CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, November 26, 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 November 26, 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, Phil Odom, John Harrington.
Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm.

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

Moved by Ginny Skutnik seconded by John Harrington to amend Item 4A to state HEDC instead of SCEDD and adopt amended agenda for November 26, 2018 Regular Meeting.
Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik.
Nays: None. Absent: Paul Hamelink, Butch Eley, 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:
None.

CITIZEN COMMUNICATIONS:
Kevin Simpson (Flanders) spoke in support of Agenda Item 5C. Chuck Shoemaker (Attorney-SID Clay County) spoke in support of Agenda Items 4D and 5D.

MAYOR'S COMMUNICATIONS:
Mayor Stutte thanked city staff for their support of Celebration of Lights and assistance during the recent snow event and fires.

CONSENT AGENDA:
1. All Consent Items.
Moved by Ginny Skutnik seconded by Sarah Hoops to approve all Consent Items as presented.
Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik.
Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.
(a) Approval of the minutes of the Council Meeting of November 13, 2018
(b) Approval of claims and payroll
(c) Approve receiving and placing on file department monthly reports
(d) Approval of Work Order EL-68
(e) Approval of Work Order EL-69
(f) Approval of Work Order EL-70
(g) Approval of Work Order WA-361
(h) Receive and place on file Adams County Clerk’s abstract of votes cast at November 6, 2018 election

REGULAR AGENDA:
2. Unfinished Business of Preceding Meeting.
(a) Moved by Sarah Hoops seconded by John Harrington to approve the final plat for Pioneer Trail Flats Subdivision. Don Threewitt, Development Services Director, reported there was a discrepancy with the legal description on the plat, which resulted in the item being tabled last meeting for correction.
Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik.
Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

3. Public Hearings.
(a) Moved by Phil Odom seconded by Sarah Hoops to table the Public Hearing and Resolution No. 2018-64. . .Application of Bourbon Jack's, Inc. dba "Bourbon Jack's Honkytonk Bar" for a Class "C" Liquor License at 212 W. Second Street. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

(b) Moved by Sarah Hoops seconded by Phil Odom to table the manager application of Beatriz Martinez in connection with the Class "C" Liquor License of Bourbon Jack's, Inc. dba "Bourbon Jack's Honkytonk Bar" located at 212 W. Second Street. Mayor Stutte stated staff needs more time for research on reports. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

(c) Public hearing on the application to the Nebraska Department of Economic Development for a Community Development Block Grant requesting $205,000.00 in the form of a loan to SHABRI, LLC to fund company expansion. Lori Ferguson, South Central Development District, spoke in support of the application. No public spoke. Clerk received no objections.

4. General Business.
(a) Moved by Sarah Hoops seconded by John Harrington to authorize Mayor to sign letter stating the City's intent to utilize the HEDC as the Non-Profit Development Organization for funds to pass-through and be de-federalized for continued use within the region (CDBG Project 18-ED-003). Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

(b) Moved by Scott Snell seconded by Ginny Skutnik to authorize the Mayor to sign Memorandum of Understanding (MOU) between the City of Hastings, SHABRI, LLC, South Central Economic Development District and the Nebraska Department of Economic Development upon receipt of the MOU from NDED and contingent upon the City Attorney's review and approval. Lori Ferguson, SCEDD, clarified the MOU is in process of being reviewed. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

(c) Moved by John Harrington seconded by Sarah Hoops to approve the Four Factor Analysis Assessing Limited English Proficiency and Language Assistance Plan (SHABRI, LLC). Lori Ferguson, SCEDD, stated this is a requirement at the federal level, and is enforced by the State of Nebraska. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

(d) Moved by Scott Snell seconded by Ginny Skutnik to approve the Water Purchase Agreement with SID #1 of Clay County, Nebraska. Dave Ptak, City Attorney, reported this agreement will allow the City of Hastings, through the Utility Department, to furnish water to SID #1 of Clay County. The SID has obtained a grant and low interest loan from the U.S. Department of Agriculture to reconstruct a water distribution service. This will assure continuation of a water supply to their new system. Councilmember Odom asked staff to look at short and long-term solutions for supplying water and who will run the system. Mayor Stutte stated this is the first step in securing funding and financing on whatever the system looks like moving forward. Kevin Johnson, Utility Manager, stated they continue to participate in discussions, but at this time it is too premature to get into specific discussions. Joe Patterson explained the area is generally the Naval Ammunition Depot. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

5. Ordinances and Resolutions.
(a) Moved by Ginny Skutnik seconded by Phil Odom to approve Resolution 2018-66…Authorizing Chief Elected Official to sign an application for Community Development Block Grant funds (SHABRI, LLC). Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

(b) ORDINANCE NO. 4575 TO VACATE THE WEST HALF OF CEDAR AVENUE BETWEEN THE SOUTH RIGHT-OF-WAY LINE OF “E” STREET SOUTH TO THE NORTH RIGHT-OF-WAY LINE OF THE UNION PACIFIC RAILROAD RIGHT-OF-WAY; TO VACATE “E” STREET FROM THE CENTERLINE OF CEDAR AVENUE EAST TO THE WEST RIGHT-OF-WAY LINE OF ELM AVENUE; AND TO RETAIN A UTILITY EASEMENT OVER THE SOUTH HALF THEREOF

Said Ordinance was read by title and thereafter Councilmember Phil Odom moved for passage of the ordinance on first reading, which motion was seconded by Councilmember John Harrington. Dave Ptak reported this was discovered by Lindsey Stone, GIS Technician, with regard to problems that go back to the 1880's. This is a housekeeping measure that will alleviate title concerns down the road.
Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik.
Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

(c) ORDINANCE NO. 4576 TO AMEND SECTION 32-304 OF CITY CODE TO PROVIDE FOR TEMPORARY PARTIAL REDUCTION OF ELECTRICAL DEMAND CHARGES FOR THE LGS, LL&P, AND THE LL&P-T ELECTRIC RATES

Said Ordinance was read by title and thereafter Councilmember Sarah Hoops moved for passage of the ordinance on first reading, which motion was seconded by Councilmember Ginny Skutnik.
Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None.
Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

(d) Moved by John Harrington seconded by Scott Snell to approve Resolution No. 2018-65...Authorizing the sale of water to Sanitary and Improvement District No. 1 of Clay County, Nebraska, and to authorize the Mayor to execute a Water Purchase Agreement with SID #1. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

6. Final Passage of Ordinances.
None.

7. Appointments.
None.

8. Miscellaneous and Other Business.
None.

Moved by Ginny Skutnik seconded by Scott Snell there being no further business to adjourn at 6:04p.m. Roll Call: Ayes: John Harrington, Phil Odom, Scott Snell, Sarah Hoops, Ginny Skutnik. Nays: None. Absent: Paul Hamelink, Butch Eley, Jeniffer Beahm. The motion carried.

APPROVED:

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Corey Stutte, Mayor

ATTEST:

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Kimberly S. Jacobitz, City Clerk

(S E A L)