

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

July 13, 2021

5:30 p.m.

I. ROUTINE BUSINESS

1. Invocation/Moment of Silence.
2. Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication; Recognition of visitors.

II. UNFINISHED BUSINESS

III. PUBLIC HEARINGS

1. Conduct a public hearing on the Applications submitted by Miller & Associates for Oak Park Development, LLC to 1) vacate Lot 3 and Lot 4, Oak Park Center, an addition to the City of Kearney, Buffalo County, Nebraska and consider Ordinance No. 8504; and 2) the Final Plat and Subdivision Agreement for Oak Park Center Third, an addition to the City of Kearney, Buffalo County, Nebraska for property described as Lot 3 and Lot 4 (to be vacated), Oak Park Center, an addition to the City of Kearney, Buffalo County, Nebraska and being part of the Northeast Quarter of the Northeast Quarter, Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (Southwest Corner of 54th Street and 2nd Avenue) and consider Resolution No. 2021-112.
2. Conduct a public hearing on the proposed acquisition of 1) a tract of land being part of the East Half of the Northeast Quarter of Section 29, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska, dedicated for a 66.00-foot wide Permanent Right of Way & Utility Easement purposes from Butler Machinery Company, Inc., a North Dakota Corporation and consider Resolution No. 2021-113; and 2) a tract of land being part of the Northeast Quarter of the Northeast Quarter of Section 29, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska, dedicated for Sanitary Sewer Easement purposes from Butler Machinery Company, Inc., a North Dakota Corporation and consider Resolution No. 2021-114.
3. Conduct a public hearing on the proposed acquisition of a Permanent Storm Sewer Easement being a strip of land being 20.0 feet in width being part of the Northeast Quarter of the Southeast Quarter of Section 24, Township 9 North, Range 16 West of the 6th P.M.,

Buffalo County, Nebraska from NP Land Development, Inc., a Nebraska Corporation and consider Resolution No. 2021-115.

IV. CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held June 22, 2021 and Minutes of Special Meeting held July 6, 2021.
2. Approve the Claims.
3. Approve the recommendation from the Development Services Division extending the current manufactured home court licenses for L & M Mobile Home Park, 1110 Central Avenue and East Lawn Mobile Homes Estates, 2900 and 3010 Grand Avenue licenses an additional 30 days to correct deficiencies.
4. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Lance Kramer submitted by U Save Foods, Inc. dba Family Fresh Market #765 located at 3920 2nd Avenue in connection with their Class C-107221 liquor license.
5. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the new Class I-124225 liquor license application and manager application for Jasmin McGinnis submitted by Jazzed Bean, LLC dba Barista's Daily Grind located at 2301 13th Avenue.
6. Adopt Resolution No. 2021-116 repealing Resolution No. 2020-109 and approving the corrected legal description for allowable submission to the Buffalo County Assessor's Office and Buffalo County Treasurer's Office in connection with the redevelopment project submitted by Millennium Development LLC for Redevelopment Area #10 for property located South of West 24th Street and West of University Drive.
7. Approve the Application for Special Assessment for Agricultural Deferral submitted by TS Development, LLC with regard to Paving Improvement District No. 2014-971, Water District No. 2014-575 and Sanitary Sewer District No. 2014-513 for a tract of land being part of Government Lot 3, part of the North Half of the Northeast Quarter, all of Government Lot 4 and part of accretions in Section 9, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska; AND a tract of land being part of Government Lots 2 and 3 and part of the North Half of the Northeast Quarter and part accretions all located in Section 9, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (30th Avenue from 11th Street south 1,500 feet).
8. Adopt Resolution No. 2021-117 approving Application and Certificate for Payment No. 1 in the amount of \$58,981.50 submitted by Ensley Electrical Services and approved by Olsson for the Pedestrian Hybrid Beacons involving work associated with the construction of three (3) Pedestrian Hybrid Beacon's (PHB) at 4-lane trail crossings at 11th Street, 30th Avenue, & 17th Avenue.
9. Adopt Resolution No. 2021-118 approving the Developer Constructed Infrastructure Agreement for 4 Suns Subdivision between the City of Kearney and Levi Arneson, President

of Kearney Warehouse One, LLC, a Nebraska Limited Liability Company for the construction of paving, water main, sanitary sewer main and storm sewer to serve 4 Suns Subdivision, a subdivision being part of the Northeast Quarter of the Northeast Quarter of Section 7 and part of Government Lot 1 in Section 8, all in Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska.

10. Adopt Resolution No. 2021-119 approving the Purchase Agreement between Buffalo Outdoor Power, LLC, a Nebraska Limited Liability Company and the City of Kearney for the purchase of Lots 529 and 530, Original Town of Kearney Junction, now the City of Kearney, Buffalo County, Nebraska (2010 B Avenue).
11. Adopt Resolution No. 2021-120 approving T-Hangar C-01 Lease Agreement at the Kearney Regional Airport between the City of Kearney and Robert Groetke.
12. Approve the Plans and Specifications for the 2021 Part 4 Improvements; Traffic Signal at the Intersection of 15th Avenue and 11th Street and set the bid opening date for August 3, 2021 at 2:00 p.m.
13. Adopt Resolution No. 2021-121 approving Application and Certificate for Payment No. 4 in the amount of \$58,202.18 submitted by Nielsen Contracting and approved by Miller & Associates for 2020 Part 6 Improvements for 22nd Avenue and 6th Street in connection with Paving Improvement District Nos. 2020-002 and 2020-003 (Bid B, Paving).
14. Adopt Resolution No. 2021-122 approving Application and Certificate for Payment No. 1 in the amount of \$576,426.60 submitted by Dan Roeder Concrete and approved by Olsson for 2020 Part 2 Improvements; 31st Street from D Avenue to G Avenue.

* *Any item listed on the Consent Agenda may, by the request of any single Council member, be considered as a separate item under the Regular Agenda Section of the Agenda.*

V. CONSENT AGENDA ORDINANCES *

1. Approve Ordinance No. 8505 amending Section 7-402 "Composition" of Article 4 "Golf Advisory Board" of Chapter 7 "Park and Recreation" of the City Code to amend the members consisting of the Golf Advisory Board from six (6) to five (5); and amending Section 7-409 "Quorum" of Article 4 "Golf Advisory Board" of Chapter 7 "Park and Recreation" of the City Code to amend the members that constitute a quorum from four (4) to three (3) and to amend from four (4) votes to three (3) votes for the passage of any motion, resolution or order by the Board.

VI. REGULAR AGENDA

1. Consider Resolution No. 2021-123 approving the redevelopment project submitted by Peanut Butter & Jelly, LLC for Redevelopment Areas #2 & #8 for an area described as a tract of land being part of Lot 6, Younes Center Fifth Addition, an addition to the City of Kearney, Buffalo County, Nebraska (Southeast of 6th Avenue and Talmadge Street intersection).

VII. REPORTS

VIII. ADJOURN

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The Mayor and City Council reserve the right to adjourn into executive session as per Section 84-1410 of the Nebraska Revised Statutes. 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