

# **KEARNEY CITY COUNCIL**

## **AGENDA**

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

**December 14, 2010**

**7:00 p.m.**

### **I ROUTINE BUSINESS AND REORGANIZATION**

1. Invocation by Pastor Charlie Gable from First Church of God.
2. Pledge of Allegiance.
3. Announcement on Open Meetings Act.
4. Roll call.
5. Approve Minutes of Regular Council Meeting of November 23, 2010, and Minutes of the Kearney Area Solid Waste Agency Meeting of September 14, 2010.
6. Accept the Certificate of Vote from the November 2, 2010 General Election for Kearney City Council by the Buffalo County Election Commissioner.
7. City Clerk to administer the Oath of Office to Randy Buschkoetter and Bob Lammers.
8. Nominations and appointment for President/Mayor.
9. Nominations and appointment for Vice-President.
10. Reappointment of Michaëlle Trembly as City Clerk.
11. Oral Communication:
  - **Presentation of Kearney Volunteer Fire Department Service Awards:** Jerry Thompson 20 years, Todd Walton 15 years, Sarah Isaac 10 years, Jason Whalen 10 years, Arron Adams 5 years, Andrew Bennett 5 years, and Jay Mollring 5 years.
  - **Presentation of Firefighter Plaques for completing Firefighter I Course:** Bryan Chase, John Keeney, Brandon Koopman, Mark Panowicz, Thom Schneider, Joel Suggitt, Matt Young.

### **II UNFINISHED BUSINESS**

None.

### **III PUBLIC HEARINGS**

1. Conduct a public hearing on the proposed acquisition of a Permanent Utility Easement granted to the City by Kelly Rapp and Laureen Striker-Rapp of a tract of land being part of the Northwest Quarter of the Northwest Quarter of Section 11 and part of the Southwest Quarter of the Southwest Quarter of Section 2, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska being more particularly described as follows: Referring to the Northwest corner of said Northwest Quarter (also the Southwest corner of said Southwest Quarter) and

assuming the West line of said Northwest Quarter as bearing S00°30'12"W and all other bearings shown hereon relative thereto; thence S00°30'12"W on said West line a distance of 33.01 feet to the Southerly line of 11th Street as platted on the City of Kearney, Buffalo County, Nebraska; thence N89°55'43"E on said Southerly line a distance of 3.87 feet; thence N82°09'52"E on said Southerly line a distance of 61.89 feet to the East line of an N.P.P.D. Canal tract as recorded in Inst. No. 2009-8049 in the Office of the Register of Deeds, Buffalo County, Nebraska, and the ACTUAL POINT OF BEGINNING; thence continuing N82°09'52"E on said Southerly line a distance of 487.61 feet; thence S89°20'16"E on said Southerly line a distance of 59.18 feet to the West line of 16th Avenue as platted for Park View Estates Fifth Addition, a Addition to the City of Kearney, Buffalo County, Nebraska; thence S00°40'27"W on said West line a distance of 7.00 feet; thence N89°20'16"W parallel with said Southerly line a distance of 58.66 feet; thence S82°09'52"W parallel with said Southerly 11th Street right-of-way line a distance of 487.61 feet to said East line; thence N00°11'46"E on said east line a distance of 7.07 feet, containing 0.09 acres, more or less, all in Buffalo County, Nebraska (south of 11th Street west of 16th Avenue) and adopt **Resolution No. 2010-228**.

2. Conduct a public hearing on the proposed acquisition of a Permanent Storm Sewer Easement granted to the City by MJ Development, LLC of a tract of land ten feet in width and being part of Government Lot 6 of Section 11, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska, the centerline being more particularly described as follows: referring to the southwest corner of Government Lot 6 in Section 11 and assuming the south line of Government Lot 6 as bearing N88°07'45"E and all bearings contained herein are relative thereto; thence N88°07'45"E and on said south line of said Government Lot 6 a distance of 1139.68 feet to the southwest corner of Lot 1, Interstate Fifth Addition, an addition to the City of Kearney, Buffalo County, Nebraska; thence N02°11'25"E on the west line of said Lot 1 a distance of 916.60 feet to a point on the south line of Talmadge Street and the northwest corner of said Lot 1; thence N87°48'42"W on the south line of Talmadge Street a distance of 64.0 feet to the Point of Beginning, said point being the centerline of a 10-foot storm sewer easement, thence S29°11'18"W on said centerline a distance of 71.5 feet to the Point of Termination, all in Buffalo County, Nebraska and adopt **Resolution No. 2010-229**.

#### IV CONSENT AGENDA \*

1. Approve the Claims.
2. Reappointment of Randy Buschkoetter to serve on the Kearney Visitors Bureau, and the reappointment of Stan Clouse and Bruce Lear to serve on the Buffalo County Economic Development Council.
3. Accept the Community Oriented Policing Services (COPS) grant award in the amount of \$345,576 and adopt **Resolution No. 2010-230**.
4. Approve the application for a Special Designated License submitted by Alley Rose Inc. of Kearney, NE, dba Alley Rose in connection with their Class IK-21763 catering liquor license to dispense beer, wine and distilled spirits in the Exhibit Building located at the Buffalo County Fairgrounds, 3807 Avenue N on January 22, 2011 from 6:00 p.m. until 12:00 a.m. for a reception.

\* ***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. 7624** creating Paving Improvement District No. 2010-945 for Central Avenue from the south right-of-way line of 1st Street, thence south to its terminus in a cul-de-sac.

## VI REGULAR AGENDA

1. Consider **Resolution No. 2010-231** on the intent to annex the following tract of land into the City limits: Lot 1, Knapp's Second Subdivision of Buffalo County, Nebraska (1616 30th Avenue) and to set the public hearing date for December 28, 2010 at 7:00 p.m.
2. Open Account Claims: **NPPD - \$64,113.05, Platte Valley State Bank - \$48,925.28, School District #7 - \$6,499.05.**

## VII REPORTS

1. Update from Airport Manager on the Airport's inspection record and the Airport Terminal Addition and Renovation Project.

## VIII ADJOURN

Mayor Stanley Clouse  
 4907 Linden Drive Place  
 236-6193 home  
 238-5210 office  
[mayor@kearneygov.org](mailto:mayor@kearneygov.org)

Vice-President Randy Buschkoetter  
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 698-8106 office  
[citycouncil@kearneygov.org](mailto:citycouncil@kearneygov.org)

Council Member Don Kearney  
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 238-2265 office  
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Council Member Bruce Lear  
 4803 Avenue L Place  
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Council Member Bob Lammers  
 8 Crestview Place  
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 234-2577 office  
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City Manager Michael Morgan  
 18 East 22nd Street  
 233-3214 office  
[mmorgan@kearneygov.org](mailto:mmorgan@kearneygov.org)

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)