

# **KEARNEY CITY COUNCIL**

## **AGENDA**

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

**December 8, 2009**

**7:00 p.m.**

### **I ROUTINE BUSINESS**

1. Invocation by Reverend Greg Mast, Spirit of Life Church.
2. Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Oral Communication - Recognition of visitors;  
**Presentation of Kearney Volunteer Fire Department Service Awards: Gene Rains 30 years, Tony Rich 15 years, Andrea Weed 15 years, Brian Wolfe 15 years, Dave Pfeiffer 15 years, John Sydow 15 years, Carey Rossell 10 years, Sonny O'Connor 5 years, Ric Pulliam 5 years, Dan Spellman 5 years, and Dan Thompson 5 years.**

### **II UNFINISHED BUSINESS**

1. Consider the renewal of the annual manufactured home court license for Wood River Trailer Court, 865 West 78th Street.

### **III PUBLIC HEARINGS**

1. Conduct a public hearing on the Application submitted by Richard Stacy from Miller & Associates (Applicant) for Rod Rasmussen and Lenny Lovitt (Owner) to rezone from District M-1, Limited Industrial District to District CBD, Kearney Center Mixed Use District for property described as Lots 527 and 528, Original Town of Kearney Junction now the City of Kearney, Buffalo County, Nebraska (115 East 21st Street).
2. Conduct a public hearing on the Application for a Class I-86142 Liquor License submitted by PAIR-A-DICE PROPERTIES VII, INC., dba Country Inn & Suites, located at 105 Talmadge Road, consider the Manager Application for Chelsey Kulhanek, and approve **Resolution No. 2009-212.**
3. Conduct a public hearing on the Application to the Department of Economic Development for a Community Development Block Grant in the amount of \$200,000.00 to be sub-granted to the Great Platte River Road Memorial Foundation to construct a replica Pawnee earth lodge and approve **Resolution No. 2009-213.**
4. Conduct a public hearing for the Council to meet as the Board of Equalization to assess costs for Water District No. 2008-553 for 56th Street from the southwest corner of Lot 11 of Block 6, Eastbrooke Eighth Addition east to the southeast corner of Lot 1 of Block 7, Eastbrooke Eighth Addition; and for Sanitary Sewer District No. 2008-494 in a 20-foot sanitary sewer easement

located along the south side of Block 3, Bel Air Third Addition and approve **Resolution No. 2009-214**.

#### IV CONSENT AGENDA \*

1. Approve Minutes of Regular Meeting held November 24, 2009.
2. Approve the Claims.
3. Accept the bids received for the purchase of an automated side load refuse compactor truck used in the Sanitation Division and award the bid to Sanitation Products Inc. of Sioux Falls, South Dakota in the amount of \$218,742.00.
4. Approve the Developer Constructed Infrastructure Agreement for Cash-Wa Second Addition for the construction of paving, storm sewer and water improvements for Lots 1 and 2 of Block 1, Cash-Wa Second Addition and approve **Resolution No. 2009-215**.
5. Approve the Plans and Specifications for the construction of the 2009 Part 12 Improvements consisting of Water Connection District No. 2009-4 and Sanitary Sewer Connection District No. 2009-2 in 11th Street from the existing main in 11th Street and Kea West Avenue to 30th Avenue, 30th Avenue between North Railroad Street and 11th Street, and 16th Street from 30th Avenue east to its terminus and set the bid opening date for January 6, 2010 at 2:00 p.m.
6. Approve the bids received for the 2009 Part 14 Improvements consisting of Water Connection District No. 2009-3 and Sewer Connection District No. 2009-1 for 17th Street from Avenue K to Avenue M, paving of 17th Street from Avenue K to Avenue M, and paving of Avenue K from 17th Street to 18th Street and approve **Resolution No. 2009-216** awarding the bid to Midlands Contracting in the amount of \$58,335.00 for Bid A (Water and Sewer) and to Dan Roeder Concrete in the amount of \$169,630.50 for Bid B (Paving).
7. Approve the General Administration Contract between the City of Kearney and Miller & Associates for the CDBG-NSP Grant #095N42 in the amount of \$10,000.00 and approve **Resolution No. 2009-217**.
8. Approve Amendment to CDBG-NSP Grant #095N42 Contract to remove the property located at 1831 Avenue H and to add property located at 1825 Avenue I and approve **Resolution No. 2009-218**.

\* *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. Consider **Ordinance No. 7559** creating Water Connection District No. 2009-4 in 11th Street from the existing main in 11th Street and Kea West Avenue to 30th Avenue, thence north in 30th Avenue to 16th Street.
2. Consider **Ordinance No. 7560** creating Sanitary Sewer Connection District No. 2009-2 in 11th Street from the existing main in 11th Street and Kea West Avenue to 30th Avenue, thence north in 30th Avenue to 16th Street.

## VI REGULAR AGENDA

1. Consider **Ordinance No. 7561** to rezone from District M-1, Limited Industrial District to District CBD, Kearney Center Mixed Use District for property described as Lots 527 and 528, Original Town of Kearney Junction now the City of Kearney, Buffalo County, Nebraska (115 East 21st Street). (*Pertains to Public Hearing 1*)
2. Consider the Application for Addition to Liquor License submitted by Eagles Fraternal Order 2722 located at 17 West 24th Street in connection with their Class C-11097 liquor license to include a 50' x 30' beer garden to the southeast of the current facility.
3. Open Account Claims: **Platte Valley State Bank - \$49,592.40, School District #7 - \$9,595.25, Horizon Middle School - \$100.00, Sunrise Middle School - \$100.00**

## VII REPORTS

## VIII ADJOURN

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Vice-President Randy Buschkoetter  
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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)