

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, June 11, 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 June 11, 2018.

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

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 June 11, 2018 Regular Meeting. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops. 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 Beahm stated the city is continuing to accept applications for Mayor's Youth Council.

CITIZEN COMMUNICATIONS:

None.

MAYOR'S COMMUNICATIONS:

Mayor Stutte recognized service anniversaries for Damian Carda, 30 years; Thomas Roudebush-Torske, 5 years; Justin Wahl, 5 years; Mark Evans, 20 years; Zachary Larsen, 5 years; Dana Still, 10 years; Joyce Mangers, 35 years.

CONSENT AGENDA:

1. All Consent Items.

Moved by Ginny Skutnik seconded by Jeniffer Beahm to approve all consent items as presented. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops. The motion carried.

(a) Approval of the minutes of the Council Meeting of May 29, 2018

(b) Approval of the minutes of the Council Worksession of May 21, 2018

(c) Approval of claims and payroll

(d) Approval of the request of YWCA to utilize city streets for the YMCA Adams County Annual 4th of July Parade and Celebration

(e) Approval of Work Order EL-53

(f) Approval of invoice #768 from South Central Economic Development District in the amount of \$2800.00 for grant administration services on Community Development Block Grant Project 17-DTR-105, Hastings Downtown Revitalization

(g) Approval of the request for Community Development Block Grant funds Drawdown #1 in the amount of \$2,800.00 for grant administration services, Project 17-DTR-105, Hastings Downtown Revitalization

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

None.

3. Public Hearings.

(a) Public hearing regarding placing a temporary moratorium on solar energy generation facilities within the City of Hastings and the 2-mile extraterritorial zoning jurisdiction boundary.

Don Threewitt, Development Services Director, gave a staff report. Renewable energy demand is driven by user preference. There are impacts to be considered, including wildlife and land use. The moratorium will be used until regulations are developed. There are no regulations for solar energy at this time. No public spoke. City Clerk received no objections.

Moved by Phil Odom seconded by John Harrington to approve Resolution 2018-29 declaring a moratorium on the receipt, processing and issuance of any existing or new solar energy generation facility applications within the City of Hastings and the 2-mile extraterritorial zoning jurisdiction boundary. Councilmembers voiced concern that a deadline was not given in the resolution.

Moved by Paul Hamelink seconded by Phil Odom to amend by addition under resolve '2' to add "or December 31, 2018, whichever is earlier". Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None.

Absent: Sarah Hoops. The motion carried.

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

(b) Public hearing regarding an amendment to City Code Section 34-216 to update City of Hastings Floodplain Management Plan. Don Threewitt, Development Services Director, reported the ordinance uses predominantly State language and coincides with the update on July 5, 2018. Dave Wacker, City Engineer, stated the ordinance makes us eligible to continue in the current flood insurance program. No public spoke. Clerk received no objection

ORDINANCE NO. 4555 AMENDING CITY CODE SECTION 34-216, F. D. FLOOD HAZARD DISTRICT REGULATIONS

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

The Mayor then stated the question "Shall Ordinance No. 4555 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops. The motion carried.

Councilmember Ginny Skutnik moved that the statutory rule requiring reading on three different days be suspended; Councilmember Butch Eley 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, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops.

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 June 15, 2018. Effective date of the ordinance is June 27, 2018.

4. General Business.

(a) Moved by Ginny Skutnik seconded by John Harrington to approve the agreement with Pictometry International Corp. for orthophotos & obliques (GIS System). Dave Wacker, City Engineer, stated this will update and keep the GIS system current. These high resolution maps are used by the public, assessors office, realtors, and many others. The maps are updated every three to four years. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops. The motion carried.

(b) Moved by Butch Eley seconded by John Harrington to rescind previous award of contract regarding Project AIP No. 3-31-0040-015 to VRL Construction, Inc., d/b/a L&L Construction and to award the contract for the project to VRL Construction, Inc., d/b/a Rathman-Manning Construction, 851 H Road, Chapman, NE 68827 in the amount of \$111,351.14. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops. The motion carried.

(c) Moved by John Harrington seconded by Ginny Skutnik to approve the nonexclusive fiber-optic cable franchise agreement with Allo Communications, LLC. Dave Ptak, City Attorney, stated negotiations have taken quite some time to do, because we have not had fiber optic over-builds being proposed. We currently have one cable provider, Charter. Allo will build fiber connections to homes and businesses in Hastings. Nate Buhrman, Allo Communications, stated that Allo is excited to be in Hastings and invest in the community. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops. The motion carried.

(d) Moved by Ginny Skutnik seconded by Butch Eley to approve the Construction Agreement with Allo Communications, LLC for build-out of their fiber-optic cable system. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops. The motion carried.

5. Ordinances and Resolutions.
None.

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 5:55p.m. Roll Call: Ayes: John Harrington, Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: Sarah Hoops. The motion carried.

APPROVED:

Corey Stutte, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(S E A L)