

# **KEARNEY CITY COUNCIL**

## **AGENDA**

**City Council Chambers, 18 East 22nd Street**

**November 9, 2021**

**5:30 p.m.**

### **I. ROUTINE BUSINESS**

1. Invocation/Moment of Silence.
2. Presentation of Colors by the Kearney Police Department Honor Guard and Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication; Recognition of visitors.
  - a) Recognition Ceremony for Promotion of Police Sergeant Doug McCarty.
  - b) Proclamation for National Homelessness and Hunger Awareness Week.

### **II. UNFINISHED BUSINESS**

### **III. PUBLIC HEARINGS**

1. POSTPONED ON OCTOBER 12 AND 26, 2021. REMOVE FROM THE TABLE. Conduct a public hearing on the Application submitted by Trenton Snow for Tracy & Jolynn Cook for the Final Plat and Subdivision Agreement for Lake Villa Estates Fifth, an addition to the City of Kearney, Buffalo County, Nebraska for property described as a tract of land part of Government Lot 2 and part of Government Lot 3 in Section 13, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (North of Emerald Drive and East of Tahoe Drive) and consider Resolution No. 2021-189.
2. Conduct a public hearing on the applications submitted by Buffalo Surveying Corp. for Advent Group, LLC to 1) vacate Lot 1 and Lot 2, Master's Business Park, a subdivision being part of Government Lot 2 and part of Government Lot 3 located in the South Half of the Southeast Quarter of 27, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska and consider Ordinance No. 8522; 2) vacate Lot 1 Master's Business Park Second, a subdivision being part of Government Lot 2 and part of Government Lot 3 located in the Southeast Quarter of Fractional Section 27, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska and consider Ordinance No. 8523; and 3) the application by Buffalo Surveying Corp. for Advent Group, LLC and Blessing Premier Property, LLC to rezone from District AG, Agricultural District to District M-1, Limited Industrial District for property described as a tract of land being part of Government Lot 2 and part of Government Lot 3 located in Fractional Section 27, Township 9 North, Range

15 West of the 6th P.M., Buffalo County, Nebraska; AND a tract of land being part of Government Lot 2 located in Fractional Section 27, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (approximately 1,930-feet West of Imperial Avenue and North of East Highway 30) and consider Ordinance No. 8524.

3. Conduct a public hearing on the application submitted by Buffalo Surveying Corp. for Advent Group, LLC and Blessing Premier Property, LLC for the Final Plat and Subdivision Agreement for Master's Business Park Third, a subdivision being part of Government Lot 2 and part of Government Lot 3 located in the Southeast Quarter of Fractional Section 27, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska, for property described as a tract of land being part of Government Lot 2 and part of Government Lot 3 located in Fractional Section 27, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska, with said tract of land being inclusive of Lot 1 and Lot 2, Master's Business Park, a subdivision being part of Government Lot 2 and part of Government Lot 3 located in the Southeast Quarter of Fractional Section 27, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska, with said Lot 1 and Lot 2, Master's Business Park to be vacated, and said tract of land being inclusive of Lot 1, Master's Business Park Second, a subdivision being part of Government Lot 2 and part of Government Lot 3 located in the Southeast Quarter of Fractional Section 27, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska, with said Lot 1, Master's Business Park Second to be vacated (approximately 1,930-feet West of Imperial Avenue and North of East Highway 30) and consider Resolution No. 2021-210.
4. Conduct a public hearing on the application submitted by Miller & Associates for Farm Life, LLC for an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from Urban Reserve to Business Park for property described as a tract of land being part of the Northeast Quarter of the Southeast Quarter of Section 17, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (Southwest of 78th Street and Cherry Avenue, along the Kearney East Expressway) and consider Resolution No. 2021-211.
5. Conduct a public hearing on the application submitted by Miller & Associates for Farm Life, LLC to rezone from District AG, Agricultural District to District BP, Business Park District for property described as a tract of land being part of the Northeast Quarter of the Southeast Quarter of Section 17, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (Southwest of 78th Street and Cherry Avenue, along the Kearney East Expressway) and consider Ordinance No. 8525.
6. Conduct a public hearing on the application submitted by Miller & Associates for Farm Life, LLC for the Final Plat and Subdivision Agreement for Downey Subdivision, a subdivision being part of the Northeast Quarter of the Southeast Quarter of Section 17, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska, for property described as a tract of land being part of the Northeast Quarter of the Southeast Quarter of Section 17, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (Southwest of 78th Street and Cherry Avenue, along the Kearney East Expressway) and consider Resolution No. 2021-212.

7. Conduct a public hearing on the proposed acquisition of an interest in real property by purchase of a tract of land described as Lots 529 and 530, Original Town of Kearney Junction, now the City of Kearney, Buffalo County, Nebraska and consider Resolution No. 2021-213.

#### **IV. CONSENT AGENDA \***

1. Approve Minutes of Regular Meeting held October 26, 2021.
2. Approve the Claims.
3. Adopt Resolution No. 2021-214 approving the updated Standard Contract for Engineering Services for the City of Kearney, Nebraska.
4. Approve the Plans and Specifications for the Patriot Boulevard Water Main Extension and set the bid opening date for December 7, 2021 at 2:00 p.m.
5. Accept the bids received for the 1.5 MG & 2 MG Elevated Water Storage Facility Paint Restoration and adopt Resolution No. 2021-215 awarding the bid to Onyx Blasting and Coating, LLC in the amount of \$386,420.
6. Adopt Resolution No. 2021-216 approving Application and Certificate for Payment No. 4 in the amount of \$269,643.33 submitted by Blessing Construction and approved by Miller & Associates for the 2020 Part 7 Improvements; Downtown Asphalt project.
7. Approve the purchase of a Caterpillar D6 Crawler Dozer with the Waste Handling Package in the amount of \$348,080.00 submitted by Nebraska Machinery Company under the Sourcewell Cooperative Purchasing Contract program to be used at the Kearney Area Solid Waste Agency Landfill by the Utilities Department.
8. Adopt Resolution No. 2021-217 approving Change Order No. 1 showing an increase in the amount of \$4,102.98, Application and Certificate for Payment No. 1-Final in the amount of \$236,702.98 and accept the Certificate of Substantial Completion submitted by Simon Contractors and approved by Miller & Associates for the Yanney Park – 8th Street Pedestrian Bridge.
9. Adopt Resolution No. 2021-218 repealing Resolution No. 2021-195 and approving the Amendment No. AJW-FN-CSA-21-CE-004733 to the Non-Federal Reimbursable Agreement between the City of Kearney and the Federal Aviation Administration for FAA NAVAIDs Engineering to perform site visit, preliminary design, engineering, review, and construction/installation activities for the Terminal Expansion project impacting FAA NAS facilities including Automated Weather Observing System, Radio Communications Outlet, Instrument Landing Systems Remote Monitoring System, FAA Telecommunications Infrastructure circuits, FAA cabling and infrastructure and includes corrected costs/fee at the Kearney Regional Airport.
10. Adopt Resolution No. 2021-219 approving Application and Certificate for Payment No. 1 in the amount of \$43,541.10 submitted by Tri-City Concrete, LLC and approved by Miller & Associates for the Landfill Bypass Road Improvements.

\* ***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. 8526 authorizing and directing the transfer and conveyance for a tract of land being Lots 68, 69, 70, 71 and 72, Southwest Quarter of School Section Addition, an addition to the City of Kearney, Buffalo County, Nebraska to the Museum of Nebraska Art, Inc., a Nebraska Non-Profit Corporation.

**VI. REGULAR AGENDA**

- 1. Open Account Claim to NPPD - \$8,537.83.

**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](http://www.cityofkearney.org)