

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

August 14, 2012

7:00 p.m.

I ROUTINE BUSINESS

1. Invocation by Pastor Mitch Ivey from Grace Fellowship.
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 Buffalo Surveying Corp. (Applicant) and David Fleming (Owner) for an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from Agricultural Open to Rural Estates for property described as a tract of land in the Northeast Quarter of the Southeast Quarter of Section 14, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (350 West Highway 40) and consider **Resolution No. 2012-126**.
2. Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. (Applicant) and David Fleming (Owner) to rezone from District AG, Agricultural District to District RR-1, Rural Residential District (Rural Standards) property described as a tract of land in the Northeast Quarter of the Southeast Quarter of Section 14, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (350 West Highway 40) and consider **Ordinance No. 7734**.
3. Conduct a public hearing on the Application submitted by Buffalo Surveying Corp. (Applicant) and David Fleming (Owner) for the Final Plat for Fleming Estates, Buffalo County, Nebraska for property described as a tract of land in the Northeast Quarter of the Southeast Quarter of Section 14, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (750 feet west of Highway 10/40 on the south) and consider **Resolution No. 2012-127**.

IV CONSENT AGENDA *

1. Approve Minutes of Special Meetings held July 12, 2012 and July 18, 2012 and the Regular Meeting held July 24, 2012.
2. Approve the Claims.
3. **Postponed July 24, 2012.** Accept the bids received for the Masonry Cleaning and Restoration project for the City of Kearney/Buffalo County Law Enforcement Center and adopt **Resolution No. 2012-119** awarding the bid.
4. Adopt **Resolution No. 2012-128** approving T-Hangar A-3 between the City of Kearney and Jeffrey Mitchell for storage purposes at the Kearney Regional Airport.
5. Approve the request submitted by the University of Nebraska Kearney to conduct the Homecoming/Band Day Parade scheduled for September 22, 2012 beginning at 10:00 a.m. commencing in the MONA parking lot, south on Central Avenue to Railroad Street, west on Railroad Street to 3rd Avenue, north on 3rd Avenue to 21st Street, west on 21st Street to 8th Avenue, south on 8th Avenue to 20th Street and concluding in the West Company parking lot. The following streets will temporarily be closed for the line-up area: Avenues C, D and E from the south side of 25th Street to Railroad Street, 22nd, 23rd and 24th Streets from Avenue A to Avenue D.
6. Approve the request submitted by the Kearney Police Department/Buffalo County Sheriff's Office to temporarily block off Avenue B from North Railroad Street to 21st Street for the auction to be held on August 25, 2012 from 7:00 a.m. until 2:00 p.m.
7. Adopt **Resolution No. 2012-129** approving the Engineering Study conducted for a pedestrian activated signal study at the existing school crossing at Avenue N and 34th Street.
8. Adopt **Resolution No. 2012-130** approving the Title VI Compliance Plan for the City of Kearney and appointing the Assistant City Manager as the Title VI Coordinator for the City of Kearney.
9. Adopt **Resolution No. 2012-131** approving the Limited English Proficiency Assistance Plan for the City of Kearney.
10. Accept the bids received for the 2012 Part 1 Improvements consisting of Paving Improvement District No. 2012-951, Water District No. 2012-563 and Sanitary Sewer District No. 2012-503 for 13th Street Place from 17th Avenue to its terminus in a cul-de-sac; Paving Improvement District No. 2012-952, Water District No. 2012-564 and Sanitary Sewer District No. 2012-504 for 12th Street Place from 17th Avenue to its terminus in a cul-de-sac and adopt **Resolution No. 2012-132** awarding the bid to Midlands Contracting in the amount of \$84,827.65 for Bid A (water and sanitary sewer) and to Dan Roeder Concrete in the amount of \$106,703.75 for Bid B (paving).
11. Accept the bids received for AIP 3-31-0045-27 – Terminal Apron Sealcoat, Miscellaneous Airfield Marking & Repairs at the Kearney Regional Airport and adopt **Resolution No.**

2012-133 awarding the bid to American Pavement Solutions in the amount of \$492,030.79 subject to approval by F.A.A. and the Nebraska Department of Aeronautics.

12. Approve the recommendation from the Utilities Department for the purchase of a Landfill Compactor to be used at the Kearney Area Solid Waste Agency Landfill on awarding the bid to Tri County Equipment Company in the amount of \$442,000.
13. Adopt **Resolution No. 2012-134** approving the final allocation of levy authority in the amount of \$147,900 for the Community Redevelopment Authority of the City of Kearney for fiscal year 2012-2013 and the final allocation of levy authority in the amount of \$44,738.00 for Offstreet Parking District No. 1 for fiscal year 2012-2013.
14. Adopt **Resolution No. 2012-135** amending the City of Kearney, Nebraska Police Officers' Pension Plan and Trust to comply with the provisions of LB 1082.
15. Adopt **Resolution No. 2012-136** approving the Consultant Agreement between the City of Kearney and Alfred Benesch & Company for the construction of an Aircraft Rescue and Fire Fighting (ARFF) Facility located at the Kearney Regional Airport.
16. 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 and in the garden area located on the east side of the building located at 2401 Central Avenue on August 25, 2012 from 6:30 p.m. until 11:00 p.m. for a dance.
17. Adopt **Resolution No. 2012-137** approving the recommendation submitted by the Fire Chief to include the following as members of the Kearney Volunteer Fire Department: Jeremy Feusner, Joshua Geiselman, Michaela Middleswart, Kasey Potter and Kortni Shemat.
18. Approve the application for a Special Designated License submitted by Juan Lazo, dba El Tropic 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 September 15, 2012 (alternate date is September 22, 2012) from 6:00 p.m. until 1:00 a.m. for a dance.
19. 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 located at the Buffalo County Fairgrounds, 3807 Avenue N, on September 1, 2012 from 3:00 p.m. until 12:00 a.m. for a reception.
20. Adopt **Resolution No. 2012-138** approving the Technical and Professional Services Contract, Community Development Block Grant between the City of Kearney and Miller & Associates as the Administrator for management and supervision services for planning downtown revitalization activities – Phase II.

* *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 *

None.

VI REGULAR AGENDA

1. Consider **Ordinance No. 7735** on the Application submitted by Andrew and Michelle Harter and Chadwick and Melissa Henning (Applicant and Owners) to vacate the platted cul-de-sac located between Lots 5, 6 and 7, Block 1, of Schroeder Estates Third Subdivision, a subdivision being part of the Northeast Quarter of Section 14, Township 9 North, Range 16 West of the 6th P.M., Buffalo County Nebraska (north of 8115 6th Avenue).
2. Open Account Claims: **NPPD - \$18,647.50.**

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