

# **KEARNEY CITY COUNCIL**

## **AGENDA**

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

**March 13, 2012**

**7:00 p.m.**

### **I ROUTINE BUSINESS**

1. Invocation by Pastor Rick Thomason, First Church of the Nazarene.
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 Applications submitted by Trenton Snow (Applicant) for Heber and Carrie Crockett (Owner) as follows: (1) to vacate Lot 2, Johnson Estates, a subdivision being part of the West Half of the Southwest Quarter of Section 29, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and consider **Ordinance No. 7703**; and (2) to rezone from District AG, Agricultural District to District RR-1, Rural Residential District (Rural Standards) property described as a tract of land being part of the Southwest Quarter of Section 29, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (west of 4510 Cottonmill Avenue) and consider **Ordinance No. 7704**.
2. Conduct a public hearing on the Application submitted by Trenton Snow (Applicant) for Heber and Carrie Crockett and Guy Murray and Heather Swanson (Owner) for the Final Plat for Murray Estates, Buffalo County, Nebraska for property described as a tract of land being part of the West Half of the Southwest Quarter of Section 29, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (west of 4510 Cottonmill Avenue) and consider **Resolution No. 2012-31**.
3. Conduct a public hearing on the Application submitted by BD Construction (Applicant) and Loper Suites LLC (Owner) to rezone from District C-2, Community Commercial District to District C-2/PD, Community Commercial/Planned Development Overlay District property described as the south 49 feet of Lot 2, all of Lots 3, 4, 5, 6, 9, 10, and the south 49 feet of Lot 11, all in Block 9, Kearney Land & Investment Company 2nd Addition to the City of

Kearney, Buffalo County, Nebraska, excepting therefrom the west 92 feet of Lot 7 and the west 92 feet of the south 30 feet of Lot 8, Block 9 thereof (2214 14th Avenue) and consider **Ordinance No. 7705**.

4. Conduct a public hearing on the Application submitted by BD Construction (Applicant) and Loper Suites LLC (Owner) for Planned District Development Plan Approval for the construction of a 25-unit apartment complex on property to be zoned District C-2/PD, Community Commercial/Planned Development Overlay District for property described as the south 49 feet of Lot 2, all of Lots 3, 4, 5, 6, 9, 10, and the south 49 feet of Lot 11, all in Block 9, Kearney Land & Investment Company 2nd Addition to the City of Kearney, Buffalo County, Nebraska, excepting therefrom the west 92 feet of Lot 7 and the west 92 feet of the south 30 feet of Lot 8, Block 9 thereof (2214 14th Avenue) and consider **Resolution No. 2012-32**.
5. **Postponed until April 10, 2012.** Conduct a public hearing on the Applications submitted by Buffalo Surveying Corp. (Applicant) for Starostka Group Unlimited, Inc. (Owner) as follows: (1) vacate Lots 1 through 5 of Block 3, all of Avenue L as it abuts Lot 5 of Block 3, all of that part of 66th Street Place as it abuts Lots 1 through 5 of Block 3, and all that part of 66th Street Place as it abuts part of Avenue L, all in Bel Air Second Addition, together with Lot 5 of Block 2 and all that part of 66th Street Place as it abuts said Lot 5 of Block 2, all in Bel Air Fourth Addition and consider **Ordinance No. 7706**; and (2) an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from Low Density Residential to Medium Density Residential for property described as Lots 1 through 5 inclusive of Block Three (to be vacated), Bel Air Second Addition, an addition to the City of Kearney, Buffalo County, Nebraska and part of 66th Street Place, a street in the City of Kearney, and part of Avenue L, a street in the City of Kearney (west of the intersection of Avenue N and 66th Street) and consider **Resolution No. 2012-33**.
6. **Postponed until April 10, 2012.** Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. (Applicant) for Starostka Group Unlimited, Inc. (Owner) to rezone from District R-1, Urban Residential Single-Family District (Low Density) to District R-2/PD, Urban Residential Mixed-Density/Planned Development Overlay District property described as Lots 1 through 5 inclusive of Block 3 (to be vacated), Bel Air Second Addition, an addition to the City of Kearney, Buffalo County, Nebraska and part of 66th Street Place, a street in the City of Kearney, and part of Avenue L, a street in the City of Kearney (west of the intersection of Avenue N and 66th Street) and consider **Ordinance No. 7707**.
7. **Postponed until April 10, 2012.** Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. (Applicant) for Starostka Group Unlimited, Inc. (Owner) for the Final Plat and Subdivision Agreement for Starostka View Addition, an addition to the City of Kearney, Buffalo County, Nebraska for property described as Lots 1 through 5 inclusive of Block 3, all of Avenue L, a street in the City of Kearney as it abuts said Lot 5 of Block 3 on the east, all that part of 66th Street Place, a street in the City of Kearney as it abuts said Lots 1 through 5 inclusive of Block 3, and all that part of 66th Street Place, a street in the City of Kearney as it abuts the aforescribed part of Avenue L on the north, all in Bel Air Second Addition, an addition to the City of Kearney, Buffalo County, Nebraska; TOGETHER WITH Lot 5 of Block 2, and all that part of 66th Street Place, a street in the City of Kearney as it abuts said Lot 5 of Block 2 on the north, all in Bel Air Fourth Addition,

an addition to the City of Kearney, Buffalo County, Nebraska (said lots and streets to be vacated) (west of the intersection of Avenue N and 66th Street) and consider **Resolution No. 2012-34**.

8. **Postponed until April 10, 2012.** Conduct a public hearing on the Application submitted by Brungardt Engineering (Applicant) for Starostka Group Unlimited, Inc. (Owner) for Planned District Development Plan Approval for duplex development on property to be zoned District R-2/PD, Urban Residential Mixed-Density/Planned Development Overlay District for property described as proposed Lot 1 of Block 2, Starostka View Addition, an addition to the City of Kearney, Buffalo County, Nebraska (66th Street Place and Avenue L) and consider **Resolution No. 2012-35**.

#### IV CONSENT AGENDA \*

1. Approve Minutes of Regular Meeting held February 28, 2012.
2. Approve the Claims.
3. Adopt **Resolution No. 2012-36** approving the Developer Constructed Infrastructure Agreement for Lot 1 of Block Two, Northacre Sixth Addition between the City of Kearney and L & P Investments, LLC.
4. Adopt **Resolution No. 2012-37** approving the Developer Constructed Infrastructure Agreement for Lot 1, Ingalls Crossing Fifth Addition between the City of Kearney and Roberta Corrigan, Trustee of the Leroy Corrigan Trust and Roberta Corrigan, General Partner of the Roberta Corrigan Farm.
5. 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 wine in the Classic Car Collection building located at 3600 East Highway 30, Suite B on March 30, 2012 from 5:30 p.m. until 7:30 p.m. for a sampling/tasting.
6. 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 inside the Museum of Nebraska Art, 2401 Central Avenue on April 13, 2012 from 7:00 p.m. until 12:00 a.m. for a reception.
7. Approve the application for a Special Designated License submitted by Kearney BBQ, dba Skeeter Barnes in connection with their Class IK-55865 catering liquor license to dispense beer, wine and distilled spirits in the Food Court inside the Great Platte River Road Archway Monument located at 3060 East 1st Street on April 17, 2012 from 5:00 p.m. until 11:30 p.m. for a reception.
8. Approve the recommendation submitted by the Downtown Improvement Board on the temporary closing of the parking stalls on the south side of 24th Street from the alley to Avenue A on March 23, 2012 from 8:00 a.m. until 12:00 a.m.

- 9. Approve the recommendation submitted by the Downtown Improvement Board on the temporary closing of the parking lot located between 23rd Street and 24th Street abutting 1st Avenue on June 23, 2012 from 8:00 a.m. until 12:00 a.m.

\* *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. 7708** vacating that portion of 21st Avenue Northwest as it abuts Lot 1 of Block 1, Colonial Estates 4th Addition to the City of Kearney, Buffalo County, Nebraska.

## VI REGULAR AGENDA

- 1. Open Account Claims: **School District #7 - \$3,474.35.**

## VII REPORTS

## 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  
 1110 13th Avenue  
 234-5553 home  
 698-8106 office  
[citycouncil@kearneygov.org](mailto:citycouncil@kearneygov.org)

Council Member Don Kearney  
 701 Huron Drive  
 237-3225 home  
 238-2265 office  
[citycouncil@kearneygov.org](mailto:citycouncil@kearneygov.org)

Council Member Bruce Lear  
 4803 Avenue L Place  
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 234-2424 office  
[citycouncil@kearneygov.org](mailto:citycouncil@kearneygov.org)

Council Member Bob Lammers  
 8 Crestview Place  
 236-5273 home  
 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)