

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, July 13, 2020

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 13, 2020.

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Stutte with the following members present: Butch Eley, Jeniffer Beahm, Ginny Skutnik, Ted Schroeder, Scott Snell, Chuck Rosenberg, Paul Hamelink, Matt Fong. Absent: None.

The following City Officials were present: City Administrator, David Ptak; City Attorney, Clint Schukei; City Clerk, Kimberly Jacobitz; 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.

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

Moved by Scott Snell seconded by Ginny Skutnik to adopt current agenda for July 13, 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, July 10, 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 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 Fong reported on the Hastings Public Library, which is now open and complying with current health measures. He encouraged citizens to utilize their online programming.

Councilmember Hamelink reported on the airport. The airport applied for and received a grant from the Convention and Visitors Bureau.

Councilmember Rosenberg reported he is looking forward to being involved with the Transportation and Parking Study.

Councilmember Snell thanked staff for their work on virtual meetings. He also thanked staff for the information included in department reports.

Councilmember Skutnik reported the Museum Board met and discussed budget concerns. She also thanked Ann Koozer for her many years of service to the Museum Board.

CITIZEN COMMUNICATIONS:

None.

MAYOR'S COMMUNICATIONS:

Mayor Stutte thanked staff for the great things they have done over the past several months. He was glad to have meetings back in the Council Chambers tonight. He asked citizens to continue practicing social distancing, but wear masks if you cannot.

CONSENT AGENDA:

1. All Consent Items.

Moved by Ginny Skutnik seconded by Matt Fong to approve all consent items, as presented.

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.

(a) Approval of the minutes of the Council Meeting of June 22, 2020

(b) Approval of the minutes of the Worksession of June 15, 2020

(c) Approval of claims and payroll

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

(e) Approval of the request of the Hastings Masonic Lodge 50 and Hastings Chamber of Commerce to utilize the city streets for the Hastings Veterans Recognition Parade on November 11, 2020

(f) Approval of the request of No Coast Brewing, LLC dba First Street Brewing Company to utilize city streets for Of Course We Can Run a .5k on August 21, 2020

(g) Approval of the request of No Coast Brewing, LLC dba First Street Brewing Company for a Special Designated License for the Of Course We Can Run a .5K on north St. Joseph Avenue between 1st Street and the east-west alley dividing the block between 1st Street and 2nd Street on August 21, 2020

(h) Approval of the request of Hastings Public Schools to utilize the city streets for the Hit the Ground Running HPS Fun Run/Walk on September 3, 2020

(i) Approval of Work Order Co-164, new ERP software for financial operating processes

(j) Approval of Work Order PL-602, Air Tugger support for WEC Unit 1

(k) Approval of Work Order CO-166, RFID gate system and tags for North Denver Station

(l) Approval of Work Order EL-123, installation of three-phase underground electric line and padmount transformer for new HVAC at Zion Lutheran Church and School

(m) Approval of Work Order EL-124, installation of three-phase underground electric line and padmount switch and transformer to serve the Dollar General store at 2511 West 2nd Street

(n) Approval of Work Order PL-609, new 5HP air compressor for North Denver Station plant

(o) Approval of Work Order CO-165, new underground fiber optic line from North Denver Station Substation to Bypass Substation

(p) Approval of Work Order EL-121, conversion from 2400/4160Y to 7970/13800Y along Minnesota Avenue from 7th Street to 9th Street

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

None.

3. Public Hearings.

(a) Public hearing on the request of the Community Redevelopment Authority to designate approximately 154.6 acres generally bound by the western and southern Corporate Limits, known as Redevelopment Area #16, as a blighted and substandard area. Lisa Parnell-Rowe presented this application for the Community Redevelopment Authority (CRA). The State of Nebraska has criteria for declaring an area as blighted and substandard. Out of the twelve factors, ten held a strong presence in this area. Randy Chick, CRA Director, reported this is the first step in allowing the CRA to utilize its tools for redevelopment in the area. This does not mean that any specific home or property in the area is blighted or substandard. This declaration does not change property values. He met with Jennifer Beahm and Ginny Skutnik last year to ask what the CRA could do to assist development on the south side. One project discussed was the former Golden Friendship Center, which has been sold by Adams County. The primary tool available in the area would be Tax Increment Financing. This funding resource is not accessible for individual homeowners in the area. No public spoke. No objections were received.

Moved by Ginny Skutnik seconded by Jeniffer Beahm to approve Resolution No. 2020-38 approving and adopting the Blight and Substandard Study of Redevelopment Area #16 and declaring Redevelopment Area #16 as blighted and substandard. 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) Public hearing regarding the status and implementation of Community Development Block Grant 17-DTR-105, Downtown Revitalization Project. Lori Ferguson, South Central Economic Development District (SCEDD), reported this is the second public hearing on the project. This was awarded in 2017 on the heels of the 2012 grant. It was a two-year project, and two public hearings are required. The first public hearing is at the time of application, with the second happening sometime during the implementation of the project. An extension was given to utilize remaining funds in the 2017 grant to November 2021. Randy Chick, CRA Director, gave a report on improvements done with the grant money: downtown facades, apartments, parking lot improvements, and renovation to commercial spaces. No public spoke. No objections were received.

4. General Business.

(a) Moved by Scott Snell seconded by Chuck Rosenberg to approve the fence height increase request for Mike Atchity at 1400 N. Turner Avenue. Lisa Parnell-Rowe reported a neighbor has a chicken coop on the other side of the fence, allowed by code. In order to enhance the property, they would like to raise the fence. There would be no negative affect to the neighbors. 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 approve Preliminary/Final plat for Harlan Subdivision, a plat of Lot 1 Tonkinson's Subdivision and a part of the south 283' of the west 330' of the southeast quarter of the southwest quarter of section 13, township 7 north, range 10 west of the 6th P.M. Lisa Parnell-Rowe reported this is to combine a vacant land with Tonkinson's Subdivision. This would allow the owner of the lots to expand and add a building to their business of repairing and updating semi trucks. She responded to the question of required paving, and explained that paving would fall under the building permit requirements. Development Services will communicate to the applicant the paving requirements. 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 Matt Fong seconded by Ginny Skutnik to approve deed of dedication from Harlan Holdings, LLC for right-of-way. Lisa Parnell-Rowe reported this is going to help infill some right-of-way. The city has a deed of dedication to the north and the state has a deed of dedication to the south. 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.

(d) Moved by Paul Hamelink seconded by Chuck Rosenberg to approve the update of retirement awards given to employees under the Nebraska Miscellaneous Expenditures Act to raise the award to \$150 with an additional \$100 for reception refreshments. The maximum award is \$150. Dave Ptak reported that back in 1992 the City Council held a public hearing under the Nebraska Miscellaneous Expenditures Act and set a value for retirement awards at \$75. That can be amended only once every twelve months, but it has been twenty-eight years. With the use of an inflation factor, it is worth closer to \$200. A discussion was held with Department Heads and it was decided to increase the amount to a maximum of \$150. 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.

(e) Moved by Ginny Skutnik seconded by Matt Fong to award contract for New 8" HDD DIP water main on 7th Street- Chestnut Avenue to Crane Avenue to Van Kirk Bros, Inc., in the amount of \$106,448.00 and approve companion Work Order WA-377. Lee Vrooman reported the bid letting took place on June 11th. This is in anticipation of a paving project in the 1 & 6 Year Plan. 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.

(f) Moved by Paul Hamelink seconded by Butch Eley to place Network Engineer Employee at step five (5), effective July 19, 2020. Dave Ptak reported that COVID19 has exposed and proven that we need to be more mobile in our abilities to work from home. We realized the IT staff was understaffed, so this position was created to assist in moving forward. Our current Network Systems Administrator is most

knowledgeable of our city systems, and is key with a strong skillset and credentials. Mayor Stutte stated this is a first step in investing in our IT 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.

(g) Moved by Matt Fong seconded by Ginny Skutnik to place Pipefitter Apprentice Employee at Step 4, effective July 19, 2020. Dave Ptak reported it was discovered that this situation was handled differently than current direction from the Employee Handbook. This employee's promotional salary was computed by the old system. This item would honor the offer made to the employee. 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.

(h) Moved by Scott Snell seconded by Chuck Rosenberg to place Water & Wastewater Superintendent Employee at step five (5), effective July 19, 2020. Dave Ptak stated this is the same analysis as the previous item and would honor the offer made to the employee. 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.

(i) Moved by Paul Hamelink seconded by Butch Eley to approve the bid from Air Cleaning Technologies, 221 Oak St, Bonner Springs, KS 66012 and enter into contract for the purchase of a Diesel Source Capture Exhaust Removal System for Hastings Fire and Rescue Stations 1 and 2. Authorize the Mayor and City Clerk to execute any contracts associated with said purchase. Brad Starling reported this system removes diesel exhaust directly from tailpipes to outside the building. This item was approved in the 2019-20 budget. This is a ceiling mounted system and moves along a track. It meets all standards for health and safety and brings us into compliance with International Mechanical Code. We received only two bids, but this was expected because of the specialized nature of the system. The committee made a final recommendation for Air Cleaning Technologies. This is well under the budgeted price and received the highest amount of points from grading. 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.

(j) Moved by Matt Fong seconded by Ginny Skutnik to approve documents and authorize the Mayor to sign documents relating to acquisition of new right-of-way, Permanent Easement, and Temporary Easement by the Nebraska Department of Transportation from the City of Hastings for Tract 24 of Project NH-6-4 (129) C.N. 42788 US-6 and US-34 in Hastings (US-6, Baltimore to Elm and Burlington, J Street to South Street). Lee Vrooman reported the next four items relate to the West Highway 6 project. This is in anticipation of a fall bid letting. This item is for Lincoln Park. Lee will find out if State allowed enough right-of-way to build a trail, as previously discussed with the State of Nebraska. 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.

(k) Moved by Paul Hamelink seconded by Chuck Rosenberg to approve documents and authorize the Mayor to sign documents relating to acquisition of new right-of-way and Temporary Easement by the Nebraska Department of Transportation from the City of Hastings for Tract 24A of Project NH-6-4 (129) C.N. 42788 US-6 and US-34 in Hastings (US-6, Baltimore to Elm and Burlington, J Street to South Street). Lee Vrooman reported this item is for Lincoln Park Fire Station. 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.

(l) Moved by Ginny Skutnik seconded by Matt Fong to approve documents and authorize the Mayor to sign documents relating to acquisition of Temporary Easement by the Nebraska Department of Transportation from the City of Hastings for Tract 24B of Project NH-6-4 (129) C.N. 42788 US-6 and US-34 in Hastings (US-6, Baltimore to Elm and Burlington, J Street to South Street). Lee Vrooman reported this item is for the northwest corner of Burlington Avenue and F Street. 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.

(m) Moved by Matt Fong seconded by Paul Hamelink to approve documents and authorize the Mayor to sign documents relating to acquisition of new right-of-way and Temporary Easement by the Nebraska Department of Transportation from the City of Hastings for Tract 24C of Project NH-6-4 (129) C.N. 42788 US-6 and US-34 in Hastings (US-6, Baltimore to Elm and Burlington, J Street to South Street). Lee Vrooman reported this item is for the Police Station. 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) Moved by Ginny Skutnik seconded by Paul Hamelink to approve Resolution No. 2020-40 ratifying all actions taken by the City Council at its teleconference/videoconference meetings held April 13, 2020, April 27, 2020, May 11, 2020, May 26, 2020, June 8, 2020 and June 22, 2020. Dave Ptak and Mayor Stutte thanked the staff for all they did to make the virtual meetings successful.

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 approve Resolution 2020-41 for South Central Economic Development District Inc. professional services for Community Development Block Grants for Public Works. Lisa Parnell-Rowe reported this gets the process moving with SCEDD to assist with the grant application. 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) ORDINANCE NO. 4636 AMENDING CITY CODE SECTION 23-202, PARKS, CLOSING HOURS

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

Jeff Hassenstab reported this is a housekeeping item. Posted signage does not match the current City Code and we want to update the language, so that police can actively enforce.

The Mayor then stated the question "Shall Ordinance No. 4636 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 Jeniffer Beahm 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: 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 July 17, 2020. Effective date of the ordinance is 15 days from and after the date this ordinance is passed and approved.

6. Final Passage of Ordinances.

None.

7. Appointments.

(a) Moved by Matt Fong seconded by Chuck Rosenberg to approve Mayor Stutte's appointment of Director of Information Technology as Erik Nielsen. Erik Nielsen will begin employment with the City of Hastings on August 3, 2020. He thanked Jake Frerichs for stepping in and serving as Interim IT Director. 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.

8. Miscellaneous and Other Business.

None.

Moved by Scott Snell seconded by Ginny Skutnik there being no other business to adjourn at 6:28 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)