

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

July 9, 2013

7:00 p.m.

I ROUTINE BUSINESS

1. Invocation/Moment of Silence.
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

None.

IV CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held June 25, 2013.
2. Approve the Claims.
3. Adopt **Resolution No. 2013-123** approving the Employment Agreement between the City of Kearney and Michael Morgan.
4. Adopt **Resolution No. 2013-124** establishing a retirement health savings plan for City management.
5. Adopt **Resolution No. 2013-125** amending the City of Kearney, Nebraska Police Officers Pension Plan by adopting certain changes enacted under the Pension Protection Act of 2006, the Heroes Earnings Assistance and Relief Tax Act of 2008, and the Worker, Retiree, and Employer Recovery Act of 2008.
6. Adopt **Resolution No. 2013-126** amending the City of Kearney, Nebraska Firefighters' Pension Plan by adopting certain changes enacted under the Pension Protection Act of 2006, the Heroes Earnings Assistance and Relief Tax Act of 2008, and the Worker, Retiree, and Employer Recovery Act of 2008.

7. Adopt **Resolution No. 2013-127** approving the Developer Constructed Infrastructure Agreement for Remington Heights Addition for the construction of water, sanitary sewer, paving and storm sewer improvements.
8. Approve the Plans and Specifications for the 2013 Part 1 Improvements consisting of Paving Improvement District No. 2012-962, Water District No. 2013-570, Sanitary Sewer District No. 2013-508 for 50th Street from 11th Avenue to 17th Avenue, 51st Street Place from 15th Avenue Place to 16th Avenue Place, all of 14th Avenue Place, all of 15th Avenue Place, all of 16th Avenue Place, all of Loveland Drive all in Fountain Hills Fifth Addition, 11th Avenue from 48th Street north to the north lot line of Lot 10 of Block 3, Fountain Hills Third Addition; Sanitary Sewer Connection District No. 2013-1 beginning at the intersection of the centerlines of 16th Avenue Place and 51st Street Place as platted in Fountain Hills Fifth Addition west to the west line of 17th Avenue, thence north to the northeast corner of Lot 1, Smith Addition; and Sanitary Sewer Connection District No. 2013-2 in a sanitary sewer easement located in part of Outlot A, Fountain Hills Sixth Addition; and part of the Northwest Quarter of Section 26, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska; and 11th Avenue as platted in Fountain Hills Second Addition and set the bid opening date for August 7, 2013 at 2:00 p.m.
9. Approve the Plans and Specifications for the 2013 Part 4 Improvements consisting of Paving Improvement District No. 2013-963, Sanitary Sewer District No. 2013-509 for Talmadge Street from the west line of 6th Avenue west a distance of 532.09 feet and for 6th Avenue from the north line of Talmadge Street north a distance of 366.09 feet, Water District No. 2013-572 in Talmadge Street from the west line of 6th Avenue west a distance of 532.09 feet and set the bid opening date for August 6, 2013 at 2:00 p.m.
10. Approve the Plans and Specifications for the 2013 Part 7 Improvements; Downtown Lighting and set the bid opening date for August 7, 2013 at 2:00 p.m.
11. Approve the recommendation from the Downtown Improvement Board to temporarily close ten parking spaces located on the southwest corner of Central Avenue and 24th Street, directly north of the World Theater building, on Wednesday, July 17, 2013 from 7:00 a.m. until Thursday, July 18, 2013 at 12:00 a.m.
12. Approve the temporary closing of 1st Avenue from 25th Street to Railroad Street and Railroad Street from 5th Avenue to Avenue E in conjunction with Cruise Nite parade on July 20, 2013 beginning at 5:00 p.m. Parking on these streets will be prohibited on July 20, 2013 beginning at 2:00 a.m.
13. 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 Museum of Nebraska Art, 2401 Central Avenue, on August 2, 2013 from 5:00 p.m. until 11:00 p.m. for a reunion.
14. 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 in the Ag Pavilion located at the Buffalo County Fairgrounds, 3807 Avenue N, on August 10, 2013 from 4:00 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 *

None.

VI REGULAR AGENDA

1. Consider revoking the manufactured home court license of Cottonmill Mobile Home Park located at 3635 Cottonmill Avenue.
2. Consider **Resolution No. 2013-128** approving the redevelopment project submitted by Big Boy LLC for Redevelopment Area #3 for an area described as Lots 5, 6 and 7 of Block 16, Whitakers Grove Addition to the City of Kearney, Buffalo County, Nebraska (north of 20th Street and west of Avenue N).
3. Consider **Resolution No. 2013-129** approving the Contingent Fee Professional Services Agreement between the City of Kearney and Allixa Consulting, Inc. for the review of telecommunication companies records to determine whether or not the correct amount of occupation tax has been paid.
4. Consider **Ordinance No. 7814** creating Paving Improvement District No. 2013-963 for Talmadge Street from the west line of 6th Avenue west a distance of 532.09 feet and for 6th Avenue from the north line of Talmadge Street north a distance of 366.09 feet.
5. Consider **Ordinance No. 7815** creating Water District No. 2013-572 in Talmadge Street from the west line of 6th Avenue west a distance of 532.09 feet.
6. Consider **Ordinance No. 7816** creating Sanitary Sewer District No. 2013-509 in Talmadge Street from the west line of 6th Avenue west a distance of 532.09 feet and for 6th Avenue from the north line of Talmadge Street north a distance of 366.09 feet.
7. Open Account Claims – None.

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