

Kearney, Nebraska
April 28, 2020
5:30 p.m.

A meeting of the City Council of Kearney, Nebraska, occurred at 5:30 p.m. on April 28, 2020 and was convened via public video and teleconference means. The meeting was open to the public via video and teleconference means pursuant to the Governor's Executive Order No. 20-03 issued on March 17, 2020. Present via video and teleconference means were: Stanley A. Clouse, President of the Council; Lauren Brandt, City Clerk; Council Members Randy Buschkoetter, Bruce Lear, Tami James Moore and Jonathan Nikkila. Absent: None. Michael Morgan, City Manager; Michael Tye, City Attorney; Wendell Wessels, Director of Finance; Tony Jelinek, Director of Utilities; and Brenda Jensen, Development Services Director, 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 public via video and teleconference means.

I. ROUTINE BUSINESS

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 and is also available on the City of Kearney website under the City Clerk section.

II. UNFINISHED BUSINESS

There was no Unfinished Business.

III. PUBLIC HEARINGS

PROPOSED ACQUISITION FOR A 15.00-FOOT-WIDE WATER LINE EASEMENT

Agenda Items 1 and 2 can be discussed together but voted on separately.

Mayor Clouse opened the public hearing on the proposed acquisition for a 15.00-foot-wide Water Line Easement granted by Eastbrooke Gardens, LP for a tract of land being part of Lot 1, Block Seven, Eastbrooke Eighth, an addition to the City of Kearney, Buffalo County, Nebraska and consider Resolution No. 2020-55.

Lauren Brandt, City Clerk presented this matter to the Council. City Council, on June 12, 2018, entered into a Developer Constructed Infrastructure Agreement for the construction

of a water main and a sanitary sewer main to serve Lot 1, Block Seven, Eastbrooke Eighth. Since the signing of this agreement, the construction of the infrastructure has been completed and before the infrastructure can be conveyed to the City to own and maintain, these permanent easements must be dedicated. Section 18-1775 of the Nebraska Revised Statute requires that the City of Kearney, a first-class City, hold a public hearing to acquire these easements.

There was no one present in opposition to this hearing.

Moved by Nikkila seconded by Moore to close the hearing and adopt Resolution No. 2020-55 approving the proposed acquisition for a 15.00-foot-wide Water Line Easement granted by Eastbrooke Gardens, LP for a tract of land being part of Lot 1, Block Seven, Eastbrooke Eighth, an addition to the City of Kearney, Buffalo County, Nebraska. Roll call resulted as follows: Aye: Clouse, Lear, Nikkila, Moore, Buschkoetter. Nay: None. Motion carried.

RESOLUTION NO. 2020-55

WHEREAS, Section 18-1755, R.R.S., authorizes a city acquiring an interest in real property by purchase or eminent domain to do so only after the City Council has authorized the acquisition by action taken in a public meeting after notice and public hearing; and

WHEREAS, the City Council has held a public hearing upon the proposed acquisition for a Water Line Easement and voted in favor to proceed with the acquisition; and

WHEREAS, Eastbrooke Gardens, L.P., have granted to the City of Kearney, Nebraska a Water Line Easement as follows:

WATER LINE EASEMENT

A 15.0 foot wide strip of land being part of Lot 1, Block Seven, Eastbrooke Eighth, an addition to the City of Kearney, Buffalo County, Nebraska, with said strip of land more particularly described as follows: Referring to the Northwest corner of said Lot 1 and assuming the west line of said lot as bearing S 00°18'33" W and all bearings contained herein are relative thereto; thence S 00°18'33" W on the aforesaid west line a distance of 97.53 feet to the ACTUAL PLACE OF BEGINNING; thence continuing S 00°18'33" W on the aforesaid course a distance of 44.17 feet; thence S 89°41'27" E a distance of 12.02 feet; thence N 00°18'33" E a distance of 29.17 feet; thence S 89°41'27" E a distance of 402.57 feet; thence S 00°18'33" W a distance of 197.00 feet; thence N 89°41'27" W a distance of 402.07 feet; thence N 00°18'33" E a distance of 25.25 feet; thence N 89°41'27" W a distance of 12.52 feet to a point on the west line of said Lot 1; thence S 00°18'33" W on the aforesaid west line a distance of 40.25 feet; thence S 89°41'27" E a distance of 429.59 feet; thence N 00°18'33" E a distance of 227.00 feet; thence N 89°41'27" W a distance of 429.59 feet to the place of beginning, all in Buffalo County, Nebraska.

NOW, THEREFORE, BE IT RESOLVED by the President and City Council of the City of Kearney, Nebraska that the Water Line Easement granted by Eastbrooke Gardens, L.P., to the City of Kearney be and is hereby approved and accepted.

BE IT FURTHER RESOLVED that recognizing that, after the date of this Resolution, circumstances may arise necessitating minor changes, additions or deletions to the

specific legal description of the said Easement, the Mayor is hereby authorized to make such minor changes, additions or deletions to the legal description as the Mayor deems reasonable or necessary.

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

PROPOSED ACQUISITION FOR A 15.00-FOOT-WIDE SANITARY SEWER LINE EASEMENT

Agenda Items 1 and 2 can be discussed together but voted on separately.

Mayor Clouse opened the public hearing on the proposed acquisition for a 15.00-foot-wide Sanitary Sewer Line Easement granted by Eastbrooke Gardens, LP for a tract of land being part of Lot 1, Block Seven, Eastbrooke Eighth, an addition to the City of Kearney, Buffalo County, Nebraska and consider Resolution No. 2020-56.

There was no one present in opposition to this hearing.

Moved by Moore seconded by Lear to close the hearing and adopt Resolution No. 2020-56 approving the proposed acquisition for a 15.00-foot-wide Sanitary Sewer Line Easement granted by Eastbrooke Gardens, LP for a tract of land being part of Lot 1, Block Seven, Eastbrooke Eighth, an addition to the City of Kearney, Buffalo County, Nebraska. Roll call resulted as follows: Aye: Clouse, Nikkila, Moore, Buschkoetter, Lear. Nay: None. Motion carried.

RESOLUTION NO. 2020-56

WHEREAS, Section 18-1755, R.R.S., authorizes a city acquiring an interest in real property by purchase or eminent domain to do so only after the City Council has authorized the acquisition by action taken in a public meeting after notice and public hearing; and

WHEREAS, the City Council has held a public hearing upon the proposed acquisition for a Sanitary Sewer Line Easement and voted in favor to proceed with the acquisition; and

WHEREAS, Eastbrooke Gardens, L.P., have granted to the City of Kearney, Nebraska a Sanitary Sewer Line Easement as follows:

SANITARY SEWER LINE EASEMENT

A 15.0 foot wide strip of land being part of Lot 1, Block Seven, Eastbrooke Eighth, an addition to the City of Kearney, Buffalo County, Nebraska, with said strip of land more particularly described as follows: Referring to the Northwest corner of said Lot 1 and assuming the west line of said lot as bearing S 00°18'33" W and all bearings contained herein are relative thereto; thence S 00°18'33" W on the aforesaid west line a distance of 146.12 feet to the ACTUAL PLACE OF BEGINNING; thence continuing S 00°18'33" W on the aforescribed course a distance of 8.36 feet; thence S 16°31'17" E a distance of

192.29 feet; thence S 89°41'27" E a distance of 362.57 feet; thence N 00°18'33" E a distance of 15.00 feet; thence N 89°41'27" W a distance of 351.43 feet; thence N 16°31'17" W a distance of 176.73 feet; thence N 60°06'40" E a distance of 55.35 feet; thence S 89°41'27" E a distance of 350.93 feet; thence N 00°18'33" E a distance of 15.00 feet; thence N 89°41'27" W a distance of 354.98 feet; thence S 60°06'40" W a distance of 68.76 feet to the place of beginning, all in Buffalo County, Nebraska.

NOW, THEREFORE, BE IT RESOLVED by the President and City Council of the City of Kearney, Nebraska that the Sanitary Sewer Line Easement granted by Eastbrooke Gardens, L.P., to the City of Kearney be and is hereby approved and accepted.

BE IT FURTHER RESOLVED that recognizing that, after the date of this Resolution, circumstances may arise necessitating minor changes, additions or deletions to the specific legal description of the said Easement, the Mayor is hereby authorized to make such minor changes, additions or deletions to the legal description as the Mayor deems reasonable or necessary.

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

IV. CONSENT AGENDA

At the request by City Staff, Consent Agenda Item 13 has been withdrawn.

Moved by Lear seconded by Buschkoetter that Subsections 1 through 12 and 14 through 15 of Consent Agenda Item IV be approved. Roll call resulted as follows: Aye: Clouse, Buschkoetter, Moore, Lear, Nikkila. Nay: None. Motion carried.

- 1. Approve Minutes of Regular Meeting held April 14, 2020.
- 2. Approve the following Claims:
 - PS Personnel Services
 - SMCS Supplies, Materials & Contractual Services
 - ER Equipment Rental
 - CO Capital Outlay
 - DS Debt Service

4imprint-\$909.60 -smcs; 4Kum & Go-\$9.05-smcs; Ace Irrigation-\$48.70 -smcs; Acushnet-\$3,052.31 -smcs; Adobe-\$29.99-smcs; Advance Auto-\$139.01 -smcs; Aero Specialties-\$1,035.31 -co; Ahrens,T-\$35.00-smcs; Air Cleaning Technologies-\$255.25 -smcs; Alfred Benesch-\$58,302.53 -co; All City Garage Door-\$1,153.00-smcs; All Makes Auto -\$546.72 -smcs; Allied Electronics-\$156.87 -smcs; Ally B Designs-\$1,150.00-smcs; Amax Co.-\$256.56 -co; Amazon-\$6,579.45 -smcs, co; American-\$597.25-smcs; American Legion-\$168.13 -smcs; American Red Cross-\$794.00 -smcs; Andersen,R-\$270.00-smcs; Angus Burgers-\$25.00 -smcs; Apple-\$0.99 -smcs; Apple Market-\$5.02-smcs; Aramark Uniform-\$445.86 -smcs; Arbor Day Foundation-\$270.11 -smcs; Arrowhead Scientific-\$391.36-smcs; ASCAP License -\$364.76 -smcs; Ask Supply-\$792.77 -smcs; Assn of Threat Assessment-\$125.00-smcs; Associated Bag Co.-\$1,394.41 -smcs; Aurora Coop-

\$2,701.68 -smcs; Aussie Hydraulics-\$89.50-smcs; Auto Value-\$1,642.54 -smcs; AVfuel-\$2,458.18 -smcs; Aviation Jobnet-\$250.00-smcs; Avjobs-\$149.00 -smcs; B&H Photo-\$1,036.99 -smcs, co; BairdHolm-\$2,970.00-smcs; Baker & Taylor-\$3,613.91 -smcs; Bassco Services-\$35,003.18 -co; Battery Sharks-\$31.35-co; Baymont Inn-\$817.10 -smcs; Beck,T-\$85.00 -smcs; Big Apple-\$50.00-smcs; Big Red Auto -\$45.00 -smcs; Bishs RV-\$3.09 -smcs; Black Strap-\$1,693.97-smcs; Blackstone-\$472.49-smcs; BlueCross BlueShield-\$248,223.91 -smcs; Boogaarts-\$33.98-smcs; Bosselman-\$20,779.16-smcs; Brenning,M-\$40.23 -smcs; Broadfoots-\$5,466.00-smcs; Brute Force Train-\$794.74-ps; BSN Sports-\$862.96 -smcs; Buffalo Co. Reg. of Deeds-\$12.00-smcs; Buffalo Co. Treasurer-\$51.25-smcs,co; Buffalo Outdoor Power-\$11,212.45 -smcs,co; Buggy Bath-\$10.00-smcs; Builders-\$4,464.87-smcs,co; Bulk Apothecary-\$182.25 -smcs; Bunker,J -\$306.00-smcs; Canva-\$243.80-smcs; Capital Plaza Hotel-\$85.60 -smcs; Carlson, Dora Lee-\$100.00-smcs; Carlson,M-\$100.00-smcs; Carquest-\$71.62 -smcs; Cashregisterstore.com-\$53.97-smcs; Cash-Wa-\$900.64-smcs; Cenex-\$18.96 -smcs; Central District Health-\$2,656.00-smcs; Central Hydraulic-\$562.04-smcs; Central NE Bobcat-\$2,359.00 -smcs; Cepel,N-\$370.00-smcs; Chemsearch-\$307.00-smcs; Cigna-\$7,850.21 -smcs; Cintas-\$198.36-smcs; Ciox Health-\$20.00-smcs; City of Ky-\$385,210.58 -smcs,ps; City Plumbing-\$220.76-smcs; Clevenger,S-\$85.00-smcs; Clinch,J-\$531.37 -smcs; CNA Surety-\$200.00-smcs; Cobble Hill Puzzle-\$351.78-smcs; Comm Health Agencies-\$106.00 -ps; Comm Service Fund of NE-\$58.00-ps; Commonwealth Electric-\$20,667.00-smcs; Compute North-\$15,336.41 -smcs; Conoco-\$23.51-smcs; Construction Rental-\$641.72-smcs,co; Control Yours-\$200.00 -smcs; Copycat -\$674.86-smcs; Core & Main-\$9,362.50-smcs; Country Inn & Suites-\$224.14 -smcs; Creative Sites-\$7,707.00 -co; Credit Management Serv.-\$447.03 -ps; Crosby,J-\$85.00-smcs; Crystal Clean-\$263.00 -smcs; Culligan-\$885.84 -smcs; Cutting Edge Cleaning-\$180.00-smcs; Daktonics-\$2,292.48 -smcs; Dan's Plumbing-\$795.69 -smcs; Dawson Public Power-\$21,953.27-smcs; De La Cruz,C-\$75.00 -smcs; Demco-\$90.29 -smcs; Depository Trust-\$2,042,367.41-ds; Dept of Labor-\$43.00 -smcs; Dept. of Education-\$513.35 -ps; Direct Apparel-\$143.49-smcs; Dish-\$217.12 -smcs; Dolan Consulting-\$190.00 -smcs; Dollar-General-\$26.27-smcs; Donor-recognitions.com-\$81.66 -smcs; DPC Industries-\$6,771.26 -smcs; Dreamseats-\$1,347.65-smcs; Dreamstime-\$25.00 -smcs; Dwyer,T-\$9.56 -smcs; Eakes-\$1,912.58-co; Easydigging.com-\$195.80 -smcs; Ecolab-\$80.26 -smcs; Ehrlich-\$108.00-smcs; Eileen's Cookies-\$25.25 -smcs; Elliott Equipment-\$6,258.83 -smcs; Embellishable-\$89.75-smcs; EMC Insurance-\$3,307.00 -smcs; Engineer Supply-\$168.24 -smcs; Ensley Electrical-\$93,484.49-co; Enterprise-\$328.58 -smcs,co; Eustis Body Shop-\$100.00 -smcs; Expression Wear-\$1,247.00-smcs,ps; Eye Med-\$1,183.92 -smcs; Facebook-\$30.88 -smcs; Fairbanks-\$800.00-co; Fairfield Inn-\$253.41 -smcs; Falk,S-\$100.00 -smcs; Family Fresh-\$36.46-smcs; Fastenal-\$905.55 -smcs; Fedex-\$60.02 -smcs; Fiddelke -\$22.50-smcs; Flex & Fittings-\$321.05 -smcs; Flower Window Boxes-\$557.58 -co; Fred Pryor-\$105.95-smcs; Friesen Chevrolet-\$87.10-smcs; Frontier-\$7,231.74-smcs; Gale-\$216.94 -smcs; Galls-\$1,196.50-smcs,ps; Garrett Tires-\$5,414.27-smcs; Gems Sensors-\$544.77 -smcs; Glass Doctor-\$7.48-ps; Glendale Parade Store-\$507.55-smcs; Global Industrial-\$20.78 -smcs; Godfrey,C-\$49.78-smcs; Graffiti Solutions-\$448.13-smcs; Grainger-\$912.15 -smcs; Granicus-\$5,723.29-smcs; Grubb,A-\$120.00-smcs; Hach-\$747.21 -smcs; Headlight Experts-\$199.99-smcs; Heartland Refrigeration-\$359.14-smcs; Heggemeyer,L-\$24.07 -smcs; Hireright-\$8.66-smcs; HOA Solutions-\$569.37-smcs; Hobby-Lobby-\$222.50 -smcs; Hockmeier,J-\$128.40-smcs; Holmes Plumbing-\$376.69-smcs,co; Home Depot-\$2,086.55 -smcs; Hot Meals-\$10,000.00-smcs; Hunans-\$19.95-

smcs; Hy-Vee-\$69.95 -smcs; ICMA -\$6,817.26-ps; ID Security Online-\$520.50-co; Invoicehome.com-\$5.00 -smcs; IRS-\$153,521.05-ps; Jack Lederman-\$990.77-smcs; JD Industrial-\$145.72 -smcs; JJ Keller & Assoc.-\$580.00-smcs; JMAC Supply-\$361.49-smcs; Johnny Wofford Sales-\$67.38 -smcs; Johnson Service-\$23,310.00-smcs; Johnstone Supply-\$189.86-smcs; Katom Restaurant-\$32.56 -smcs; Ky Ace-\$273.04-smcs,co; Ky Chamber Comm.-\$40.00-smcs; Ky Cinema 8-\$25.00 -smcs; Ky Concrete-\$4,265.14-smcs,co; Ky Crete & Block-\$128.95-smcs; Ky Equipment-\$1,045.00 -smcs; Ky Hub-\$1,892.43-smcs; Ky Powersports-\$13,519.85-smcs,co; Ky Quality Sew-\$35.29 -smcs; Ky Tire & Auto-\$844.04 -smcs; Ky Towing-\$200.00 -smcs; Ky Warehouse-\$85.63-smcs; Ky Winlectric-\$8,504.08 -smcs,co; Kelly Supply-\$749.23 -smcs; Konica Minolta-\$1,116.15-smcs; Kring,M-\$100.00 -smcs; Kyoto-\$40.00 -smcs; LA Police Gear-\$249.17-smcs; Labs,K-\$125.00 -smcs; Landmark Implement-\$382.13 -smcs; Larson Electronics-\$352.80-smcs; Law Enforcement-\$1,050.00 -smcs; Lawson Products-\$509.46 -smcs; Lockmobile-\$9.86-smcs; Logan Contractors-\$4,033.52 -co; Logmein-\$1,083.43 -smcs; Macqueen Equipment-\$3,533.18-smcs; Magic Cleaning-\$400.00 -smcs; Mallory Safety-\$587.96 -smcs; Markussen,R-\$100.00-smcs; Marlatt Machine-\$848.37 -smcs; Marshall,I-\$43.77 -smcs; Martingale & Co.-\$32.99-smcs; Masters True Value-\$816.11 -smcs; Matheson -\$1,543.69 -smcs; Matthew Martinez-\$500.00-smcs; McMaster-Carr-\$90.75 -smcs; McVay,D-\$75.00 -smcs; Menards-\$6,950.16-smcs,co; Mid-Plains Equipment-\$379.60 -smcs; Mid-State Engineering-\$3,533.00 -smcs; Midwest Connect-\$77.61-smcs; Midwest Petroleum-\$430.00 -smcs; Midwest Turf-\$2,320.90 -smcs; Miller & Associates-\$70,566.82-co; Miller Signs-\$1,962.00 -smcs; Milliman-\$1,800.00 -smcs; Mirror Image-\$100.00-smcs; Mitchell 1-\$955.29 -smcs; Moonlight Embroidery-\$646.20 -smcs; Mostek Electric-\$90.00-smcs; MPH Industries-\$71.72 -smcs; Municipal Emergency-\$47.70 -smcs; Municipal Supply-\$12,742.36-smcs; Murdock Industrial-\$82.09 -smcs; Myfone Technology-\$42.75 -co; Nat'l Assn. School Resource-\$40.00-smcs; Nat'l Org. Victim Assistant-\$400.00-smcs; Nays Online Store-\$300.42-smcs; NE Child Support Center-\$2,287.35 -ps; NE Dept Agriculture-\$360.00-smcs; NE Dept of Revenue-\$134,647.59-smcs,ps; NE Int'l Assn. Identification-\$50.00 -smcs; Ne Public Health-\$15.00-smcs; NE State Volunteer Firefighters-\$345.00-smcs; NE Truck Center-\$3,971.75 -smcs; NE Title Company-\$380,811.00-co; Nebraskarur-\$575.00-smcs; Nelson,C-\$100.00 -smcs; Network Solutions-\$14.85-smcs; Nielsen Contracting-\$28,392.00-co; Nok-out-\$256.00 -smcs; Northern Safety-\$85.04-smcs; Northern Tool-\$566.76-smcs; Northwestern Energy-\$3,918.06 -smcs; Novus-\$40.00-smcs; NRG Media-\$410.00-smcs; Oak Creek Engineering-\$31,274.80 -co; OCLC-\$764.46-smcs; Odeys-\$12,892.00-smcs; Officemax-\$2,048.89 -smcs; Officenet-\$226.31-smcs; Omaha World Herald-\$383.80-smcs; O'Reilly Auto-\$179.11 -smcs; Orscheln-\$712.59-smcs; OTC Brands-\$72.51-smcs; Overhead Door-\$126.75 -smcs; Paramount -\$36.58-smcs; Patient,C-\$85.00-smcs; Payflex-\$535.50 -smcs,ps; PDQcom-\$481.50-smcs; Peak,M-\$85.00-smcs; Penner,M-\$100.00 -smcs; Penny,C-\$75.00-smcs; Pep Co.-\$50.00-smcs; Petsmart-\$230.42 -smcs; Photo Card Specialists-\$63.86-smcs; Pilot-\$77.80-smcs; Pitney Bowes-\$1,056.52 -smcs; Platte Valley Auto-\$767.68-smcs; Platte Valley Comm.-\$544.50-smcs; Polk,R-\$69.83 -smcs; Positive Promotions-\$130.45-smcs; Pot O'Gold-\$230.00-smcs; Presto-X-\$485.00 -smcs; PSI Services-\$800.00 -smcs; Psychological Resources-\$540.00 -smcs; Qualified Hardware-\$1,217.00-smcs; Quill-\$172.14 -smcs; Rayallen.com-\$759.58 -smcs; Recorded Books-\$5,239.55-smcs; Recreation Webtrac-\$205.00 -smcs; Redbox-\$9.63 -smcs; Relymedia-\$687.50-smcs; Renaissance Hotels-\$1,111.80 -smcs; Renken,C-\$1.06 -smcs; Rheome Tree-\$3,800.00-smcs; Ring Yearly Plan-\$30.00 -smcs; Robles,C-\$306.00 -smcs; Rockmount Research-\$774.21-smcs; Roofworx-\$11,790.90 -smcs,co; S

& S Striping-\$2,825.00 -smcs; S&S Worldwide-\$914.69-smcs; S2O Design -\$300.00 -co; Safety Products-\$206.17 -smcs; Sale,M-\$85.00-smcs; Salvation Army-\$5.35 -smcs; Sandbag Store-\$615.00 -smcs; Sandry Fire Supply-\$623.25-smcs; Sanitation Products-\$312.49 -smcs; SB Medical-\$259.03 -smcs; Secretary of State-\$60.00-smcs; Select Sprayers-\$3,347.10 -co; Sequel Bookshop-\$50.00 -smcs; Setcom Corp-\$2,685.26-smcs; Sherwin Williams-\$163.62 -smcs; Shindle,E-\$120.00 -smcs; Showcases-\$1,959.12-smcs; Shredding Solutions-\$45.00 -smcs; Sid Dillon Chevy Buick-\$32,271.00 -co; Signit-\$1,370.00-smcs; Silverstone Group-\$5,005.75 -smcs; Skala,B-\$100.00 -smcs; Skallberg,J-\$40.23-smcs; Skywest Airlines-\$4,025.66 -smcs; Snap-on Tools-\$949.01 -smcs; SOS Portable Toilets-\$220.00-smcs; Southern Police Institute-\$1,334.00 -smcs; Spectrum-\$841.13 -smcs; Sportsmith-\$45.97-smcs; Sprint-\$150.00 -smcs; Staples Direct-\$165.16 -smcs; State Payport-\$51.25-smcs; Stevens,CJ-\$110.00-smcs; Stitch 3-\$49.00-smcs; Stutsman-\$3,294.00 -smcs; Sullwold,D-\$200.00-smcs; Sunbelt Rentals-\$356.31-co; Sunset Distributors-\$232.50 -smcs; Supplyhouse.com-\$267.95-smcs; Suprememed-\$169.19-smcs; TA Pelsue Co.-\$96.68 -smcs; Tall Cop Says Stop-\$87.00-smcs; Target-\$1,204.80-smcs; TCH Central-\$187.63 -smcs; Titan Machinery-\$34.75-smcs; Tractor-Supply-\$1,106.53-smcs; Transcribe.wreally.com-\$12.00 -smcs; Transunion-\$116.10-smcs; Tri City Concrete-\$1,800.00-co; Tri City Sign-\$320.00 -smcs; Tri State Oil-\$48.00-smcs; Tri-Tech-\$274.25-smcs; Tronair-\$6,653.00 -co; Uline-\$1,334.47-smcs; Union Bank & Trust-\$229,111.96-smcs,ps; Unique-\$187.95 -smcs; United Way of Ky-\$342.00-ps; UPS Store-\$44.05-smcs; USA Blue Book-\$333.00 -smcs; USA Communications-\$174.85-smcs; USPS-\$205.80-smcs; Valley Vending-\$556.63 -smcs; Van Diest-\$248.31-smcs; Van Wall Equipment-\$1,864.81-smcs; Vasquez,K-\$185.00 -smcs; Vessco-\$729.37-smcs; Video King Electronics-\$14,470.75-co; Vrbicky,M-\$106.43 -smcs; Wagner,C-\$153.00-smcs; Walgreens-\$17.10-smcs; Walker,H-\$41.14 -smcs; Wal-mart-\$775.66-smcs; Walters,S-\$306.00-smcs; Ward Laboratories-\$51.00 -smcs; Watchguard Video-\$190.00-smcs; Waterlink-\$682.12-smcs; Webstaurant Store-\$51.69 -smcs; Whitmire,J-\$85.00-smcs; Wilkins,J-\$200.00-smcs; WPCI-\$293.50 -ps; YSI-\$120.00 -smcs; Payroll Ending 04/11/2020 -- \$467,457.15. 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 May 12, 2020 at 5:30 p.m. as date and time for hearing on those applications where applicable.
4. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the Class I-123583 liquor license application and manager application for Hua Lin submitted by Honkaku, Inc dba Kyoto located at 404 3rd Avenue.
5. Adopt Resolution No. 2020-57 approving Application for Payment No. 1-Final in the amount of \$12,418.00 submitted by TL Sund Constructors and approved by Oak Creek Engineering for the Citywide Storage Facility South Wall Replacement on the Kearney Regional Airport South Hangar.

RESOLUTION NO. 2020-57

WHEREAS, TL Sund Constructors Inc. of Lexington, Nebraska has performed services in connection with Citywide Storage Facility South Wall Replacement on the Kearney Regional Airport South Hangar, and the City's engineer, Oak Creek Engineering, have filed with the City Clerk Change Order No. 1 showing a decrease to the contract sum in the amount of \$100,812.00 as shown on Exhibit "A" attached hereto and made a part hereof by reference; and

WHEREAS, TL Sund Constructors Inc. and Oak Creek Engineering have filed with the City Clerk Application and Certificate for Payment No. 1-Final in the amount of \$12,418.00 as shown on Exhibit "B" attached hereto and made a part hereof by reference

and as follows:

Original Contract Sum	\$ 113,230.00
Change Order No. 1 (4-28-2020)	- <u>100,812.00</u>
Contract Sum To Date	12,418.00
Gross Amount Due	12,418.00
Retainage (Lump Sum)	- <u>0.00</u>
Amount Due to Date	12,418.00
Less Previous Certificates for Payment	- <u>0.00</u>
Current Payment Due	\$ 12,418.00

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

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

6. Accept the bids received for the Patriot Boulevard/Drive Landscaping Project and adopt Resolution No. 2020-58 awarding the bid to Steinbrink Landscaping in the amount of \$94,178.

RESOLUTION NO. 2020-58

WHEREAS, the City of Kearney has reviewed the sealed bids which were opened on April 20, 2020 at 2:00 p.m. for the Patriot Boulevard/Drive Landscaping Project; and

WHEREAS, the Opinion of Probable Construction Cost for the project was between \$105,800 and \$138,900; and

WHEREAS, the City recommends the bid offered by Steinbrink Landscaping of

Kearney, Nebraska in the amount of \$94,178 be accepted as the lowest responsible bid for Patriot Boulevard/Drive Landscaping Project.

NOW, THEREFORE, BE IT RESOLVED by the President and City Council of the City of Kearney, Nebraska that the said recommendation is hereby accepted, that Steinbrink Landscaping be and is the lowest responsible bidder for the Patriot Boulevard/Drive Landscaping Project to be constructed in accordance with the plans and specifications on file with the City Clerk and that the bid of Steinbrink Landscaping in the amount of \$94,178 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 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

7. Adopt Resolution No. 2020-59 granting a non-exclusive franchise agreement to Spectrum Mid-America, LLC to construct, install, operate, maintain or otherwise locate telecommunication facilities in public ways within the City of Kearney.

RESOLUTION NO. 2020-59

BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that the Mayor be and is hereby authorized and directed to execute the Franchise Agreement between the City of Kearney, Nebraska and Spectrum Mid-America, LLC, authorizing Spectrum Mid-America, LLC, to construct, operate and maintain a Cable System within the City pursuant to the Cable Ordinances, to include the use of Public Ways and Easements within the City of Kearney. A copy of the Agreement, marked as Exhibit "1", is attached hereto and made a part hereof by reference.

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

8. Adopt Resolution No. 2020-60 granting a non-exclusive franchise agreement to Fibervision, LLC to construct, install, operate, maintain or otherwise locate telecommunication facilities in public ways within the City of Kearney.

RESOLUTION NO. 2020-60

BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that the Mayor be and is hereby authorized and directed to execute the Franchise Agreement between the City of Kearney, Nebraska and Fibervision, LLC, authorizing Fibervision, LLC, to construct, operate and maintain a Cable System within the City pursuant to the Cable Ordinances, to include the use of Public Ways and Easements

within the City of Kearney. A copy of the Agreement, marked as Exhibit "1", is attached hereto and made a part hereof by reference.

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

9. Approve the purchase of a 2020 Elgin Whirlwind Street Sweeper on a 2021 Freightliner M2 Chassis in the amount of \$262,137.95 submitted by Nebraska Environmental Products under the Sourcewell Cooperative Purchasing Contract program to be used in the Public Works Department.

10. Adopt Resolution No. 2020-61 approving Change Order No. 1 showing an increase in the amount of \$9,345 and extending the Date of Substantial Completion to May 31, 2020 submitted by Ensley Electrical Services and approved by City staff for the installation of a new generator at the Law Enforcement Center.

RESOLUTION NO. 2020-61

WHEREAS, Ensley Electrical Services of Grand Island, Nebraska has performed services in connection with the installation of a new generator at the Law Enforcement Center, and City staff, have filed with the City Clerk Change Order No. 1 showing an increase to the contract sum in the amount of \$9,345 and increasing the original Contract Time by 30 days to accommodate the delay in the shipping of the generator from the manufacturer for a new effective Date of Substantial Completion is May 31, 2020 as shown on Exhibit "A" attached hereto and made a part hereof by reference and as follows:

Original Contract Sum	\$402,680.00
Change Order No. 1 (4-28-20)	+ 9,345.00
Contract Sum To Date	\$412,025.00

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, and hereby find and determine that Change Order No. 1, as shown on Exhibit "A", be and is hereby accepted and approved.

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

11. Adopt Resolution No. 2020-62 approving the Developer Constructed Infrastructure Agreement for Millennial Estates Third Addition between the City of Kearney and Danny Starostka, President of Starostka Group Unlimited, a Nebraska Cooperation, for the construction of paving, water main, sanitary sewer main and storm sewer for Millennial Estates Third Addition, an addition to the City of Kearney, Buffalo County, Nebraska.

RESOLUTION NO. 2020-62

BE IT RESOLVED BY THE PRESIDENT AND COUNCIL OF THE CITY OF KEARNEY, NEBRASKA that the agreement entitled “Developer Constructed Infrastructure Agreement for Millennial Estates Third Addition” between the City of Kearney and Danny Starostka, President of Starostka Group Unlimited, a Nebraska Cooperation, for the construction of paving, water main, sanitary sewer main and storm sewer for Millennial Estates Third Addition, an addition to the City of Kearney, Buffalo County, Nebraska be and is hereby accepted and approved. The Agreement, marked as Exhibit 1 is attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the President of the Council be and is hereby authorized and directed to execute the same agreement on behalf of the City of Kearney.

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

12. Accept the bids received for the 2020 Part 4 Improvements for the removal and replacement of asphalt roadway of 20th Street/Q Avenue/Coal Chute Road from M Avenue east to the City limit and adopt Resolution No. 2020-63 awarding the bid to J.I.L. Asphalt in the amount of \$466,284.70.

RESOLUTION NO. 2020-63

WHEREAS, Miller & Associates and the City of Kearney have reviewed the sealed bids which were opened on April 21, 2020 at 2:00 p.m. for the 2020 Part 4 Improvements for the removal and replacement of asphalt roadway of 20th Street/Q Avenue/Coal Chute Road from M Avenue east to the City limit; and

WHEREAS, the Engineer’s Opinion of Probable Construction Cost for the project was \$466,561.50; and

WHEREAS, Miller & Associates and the City have recommended the bid offered by J.I.L. Asphalt of Grand Island, Nebraska in the amount of \$466,284.70 be accepted as the lowest responsible bid for the 2020 Part 4 Improvements for the removal and replacement of asphalt roadway of 20th Street/Q Avenue/Coal Chute Road from M Avenue east to the City limit.

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 J.I.L. Asphalt be and is the lowest responsible bidder for the 2020 Part 4 Improvements for the removal and replacement of asphalt roadway of 20th Street/Q Avenue/Coal Chute Road from M Avenue east to the City limit to be constructed in accordance with the plans and specifications on file with the City Clerk and that the bid of J.I.L. Asphalt in the amount of \$466,284.70 be and is hereby accepted.

BE IT FURTHER RESOLVED the Engineer’s Opinion of Probable Construction Cost in the amount of \$466,561.50 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 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

13. WITHDRAWN. Adopt Resolution No. 2020-64 approving the Property Maintenance and Lease Agreement between the City of Kearney and Tyler Kenney for an approximate 6-acre parcel of property located South of 115th Road and East of Pool Road.

RESOLUTION NO. 2020-64

WHEREAS, the City owns a parcel of property consisting of approximately 6-acres to be used for law enforcement training; and

WHEREAS, a portion of this property can be farmed and needs to be maintained for weed control; and

WHEREAS, the City and Tyler Kenney will enter into a Property Maintenance and Lease Agreement in accordance with the terms of said Agreement.

NOW, THEREFORE, BE IT RESOLVED by the President and Council of the City of Kearney, Nebraska, that the Mayor be and is hereby authorized and directed to execute the Property Maintenance and Lease Agreement on behalf of the City of Kearney. The Agreement, marked as Exhibit "A" is attached hereto and made a part hereof by reference.

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

14. Adopt Resolution No. 2020-65 appointing the term vacated by Marion McDermott on the Planning Commission.

RESOLUTION NO. 2020-65

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, a vacancy currently exists on the Planning Commission.

NOW, THEREFORE, BE IT RESOLVED by the 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:

PLANNING COMMISSION

Melissa Scott-Pandorf appointed to fulfill the term vacated by Marion McDermott to July 31, 2020.

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

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

15. Approve the Plans and Specifications for AIP Project No. 3-31-0045-032 for Taxiway 'A' and Connecting Taxiways Rehabilitation at the Kearney Regional Airport and set the bid opening date for June 4, 2020.

V. CONSENT AGENDA ORDINANCES

None.

VI. REGULAR AGENDA

REDEMPTION OF GENERAL OBLIGATION VARIOUS PURPOSE BONDS, SERIES 2012

Regular Agenda Items 1 and 2 were discussed together but voted on separately.

Mayor Clouse opened for discussion the adoption of Resolution No. 2020-66 calling for the redemption of General Obligation Various Purpose Bonds, Series 2012, in the principal amount of \$860,000.

Wendell Wessels, Finance Director, presented this matter to the Council. Approximately a year ago, a one-year note was issued in the amount of \$1,130,000 to pay for the construction of Patriot Park Boulevard; this note comes due on June 15, 2020. The bonds issued tonight will put into place permanent financing over a 20-year period replacing the one-year note that was issued a year ago. Additionally, the City of Kearney reviewed current General Obligation Various Purpose Bonds Series 2012 that are outstanding and determined the City could save considerable interest costs by refinancing the General Obligation Various Purpose Bonds Series 2012. The new Series 2020 bonds will be sold in approximately seven to ten days so the exact savings is unknown until the bonds are issued.

Moved by Buschkoetter seconded by Clouse to approve Resolution No. 2020-66 calling for the redemption of General Obligation Various Purpose Bonds, Series 2012, in the principal amount of \$860,000. Roll call resulted as follows: Aye: Clouse, Lear, Nikkila, Moore, Buschkoetter. Nay: None. Motion carried.

RESOLUTION NO. 2020-66

BE IT RESOLVED by the Mayor and City Council of the City of Kearney, Nebraska, as follows:

Section 1. That the following bonds, in accordance with their option provisions, are hereby authorized to be called for payment as provided in a Direction for Call (as defined below), after which date interest on the bonds will cease:

General Obligation Various Purpose Bonds, Series 2012 dated December 14, 2012, in the outstanding principal amount of \$860,000, numbered as they are shown on the books and records of the Paying Agent and Registrar, maturing in the principal amount and bearing CUSIP numbers as follows:

<u>Principal Amount</u>	<u>Maturity Date</u> <u>December 15</u>	<u>Interest Rate</u>	<u>CUSIP</u>
\$55,000	2020	1.750%	486890 C95
60,000	2021	2.000	486890 D29
60,000	2022	2.200	486890 D37
60,000	2023	2.400	486890 D45
60,000	2024	2.550	486890 D52
65,000	2025	2.650	486890 D60
65,000	2026	2.750	486890 D78
65,000	2027	2.850	486890 D86
90,000	2028	2.950	486890 D94
90,000	2029	3.050	486890 E28
90,000	2030	3.100	486890 E36
100,000	2031	3.150	486890 E44

Said bonds are hereinafter referred to as the "Refunded Bonds."

Said Refunded Bonds are subject to redemption at any time on or after December 14, 2017, at the principal amount thereof plus accrued interest to date fixed for redemption, and said interest is payable semiannually.

Section 2. The Refunded Bonds are to be paid off at the office of the Treasurer of the City of Kearney, Nebraska, as paying agent and registrar (the "Paying Agent and Registrar").

Section 3. The Mayor of the City (the "Authorized Officer") is hereby at any time on or after the date of this resolution authorized to direct the irrevocable call of the Refunded Bonds on behalf of the City and such direction, when made in writing (the "Direction for Call"), shall constitute the action of the City without further action of the Mayor or Council of the City. The redemption date included in the Direction for Call may be set for any date on or prior to December 31, 2020, after which time the Authorized Officer shall have no authority to make any such determination hereunder without further action of the Mayor and Council of the City and this resolution shall be of no further force and effect.

Section 4. A copy of this resolution shall be filed with the Paying Agent, together with an executed Direction for Call, which delivery of Direction for Call is necessary in order for the call of the Refunded Bonds to be effective hereunder. Upon receipt of an executed Direction for Call, the Paying Agent is hereby instructed to mail notice to each registered owner of the Refunded Bonds not less than thirty days prior to the date fixed for redemption, all in accordance with the ordinance authorizing the issuance of the Refunded Bonds, and to take all other actions deemed necessary in connection with the redemption of the Refunded Bonds.

PASSED AND APPROVED THIS 28TH DAY OF APRIL, 2020.

ATTEST:
LAUREN BRANDT
CITY CLERK

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

ORDINANCE NO. 8413 AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION VARIOUS PURPOSE AND REFUNDING BONDS, SERIES 2020

Regular Agenda Items 1 and 2 were discussed together but voted on separately.

Council Member Clouse introduced Ordinance No. 8413 authorizing the issuance of General Obligation Various Purpose and Refunding Bonds, Series 2020, of the City of Kearney, Nebraska, in the principal amount of not to exceed \$2,050,000 for the purpose of paying the costs of constructing street improvements in Paving Improvement District No. 2019-998 of said City, including payment of interim financing related to said street improvements and for refunding certain outstanding bonds of the City; directing the application of the proceeds of said bonds; prescribing the form of said bonds; providing for the levy and collection of taxes to pay the same; authorizing officers of the City to make arrangements for the sale of the bonds and to designate the final terms, rates and maturity schedule for said bonds within stated parameters; authorizing the delivery of the bonds to the purchaser, and moved that the statutory rules requiring ordinances to be read by title on three different days be suspended and said ordinances be considered for passage on the same day upon reading by number only, and then placed on final passage and that the City Clerk be permitted to call out the number of the ordinance on its first reading and then upon its final passage. Council Member Nikkila seconded the motion to suspend the rules for Ordinance No. 8413. President of the Council asked for discussion or if anyone in the audience was interested in the ordinance. No one responded. Clerk called the roll which resulted as follows: Aye: Clouse, Nikkila, Moore, Buschkoetter, Lear. Nay: None. Motion to suspend the rules having been concurred in by three-fourths of the City Council, said motion was declared passed and adopted. City Clerk read Ordinance No. 8413 by number. Roll call of those in favor of the passage of said ordinance on the first reading resulted as follows: Aye: Clouse, Nikkila, Moore, Buschkoetter, Lear. Nay: None. Motion carried. Ordinance was read by number.

Moved by Nikkila seconded by Moore that Ordinance No. 8413 be passed, approved and published as required by law. Roll call resulted as follows: Aye: Clouse, Moore, Buschkoetter, Lear, Nikkila. Nay: None. Motion carried.

By reason of the roll call voted on the first reading and final passage of the ordinance, Ordinance No. 8413 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.

OPEN ACCOUNT CLAIMS

Moved by Moore seconded by Lear that the Open Account Claim in the amount of \$19.80 payable to Goodwill Industries be allowed. Roll call resulted as follows: Aye: Clouse, Lear, Nikkila, Moore. Nay: None. Buschkoetter abstained. Motion carried.

Moved by Lear seconded by Buschkoetter that the Open Account Claim in the amount of \$88,330.32 payable to Nebraska Public Power District be allowed. Roll call resulted as follows: Aye: Lear, Nikkila, Moore, Buschkoetter. Nay: None. Clouse abstained. Motion carried.

VII. REPORTS

Michael Morgan, City Manager, made clarification regarding the airport funding from the CARES Act by stating that out of the \$16,800,000 grant, the City could receive \$4,300,000 over the next four years for actual documented expenses that meet federal guideline criteria. Mr. Morgan stated after establishing a budget for the next four years, the initial grant for documented expenses will be under \$4,000,000. The second portion of the \$16,800,000 pertains to development projects. Mr. Morgan stated development projects were already eligible to receive funding even before the CARES Act, and are already included in the City's Airport Improvement Program Fund. These development projects include a new terminal and new T-Hangers. The only difference in funding through the CARES Act is the City receives 100% funding for these development projects where as previously these project costs were split 90/10 between the federal government and the City of Kearney.

Council Member, Jonathan Nikkila, asked what the City is hearing from Two Rivers Public Health Department regarding their recommendations for Buffalo County relating to what is going on in Dawson and Hall County's concerning COVID-19.

Mr. Morgan stated at the weekly meeting with Kearney hospitals and City Physician, Dr. Messbarger it was noted there has been an increase in COVID-19 cases; Buffalo County has almost 100 cases. Two Rivers Health Department, which includes Dawson County, is reporting several hundred cases. Currently there are 30 COVID-19 cases in Kearney's hospitals with less than 20 people on ventilators; there is still significant capacity in both facilities to handle additional cases. Both hospitals in Kearney are receiving patients from other communities. Mr. Morgan has been in communication with City Administrators in both Lexington and Grand Island.

Mr. Morgan clarified the Directive Health Measures (DHM) still in place for Kearney. Social/physical distancing of at least six-feet and limits to gatherings of 10 people or less are still in place through May 31st. Per the Governor, DHM's regarding churches, elective surgeries, certain dental procedures and gatherings such as funerals will expire on May 4, 2020 as long as they are meeting the social/physical distancing and gatherings rules. Salons, restaurants and fitness centers are still not able to open until May 11th; bars are not able to open until May 31st. All of these dates are subject to change.

Mr. Morgan stated City staff are expecting a 25% to 35% reduction in sales tax this fiscal year. City staff are looking ahead to next year's budget but feel prepared to handle the loss to reserves and have reduced the number of upcoming projects.

Mr. Morgan stated there continues to be a lot of construction in Kearney. Regarding City staff, certifications and training continues online, cross training both in Departments and in between some Departments is occurring as well as completion of numerous deferred maintenance projects. Mr. Morgan stated the golf course is now open to members and everyone has been very cooperative. Mr. Morgan reminded parents to encourage their children to stay home as there have been some reports of larger groups of young people gathering throughout the community. The community overall has done a great job with compliance to current DHM's.

VIII. ADJOURN

Moved by Clouse seconded by Nikkila that Council adjourn at 5:50 p.m. Roll call resulted as follows: Aye: Clouse, Nikkila, Moore, Buschkoetter, Lear. Nay: None. Motion carried.

ATTEST:

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

**LAUREN BRANDT
CITY CLERK**