

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, December 11, 2017

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Hastings, Nebraska was conducted in the Council Chambers of City Hall, 220 N. Hastings Avenue, on December 11, 2017.

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Stutte with the following members present: Ginny Skutnik, Jeniffer Beahm, Scott Snell, Paul Hamelink, John Harrington, Phil Odom, Sarah Hoops, Butch Eley. Absent: None.

The Mayor led the group in recital of the Pledge of Allegiance to the United States of America.

Moved by Butch Eley seconded by Scott Snell to adopt current agenda for December 11, 2017 Regular Meeting. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

Mayor Stutte read the Public Notice - Pursuant to the Nebraska Revised Statute Section 84-1412, the public is advised that a copy of today's agenda and all reproducible written material which will be discussed at today's meeting is located at the back of the Council Chambers. Also, a current copy of the Nebraska Open Meetings Act is posted on the south wall of the Council Chambers which is accessible to members of the public.

COUNCIL COMMUNICATION:

Councilmember Skutnik stated the Museum Board did not have a quorum at their last meeting. She thanked volunteers for their work at the museum.

CITIZEN COMMUNICATIONS:

Margaret Marsh, 1515 West 7th Street; Jose Jiminez, 1137 North Hewitt; Andy Gartner, 66 Kingston Drive stood to speak on agenda item 5(c) Ordinance No. 4542.

MAYOR'S COMMUNICATIONS:

Mayor Stutte presented the facts for the recommendation to council on agenda item 5(c) Ordinance No. 4542.

Mayor Stutte recognized service anniversaries for Carl Bauman, Parks, 40 years; Pete Kortum, Police, 5 years; Vicki Sinner, Police, 20 years; Rebecca Kvetensky, Museum, 20 years; Gwen Sheppard, Utility Business Office, 10 years.

CONSENT AGENDA:

1. All Consent Items.

Moved by Ginny Skutnik seconded by Sarah Hoops to approve Consent Agenda as presented.

Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

- (a) Approval of the minutes of the Council Meeting of November 27, 2017
- (b) Approval of the minutes of the Special Council Meeting of November 20, 2017
- (c) Approval of the minutes of the Worksession of November 20, 2017
- (d) Approval of claims and the payroll
- (e) Approve receiving and placing on file department monthly reports
- (f) Approval of Work Order EL-32
- (g) Approve of Work Order SL-115

- (h) Approval of Work Order WA-339
- (i) Approval of Work Order WA-335
- (j) Approval of Work Order WA-319

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

None.

3. Public Hearings.

None.

4. General Business.

(a) Advising of objections to Street Improvement District 2017-2...Osborne Drive West and Foundation Place (Cul-de-sac). No objections were filed, therefore the district is valid.

(b) Moved by Ginny Skutnik seconded by John Harrington to approve final plat for Raymaker and Blake's Second Subdivision of the City of Hastings, Adams County, Nebraska. Don Threewitt, Development Services Director, stated requirements of city code have been fulfilled.

Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

(c) Moved by Phil Odom seconded by Ginny Skutnik to approve contract between the City of Hastings and the State of Nebraska Department of Economic Development for Community Development Block Grant No. 17-DTR-105. Randy Chick, 301 South Burlington (Community Redevelopment Authority), stood to speak in support. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

(d) Moved by John Harrington seconded by Sarah Hoops to award contract to Kirkham Michael and Associates for engineering design services for AIP-Project No. 3-31-0040-015 in the amount of \$45,190.95. Dave Wacker, City Engineer, stated this design is for an overhead hangar door utilizing federal funds. Council members voiced concern on design cost. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

(e) Moved by Ginny Skutnik seconded by Butch Eley to award the contract for Project 2017-MHVAC - Hastings Museum HVAC Renovation to: Rutt's Heating and Air Conditioning, Inc, 1001 West 1st Street, Hastings, NE 68901, in the amount of \$129,450. Dave Wacker, City Engineer, stated that a pre-bid conference was held November 16th. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

5. Ordinances and Resolutions.

(a) ORDINANCE NO. 4539 AMENDING SECTION 3-503 OF THE CITY CODE TO UPDATE THE CITY'S NEPOTISM POLICY

Said Ordinance was read by title and thereafter Councilmember Sarah Hoops moved for passage of the ordinance, which motion was seconded by Councilmember Ginny Skutnik.

Dave Ptak, City Attorney, stated the update is consistent with accountability and disclosure statutes.

The Mayor then stated the question "Shall Ordinance No. 4539 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

Councilmember Sarah Hoops moved that the statutory rule requiring reading on three different days be suspended; Councilmember Ginny Skutnik seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion to suspend the rules was adopted by three fourths vote of the Council and the statutory rule was declared suspended for consideration of said ordinance.

The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted upon second and final reading and the Mayor signed and approved the ordinance. City Clerk attested the passage approval of the same and affixed her signature thereto. Published in the Hastings Tribune on December 15, 2017. Effective date of the ordinance is December 27, 2017.

(b) ORDINANCE NO. 4540 CREATING STREET IMPROVEMENT DISTRICT NO. 2017-4 (33RD STREET)

Said Ordinance was read by title and thereafter Councilmember Phil Odom moved for passage of the ordinance, which motion was seconded by Councilmember John Harrington.

Dave Wacker, City Engineer, stated this creation will follow the standard 20 day right of remonstrance period for objections. This ordinance would approve district creation only. City Council will vote on approval of design at a future council meeting.

Motion to table Ordinance No. 4540 by Councilmember Butch Eley. Motion died for lack of second.

The Mayor then stated the question "Shall Ordinance No. 4540 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

Councilmember Paul Hamelink moved that the statutory rule requiring reading on three different days be suspended; Councilmember Phil Odom seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion to suspend the rules was adopted by three fourths vote of the Council and the statutory rule was declared suspended for consideration of said ordinance.

The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted upon second and final reading and the Mayor signed and approved the ordinance. City Clerk attested the passage approval of the same and affixed her signature thereto. Published in the Hastings Tribune on December 15, 2017. Effective date of the ordinance is December 27, 2017.

(c) ORDINANCE NO. 4542 TO AMEND SECTION 3-406 OF THE OFFICIAL CITY CODE REGARDING HOLIDAYS

Moved by Councilmember Ginny Skutnik seconded by Councilmember John Harrington to amend Ordinance No. 4542 to add Martin Luther King Day back into Section 1, 3-406 Holidays. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

Joe Patterson, City Administrator, explained the different arrays used in the past. The city is trying to keep the number of holidays comparable with other communities. Staff gives professional recommendation and council makes final decision.

Said amended Ordinance, was read by title and thereafter Councilmember Ginny Skutnik moved for passage of the ordinance, which motion was seconded by Councilmember Jennifer Beahm.

The Mayor then stated the question "Shall Ordinance No. 4542 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jennifer Beahm. Nays: None. Absent: None. The motion carried.

Councilmember Ginny Skutnik moved that the statutory rule requiring reading on three different days be suspended; Councilmember Scott Snell seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jennifer Beahm. Nays: None. Absent: None. The motion to suspend the rules was adopted by three fourths vote of the Council and the statutory rule was declared suspended for consideration of said ordinance.

The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted upon second and final reading and the Mayor signed and approved the ordinance. City Clerk attested the passage approval of the same and affixed her signature thereto. Published in the Hastings Tribune on December 15, 2017. Effective date of the ordinance is December 27, 2017.

6. Final Passage of Ordinances.
None.

7. Appointments.
None.

8. Miscellaneous and Other Business.
None.

Moved by Ginny Skutnik seconded by Butch Eley there being no further business to adjourn at 6:58p.m. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jennifer Beahm. Nays: None. Absent: None. The motion carried.

APPROVED:

Corey Stutte, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(S E A L)