

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, July 11, 2016

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 July 11, 2016.

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Powers with the following members present: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Everett Goebel, Michael Krings, Chuck Niemeyer, Kathy Duval. Absent: None.

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

Moved by John Harrington seconded by Phil Odom to adopt the July 11, 2016 Regular Meeting Agenda. Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

PUBLIC NOTICE - Official Notice of the Regular Meeting was published in the Hastings Tribune on Friday, July 8, 2015. 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 Goebel reported on the Board of Public Works meeting held June 30, 2016. Kevin Schawang, IT Supervisor, reported on cyber security. Marty Stange reported on the Aquifer Storage Restoration (ASR) Project. Recommendations from staff are expected at the July 14th meeting for bids on the ASR Project. The City Council and Board of Public Works are scheduled to meet for a worksession on July 18th at 5:30p.m. Budget meetings are scheduled for July 17th and July 28th. He thanked Marv Schultes for his service, as he is retiring at the end of this week. The next Board of Public Works meeting is scheduled for July 14th, 9a.m. in the Hastings Utilities Boardroom.

Councilmember Harrington asked everyone to take a moment to reflect on the tragic and violent week across the nation. He asked Police Chief Kortum to comment on the state of Police/Citizen relations in the City of Hastings.

Police Chief Kortum stated the Police Department and the citizens of Hastings have a mutual appreciation of one another. The respect and service given by the Police Department is the way we do business and it is given back by the community. He thanked the officers and the community for their support.

Councilmember Odom thanked Parks, Street, and Utility departments for their work over the past week after storm damage.

MAYOR'S COMMUNICATIONS:

Mayor Powers announced service anniversaries for Craig Oswald, 25 years as of July 8th; Teresa Johnson, 30 years as of July 29th; Shaun Propp, 15 years as of July 23rd; Jon Rojewski, 15 years as of July 23rd.

CONSENT AGENDA:

Moved by Chuck Niemeyer seconded by Ginny Skutnik to approve all items on the Consent Agenda. Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

- (a) Approval of the minutes of the Special Council Meeting of June 20, 2016.
- (b) Approval of the minutes of the Council Meeting of June 27, 2016.
- (c) Approval of the minutes of the Worksession of June 20, 2016.
- (d) Approval of the payroll for the period ending July 16, 2016, paid July 22, 2016.
- (e) Approval of the regular claims and authorizing the City Clerk to issue checks against the various funds for payment.
- (f) Approval of the prepaid claims and authorizing the City Clerk to issues checks against the various funds for payment.
- (g) Approve receiving and placing on file department monthly reports.
- (h) Approval of the request of the Business Improvement District to close city streets for the 2016 Good Living Tour Concert on July 28, 2016.

REGULAR AGENDA:

Public Hearings.

2.(a) Public hearing on the request of Keith and Gail Dreher to rezone property from R-1S, Single Family Suburban Acreage Residential District to R-1A, Single Family Large Lot Residential District at 1255 N. Adams Central Avenue.

No public testimony was heard. No objections were received by the City Clerk.

Ordinance No. 4482. . .Amending the Zoning District Map to rezone Lot 5, Block 1, Country Estates Subdivision from R-1S, Single Family Suburban Acreage Residential District to R-1A, Single Family Large Lot Residential District.

Said Ordinance was read by title and thereafter Councilmember Michael Krings moved to approve Ordinance No. 4482, which motion was seconded by Councilmember Everett Goebel.

Joe Patterson stated staff and Planning Commission both recommended denial of this request.

Moved by Kathy Duval seconded by Sarah Hoops to have a five minute recess to resolve electronic voting issues. Roll Call: Ayes: Kathy Duval, John Harrington, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Absent: None. The motion carried.

The Mayor then stated the question "Shall Ordinance No. 4482 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: Kathy Duval. Nays: John Harrington, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Absent: None. The motion failed.

2.(b)Public hearing on the request of the Community Redevelopment Authority regarding a proposed modification to Plan Modification #5.17.16.1 to Redevelopment Plan VII, Redline Properties L.L.C. Redevelopment Project, located on the west side of East Osborne Drive, north of 2411 East Osborne Drive.

No public testimony was heard. No objections were received by the City Clerk.

Moved by Michael Krings seconded by Sarah Hoops to approve Resolution No. 2016-31. .
.Approval of Redevelopment Plan Modification #5.17.16.1 for the Redline Properties, LLC
Redevelopment Project in Redevelopment Area VII as presented.

Randy Chick, Community Redevelopment Authority (CRA), stated CRA will participate with Tax Increment Financing on this project.

Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

2.(c) Public hearing on the request of the Community Redevelopment Authority regarding a proposed modification to Plan Modification #5.17.16.2 to Redevelopment Plan V, Furrow Plumbing Redevelopment Project located at 122 South Ash Avenue.

Randy Chick, CRA, spoke in favor. He stated that CRA will participate with Tax Increment Financing on this project. No other public testimony was heard. No objections were received by the City Clerk.

Moved by John Harrington seconded by Ginny Skutnik to approve Resolution No. 2016-32. .
.Approval of Redevelopment Plan Modification #5.17.16.2 for the Furrow Plumbing, LLC
Redevelopment Project in Redevelopment Area V as presented. Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

2.(d) Public hearing on the request of the Community Redevelopment Authority regarding a proposed modification to Plan Modification #5.17.16.3 to Redevelopment Plan V, Steve Johnson Redevelopment Project, located at 126 South Ash Avenue.

No public testimony was heard. No objections were received by the City Clerk.

Moved by Ginny Skutnik seconded by Everett Goebel to approve Resolution No. 2016-33. .
.Approval of the Redevelopment Plan Modification #5.17.16.3 for the Steve Johnson
Redevelopment Project in Redevelopment Area V as presented.
Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

2.(e) Public hearing on the request of Thomas Kluver for a Conditional Use Permit to locate and operate a craft brewery at 717 W. 1st Street.

Thomas Kluver, 717 West 1st Street, spoke in favor. No other public testimony was heard. No objections were received by the City Clerk.

Moved by Chuck Niemeyer seconded by Ginny Skutnik to approve Resolution No. 2016-34. .
.Approval of the Conditional Use Permit for Thomas Kluver to locate and operate a craft brewery at 717 W. 1st Street. Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel.
Nays: None. Absent: None. The motion carried.

2.(f) Public hearing on the request of Bluestem Energy Solutions for a Conditional Use Permit to locate and operate a large wind turbine generator.

Matt Robinette, Bluestem Energy Solutions, spoke in favor. No other public testimony was heard. No objections were received by the City Clerk.

Moved by Chuck Niemeyer seconded by Ginny Skutnik to approve Resolution No. 2016-35. .
.Approval of the Conditional Use Permit for Bluestem Energy Solutions to locate and operate a large wind turbine generator.

The wind turbine generator will produce renewable energy and assist in education, which is a win-win for everyone, including Central Community College, Hastings Utilities, and Bluestem Energy Solutions.

Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

2.(g) Public hearing on the request of the City of Hastings Development Services Department to rezone properties presently zoned C-2, Central Business District to C-3, Commercial Business District.

No public testimony was heard. No objections were received by the City Clerk.

Ordinance No. 4481. . Amending the Zoning District Map to rezone six separate parcels from C-2, Central Business District to C-3, Commercial Business District.

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

The Mayor then stated the question "Shall Ordinance No. 4481 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

Councilmember Chuck Niemeyer 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, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. 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 July 15, 2016. Effective date of the ordinance is July 27, 2016.

Ordinances and Resolutions.

4.(a) Moved by Phil Odom seconded by Chuck Niemeyer to approve Resolution No. 2016-36. .
.Adopting and approving the execution of an Agreement with the Department of Roads of the State of Nebraska for Project No. S-6-4 (1022), CN 41086. (Highway US-6)

This improvement project is along State Highway 6 on the City's east corridor. It is a \$26 million project, with the City's portion being \$5 million.

Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

Miscellaneous and Other Business.

Mayor Powers announced a job fair for Bimbo Bakery employees has been scheduled from 11:00a.m. to 3:00p.m. on August 1st at the Hastings City Auditorium.

Moved by Michael Krings seconded by Chuck Niemeyer there being no further business to adjourn at 6:12pm Roll Call: Ayes: John Harrington, Kathy Duval, Phil Odom, Chuck Niemeyer, Michael Krings, Sarah Hoops, Ginny Skutnik, Everett Goebel. Nays: None. Absent: None. The motion carried.

APPROVED:

Vern P. Powers, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(S E A L)