

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

December 22, 2015

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

III. PUBLIC HEARINGS

IV. CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held December 8, 2015.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set January 12, 2016 at 5:30 p.m. as date and time for hearing on those applications where applicable.
4. Adopt Resolution No. 2015-263 setting the interest rate, providing equal annual installments, providing the interest rate for delinquent installments for special assessments for 2016 with regard to the creation of paving, water and sanitary sewer districts; and to establish a policy on reimbursing developers for infrastructure costs for Developer Constructed Infrastructure Agreements.
5. Adopt Resolution No. 2015-264 approving the following Agricultural Leases at the Kearney Regional Airport from January 1, 2016 until December 31, 2016: B & B Bendfeldt Farms and Brenda Bendfeldt (176.6 irrigated acres); David Fleming (364.36 non-irrigated acres and 276 irrigated acres); Gary Henderson (38 irrigated acres); Don Hendrickson (193.5 irrigated acres); Ron Hendrickson (75 dry land hay acres); and Lee Potter (62 irrigated acres).
6. Adopt Resolution No. 2015-265 approving the Developer Constructed Infrastructure

Agreement for Good Samaritan Society between the City of Kearney and Evangelical Lutheran Good Samaritan Society for paving, water and sanitary sewer improvements to extend Country Club Lane from Lighthouse Point north to 56th Street.

7. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Tina Krings submitted by Casey's Retail Company, dba Casey's General Store #2717 in connection with their Class B liquor license located at 705 2nd Avenue.
8. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Patrick Dytrych submitted by STL of Nebraska, Inc., dba Target Store T-0857 in connection with their Class DK liquor license located at 4800 3rd Avenue.
9. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Steven Roker submitted by Walgreen Co., dba Walgreens #03716 in connection with their Class D liquor license located at 2615 2nd Avenue.
10. Adopt Resolution No. 2015-266 accepting the bids received for a new pump station, removal and replacement of roof on existing pump house at the Meadowlark Hills Golf Course and award the bid to ProPump and Controls in the amount of \$181,290.00.
11. Adopt Resolution No. 2015-267 approving Application and Certificate of Payment No. 6 in the amount of \$236,407.37 submitted by Blessing, LLC and approved by Miller & Associates for the 2014 Part 11 Improvements – Bid B consisting of Paving Improvement District No. 2014-969 for 11th Street from a point 109.74 feet west of 30th Avenue, thence east for a distance of 2,440.08 feet; Paving Improvement District No. 2014-970 for 27th Avenue from 11th Street south a distance of 850± feet as platted in Lot 1, Bearcat Corner; and Paving Improvement District No. 2014-971 for 30th Avenue from 11th Street south a distance of 1,500± feet as platted in Lot 1, Bearcat Corner.
12. Adopt Resolution No. 2015-268 approving Change Order No. 1 showing a decrease in the amount of \$9,178.60, Application and Certificate for Payment No. 2-Final in the amount of \$64,747.10, and accept the Certificate of Substantial Completion submitted by Midlands Contracting and approved by Miller & Associates for the 2015 Part 6 Improvements consisting of Water Connection District No. 2015-1 for Landon Street from Central Avenue east to the east line of Lot 1, Gangwish Addition and Sanitary Sewer Connection District No. 2015-1 in Landon Street from Central Avenue east to the east line of Lot 71, Riverside Addition.
13. Adopt Resolution No. 2015-269 approving Change Order No. 2 showing a decrease in the amount of \$5,000.00, Application and Certificate of Payment No. 4-Final in the amount of \$33,479.87, and accept the Certificate of Substantial Completion submitted by Blessing, LLC and approved by Miller & Associates for the 2015 Part 7 Improvements; 3rd Street from 5th Avenue to Kea West Avenue.

14. Approve the Plans and Specifications for 2015 Part 5 Improvements consisting of Paving Improvement District No. 2015-981 for Central Avenue from 12th Street to 18th Street and set the bid opening date for February 2, 2016 at 2:00 p.m.
15. Adopt Resolution No. 2015-270 authorizing the City to sell a 1983 Sutphen fire engine previously used by the Kearney Fire Department.
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-059311 catering liquor license to dispense beer, wine and distilled spirits inside Complete Weddings and Events located at 2412 Central Avenue on Thursday, January 21, 2016 from 3:00 p.m. until 11:00 p.m. for Business After Hours.
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-059311 catering liquor license to dispense beer, wine and distilled spirits inside the Ag Pavilion located at the Buffalo County Fairgrounds, 3807 Avenue N on Saturday, January 23, 2016 from 3:00 p.m. until 1:00 a.m. for a Christmas Party.

* ***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. 8057 granting to SourceGas Distribution LLC the non-exclusive right and privilege to construct, maintain and operate a system of mains, pipes, services and other applicants in, under, upon, over, across and along the streets, avenues, alleys, bridges and public places of the City of Kearney for the transmission, transportation, distribution and sale of natural gas for domestic, commercial, industrial and other uses in the City.
2. Approve Ordinance No. 8058 amending the following sections in Article 2 "Garbage and Trash" of Chapter 5 "Health and Sanitation" of the City Code: Section 5-210, "Collection Regulations; Garbage Required" to require metal dumpsters to remain the property of the City and reside with the assigned address; Section 5-211, "Collection Regulations; Exclusive Use of Assigned Property" to clarify the language; Section 5-212, "Collection Regulations; Rates and Charges" to require commercial and industrial businesses using 90 and 300 gallon containers to pay the fees and to clarify the language; Section 5-213, "Collection Regulations; Maintenance of Containers" to allow businesses or apartment buildings to use plastic or metal containers, and that residential containers shall be purchased by the owners of newly constructed dwellings and shall remain at the dwelling; and Section 5-223, "Collection Regulations; Residential Dwellings" to clarify the language.
3. Approve Ordinance No. 8059 creating Paving Improvement District No. 2015-980 for 46th Street Place from Avenue R to its terminus in a cul-de-sac.
4. Approve Ordinance No. 8060 creating Water District No. 2015-582 for 46th Street Place from Avenue R to its terminus in a cul-de-sac.

5. Approve Ordinance No. 8061 creating Sanitary Sewer District No. 2015-519 for 46th Street Place from Avenue R to its terminus in a cul-de-sac.
6. Approve Ordinance No. 8062 creating Paving Improvement District No. 2015-981 for Central Avenue from 18th Street to the south lot line of Lot 5, Block 7, Roe's Subdivision.

VI. REGULAR AGENDA

1. Open Account Claim to NPPD - \$182,702.15.

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