which will be carried over to the 2024-2025 Budget as "Unused Budget Authority".
5. Adopt Resolution No. 2023-131 repealing Resolution No. 2023-19 and adopt the 2023-2024 Comprehensive Fee Schedule setting forth the fees for items and services to be provided by the City during the 2023-2024 year.
6. Adopt Resolution No. 2023-132 setting the 2023 City of Kearney property tax request at a different amount than the preliminary property tax request set for the City of Kearney by the Buffalo County Clerk.
7. Approve the City of Kearney Offstreet Parking District No. 1 Budget for the 2023-2024 Fiscal Year and approve the budget statement as the Annual Appropriation Bill and adopt Resolution No. 2023-133.
8. Adopt Resolution No. 2023-134 approving the Kearney Area Solid Waste Agency Budget for the 2023-2024 Fiscal Year.
9. Adopt Resolution No. 2023-135 authorizing the Mayor to sign the certification of the Municipal Annual Certification of Program Compliance Form 2023 to the Nebraska Board of Public Roads Classifications and Standards as required by the Nebraska Department of Transportation.
10. Adopt Resolution No. 2023-136 approving Change Order No. 2 showing a decrease in the amount of \$51,615.00 and increasing the original contract time for Phase 1, two calendar days submitted by Sampson Construction Co., Inc. and approved by Alfred Benesch and Company for the construction of a Box Hangar located at the Kearney Regional Airport (AIP Project No: 3-31-0045-035).
11. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the Class D-031733 manager application for Kelly Quintero submitted by Walmart Inc dba Walmart #598 located at 5411 2nd Avenue.
12. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the Class D-125952 new liquor license application and manager application for Randy Cade submitted by Gas Solutions Inc. dba Shop EZ located at 102 East 25th Street.
13. Adopt Resolution No. 2023-137 approving Application and Certificate for Payment No. 15

in the amount of \$282,690.00 submitted by Caldwell Tank and approved by Miller & Associates for the 2.0 MG Elevated Water Tower.

14. Adopt Resolution No. 2023-138 approving Change Order No. 2 showing a decrease in the amount of \$17,436.00, Application and Certificate for Payment No. 7-Final in the amount of \$65,712.80, and accept the Certificate of Substantial Completion submitted by Nielsen Contracting and approved by Miller and Associates for the 2022 Part 3 Improvement - 11th Street; A Avenue to F Avenue.
15. Approve the recommendation from the Development Services Department on the annual renewal of the manufactured home court license for East Lawn Mobile Homes Estates, 2900 and 3010 Grand Avenue, until May 31, 2024.

* *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. 8648 repealing Ordinance No. 8643 and classify the officers and employees of the City; fix the ranges of compensation of such officers and employees; establish the hours and work period for overtime eligibility; provide for payments of clothing and/or uniform allowances; provide for payment of vehicle allowance; and provide for payment of health and dental benefits for active full-time employees; to provide for payment of health benefits for early retiree employees pursuant to Resolution No. 2019-68A.

VI. REGULAR AGENDA

1. Approve Ordinance No. 8649 adopting the City of Kearney Budget for the 2023-2024 Fiscal Year and approving the budget statement as the Annual Appropriation Bill.

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