

*Kearney, Nebraska  
October 28, 2025  
5:30 p.m.*

A meeting of the City Council of Kearney, Nebraska, was convened in open and public session at 5:30 p.m. on October 28, 2025, in the Council Chambers at City Hall. Present were: Jonathan Nikkila, President of the Council; Peggy Eynetich, City Clerk; Council Members Randy Buschkoetter, Tami James Moore, Kurt Schmidt and Alex Straatmann. Absent: None. Michael Tye, City Attorney; Brian Schultz, Director of Finance; Andy Harter, Director of Public Works; Sarah Sawin, Director of Utilities; Jim Lynaugh, Airport Director; Jason Whalen, Fire Administrator; Derek Luke, Police Lieutenant; Shawna Erbsen, Director of Administrative Services; Jake Misener, Deputy City Clerk; and Bradley DeMers, Assistant to the City Manager were also present. Members of the media present included: Mike Konz, Kearney Hub; Peter Rice, News Channel Nebraska.

Notice of the meeting was given in advance thereof by publication in the Kearney Hub, the designated method for giving notice, a copy of the proof of publication being attached to these minutes. Advance notice of the meeting was also given to the City Council and a copy of their acknowledgment or receipt of such notice is attached to these minutes. Availability of the Agenda was communicated in the advance notice and in the notice to the Mayor and City Council. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

## **I. ROUTINE BUSINESS**

### **INVOCATION/MOMENT OF SILENCE**

Council held a moment of silence.

### **PLEDGE OF ALLEGIANCE**

Council members led the audience in the Pledge of Allegiance.

### **ANNOUNCEMENT**

Mayor Nikkila announced that in accordance with Section 84-1412 of the Nebraska Revised Statutes, a current copy of the Open Meetings Act is available for review and is posted on the wall of the Council Chambers.

### **RECOGNITION/ORAL COMMUNICATIONS**

### **PROCLAMATION RECOGNIZING OCTOBER AS NATIONAL DISABILITY AWARENESS MONTH**

Mayor Nikkila read the Proclamation and presented it to the members of Arc of Buffalo County who were in attendance. Mayor Nikkila and Council Members expressed their gratitude to Kearney employers who partner with Arc.

**ORAL COMMUNICATIONS**

There were no Oral Communications.

**II. UNFINISHED BUSINESS**

There was no Unfinished Business.

**III. PUBLIC HEARINGS****PROPOSED ACCEPTANCE OF THE DONATION OF LAND FROM THE YANNEY HERITAGE PARK FOUNDATION**

Mayor Nikkila opened the public hearing on the proposed acceptance of the donation of Lots 2 and 3, E.K. and Mary Yanney Heritage Park Second, an addition to the City of Kearney, Buffalo County, Nebraska, from The Yanney Heritage Park Foundation to the City of Kearney and consider Resolution No. 2025-133.

Tammy Jackson, Yanney Heritage Park Foundation Board President presented this matter to Council. Ms. Jackson stated the Foundation was established in 1998 with the goal of carrying out Mike Yanney's vision to build the best park between Omaha and Denver. Ms Jackson noted that many have worked to carry this vision forward and expressed her gratitude for both past and present Board members. Ms. Jackson noted that with this final transfer of property, Mr. Yanney's dream will be fulfilled.

Tom Tye noted the City's involvement since the beginning and thanked City Staff and past and present Council Members. Mr. Tye reviewed the history of Yanney Park, beginning with the initial purchase of land in 2008 and the development of public and private partnerships, culminating in this evening's deed for the donation of the final two lots. Mr. Tye further noted that Yanney Park has been featured in Metro Magazine of Omaha and the New York Times.

Judi Sickler, President/CEO of The Kearney Area Community Foundation, stated the Foundation's commitment to the Park's future as The Yanney Heritage Park Foundation is under the Foundation's umbrella. Ms. Sickler noted that the Foundation has overseen the endowment since the Park's early days and has recently gone one step further by hiring a Development Director who will assist with the development and enhancement of the \$3 million endowment already in place to help maintain and continue enhancing Yanney Park.

Mayor Nikkila commented on the amazing Park system Kearney has, noting that Yanney Park is making it even better and further noting that Yanney Park is one of the greatest charitable gifts the community has received. Mayor Nikkila stated that the Park gets better and better every year as things grow, and also thanked everyone for attending.

Council Member Tami James Moore noted that their housing development to the east grew alongside Yanney Park, and how amazing it was to watch the Park unfold.

Council Member Randy Buschkoetter commented that he walks through the Park several times a week and has noticed the number of weddings there, noting that many families begin in Yanney Park, which was part of Mr. Yanney's vision of families enjoying the Park. Council Member Buschkoetter commented on the Park's beauty and thanked everyone who made it possible.

Council Member Kurt Schmidt commented on the beauty of the Park and thanked those in attendance, including past Board members, for the hours spent creating it, and expressed a heartfelt thank-you from the Council and City Staff.

Council Member Alex Straatmann noted that there are several wonderful Parks in Kearney, but Yanney Park is where the majority of people from all over the community come to start the Hike/Bike Trail, which is further testament to the greatness of Yanney Park. Council Member Straatmann expressed his appreciation to all of those who contributed to its creation.

Mike Tye, City Attorney stated the Public Hearing this evening is for Council to vote on accepting the Deed.

There was no one present in opposition to this hearing.

Moved by Straatmann seconded by Moore to close the hearing and adopt Resolution No. 2025-133 approving the acceptance of the donation of Lots 2 and 3, E.K. and Mary Yanney Heritage Park Second, an addition to the City of Kearney, Buffalo County, Nebraska, from The Yanney Heritage Park Foundation to the City of Kearney. Roll call resulted as follows: Aye: Nikkila, Moore, Schmidt, Straatmann, Buschkoetter. Nay: None. Motion carried.

Following the vote, Tom Tye was presented with a Key to the City in recognition of his numerous contributions to the development of Yanney Park and his service on The Yanney Heritage Foundation Board, as well as to the Kearney Community.

### **RESOLUTION NO. 2025-133**

WHEREAS, Section 18-1755, R.R.S., authorizes a city acquiring an interest in real property by purchase or eminent domain to do so only after the City Council has authorized the acquisition by action taken in a public meeting after notice and public hearing; and

WHEREAS, the City Council has held a public hearing upon the proposed acquisition for public purposes and voted in favor to proceed with the acquisition; and

WHEREAS, The Yanney Heritage Park Foundation, a Nebraska Non-Profit Corporation has granted to the City of Kearney, Nebraska a Warranty Deed for a tract of land described as Lots 2 and 3, E.K. and Mary Yanney Heritage Park Second, an addition to the City of Kearney, Buffalo County, Nebraska.

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that the Warranty Deed granted by The Yanney Heritage Park Foundation, a Nebraska Non-Profit Corporation to the City of Kearney, Nebraska, be and is hereby accepted and approved.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

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

Moved by Moore seconded by Schmidt that Subsections 1 through 16 of Consent Agenda Item IV be approved. Roll call resulted as follows: Aye: Nikkila, Schmidt, Straatmann, Buschkoetter, Moore. Nay: None. Motion carried.

1. Approve Minutes of Regular Meeting held October 14, 2025.
2. Approve the following Claims:
 

PS	Personnel Services
SMCS	Supplies, Materials & Contractual Services
ER	Equipment Rental
CO	Capital Outlay
DS	Debt Service

1000Bulbs.Com \$1,318.91 smcs; 4Imprint \$1,614.81 smcs; A.D. Starr \$860.88 smcs; A10 \$730.00 smcs; Abe Books \$17.10 smcs; Ace Hardware \$3,225.87 smcs,co; ACI Learning \$1,737.00 smcs; Acushnet \$966.71 smcs; Adobe \$85.56 smcs; Advance Auto Parts \$7.39 smcs; All City Garage Door \$4,987.00 smcs; Allo \$733.27 smcs; Ally B Designs \$1,600.00 smcs; Amazon \$20,137.97 smcs,co; American \$124.88 smcs; American Air \$378.37 smcs; American Button \$247.37 smcs; American Fence \$287.27 smcs; American Instants \$54.48 smcs; American Library Assn. \$367.00 smcs; American Red Cross \$280.00 smcs; Anderson Bros. \$1,470.00 smcs; Anything Truck \$317.58 smcs; APA \$895.40 smcs; Apple \$23.01 smcs; Apple Market \$102.31 smcs; Applied Ind. Tech \$326.50 smcs; Arevalo, L \$94.50 smcs; Arnold Motor Supply \$502.81 smcs; Arrow Seed \$1,155.55 smcs; Arrowhead Forensics \$183.72 smcs; Arvest Equipment \$76,706.83 ds; Ask Supply \$1,916.07 smcs; Assn. of Threat Assmt. \$200.00 smcs; Associated Sales \$230.19 smcs; AT&T \$2,475.62 smcs; Aurora Coop \$1,031.20 smcs; Aussie Hydraulics \$1,436.57 smcs; Autodesk \$2,870.00 smcs; B&H Photo \$5,609.52 co; B2B Prime \$9.99 smcs; Ballymore Co. \$24.98 smcs; Bambu Lab Store \$2,475.57 smcs; Beacon Athletics \$164.48 smcs; Benchmark Government \$279.95 smcs; Bibliotheca \$10,482.97 smcs; Big Red Auto Glass \$456.27 smcs; Bishs RV \$10.69 smcs; Blackstone Library \$656.47 smcs; Blackstrap \$7,459.53 smcs; Blick Art Material \$473.67 smcs; BlueCross Blueshield \$25,110.04 smcs; Bomgaars \$816.74 smcs; Boogaarts \$7.72 smcs; Bosselman \$6,157.80 smcs; Bossfuels \$39,764.07 smcs; Brady Worldwide \$229.19 smcs; Branson Marketing \$34,265.40 smcs; Breeze Transports \$66.15 smcs; Broadcast Music \$446.00 smcs; Broadfoot's \$2,090.00 smcs; Buckle \$182.91 smcs; Buffalo Co. Sheriff \$142.50 smcs; Buffalo Co. Treasurer \$60.48 smcs,co; Buffalo Outdoor Power \$1,005.07 smcs; Builders \$160.94 smcs; Bulk Bookstore \$172.82 smcs; C&H Precision \$1,231.26 smcs; Cabela's \$2,043.85 smcs; Cacek, L \$150.00 smcs; Candlewood Suites \$913.00 smcs; Canva \$171.40 smcs; Carolina Software \$650.00 smcs; Casey's \$104.82 smcs; Cash Wa \$2,916.32 smcs; CCI Solutions \$378.73 smcs; CDW \$118.25 smcs; Cedar Rapids Tire \$329.90 smcs; Center Point \$83.76 smcs;

Central District Health \$6,058.00 smcs; Central Mercantile \$47.48 smcs; Central NE Bobcat \$2,237.29 smcs; Chemsearch \$395.00 smcs; Chesterman \$1,199.50 smcs; Choice Marketing \$145.85 smcs; Christian Book \$150.79 smcs; Cintas Corp \$666.14 smcs; Circle K \$66.40 smcs; Citizenserve \$21,600.00 smcs; City Glass \$2,953.52 smcs; City of KY \$35,073.88 smcs,ps; CityServiceValcon \$120,535.98 smcs; Civic Plus \$18,364.30 smcs; Clever Waiver \$49.99 smcs; CNRA Paid Parking \$14.00 smcs; Coldspring \$2,525.25 smcs; Comm. Partnership Mid NE \$23,575.10 smcs; Computer Hardware \$9,646.92 smcs; Consolidated Concrete \$2,010.67 smcs; Constant Contact \$175.00 smcs; Construction Rental \$4,562.33 smcs,co; Constructors \$1,421,693.90 co; Control Yours \$260.00 smcs; Copycat Printing \$334.85 smcs; Country Partners \$71,371.68 smcs; Court Reserve \$172.52 smcs; Cox Information \$78.09 smcs; Credit Mgmt. \$157.60 ps; Culligan \$223.00 smcs; Cummins \$1,443.53 smcs; Cunningham's Journal \$30.00 smcs; Cutting Edge \$85.00 smcs; Data Shield Corp. \$234.65 smcs; Davis Equipment \$4,977.60 smcs; Dawson Public Power \$32,070.72 smcs; Daylight Donuts \$80.93 smcs; Deep Discount \$81.81 smcs; Demco \$317.24 smcs; Demers, B \$277.90 smcs; Dent Popper \$1,352.00 smcs; Depository Trust \$419,758.75 ds; Detectachem \$521.25 smcs; Deterdings \$643.97 smcs; Digicert \$486.00 smcs; Dish Network \$146.10 smcs; Dival Safety Equipment \$673.66 smcs; DK La Vista \$4,576.55 smcs; Dollar Tree \$91.09 smcs; Donkey Towing \$125.00 smcs; Doordash \$35.59 smcs; Dowhy Towing \$559.40 smcs; DTS Technology \$32.09 smcs; Eagle Distributing \$219.88 smcs; Eakes \$2,881.70 smcs; Ebay \$197.05 smcs; Echo Electric \$109.00 smcs; Echo, the \$250.00 smcs; Ecolab \$134.54 smcs; Elliott Equipment \$10,983.48 smcs; Entenmann-Rovin \$156.44 smcs; Enterprise \$3,206.12 smcs; Etsy \$96.30 smcs; Expedia \$854.64 smcs; Expression Wear \$273.00 smcs,ps; Eyemed \$2,472.35 smcs; EZ Turf \$704.53 smcs; Facebook \$505.32 smcs; Family Fresh Market \$28.89 smcs; Family Practice \$593.00 ps; Fastenal Company \$717.46 smcs; Faz, A \$94.50 smcs; Fearnley, M \$150.00 smcs; Feld Fire \$2,690.92 smcs; Floyd's Truck \$3,007.30 smcs; Friesen Chevrolet \$54.30 smcs; Frontier \$3,141.77 smcs; Fulfab \$3,175.57 smcs; Fun Express \$199.65 smcs; Gale/Cengage \$3,809.59 smcs; Galison \$224.85 smcs; Galls \$101.52 smcs; Garrels, J \$220.50 smcs; Garrett Tires \$2,019.00 smcs; Gary Michaels Clothiers \$67.50 ps; Gear For Sports \$2,797.85 smcs; General Parts \$332.20 smcs; Get Sling \$200.46 smcs; Go Physical Therapy \$110.00 ps; Golf Course Supt. \$530.00 smcs; Good Sportsman \$68.00 smcs; Goodwin Tucker \$2,110.00 smcs; GPM Truck Center \$591.82 smcs; Graham Tire \$4,523.18 smcs; Grainger \$9,976.41 smcs; Great Plains Comm. \$1,183.98 smcs; Great Plains Nursery \$1,146.03 smcs; Green Part Store \$1,009.23 smcs; Hagmo \$929.67 smcs; Halfmoon Education \$428.25 smcs; Hanger Hardware \$899.70 co; Harbor Freight Tools \$60.36 smcs; Haven Lighting Solutions \$8,002.99 smcs; Head Penn Racquet \$1,286.32 smcs; Hi-Line Motors \$26.81 smcs; Hobby Lobby \$135.60 smcs; Holmes Plumbing \$6,102.69 smcs; Home Depot \$10,017.94 smcs,co; Hooker Bros. Sand \$2,104.00 smcs; Hunter Industries \$327.00 smcs; Hydro Verge \$1,035.00 smcs; Hydrovac Supply \$2,560.85 smcs; Hy-Vee \$308.08 smcs; Imperial Supplies \$370.16 smcs; Infobase \$10,581.29 smcs; Inland Truck Parts \$66.00 smcs; Integrated Security \$10,387.48 smcs; Invoice Home \$5.28 smcs; Iprint Technologies \$652.00 smcs; IR Industrial \$391.81 smcs; IRS \$227,584.89 ps; Izel Plants \$139.85 smcs; Jack Lederman \$3,673.28 smcs; Jack's Uniforms \$6,415.47 smcs; Jackson Services \$425.42 smcs; Johnsen Corrosion \$2,944.00 smcs; Johnson Service \$4,250.00 smcs; Johnstone Supply \$384.22 smcs; K Town Business Center \$515.00 smcs; Kanopy \$559.55 smcs; Kaplan Early Learning \$114.88 smcs; KC Store Fixtures \$2,424.85 co; KY Animal Shelter \$15,675.50 smcs; KY Area Builders \$450.00 smcs; KY Crete & Block \$7,726.61 smcs,co;

KY Power Sports \$1,462.91 smcs,co; KY Tire Service \$868.42 smcs; KY Towing \$325.00 smcs; KY Warehouse \$5,514.19 smcs; Kelly Supply \$1,976.95 smcs; KGFW KQKY KRNY \$203.00 smcs; Kimball Midwest \$517.87 smcs; Kings III Emergency \$1,396.23 smcs; Konica Minolta \$459.43 smcs; KSNB \$480.00 smcs; Landmark Implement \$5,186.10 smcs; Language Line \$165.00 smcs; Lee Newspaper Adv. \$587.33 smcs; Light And Siren \$5,376.19 smcs; Lina's Mexican Restaurant \$20.16 smcs; Lincoln Journal Star \$29.98 smcs; Lips Printing Service \$106.75 smcs; Logan Contractors \$2,050.00 smcs; Love's \$47.96 smcs; Magic Cleaning \$2,100.00 smcs; Magline \$1,475.16 smcs; Magnet Forensics \$3,750.00 smcs; Mara USA \$178,652.57 smcs; Matheson Trigas \$571.10 smcs; Matt Friend Truck \$2,700.00 smcs; M-B Companies \$7,688.52 smcs; McCartney, Erin Chpt. 13 \$254.00 ps; McCormack Distributing \$59.25 smcs; MCL Construction \$906,548.44 co; Mead Lumber \$16.01 smcs; Med Tech Forensics \$715.00 smcs; Medtech \$37.00 smcs; Menards \$5,630.88 smcs; Mercer-Zimmerman \$310.50 smcs; Merrill Company \$430.09 smcs; Michaels \$136.69 smcs; Microsoft \$32.10 smcs; Mid American Signal \$2,300.00 smcs; Mid NE Aggregate \$437.20 co; Midland Scientific \$1,296.44 smcs; Mid-NE Garage Doors \$3,850.00 smcs; Midway Auto Group \$132.43 smcs; Midwest Connect \$6,391.21 smcs; Midwest Restaurant \$564.91 smcs; Midwest Turf \$3,230.07 smcs; Miller & Associates \$60,690.98 smcs,co; Miller Signs \$600.00 smcs; Miller, D \$100.00 smcs; Mirror Image \$225.42 smcs; Mission Square \$27,886.66 ps; Moasure \$899.00 smcs; Modern Cleaners \$22.40 smcs; Modern Imaging \$147.90 smcs; Monument People \$164.80 smcs; Morrow, M \$798.42 smcs; Most Dependable Foun. \$226.36 smcs; Motorola Solutions \$948.00 smcs; Municipal Supply \$102,373.24 smcs; NAPA \$4,260.13 smcs; Nat'l Emergency Train \$549.08 smcs; Navigator Motorcoaches \$550.00 smcs; NCOA \$225.00 smcs; NE Child Support \$1,531.72 ps; NE Dept. Revenue \$74,307.83 smcs; NE Flight School \$45.00 smcs; NE Golf Assn. \$175.00 smcs; NE Harvest Center \$417.61 smcs; NE Library Assn. \$350.00 smcs; NE Library Comm. \$3,427.70 smcs; NE Machinery \$3,782.46 smcs; NE Pride Sweet Adelines \$35.00 smcs; NE Recreation & Parks \$1,800.00 smcs; NE Society CPAs \$323.54 smcs; Nelson's Furniture \$2,714.40 smcs; Net Return \$2,286.90 smcs; Network Solutions \$118.14 smcs; New Deal Deicing \$53,175.00 smcs; Noah's Ark Workshop \$317.85 smcs; Norfolk Lodge & Suites \$546.22 smcs; Northern Safety \$195.60 smcs; Northwestern Energy \$2,999.58 smcs; NPPD \$124,058.69 smcs; NWEA \$1,450.00 smcs; ODP Business \$366.81 smcs; Office Depot \$3,471.76 smcs,co; Office Max \$327.36 smcs; Olsson Associates \$19,313.45 co; Omaha Embassy \$835.80 smcs; Omaha Performing Arts \$1,150.00 smcs; Omaha Sports Games \$1,495.00 co; Omnify \$563.50 smcs; Open VPN \$2,520.00 smcs; O'Reilly \$2,298.11 smcs; Orkin \$298.00 smcs; OTC Brands \$32.08 smcs; Overhead Door \$153.30 smcs; Paddle.net \$19.00 smcs; Panera Bread \$60.19 smcs; Papa John's \$36.71 smcs; Papa Murphy's \$270.00 smcs; Partzilla \$84.54 smcs; PB Online Postage \$515.00 smcs; Peavey Corp. \$1,148.80 smcs; Penny Coffee Roasters \$5.40 smcs; Pep Co. \$165.38 smcs; Perkins, D \$149.80 smcs; Peterbilt \$496.41 smcs; Phillips 66 \$37.68 smcs; Pickleball Central \$218.25 smcs; Platinum Awards & Gifts \$113.58 smcs; Platte Valley Auto \$791.24 smcs; Platte Valley Comm. \$123.00 smcs; Pohlman, K \$139.09 smcs; Poster My Wall \$44.90 smcs; Presto-X \$229.57 smcs; Prime Video \$9.62 smcs; Pro Imprint \$434.36 smcs; Proactive Sports \$1,224.00 smcs; Pump & Pantry \$30.01 smcs; Purdy Enterprises \$624.00 smcs; PVC KY \$567.00 smcs; Pye & Barker \$16,901.57 co; QA Balance Services \$130.00 smcs; Quality Inns \$604.57 smcs; Quill Corporation \$293.82 smcs; Ready Mixed Concrete \$2,197.00 co; Reams Supply \$2,507.17 smcs; Remarkable \$87.00 smcs; Rentokil \$703.77 smcs; Rescue Essentials \$895.00 smcs; Resource Mgmt. \$2,890.00 smcs;

Roadbuilders Machinery \$164.08 smcs; Rock It Event Pros \$3,635.21 smcs; Russell's Appliance \$1,699.00 smcs; Sahling Kenworth \$2,632.32 smcs; Saylor Screenprinting \$6,088.48 smcs; Schumacher Fencing \$1,339.00 smcs; Sensit Technologies \$302.82 smcs; Shell Oil \$41.43 smcs; Sherwin Williams \$1,054.64 smcs; Siteone Landscape \$1,621.57 smcs; Sixt \$221.60 smcs; SLA Corp \$458.46 smcs; Smith, C \$150.00 smcs; Snap-On Tools \$291.58 smcs; Snell Services \$1,171.30 smcs; Spectrum \$473.64 smcs; Sportsturf Irrigation \$1,692.95 smcs; Sprinkler Warehouse \$1,045.63 smcs; SS World Wide \$843.37 smcs; Steinbrink Landscaping \$1,797.53 smcs; Sticker Mule \$143.72 smcs; Stryker Sales \$1,274.00 smcs; Stubbs, D \$100.75 smcs; Stutsman \$1,647.00 smcs; Sunbelt Rentals \$112.14 smcs; Superior-Central Squares \$7,200.00 smcs; Supply House \$433.56 smcs; Swing Set Mall \$62.75 co; T Mobile \$35.60 smcs; T&T Mobile Washing \$1,435.50 smcs; Target \$1,042.33 smcs; Teachers Pay Teachers \$3.25 smcs; TextMyGov \$9,500.00 smcs; Titan Fitness \$632.91 smcs; Titan Machinery \$3,874.40 co; TK Elevator \$531.76 smcs; Tommy's Express \$425.00 smcs; Torque Fitness \$1,851.55 ps; Tractor Supply \$1,771.31 smcs; Trailer Gear Box \$419.62 smcs; Trails & Rails Museum \$27.50 smcs; Transunion \$110.80 smcs; True Value \$1,286.41 smcs,co; Turf Werks \$2,750.00 smcs; TVH Parts. \$304.00 smcs; UI \$2,985.60 smcs,co; Uline \$820.40 smcs; Unifirst Corporation \$131.88 smcs; Union Bank & Trust \$135,494.23 smcs,ps; Unique Management \$163.10 smcs; United \$130.00 smcs; UPS \$162.02 smcs; USA Blue Book \$2,060.80 smcs; USPS \$374.10 smcs; UVT \$5,141.62 smcs,co; Vermont Dvd Store \$19.99 smcs; Vessco \$2,675.86 smcs; Vestis Services \$336.89 smcs; Video Kingdom \$882.99 smcs; Village Services \$254.45 smcs; Village Uniforms \$224.28 smcs; Vince Sabatino \$2,550.72 smcs; Vista Print \$202.83 smcs; VK Electronics \$1,070.00 smcs; VW Golf \$101.29 smcs; W L Construction \$399.99 smcs; Walgreens \$32.09 smcs; Walmart \$2,676.52 smcs,co; Walters Electric \$2,755.97 smcs; Ward Laboratories \$282.50 smcs; Watershed \$1,660.00 smcs; Weaver, N \$149.79 smcs; West Bros. \$278.00 smcs; Western NRG \$337.50 smcs; Wilcac Life \$5.00 ps; Winlectric \$2,697.78 smcs,co; Winnelson \$12,254.63 smcs,co; World Herald \$42.98 smcs; WPCI \$1,303.98 ps; Xavus Solutions \$255.00 smcs; Yanda's Music \$3,706.59 smcs; Younes Pavilion \$913.00 smcs; Youtube \$292.03 smcs; Zimco Supply \$7,057.00 smcs; Zimmerman Printing \$189.50 smcs; Zoom In Microscopes \$340.00 smcs; Zoro Tools \$1,137.56 smcs; Payroll Ending 10/18/2025 -- \$717,515.02. The foregoing schedule of claims is published in accordance with Section 19-1102 of the Revised Statutes of Nebraska, and is published at an expense of \$\_\_\_\_\_ to the City of Kearney.

3. Receive recommendations of Planning Commission and set November 12, 2025 at 5:30 p.m. as date and time for hearing on those applications where applicable.
4. Adopt Resolution No. 2025-134 repealing Resolution No. 2025-107 and adopt the 2025-2026 Comprehensive Fee Schedule, which includes multiple proposed changes for fees for the Kearney Regional Airport, SportsPlex, and Utilities Department.

### **RESOLUTION NO. 2025-134**

WHEREAS, the Mayor and City Council of the City of Kearney have established fees for items and services provided to its citizens; and

WHEREAS, the Comprehensive Fee Schedule setting forth the fees for such items and services to be provided during the 2025-2026 fiscal year was adopted by Resolution No. 2025-107 on September 9, 2025; and

WHEREAS, the Comprehensive Fee Schedule attached hereto as Exhibit "A" sets out the proposed fees for such items and services to be provided during the 2025-2026 fiscal year; and

WHEREAS, it is recommended that such amended Comprehensive Fee Schedule be adopted.

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that the amended Comprehensive Fee Schedule attached hereto as Exhibit "A" is hereby approved and adopted.

BE IT FURTHER RESOLVED that Resolution No. 2025-107 be and is hereby repealed in its entirety.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

5. Adopt Resolution No. 2025-135 approving Change Order No. 1 showing an increase in the amount of \$27,650.00 submitted by Nielsen Contracting, LLC and approved by Miller & Associates for the 2025 Part 5 Improvements – Marlatt Fourth.

**RESOLUTION NO. 2025-135**

WHEREAS, Nielsen Contracting, LLC has agreed to perform services in connection with 2025 Part 5 Improvements – Marlatt Fourth, and the City's engineer, Miller and Associates, have filed with the City Clerk Change Order No. 1 showing an increase in the amount of \$27,650.00 as shown on Exhibit "A" attached hereto and made a part hereof by reference.

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, and hereby find and determine that Change Order No. 1, as shown on Exhibit "A", be and is hereby accepted and approved.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

6. Adopt Resolution No. 2025-136 approving Change Order No. 1 for a Non-Eligible Casting Chute, showing an increase in the amount of \$18,546.00 submitted by M-B Companies and approved by Alfred Benesch and Company for Grant No.: 3-31-0045-043-2025 in connection with the Snow Removal Equipment (SRE) Acquisition Project for the Kearney Regional Airport.

**RESOLUTION NO. 2025-136**

WHEREAS, M-B Companies, Inc of New Holstein, Wisconsin has performed services in connection with Snow Removal Equipment (SRE) Acquisition – Carrier Vehicle with Snow Blower Attachment project (Grant No.: 3-31-0045-043-2025) at the Kearney Regional Airport, and the City's engineer, Alfred Benesch and Company, have filed with the City Clerk Change Order No. 1 showing an increase to the contract sum in the amount

of \$18,546.00 for a Non-Eligible Casting Chute as shown on Exhibit "A" attached hereto and made a part hereof by reference.

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, and hereby find and determine that Change Order No. 1, as shown on Exhibit "A" be and is hereby accepted and approved.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

7. Approve the Plans and Specifications in connection with 2026 Part 1 Improvements - Avenue A – 31st Street to 35th Street and set the bid opening date for November 18, 2025, at 2:00 p.m.

8. Approve the Plans and Specifications in connection with 2026 Part 2 Improvements - 45th Street & N Avenue Intersection and set the bid opening date for November 18, 2025, at 2:00 p.m.

9. Approve the purchase of a Sewer Operations Jet/Vacuum Combo Truck in the amount of \$606,641.91 submitted by MacQueen Equipment under the Sourcewell Cooperative Purchasing Contract program to be used by the Utilities Department.

10. Approve the purchase of a Sanitation Rear Loading Refuse Compactor Truck in the amount of \$255,365.00 submitted by Sanitation Products Inc. under the Sourcewell Cooperative Purchasing Contract program to be used by the Utilities Department.

11. Adopt Resolution No. 2025-137 approving the Consultant Agreement between Alfred Benesch and Company and the City of Kearney for the Apron and Taxilanes Rehabilitation Project (Grant No: 3-31-0045-044) at the Kearney Regional Airport.

**RESOLUTION NO. 2025-137**

BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that the President of the Council be and is hereby authorized and directed to execute the Consultant Agreement with Alfred Benesch and Company for the Apron and Taxilanes Rehabilitation Project (Grant No: 3-31-0045-044) at the Kearney Regional Airport which is being completed with an upcoming FY'26 federal grant, from the Federal Aviation Administration (FAA) (95% federal match) and will be funded with one of the City's banked up airport funding mechanisms: 1) AIP primary entitlement funds; 2) Infrastructure Investment & Jobs Act (IIJA) funds; 3) Congressionally Directed Spending (CDS) funds. The Consultant Agreement is subject to FAA concurrence. The Consultant Agreement, marked as Exhibit "A", is attached hereto and made a part hereof by reference.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

12. Adopt Resolution No. 2025-138 approving the Application and Certificate for Payment in the amount of \$4,052.00-Final submitted by Industrial Process Technology and approved by Miller & Associates for the Harmon Pool Circulation Pump Replacement Project.

**RESOLUTION NO. 2025-138**

WHEREAS, Industrial Process Technology has agreed to perform services in connection with Harmon Pool Circulation Pump Replacement Project, and the City's engineer, Miller and Associates, have filed with the City Clerk the final Application and Certificate for Payment in the amount of \$4,052.00 as shown on Exhibit "A" attached hereto and made a part hereof by reference.

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, and hereby find and determine that the final payment, as shown on Exhibit "A", be and is hereby accepted and approved.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

13. Adopt Resolution No. 2025-139 approving the request by Endgame West, LLC dba Big Red Keno to provide a keno-type lottery operation at Brixbar LLC dba Brix located at 14 East 21st Street.

**RESOLUTION NO. 2025-139**

WHEREAS, the City of Kearney entered into an Interlocal Cooperation Agreement on July 8, 2025 with City of Omaha; and

WHEREAS, Section 6 KENO SALES OUTLET LOCATIONS of the Interlocal Cooperation Agreement requires Endgame West, LLC dba "Big Red Keno" to receive approval of the City Council prior to operating a keno-type lottery from any location within the City of Kearney: and

WHEREAS, Endgame West, LLC dba "Big Red Keno," has requested that 14 East 21st Street, Kearney Nebraska (Brixbar LLC dba Brix) be approved as a location to operate a keno-type lottery on behalf of the City of Kearney.

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that 14 East 21st Street, Kearney Nebraska (Brixbar LLC dba Brix) is hereby approved as a location for Endgame West, LLC dba "Big Red Keno" to operate a keno-type lottery on behalf of the City of Kearney.

BE IT FURTHER RESOLVED that all resolutions and parts of resolutions in conflict herewith are hereby repealed.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

14. Adopt Resolution No. 2025-140 approving the request by Endgame West, LLC dba

Big Red Keno to provide a keno-type lottery operation at Dope Enterprises, LLC dba The Otherside located at 15 East 24th Street.

**RESOLUTION NO. 2025-140**

WHEREAS, the City of Kearney entered into an Interlocal Cooperation Agreement on July 8, 2025 with City of Omaha; and

WHEREAS, Section 6 KENO SALES OUTLET LOCATIONS of the Interlocal Cooperation Agreement requires Endgame West, LLC dba “Big Red Keno” to receive approval of the City Council prior to operating a keno-type lottery from any location within the City of Kearney; and

WHEREAS, Endgame West, LLC dba “Big Red Keno,” has requested that 15 East 24th Street, Kearney Nebraska (Dope Enterprises, LLC dba The Otherside) be approved as a location to operate a keno-type lottery on behalf of the City of Kearney.

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that 15 East 24th Street, Kearney Nebraska (Dope Enterprises, LLC dba The Otherside) is hereby approved as a location for Endgame West, LLC dba “Big Red Keno” to operate a keno-type lottery on behalf of the City of Kearney.

BE IT FURTHER RESOLVED that all resolutions and parts of resolutions in conflict herewith are hereby repealed.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

15. Approve the purchase of budget software submitted by Vertosoft under the Sourcewell Cooperative Purchasing Contract program to be used by the Finance Department.

16. Accept the proposals received for the Construction Manager at Risk for Kearney Volunteer Fire Department, Fire Station #3 and adopt Resolution No. 2025-141 approving the recommendation from the Selection Committee awarding the proposal to MCL Construction.

**RESOLUTION NO. 2025-141**

WHEREAS, on October 14, 2025, the City of Kearney received nine (9) Request for Proposals (RFPs) for Construction Manager at Risk for Kearney Volunteer Fire Department, Fire Station #3, Kearney, Nebraska from which the Selection Committee, comprised of member(s) of Council; administration or staff of the City; the City’s architect/engineer; any person having special expertise relevant to selection of a construction manager under the Political Subdivisions Construction Alternatives Act; and a resident of the City’s service region other than any individual listed above, as outlined City Code, selected four (4) firms to interview; and

WHEREAS, on October 22, 2025, the Selection Committee held interviews with representatives from MCL Construction, Sampson Construction Co., Inc., Hausmann Construction, and BD Construction, and recommends the Construction Manager at Risk proposal offered by MCL Construction be accepted.

NOW, THEREFORE, BE IT RESOLVED by the President and City Council of the City of Kearney, Nebraska, that the said Selection Committee's recommendation is hereby accepted, and that the proposal from MCL Construction, be and is hereby accepted for the Construction Manager at Risk for Kearney Volunteer Fire Department, Fire Station #3, Kearney, Nebraska.

PASSED AND APPROVED THIS 28TH DAY OF OCTOBER, 2025.

ATTEST:  
PEGGY EYNETICH  
CITY CLERK

JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

## **V. CONSENT AGENDA ORDINANCES**

### **ORDINANCE NO. 8767**

Council Member Schmidt introduced Ordinance Nos. 8767, 8768, and 8769, and moved that the statutory rules requiring ordinances to be read by title on three different days be suspended and said ordinances be considered for passage on the same day upon reading by number only, and then placed on final passage and that the City Clerk be permitted to call out the numbers of the ordinances on their first reading and then upon its final passage. Council Member Buschkoetter seconded the motion to suspend the rules for Ordinance Nos. 8767, 8768, and 8769. President of the Council asked for discussion or if anyone in the audience was interested in the ordinances. No one responded. Clerk called the roll which resulted as follows: Aye: Nikkila, Straatmann, Buschkoetter, Moore, Schmidt. Nay: None. Motion to suspend the rules having been concurred in by three-fourths of the City Council, said motion was declared passed and adopted. City Clerk read Ordinance Nos. 8767, 8768, and 8769 by number. Roll call of those in favor of the passage of said ordinances on the first reading resulted as follows: Aye: Nikkila, Straatmann, Buschkoetter, Moore, Schmidt. Nay: None. Motion carried. Ordinances were read by number.

Moved by Buschkoetter seconded by Nikkila that Ordinance Nos. 8767, 8768, and 8769 be passed, approved and published as required by law. Roll call resulted as follows: Aye: Nikkila, Buschkoetter, Moore, Straatmann, Schmidt. Nay: None. Motion carried.

By reason of the roll call voted on the first reading and final passage of the ordinances, Ordinance Nos. 8767, 8768, and 8769 is declared to be lawfully passed and adopted upon publication in pamphlet form and made available to the public at the Office of the City Clerk, the Kearney Police Department and the Kearney Public Library.

## **VI. REGULAR AGENDA**

### **RECEIVE THE VISIT KEARNEY REPORT**

Mayor Nikkila opened Regular Agenda Item 1 to receive the Visit Kearney Report.

Sarah Focke Executive Director, Visit Kearney presented this matter to the Council. Ms. Focke reviewed Visit Kearney's funding sources and also highlighted their current staff

members. Ms. Focke further discussed the complementary services they provide to conventions, shared financial coordination with the Chamber, and reviewed the target-market events they draw to Kearney. It was noted that Kearney acts as a home base for several cities' activities due to its central location. Ms. Focke reviewed event comparisons with Lincoln and Omaha, as well as with comparable cities in Nebraska, and noted that they are thankful for their relationship with the City of Kearney.

Mayor Nikkila and Council provided their thanks for the competitiveness and energy Visit Kearney provides to keep growing events in Kearney

### **OPEN ACCOUNT CLAIM**

Moved by Nikkila seconded by Buschkoetter that the Open Account Claim in the amount of \$120.00 payable to UNK Emarket be allowed. Roll call resulted as follows: Aye: Nikkila, Schmidt, Buschkoetter. Nay: None. Moore and Straatmann abstained. Motion carried.

## **VII. REPORTS**

Mayor Nikkila offered congratulations to City Manager Brenda Jensen and her family on the birth of their son, Nolan.

Council Member Schmidt commented that it was great to officially designate Yanney Park as a City facility, noting that it is a valuable asset to the community.

Council Member Moore noted it was a great night.

### **CLOSED SESSION**

Moved by Straatmann seconded by Moore that Council adjourn into closed session at 6:25 p.m. for the protection of the public interest to discuss contract negotiations. Roll call resulted as follows: Aye: Nikkila, Schmidt, Straatmann, Buschkoetter, Moore. Nay: None. Motion carried.

Mayor Nikkila restated the purpose for the closed session is for the protection of the public interest to discuss contract negotiations. According to law, the Council has the option to reconvene back into open session and may take any formal action it deems appropriate.

Moved by Buschkoetter seconded by Nikkila that Council reconvene in regular session at 6:46 p.m. Roll call resulted as follows: Aye: Nikkila, Straatmann, Buschkoetter, Moore, Schmidt. Nay: None. Motion carried.

## **VIII. ADJOURN**

Moved by Buschkoetter seconded by Straatmann that Council adjourn at 6:46 p.m. Roll call resulted as follows: Aye: Nikkila, Buschkoetter, Moore, Schmidt, Straatmann. Nay: None. Motion carried.

**ATTEST:**

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**JONATHAN NIKKILA  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR**

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**PEGGY EYNETICH  
CITY CLERK**