

*Kearney, Nebraska
July 26, 2018
7:30 a.m.*

A special meeting of the City Council of Kearney, Nebraska, was convened in open and public session at 7:30 a.m. on July 26, 2018 in the Council Chambers at City Hall. Present were: Lauren Brandt, City Clerk; Council Members Randy Buschkoetter, Bruce Lear, Bob Lammers. Absent: Stanley A. Clouse, President of the Council and Council Member Jonathan Nikkila. Eric Hellriegel, Assistant City Manager, Mike Tye, City Attorney and Peggy Eynetich, Deputy City Clerk were also present.

Notice of the meeting was given in advance thereof by publication in the Kearney Hub, the designated method for giving notice, a copy of the proof of publication being attached to these minutes. Advance notice of the meeting was also given to the City Council and a copy of their acknowledgment or receipt of such notice is attached to these minutes. Availability of the Agenda was communicated in the advance notice and in the notice to the Mayor and City Council. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

ROUTINE BUSINESS

ANNOUNCEMENT

Vice-President Buschkoetter announced that in accordance with Section 84-1412 of the Nebraska Revised Statutes, a current copy of the Open Meetings Act is available for review and is posted in the room.

ORDINANCE NO. 8260 – ANNEXATION OF PROPERTY LOCATED NORTH OF TALMADGE STREET, SOUTH OF NORTH CHANNEL PLATTE RIVER AND WEST OF 6TH AVENUE

Vice-President Buschkoetter stated that Ordinance No. 8260 pertains to the annexation of property located North of Talmadge Street, South of North Channel Platte River and West of 6th Avenue. Most generally, the City Council generally suspends the rules requiring the reading of ordinances on three different days and moves for final passage. However, in accordance with Section 16-404 of the Nebraska Revised Statutes, "...such requirement shall not be suspended for any ordinance for the annexation of territory." The first reading was held on July 24, 2018 at 5:30 pm. and the second reading on July 25, 2018 at 7:30 a.m. This is the third and final reading of the ordinance.

Council Member Lammers moved that Ordinance No. 8260 annexing the following tract of land to be included within the corporate limits: an area of land being part of Government Lot 6 and accretion, part of Government Lot 7 and accretion, part of Government Lot 9 and accretion, and all of Lot 1 Gealy's Addition, a subdivision being part of Government Lot 6, all in Section 11, Township 8 North, Range 16 West of the 6th Principal Meridian, Buffalo County, Nebraska (North of Talmadge Street, South of North Channel Platte River and West of 6th Avenue), be placed on third and final reading by title and that the City Clerk be permitted to read Ordinance No. 8260 on its third and final reading. Council Member Lear seconded the motion to place Ordinance No. 8260 on third and final reading. Vice-President of the Council asked for discussion

or if anyone in the audience was interested in the ordinance. No one responded. Deputy City Clerk called the roll which resulted as follows: Aye: Lear, Lammers, Buschkoetter. Nay: None. Clouse and Nikkila absent. Deputy City Clerk read Ordinance No. 8260 by title on third and final reading.

ORDINANCE NO. 8260

An Ordinance Of The City Of Kearney, Nebraska, To Extend The Boundaries And Include Within The Corporate Limits Of, And To Annex To The City Of Kearney, Nebraska An Area Of Land Being Part Of Government Lot 6 And Accretion, Part Of Government Lot 7 And Accretion, Part Of Government Lot 9 And Accretion, And All Of Lot 1 Gealy's Addition, A Subdivision Being Part Of Government Lot 6, All In Section 11, Township 8 North, Range 16 West Of The 6th Principal Meridian, Buffalo County, Nebraska, Entirely Discussed And Described In The Metes And Bounds Legal Provided In Ordinance No. 8260; To Provide Service Benefits Thereto; To Confirm Zoning Classifications; To Repeal All Ordinances And Resolutions Or Parts Thereof In Conflict Herewith; And To Provide For Publication In Pamphlet Form By Authority Of The City Council And Effective Date Of This Ordinance.

Moved by Lear seconded by Buschkoetter that Ordinance No. 8260 be passed, approved and published as required by law. Roll call resulted as follows: Aye: Lammers, Buschkoetter, Lear. Nay: None. Clouse and Nikkila absent. Motion carried.

By reason of the roll call voted on the third reading and final passage of the ordinance, Ordinance No. 8260 is declared to be lawfully passed and adopted upon publication in pamphlet form and made available to the public at the Office of the City Clerk, the Kearney Police Department and the Kearney Public Library.

ADJOURN

Moved by Buschkoetter seconded by Lammers that Council adjourn at 7:32 a.m. Roll call resulted as follows: Aye: Lammers, Buschkoetter, Lear. Nay: None. Clouse and Nikkila absent. Motion carried.

ATTEST:

RANDY BUSCHKOETTER
VICE- PRESIDENT OF THE COUNCIL

LAUREN BRANDT
CITY CLERK