

# **KEARNEY CITY COUNCIL**

## **AGENDA**

**City Council Chambers, 18 East 22nd Street**

**June 25, 2019**

**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; Recognition of visitors.
  - a) Proclamation and Recognition of Olympian Katie Philpot.

### **II. UNFINISHED BUSINESS**

### **III. PUBLIC HEARINGS**

1. POSTPONED FROM JUNE 11, 2019. REMOVE FROM TABLE. Conduct a public hearing on the Application submitted by Miller & Associates for NP Land Development Inc., a Nebraska Corporation, to rezone from District AG, Agricultural District to District R-1, Urban Residential Single-Family District (Low Density) for property described as a tract of land being part of the Southeast Quarter of the Northwest Quarter, and part of Government Lot 2, also known as the Southwest Quarter of the Northwest Quarter of Section 19, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (East of Avenue N, between 65th Street Place and 67th Street) and consider Ordinance No. 8348.
2. POSTPONED FROM JUNE 11, 2019. REMOVE FROM TABLE. Conduct a public hearing on the Application submitted by Miller & Associates for NP Land Development Inc., a Nebraska Corporation for the Final Plat and amended Subdivision Agreement for Arbor View First, an addition to the City of Kearney, Buffalo County, Nebraska for property described as a tract of land being part of the Southeast Quarter of the Northwest Quarter, and part of Government Lot 2, also known as the Southwest Quarter of the Northwest Quarter of Section 19, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (East of Avenue N, between 65th Street Place and 67th Street) and consider Resolution No. 2019-93.
3. POSTPONED FROM JUNE 11, 2019. REMOVE FROM TABLE. Conduct a public hearing on the Application submitted by Miller & Associates for NP Land Development Inc., a Nebraska Corporation for the annexation of Arbor View First, an addition to the City of

Kearney, Buffalo County, Nebraska for property described as a tract of land being part of the Southeast Quarter of the Northwest Quarter, and part of Government Lot 2, also known as the Southwest Quarter of the Northwest Quarter of Section 19, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (East of Avenue N, between 65th Street Place and 67th Street) and consider Resolution No. 2019-94.

4. Conduct a public hearing to receive input from the public with regard to a comprehensive development project under CDBG 15-DTR-104.
5. Conduct a public hearing on the proposed acquisition for a Permanent Roadway, Sewer and Water Main Easement granted by Talmadge Jam, L.L.C. for an area of land being part of Government Lot 7, Section 11, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and consider Resolution No. 2019-98.

#### **IV. CONSENT AGENDA \***

1. Approve Minutes of Regular Meeting held June 11, 2019.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set July 9, 2019 at 5:30 p.m. as date and time for hearing on those applications where applicable.
4. Adopt Resolution No. 2019-99 approving Application and Certificate for Payment No. 2 in the amount of \$55,696.45 submitted by GD Concrete Construction, Inc. and approved by Miller & Associates for the CDBG Community Development Sidewalk Replacement Project for the construction of the sidewalk replacement involving the area of Avenue C to 5th Avenue and 16th Street north to the Union Pacific Rail Line.
5. Adopt Resolution No. 2019-100 approving Application and Certificate for Payment No. 2 in the amount of \$127,227.47 submitted by Blessing Construction and approved by Brungardt Engineering, LLC for 2018 Part 3 Improvements for Northridge Estates development including, the extension of 54th Street, beginning approximately 550 feet west of 17th Avenue and continuing 400 feet west to the city limits consisting of Paving Improvement District Nos. 2018-991, 2018-992, 2018-993, Water District Nos. 2018-589, 2018-590, 2018-591 and Sanitary Sewer Improvement District Nos. 2018-525, 2018-526, 2018-527.
6. Adopt Resolution No. 2019-101 approving Application and Certificate for Payment No. 2 in the amount of \$206,913.60 submitted by Dan Roeder Concrete, Inc. and approved by Miller & Associates for 2019 Part 1 Improvements; Younes Center Sixth in connection with Paving Improvement District Nos. 2019-996 and 2019-997 (Bid B).
7. Adopt Resolution No. 2019-102 approving Change Order No. 1 showing a decrease in the amount of \$9,768.50, Application and Certificate for Payment No. 2-Final in the amount of \$81,304.90, and accept the Certificate of Substantial Completion submitted by Dan Roeder Concrete and approved by Miller & Associates for 2018 Part 1 Improvements for the extension of 17th Street infrastructure, approximately 550 feet east of N Avenue continuing east to the intersection of P Avenue, consisting of Paving Improvement District

No. 2018-988 (Bid B).

8. Approve the recommendation from the Development Services Division on the annual renewal of L & M Mobile Home Park, 1110 Central Avenue manufactured home court license until May 31, 2020.
9. Approve the recommendation from the Development Services Division on extending the current license for East Lawn Mobile Homes Estates, 2900 and 3010 Grand Avenue an additional 60 days to correct the deficiencies.
10. Adopt Resolution No. 2019-103 approving Change Order No. 1 showing an increase in the amount of \$38,691.06 submitted by Gary Smith Construction Co., Inc. and approved by Miller & Associates for 2019 Asphalt Improvements for 29th Street from 2nd Avenue to 6th Avenue, 9th Avenue from 25th Street to 29th Street and 5th Avenue from 28th Street to 30th Street.
11. Adopt Resolution No. 2019-104 approving Application and Certificate for Payment No. 1 in the amount of \$16,648.65 submitted by Hellas Construction, Inc. and approved by Miller & Associates for Harvey Park Pickleball Court project.

\* *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. 8350 creating Paving Improvement District No. 2019-1000 for Yanney Avenue from the northwest corner of Lot 3, E.K. and Mary Yanney Heritage Park Second, thence easterly 250 feet to the northeast corner of Lot 3, thence southerly 248.84 feet to the South line of Lot 3, thence 598.54 feet westerly to the southwest corner of Government Lot 3 in Section 10, Township 8 North, Range 16 West, thence northerly 203.16 feet to the northwest corner of Government Lot 3, thence easterly 316 feet to the northwest corner of Lot 3, E.K. and Mary Yanney Heritage Park Second.
2. Approve Ordinance No. 8351 authorizing the deed of sale for a tract of land being part of the Northeast Quarter of the Northwest Quarter of Section 29, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (to be known as Lot 2, Tech One Second Subdivision, a subdivision being part of the North Half of the Northwest Quarter of Section 29, Township 9 North, Range 15 West, of the 6th P.M., Buffalo County, Nebraska, subject to approval and recording of the final plat for Tech One Second Subdivision, a subdivision being part of the North Half of the Northwest Quarter of Section 29, Township 9 North, Range 15 West, of the 6th P.M., Buffalo County, Nebraska) to Compute North NE05, LLC, a Delaware Limited Liability Company.

## **VI. REGULAR AGENDA**

1. Open Account Claim to Goodwill Industries - \$10.59 and NPPD - \$92,440.66.

## **VII. REPORTS**

## VIII. ADJOURN

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Vice-President Randy Buschkoetter  
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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](http://www.cityofkearney.org)