

**Kearney, Nebraska**

**November 26, 2019**

**8:00 a.m. (due to impending emergency inclement weather, the original meeting time of 5:30 p.m. was changed on November 25, 2019)**

A meeting of the City Council of Kearney, Nebraska that was to convene at 5:30 p.m. on November 26, 2019 was instead convened in open and public session at 8:00 a.m. on November 26, 2019 in the Council Chambers at City Hall due to impending severe winter weather. Emergency Notices were posted at City Hall, Fire Station #1, the Law Enforcement Center and the Kearney Public Library on November 25, 2019. In addition, members of local media outlets were notified and a notice was posted on social networks on November 25, 2019. Present were: Stanley A. Clouse, President of the Council; Lauren Brandt, City Clerk; Council Members Bruce Lear, Tami James Moore and Jonathan Nikkila. Absent: Randy Buschkoetter. Michael Morgan, City Manager; Michael Tye, City Attorney; Wendell Wessels, Director of Finance; Rod Wiederspan, Director of Public Works and Bryan Waugh, Chief of Police 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.

## **I. ROUTINE BUSINESS**

### **INVOCATION/MOMENT OF SILENCE**

Pastor Mitch Ivey provided the Invocation.

### **PLEDGE OF ALLEGIANCE**

Council members led the audience in the Pledge of Allegiance.

### **ANNOUNCEMENT**

Mayor Clouse 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**

#### **RECEIVE INPUT REGARDING PROGRESS OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) 16-CD-103**

Mayor Clouse stated due to the amended meeting time, staff has recommended to postpone until December 10, 2019 the public hearing to receive input from the public on the progress of Community Development Block Grant (CDBG) 16-CD-103 for community/ economic development activities be postponed to

Moved by Nikkila seconded by Moore to postpone until December 10, 2019 Public Hearing 1 to receive input from the public with regard to the progress of Community Development Block Grant (CDBG) 16-CD-103 for community/ economic development activities. Roll call resulted as follows: Aye: Clouse, Lear, Nikkila, Moore. Nay: None. Buschkoetter absent. Motion carried.

### **IV. CONSENT AGENDA**

Moved by Moore seconded by Lear that Subsections 1 through 11 of Consent Agenda Item IV be approved. Roll call resulted as follows: Aye: Clouse, Nikkila, Moore, Lear. Nay: None. Buschkoetter absent. Motion carried.

1. Approve Minutes of Regular Meeting held November 12, 2019.

2. Approve the following Claims:

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

1000bulbs.com-\$290.18-smcs; 10-S Tennis Supply-\$82.93-smcs; 24hourwristbands.com-\$64.00-smcs; 4imprint-\$263.67-smcs; Accuquilt-\$674.44-smcs; Acushnet-\$770.91-smcs; Adobe-\$304.99-smcs; Advance Auto Parts-\$230.96-smcs; Agri Coop-\$1,594.75-smcs; Air Science-\$149.81-smcs; Alephobjectslulzbot-\$125.93-smcs; All Fuses-\$151.70-smcs; All Makes Auto-\$5,705.83-smcs,co; All Partitions-\$38.52-smcs; Allied Electronics-\$66.08-smcs; Alvine & Associates-\$1,935.74-co; Amazon-\$7,396.08-smcs; American-\$999.80-smcs; American Button Making-\$743.32-smcs; Americinn-\$91.56-smcs; Antelope Newspaper-\$120.00-smcs; Anythingtruck.com-\$340.00-smcs; Apple-\$0.99-smcs; Apple Market-\$23.54-smcs; Aqua Supercenter-\$434.84-smcs; Aramark Uniform-\$263.98-smcs; Arby's-\$343.20-smcs; Ask Supply-\$864.24-smcs; Aurora Coop-\$49.76-smcs; Aussie Hydraulics-\$450.60-smcs; Auto Value-\$1,150.89-smcs; B&H Photo-\$4,998.15-smcs,co; Baker & Taylor-\$5,864.75-smcs; Battery Brokers-\$66.95-smcs; Batteryguy-\$125.50-smcs; Bear Frame-\$159.70-smcs; Beyondtrust - \$3,970.37-smcs; Blackburn Mfg.-\$192.68-smcs; Blackstone Publishing-\$312.49-smcs; Bluebeam-\$349.00-smcs; BlueCross BlueShield-\$78,725.96-smcs; Bosselman-\$17,675.66-smcs; Bridgett Lavene Consulting-\$2,500.00-smcs; Broadfoots-\$3,433.00-smcs; Bronwells-\$834.73-smcs; Brummels,J-\$55.60-smcs; Buffalo Co. Goodfellows-\$350.00-smcs; Buffalo Co. Treasurer-\$20.50-co; Buffalo Outdoor Power-\$418.79-smcs;

Buggy Bath-\$10.00-smcs; Builders-\$6,325.47-co; Burrows,R-\$55.00-smcs; Cab Store-\$149.97-smcs; Canva-\$1.00-smcs; Capstone Press-\$6,333.56-smcs; Carquest-\$593.96-smcs; Carrot Top -\$902.35-smcs; Cash Wa-\$1,573.35-smcs; CBA Lighting-\$547.00-smcs; Center Point Publishing-\$75.96-smcs; Central Fire-\$42.00-smcs; Central Hydraulic-\$564.79-smcs; Central NE Bobcat-\$765.52-smcs; Central State Industrial-\$542.99-smcs; Chances R-\$739.50-smcs; Chemsearch-\$307.00-smcs; Chesterman-\$116.00-smcs; Chicken Coop-\$50.00-smcs; Child's World-\$2,454.10-smcs; Christian Book-\$292.09-smcs; Christmas Done Bright-\$530.00-smcs; Cintax-\$237.36-smcs; City of Kearney-\$18,437.99-smcs,ps; Civic Plus-\$7,000.00-smcs; Cold Spring-\$233.10-smcs; Conoco-\$26.74-smcs; Consolidated Mgmt.-\$876.16-smcs; Construction Rental-\$2,042.01-smcs,co; Control Yours-\$200.00-smcs; Copycat-\$187.06-smcs; Cordova,T-\$127.60-smcs; Core & Main-\$1,594.30-smcs; Country Partners-\$17,901.12-smcs; Cox,P-\$35.00-smcs; Crabgrass Band-\$350.00-smcs; Cracker Barrel-\$791.20-smcs; Creative Sites-\$42,070.00-co; Credit Mgmt.-\$208.26-ps; Cryotech-\$2,008.19-smcs; Culligan-\$209.50-smcs; Cummins-\$5,372.01-smcs; Danko Emergency-\$7,450.99-smcs; Dawson Public Power-\$24,242.82-smcs; Daylight Donuts-\$23.86-smcs; Dehner Co.-\$921.00-smcs; Dell-\$3,672.87-smcs,co; Demco-\$751.52-smcs; Depository Trust-\$19,072.50-ds; Dept. of Education-\$329.00-ps; Digicert-\$414.00-smcs; Dish-\$222.80-smcs; Displays 2 Go-\$86.42-smcs; Dollar-General-\$2.89-smcs; Don's Hobby Guns-\$4,059.00-co; Door Openers and More-\$124.00-smcs; Dreamstime-\$25.00-smcs; Dream Host-\$31.98-smcs; Dyer Fiberglass-\$547.99-smcs; Eakes-\$2,376.04-smcs; Earl May-\$300.00-smcs; Ebay-\$13.86-smcs; Ecolab -\$80.26-smcs; Elliott Equipment-\$6,059.45-smcs; Embassy-\$1,259.65-smcs; EMC Insurance-\$1,276.42-smcs; Engineered Controls-\$1,412.89-smcs; Express Que Place-\$22.50-smcs; Expression Wear-\$378.00-smcs; Eyemed-\$865.62-smcs; Facebook-\$330.67-smcs; Family Fresh-\$31.78-smcs; Faro Technologies-\$941.73-smcs; Fastenal-\$951.67-smcs,co; Fearnley,M-\$74.37-smcs; Framing Flamingos-\$301.63-smcs; Frontier-\$11,085.14-smcs; Fulcrum Biometrics-\$220.12-co; Fun Express-\$503.11-smcs; Gale-\$887.22-smcs; Galetton-\$91.85-smcs; Galls-\$367.54-smcs,ps; Garrett Tires-\$4,455.15-smcs; GIS Jobs-\$25.00-smcs; Graham Tire-\$1,232.04-smcs; Grainger-\$4,888.93-smcs; Great Plains Safety-\$1,134.00-smcs; Habitat for Humanity-\$179.97-smcs; Hach-\$747.21-smcs; Hastings Tribune-\$176.35-smcs; Hobby-Lobby-\$1,369.06-smcs; Hoehner Turf-\$165.00-smcs; Holiday Inn-\$309.40-smcs; Holmes Supply-\$1,002.71-smcs; Holy Cross Lutheran-\$100.00-smcs; Home Depot-\$142.48-smcs; Hometown Leasing-\$159.08-smcs; Hy-Vee-\$115.80-smcs; ICMA -\$6,660.68-ps; ID Security -\$479.00-co; InstruQ-\$40.00-smcs; Integrated Security-\$380.44-smcs; Interstate Products-\$70.63-smcs; Int'l Assn. for Identification-\$80.00-smcs; Int'l Code Council-\$115.00-smcs; Int'l Institute-\$210.00-smcs; Invoicehome.com-\$5.00-smcs; IRS-\$156,001.68-ps; Jack Lederman-\$1,420.13-smcs; Jack's Uniforms-\$380.99-smcs; Jackson Kayek-\$2,661.10-co; Jay's Uniforms-\$707.17-smcs; Joann Fabrics-\$38.73-smcs; Johnstone Supply-\$248.42-smcs; Kearney Ace-\$199.65-smcs; Kearney Animal Shelter-\$10,000.00-smcs; Kearney Chamber Commerce-\$330.00-smcs; Kearney Concrete-\$20,358.88-smcs,co; Kearney Crete & Block-\$208.65-smcs; Kearney Hub-\$4,084.69-smcs; Kearney Public Schools-\$190.00-smcs; Kearney Tire-\$128.76-smcs; Kearney Towing-\$710.00-smcs; Kearney Warehouse-\$1,449.94-smcs; Kearney Winlectric-\$2,606.45-smcs,co; Kearney Winnelson-\$143.47-smcs; Kelly Supply-\$241.84-smcs; Klipinger Tax Letter-\$76.00-smcs; KOLN-\$600.00-smcs; Konica Minolta-\$951.81-smcs; Lamberts Café-\$1,063.04-smcs; Landmark Implement-\$4,368.08-smcs; Lerner Publications-\$4,794.83-smcs; Lindner, Shawna-\$165.88-smcs; Lockmobile-\$114.55-smcs; Logmein-\$374.49-smcs; Loomis,T-\$50.00-smcs; Ltron-\$329.00-co;

Macqueen Equipment-\$323.46-smcs; Magic Cleaning-\$400.00-smcs; Marlatt Machine-\$728.97-smcs,co; Marlow White Uniforms-\$1,012.45-smcs; Marriott-\$304.78-smcs; Masek Golf-\$588.33-smcs; Masters True Value-\$543.73-smcs,co; McMinamen,M-\$9.59-smcs; Medic Batteries-\$168.39-smcs; Menards-\$6,236.41-smcs,co; Merryman Performing Arts-\$75.98-smcs; Michael Todd-\$4,275.33-smcs; Mid-Iowa Solid Waste -\$369.75-smcs; Mid-Plains Comm. College-\$280.00-smcs; Midwest Connect-\$1,218.07-smcs; Midwest Turf-\$201.13-smcs; Milco Environmental-\$14,660.35-smcs; Miller & Associates-\$12,955.05-smcs,co; Minsky's Pizza-\$435.59-smcs; Moonlight Embroidery-\$3,289.85-smcs; MOS Equipment-\$399.78-smcs; Municipal Supply-\$1,444.03-smcs; Municode-\$1,152.00-smcs; Nat'l Hole in One-\$17.00-smcs; Nat'l Org. Victim Assistance-\$100.00-smcs; Nat'l Pump Supply-\$545.01-smcs; NE Arboretum-\$145.00-smcs; NE Child Support Pmt-\$2,287.35-ps; NE Chpt. Int'l Assn. Electrical -\$190.00-smcs; NE Dept of Revenue-\$56,279.96-smcs; NE DHHS-\$260.00-smcs; NE Golf & Turf-\$37.82-smcs; NE Machinery-\$1,217.78-smcs; NE Peterbilt-\$321.54-smcs; NE Truck Center-\$4,202.65-smcs; NE Water Assn.-\$1,380.00-smcs; NELETC-\$100.00-smcs; Nelson's Furniture-\$316.83-smcs; Nivel Parts-\$249.50-smcs; Norfolk Lodge-\$904.00-smcs; North Platte Telegraph-\$360.13-smcs; Northern Safety-\$143.40-smcs; Northwestern Energy-\$3,132.52-smcs; Nutrien Ag -\$2,150.02-smcs; Obradovich,CJ-\$97.60-smcs; OCLC-\$764.46-smcs; Office Depot-\$132.89-smcs; Officemax-\$1,288.56-smcs; Omaha Symphony-\$497.50-smcs; O'Reilly Auto-\$2,070.44-smcs; Orscheln-\$730.73-smcs; Paramount-\$385.42-smcs; Partmaster-\$140.45-smcs; Petersen,R-\$31.00-smcs; Photo Card-\$85.76-smcs; Pitney Bowes-\$1,056.52-smcs; Platte Valley Comm.-\$1,226.25-smcs; Pool Web Aquatic Tech-\$176.90-smcs; Poster My Wall-\$7.98-smcs; Pot O' Gold-\$230.00-smcs; Powertech-\$366.75-smcs; Prestige Flags-\$231.96-smcs; Presto-X-\$483.00-smcs; Project Pink Foundation-\$3,277.50-smcs; Public Library Assn.-\$425.00-smcs; Quill-\$1,030.96-smcs; Ramada-\$111.95-smcs; RDJ Specialties-\$1,462.82-smcs; Ready Mixed Concrete-\$2,035.37-co; Recorded Books-\$214.11-smcs; Red Cross-\$288.00-smcs; Redbox-\$14.44-smcs; Redman's Shoes-\$1,097.19-smcs; Resource Mgmt.-\$4,510.80-smcs; Reverse Osmosis-\$41.64-smcs; RockIT-\$2,700.00-smcs; Rodehorst,R-\$59.99-smcs; Rourke Educational Media-\$2,637.20-smcs; Safety Products-\$306.58-smcs; Sahling Kenworth-\$12.75-smcs; Sapp Brothers-\$39,832.78-smcs; Sargent Drilling-\$1,556.56-smcs; Sayler Screenprinting-\$454.50-ps; Scalia,J-\$1,800.00-smcs; Schack,J-\$150.00-smcs; Sherwin Williams-\$390.28-smcs; Shredding Solutions-\$111.45-smcs; Sign Warehouse-\$61.53-smcs; Silverstone -\$5,005.75-smcs; Sirchie Finger Print-\$113.84-smcs; SirisDynix-\$100.00-smcs; Snap-On Tools-\$28.25-smcs; Society for Human Resources-\$209.00-smcs; Solid Waste Equipment-\$63.10-smcs; SOS Portable Toilets-\$235.00-smcs; Spectrum-\$807.96-smcs; Sprinkler Warehouse-\$1,669.96-smcs; Starostka Group-\$379.96-smcs; Steinbrink's-\$6,048.56-smcs; Stitch 3-\$112.00-smcs,ps; Stutsman-\$6,039.00-smcs; Target-\$259.38-smcs; Thomson Reuters-\$444.00-smcs; Titan Machinery-\$801.50-smcs; Tractor Supply-\$644.22-smcs; Triple Crown -\$964.75-smcs; Trugreen-\$510.00-smcs; Turfwerks-\$5,032.92-smcs; Turner Body Shop-\$175.00-smcs; TVH Parts-\$638.55-smcs; Underhill-\$58.00-smcs; Union Bank-\$81,409.29-ps; Unique Management-\$295.35-smcs; United-\$323.60-smcs; UNK Emarket-\$40.00-smcs; UPS-\$199.33-smcs; USA Blue Book-\$484.56-smcs; USA Comm.-\$154.95-smcs; USPS-\$194.75-smcs; Verizon-\$8,474.95-smcs; Vessco-\$29,558.70-co; Victra-\$48.13-smcs; Video Kingdom-\$606.98-smcs; Walgreens-\$80.09-smcs; Wal-Mart-\$1,487.03-smcs,co; Walsh,C-\$158.21-smcs; Walters Electric-\$3,200.00-smcs; Walters-Morgan-\$261,343.26-co; Watchguard Video-\$487.00-co; Weaver,N-\$29.42-smcs; Wicks Sterling-\$518.12-smcs; Williams Cleaners-\$46.40-

smcs; Winchester Trim Shop-\$450.00-smcs; Witmer Public Safety -\$214.57-smcs; WPCI-\$409.50-ps; Wysiwash-\$22.31-smcs; Yant Equipment-\$190.00-smcs; Payroll Ending 11/09/19 -- \$472,805.01. 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. Receive recommendations of Planning Commission and set December 10, 2019 at 5:30 p.m. as date and time for hearing on those applications where applicable.

4. Approve the Request for Qualifications submitted by Piper Jaffray & Co. of Omaha, Nebraska and approve Resolution No. 2019-207 designating them as the City’s Municipal Advisor and/or Underwriter Services.

**RESOLUTION NO. 2019-207**

WHEREAS, Requests for Qualifications were received and opened on October 31, 2019 for a Municipal Advisor for the City of Kearney, Nebraska; and

WHEREAS, on November 8, 2019 the Municipal Advisor Services Selection Committee, consisting of Wendell Wessels and Jena Bice reviewed the proposals and have recommended the proposal offered by the Piper Jaffray and Co. of Omaha, Nebraska, be accepted.

NOW, THEREFORE, BE IT RESOLVED by the President and City Council of the City of Kearney, Nebraska, that the Committee’s recommendation is hereby accepted and approved, that the Piper Jaffray and Co. of Omaha, Nebraska, be accepted for municipal advisor and/or underwriter services for the City of Kearney, Nebraska, to be performed in accordance with the “Request for Qualifications for Municipal Advisor Services”, a copy of which marked “Exhibit A” is attached hereto and made a part hereof by reference.

PASSED AND APPROVED THIS 26TH DAY OF NOVEMBER, 2019.

ATTEST:  
LAUREN BRANDT  
CITY CLERK

STANLEY A. CLOUSE  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

5. Approve the purchase of a 2021 Western Star 4700 with a 10-Yard Dump Body, Henke Snow Plow and Plow Hitch in the amount of \$173,701.00 submitted by Wick’s Trucks, Inc. under the Nebraska State Bid and Sourcwell Cooperative Purchasing to be used in Public Works/Transportation.

6. Accept the bids received for the 2019 Part 7 Improvements; Alley Improvements in connection with Paving Improvement District No. 2019-999 for the construction of a concrete alley to replace an existing gravel section of alley between 5th Avenue and 6th Avenue, 21st Street and 22nd Street and adopt Resolution No. 2019-208 awarding the bid to Nielsen Contracting in the amount of \$44,254.00.

**RESOLUTION NO. 2019-208**

WHEREAS, Olsson and the City of Kearney have reviewed the sealed bids which were opened on November 12, 2019 at 2:00 p.m. for the 2019 Part 7 Improvements; Alley

Improvements in connection with Paving Improvement District No. 2019-999 for the construction of a concrete alley to replace an existing gravel section of alley between 5th Avenue and 6th Avenue, 21st Street and 22nd Street; and

WHEREAS, the Engineer’s Opinion of Probable Construction Cost for the project was \$68,989.00; and

WHEREAS, Olsson and the City have recommended the bid offered by Nielsen Contracting of Kearney, Nebraska in the amount of \$44,254.00 be accepted as the lowest responsible bid for 2019 Part 7 Improvements; Alley Improvements in connection with Paving Improvement District No. 2019-999 for the construction of a concrete alley to replace an existing gravel section of alley between 5th Avenue and 6th Avenue, 21st Street and 22nd Street.

NOW, THEREFORE, BE IT RESOLVED by the President and City Council of the City of Kearney, Nebraska that the said Engineer’s recommendation is hereby accepted, that Nielsen Contracting be and is the lowest responsible bidder for the 2019 Part 7 Improvements; Alley Improvements in connection with Paving Improvement District No. 2019-999 for the construction of a concrete alley to replace an existing gravel section of alley between 5th Avenue and 6th Avenue, 21st Street and 22nd Street to be constructed in accordance with the plans and specifications on file with the City Clerk and that the bid of Nielsen Contracting in the amount of \$44,254.00 be and is hereby accepted.

BE IT FURTHER RESOLVED the Engineer’s Opinion of Probable Construction Cost in the amount of \$68,989.00 be and is hereby accepted.

BE IT FURTHER RESOLVED that the President of the Council of the City of Kearney, Nebraska, be and is hereby authorized and directed to execute contracts for such improvements in accordance with the bid, plans, specifications, and general stipulations pertaining thereto.

PASSED AND APPROVED THIS 26TH DAY OF NOVEMBER, 2019.

ATTEST:  
LAUREN BRANDT  
CITY CLERK

STANLEY A. CLOUSE  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

7. Approve the Plans and Specifications for the 2019 Part 3 Improvements for the reconstruction of A Avenue, from 25th Street to 27th Street and set the bid opening date for December 17, 2019 at 2:00 p.m.

8. Adopt Resolution No. 2019-209 approving the recommendation submitted by the Fire Chief to include the following as a member of the Kearney Volunteer Fire Department: Andrew Wood.

**RESOLUTION NO. 2019-209**

WHEREAS, Jim Tacha, Chief of the Kearney Volunteer Fire Department, has forwarded a name of an individual desiring to serve as a volunteer in the Kearney Volunteer Fire Department; and

WHEREAS, based on the recommendation of Chief Tacha, the City Council of the City of Kearney, Nebraska hereby finds and determines that said person listed is fully capable and qualified to serve a membership in the Kearney Volunteer Fire Department; and

WHEREAS, in order to be qualified for benefits in accordance with Sections 48-115, et seq. of the Nebraska Revised Statutes, said volunteer firefighters acting outside the corporate limits of the City must be officially directed to do so in order to be eligible.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kearney, Nebraska, that the persons recommended by the Chief of the Kearney Volunteer Fire Department for membership in the Kearney Volunteer Fire Department as set forth on the attached letter of recommendation, marked Exhibit "A," attached hereto and made a part hereof by reference, are hereby confirmed as a member of the Kearney Volunteer Fire Department for the purposes of and in accordance with Section 48-115 of the Nebraska Revised Statutes, and that said member is fully entitled to benefits under the Workers' Compensation Act.

BE IT FURTHER RESOLVED that said volunteer firefighter named on Exhibit "A" is hereby specifically authorized and directed to serve outside the corporate limits of the municipality under the direction, orders and authority of the Chief of the Kearney Volunteer Fire Department in accordance with Section 4-204 of the Kearney City Code.

PASSED AND APPROVED THIS 26TH DAY OF NOVEMBER, 2019.

ATTEST:  
LAUREN BRANDT  
CITY CLERK

STANLEY A. CLOUSE  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

9. Adopt Resolution No. 2019-210 approving Application and Certificate for Payment No. 7 in the amount of \$126,648.00 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).

### RESOLUTION NO. 2019-210

WHEREAS, Dan Roeder Concrete of Kearney, Nebraska has performed services in connection with 2019 Part 1 Improvements; Younes Center Sixth Addition in connection with Paving Improvement District Nos. 2019-996 and 2019-997 (Bid B), and the City's engineer, Miller & Associates, have filed with the City Clerk Application and Certificate for Payment No. 7 in the amount of \$126,648.00 as shown on Exhibit "A" attached hereto and made a part hereof by reference and as follows:

Original Contract Sum	<u>\$ 807,529.50</u>
Change Order No. 1 (8/13/19)	+ 273,047.50
Change Order No. 2 (8/27/19)	+ 120,683.00
Change Order No. 3 (9/24/19)	+ 91,531.00
Change Order No. 4 (9/24/19)	+ <u>6,500.00</u>
Contract Sum To Date	1,299,291.00
Gross Amount Due	1,249,086.50
Retainage (10%)	- <u>124,908.65</u>
Amount Due to Date	1,124,177.85
Less Previous Certificates for Payment	- <u>997,529.85</u>
Current Payment Due	\$ 126,648.00

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, and hereby find and determine that Application and Certificate for

Payment No. 7, as shown on Exhibit "A" be and are hereby accepted and approved.  
 PASSED AND APPROVED THIS 26TH DAY OF NOVEMBER, 2019.

ATTEST:  
 LAUREN BRANDT  
 CITY CLERK

STANLEY A. CLOUSE  
 PRESIDENT OF THE COUNCIL  
 AND EX-OFFICIO MAYOR

**10.** Adopt Resolution No. 2019-211 approving Application and Certificate for Payment No. 2 in the amount of \$18,352.80 submitted by Nielsen Contracting and approved by Oak Creek Engineering for the 2019 Part 6 Improvement for East 1st Street Flood Repair.

### **RESOLUTION NO. 2019-211**

WHEREAS, Nielsen Contracting of Kearney, Nebraska has performed services in connection with the 2019 Part 6 Improvement for East 1st Street Flood Repair, and the City's engineer, Oak Creek Engineering, have filed with the City Clerk Application and Certificate for Payment No. 2 in the amount of \$18,352.80 as shown on Exhibit "A" attached hereto and made a part hereof by reference and as follows:

Original Contract Sum	<u>\$ 101,713.20</u>
Contract Sum To Date	101,713.20
Gross Amount Due	91,178.40
Retainage (10%)	<u>- 9,117.84</u>
Amount Due to Date	82,060.56
Less Previous Certificates for Payment	<u>- 63,707.76</u>
Current Payment Due	<u>\$ 18,352.80</u>

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, and hereby find and determine that Application and Certificate for Payment No. 2, as shown on Exhibit "A" be and is hereby accepted and approved.

PASSED AND APPROVED THIS 26TH DAY OF NOVEMBER, 2019.

ATTEST:  
 LAUREN BRANDT  
 CITY CLERK

STANLEY A. CLOUSE  
 PRESIDENT OF THE COUNCIL  
 AND EX-OFFICIO MAYOR

**11.** Adopt Resolution No. 2019-212 approving the Consultant Agreement between Alfred Benesch and Company and the City of Kearney in connection with the Taxiway 'A' & Connecting Taxiway Rehabilitation project at the Kearney Regional Airport.

### **RESOLUTION NO. 2019-212**

BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that the President of the Council be and is hereby authorized and directed to execute the Consultant Agreement with Alfred Benesch and Company for Airport Improvement Program Project No. 3-31-0045-032 for the reconstruction or rehabilitation of Taxiway 'A' & Connecting Taxiway Rehabilitation project at the Kearney Regional Airport which is being funded under the FAA Airport Improvement Program. Verbal approval from the FAA has been received. The Consultant Agreement, marked as Exhibit "A", is attached hereto

and made a part hereof by reference.

PASSED AND APPROVED THIS 26TH DAY OF NOVEMBER, 2019.

ATTEST:  
LAUREN BRANDT  
CITY CLERK

STANLEY A. CLOUSE  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR

**V. CONSENT AGENDA ORDINANCES**

None.

**VI. REGULAR AGENDA**

**UPDATE FROM TWO RIVERS PUBLIC HEALTH DEPARTMENT**

Moved by Lear seconded by Clouse to remove Regular Agenda Item 1 from the table. Roll call resulted as follows: Aye: Clouse, Lear, Nikkila, Moore. Nay: None. Buschkoetter absent. Motion carried.

Mayor Clouse and Council received an update from Two Rivers Public Health Department.

Jeremy Eschliman, Health Director, presented this matter to the Council. Mr. Eschliman explained Two Rivers is a District Health Department by State Statute that covers seven counties in Central Nebraska. Two Rivers has offices located in Holdrege and Kearney. Mr. Eschliman explained the purpose of Public Health and the Department’s mission and vision. He further reviewed the Community Health Improvement Plan Goals which includes access to care by increasing access to affordable immunizations to schools and places of business that would not normally offer immunizations. Additionally, Two Rivers will assist in providing access to better oral health by collaborating with schools, long term care facilities and WIC sites to provide dental screenings, cleanings and prophylaxis.

Regarding mental health, Two Rivers will be actively collaborating with community members and partners to help individuals attain mental health services and will provide education about mental health to community members. Two Rivers will also help raise awareness of drug overdose and opioid and methamphetamine misuse prevention and will also collaborate with the University of Nebraska Medical Center, Kearney campus, to provide the CATCH Kids programs to local schools; this program focuses on keeping children active and eating healthy. Mr. Eschliman explained how Two Rivers emergency response programs help with advance preparedness and recovery from a potential disaster. Two Rivers serves as the coordinator for the Tri-Cities Medical Response System (TRIMRS) which helps strengthen emergency response through collaboration with hospitals. Two Rivers also has programs dealing with disease surveillance and radon. Mr. Eschliman reviewed the LifeSmiles Dental Health Program and stated the City of Kearney fluoridates their water.

**OPEN ACCOUNT CLAIM**

Moved by Lear seconded by Nikkila that the Open Account Claim in the amount of \$102,865.89 payable to Nebraska Public Power District be allowed. Roll call resulted as

follows: Aye: Lear, Nikkila, Moore. Nay: None. Clouse abstained. Buschkoetter absent. Motion carried.

## **VII. REPORTS**

City Manager, Michael Morgan stated air service to Chicago will begin next week. Pre-boarding load factor is running at approximately 15% to 20%. Mr. Morgan discussed the new marketing strategy for the Kearney airport and noted that areas outside of the City's zip code radius may not be aware Kearney has an airport. Mr. Morgan gave a project update on the airport parking lot, Patriot Boulevard and Compute North. He also discussed preparation for the impending snow storm.

City Clerk, Lauren Brandt reminded Council meeting dates in December will be adjusted due to the Christmas holiday. Council meeting dates in December will be December 10th and December 17th; meeting times and location will remain at 5:30 p.m. in Council Chambers.

## **VIII. ADJOURN**

Moved by Clouse seconded by Nikkila that Council adjourn at 8:21 a.m. Roll call resulted as follows: Aye: Clouse, Moore, Lear, Nikkila. Nay: None. Buschkoetter absent. Motion carried.

**ATTEST:**

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**STANLEY A. CLOUSE  
PRESIDENT OF THE COUNCIL  
AND EX-OFFICIO MAYOR**

\_\_\_\_\_  
**LAUREN BRANDT  
CITY CLERK**