

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

April 24, 2012

7:00 p.m.

I ROUTINE BUSINESS

1. Invocation from Pastor Charles Kelliher, Holy Family Ecumenical Catholic Community.
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 City of Kearney, Nebraska (Applicant) and Two Sisters Farms, Inc. (Owner) for an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from Mixed Use 3 to Business Park for property described as a tract of land located in part of the South Half of the Northwest Quarter and part of the Southwest Quarter of the Northeast Quarter of Section 29, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (south of 56th Street east of Antelope Avenue) and consider **Resolution No. 2012-61**.
2. Conduct a public hearing on the Application submitted by City of Kearney, Nebraska (Applicant) and Two Sisters Farms, Inc. (Owner) to rezone from District AG, Agricultural District to District BP/PD, Business Park/Planned Development Overlay District property described as a tract of land located in part of the South Half of the Northwest Quarter and part of the Southwest Quarter of the Northeast Quarter of Section 29, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (south of 56th Street east of Antelope Avenue) and consider **Ordinance No. 7720**.

IV CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held April 10, 2012.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set May 8, 2012 at 7:00 p.m. as date and time for hearing on those applications where applicable.

4. Adopt **Resolution No. 2012-62** approving the Letter of Agreement between the City of Kearney and Good Samaritan Hospital for ambulance services.
5. Adopt **Resolution No. 2012-63** approving the Development Constructed Infrastructure Agreement between the City of Kearney and Johnson Imperial Home Co. to construct a water main and install a fire hydrant for Lot 2, Block Three, Windsor Estates Seventh Addition.
6. Adopt **Resolution No. 2012-64** approving Change Order No. 4 showing a decrease in the amount of \$110,400.00 submitted by Blessing, LLC and approved by Alfred Benesch & Company for the Kearney Regional Airport Terminal Parking Rehabilitation Project (AIP Project No. 3-31-0045-23).
7. Adopt **Resolution No. 2012-65** approving the Agency Agreement for Project No. 3-31-0045-27 between the City of Kearney and the Nebraska Department of Aeronautics for administrative services in connection with the Terminal Apron Sealcoat project at the Kearney Regional Airport.
8. Adopt **Resolution No. 2012-66** approving the Union Pacific Railroad Longitudinal Pipeline Agreement for a new sanitary sewer main to serve the East 56th Street Estates Addition.
9. Approve the request by Mt. Carmel Nursing Home to temporarily block off 18th Street from 4th Avenue to 5th Avenue on May 14, 2012 from 1:00 until 2:30 p.m. for putt putt golf for the residents of the Nursing Home.
10. Adopt **Resolution No. 2012-67** approving the Developer Constructed Infrastructure Agreement between the City of Kearney and Randy Griffiths to construct paving, sanitary sewer, water and storm sewer to serve Lots 1 through 5 of Block One, Eastbrooke Eleventh Addition, Lots 2 through 5 of Block Four, and Lot 1 of Block 5, Eastbrooke Eighth Addition to the City of Kearney.
11. Approve the Plans and Specifications for the 2011 Part 12 Improvements; Harmon Park Inclusive Playground and set the bid opening date for May 15, 2012 at 2:00 p.m.
12. Adopt **Resolution No. 2012-68** approving Change Order No. 3 showing a decrease in the amount of \$11,301.50 and accept the Certificate of Substantial Completion submitted by Midlands Contracting and approved by Miller & Associates for the 2011 Part 5 Improvements; Truck Washout Facility.
13. Adopt **Resolution No. 2012-69** approving Supplemental Agreement No. 5 regarding the Kearney East Bypass – Project Nos. DPS-10-2(114), STP-10-2(116) and STP-10-2(117) between the City of Kearney, Buffalo County, and the Nebraska Department of Roads inserting language pertaining to the closure of the existing at-grade railroad crossings located at Antelope Avenue and Cherry Avenue will be permanent.
14. Adopt **Resolution No. 2012-70** approving Change Order No. 2 showing a decrease in the amount of \$88,151.50, Application and Certificate for Payment No. 5-Final in the amount of \$63,758.38 and accept the Certificate of Substantial Completion submitted by Blessing, LLC and approved by Miller & Associates for the 2010 Part 6 Improvements; Central Avenue from 18th Street to South Railroad Street.
15. Adopt **Resolution No. 2012-71** approving Supplemental Agreement No. 1 to the original Construction Engineering Services Agreement BK1023 between the City of Kearney and Olsson Associates for modifications and/or additional duties and/or funding responsibilities for 39th Street from Pony Express Road to Avenue M project (Project No.: URB-5922(3)).
16. Approve the application for a Special Designated License submitted by Night Life Concepts, Inc., dba Cunningham's Journal in connection with their Class CK-59311 catering liquor license to

dispense beer, wine and distilled spirits inside the Ag Pavilion Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on May 12, 2012 from 3:00 p.m. until 12:00 a.m. for a reception.

- 17. Approve the application for a Special Designated License submitted by Night Life Concepts, Inc., dba Cunningham's Journal in connection with their Class CK-59311 catering liquor license to dispense beer, wine and distilled spirits inside the Extension Building located at the Buffalo County Fairgrounds, 3807 Avenue N, on June 9, 2012 from 3:00 p.m. until 12:00 a.m. for a reception.
- 18. Adopt **Resolution No. 2012-72** approving developing standards to be applied toward the development of the Tech ONE Crossing Business Park located at the southeast corner of 56th Street and Antelope Avenue.

* *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. 7721** creating Paving Improvement District No. 2012-952 for 12th Street Place from 17th Avenue to its terminus in a cul-de-sac.
- 2. Adopt **Ordinance No. 7722** creating Water District No. 2012-564 in 12th Street Place from 17th Avenue to its terminus in a cul-de-sac.
- 3. Adopt **Ordinance No. 7723** creating Sanitary Sewer District No. 2012-504 in 12th Street Place from 17th Avenue to its terminus in a cul-de-sac.

VI REGULAR AGENDA

- 1. Open Account Claims: **NPPD - \$78,134.69, School District #7 - \$3,684.15, Stan Clouse - \$138.72.**

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