

KEARNEY CITY COUNCIL

AMENDED AGENDA

City Council Chambers, 18 East 22nd Street

April 13, 2015

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:
Sexual Assault Awareness Month Proclamation

II UNFINISHED BUSINESS

None.

III PUBLIC HEARINGS

1. Conduct a public hearing on the Application submitted by Calvin Hinz Architects for Kearney Federal Credit Union to rezone from District R-2, Urban Residential Mixed-Density District to District U-C, Mixed Use Urban Corridor District property described as Lots 490, 491 and the East 6 feet of Lot 492, Southwest Quarter School Section Addition to the City of Kearney, Buffalo County, Nebraska (102 and 108 West 30th Street) and consider **Ordinance No. 7977**.
2. Conduct a public hearing on the Application submitted by Trenton Snow for Sweetwater Properties, LLC to rezone from District AG, Agricultural District to District C-3, General Commercial District property described as a tract of land being part of the North Half of the Northeast Quarter of Section 11, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (300 West 98th Street) and consider **Ordinance No. 7978**.
3. Conduct a public hearing on the Application submitted by Trenton Snow for Sweetwater Properties, LLC for the Final Plat and Subdivision Agreement for Ayres Properties II of Buffalo County, Nebraska, for property described as a tract of land being part of the North Half of the Northeast Quarter of Section 11, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (300 West 98th Street) and consider **Resolution No. 2015-70**.

4. Conduct a public hearing on the Applications submitted by Buffalo Surveying for Roberta Corrigan, Trustee, Roberta Corrigan Farm and GSGC Leasing, LLC: (1) to vacate Lot 2, Block 2, Ingalls Crossing, an addition to the City of Kearney, Buffalo County, Nebraska and consider **Ordinance No. 7979**; and (2) the Final Plat for Ingalls Crossing Ninth Addition, an addition to the City of Kearney, Buffalo County, Nebraska, for property described as a tract of land being Lot 2 (to be vacated) of Block Two, Ingalls Crossing, an addition to the City of Kearney, Buffalo County, Nebraska and a 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 (5609 1st Avenue) and consider **Resolution No. 2015-71**.
5. Conduct a public hearing on the Application submitted by Buffalo Surveying for Roberta Corrigan, Trustee, Roberta Corrigan Farm and GSGC Leasing, LLC for the annexation of Ingalls Crossing Ninth Addition, an addition to the City of Kearney, Buffalo County, Nebraska, for property described as a tract of land being Lot 2 (to be vacated) of Block Two, Ingalls Crossing, an addition to the City of Kearney, Buffalo County, Nebraska and a 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 (5609 1st Avenue) and consider **Resolution No. 2015-72**.
6. Conduct a public hearing for the Council to meet as the Board of Equalization to assess costs in connection with Paving Improvement District Nos. 2012-957, 2012-958, 2012-959, 2012-960, 2013-962; Water District Nos. 2012-568, 2013-570; Sanitary Sewer District Nos. 2012-507 and 2013-508 and consider **Resolution No. 2015-73**.

IV CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held March 24, 2015.
2. Approve the Claims.
3. Approve the application for a Special Designated License submitted by Earn & Return Investments, Inc., dba Cellar Bar & Grill in connection with their Class IK-064728 liquor license to dispense beer, wine and distilled spirits in the Airport Hangar at the Kearney Regional Airport located at 4845 Airport Road on April 28, 2015 from 3:00 p.m. until 10:00 p.m. for a reception.
4. Approve the application for a Special Designated License submitted by Earn & Return Investments, Inc., dba Cellar Bar & Grill in connection with their Class IK-064728 liquor license to dispense beer, wine and distilled spirits in The Archway located at 3060 East 1st Street on April 30, 2015 from 4:00 p.m. until 11:30 p.m. for a reception.
5. Approve the application for a Special Designated License submitted by Chug-A-Lug Sports Bar Inc., dba Chug A Lug Sports Bar in connection with their Class C-042049 liquor license to dispense beer and distilled spirits in a 32'x54' fenced area located south of their licensed beer garden located at 1115 East 25th Street on May 8, 2015 from 8:00 a.m. until 12:00 a.m. (alternate date is May 9, 2015) for a fish fry.

6. Adopt **Resolution No. 2015-74** approving the revised Kearney Public Library Policy Manual as recommended by the Library Advisory Board.
7. Approve the Agreement submitted by the Central Nebraska Auto Club to temporarily block off Central Avenue from 25th Street to North Railroad Street, 24th Street from 1st Avenue to Avenue A, 23rd Street from 1st Avenue to Avenue A, 21st Street from 1st Avenue to Avenue A, the parking lot located west of Cunningham's Journal, the parking lot located behind City Hall, and the parking lot located north of MONA in conjunction with Cruise Nite 2015 on July 18, 2015. Parking on these public properties will be prohibited on July 18, 2015 beginning at 2:00 a.m.
8. Adopt **Resolution No. 2015-75** approving the Cruise Nite parade scheduled for July 18, 2015 at 4:30 p.m. beginning at Railroad Street and Central Avenue, north on Central Avenue and dispersing at the intersection of 28th Street and Central Avenue.
9. Accept the proposal received from Outdoor Recreation Products for the new splash pad equipment, surfacing and installation at Dryden Park in the amount of \$87,981.00.
10. Adopt **Resolution No. 2015-76** approving the Professional Service Consultant Agreement between the City of Kearney and Miller & Associates for the 2015 Part 1 Improvements consisting of survey, design and construction observation services for 19th Street from Avenue D to Avenue E and sidewalk ramps within the same 2-block area.
11. Approve the application for a Special Designated License submitted by Juan Lazo, dba El Tropico in connection with their Class IBK-37623 catering liquor license to dispense beer and distilled spirits in the Exhibit Building (alternate location is Exposition Building) located at the Buffalo County Fairgrounds, 3807 Avenue N, on May 16, 2015 from 6:00 p.m. until 1:00 a.m. for a dance.
12. Adopt **Resolution No. 2015-77** approving the Agreement between the City of Kearney and Nebraska Department of Roads replacing the wiring in the existing street light located along Highway N-44 (2nd Avenue) between the Platte River Bridge and the Kearney interchange.
13. Adopt **Resolution No. 2015-78** approving the Goods and Services Agreement between the City of Kearney and Hydro Optimization and Automation Solutions, Inc. for the Wastewater Treatment Division Wastewater Pumping Station Electrical and Controls Upgrade.
14. Approve the Plans and Specifications for the 2015 Part 3 Improvements; CDBG Sidewalks/Ramps (14-CR-004) and set the bid opening date for May 5, 2015 at 2:00 p.m.
15. Approve the Plans and Specifications for the construction of the Household Hazardous Waste Facility and set the bid opening date for May 19, 2015 at 2:00 p.m.
16. Adopt **Resolution No. 2015-79** approving T-Hangar B-2 Lease Agreement at the Kearney Regional Airport between the City of Kearney and Paul Van Vuuren.

* *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. 7980** vacating the alley running north to south from 19th Street to 20th Street on the block between Avenue F and Avenue G said alley abutting the east side of Lot 5 and the west side of Lot 6, Scott's Subdivision and abutting the east side of Lots 598 and 599 and the west side of Lots 596 and 597, Original Town of Kearney Junction, now the City of Kearney, Buffalo County, Nebraska.
2. Approve **Ordinance No. 7981** renaming and redesignating "1st Street" from the west line of 3rd Avenue to the east line of 4th Avenue to "3rd Street".
3. Approve **Ordinance No. 7982** creating Paving Improvement District No. 2015-973 for 3rd Street from 3rd Avenue westerly to the west line of Lot 1, Block One, Younes Center Third Addition to the City of Kearney, Buffalo County, Nebraska.
4. Approve **Ordinance No. 7983** creating Water District No. 2015-577 for 3rd Street from 3rd Avenue westerly to the west line of Lot 1, Block One, Younes Center Third Addition to the City of Kearney, Buffalo County, Nebraska.
5. Approve **Ordinance No. 7984** creating Sanitary Sewer District No. 2015-515 for 3rd Street from 3rd Avenue westerly to the west line of Lot 1, Block One, Younes Center Third Addition to the City of Kearney, Buffalo County, Nebraska.
6. Approve **Ordinance No. 7985** creating Paving Improvement District No. 2015-974 for 4th Avenue from Talmadge Street to the 3rd Street as platted in Younes Center Third Addition to the City of Kearney, Buffalo County, Nebraska.
7. Approve **Ordinance No. 7986** creating Water District No. 2015-578 for 4th Avenue from Talmadge Street to the 3rd Street as platted in Younes Center Third Addition to the City of Kearney, Buffalo County, Nebraska.

VI REGULAR AGENDA

1. Consider **Ordinance No. 7987** authorizing the issuance of Combined Utilities Revenues Bonds, Series 2015, of the City of Kearney, Nebraska for the purpose of paying the cost of maintaining, extending, enlarging and improving the waterworks plant and water system and the sewage disposal plant and sanitary sewer system of the city; directing the application of the proceeds of said bonds; prescribing the form, terms and details of said bonds; pledging and hypothecating the revenue and earnings of the waterworks plant and water system, sewage disposal plant and sanitary sewer system and electric distribution system of said City for the payment of said bonds and interest thereon; providing for the collection, segregation and application of the revenues of said waterworks plant and water system, sewage disposal plant and sanitary sewer system and electric distribution system; entering into a contract on behalf of the City with the holders of said bonds.
2. Consider **Ordinance No. 7988** conveying a tract of land located in part of the South Half of the Southwest Quarter and part of the Southwest Quarter of the Southeast Quarter of Section 21, and part of the North Half of the Northwest Quarter and part of the Northwest

Quarter of the Northeast Quarter of Section 28, all in Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska to the State of Nebraska.

3. Update on the enplanements with Great Lakes Airlines.
4. Consider **Resolution No. 2015-80** approving the Option Agreement for Ground Lease for Solar Energy System and the Ground Lease for Solar Energy System between the City of Kearney and Infigen Energy US Development LLC for 53 acres located to the south of the Tech Park with a proposal to build a solar energy production facility.
5. Open Account Claim to Jonathan Nikkila - \$199.00.

VII REPORTS

VIII ADJOURN

Mayor Stanley Clouse
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Vice-President Randy Buschkoetter
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Council Member Bob Lammers
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City Manager Michael Morgan
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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 *

17. Approve the application for a Special Designated License submitted by Night Life Concepts, Inc., dba Cunningham's Journal in connection with their Class CK-059311 catering liquor license to dispense beer, wine, and distilled spirits in the Exposition Building located at the Buffalo County Fairgrounds, 3807 Avenue N on May 2, 2015 from 3:00 p.m. until 12:00 a.m. for a car show.
18. Approve the application for a Special Designated License submitted by Night Life Concepts, Inc., dba Cunningham's Journal in connection with their Class CK-059311 catering liquor license to dispense beer, wine, and distilled spirits in the Exhibit Building located at the Buffalo County Fairgrounds, 3807 Avenue N on May 9, 2015 from 12:00 p.m. until 12:00 a.m. for a graduation party.
19. Approve the application for a Special Designated License submitted by Night Life Concepts, Inc., dba Cunningham's Journal in connection with their Class CK-059311 catering liquor license to dispense beer, wine, and distilled spirits in the Ag Pavilion located at the Buffalo County Fairgrounds, 3807 Avenue N on May 9, 2015 from 12:00 p.m. until 12:00 a.m. for a graduation party.