

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

September 12, 2017

5:30 p.m.

I. ROUTINE BUSINESS

1. Invocation by Pastor Tyler Wilterding.
2. Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication; Recognition of visitors.

II. UNFINISHED BUSINESS

III. PUBLIC HEARINGS

1. Conduct a public hearing on the Application submitted by Buffalo Surveying Corporation for Josiah Woodward and Marcile Woodward to (1) vacate Lot 3 and Lot 4, Block Five, Trail Ridge Country Estates, a subdivision in the West Half of the West Half of the Southeast Quarter and the East Half of the East Half of the Southwest Quarter, Section 20, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (Northeast of the 56th Street and 53rd Avenue) and consider Ordinance No. 8174; and (2) rezone from District AG, Agricultural District to District RR-1, Rural Residential District (Rural Standards) described as a tract of land being part of the East Half of the West Half of the Southeast Quarter of Section 20, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (East of 56th Street and 53rd Avenue) and consider Ordinance No. 8175.
2. Conduct a public hearing on the Application submitted by Buffalo Surveying Corporation for Josiah Woodward and Marcile Woodward for the Final Plat for Kingbird Meadow, a subdivision being a tract of land comprising of Lot 3, part of Lot 4, Block 5, Trail Ridge Country Estates, a subdivision located in the West Half of the West Half of the Southeast Quarter and the East Half of the East Half of the Southwest Quarter of Section 20, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (Northeast of 56th Street and 53rd Avenue Intersection) and consider Resolution No. 2017-149.
3. Conduct a public hearing for the purpose of adopting the City of Kearney Budget for the 2017-2018 Fiscal Year and consider Ordinance No. 8176.

4. Conduct a public hearing for the purpose of adopting the City of Kearney Offstreet Parking District No. 1 Budget for the 2017-2018 Fiscal Year and consider Resolution No. 2017-150.
5. Conduct a public hearing on setting the 2017 City of Kearney property tax levy at a different amount than the preliminary property tax levy set for the City of Kearney by the Buffalo County Clerk and consider Resolution No. 2017-151.
6. Conduct a public hearing on the proposed acquisition of a Permanent Storm Drain Easement for a tract of land being a part of the Southwest Quarter of the Northwest Quarter of Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and consider Resolution No. 2017-152.
7. Conduct a public hearing on the proposed acquisitions of a Permanent Storm Drain, Traffic Signal, Street Light and Conduit Easement for a tract of land being a part of the Northwest Quarter of the Northwest Quarter of Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and consider Resolution No. 2017-153.
8. Conduct a public hearing on the proposed acquisition of a Permanent Storm Drain Easement for a tract of land being a part of Outlot A of Fountain Hills Sixth Addition, an addition to the City of Kearney, Buffalo County, Nebraska and consider Resolution No. 2017-154.
9. Conduct a public hearing on the proposed acquisition of a Permanent Utility Easement for a tract of land being a part of Lot 1, Block One, Northridge Retirement Subdivision, a subdivision being part of the East Half of the Northeast Quarter of Section 27, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and consider Resolution No. 2017-155.
10. Conduct a public hearing on the proposed acquisitions of a Permanent Storm Drain, Traffic Signal, Street Light and Conduit Easement for a tract of land being a part of the Southwest Quarter of the Southwest Quarter of Section 23, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and consider Resolution No. 2017-156.
11. Conduct a public hearing on the submission of an application to the Department of Economic Development for a Community Development Block Grant for Comprehensive Development Phase II Implementation activities and consider Resolution No. 2017-157.
12. Conduct a public hearing to receive input from the public with regard to a comprehensive development project under CDBG 16-CD-003.
13. Conduct a public hearing to receive input from the public with regard to a comprehensive revitalization project under CDBG 15-CR-004.

IV. CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held August 22, 2017 and Minutes of Special Meeting held August 25, 2017.

2. Approve the Claims.
3. Adopt Resolution No. 2017-158 allowing the City of Kearney to increase its "Budget Authority" by an additional one percent or \$138,468.84 which will be carried over to the 2017-2018 Budget as "Unused Budget Authority".
4. Approve the recommendation submitted by the Keno Committee on the allocation of non-departmental keno funds designed for outside agencies.
5. Adopt Resolution No. 2017-159 repealing Resolution No. 2017-69 and adopt the 2017-2018 Comprehensive Fee Schedule setting forth the fees for items and services to be provided by the City during the 2017-2018 year.
6. Adopt Resolution No. 2017-160 approving the Joint City of Kearney-City of Minden Building Inspection Services Interlocal Agreement allowing the City of Kearney to provide building inspection services to the City of Minden.
7. Adopt Resolution No. 2017-161 adopting the Central Platte Natural Resources District Multi-Jurisdiction Hazard Mitigation Plan Update.
8. Approve the applications for a Special Designated License submitted by Night Life Concepts, Inc., dba Cunningham's Journal in connection with their Class CK-059311 liquor license to cater and dispense alcoholic liquor as follows:
 - a) Inside NutriMost located at 620 East 25th Street on Thursday, September 28, 2017 from 4:00 p.m. until 10:00 p.m. for a business after hours event;
 - b) Inside the Ag Pavilion located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 7, 2017 from 3:00 p.m. until 1:00 a.m. for a reception;
 - c) Inside the Exhibit Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 7, 2017 from 3:00 p.m. until 1:00 a.m. for a foam party;
 - d) Inside the Expo Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 14, 2017 from 10:00 a.m. until 5:00 p.m. for a craft show;
 - e) Inside the Ag Pavilion located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 14, 2017 from 3:00 p.m. until 1:00 a.m. for a reception;
 - f) Inside Babl Kitchen and Bath located at 1209 Avenue A Suite 1 on Thursday, October 19, 2017 from 4:00 p.m. until 10:00 p.m. for a business after hours event;
 - g) Inside the Ag Pavilion located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 21, 2017 from 3:00 p.m. until 1:00 a.m. for a reception;
 - h) Inside the Expo Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 21, 2017 from 3:00 p.m. until 1:00 p.m. for a reception;
 - i) Inside the Exhibit Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 21, 2017 from 3:00 p.m. until 1:00 a.m. for a reception;
 - j) Inside the Expo Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 28, 2017 from 10:00 a.m. until 5:00 p.m. for a craft fair; and
 - k) Inside the Ag Pavilion located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 28, 2017 from 3:00 p.m. until 1:00 a.m. for a reception.
9. 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 alcoholic liquor in the Exposition Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on Saturday, October 7, 2017 from 6:00 p.m. until 1:00 a.m. for a dance.

10. Approve the Street/Sidewalk/Parking Lot Closure, Traffic Control and or Parking Restrictions Permit Applications for the following:
 - a) Cops and Robbers 5K Fun Run submitted by the UNK Police Department for the temporary closing of the southern eastbound lane of University Drive to 19th Avenue and along University Drive from 15th Avenue to 9th Avenue on October 21, 2017.
 - b) Veterans Day Parade for the temporary closing of Railroad Street from 5th Avenue to Avenue D, 3rd Avenue and 4th Avenue from Railroad Street to 21st Street, Central Avenue from Railroad Street to the parking lot located north of MONA on November 11, 2017.
 - c) North Pole Express for the temporary closing of the parking lot located north of the Museum of Nebraska Art and six parking spaces in front of the Kaufmann Center, 2202 Central Avenue (original application approved on June 27, 2017 for the closing of parking spots in front of Tru Café, 2100 Central Avenue) on November 28, 29, 30, December 5, 6, 7, 11, 12, 13, 14, 2017.
11. Adopt Resolution No. 2017-162 approving Application and Certificate for Payment No. 4 in the amount of \$141,190.47 submitted by Blessing Construction and approved by Olsson Associates for the 2016 Part 2 Improvements consisting of Paving Improvement District No. 2016-982 for Avenue A from the north lot line of Lot 27, thence south to the south lot line of Lot 558, all in Southwest Quarter School Section Addition; AND 31st Street from Avenue A to Avenue D.
12. Approve the application for a Special Designated License submitted by McFarland Family Farms, LLC dba Mac's Creek Vineyards and Winery to dispense alcoholic liquor at the Exposition Building located at the Buffalo County Fairgrounds, 3807 Avenue N on Saturday, September 30, 2017 from 4:00 p.m. until 11:00 p.m. each day for a fall fund raiser festival known as Oktoberfest.
13. Adopt Resolution No. 2017-163 approving Application and Certificate for Payment No. 1 in the amount of \$37,224.00 submitted by GD Concrete Construction, Inc. and approved by Oak Creek Engineering for the construction of a Vehicle Storage Building for Public Works.
14. Authorize the City Manager to establish an ad hoc housing study group as recommended by Planning Commission.
15. Adopt Resolution No. 2017-164 approving Application and Certificate for Payment No. 1 in the amount of \$102,498.30 submitted by Wilke Contracting and approved by Oak Creek Engineering for the construction of the 2016 Part 4 Improvements; Avenue M Hike/Bike Trail (Bid A; Pedestrian Bridge).
16. Adopt Resolution No. 2017-165 approving Change Order No. 1 showing a decrease in the amount of \$3,924.00, Application and Certificate for Payment No. 3-Final in the amount of \$59,138.66, and accept the Certificate of Substantial Completion submitted by Blessing Construction and approved by Miller & Associates for the Archway Hike/Bike Trail, Phase II.
17. Adopt Resolution No. 2017-166 approving Change Order No. 1 showing an increase in the amount of \$2,364.82 and Application and Certificate for Payment No. 2 in the amount

of \$47,932.20 submitted by Blessing, LLC and approved by Miller & Associates for the 2015 Part 14 Improvements; Avenue E from 25th Street to 27th Street.

- * ***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. 8177 repealing Ordinance No. 8118 and classify the officers and employees of the City; fix the ranges of compensation of such officers and employees; establish the hours and work period for overtime eligibility; provide for payments of clothing and/or uniform allowances; provide for payment of vehicle allowance; and provide for payment of cell phone allowance.
2. Approve Ordinance No. 8178 renaming and designating Cherry Avenue from the north line of Coal Chute Road to the south right-of-way line of the Union Pacific Railroad, Buffalo County, Nebraska to Marshall Avenue.

VI. REGULAR AGENDA

1. Consider approval of Ordinance No. 8179 authorizing the issuance of General Obligation Various Purpose Bonds, Series 2017, of the City of Kearney, Nebraska, in the principal amount of \$7,575,000 for the purpose of paying the costs of improving streets and intersections in paving improvement districts, including payment of interim financing related to said street improvements; directing the application of the proceeds of said bonds; prescribing the form of said bonds; providing for the levy and collection of taxes to pay the same; providing for the sale of the bonds; authorizing the delivery of the bonds to the purchaser.
2. Open Account Claim to Stan Clouse - \$228.50.

VII. REPORTS

VIII. ADJOURN

Mayor Stanley Clouse
4907 Linden Drive Place
627-6730 cell
238-5210 office
mayor@kearneygov.org

Vice-President Randy Buschkoetter
1110 13th Avenue
234-5553 home
440-0358 cell
citycouncil@kearneygov.org

Council Member Bruce Lear
4803 Avenue L Place
234-5354 home
237-2724 office
citycouncil@kearneygov.org

Council Member Bob Lammers
8 Crestview Place
236-5273 home
citycouncil@kearneygov.org

Council Member Jonathan Nikkila
4 Regency Place
224-4309 cell
citycouncil@kearneygov.org

City Manager Michael Morgan
18 East 22nd Street
233-3214 office
mmorgan@kearneygov.org

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