

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

March 11, 2014

5:30 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:
Oath of Office to Police Officers Scott Anderson and Ryan Chramosta.

II UNFINISHED BUSINESS

None.

III PUBLIC HEARINGS

1. Conduct a public hearing on the Applications submitted by Trenton Snow for Big Boy LLC for (1) to vacate Lots 688, 689, 690 and the north half of Lot 691, and the north half of Lot 712, and all of Lots 713 and 714 and the vacated alley lying between said lots, Original Town of Kearney Junction now the City of Kearney, Buffalo County, Nebraska, together with the vacated west 10 feet of Avenue B abutting said Lots 688, 689, 690 and the north half of Lot 691 on the east, and together with the vacated east 10 feet of Avenue A abutting the north half of Lot 712, and all of Lots 713 and 714 on the west, Original Town of Kearney Junction now the City of Kearney, Buffalo County, Nebraska and consider **Ordinance No. 7874**; and (2) the Final Plat and Subdivision Agreement for Big Boy Addition, an addition to the City of Kearney, Buffalo County, Nebraska, for property described as all of Lots 688, 689, 690 and the north half of Lot 691, and the north half of Lot 712, and all of Lots 713 and 714 (to be vacated) and the vacated alley lying between said lots, Original Town of Kearney Junction now the City of Kearney, Buffalo County, Nebraska, together with the vacated west 10 feet of Avenue B abutting said Lots 688, 689, 690 and the north half of Lot 691 on the east, and together with the vacated east 10 feet of Avenue A abutting the north half of Lot 712, and all of Lots 713 and 714 on the west, Original Town of Kearney Junction now the City of Kearney, Buffalo County, Nebraska (south of South Railroad between Avenue A and Avenue B) and consider **Resolution No. 2014-49**.

2. Conduct a public hearing on the Applications submitted by Miller & Associates for Roberta Corrigan, Trustee of the Leroy Corrigan Trust and General Partner of Roberta Corrigan Farm, a Nebraska Limited Partnership for (1) to vacate the 5-foot wide utility easement located along the north line of Lot 2, Ingalls Crossing Fourth Addition and consider **Ordinance No. 7875**; (2) to vacate the south 28.29 feet of Lot 1, and all of the north tract of Lot 2, Ingalls Crossing Fourth Addition and consider **Ordinance No. 7876**; and (3) the Final Plat for Ingalls Crossing Seventh Addition, an addition to the City of Kearney, Buffalo County, Nebraska, for property described as a tract of land being part of the Southwest Quarter of the Southwest Quarter of Section 24, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (north of 56th Street between 1st Avenue and 2nd Avenue) and consider **Resolution No. 2014-50**.
3. Conduct a public hearing on the Application submitted by Miller & Associates for Roberta Corrigan, Trustee of the Leroy Corrigan Trust and General Partner of Roberta Corrigan Farm, a Nebraska Limited Partnership for Planned District Development Plan Approval for the construction of a fast food restaurant on property zoned District C-2/PD, Community Commercial/Planned Development Overlay District property described as a tract of land being part of the Southwest Quarter of the Southwest Quarter of Section 24, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (north of 56th Street between 1st Avenue and 2nd Avenue) and consider **Resolution No. 2014-51**.
4. Conduct a public hearing on the Application submitted by Miller & Associates for Buffalo County School District 10-0007 (Kearney Public Schools) for an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from Mixed Use 2, Low Density Residential, Medium Density Residential, and Conservation Reserve to Mixed Use 1 property described as a tract of land consisting of all of Government Lot 1, part of Government Lot 2, the accretions to said lots, and part of the Northwest Quarter of Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (southeast corner of 30th Avenue and 11th Street) and consider **Resolution No. 2014-52**.
5. Conduct a public hearing on the Application submitted by Miller & Associates for Buffalo County School District 10-0007 (Kearney Public Schools) to rezone from District AG, Agricultural District to District C-O/PD, Office/Planned Development Overlay District property described as a tract of land consisting of all of Government Lot 1, part of Government Lot 2, the accretions to said lots, and part of the Northwest Quarter of Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (southeast corner of 30th Avenue and 11th Street) and consider **Ordinance No. 7877**.
6. Conduct a public hearing on the Application submitted by Miller & Associates for Buffalo County School District 10-0007 (Kearney Public Schools) for the Final Plat and Subdivision Agreement for Bearcat Corner, an addition to the City of Kearney, Buffalo County, Nebraska, for property described as a tract of land consisting of all of Government Lot 1, part of Government Lot 2, the accretions to said lots, and part of the Northwest Quarter of Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (southeast corner of 30th Avenue and 11th Street) and consider **Resolution No. 2014-53**.

7. Conduct a public hearing on the Application submitted by Miller & Associates for Buffalo County School District 10-0007 (Kearney Public Schools) for the annexation of Bearcat Corner, an addition to the City of Kearney, Buffalo County, Nebraska, for property described as a tract of land consisting of all of Government Lot 1, part of Government Lot 2, the accretions to said lots, and part of the Northwest Quarter of Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (southeast corner of 30th Avenue and 11th Street) and consider **Resolution No. 2014-54**.
8. Conduct a public hearing on the Application submitted by Miller & Associates for Buffalo County School District 10-0007 (Kearney Public Schools) for Planned District Development Plan Approval for the construction of the new public high school on property to be zoned District C-O/PD, Office/Planned Development Overlay District property described as a tract of land consisting of all of Government Lot 1, part of Government Lot 2, the accretions to said lots, and part of the Northwest Quarter of Section 10, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (southeast corner of 30th Avenue and 11th Street) and consider **Resolution No. 2014-55**.

IV CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held February 25, 2014.
2. Approve the Claims.
3. 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 March 29, 2014 from 7:00 a.m. until 2:00 p.m.
4. Accept the bids received for the 2014 Part 5; University Drive Bridge Deck Rehabilitation Project and adopt **Resolution No. 2014-56** awarding the bid to Wilke Contracting in the amount of \$99,940.80.
5. Accept the bids received for the Yanney Park Cope Amphitheatre Trail/Driveway Addition and adopt **Resolution No. 2014-57** awarding the bid to GD Concrete in the amount of \$26,320.00.
6. Approve the application for a Special Designated License submitted by Kearney Investment Corp., dba Holiday Inn in connection with their Class CK-17964 catering liquor license to dispense beer, wine and distilled spirits inside a tent in the parking lot located north of the Museum of Nebraska Art and inside the Museum of Nebraska Art, 2401 Central Avenue on April 5, 2014 from 5:00 p.m. until 11:00 a.m. for a fund raiser.
7. Approve the application for a Special Designated License submitted by Juan Lazo, dba El Tropico in connection with their Class IBK-37623 catering liquor license to dispense beer and distilled spirits in the Exhibit Building (Exposition Building alternate location) located at the Buffalo County Fairgrounds, 3807 Avenue N, on April 19, 2014 from 6:00 p.m. until 1:00 a.m. for a dance.

- 8. Adopt **Resolution No. 2014-58** approving Amendment No. 1 to 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.
- 9. Adopt **Resolution No. 2014-59** approving Application and Certificate for Payment No. 1 in the amount of \$44,091.00 and Application and Certificate for Payment No. 2 in the amount of \$157,727.48 submitted by Midlands Contracting and approved by Brungardt Engineering for the 2013 Part 3 Improvements – Bid A consisting of Water District No. 2012-568 in Emerald Drive and its extension beginning at the East line of Winnipeg Road and terminating at a point 250 feet East of the centerline line of Ontario Road, and all of Ontario Road beginning at the south line of Emerald Drive and terminating at the north line of Huron Drive; Sanitary Sewer District No. 2012-507 in Emerald Drive and its extension beginning at the west line of Winnipeg Road and terminating at a point 250 feet east of the of the centerline of Ontario Road, and all of Ontario Road beginning at the south line of Emerald Drive and terminating 349 feet southerly.

* *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. Approve **Ordinance No. 7878** vacating the platted 60 foot front yard building setback on the south part of Lot 1, Anderson Park 5th Subdivision, an addition to the City of Kearney, Buffalo County, Nebraska (northeast corner of Avenue Q and East 25th Street).

VI REGULAR AGENDA

- 1. Open Account Claim to NPPD - \$553.91.

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