

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, June 22, 2020

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Hastings, Nebraska was conducted via video conference, on June 22, 2020 as allowed by the executive order issued from Governor Ricketts on March 17, 2020.

The meeting was called to order at 5:34 p.m. in Regular Session by Mayor Stutte with the following members present: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Absent: None.

The following City Officials were present: City Administrator, David Ptak; City Attorney, Clint Schukei; City Clerk, Kimberly Jacobitz; Asst. City Clerk, Lori Vorderstrasse; Police Chief, Adam Story; Fire Chief, Brad Starling; Parks & Recreation Director, Jeff Hassenstab; Finance Director, Roger Nash; Utility Manager, Kevin Johnson; Interim IT Director, Jake Frerichs; Development Services Director, Lisa Parnell-Rowe; Interim City Engineer, Lee Vrooman; Museum, Becky Tideman.

Moved by Matt Fong seconded by Butch Eley to adopt current agenda for June 22, 2020 Regular Meeting. Roll Call: Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

PUBLIC NOTICE - Official Notice of the Regular Meeting was published in the Hastings Tribune on Friday, June 19, 2020. Pursuant to 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 can be found on the City of Hastings website, cityofhastings.org.

COUNCIL COMMUNICATION:

Councilmember Snell thanked staff for their work on repairing potholes in a city parking lot.

CITIZEN COMMUNICATIONS:

None.

MAYOR'S COMMUNICATIONS:

Mayor Stutte reported we are now in Phase 3 of the Directed Health Measures. He thanked staff for the last three months' work during the pandemic. He reminded everyone to follow Directed Health Measures.

CONSENT AGENDA:

1. All Consent Items.

Moved by Ginny Skutnik seconded by Jeniffer Beahm to approve all consent items, as presented.

Roll Call: Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried. Councilmember Eley did not vote because of technical issues.

(a) Approval of the minutes of the Council Meeting of June 8, 2020

(b) Approval of claims and payroll

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

(d) Approval of the request of Hastings Public Library to utilize city streets for the Renaissance Fair to celebrate summer reading on July 31, 2020

(e) Approval of the request by Adams County YWCA to utilize Dutton Lainson Plaza (2nd Street and Saint Joseph Avenue) for the Downtown Market, Thursday evenings 5:00pm -7:30pm, June 11, 2020 thru August 27, 2020

(f) Approval of the request of the Hastings Family YMCA to utilize city streets for the Sprint Triathlon on July 18, 2020

- (g) Approval of Work Order EL-118, installation of a single phase underground electric line and padmount transformer to serve a new residence on North 2nd Avenue north of UPRR
- (h) Approval of Work Order EL-119, installation of new three-phase overhead transformer bank for new 480V service to Hastings Keno, 1216 West "J" Street
- (i) Approval of the request for Community Development Block Grant funds, Drawdown #10, in the amount of \$75,000.00 for Community Development Block Grant Project 17-DTR-105, Downtown Revitalization
- (j) Approval of estimate #1 from Werner Construction in the amount of \$170,776.80 for work completed to date on Community Development Block Grant Project 17-DTR-105, Downtown Revitalization (parking lot)

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

None.

3. Public Hearings.

(a) Public hearing on the request of Marc Hultine to change zoning from A, Agricultural to R-1A, Single-Family Large Lot Residential District for Hultine Subdivision, Hastings, Nebraska. Lisa Parnell-Rowe reported the Hultine rezone is one lot, which will become two lots. At that point, the plat would not meet minimum lot requirements of five acres for agriculture. This area is slated for future suburban residential. Michelle Hultine spoke in support. No objections were received.

ORDINANCE NO. 4635 AMENDING THE OFFICIAL ZONING DISTRICT MAP TO REZONE HULTINE SUBDIVISION FROM A, AGRICULTURAL TO R-1A, SINGLE-FAMILY LARGE LOT RESIDENTIAL DISTRICT

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

The Mayor then stated the question "Shall Ordinance No. 4635 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

Councilmember Ginny Skutnik moved that the statutory rule requiring reading on three different days be suspended; Councilmember Scott Snell seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. 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 June 26, 2020. Effective date of the ordinance is 15 days from and after the date this ordinance is passed and approved.

(b) Moved by Scott Snell seconded by Matt Fong to approve Preliminary/Final plat for Hultine Subdivision, a replat of Block 2, Copple 1st Addition into 2 separate lots. Roll Call: Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

4. General Business.

(a) Moved by Ginny Skutnik seconded by Chuck Rosenberg to award a Contract for the Purchase of Railcar Overhead Shaker with Hoist and Control System for the Coal Dumper Building at WEC to NAVCO, Houston, TX, in the amount of \$159,389.00 excluding sales tax and approve companion Work Order PL-603. Kevin Johnson reported this item is equipment that will improve our ability to get coal out of the railcar during the winter. This was originally budgeted as a used piece of equipment. After

further investigation and review, it became clear that used equipment would not fit. This will accommodate further safety efforts of Whelan Energy Center. We will not exceed overall capital in the Electric Department. Roll Call: Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

(b) Moved by Chuck Rosenberg seconded by Matt Fong to award a Contract for 2021 Cab and Chassis with Hydraulic Telescopic Crane (B.I. 2.50) to Altec Industries, Inc., St. Joseph, Missouri, in the amount of \$469,429.00 excluding sales tax. Kevin Johnson reported this would replace a thirty-two year-old frame and hydraulic unit used by our Electric Department. Lee Vrooman reported we used the Sourcewell joint purchasing alliance program. They bid out equipment and have a set base price we can use. We choose the vendor that best meets our needs and requirements. The truck will have a higher reach, higher lifting capacity, and will allow us to get to the transmission lines and lift transformers, instead of using two trucks. The truck also has extensive safety features. The cab and chassis should be able to be warrantied through the local Peterbilt dealer. Roll Call: Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

(c) Moved by Ginny Skutnik seconded by Butch Eley to approve the plans for reopening City of Hastings facilities. Dave Ptak reported we have reached Phase 3 of the Directed Health Measures (DHM). The largest facilities affected by this plan are library, museum, and some park facilities. Michele Beaver (South Heartland District Health Department) reviewed and had suggestions on the plan. She has since approved the revised plan. The changes in the plan included internal workings for social distancing and sanitizing the facilities. We strongly recommend wearing a mask and social distancing when inside our facilities. We want to protect staff and the public while using our facilities. Becky Tideman asked for clarification on the Summer Fun aspect of their plan and if it was approved by Michele Beaver. Amy Hafer clarified the Renaissance Fair to celebrate summer reading on July 31st will not be held in person. Jeff Hassenstab had no comments. Becky stated masks are recommended, but will not be required inside the theater. Seating will be limited to every other row, leaving three seats on either side of groups. The theater has reduced capacity to fifty people per film. The museum did not bring the planetarium online because of the concern of limited air turnover. Michele Beaver asked for the plan to be reworded to request, not require, staff to wear masks. Dave Ptak stated Phase 3 of DHM's does not require masks, but they are recommended. Roll Call: Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

5. Ordinances and Resolutions.

(a) ORDINANCE NO. 4634 PROVIDING FOR TRANSFER OF LAND TO THE SCHOOL DISTRICT OF THE CITY OF HASTINGS

Said Ordinance was read by title and thereafter Councilmember Matt Fong moved for passage of the ordinance, which motion was seconded by Councilmember Chuck Rosenberg.

Dave Ptak reported the public schools sold a piece of property east of the Consolidated Concrete plant on Baltimore Avenue. When the title insurance came, there were three ordinances vacating streets in that area. Those ordinances were passed in 1973, 1975, and 1977. Throughout that time state law changed and when we vacated streets, some of the streets went to the neighboring properties and some were retained by the city. It was not until the sale took place and the title insurance came that the city realized we still owned some of the streets. Since Hastings Public School is another political subdivision, we would like to transfer all streets that had not been transferred by state law, to allow the sale to Consolidated Concrete.

Clint Schukei stated the name on the title insurance was School District of the City of Hastings, so that is why it is reflected as that in the ordinance. You will have the sale, then the remonstrance period will run, then there will be a plat that will effectively transfer the property. This will clear up the property line.

The Mayor then stated the question "Shall Ordinance No. 4634 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

Councilmember Ginny Skutnik moved that the statutory rule requiring reading on three different days be suspended; Councilmember Scott Snell seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. 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 June 26, 2020. Effective date of the ordinance is 15 days from and after the date this ordinance is passed and approved.

(b) Moved by Chuck Rosenberg seconded by Ginny Skutnik to approve Resolution No. 2020-39 approving reimbursement resolution to enable recovery through proceeds of issuance of bonds or notes of City funds temporarily advanced for Street Improvement District 2019-3. Roger Nash reported on the past issuance of bonds. This district was omitted from the list of potential districts we can get reimbursement from when we go to bond projects. Roll Call: Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. 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 6:07 P.M. Roll Call: Ayes: Matt Fong, Paul Hamelink, Chuck Rosenberg, Scott Snell, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

APPROVED:

Corey Stutte, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(S E A L)