

# **KEARNEY CITY COUNCIL**

## **AGENDA**

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

**June 14, 2011**

**7:00 p.m.**

### **I ROUTINE BUSINESS**

1. Invocation by Father Mike McDonald from Prince of Peace Church.
2. Pledge of Allegiance.
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 Application submitted by Ron Blessing (Applicant) and Coal Chute Park, L.L.C. (Owner) for a Conditional Use Permit to locate a portable concrete batch plant in the future on property zoned District AG, Agricultural District and described as the East Half of the Northeast Quarter of the Northeast Quarter (a.k.a. the east 20 acres of Government Lot 8) in Section 5, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (3985 Coal Chute Road).
2. Conduct a public hearing on the Application submitted by Paul Brungardt and Gary Sorensen (Applicant) for Jim Otto (Owner) for Planned District Development Plan Approval for office and retail center development on property zoned District C-2/PD, Community Commercial/Planned Development Overlay District for property described as Lot 2, Block 2, Ingalls Crossing, an addition to the City of Kearney, Buffalo County, Nebraska (5609 1st Avenue) and adopt **Resolution No. 2011-57**.
3. Conduct a public hearing on the Application for a Class C-94082 liquor license submitted by Mid-Plains Hospitality Group, Inc., dba Hampton Inn located at 118 3rd Avenue, consider the manager application for Paul Younes and adopt **Resolution No. 2011-58**.
4. Conduct a public hearing on the Application for a Class C-94153 liquor license submitted by The Cigarette Store Corp., dba Smoker Friendly/SF Liquors located at 1325 2nd Avenue, Suite I, consider the manager application for Stacey Lauby and adopt **Resolution No. 2011-59**.

## IV CONSENT AGENDA \*

1. Approve Minutes of Regular Meeting held May 24, 2011.
2. Approve the Claims.
3. Accept the report from the City Clerk on the sufficiency of objection/protest filed in connection with Paving Improvement District No. 2011-947 for the alley lying between 26th Street and 27th Street from 4th Avenue to 5th Avenue.
4. Approve the application for a Special Designated License submitted by Juan Lazo, dba El Tropicico in connection with their 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 July 2, 2011 from 6:00 p.m. until 1:00 a.m. for a dance.
5. Approve Change Order No. 6 showing an increase in the amount of \$4,750.00, accept the Certificate of Substantial Completion submitted by Central Contracting and approved by Wilkins Hinrichs Stober Architects for the Kearney Regional Airport Terminal Addition and Renovation Project and adopt **Resolution No. 2011-60**.
6. Approve the Peterson Senior Activity Center Annual Nutrition Service Contract between the City of Kearney and Community Action Partnership of Mid-Nebraska to serve as the meal service provider and adopt **Resolution No. 2011-61**.
7. Adopt **Resolution No. 2011-62** approving the Cruise Nite parade scheduled for July 16, 2011 at 5:00 p.m. beginning at Railroad Street and Central Avenue, north on Central Avenue and dispersing at the intersection of 28th Street and Central Avenue.
8. Approve the request submitted by Kearney Police Department to temporarily block off 21st Street from Avenue A to Avenue B for parking of additional law enforcement from outside agencies to help with Cruise Nite.
9. Approve the Plans and Specifications for the Terminal Apron Sealcoat, Runway 13/31 Repairs and Airfield Marking Project at the Kearney Regional Airport and set the bid opening date for June 29, 2011 at 2:00 p.m.
10. Accept the bids received for the 2011 Part 2 Improvements consisting of Paving Improvement District No. 2010-942 for 18th Street from 8th Avenue to 9th Avenue; and Paving Improvement District No. 2010-943 for 7th Avenue from 18th Street to 19th Street and adopt **Resolution No. 2011-63** awarding the bid to Dan Roeder Concrete in the amount of \$238,775.00.
11. Approve the request submitted by Buffalo County to vacate a portion of the old Airport Road, specifically the vacation will not extend beyond 807 feet to the north from the intersection of old Airport Road and 39th Street and adopt **Resolution No. 2011-64**.
12. Approve the Development Agreement between the City of Kearney and ACE Irrigation establishing the terms and conditions to be complied with as a part of the vacation of a

portion of old Airport Road and adopt **Resolution No. 2011-65**.

13. Approve Application and Certificate for Payment No. 4 in the amount of \$298,044.63 submitted by General Excavating and approved by Miller & Associates for the 2010 Part 5 Improvements – Bid A consisting of Water District No. 2010-561 commencing at the south line of 56th Street thence northerly to the north line of Spruce Hollow Boulevard in and including all 11th Avenue, 57th Street Place, 59th Street, 61st Street, 61st Street Place, 62nd Street Place and Spruce Hollow Boulevard; and Sanitary Sewer District No. 2010-501 commencing at the south line of 56th Street thence northerly to the north line of Spruce Hollow Boulevard in and including all 11th Avenue, 57th Street Place, 59th Street, 61st Street, 61st Street Place, 62nd Street Place and Spruce Hollow Boulevard and adopt **Resolution No. 2011-66**.
  14. Approve the recommendation from the Development Services Division on the annual renewal of the manufactured home court license for L&M Mobile Home Park, 1122 Central Avenue until May 31, 2012.
  15. Approve T-Hangar B-3 Lease Agreement between the City of Kearney and Phil Jossi/Premier Aviation Training & Management for storage purposes at the Kearney Regional Airport and adopt **Resolution No. 2011-67**.
  16. Reject the bids received for the 2011 Part 3 Improvements for improvements to the 2nd Avenue medians between Talmadge Street and Interstate 80.
- \* *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. Adopt **Ordinance No. 7652** repealing Ordinance No. 7651 creating Paving Improvement District No. 2011-947 for the alley lying between 26th Street and 27th Street from 4th Avenue to 5th Avenue.

## VI REGULAR AGENDA

1. Consider **Ordinance No. 7653** granting a Conditional Use Permit to Ron Blessing (Applicant) and Coal Chute Park, L.L.C. (Owner) to locate a portable concrete batch plant in the future on property zoned District AG, Agricultural District and described as the East Half of the Northeast Quarter of the Northeast Quarter (a.k.a. the east 20 acres of Government Lot 8) in Section 5, Township 8 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (3985 Coal Chute Road). *(Pertains to Public Hearing 1)*
2. Consider the Annexation Agreement submitted by O & O Farms, Inc. with regard to annexing part of Government Lot 3 in Section 7, Township 8 North, Range 15 West of the 6th P.M., containing 2.15 acres, more or less, Buffalo County, Nebraska (Avenue M and the North Channel of the Platte River) and adopt **Resolution No. 2011-68**.
3. Consider the Annexation Agreement submitted by Craig and Christy Wegner with regard to annexing part of the Southwest Quarter of the Southwest Quarter of Section 2

and the Northwest Quarter of the Northwest Quarter of Section 11, all in Township 8 North, Range 16 West of the 6th P.M., containing 0.444 acres, more or less, Buffalo County, Nebraska (1316 West 11th Street) and adopt **Resolution No. 2011-69**.

4. Open Account Claims: **Platte Valley State Bank - \$48,843.34, School District #7 - \$5,705.85**

## 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)