

# **KEARNEY CITY COUNCIL**

## **AGENDA**

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

**January 25, 2022**

**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. **POSTPONED SINCE DECEMBER 14, 2021. REMOVE FROM THE TABLE.** Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. for Kdiver, LLC, a Nebraska Limited Liability Company for an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from Rural Estates and Agriculture to Low Density Residential for property described a tract of land being a part of the Northeast Quarter of the Northeast Quarter, part of Government Lots 1 and 2, part of accretion lands deriving from and adjacent to Government Lots 1 and 2, all located in Section 13, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska, said tract also being a part of accretion lands deriving from and adjacent to Government Lot 2 located in Section 18, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (East of Ontario Road and Tahoe Drive, Southwest of Avenue M and East 1st Street) and consider Resolution No. 2021-235.
2. **POSTPONED SINCE DECEMBER 14, 2021. REMOVE FROM THE TABLE.** Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. for Kdiver, LLC, a Nebraska Limited Liability Company to rezone from District R-1, Urban Residential Single-Family District (Low Density) to District AG, Agricultural District for property described as a tract of land being a part of the Northeast Quarter of the Northeast Quarter, part of Government Lots 1 and 2, part of accretion lands deriving from and adjacent to Government Lots 1 and 2, all located in Section 13, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska, said tract also being a part of accretion lands deriving from and adjacent to Government Lot 2 located in Section 18, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (East of Ontario Road and Tahoe Drive, Southwest

of Avenue M and East 1st Street) and consider Ordinance No. 8538.

3. **POSTPONED SINCE DECEMBER 14, 2021. REMOVE FROM THE TABLE.** Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. for Kdiver, LLC, a Nebraska Limited Liability Company for a Conditional Use Permit for a resource extraction operation on property to be zoned District AG, Agricultural District and described as a tract of land being a part of the Northeast Quarter of the Northeast Quarter, part of Government Lots 1 and 2, part of accretion lands deriving from and adjacent to Government Lots 1 and 2, all located in Section 13, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska, said tract also being a part of accretion lands deriving from and adjacent to Government Lot 2 located in Section 18, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (East of Ontario Road and Tahoe Drive, Southwest of Avenue M and East 1st Street) and consider Ordinance No. 8539.
4. Conduct a public hearing on the proposed acquisition for a Permanent 5-foot wide Utility Easement granted by Starostka Group Unlimited, Inc., a Nebraska Corporation, for a tract of land located in part of Lot 6, Block Three, Millennial Estates Fifth Addition, an addition to the City of Kearney, Buffalo County, Nebraska and consider Resolution No. 2022-27.

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

1. Approve Minutes of Regular Meeting held January 11, 2022.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set February 8, 2022 at 5:30 p.m. as date and time for hearing on those applications where applicable.
4. Adopt Resolution No. 2022-28 approving the Annual Redevelopment Project Report as required by State Statute 18.2117.02.
5. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the Class I-124524 liquor license application and manager application for Trista Cress submitted by Golden Ticket Cinemas Inc dba Golden Ticket Cinemas located at 5031 2nd Avenue, Suite #33.
6. Accept the proposals received for the City Hall Boiler Replacement and award the proposal submitted by Rasmussen Mechanical Services in the amount of \$55,417.
7. Adopt Resolution No. 2022-29 approving the revised Kearney Public Library Policy Manual as recommended by the Library Advisory Board.
8. Adopt Resolution No. 2022-30 approving Change Order No. 1 increasing the substantial completion date to October 28, 2022 and the final completion date to November 11, 2022 submitted by Duncan Theis Construction, Inc. and approved by Olsson for the Yanney Park Maintenance Building.
9. Approve the Plans and Specifications for the Water Utility Communication Line and set the bid opening date for February 15, 2022 at 2:00 p.m.

10. Adopt Resolution No. 2022-31 approving the utilization of the Construction Management at Risk Method for the proposed Kearney Indoor Sports Complex in accordance with Sections §13-2901 through §13-2914 of the Nebraska Revised Statutes and Section 1-1520 “Political Subdivision Construction Alternatives Act” to Article 15 “Purchasing” of Chapter 1 “Administration”.
11. Adopt Resolution No. 2022-32 approving Change Order No. 4 showing a decrease in the amount of \$211,243.35 submitted by Paulsen, Inc. and approved by Alfred Benesch and Company for AIP Project No. 3-31-0045-032 in connection with the Taxiway ‘A’ & Connecting Taxiway Rehabilitation project at the Kearney Regional Airport.
12. Adopt Resolution No. 2022-33 approving Change Order No. 2 showing a decrease in the amount of \$20,748.25 submitted by Paulsen, Inc. and approved by Alfred Benesch and Company for Airport Improvement Program/CARES Act Project (No. 3-31-0045-034) in connection with the Parking Lot Expansion project at the Kearney Regional Airport.
13. Approve the Agreement between the City of Kearney and Central Nebraska Auto Club on behalf of Cruise Nite 2022 which describes parking on these public properties that are prohibited on July 16, 2022 beginning at 2:00 a.m. and adopt Resolution No. 2022-34.

\* *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. Open Account Claim to NPPD - \$80,044.52.

## VII. REPORTS

## VIII. ADJOURN

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Vice-President Randy Buschkoetter  
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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)