

# **KEARNEY CITY COUNCIL**

## **AGENDA**

**City Council Chambers, 18 East 22nd Street  
February 28, 2023**

### **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.
  - a) Proclamation for Kearney's 150th Anniversary Celebration.

### **II. UNFINISHED BUSINESS**

### **III. PUBLIC HEARINGS**

1. Conduct a public hearing on the  $\frac{1}{2}\%$  Sales Tax Capital Improvement Plan for the City of Kearney, Nebraska.
2. Conduct a public hearing for the Council to meet as the Board of Equalization for the purpose of equalizing and levying special assessments on the lots and parcels of land in connection with Paving Improvement District Nos. 2020-002 and 2020-003; Water District Nos. 2020-592 and 2020-593 and Sewer District 2020-528 and consider Resolution No. 2023-31.

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

1. Approve Minutes of Regular Meeting held February 14, 2023.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set March 14, 2023 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 CK-125469 liquor license application and manager application for Heath Smallcomb submitted by Joe's Honky Tonk LLC dba Joe's at the Depot located at 2023 1st Avenue.

5. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Jean Castaneda submitted by The Cigarette Store, LLC dba Smoker Friendly #017 located at 620 East 25th Street, Suite 2 in connection with their Class C-102050 liquor license.
6. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the Class C-124531 liquor license application and manager application for Dereck Djernes submitted by Rising Entertainment, LLC dba Axe Holes located at 5012 West 3rd Avenue.
7. Adopt Resolution No. 2023-32 approving an amendment to the Real Estate Purchase Agreement between the City of Kearney and Prataria Ventures – Kearney LLC a Nebraska limited liability company.
8. Consider Resolution No. 2023-33 authorizing proposed funding for the Nebraska Firefighters Museum and Education Center to assist with the purchase of a new HVAC unit for the Museum.
9. Adopt Resolution No. 2023-34 approving Change Order No. 2 showing a decrease in the amount of \$140,097.85 and Application and Certificate for Payment – Final in the amount of \$47,956.42 and accept the Certificate of Substantial Completion submitted by Wilke Contracting Corp. and approved by Oak Creek Engineering for the 2020 Part 3 Improvements; 2nd Avenue Overpass Extension Joint Repair.
10. Adopt Resolution No. 2023-35 appointing Jonathan Brandt and Wendell Wessels to fulfill vacancies on the City of Kearney Facilities Corporation.
11. Adopt Resolution No. 2023-36 approving the submission of 2 QCT Grant Applications, a new grant program through the Nebraska Department of Economic Development, submitted by Staff, as part of the QCT Grant Application process.
12. Adopt Resolution No. 2023-37 approving an amendment to the Development Agreement for the Kearney indoor sports complex between the City of Kearney and the Kearney Visitor's Bureau
13. Adopt Resolution No. 2023-38 approving Application and Certificate for Payment No. 6 in the amount of \$1,208,219.37 submitted by John T. Jones Construction Co. and approved by Miller & Associates for the WWTP Phase II Improvements; Water Resource Recovery Facility.
14. Adopt Resolution No. 2023-39 approving Application and Certificate for Payment No. 3 in the amount of \$159,443.93 submitted by Midlands Contracting, Inc. and approved by Miller & Associates for the Booster Pump Stations, Renovations and Associated 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 \*

## VI. REGULAR AGENDA

1. Receive and accept the City of Kearney Annual Financial Report prepared by the accounting firm of KSO CPAs + Advisors.
2. Open Account Claim to NPPD - \$100,478.82.

## VII. REPORTS

## VIII. ADJOURN

Mayor Stanley Clouse  
4907 Linden Drive Place  
627-6730 cell  
238-5210 office  
[mayor@kearneygov.org](mailto:mayor@kearneygov.org)

Vice-President Randy Buschkoetter  
1110 13th Avenue  
234-5553 home  
440-0358 cell  
[citycouncil@kearneygov.org](mailto:citycouncil@kearneygov.org)

Council Member Bruce Lear  
4803 Avenue L Place  
234-5354 home  
308-389-8770 office  
[citycouncil@kearneygov.org](mailto:citycouncil@kearneygov.org)

Council Member Tami James  
Moore  
704 10th Avenue  
440-6992 cell  
[citycouncil@kearneygov.org](mailto:citycouncil@kearneygov.org)

Council Member Jonathan Nikkila  
4 Regency Place  
224-4309 cell  
[citycouncil@kearneygov.org](mailto:citycouncil@kearneygov.org)

City Manager Michael Morgan  
18 East 22nd Street  
233-3214 office  
[mmorgan@kearneygov.org](mailto:mmorgan@kearneygov.org)

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)