

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

December 26, 2012

7:00 p.m.

I ROUTINE BUSINESS

1. Invocation by Father Josh Brown from St. James Catholic Church.
2. Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication - Recognition of visitors.

II UNFINISHED BUSINESS

None.

III PUBLIC HEARINGS

None.

IV CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held December 11, 2012.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set January 8, 2013 at 7:00 p.m. as date and time for hearing on those applications where applicable.
4. Accept the report from the City Clerk on the insufficiency of objection/protest filed in connection with Ordinance No. 7770 creating Paving Improvement District No. 2012-960 for Tahoe Drive beginning at the south line of Emerald Drive and terminating at a point 241 feet southwesterly.
5. Approve the Agreement between the City of Kearney and the Kearney Area Community Foundation to temporarily close the parking lot located north of the Museum of Nebraska Art from 6:00 a.m. on May 15, 2013 until 12:00 p.m. on May 21, 2013 for the 6th Annual Nebraska Wine and Jazz Festival.

6. Adopt **Resolution No. 2012-228** accepting the paving, storm sewer, water, sanitary sewer infrastructure for Western Nebraska Property Development Addition (southwest corner of Kea West Avenue and 11th Street).
7. Adopt **Resolution No. 2012-229** setting the interest rate, providing equal annual installments, providing the interest rate for delinquent installments for special assessments for 2013 with regard to the creation of paving, water and sanitary sewer districts; and to establish a policy on reimbursing developers for infrastructure costs for Developer Constructed Infrastructure Agreements.
8. Adopt **Resolution No. 2012-230** approving T-Hangar A-3 between the City of Kearney and Bradley Howard for storage purposes at the Kearney Regional Airport.
9. Adopt **Resolution No. 2012-231** accepting the bids received for the 2012 Part 6 Improvements consisting of Paving Improvement District No. 2012-954 and Water District No. 2012-565 for 52nd Street from 3rd Avenue and terminating 761 feet west; Paving Improvement District No. 2012-955A for 3rd Avenue, a Road and Utility Easement, from the north line of 52nd Street to the north line of Oak Park Center and east in a Roadway and Utility Easement to the west line of 2nd Avenue; Paving Improvement District No. 2012-956 for 56th Street from 2nd Avenue west to 6th Avenue; Water District No. 2012-566 in a Road and Utility Easement in Lot 4, Oak Park Center lying between 2nd Avenue and 3rd Avenue; Water District No. 2012-567 in a 66-foot Road and Utility Easement from the south line of the intersection of 56th Street and 4th Avenue and terminating at a point 325 feet southeasterly; Sanitary Sewer District No. 2012-505A in a Roadway and Utility Easement beginning at a point 136 feet west of 2nd Avenue on the south line of 56th Street and southerly terminating at the south line of Lot 4, Oak Park Center; and Sanitary Sewer District No. 2012-506 in a Roadway and Utility Easement beginning at the south line of the intersection of 56th Street and 4th Avenue and terminating at a point 325 feet southeasterly and award the bid to Midlands Contracting in the amount of \$233,378.00 for Bid A and to Blessing Construction in the amount of \$492,366.19 for Bid B.
10. Adopt **Resolution No. 2012-232** approving the Standard Contract for Engineering Services for the City of Kearney, Nebraska.
11. Adopt **Resolution No. 2012-233** approving the Planning Project Program Agreement between the City of Kearney and the Nebraska Department of Roads to update the Comprehensive Transportation Plan.
12. Approve the request submitted by Blessing Construction for the temporary closing of the alley from Central Avenue to 1st Avenue lying between 24th Street and 25th Street, the sidewalk and parking stalls in front of Midwest Audio located at 2416 Central Avenue in connection with the demolition of the building from January 14 through January 21, 2013.

* *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. 7759A** amending the legal description of Ordinance No. 7759 creating Paving Improvement District No. 2012-955 for 3rd Avenue, a Road and Utility

Easement, from the north line of 52nd Street to the north line of Oak Park Center and east in a Roadway and Utility Easement to the west line of 2nd Avenue.

- 2. Approve **Ordinance No. 7779** amending Section 9-1310 “Construction Costs” of Division II Technical Provisions” of Article 13 “Developer Constructed Infrastructure” of Chapter 9 “Public Works” of the Code of the City of Kearney to establish a policy to reimburse the developer for infrastructure costs considered the responsibility of the City, to provide when reimbursement will be made to the developer, to provide the reimbursement will be calculated by the City Engineer based on the most recent unit price bids received by the City and approved by the City Council for similar projects, and to provide the City will not participate in reimbursement because of budgetary constraints.

VI REGULAR AGENDA

- 1. Place on third and final reading **Ordinance No. 7775** annexing a tract of land being part of the Southwest Quarter of the Southwest Quarter of Section 6, Township 8 North, Range 15 West of the 6th P.M. Buffalo County, Nebraska (1300 East 11th Street).
- 2. No Open Account Claims.

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