

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

October 28, 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 - Recognition of visitors.

II UNFINISHED BUSINESS

None.

III PUBLIC HEARINGS

1. **Withdrawn by Applicant.** Conduct a public hearing on the Applications submitted by Miller & Associates for BK Development, LLC, a Nebraska Limited Liability Company, for (1) the vacation of Lots 1 and 2 of Block 1, G & K Addition, together with a tract of land being part of 16th Avenue, G&K Third Addition and consider **Ordinance No. 7929**; and (2) an amendment to the Land Use Map of the City of Kearney Comprehensive Development Plan from Business Park to Medium Density Residential property described as all of Lot 1 of Block 1 and part of Lot 2 of Block 1 (to be vacated), all in G & K Addition an addition to the City of Kearney, Buffalo County, Nebraska (north of 16th Street between 11th Avenue and 16th Avenue) and consider **Resolution No. 2014-180**.
2. **Withdrawn by Applicant.** Conduct a public hearing on the Application submitted by Miller & Associates for BK Development, LLC, a Nebraska Limited Liability Company, to rezone from District M-1, Limited Industrial District to District R-2/PD, Urban Residential Mixed-Density/Planned Development Overlay District and District M-1/PD, Limited Industrial/Planned Development Overlay District property described as all of Lot 1 of Block 1 and part of Lot 2 of Block 1 (to be vacated), all in G & K Addition an addition to the City of Kearney, Buffalo County, Nebraska (north of 16th Street between 11th Avenue and 16th Avenue) and consider **Ordinance No. 7930**.
3. **Withdrawn by Applicant.** Conduct a public hearing on the Application submitted by Miller & Associates for BK Development, LLC, a Nebraska Limited Liability Company, for the Final Plat and Subdivision Agreement for Fuller and Daley First Addition, an addition

to the City of Kearney, Buffalo County, Nebraska, for property described as all of Lot 1 of Block 1 and part of Lot 2 of Block 1 (to be vacated), all in G & K Addition an addition to the City of Kearney, Buffalo County, Nebraska (north of 16th Street between 11th Avenue and 16th Avenue) and consider **Resolution No. 2014-181**.

4. **Withdrawn by Applicant.** Conduct a public hearing on the Application submitted by Miller & Associates for BK Development, LLC, a Nebraska Limited Liability Company, for Planned District Development Plan Approval to construct a duplex and a tri-plex on property to be zoned R-2/PD, Urban Residential Mixed-Density/Planned Development Overlay District property described as all of Lot 1 of Block 1 and part of Lot 2 of Block 1 (to be vacated), all in G & K Addition an addition to the City of Kearney, Buffalo County, Nebraska (north of 16th Street between 11th Avenue and 16th Avenue) and consider **Resolution No. 2014-182**.
5. **Withdrawn by Applicant.** Conduct a public hearing on the Application submitted by Miller & Associates for Kelly Rapp and Lauren Striker-Rapp to rezone from District AG, Agricultural District to District R-1, Urban Residential Single-Family District (Low Density) and District R-2, Urban Residential Mixed-Density District property described as a tract of land being part of the West Half of the Northwest Quarter of Section 11 and part of the Southwest Quarter of the Southwest Quarter of Section 2, Township 8 North, Range 16 West of 6th P.M., Buffalo County, Nebraska (between 8th Street and 11th Street along 17th Avenue).
6. **Withdrawn by Applicant.** Conduct a public hearing on the Application submitted by Miller & Associates for Kelly Rapp and Lauren Striker-Rapp for the Final Plat and Subdivision Agreement for Park View Estates Seventh Addition, an addition to the City of Kearney, Buffalo County, Nebraska, for property described as a tract of land being part of the West Half of the Northwest Quarter of Section 11 and part of the Southwest Quarter of the Southwest Quarter of Section 2, Township 8 North, Range 16 West of 6th P.M., Buffalo County, Nebraska (between 8th Street and 11th Street along 17th Avenue).
7. **Withdrawn by Applicant.** Conduct a public hearing on the Application submitted by Miller & Associates for Kelly Rapp and Lauren Striker-Rapp for the annexation of Park View Estates Seventh Addition, an addition to the City of Kearney, Buffalo County, Nebraska, for property described as a tract of land being part of the West Half of the Northwest Quarter of Section 11 and part of the Southwest Quarter of the Southwest Quarter of Section 2, Township 8 North, Range 16 West of 6th P.M., Buffalo County, Nebraska (between 8th Street and 11th Street along 17th Avenue).
8. Conduct a public hearing to construct the 2014 Part 12 Improvements; Airport Water System consisting of approximately 3,500 LF of a distribution water main, as required by the Nebraska Department of Environmental Quality and the Nebraska Department of Health and Human Services and consider **Resolution No. 2014-217**.

IV CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held October 14, 2014.
2. Approve the Claims.

3. Receive recommendations of Planning Commission and set November 12, 2014 at 5:30 p.m. as date and time for hearing on those applications where applicable.
4. Adopt **Resolution No. 2014-218** authorizing the City of Kearney to join with NPPD as a co-applicant to the Nebraska Power Review Board for an amendment to NPPD's retail service area to include the annexed land described as the south 330 feet of the North Half of the South Half of the Northeast Quarter and the South Half of the South Half of the Northeast Quarter; and that part of the Northwest Quarter of the Southeast Quarter all being located in Section 32, Township 9 North, Range 15 West of the 6th P.M., Buffalo County, Nebraska (southwest corner of Cherry Avenue and Highway 30).
5. Adopt **Resolution No. 2014-219** approving Change Order No. 2 showing a decrease in the amount of \$7,174.15, Application and Certificate for Payment No. 2-Final in the amount of \$150,000.72 and accept the Certificate of Substantial Completion submitted by Dan Roeder Concrete and approved by Miller & Associates for the 2013 Part 4 Improvements consisting of Paving Improvement District No. 2013-963 and 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.
6. Adopt **Resolution No. 2014-220** approving Application and Certificate for Payment No. 4 in the amount of \$96,587.37 submitted by Blessing, LLC and approved by Miller & Associates for the 2014 Part 2 Improvements consisting of Paving Improvement District No. 2014-964 for Central Avenue from 31st Street to a point 150 feet south of 26th Street and 26th Street from Central Avenue to Avenue C.
7. Adopt **Resolution No. 2014-221** approving Application and Certificate for Payment No. 2 in the amount of \$103,122.70 submitted by Dan Roeder Concrete and approved by Miller & Associates for the 2014 Part 3 Improvements; 16th Street and 5th Avenue Project.
8. Adopt **Resolution No. 2014-222** approving Change Order No., 1 showing an increase in the amount of \$10,324.00 submitted by Danko Emergency Equipment and Alfred Benesch & Company for the Aircraft Rescue & Fire Fighting (ARFF) Vehicle Acquisition (AIP-3-31-0045-029) for the Kearney Regional Airport.
9. Accept the bids received for the construction of a UV Disinfection Building at the Platte River Well Field and adopt **Resolution No. 2014-223** awarding the bid to Midlands Contracting in the amount of \$1,535,860.
10. Adopt **Resolution No. 2014-224** amending the Personnel and Employee Benefits Manual to include Christmas Eve as a holiday.
11. Adopt **Resolution No. 2014-225** approving the recommendation submitted by the Fire Chief to include the following as members of the Kearney Volunteer Fire Department: Shea Coakley, Austin Doyle, Stuart Hostetler, and Shane Trofholz.

* ***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. Open Account Claim to NPPD - \$191,930.35.

VII REPORTS

VIII ADJOURN

Mayor Stanley Clouse
4907 Linden Drive Place
627-6730 cell
238-5210 office
mayor@kearneygov.org

Vice-President Randy Buschkoetter
1110 13th Avenue
234-5553 home
440-0358 cell
citycouncil@kearneygov.org

Council Member Bruce Lear
4803 Avenue L Place
234-5354 home
237-2724 office
citycouncil@kearneygov.org

Council Member Bob Lammers
8 Crestview Place
236-5273 home
234-2577 office
citycouncil@kearneygov.org

Council Member Jonathan Nikkila
4 Regency Place
224-4309 cell
citycouncil@kearneygov.org

City Manager Michael Morgan
18 East 22nd Street
233-3214 office
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