

KEARNEY CITY COUNCIL

AMENDED AGENDA

City Council Chambers, 18 East 22nd Street

June 22, 2010

7:00 p.m.

I ROUTINE BUSINESS

1. Invocation by Pastor Christopher Morris from St. George Orthodox Church.
2. Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication.
 - **Oath of Office – Police Officer Jared Small**

II UNFINISHED BUSINESS

None.

III PUBLIC HEARINGS

1. **Postponed until July 13, 2010 by Applicant.** Conduct a public hearing on the Application submitted by Chad Micek (Applicant) for Pat Winters (Owner) for Planned District Development Plan Approval for the construction of an office building on property zoned District C-2/PD, Community Commercial/Planned Development Overlay District and described as the north 125 feet of Lot 6 of Block 2, North Acre Fifth, an addition to the City of Kearney, Buffalo County, Nebraska, excepting therefrom all that part of the north 125 feet of said Lot 6 conveyed to the State of Nebraska for highway right-of-way purposes described on the Return of Appraisers filed at Instrument 1999-5114, recorded on June 24, 1999 in the office of the Buffalo County Register of Deeds (5804 West 2nd Avenue) and adopt **Resolution No. 2010-112.**
2. Conduct a public hearing on the proposed acquisition for a Permanent and Temporary Sanitary Sewer Main Easement on a tract of land being part of the Southwest Quarter of the Southwest Quarter of Section 3, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and approve **Resolution No. 2010-119.**

IV CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held June 8, 2010.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set July 13, 2010 at 7:00 p.m. as date and time for hearing on those applications where applicable.

4. Approve Developer Constructed Infrastructure Agreement for Lot 16 of Block 2, Stoneridge Eighth Addition between the City of Kearney and General Properties L.L.C. for the construction of a sanitary sewer main and approve **Resolution No. 2010-120**.
 5. Approve the application submitted by Terry Broadfoot from Broadfoot Sand & Gravel to extend Conditional Use Permit No. 2000-07 to operate a clay extraction operation at 70th Street and 30th Avenue for a period of two years.
 6. Approve the application submitted by Cheryl Schroeder to extend Conditional Use Permit No. 1998-05 to operate a bed and breakfast at 2915 5th Avenue for a period of one year.
 7. Approve the request submitted by the Kearney Police Department/Buffalo County Sheriff's Office to temporarily block off Avenue B from North Railroad Street to 21st Street for the auction to be held on July 24 from 7:30 a.m. until 2:00 p.m.
 8. Approve **Resolution No. 2010-121** allowing the City to expend funds on the 2010 Part 3 Improvements for the Talmadge Street paving and storm water project from the proceeds of the Series 2010 Bond Anticipation Notes.
 9. Approve the Grant Agreement between the City of Kearney and Federal Aviation Administration with regard to an Aviation Easement with Wolford Farms, Inc. for property located south of the Union Pacific Railroad right-of-way and south of the main runway at the Kearney Regional Airport and approve **Resolution No. 2010-122**.
 10. Approve Change Order No. 2 showing a decrease in the amount of \$75,925.50, Application and Certificate for Payment No. 3-Final in the amount of \$3,640.00, and accept the Certificate of Substantial Completion submitted by Blessing, LLC and approved by Miller & Associates for the 2008 Part 4 Improvements; 39th Street and 17th Avenue Intersection Improvements and approve **Resolution No. 2010-123**.
 11. Approve Application and Certificate for Payment No. 3 in the amount of \$311,976.80 submitted by Midlands Contracting and approved by Miller & Associates for the 2009 Part 12 Improvements consisting of Water Connection District No. 2009-4 and Sanitary Sewer Connection District No. 2009-2 in 11th Street from the existing main in 11th Street and Kea West Avenue to 30th Avenue, 30th Avenue between North Railroad Street and 11th Street, and 16th Street from 30th Avenue east to its terminus and approve **Resolution No. 2010-124**.
 12. Approve Application and Certificate for Payment No. 2 in the amount of \$153,315.00 submitted by Blessing, LLC and approved by Miller & Associates for the 2010 Part 1 Improvements consisting of paving 16th Street from 30th Avenue east to its terminus and the paving of 30th Avenue from North Railroad Street and 11th Street and approve **Resolution No. 2010-125**.
 13. Accept the bids received for Phase I, Cell 5A Landfill Construction at the Kearney Area Solid Waste Agency Landfill and approve **Resolution No. 2010-126** awarding the bid to BSB Construction of Curtis, Nebraska in the amount of \$459,638.10.
- * *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 *

None.

VI REGULAR AGENDA

1. Consider **Ordinance No. 7600** authorizing the issuance and sale of Bond Anticipation Notes of the City of Kearney, Nebraska, in the principal amount of \$1,090,000 for the purpose of providing interim financing for the costs of constructing street improvements in Paving Improvement District Nos. 2010-938, 2010-939, 2010-940 and 2010-941 of said City pending the issuance of permanent General Obligation Various Purpose Bonds of the City; prescribing the form of said Notes; agreeing to issue the City's General Obligation Various Purpose Bonds to pay the Notes at maturity or to pay the Notes from other available funds; entering into a contract on behalf of the City with the holders of said notes.
2. Consider the redevelopment project for Redevelopment Area #8 for an area described as part of Lot 1, Interstate Fifth Addition, an addition to the City of Kearney, Buffalo County, Nebraska (420 Talmadge Street) and approve **Resolution No. 2010-127**.
3. Open Account Claims: **NPPD - \$54,822.20, Platte Valley State Bank - \$48,954.27, School District #7 - \$3,066.56.**

VII REPORTS

VIII ADJOURN

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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

ADDENDUM NO. 1

IV CONSENT AGENDA

14. Approve the request submitted by Seth Van Horn to conduct the Nebraska Special Olympics Torch Run on July 15, 2010 beginning at 11:30 a.m. The route will begin at 25th Street and Central Avenue, south on Central Avenue to Railroad Street, west on Railroad Street to 1st Avenue, north on 1st Avenue to 25th Street, south on 25th Street to 15th Avenue, north on 15th Avenue to University Drive, east on University Drive and ending at Foster Field.