

KEARNEY CITY COUNCIL

AGENDA

City Council Chambers, 18 East 22nd Street

November 22, 2016

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

1. WITHDRAWN. Conduct a public hearing on the Applications submitted by Buffalo Surveying for Martin and Barbara Tilley to (1) vacate Lots 1 and 2, Wise Estates and consider Ordinance No. 8108; and (2) rezone from District AG, Agricultural District to District RR-1, Rural Residential District (Rural Standards) property described as a tract of land being part of the Northwest Quarter of Section 32, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (3809 Cottonmill Avenue) and consider Ordinance No. 8109.
2. WITHDRAWN. Conduct a public hearing on the Application submitted by Buffalo Surveying for Michael and Robyn Springer and Martin and Barbara Tilley for the Final Plat for Springer Estates, a subdivision being part of the North Half of the Northwest Quarter of Section 32, Township 9 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska (3720 Cottonmill Avenue) and consider Resolution No. 2016-174.
3. POSTPONE UNTIL DECEMBER 13, 2016. Conduct a public hearing on the Application submitted by Miller & Associates for Grand West, LLC to rezone from District C-2, Community Commercial District to District R-3/PD, Urban Residential Multi-Family (Medium Density)/Planned Development Overlay District property described as Lot 1, Fountain Hills Seventh Addition, an addition to the City of Kearney, Buffalo County, Nebraska (south of 56th Street and east of 11th Avenue) and consider Ordinance No. 8113.

4. **POSTPONE UNTIL DECEMBER 13, 2016.** Conduct a public hearing on the Application submitted by Miller & Associates for Grand West, LLC and TSK 14, LLC for Revised Planned District Development Plan Approval for the construction of an apartment complex on property to be zoned R-3/PD, Urban Residential Multi-Family (Medium Density)/Planned Development Overlay District and described as Lots 1 and 2, Fountain Hills Seventh Addition, an addition to the City of Kearney, Buffalo County, Nebraska (south of 56th Street and east of 11th Avenue) and consider Resolution No. 2016-188.
5. **POSTPONED SINCE NOVEMBER 8, 2016.** Conduct a public hearing on the Applications submitted by Buffalo Surveying for Brigham Lofts, LLC and JWB, LLC to (1) vacate Lots 535 through 539, inclusive and the south 20 feet of Lot 540, Original Town of Kearney Junction and consider Ordinance No. 8111; and (2) the Final Plat for Brigham and Pierce Addition, an addition to the City of Kearney for a tract of land being Lots 535 through 539, inclusive and the south 20 feet of Lot 540, Original Town of Kearney Junction, now the City of Kearney, Buffalo County, Nebraska (2001 and 2013 Avenue A) and consider Resolution No. 2016-186.

IV. CONSENT AGENDA *

1. Approve Minutes of Regular Meeting held November 8, 2016.
2. Approve the Claims.
3. Receive recommendations of Planning Commission and set December 13, 2016 at 5:30 p.m. as date and time for hearing on those applications where applicable.
4. Adopt Resolution No. 2016-195 approving the Single Service Utility Agreement with Tim Norwood and T.J. Norwood, dba Fox Creek Development, L.L.C. to construct single water and sanitary sewer services to serve their multi-plex developments for property described as Lots 3 through 7, Block 1; Lots 1 through 7, Block 2; Lots 1 through 14, Block 3; Lots 1 through 7, Block 4; and Lots 1, 3, and 4, Block 5, all within Fox Creek Addition to the City of Kearney, Buffalo County, Nebraska.
5. Adopt Resolution No. 2016-196 approving the Single Service Utility Agreement with Paul Davis and Brian Downing, dba Davis & Downing Real Estate, L.L.C. to construct single water and sanitary sewer services to serve their four-plex developments for property described as Lots 1 and 2, Block 2, Taylor Addition to the City of Kearney, Buffalo County, Nebraska.
6. Adopt Resolution No. 2016-197 approving the Single Service Utility Agreement with Brandon Devall and Erick Axtell, dba Buffalo Properties, L.L.C. to construct single water and sanitary sewer services to serve their duplex developments for property described as Lot 44, Keens Park Subdivision to the City of Kearney, Buffalo County, Nebraska.
7. Authorize the Mayor to send a letter of no recommendation to the Nebraska Liquor Control Commission on the manager application for Wei Jin Cai submitted by Fu Hing L.L.C., dba Gourmet House Japanese Cuisine located at 1325 2nd Avenue, Suite D in connection with their Class I-098563 liquor license.

8. Adopt Resolution No. 2016-198 approving Change Order No. 1 for a decrease in the amount of \$14,827.00, Application and Certificate for Payment No. 4-Final in the amount of \$65,517.60, and accept the Certificate of Substantial Completion submitted by Dan Roeder Concrete and approved by Miller & Associates for the 2015 Part 15 Improvements consisting of Paving Improvement District No. 2015-975 for Landon Street from Central Avenue east to the east line of Lot 1, Gangwish Addition.
9. Adopt Resolution No. 2016-199 approving Change Order No. 2 for a decrease in the amount of \$5,151.55, Application and Certificate for Payment No. 4-Final in the amount of \$95,259.49, and accept the Certificate of Substantial Completion submitted by Dan Roeder Concrete and approved by Miller & Associates for the 2015 Part 11 Improvements – Bid B consisting of Paving Improvement District No. 2015-976 for 17th Avenue from 11th Street south to the south lot line of Lot 3 of Block Three, Park View Estates Eighth Addition; Paving Improvement District No. 2015-977 for 8th Street from 17th Avenue east to 16th Avenue.
10. Adopt Resolution No. 2016-200 approving Application and Certificate for Payment No. 7 in the amount of \$592,080.51 submitted by Blessing, LLC and approved by Miller & Associates for the 2015 Part 5 Improvements consisting of Paving Improvement District No. 2015-981 for Central Avenue from 12th Street to 18th Street.
11. Approve the Plans and Specifications for the Eastbrooke Park Irrigation Well and set the bid opening date for December 19, 2016 at 2:00 p.m.
12. Approve the application for a Special Designated License submitted by Kearney Investment Corporation, dba Holiday Inn in connection with their Class CK-017964 liquor license to dispense alcoholic liquors in The Archway, 3060 East 1st Street on Tuesday, December 13, 2016 from 5:00 p.m. until 10:00 p.m. for a reception.
13. Adopt Resolution No. 2016-201 approving the Hangar T-385 Lease Agreement between the City of Kearney and Shane Forney for aircraft storage at the Kearney Regional Airport.

* ***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. 8119 to amend Chapter 7 “Parks and Recreation” as follows: Section 7-512 “Trees; Notice to Property Owners”; Section 7-513 “Trees; Removal of Trees or Portions of Trees; Authorization”; and Section 7-514 “Trees; Removal of Trees or Portions Thereof by City Maintenance After Initial Tree Work” to allow the owner to appeal the decisions to abate or remove the nuisance within five business days after receiving notice in conjunction with the passage of LB 703.

VI. REGULAR AGENDA

1. Open Account Claims to Goodwill - \$5.78 and to NPPD - \$93,216.87.

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