

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

November 12, 2019

5:30 p.m.

I. ROUTINE BUSINESS

1. Invocation by Pastor Adrian Boykin.
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. **POSTPONED SINCE OCTOBER 8, 2019. REMOVE FROM TABLE.** Conduct a public hearing on the Application submitted by Schug Ventures for USCOC of 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) and consider Ordinance No. 8380.
2. Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. for Marcile Woodward, Trustee, to rezone from District AG, Agricultural District to District RR-2, Rural Residential District (Intermediate Standards) for property described as a tract of land being part of the South Half of the South Half of the Southeast Quarter of the Northeast 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 and West of 46th Avenue) and consider Ordinance No. 8386.
3. Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. for Marcile Woodward, Trustee, for the Final Plat for Woodward 46th Avenue Subdivision, a subdivision being the South Half of the South Half of the Southeast Quarter of the Northeast Quarter of Section 20, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska for property described as the South Half of the South Half of the Southeast Quarter of the Northeast 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 and West of 46th Avenue) and consider Resolution No. 2019-197.

4. Conduct a public hearing on the Application submitted by Graczyk Lawn and Landscape for Graczyk Properties, LLC, to rezone from District C-2, Community Commercial District to District C-3/PD, General Commercial/Planned Development Overlay District for property described as Lots 1 and 2 (to be vacated), Tacha Addition, an addition to the City of Kearney, Buffalo County, Nebraska (Northwest of 11th Street and 30th Avenue intersection) and consider Ordinance No. 8387.
5. Conduct a public hearing on the Applications submitted by Graczyk Lawn and Landscape for Graczyk Properties, LLC, to (1) vacate Lots 1, 2 and 3, Tacha Addition, an addition to the City of Kearney, Buffalo County, Nebraska and consider Ordinance No. 8388; and (2) the Final Plat and Subdivision Agreement for Graczyk Addition, an addition to the City of Kearney, Buffalo County, Nebraska for property described as a tract of land being Lots 1, 2 and 3, Tacha Addition, an addition to the City of Kearney, Buffalo County, Nebraska (to be vacated), and being part of the Southeast Quarter of the Southeast Quarter of Section 4, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (Northwest of 11th Street and 30th Avenue intersection) and consider Resolution No. 2019-198.
6. Conduct a public hearing on the Application submitted by Graczyk Lawn and Landscape for Graczyk Properties, LLC for Planned District Development Plan Approval for the proposed construction of a warehouse office building and bulk material storage building on property to be zoned District C-3/PD, General Commercial/Planned Development Overlay District and described as a Lot 1, Graczyk Addition, an addition to the City of Kearney, Buffalo County, Nebraska (Northwest of 11th Street and 30th Avenue intersection) and consider Resolution No. 2019-199.
7. Conduct a public hearing on the Application submitted by Miller & Associates for KPT&G, LLC, to rezone from District AG, Agricultural District to District R-3/PD, Urban Residential Multi-Family (Medium Density)/Planned Development Overlay District for property described as a tract of land being a part of Government Lot 3 of Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (South of 11th Street, West of Yanney Avenue and East of 22nd Avenue) and consider Ordinance No. 8389.
8. Conduct a public hearing on the Application submitted by Miller & Associates for KPT&G, LLC, for the Final Plat and Subdivision Agreement for Western Nebraska Property Development Third Addition, an addition to the City of Kearney, Buffalo County, Nebraska for property described as a tract of land being a part of Government Lot 3 of Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (South of 11th Street, West of Yanney Avenue and East of 22nd Avenue) and consider Resolution No. 2019-200.
9. Conduct a public hearing on the Application submitted by Miller & Associates for KPT&G, LLC, for the annexation of Western Nebraska Property Development Third Addition, an addition to the City of Kearney, Buffalo County, Nebraska for property described as a tract of land being a part of Government Lot 3 of Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (South of 11th Street, West of Yanney Avenue and East of 22nd Avenue) and consider Resolution No. 2019-201.

10. Conduct a public hearing on the Application submitted by Bart Thomsen for GCP II Kearney Senior Living, LLC a/k/a KPT&G, LLC for Planned District Development Plan Approval for the proposed construction of a senior living facility on property to be zoned District R-3/PD, Urban Residential Multi-Family (Medium Density)/Planned Development Overlay District and described as Lot 1, Western Nebraska Property Development Third Addition, an addition to the City of Kearney, Buffalo County, Nebraska (South of 11th Street, West of Yanney Avenue and East of 22nd Avenue) and consider Resolution No. 2019-202.
11. Conduct a public hearing on the proposed acquisition of an interest in real property by purchase of a tract of land being part of the Northwest Quarter of Section 1, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska, more particularly described as follows: Beginning at the northeast corner of the Northwest 1/4 of said Section 1 and assuming the east line of said Northwest 1/4 as bearing S 00°07'00" E and all bearings contained herein are relative thereto; thence S 00°07'00" E on the aforesaid east line a distance of 2637.44 feet to the southeast corner of said Northwest 1/4; thence N 89°54'43" W on the south line of said Northwest 1/4 a distance of 2639.09 feet to the southwest corner of said Northwest 1/4; thence N 00°02'08" W on the west line of said Northwest 1/4 a distance of 120.00 feet; thence S 89°54'43" W parallel with and 120.00 feet northerly of the aforesaid south line a distance of 2000.00 feet; thence N 00°07'00" W parallel with the aforesaid east line a distance of 120.00 feet; thence N 48°00'42" E a distance of 488.72 feet to a point 270.00 feet westerly of, as measured at right angles to, the aforesaid east line; thence N 00°07'00" W parallel with and 270.00 feet westerly of the aforesaid east line a distance of 2070.00 feet to a point on the north line of said Northwest 1/4; thence S 89°53'58" E a distance of 270.00 feet to the place of beginning, containing 25.53 acres, more or less, of which 0.30 acres, more or less, are presently being used for road purposes on the north and west sides, all in Buffalo County, Nebraska and consider Resolution No. 2019-203.

IV. CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held October 22, 2019.
2. Approve the Claims.
3. Approve the Plans and Specifications for the Harmon Park Pool Slide Replacement and set the bid opening date for December 10, 2019 at 2:00 p.m.
4. Accept the Proposals received for the installation of a new generator at the Law Enforcement Center and award the Proposal submitted by Ensley Electrical Services in the amount of \$402,680.00.
5. Approve the purchase of a 2020 Chevrolet Silverado 3500HD 4WD Crew Cab Work Truck, with Boss Snow Plow package and Tommy Lift Gate in the amount of \$55,116.00 submitted by Sid Dillion Fleet under the Nebraska State Bid to be used by the Fire Department.
6. Adopt Resolution No. 2019-204 appointing City employee Brandon Shafto (License No. S-1572, Class B) to continue serving until further notice as the City Street Superintendent with regard to requirements and duties with the Nebraska Department of Transportation as he has served in this capacity since November 6, 2015.

7. Adopt Resolution No. 2019-205 disposing of four vacant City owned properties described as Lots 1, 2, 3 and 4, all in Lake Villa Estates 3rd Addition and authorizing the sale of each property.
 8. Accept the Proposals received for the purchase and on-site training of an air curtain wood waste burner at the Kearney Area Solid Waste Agency Landfill and award the Proposal submitted by Air Burner Inc. in the amount of \$132,917.00.
 9. Accept the Bids received for the purchase of a new fire pumping apparatus to be used by the Kearney Fire Department and award the Bid submitted by Pierce Manufacturing, Inc. in the amount of \$603,786.00.
 10. Adopt Resolution No. 2019-206 approving the Developer Constructed Infrastructure Agreement for Fuller and Daley Third Addition between the City of Kearney and Marc Willis, President of Willis Storage, LLC, a Nebraska Limited Liability Company and Scott Kruger, Private Owner, and Dennis Kenyon, Member of ProSelect, Inc., a Nebraska Company for the construction of paving, water main, sanitary sewer main and storm sewer for Fuller and Daley Third Addition, an addition to the City of Kearney, Buffalo County, Nebraska.
- * *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 *

VI. REGULAR AGENDA

1. Receive an update from Two Rivers Public Health Department as presented by Health Director, Jeremy Eschliman.
2. Open Account Claim to NPPD - \$1,545.18.

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
308-389-8770 office
citycouncil@kearneygov.org

Council Member Tami James Moore
704 10th Avenue
440-6992 cell
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