

# **KEARNEY CITY COUNCIL**

## **AGENDA**

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

**November 11, 2008**

**7:00 p.m.**

### **I ROUTINE BUSINESS**

1. Invocation – Reverend Gary Main, First United Methodist Church.
2. Presentation of the Colors by American Legion Post 52.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication - Recognition of visitors.

### **II UNFINISHED BUSINESS**

None.

### **III PUBLIC HEARINGS**

1. Conduct a public hearing on the reconsideration of Conditional Use Permit No. 2000-11 which was transferred to Shaila Hisey for a daycare center on property zoned “District R-1, Urban Residential Single-Family District (Low Density)” and described as Lot 4 of Block 3, Sunny Acres Second Subdivision to the City of Kearney, Buffalo County, Nebraska (1411 East 33rd Drive).

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

1. Approve Minutes of Special Meeting held October 21, 2008 and the Minutes of the Regular Meeting held October 28, 2008.
2. Approve the Claims.
3. Accept the public improvements constructed under, and in accordance with, the terms of the Developer Constructed Infrastructure Agreement for Aspen Meadows Addition, Brandt’s Hillside Estates Addition; Lots 2 through 9 of Block 1, Kearney Plaza Sixth; Eastbrooke Ninth Addition; and Eastbrooke Eighth Addition, all in the City of Kearney, Buffalo County, Nebraska and approve **Resolution No. 2008-204**.
4. Approve the request submitted by the Kearney Family YMCA to conduct the Turkey Trot on November 27, 2008 beginning at 9:00 a.m. The route for the 2-Mile Run/Walk is to begin/finish at the YMCA, south on 6th Avenue, west on 35th Street, south on 7th Avenue, southeast through Harmon Park to the intersection of 29th Street and 5th Avenue, north on 5th Avenue, west to 33rd Street, north on 6th Avenue to YMCA. The route for the 5-Mile Run is to begin/end at YMCA, south on 6th Avenue, east on 33rd Street, south on 5th Avenue, west on 26th Street

through Campus, north on 15th Avenue, west on hike/bike trail, north on Country Club Lane, east on 35th Street, north on 11th Avenue, east on 39th Street, north on 6th Avenue to YMCA.

5. Grant a Right-of-Way Easement to Frontier Communications Corporation, a Citizens Telecommunications Company of Nebraska, for a 20 foot by 20 foot tract of land being part of the Southwest Quarter of the Southwest Quarter of Section 19, Township 9 North, Range 16 West of the 6<sup>th</sup> PM., Buffalo County, Nebraska for the location of a communications cabinet and approve **Resolution No. 2008-205**.
  6. Approve the recommendation from the Utilities Department for the purchase of a Front Load Refuse Compactor Truck to be used by the Sanitation Division from Elliott Equipment of Lincoln, Nebraska in the amount of \$180,265.00.
  7. Approve the recommendation from the Utilities Department for the purchase of a Side Load Refuse Compactor Truck to be used by the Sanitation Division from Elliott Equipment of Lincoln, Nebraska in the amount of \$224,100.00.
- \* *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 \*

None.

## VI REGULAR AGENDA

1. **ORDINANCE NO 7476** – Amend Conditional Use Permit No. 2000-11 transferred to Shaila Hisey allowing a daycare center on property zoned “District R-1, Urban Residential Single-Family District (Low Density)” and described as Lot 4 of Block 3, Sunny Acres Second Subdivision to the City of Kearney, Buffalo County, Nebraska (1411 East 33rd Drive). (*Pertains to Public Hearing 1*)
2. **ORDINANCE NO. 7477** – Vacate part of Lot 2 of Block 3, Windsor Estates Seventh Addition, an Addition to the City of Kearney, Nebraska, more particularly described as being the south 10.0 feet as measured at right angles from the south line of said Lot 2 of Block 3, Windsor Estates Seventh Addition, an addition to the City of Kearney, Buffalo County, Nebraska (412 West 48th Street).
3. Consider the application for a Special Designated License submitted by JUAN LAZO, dba “El Tropico” in connection with their Class IBK-37623 catering liquor license to dispense beer and distilled spirits in the Exhibit Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on December 6, 2008 from 6:00 p.m. until 1:00 a.m. for a Mexican dance.
4. Consider submitting a Grant Application to the Nebraska Crime Commission for Victim/Witness Division for the Crime Victim Assistance Program and approve **Resolution No. 2008-206**.
5. Consider amending the Agreement with the Kearney Visitors Bureau pertaining to the allocation of lodging tax revenues and approve **Resolution No. 2008-207**.
6. Consider the recommendation from City Administration on providing \$250,000 to go toward the Nebraska Firefighters Museum.
7. Open Account Claims: **Platte Valley State Bank - \$45,594.38, School District #7 - \$10,744.92**

## VII REPORTS

## VIII ADJOURN

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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)