

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, October 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 October 8, 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, Butch Eley, Scott Snell, Phil Odom, Paul Hamelink, Ginny Skutnik. Absent: John Harrington and Sarah Hoops.

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

Councilmember Hoops arrived at 5:32p.m.

Moved by Butch Eley seconded by Ginny Skutnik to adopt current agenda for October 8, 2018 Regular Meeting. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. 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:

None.

CITIZEN COMMUNICATIONS:

None.

MAYOR'S COMMUNICATIONS:

Mayor Stutte recognized the President and Vice President of the Mayor's Youth Council, Sebastian Boelhower and Benjamin Moritz, respectively.

Mayor Stutte recognized service anniversaries for James Howsden, 10 years; Alan Munsell, 5 years; Norman Schiffler, 35 years; Robert Breckner, 10 years; Bernard Pallas, 5 years; Veronica King, 40 years; Lyle Stovall, 30 years; Dan Rehbein, 10 years; Justin Kohl, 5 years.

CONSENT AGENDA:

1. All Consent Items.

Moved by Ginny Skutnik seconded by Sarah Hoops to approve all consent items , as presented.

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

(a) Approval of the minutes of the Council Meeting of September 24, 2018

(b) Approval of the minutes of the Worksession of September 17, 2018

(c) Approval of claims and payroll

(d) Approval of Work Order EL-62

(e) Approval of Work Order EL-63

(f) Approval of Work Order EL-64

(g) Approval of Work Order EL-65

(h) Approval of Work Order SW-333

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

(a) Moved by Butch Eley seconded by Ginny Skutnik to table Resolution No. 2018-44 for HEDC Funding. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(b) Moved by Butch Eley seconded by Ginny Skutnik to table the Agreement between the City and HEDC for the promotion of economic development for FY 2018-19. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(c) Moved by Butch Eley seconded by Ginny Skutnik to table Resolution No. 2018-45 for Hastings Area Chamber of Commerce Funding. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(d) Moved by Butch Eley seconded by Ginny Skutnik to table the agreement between the City of Hastings and the Hastings Area Chamber of Commerce for the benefit and support of the Chamber for FY2018-19. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

3. Public Hearings.

(a) Public hearing on the request of the Development Services Department regarding an application to the Nebraska Department of Economic Development for a Community Development Block Grant. Don Threewitt, Development Services Director, reported this seeks funding to inventory and evaluate the majority of sidewalks and formulate a priority plan. No public spoke. Clerk received no objections.

Moved by Scott Snell seconded by Sarah Hoops to approve Resolution 2018-58 authorizing the Mayor to proceed with the formulation of any and all contracts, documents, and other memoranda to affect acceptance of the Community Development Block Grant application. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(b) Public hearing at the request of the Community Redevelopment Authority of the City of Hastings, Nebraska, to approve Plan Modification #8.21.18 to Redevelopment Area V for Nebraska Truck Center, Inc. located at 801 West J Street in Hastings. Don Threewitt reported this will advance redevelopment of Nebraska Truck Center for demolition of a blighted and substandard warehouse. No public spoke. Clerk received no objections.

Moved by Ginny Skutnik seconded by Butch Eley to approve Resolution 2018-53 regarding Plan Modification #08.21.18 to Redevelopment Area V for the Nebraska Truck Center, Inc. project located at 801 West J Street in Hastings. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(c) Moved by Ginny Skutnik seconded by Phil Odom to adjourn as Mayor and City Council and reconvene as Board of Equalization. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

Public hearing on the levying of assessments in Street Improvement District No. 2017-2 Dave Wacker, City Engineer, reported this levies special assessment on SID 2017-2, located in northwesterly portion of the community. No public spoke. City Clerk received no objections.

(d) Moved by Sarah Hoops seconded by Ginny Skutnik to adjourn as Board of Equalization and reconvene as Mayor and City Council. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(e) Moved by Sarah Hoops seconded by Butch Eley to approve Resolution No. 2018-59 levying assessments in Street Improvement District No. 2017-2. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

4. General Business.

(a) Moved by Ginny Skutnik seconded by Jeniffer Beahm to approve Pioneer Trail Flats Subdivision, a re-plat of Lot 1, Block 2 of North Park Commons Addition to the City of Hastings, Adams County, Nebraska, containing 11.54 acres more or less, generally located east of Osborne Drive East and southeast of 31st Street (proposed). Applicants wish to divide single lot into three lots in anticipation of a large scale multi-family development. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(b) Moved by Sarah Hoops seconded by Ginny Skutnik to approve Osborne View Estates Subdivision, a re-plat of Lot 1, Block 4 of North Park Commons Addition to the City of Hastings, Adams County, Nebraska containing 9.49 acres more or less, generally located north of 26th Street and east of Osborne Drive East. This will divide the subdivision into 45 lots for development. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(c) Moved by Ginny Skutnik seconded by Scott Snell to approve a preliminary/final plat for the ESU #9 Subdivision in the City of Hastings, Adams County, Nebraska. This will divide the current ESU #9 campus into more marketable lots. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(d) Moved by Sarah Hoops seconded by Ginny Skutnik to approve moving the City Council Meeting from Monday, November 12, 2018 to Tuesday, November 13, 2018 at 5:30 P.M. in the City Council Chambers. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(e) Moved by Phil Odom seconded by Paul Hamelink to approve the Addendum to the Collective Bargaining Agreement with Fraternal Order of Police Lodge 9. Joe Patterson, City Administrator, stated this will extend the FOP contract to 2021 and includes a discount on the health plan, if they comply with requirements. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

5. Ordinances and Resolutions.

(a) Moved by Ginny Skutnik seconded by Sarah Hoops to approve Resolution No. 2018-55 approving and accepting 2018 Local Emergency Operations Plan. This is an update of an existing plan and states who is responsible during an emergency. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

(b) APPROVAL OF ORDINANCE NO. 4572 TO AMEND SECTIONS 8-101, 8-103, 8-105, 8-109, AND 8-117 OF THE OFFICIAL CITY CODE TO INCORPORATE CHANGES ADOPTED AS PART OF LB1120 BY THE NEBRASKA LEGISLATURE INVOLVING ALCOHOLIC LIQUOR.

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

Dave Ptak, City Attorney, stated this is required under LB1120 by State Statute. It amends five sections of City Code.

The Mayor then stated the question "Shall Ordinance No. 4572 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

Councilmember Butch Eley 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: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. 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 October 12, 2018. Effective date of the ordinance is October 24, 2018.

6. Final Passage of Ordinances.

None.

7. Appointments.

(a) Moved by Ginny Skutnik seconded by Sarah Hoops to approve Mayor Stutte's appointments to Boards and Commissions. Library Board-Nichole Bryant and David Bierman; Community Redevelopment Authority-Kaleena Fong. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

8. Miscellaneous and Other Business.

(a) Judy Hultine spoke on the 12th Street speed study.

Moved by Ginny Skutnik seconded by Butch Eley to move into closed session for reason of negotiations at 6:07p.m. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

Moved by Butch Eley seconded by Ginny Skutnik to move out of closed session at 7:07p.m. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

Moved by Butch Eley seconded by Ginny Skutnik there being no further business to adjourn at 7:07p.m. Roll Call: Ayes: Paul Hamelink, Phil Odom, Scott Snell, Butch Eley, Sarah Hoops, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: John Harrington. The motion carried.

APPROVED:

Corey Stutte, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(S E A L)