

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, October 26, 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 October 26, 2020.

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Stutte with the following members present: Jeniffer Beahm, Ginny Skutnik, Ted Schroeder, Butch Eley, 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; Information Technology, Erik Nielsen; Development Services Director, Lisa Parnell-Rowe; Director of Engineering, Lee Vrooman.

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

Moved by Butch Eley seconded by Ginny Skutnik to adopt current agenda for the October 26, 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, October 23, 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:

None.

CITIZEN COMMUNICATIONS:

None.

MAYOR'S COMMUNICATIONS:

Mayor Stutte was honored with signing a Proclamation for Helen Bosley Day, October 29th. She turns 108 years old this year.

Mayor Stutte addressed several untruths in an advertisement by a citizen group on October 22nd in the Hastings Tribune, in regards to the 16th Street Viaduct.

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 October 12, 2020

(b) Approval of claims and payroll

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

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

None.

3. Public Hearings.

(a) Public hearing on the request of Westbrook, LLC to include all of Westbrook Village 17th Addition within the corporate limits of the City of Hastings. Lisa Parnell-Rowe reported the area to the north of the existing lot line will turn Lot 3 into Lot 1. This item will bring .04 acres into the city. We also have as item 6a, final reading of the rezone. The land sliver is more of a cleanup for when we bring it into the city. Currently, a lot of the future area that was to be agriculture is already zoned R1, so it makes sense to make this R1 as well.

The final replat (Item 3b) has been reviewed by the plat track review team. This meets the requirements of City Code section 38-203. This would make a larger side-yard for the buyer. With this final plat, the applicant Mr. Anderson does not want to do the full preliminary plat, in order to allow him to run his pivot for farming. He signed an affirmation and this will be filed with the replat. No public spoke. No objections were received by City Clerk.

Moved by Chuck Rosenberg seconded by Ted Schroeder to approve bringing into the corporate limits of the City a tract of land being part of the south ½ of Section 5, Township 7 North, Range 10 West, of the 6TH P.M., Adams County, Nebraska into the City as part of Westbrook Village 17th Addition final plat. 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 Ginny Skutnik seconded by Scott Snell to approve final plat for Westbrook Village 17th Subdivision, a replat of a tract of land being all that of Lot 3, Westbrook 16th Addition to the City of Hastings, Adams County, Nebraska, and a part of the south ½ of Section 5, Township 7 north, Range 10 west of the 6th P.M., Adams County, Nebraska with the following condition: Any further changes (replats) or development not final platted for the Westbrook Village subdivision would require a preliminary plat to move forward and an affirmation of this agreement shall be signed by the applicant and filed with this replat at the applicants expense. 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.

None.

5. Ordinances and Resolutions.

(a) ORDINANCE NO. 4648 TO AMEND CITY CODE SECTION 39-312 TO PROVIDE FOR REMOVAL OF DEAD AND DISEASED TREES AND TO PROVIDE FOR THE ASSESSMENT OF REMOVAL COSTS

Clint Schukei reported under the city code as it exists today, it provides for a process to remove dead and diseased trees from private property. This merely adds to it, if that becomes necessary there is a mechanism to assess the cost back against the property in an effort for the city to recover those costs.

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

The Mayor then stated the question "Shall Ordinance No. 4648 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 Matt Fong 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 October 30, 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.

(a) ORDINANCE NO. 4647 AMENDING OFFICIAL ZONING DISTRICT MAP OF THE CITY OF HASTINGS TO REZONE PROPERTY FROM R-1, URBAN SINGLE FAMILY RESIDENTIAL DISTRICT AND A, AGRICULTURAL DISTRICT TO R-1, URBAN SINGLE FAMILY RESIDENTIAL DISTRICT FOR WESTBROOK VILLAGE 17TH ADDITION **(Final Reading)**

Moved by Matt Fong seconded by Chuck Rosenberg to approve Ordinance No. 4647, a change of zoning for Westbrook Village 17th Addition, City of Hastings, Adams County, Nebraska, from R-1, Urban Single Family Residential and A, Agricultural to R-1, Urban Single Family Residential District and to amend the Official Zoning District Map on third and final reading. 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.

7. Appointments.

None.

8. Miscellaneous and Other Business.

None.

Moved by Ginny Skutnik seconded by Ted Schroeder to go into closed session at 5:42 P.M. for reason of real estate. 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.

Moved by Matt Fong seconded by Ginny Skutnik to come out of closed session at 6:06 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.

Moved by Ginny Skutnik seconded by Matt Fong there being no further business to adjourn at 6:06 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)