

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

November 28, 2017

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; Oath of Office to Police Officers Paul Cox, Jason Garrels, Jordan Hawkins and Zachary Schwarz.

II. UNFINISHED BUSINESS

III. PUBLIC HEARINGS

1. WITHDRAWN. Conduct a public hearing on the Applications submitted by Buffalo Surveying Corporation for Travis and Nicole Edeal to (1) vacate a tract of land comprising of Lots 1 through 11 inclusive, Block One, Lots 13 through 23 inclusive, Block One, Lots 1 through 4 inclusive, Block Two, Lots 1 through 8 inclusive, Block Three, Lots 1 through 12 inclusive, Block Four, all of Century Road, all of 9th Avenue, all of 10th Avenue and all of 40th Street, all in Honey Hill Estates Addition, an addition to the City of Kearney, Buffalo County, Nebraska, with said Lots, Blocks, Road, Avenues and Street in said Honey Hill Estates Addition and consider Ordinance No. 8194; and (2) rezone from District R-1, Urban Residential Single-Family District (Low Density) to District R-1, Urban Residential Single-Family District (Low Density) and District R-2, Urban Residential Mixed-Density District and District C-O, Office District property described as a tract of land being part of the Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska AND a tract of land being part of the East Half of the Southeast Quarter of the Southwest Quarter of Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (North of 39th Street and East of 11th Avenue and Century Road) and consider Ordinance No. 8195.
2. WITHDRAWN. Conduct a public hearing on the Application submitted by Buffalo Surveying Corporation for Travis and Nicole Edeal for an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from Low Density Residential to Neighborhood Mixed Use property described as a tract of land being part of

the Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska AND a tract of land being part of the East Half of the Southeast Quarter of the Southwest Quarter of Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (North of 39th Street and East of 11th Avenue and Century Road) and consider Resolution No. 2017-190.

3. WITHDRAWN. Conduct a public hearing on the Application submitted by Buffalo Surveying Corporation for Travis and Nicole Edeal for the Final Plat and Subdivision Agreement for Loyd Glen Estates, an addition to the City of Kearney, Buffalo County, Nebraska for property described as a tract of land comprising of Lots 1 through 3 inclusive, and part of Lot 4 and part of Lots 16 through 23 inclusive, Block One, Lots 1 through 4 inclusive, Block Two, Lots 1 through 8 inclusive, Block Three, part of Century Road, part of 9th Avenue, and part of 10th Avenue, all in Honey Hill Estates Addition, an addition to the City of Kearney, Buffalo County, Nebraska, with said Lots, Blocks, Road, and Avenues in said Honey Hill Estates Addition to be vacated, and being part of the East Half of the Southeast Quarter of the Southwest Quarter of Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (North of 39th Street and East of 11th Avenue and Century Road) and consider Resolution No. 2017-191.

IV. CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held November 14, 2017.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set December 12, 2017 at 5:30 p.m. as date and time for hearing on those applications where applicable.
4. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the Class C-122147 liquor license application and manager application for Jody Spilde submitted by Fox Creek Catering LLC, dba The Church Key located at 1912 Central Avenue.
5. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Michelle Rempel submitted by Cigarette Store Corp, dba Smoker Friendly/SF Liquors 16 located at 1325 2nd Avenue, Suite I in connection with their Class C-094153 liquor license.
6. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Matthew Nickerson submitted by Event Center Operations LLC, dba Tri City Events Center located at 609 Platte Road in connection with their Class CK-084864 liquor license.
7. Approve the application for a Special Designated License submitted by Kearney Steak Company, dba Whiskey Creek Steakhouse in connection with their Class IK-035628 catering liquor license to dispense alcoholic liquor inside The Archway located at 3060 East 1st Street on Saturday, December 16, 2017 from 5:00 p.m. until 12:00 a.m. for a Christmas party.

8. Adopt Resolution No. 2017-197 approving Application and Certificate for Payment No. 6 in the amount of \$705,011.19 submitted by Blessing, LLC and approved by Miller & Associates for the 2016 Part 3 Improvements for 56th Street from 4th Avenue to 19th Avenue and 17th Avenue from 50th Street to west City limits; AND 2013 Part 10 Improvements for Talmadge Street from 2nd Avenue to 4th Avenue.
 9. Adopt Resolution No. 2017-198 approving participation of the Kearney Volunteer Fire Department in the Volunteer Emergency Responders Incentive Act.
 10. Adopt Resolution No. 2017-199 approving Change Order No. 1 showing a decrease in the amount of \$796.00, Application and Certificate for Payment No. 3 in the amount of \$119,116.80 submitted by GD Concrete Construction, Inc. and approved by Oak Creek Engineering for the construction of a Vehicle Storage Building for Public Works.
 11. Adopt Resolution No. 2017-200 approving the Interlocal Cooperation Act Agreement Continuing the Kearney Area Solid Waste Agency.
 12. Approve the purchase of a 2018 Elgin Eagle Sweeper on a 2018 Freightliner M2 Chassis submitted by Nebraska Environmental Products under the National Joint Powers Alliance in the amount of \$221,315.10 to be used in Public Works/Transportation.
- * *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. Consider Ordinance No. 8197 amending the Kearney City Code by increasing the fine amount to \$500 for persons granted probation for a first offense DUI (or refusal) to correlate with Nebraska Revised Statutes under Section 8-617 "Chemical Tests; Refusal; Penalties" of Article 6 "Operation of Vehicles" of Chapter 8 "Police".

VI. REGULAR AGENDA

1. Consider approval of Ordinance No. 8198 authorizing the issuance of Public Safety Equipment Tax Anticipation Bonds of the City of Kearney, Nebraska, in the principal amount of \$425,000 for the purpose of paying the cost of purchasing new self-contained breathing apparatuses (SCBA) and related accessories and a vehicle fire training system, both to serve the City's fire department and related equipment along with miscellaneous costs associated therewith related; 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 - \$325.38 and NPPD - \$82,204.32.

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