

KEARNEY CITY COUNCIL

AMENDED AGENDA

City Council Chambers, 18 East 22nd Street

October 11, 2011

7:00 p.m.

I ROUTINE BUSINESS

1. Invocation by Pastor Michelle Reed from Faith United Methodist Church.
2. Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication:
 - **Presentation by Barney Insurance on City of Kearney Insurance Program.**

II UNFINISHED BUSINESS

None.

III PUBLIC HEARINGS

1. Conduct a public hearing on the Application submitted by Ryan and Brandi Redinger (Applicant) and Lindsey Kubicek (Owner) for a Conditional Use Permit to operate a day care center known as Lighthouse Academy Child Development Center on property zoned District R-3/PD, Urban Residential Multi-Family (Medium Density)/Planned Development Overlay District and described as Lot 1, Colonial Estates 5th Addition, a replat of Block 2, Colonial Estates 4th Addition to the City of Kearney, Buffalo County, Nebraska (1930 West 40th Street) and consider **Ordinance No. 7677.**
2. Conduct a public hearing on the Application submitted by Werner Construction, Inc. (Applicant) and Kappas Enterprises, LLC (Owner) for a Conditional Use Permit to operate a construction batch plant on property zoned District AG, Agricultural District and described as Government Lots 1, 2, 3 and 4 in Section 9, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (east side of Cherry Avenue, north of Wastewater Treatment Plant) and consider **Ordinance No. 7678.**
3. Conduct a public hearing on the Application submitted by Randall, Allen and Brian Stones (Applicant) for Randall and Cynthia Stones (Owner) to rezone from District AG, Agricultural District to District C-2/PD, Community Commercial/Planned Development Overlay District property described as a tract of land located in the Southeast Quarter of the Southwest Quarter of Section 24, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (404 East 56th Street) and consider **Ordinance No. 7679.**

4. Conduct a public hearing for the Council to meet as a Board of Equalization to assess costs in connection with Paving Improvement District Nos. 2010-938, 2010-939, 2010-940, 2010-941; Water District Nos. 2010-559, 2010-560; Sanitary Sewer District Nos. 2010-499, 2010-500 and consider **Resolution No. 2011-134.**

IV CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held September 27, 2011.
2. Approve the Claims.
3. Accept the bid received from Windy Prairie Systems in the amount of \$42,100 for the purchase and installation of a kiosk at the Kearney Cemetery.
4. Approve the Agreement between the City of Kearney and the Nebraska Department of Roads for Project STP-URB-10-2(119) – 2nd Avenue from 25th Street to 31st Street to relocate City utilities and adopt **Resolution No. 2011-135.**
5. Approve the request submitted by C.L.A.S.S. Act and the Kearney Public Schools Foundation to temporarily block off eight parking stalls in the northwest corner of the MONA parking lot along 25th Street from 5:30 p.m. until 9:30 p.m. on November 29, 30, December 1, 6, 7, 8, 12, 13, 14, 15, 2011 for the *Polar Express* fundraiser.
6. Approve the Memorial Field Infield Agreement between the City of Kearney and the University of Nebraska Foundation for the installation of new artificial turf and adopt **Resolution No. 2011-136.**
7. Accept the bids received for the 2011 Part 5 Improvements; City Truck Washout Facility and award the bid to Midlands Contracting in the amount of \$150,967.35.
8. Approve the application for a Special Designated License submitted by Kearney Investment Corp., dba Holiday Inn in connection with their Class CK-17964 catering liquor license to dispense beer, wine and distilled spirits in the Training Room located at the Platte Valley State Bank, 2223 1st Avenue on October 27, 2011 from 5:00 p.m. until 8:00 p.m. for a reception.
9. Approve the application for a Special Designated License submitted by Kearney BBQ Co., dba Skeeter Barnes in connection with their Class IK-55865 liquor license to dispense beer and wine at Cabela's, 3600 East Highway 30, on November 20, 2011 from 5:30 p.m. until 10:00 p.m. for a customer event.
10. Approve the application for a Special Designated License submitted by Juan Lazo, dba El Tropico in connection with their IBK-37623 catering liquor license to dispense beer and distilled spirits in the Exhibit Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on November 5, 2011 from 6:00 p.m. until 1:00 a.m. for a dance (alternate date is November 19, 2011 from 6:00 p.m. until 1:00 a.m. in the Exhibit Building).

* ***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 **Resolution No. 2011-137** on the intent to annex into the City limits a tract of land being part of the Southwest Quarter of the Southwest Quarter of Section 24, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (404 East 56th Street) and to set the public hearing date for October 25, 2011 at 7:00 p.m.
2. Consider accepting the Kearney Housing Agency Annual Report submitted by Executive Director Elaine Wiseman.
3. Consider the use of NorthWestern Energy funds for The Andersons, Inc. to assist in relocation of their local office and adopt **Resolution No. 2011-138**.
4. Consider the use of available City of Kearney CDBG ED funds to be combined with Buffalo County CDBG ED funds to be used for job creation with Intellicom, Inc. and adopt **Resolution No. 2011-139**.
5. Open Account Claims: **Platte Valley State Bank - \$50,745.47, School District #7 - \$5,539.30**

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

- 11.** Approve T-Hangar A-1 Lease Agreement between the City of Kearney and Little Note Enterprises for storage at the Kearney Regional Airport and adopt **Resolution No. 2011-140.**
- 12.** Approve the VOR Agreement between the City of Kearney and the Nebraska Department of Aeronautics to provide continued radio coverages for the areas to be served by air navigation facilities located at the Kearney Regional Airport and adopt **Resolution No. 2011-141.**
- 13.** Approve the application for a Special Designated License submitted by the UNK Alumni Association to dispense beer and wine in the Ponderosa Room at the Nebraskan Student Union located on the University of Nebraska at Kearney campus on October 24, 2011 from 5:00 p.m. until 7:00 p.m. for Business After Hours.
- 14.** Approve the Plans and Specifications for the Brigham Lofts CDBG NSP3 Project and set the bid opening date for November 1, 2011 at 2:00 p.m.