

# **KEARNEY CITY COUNCIL**

## **AGENDA**

**City Council Chambers, 18 East 22nd Street**

**October 10, 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. **POSTPONED TO OCTOBER 24, 2023.** Conduct a public hearing on the applications submitted by John Krotz, Applicant for Johnny L. Krotz, Michelle R. Krotz, Larry Kinkade and Michael Kinkade, Owners to 1) vacate a 40 foot wide Ingress-Egress access and Utility Easement located in the Southwest Quarter of the Southwest Quarter of Section 10 Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska and consider Ordinance No. 8650; to 2) vacate Lot 1, Buffalo Island Subdivision, a subdivision being part of the Northwest Quarter of the Northwest Quarter of Section 15 and part of the Southwest Quarter of the Southwest Quarter of Section 10, all in Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska and consider Ordinance No. 8651; and 3) rezone a tract of land located in the Northwest Quarter of Section 15 and in the Southwest Quarter of Section 10, being part of Tax Lot 9 in said Section 15 and Tax Lot 7 in Section 10, all in Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska and consider Ordinance No. 8652.
2. **POSTPONED TO OCTOBER 24, 2023.** Conduct a public hearing on the application submitted by John Krotz, Applicant for Johnny L. Krotz, Michelle R. Krotz, Larry Kinkade and Michael Kinkade, Owners for the Final Plat and Subdivision Agreement for Buffalo Island 2nd Subdivision, a subdivision being a tract of land located in the Northwest Quarter of Section 15 and in the Southwest Quarter of Section 10, being part of Tax Lot 9 in said Section 15 and Tax Lot 7 in Section 10, all in Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska together with a 40-foot wide ingress-egress access and utility easement located in the Southwest Quarter of the Southwest Quarter of Section 10, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (77

Sweetwater Avenue) and consider Resolution No. 2023-145.

3. **POSTPONED TO OCTOBER 24, 2023.** Conduct a public hearing on the application submitted by Trenton Snow, Surveyor for James J. Nickman, Blue Water Investments, LLC, Owner for an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from RE - Rural Estates to MU3 - Commercial Mixed Use for property described as a tract of land being part of the Northeast Quarter of the Northeast Quarter of Section 11, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (southwest corner of 2nd Avenue and 98th Street) and consider Resolution No. 2023-146.
4. **POSTPONED TO OCTOBER 24, 2023.** Conduct a public hearing on the application submitted by Trenton Snow, Surveyor for James J. Nickman, Blue Water Investments, LLC, Owner to rezone from District AG, Agricultural District to District M-1 – Limited Industrial District for property described as a tract of land being part of the Northeast Quarter of the Northeast Quarter of Section 11, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (southwest corner of 2nd Avenue and 98th Street) and consider Ordinance No. 8653.
5. **POSTPONED TO OCTOBER 24, 2023.** Conduct a public hearing on the application submitted by Trenton Snow, Surveyor for James J. Nickman, Blue Water Investments, LLC, Owner for the Final Plat and Subdivision Agreement for Stone Creek Second, a subdivision being part of the Northeast Quarter of the Northeast Quarter of Section 11, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (southwest corner of 2nd Avenue and 98th Street) and consider Resolution No. 2023-147.
6. Conduct a public hearing on the proposed acquisition of an interest in real property by purchase of a tract of land described as Lot 5, Block 2, Tony H. Addition, an addition to the City of Kearney, Buffalo County, Nebraska and consider Resolution No. 2023-148.

#### **IV. CONSENT AGENDA \***

1. Approve Minutes of Regular Meeting held September 26, 2023.
2. Approve the Claims.
3. Adopt Resolution No. 2023-149 establishing a policy regulating weapons in areas owned or occupied by the City of Kearney and permitting the appropriate signage to be posted on all City of Kearney premises and property prohibiting weapons as authorized by Neb. Rev. Stat. §28-1202.01(3)(5).
4. Accept the bids received for purchasing a Sanitation Rear Loading Refuse Compactor Truck for use in the Sanitation Department and award the bid to Elliott Sanitation Equipment for \$240,000.00.
5. Adopt Resolution No.2023-150 approving Change Order No. 3 showing a decrease in the amount of \$37,928.00 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).

- 6. Adopt Resolution No. 2023-151 approving Certificate for Payment No. 13 in the amount of \$2,090,158.71 submitted by John T. Jones Construction Co. and approved by Miller & Associates for the WWTP Phase II Improvements; Water Resource Recovery Facility.

\* *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 \***

**VI. REGULAR AGENDA**

**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](http://www.cityofkearney.org)