

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Tuesday, March 1, 2022

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 March 1, 2022.

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Stutte with the following members present: Ginny Skutnik, Matt Fong, Jeniffer Beahm, Ted Schroeder, Butch Eley, Joy Huffaker, Shawn Hartmann, Chuck Rosenberg. 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 Director, Erik Nielsen; Director of Engineering, Lee Vrooman; Director of Human Resources, Lori Hartman; Museum Director, Teresa Kreutzer-Hodson; Planner, Brian Hurskainen.

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

Moved by Butch Eley seconded by Ted Schroeder to adopt current agenda for March 1, 2022 Regular Meeting. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, 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, February 25, 2022. 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 Rosenberg reported that he attended the League of Nebraska Municipalities meeting in Lincoln with Councilmembers Eley and Skutnik, and City Administrator Dave Ptak. He also attended a Lake Hastings restoration plan meeting hosted by Tara Ogren, from the City Engineering Department.

Councilmember Schroeder reported on the Airport Advisory Board meeting. He stated that antique airplanes will be on display soon and events are being planned. A new building is being constructed, but has been delayed. Development Services office is working with contractors and developers to understand the process for development in our community.

Councilmember Skutnik thanked David Glass, who served on the city's Tree Board for over ten (10) years. He has been a great resource over the years.

CITIZEN COMMUNICATIONS:

Viaduct item: Peg Wallace, 2825 North Columbine; Roger Coffman, 849 North Burlington.

MAYOR'S COMMUNICATIONS:

None.

CONSENT AGENDA:

1. All Consent Items.

Moved by Matt Fong seconded by Shawn Hartmann to approve all consent items, as presented. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, 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 February 14, 2022
- (b) Approval of claims and payroll except the claim of Eldon's Automotive
- (c) Approve receiving and placing on file department monthly reports
- (d) Approval of the request of the Hastings Family YMCA to utilize the city streets for the Spring Triathlon on May 14, 2022

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

None.

3. Public Hearings.

None.

4. General Business.

(a) Moved by Matt Fong seconded by Shawn Hartmann to approve the claim of Eldon's Automotive Repair in the amount of \$209.39 (City). Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Abstain: Joy Huffaker. Absent: None. The motion carried. Councilmember Huffaker recused herself because of Conflict of Interest.

(b) Moved by Chuck Rosenberg seconded by Butch Eley to approve the Community Development Block Grant (CDBG) Downtown Revitalization Facade Program Guidelines for CDBG No. 21-DTR-007. Randy Chick reported the guidelines will allow them to proceed with the third round of facade improvement projects downtown. This round will generate approximately \$520,000 for facade projects. Three properties are expected to submit applications, as they put their plans together. The timeline is around 24 months. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

(c) Moved by Butch Eley seconded by Ted Schroeder to approve the continuation of 1% of the City's 5% of gross receipts from Cable TV franchise fees being paid to Hastings Public Access Corporation (HPAC) from all new Cable TV Franchisees approved by the City since last approved by the City Council on March 11, 2013. Dave Ptak reported that we have had one new franchisee, Allo, since this date. This would recognize the new franchisee and provide HPAC the additional revenues. Councilmember Beahm reported that she is City Council Liaison for HPAC. She talked about the programming they are bringing in and all the changes in technology. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

(d) Moved by Chuck Rosenberg seconded by Matt Fong to approve the Final Plat for Lakeview 10th Addition. Brian Hurskainen reported this item would create twenty-five (25) lots in the Lakeview area off 31st Street. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

(e) Advising of objections to Street Improvement District 2022-1 Brooking Circle. Lee Vrooman reported this is to validate the district, as part of the district process. There were no objections to the district.

5. Ordinances and Resolutions.

(a) ORDINANCE NO. 4700 VACATING WEBSTER AVENUE BETWEEN THE NORTH RIGHT OF WAY LINE OF WEST 16TH STREET AND THE SOUTH RIGHT OF WAY LINE OF WEST 18TH STREET.

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

The Mayor then stated the question "Shall Ordinance No. 4700 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, 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 Chuck Rosenberg seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, 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 March 4, 2022. Effective date of the ordinance is 15 days from and after the date this ordinance is passed and approved.

(b) Moved by Jeniffer Beahm seconded by Shawn Hartmann to adopt Resolution No. 2022-08 requesting that the Adams County Clerk or Adams County Election Commissioner ascertain whether the Referendum Petitions, to reverse the City Council's decision to demolish the old 281 viaduct, received and filed with the City Clerk on February 17, 2022 are signed by the requisite number of voters as provided by law and upon verification thereof to notify the City of Hastings of the results whether or not one hundred percent of the necessary signatures required by sections 18-2501 to 18-2537 have been obtained. Dave Ptak reported that Statute requires that we pass a resolution to send the petitions to the County Election Commissioner for signature verification. This is the next step in the referendum process. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, 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 Butch Eley to move into closed session for reasons of personnel and litigation at 5:55 P.M. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

Moved by Joy Huffaker seconded by Butch Eley to come out of closed session at 6:43 P.M.
Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, Butch Eley, Ted Schroeder, Ginny Skutnik, Jeniffer Beahm. Nays: None. Absent: None. The motion carried.

Moved by Matt Fong seconded by Ginny Skutnik there being no further business to adjourn at 6:43 P.M.
Roll Call: Ayes: Matt Fong, Shawn Hartmann, Chuck Rosenberg, Joy Huffaker, 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)