

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, January 8, 2018

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 January 8, 2018.

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Stutte with the following members present: Ginny Skutnik, Sarah Hoops, Scott Snell, Butch Eley, Phil Odom, John Harrington. Absent: Paul Hamelink, Jeniffer Beahm.

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

Moved by Butch Eley seconded by John Harrington to adopt current agenda for January 8, 2018 Regular Meeting. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. 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 Harrington announced he will not run for re-election. Filing deadline for non-incumbents is March 1, 2018.

Councilmember Snell reported on the Hastings Economic Development Corporation meeting in December and a \$10 million project at Central Community College.

Councilmember Skutnik congratulated the Museum on winning the tri-city food drive.

CITIZEN COMMUNICATIONS:

None.

MAYOR'S COMMUNICATIONS:

Mayor Stutte encouraged all to make Martin Luther King holiday a day-on, not a day-off and volunteer.

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, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik.

Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

(a) Approval of the minutes of the Council Meeting of December 11, 2017

(b) Approval of claims and payroll

(c) Approve receiving and placing on file department monthly reports

(d) Approval of Work Order GA-336

(e) Approval of Work Order GA-334

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

None.

3. Public Hearings.

(a) Public hearing on the application of Roadhouse Catering, LLC dba "Roadhouse Catering" for a Class "C" Liquor License at 2205 Osborne Drive East. No public testimony was given. Clerk received no objections.

Moved by Scott Snell seconded by Phil Odom to approve Resolution No. 2018-3. . Approving the application of Roadhouse Catering, LLC dba "Roadhouse Catering" for a Class "C" Liquor License at 2205 Osborne Drive East. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

(b) Moved by Phil Odom seconded by Scott Snell to approve the manager application of Owen D. Nelson in connection with the Class "C" Liquor License of Roadhouse Catering, LLC dba "Roadhouse Catering" located at 2205 Osborne Drive East. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

(c) Public hearing on the request of Victor M. Atchity, Jr. for a change of zoning from "I-2 Heavy Industrial" to "C-3 Commercial Business" at 1600, 1606, and 1614 North Saint Joseph Avenue. Don Threewitt, Development Services Director, gave a staff report. No public testimony was given. Clerk received no objections.

ORDINANCE NO. 4541 APPROVING THE CHANGE OF ZONING FROM "I-2 HEAVY INDUSTRIAL" TO "C-3 COMMERCIAL BUSINESS" AT 1600, 1606, AND 1614 NORTH SAINT JOSEPH AVENUE

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

The Mayor then stated the question "Shall Ordinance No. 4541 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

Councilmember Ginny Skutnik moved that the statutory rule requiring reading on three different days be suspended; Councilmember Sarah Hoops seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. 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 January 12, 2018. Effective date of the ordinance is January 24, 2018.

4. General Business.

(a) Moved by Ginny Skutnik seconded by Butch Eley to approve the Preliminary/Final Plat for Hoch Subdivision, a replat of Lots 2 and 3, Shadow Ridge 4th Subdivision in the City of Hastings, Adams County, Nebraska. Don Threewitt, Development Services Director gave a staff report. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

(b) Moved by John Harrington seconded by Phil Odom to award a Contract to IES Commercial, Inc. for replacement of WEC-1 5KV switchgear and 480V SUS (B.I. 2.01) for \$1,248,818 which includes applicable sales tax. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

(c) Advising of objections to Street Improvement District 2017-3...North Park Commons - 31st Street through 33rd Street, Osborne Drive. Clerk received no objections. District is valid.

(d) Moved by Scott Snell seconded by Ginny Skutnik to approve bid in the amount of \$134,779.00 to CXT Concrete Buildings for Lake Hastings restroom. Jeff Hassenstab, Parks and Recreation Director, stated the building will be ADA compliant and located west of the lake shelter and playground. It will replace the current restroom built in 1957, which will be demolished at a later date. Roll Call: Ayes: John Harrington,

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

(e) Moved by John Harrington seconded by Ginny Skutnik to approve calling a Special Council meeting on January 16, 2018 at 5:30p.m. at the Hastings Public Library. Dave Wacker stated this meeting will approve plans, specs and authorize advertisement of bids for paving, water, and sewer districts.

Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik.

Nays: Butch Eley. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

(f) Moved by John Harrington seconded by Scott Snell to approve moving the Council Worksession from Monday, January 15, 2018 to Tuesday, January 16, 2018 at 5:30P.M. at the Hastings Public Library.

Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik.

Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

5. Ordinances and Resolutions.

(a) Moved by Ginny Skutnik seconded by Butch Eley to approve Resolution No. 2018-02, to submit with the Integrated Resource Plan (IRP) to the Western Area Power Administration (WAPA). Kevin Johnson, Utility Manager, stated this is a 5-year update for summer and winter peak capacity supplemental energy, in cooperation with Hastings Regional Center. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

(b) Moved by Phil Odom seconded by Ginny Skutnik to approve Resolution No. 2018-01 designating Kevin Johnson to serve as the City's representative to the Nebraska Municipal Power Pool Member's Council and Donald Cox designated as the alternate. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

(c) ORDINANCE NO. 4543 CREATING SANITARY SEWER EXTENSION DISTRICT NO. 2018-1

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 will create an extension district in the North Commons Subdivision, same boundaries as Street Improvement District 2017-3. Clerk will notify property owners of the pending improvements.

The Mayor then stated the question "Shall Ordinance No. 4543 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. 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, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. 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 January 12, 2018. Effective date of the ordinance is January 24, 2018.

(d) ORDINANCE NO. 4544 CREATING WATER EXTENSION DISTRICT NO. 2018-1

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

Dave Wacker, City Engineer, stated this will create an extension district in the North Commons Subdivision, same as boundaries on the Street Improvement District 2017-3. Clerk will notify property owners of the pending improvements.

The Mayor then stated the question "Shall Ordinance No. 4544 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. 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, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. 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 January 12, 2018. Effective date of the ordinance is January 24, 2018.

6. Final Passage of Ordinances.

None.

7. Appointments.

None.

8. Miscellaneous and Other Business.

None.

9. Closed Session.

Moved by Ginny Skutnik seconded by Butch Eley to move into closed session for reasons of personnel, negotiations, and litigation at 6:04p.m. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

Moved by Ginny Skutnik seconded by Sarah Hoops to come out of closed session at 6:39p.m. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

Moved by Ginny Skutnik seconded by Butch Eley there being no further business to adjourn at 6:39p.m. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Jeniffer Beahm. The motion carried.

APPROVED:

Corey Stutte, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(S E A L)