

Kearney, Nebraska
October 8, 2019
5:30 p.m.

A meeting of the City Council of Kearney, Nebraska, was convened in open and public session at 5:30 p.m. on October 8, 2019 in the Council Chambers at City Hall. Present were: Lauren Brandt, City Clerk; Council Members Randy Buschkoetter, Bruce Lear and Tami James Moore. Absent: Stanley A. Clouse, President of the Council and Jonathan Nikkila. Michael Morgan, City Manager; Michael Tye, City Attorney; Wendell Wessels, Director of Finance; Eric Hellriegel, Assistant City Manager; Tony Jelinek, Director of Utilities; Rod Wiederspan, Director of Public Works; Jason Koettters, Police Lieutenant; Jason Whalen, Fire Administrator; Shawna Erbsen, Administrative Services Director; Brenda Jensen, Development Services Director and Dan Lillis, Engineering Assistant II, were also present. Members of the media present included: Ryan Boyd with KGFW.

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.

I. ROUTINE BUSINESS

INVOCATION/MOMENT OF SILENCE

With the absence of a minister, the Council held a moment of silence.

PLEDGE OF ALLEGIANCE

Three Boy Scouts from Troop 158 led the Council members and audience in the Pledge of Allegiance.

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 on the wall of the Council Chambers.

ORAL COMMUNICATIONS

There was no Oral Communications.

II. UNFINISHED BUSINESS

There was no Unfinished Business.

III. PUBLIC HEARINGS

CONDITIONAL USE PERMIT TO USCOC NEBRASKA/KANSAS, LLC FOR 1808 2ND AVENUE

Vice-President Buschkoetter opened the public hearing on the Application submitted by Schug Ventures for USCOC Nebraska/Kansas, LLC for a Conditional Use Permit as provided in Paragraph H of Section 46-110 "Telecommunications Towers" of Chapter 46 "Supplemental Use Regulations" of the City Code to co-locate telecommunications equipment for wireless communications on property zoned District M-1, Limited Industrial District and described as Lot 781, Original Town of Kearney Junction, now City of Kearney, Buffalo County, Nebraska (1808 2nd Avenue). However, at the request of the City Clerk and the Applicant, this item will be postponed until the October 22, 2019 City Council meeting.

Moved by Moore seconded by Lear to postpone until October 22, 2019 the Application submitted by Schug Ventures for USCOC Nebraska/Kansas, LLC for a Conditional Use Permit as provided in Paragraph H of Section 46-110 "Telecommunications Towers" of Chapter 46 "Supplemental Use Regulations" of the City Code to co-locate telecommunications equipment for wireless communications on property zoned District M-1, Limited Industrial District and described as Lot 781, Original Town of Kearney Junction, now City of Kearney, Buffalo County, Nebraska (1808 2nd Avenue). Roll call resulted as follows: Aye: Lear, Moore, Buschkoetter. Nay: None. Clouse and Nikkila absent. Motion carried.

DEVELOPMENT OF HAWTHORNE HEIGHTS LOCATED ONE HALF MILE NORTH OF 56TH STREET ON 46TH AVENUE

Vice-President Buschkoetter opened the public hearings on the Applications submitted by Trenton Snow for Blue Water Investments, LLC by Jim Nickman to 1) rezone from District AG, Agricultural District to District RR-1, Rural Residential District (Rural Standards) and 2) Final Plat for Hawthorne Heights, a subdivision being the North Half of the Northeast Quarter of the Southeast Quarter of Section 20, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska for property described as the North Half of the Northeast Quarter of the Southeast Quarter of Section 20, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (One Half Mile North of 56th Street on 46th Avenue). However, with the absence of Council members Clouse and Nikkila, Ordinance No. 8380 cannot be suspended and can either be placed on first reading or postponed to a future Council meeting.

Moved by Lear seconded by Buschkoetter to postpone Public Hearings 2 and 3 pertaining to the development of Hawthorne Heights located One Half Mile North of 56th Street on 46th Avenue to a Special City Council Meeting scheduled for October 15, 2019 at 5:30 p.m. in the Council Chambers. Roll call resulted as follows: Aye: Moore, Buschkoetter, Lear. Nay: None. Clouse and Nikkila absent. Motion carried.

DEVELOPMENT OF POLLAT ACRES LOCATED AT 27TH STREET FROM DOVE HILL AVENUE TO 72ND AVENUE

Vice-President Buschkoetter opened the public hearings on the Applications submitted by Trenton Snow for Roger D. Pollat Revocable Trust by Jan Pollat, for 1) the Final Plat for Pollat Acres, and 2) rezone from District AG, Agricultural District to District RR-1, Rural Residential District (Rural Standards) for property to be described as Lots 3 and 4, Pollat Acres located at 27th Street from Dove Hill Avenue to 72nd Avenue. However, with the absence of Council members Clouse and Nikkila, Ordinance No. 8380 cannot be suspended and can either be placed on first reading or postponed to a future Council meeting.

Moved by Buschkoetter seconded by Moore to postpone Public Hearings 4 and 5 pertaining to the development of Pollat Acres located at 27th Street from Dove Hill Avenue to 72nd Avenue to a Special City Council Meeting scheduled for October 15, 2019 at 5:30 p.m. in the Council Chambers. Roll call resulted as follows: Aye: Moore, Buschkoetter, Lear. Nay: None. Clouse and Nikkila absent. Motion carried.

IV. CONSENT AGENDA

Moved by Moore seconded by Lear that Subsections 1 through 9 of Consent Agenda Item IV be approved. Roll call resulted as follows: Aye: Buschkoetter, Lear, Moore. Nay: None. Clouse and Nikkila absent. Motion carried.

1. Approve Minutes of Regular Meeting held September 24, 2019.
2. Approve the following Claims:

PS	Personnel Services
SMCS	Supplies, Materials & Contractual Services
ER	Equipment Rental
CO	Capital Outlay
DS	Debt Service

Ables,P-\$40.77-smcs; Acme Rentals-\$294.43-smcs; Agri Coop-\$3,202.83-smcs; Alfred Benesch-\$1,246.74-co; Amazon-\$2,075.10-smcs; Ask Supply-\$534.53-smcs; Aten,L-\$49.62-smcs; Aurora Coop-\$75.12-smcs; Awards Plus-\$244.00-smcs; Babbitt,D-\$40.62-smcs; Baker & Taylor-\$5,191.35-smcs; Banks,S-\$61.77-smcs; Beacon Athletics-\$275.00-smcs; Biddlecome,M-\$33.20-smcs; Blackstone Publishing-\$736.68-smcs; BlueCrossBlueShield-\$28,977.55-smcs; Books Galore-\$347.18-smcs; Bosselman-\$47,920.60-smcs; Brandow,A -\$44.99-smcs; Brandt,L-\$194.55-smcs; Bridgett Lavene Consulting-\$2,500.00-smcs; Brown,C-\$34.75-smcs; Bruner,S-\$45.17-smcs; Buffalo Co. Sheriff-\$175,175.00-smcs; Builders-\$467.27-smcs,co; Buysm Sod-\$562.08-smcs; Carp Bode Subs -\$15.98-smcs; Cash-Wa-\$2,395.93-smcs; Chadek,S-\$49.58-smcs; Chase,B-\$148.50-smcs; Chesterman-\$995.60-smcs; Christensen,K-\$108.00-smcs; CIGNA-\$7,675.56-smcs; City of Kearney-\$420,544.68-smcs,ps; Civic Plus-\$3,648.17-smcs; Coldspring-\$233.10-smcs; Comm. Health Agencies-\$100.00-ps; Comm. Service Fund-\$58.00-ps; Cone,R-\$11.23-smcs; Connor,A-\$44.75-smcs; Conroy,B-\$134.20-smcs; Copperhead Prop.-\$27.62-smcs; Credit Mgmt.-\$202.79-ps; Crouch Recreation-\$825.00-smcs; Culver,G-\$45.75-smcs; Cutter & Buck-\$488.67-smcs; D&M Security-\$70.50-smcs;

Dan Roeder Concrete-\$200,635.20-co; Dana,M-\$52.92-smcs; Denker,C-\$50.19-smcs; Depository Trust-\$79,008.75-ds; Dept. of Education-\$320.82-ps; Derr,T-\$43.00-smcs; Dickerson,P-\$1.20-smcs; Diessner Const.-\$191.76-smcs; Dietz,D-\$8.06-smcs; Dostal,B-\$135.00-smcs; DPC Industries -\$6,292.05-smcs; DRGT-Sorensen-\$45.17-smcs; Duran,C-\$37.47-smcs; Eagle Distributing-\$724.50-smcs; Eakes-\$663.63-smcs; Economic Dev. Council-\$175,000.00-smcs; Eirich,T-\$148.50-smcs; Elder,E-\$135.00-smcs; Exhunting-\$82.14-smcs; Falk,B-\$375.36-smcs; Family Practice Assoc.-\$3,173.00-ps; Farmers Union-\$360.00-smcs; Flaherty,T-\$144.00-smcs; Fountain Hills-\$70.81-smcs; Fox,R-\$100.00-smcs; Gale Research-\$65.99-smcs; Gametime-\$246.80-co; Gangwish,C-\$44.92-smcs; GD Concrete Const.-\$44,347.50-co; Gracia-Gonzalez,P-\$34.88-smcs; Guthrie,C-\$48.01-smcs; Hahn,S-\$104.50-smcs; Hamling,S-\$46.85-smcs; Hansen,T-\$42.99-smcs; Hawk,C-\$35.27-smcs; Hisey,S-\$55.96-smcs; HM Life Insurance-\$54,789.13-smcs; Hoelsing,B-\$32.94-smcs; Hometown Leasing-\$688.64-smcs; ICMA-\$6,131.88-ps; Infinisource-\$2,670.00-smcs; Integrated Security-\$3,624.00-smcs; IRS-\$160,886.56-ps; Jack Lederman-\$40.00-smcs; Karlberg,T-\$54.01-smcs; Karr,C-\$54.21-smcs; Kearney Area Pagan Pride-\$100.00-smcs; Kearney Crete & Block-\$2,039.79-co; Kearney Plaza Homes-\$45.17-smcs; Kearney Rental Pros-\$45.17-smcs; Klosterman,J-\$104.50-smcs; Knaggs Const.-\$14.90-smcs; Konica Minolta-\$1,064.08-smcs; La Vista Police Dept.-\$400.00-smcs; Leach,L-\$2.10-smcs; League of NE Municipalities-\$47,572.00-smcs; Lewis,E-\$60.10-smcs; Linner,J-\$55.17-smcs; Lockmobile-\$160.90-smcs; Londer,P-\$29.78-smcs; Lombard,J-\$28.06-smcs; Lyons,L-\$12.00-smcs; Magic Cleaning-\$6,650.00-smcs; Malone,D-\$47.58-smcs; Markley,J-\$110.00-smcs; McElhinney-\$9.02-smcs; Mead Lumber-\$137.52-co; Menards-\$54.08-smcs,co; Mid-NE Garage Doors-\$150.00-smcs; Midwest Connect-\$7,725.38-smcs; Milco Environmental-\$8,050.69-smcs; Miller & Associates-\$7,933.46-co; Miller Signs-\$835.00-smcs; Moore & O'Connor-\$40.64-smcs; Morris Press-\$898.00-smcs; Mostek Electric-\$1,310.99-smcs; Murphy Equipment-\$1,283.44-smcs; NE Chapter IAEI-\$350.00-smcs; NE Child Support Pymt-\$2,287.35-ps; NE Crane-\$1,717.47-smcs; NE Dept of Revenue-\$122,489.55-smcs,ps; NE Dept. of Vet's Affairs-\$250,000.00-smcs; NE Public Health-\$2,025.00-smcs; NE Safety & Fire Equip.-\$615.00-smcs; Newman,T-\$19.19-smcs; Novak,D-\$64.47-smcs; NP Construction-\$38.38-smcs; Office Depot-\$355.03-smcs; O'Keefe Elevator-\$447.65-smcs; Paramount-\$151.24-smcs; Patterson,E-\$56.80-smcs; Patton,C-\$52.56-smcs; Paulsen,A-\$25.62-smcs; Payflex-\$548.25-sms,ps; Peters,H-\$27.54-smcs; Platte Valley Laboratories-\$62.50-smcs; Pohlman,K-\$6.42-smcs; Presto-X-\$361.00-smcs; Pulliam, Ric-\$148.50-smcs; Ready Mixed Concrete-\$975.00-smcs; Recorded Books-\$443.07-smcs; Reimers,J-\$67.30-smcs; Reyes,H -\$36.48-smcs; Reyes,V-\$75.06-smcs; Ritchie,D-\$77.31-smcs; Romjue,D-\$29.83-smcs; Rutt's Heating-\$2,177.20-smcs; Sanchez,T-\$37.96-smcs; Sapp Brothers-\$19,054.02-smcs; Schroer,J-\$155.00-smcs; See Clear Cleaning-\$1,600.00-smcs; Shredding Solutions-\$45.00-smcs; Sign Center-\$289.40-smcs; Signit-\$105.00-smcs; Simpkins,L-\$40.00-smcs; Sirsi Corporation-\$28,238.94-smcs; Sisson,J-\$61.00-smcs; Smith,A-\$19.03-smcs; Smith,S-\$100.00-smcs; SOS Potable Toilets-\$295.00-smcs; Stachura,A-\$31.01-smcs; Stadler,A-\$29.89-smcs; Star Homes-\$277.65-smcs; Starostka Rentals-\$65.17-smcs; State of NE/DAS-\$14.70-smcs; Steinbrink's Landscaping-\$240.00-smcs; Strategic Materials-\$499.70-smcs; TCH-\$368.34-smcs; Thompson,K-\$128.10-smcs; Thorell,R-\$38.90-smcs; Traffic Control-\$10,540.00-smcs; Tye & Rowling-\$13,937.27-smcs; Union Bank-\$82,082.21-ps; United Way-\$438.42-ps; Village Cleaners-\$392.40-smcs; Villarreal,J-\$105.00-smcs; VW Golf-\$110.47-smcs; Weber,A-\$53.46-smcs; Whalen,J-\$148.50-smcs; Wirth,J-\$41.65-smcs; Wood,R-\$42.99-smcs; Yant Equipment-\$2,285.00-smcs;

Yount,R-\$45.00-smcs; Zimbleman,L-\$47.38-smcs; Payroll Ending 09/28/2019 -- \$499,194.70. The foregoing schedule of claims is published in accordance with Section 19-1102 of the Revised Statutes of Nebraska, and is published at an expense of \$_____ to the City of Kearney.

3. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the Class CK-123035 liquor license application and manager application for Abigail Lewis submitted by Vee Arena LLC dba Viaero Center located at 609 Platte Road.

4. Adopt Resolution No. 2019-182 appointing the term vacated by Candi Wolfe on the Kearney Housing Agency.

RESOLUTION NO. 2019-182

WHEREAS, Resolution No. 2005-96 calls for Citizen Board/Commission member appointments to be made by resolution submitted by the Mayor to the City Council for final approval; and

WHEREAS, one vacancy currently exists on the Kearney Housing Agency.

NOW, THEREFORE, BE IT RESOLVED by the Vice-President and Council of the City of Kearney, Nebraska, that the following person, as proposed by the Mayor of the City of Kearney, Nebraska, is hereby appointed to fulfill the vacated term as indicated:

KEARNEY HOUSING AGENCY

Nikki Hall appointed to fulfill the term vacated by Candi Wolfe to July 31, 2021.

BE IT FURTHER RESOLVED that this resolution shall be in full force and effect from and after its adoption.

PASSED AND APPROVED THIS 8TH DAY OF OCTOBER, 2019.

ATTEST:
LAUREN BRANDT
CITY CLERK

RANDY BUSHCKOETTER
VICE-PRESIDENT OF THE COUNCIL

5. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Liam Mendoza Dalling submitted by Angus Burger & Shakes LLC dba Angus Burger & Shakes located at 421 Talmadge Road, Suite 3 in connection with their Class CG 122522 liquor license.

6. Adopt Resolution No. 2019-183 approving Change Order No. 1 showing a decrease in the amount of \$106.50, Application and Certificate for Payment No. 1-Final in the amount of \$59,098.50, and accept the Certificate of Substantial Completion submitted by Nielsen Contracting, Inc. and approved by Miller & Associates for the 2019 Part 4 Improvements for Paving Improvement District No. 2019-995 for 19th Street from the southeast corner of Lot 770, thence northerly 131 feet, thence westerly 140 feet, thence southerly 346 feet, thence easterly 130 feet thence northerly 185 feet, thence easterly 10 feet, thence northerly 30 feet to the point of beginning, all in Original Town Kearney Junction.

RESOLUTION NO. 2019-183

WHEREAS, Nielsen Contracting, LLC of Kearney, Nebraska has performed services in connection with the 2019 Part 4 Improvements for Paving Improvement District No. 2019-995 for 19th Street from the southeast corner of Lot 770, thence northerly 131 feet, thence westerly 140 feet, thence southerly 346 feet, thence easterly 130 feet thence northerly 185 feet, thence easterly 10 feet, thence northerly 30 feet to the point of beginning, all in Original Town Kearney Junction, and the City's engineer, Miller & Associates, have filed with the City Clerk Change Order No. 1 showing a decrease to the contract sum in the amount of \$106.50 as shown on Exhibit "A" attached hereto and made a part hereof by reference; and

WHEREAS, Nielsen Contracting, LLC and Miller & Associates have filed with the City Clerk Application and Certificate for Payment No. 1-Final in the amount of \$59,098.50 as shown on Exhibit "B" attached hereto and made a part hereof by reference and as follows:

Original Contract Sum	\$59,205.00
Change Order No. 1 (10-8-19)	- 106.50
Contract Sum To Date	59,098.50
Gross Amount Due	59,098.50
Retainage (0%)	.00
Amount Due to Date	59,098.50
Less Previous Certificates for Payment	0.00
Current Payment Due	\$59,098.50

WHEREAS, the Engineer and Contractor have now certified to the City Clerk that work is completed as of September 23, 2019, as shown by Exhibit "C" attached hereto and made a part hereof by reference.

NOW, THEREFORE, BE IT RESOLVED by the Vice-President and Council of the City of Kearney, Nebraska, and hereby find and determine that Change Order No. 1, as shown on Exhibit "A", Application and Certificate for Payment No. 1-Final, as shown on Exhibit "B" and the Certificate of Substantial Completion as shown on Exhibit "C" be and are hereby accepted and approved.

PASSED AND APPROVED THIS 8TH DAY OF OCTOBER, 2019.

ATTEST:
LAUREN BRANDT
CITY CLERK

RANDY BUSHCKOETTER
VICE-PRESIDENT OF THE COUNCIL

7. Adopt Resolution No. 2019-184 approving Change Order No. 2 showing a decrease in the amount of \$3,200, Application and Certificate for Payment No. 4-Final in the amount of \$16,956.90 and Certificate of Substantial Completion submitted by Hellas Construction, Inc. and approved by Miller & Associates for Harvey Park Pickleball Court project.

RESOLUTION NO. 2019-184

WHEREAS, Hellas Construction, Inc. of Austin, Texas has performed services in connection with the Harvey Park Pickleball Court Project, and the City's engineer, Miller & Associates, have filed with the City Clerk Change Order No. 2 showing a decrease to the contract sum in the amount of \$3,200.00 as shown on Exhibit "A" attached hereto and

made a part hereby of reference; and

WHEREAS, Hellas Construction, Inc. and Miller & Associates have filed with the City Clerk Application and Certificate for Payment No. 4-Final in the amount of \$16,956.90 as shown on Exhibit "B" attached hereto and made a part hereof by reference and as follows:

Original Contract Sum	\$ 198,489.00
Change Order No. 1 (7/23/19)	+ 3,080.00
Change Order No. 2 (10/08/19)	- 3,200.00
Contract Sum To Date	198,369.00
Gross Amount Due	198,369.00
Retainage (0%)	- 0.00
Amount Due to Date	198,369.00
Less Previous Certificates for Payment	- 181,412.10
Current Payment Due	\$ 16,956.90

WHEREAS, the Engineer and Contractor have now certified to the City Clerk that work is completed as of July 22, 2019, as shown by Exhibit "C" attached hereto and made a part hereof by reference.

NOW, THEREFORE, BE IT RESOLVED by the Vice-President and Council of the City of Kearney, Nebraska, and hereby find and determine that Change Order No. 2, as shown on Exhibit "A", Application and Certificate for Payment No. 4-Final, as shown on Exhibit "B" and the Certificate of Substantial Completion as shown on Exhibit "C" be and are hereby accepted and approved.

PASSED AND APPROVED THIS 8TH DAY OF OCTOBER, 2019.

ATTEST:
LAUREN BRANDT
CITY CLERK

RANDY BUSHCKOETTER
VICE-PRESIDENT OF THE COUNCIL

8. Adopt Resolution No. 2019-185 approving Application for Payment No. 5 in the amount of \$53,374.80 submitted by Midlands Contracting, Inc. and approved by Miller & Associates for 2019 Part 1 Improvements; Younes Center Sixth Addition for the construction of water and sewer infrastructure (Bid A).

RESOLUTION NO. 2019-185

WHEREAS, Midlands Contracting of Kearney, Nebraska has performed services in connection with 2019 Part 1 Improvements; Younes Center Sixth Addition for construction of water and sewer infrastructure (Bid A), and the City's engineer, Miller & Associates, have filed with the City Clerk Application and Certificate for Payment No. 5 in the amount of \$53,374.80 as shown on Exhibit "A" attached hereto and made a part hereof by reference and as follows:

Original Contract Sum	\$ 1,302,048.00
Change Order No. 1 (5-28-19)	+ 0.00
Change Order No. 2 (5-28-19)	+ 73,286.00
Change Order No. 3 (7-23-19)	+ 58,528.00
Contract Sum To Date	1,433,862.00
Gross Amount Due	1,222,159.71
Retainage (10%)	- 61,107.99

Amount Due to Date	1,161,051.73
Less Previous Certificates for Payment	<u>- 1,107,676.93</u>
Current Payment Due	\$ 53,374.80

NOW, THEREFORE, BE IT RESOLVED by the Vice-President and Council of the City of Kearney, Nebraska, and hereby find and determine that Application and Certificate for Payment No. 5, as shown on Exhibit "A" be and are hereby accepted and approved.

PASSED AND APPROVED THIS 8TH DAY OF OCTOBER, 2019.

ATTEST:
LAUREN BRANDT
CITY CLERK

RANDY BUSHCKOETTER
VICE-PRESIDENT OF THE COUNCIL

9. Adopt Resolution No. 2019-186 approving the revised Kearney Public Library Policy Manual as recommended by the Library Advisory Board.

RESOLUTION NO. 2019-186

WHEREAS, the "Policy Manual for the Kearney Public Library and Information Center" of the Kearney Public Library and Information Center was adopted on September 12, 2006 by Resolution No. 2006-156; and

WHEREAS, in 2008 the Library Advisory Board determined it was necessary to revamp the entire policy and brought forward a new policy which was adopted by the City Council by Resolution No. 2008-57 on April 8, 2008; and

WHEREAS, on April 10, 2012, April 13, 2015 and again on May 23, 2017 the Council approved the revised policy by Resolution Nos. 2012-59, 2015-74 and 2017-85 respectively; and

WHEREAS, the Library Advisory Board has made some changes and is recommending the City Council approve the changes and adopt the revised policy.

NOW, THEREFORE, BE IT RESOLVED by the Vice-President and Council of the City of Kearney, Nebraska, that the recommendation from the Library Advisory Board, on adopting a revised Kearney Public Library Policy Manual, a copy marked as Exhibit "A", attached hereto and made a part hereof, be and is hereby adopted.

BE IT FURTHER RESOLVED that the revised policy adopted in 2017 by Resolution No. 2017-85 be and is hereby repealed in its entirety.

PASSED AND APPROVED THIS 8TH DAY OF OCTOBER, 2019.

ATTEST:
LAUREN BRANDT
CITY CLERK

RANDY BUSHCKOETTER
VICE-PRESIDENT OF THE COUNCIL

V. CONSENT AGENDA ORDINANCES

None.

VI. REGULAR AGENDA

OPEN ACCOUNT CLAIMS

Moved by Lear seconded by Buschkoetter that the Open Account Claim in the amount of

\$162.05 payable to Stanley Clouse be allowed. Roll call resulted as follows: Aye: Moore Buschkoetter, Lear. Nay: None. Clouse and Nikkila absent. Motion carried.

However, due to only having quorum, the open account claim to Tami in the amount of \$190.80 shall be postponed for action at the October 22, 2019 City Council meeting.

VII. REPORTS

Michael Morgan, City Manager, reported on Mayor Clouse's behalf that after receiving information, research, and further information on Grand Island's past action involving vaping, the Kearney City Council will hold off on any vaping action as they strongly suspect there will be action occurring in the State of Nebraska Legislature. This stance is similar to how topics such as smoking policies were handled in the past and the Kearney City Council has traditionally taken the position that they do not want to be more stringent than state law.

VIII. ADJOURN

Moved by Buschkoetter seconded by Moore that Council adjourn at 5:36 p.m. Roll call resulted as follows: Aye: Moore, Buschkoetter, Lear. Nay: None. Clouse and Nikkila absent. Motion carried.

ATTEST:

RANDY BUSCHKOETTER
VICE-PRESIDENT OF THE
COUNCIL

LAUREN BRANDT
CITY CLERK