CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, January 9, 2017

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 January 9, 2017.

ROLL CALL:

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Stutte with the following members present: John Harrington, Paul Hamelink, Scott Snell, Ginny Skutnik, Sarah Hoops, Butch Eley, Phil Odom. Absent: None.

PLEDGE OF ALLEGIANCE:

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

MOTION TO ADOPT CURRENT AGENDA for January 9, 2017 Regular Meeting.

Moved by Ginny Skutnik seconded by Sarah Hoops to adopt the current agenda for January 9, 2017 Regular meeting. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

PUBLIC NOTICE - Official Notice of the Regular Meeting was published in the Hastings Tribune on Friday, January 6, 2017. 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.

Mayor Stutte read the Public Notice - 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:

Reports of Liaisons.

Councilmember Odom reported on the Board of Public Works meetings held in December.

Councilmember Harrington thanked Hastings Fire and Rescue for their professional service.

Councilmember Skutnik thanked Parks & Recreation and Street departments for a job well done with storm cleanup.

CITIZEN COMMUNICATIONS: (Only for agenda items not related to a public hearing.)

MAYOR'S COMMUNICATIONS:

Mayor Stutte recognized service anniversaries for the following: Joshua Fink-5 years, James Griffith-5 years, Jason Henry-5 years, Brian Exstrum-5years, Todd Whitcomb-25 years. He thanked all staff for cleanup efforts after the Christmas day storm. He thanked citizens for coming forward to serve on boards and commissions.

Mayor Stutte announced that the next worksession has been moved to Tuesday, January 17th at 5:30p.m. because of the observance of Martin Luther King holiday.

CONSENT AGENDA:

1. All Consent Items.

Moved by John Harrington seconded by Paul Hamelink to approve all consent items as presented. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None.

(a) Approval of the minutes of the Council Meeting of December 12, 2016.

(b) Approval of the minutes of the Council Organizational Meeting of December 12, 2016.

(c) Approval of the payroll for the period ending January 14, 2017, paid January 20, 2017.

(d) Approval of the regular claims and authorizing the City Clerk to issue checks against the various funds for payment.

(e) Approval of the prepaid claims and authorizing the City Clerk to issues checks against the various funds for payment.

(f) Approve receiving and placing on file department monthly reports.

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

3. Public Hearings.

(a) Public hearing on the application of No Coast Brewing, LLC dba "First Street Brewing Company" for a Class "C" Liquor License at 119 North St. Joseph Avenue.

Resolution No. 2017-1. . .Approving/denying the application of No Coast Brewing, LLC dba "First Street Brewing Company" for a Class "C" Liquor License at 119 North St. Joseph Avenue.

Nathan Hoeft, First Street Brewing Company, spoke in favor of the request. No other public testimony was heard. The City Clerk advised that her office had received no written objections. There being no other persons wishing to speak, Mayor Stutte declared the hearing closed.

Moved by Ginny Skutnik seconded by Scott Snell to approve Resolution No. 2017-1. . .Approving the application of No Coast Brewing, LLC dba "First Street Brewing Company" for a Class "C" Liquor License at 119 North St. Joseph Avenue. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(b) Approval of the manager application of Nathan K. Hoeft in connection with the Class "C" Liquor License of No Coast Brewing, LLC dba "First Street Brewing Company" located at 119 North St. Joseph Avenue.

Moved by Sarah Hoops seconded by Scott Snell to approve the manager application of Nathan K. Hoeft in connection with the Class "C" Liquor License of No Coast Brewing, LLC dba "First Street Brewing Company" located at 119 North St. Joseph Avenue. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(c) Public hearing regarding the request of the Community Redevelopment Authority for review of consistency with the Hastings Comprehensive Plan and request for approval of Plan Modification #10.15.13 to Redevelopment Plan 1, Dietrich/Stein Brothers Building LLC, located at 620 W. 2nd Street.

Resolution No. 2017-4. . .Approving Redevelopment Plan Modification #10.15.13 for the Dietrich/Stein Brothers Building LLC Redevelopment Project in Redevelopment Area I.

No public testimony was heard. The City Clerk advised that her office had received no written objections. There being no persons wishing to speak, Mayor Stutte declared the hearing closed.

Moved by Phil Odom seconded by Scott Snell to approve Resolution 2017-4... Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(d) Public hearing on levying assessments in Street Improvement District No. 2015-1.

Motion that the Mayor and City Council sit as a Board of Equalization.

Moved by Ginny Skutnik seconded by Scott Snell to adjourn as Mayor and CC and reconvene as Board of Equalization. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

The Mayor declared that in accordance with published notice, it was now time to conduct a hearing relative to the levy of special assessments in Street Improvement District No. 2015-1, *(East 9th Street from Ash Avenue East to North 2nd Avenue including the intersections at North Ash Avenue, Pine Knoll Road and North 2nd Avenue)* including discussion, if any, of the agreement between the City of Hastings and Hastings College relating to the payment of project costs and payment schedule, and declared the public hearing open. The Mayor then asked if there were any persons present who wished to be heard concerning the proposed assessments in said District No. 2015-1. No public appeared to speak. The Mayor asked the City Clerk if any written objections had been filed. The City Clerk reported the following written objections: None. There being no other persons wishing to be heard concerning the improvements and the proposed levy of special assessments within Street Improvement District No. 2015-1, the Mayor declared the hearing closed.

Moved by Sarah Hoops seconded by Butch Eley to adjourn as Board of Equalization and reconvene as Mayor and City Council. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(e) Resolution No. 2017-2. . .Levying assessments in Street Improvement District No. 2015-1.

After having fully considered any objections and the adjustment and equalizing of assessments relative to said Street Improvement District No. 2015-1, the following resolution was presented by the Clerk:

Moved by Sarah Hoops seconded by Scott Snell to approve Resolution No 2017-2... Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(f) Motion that the Mayor and City Council adjourn as a Board of Equalization.

4. General Business.

(a) Approval of Telecommunications Line Right-of-Way License Agreement with Glenwood Telecommunications, Inc. for Servi-Tech (GW 2017-1).

Moved by Ginny Skutnik seconded by Butch Eley to approve Telecommunications line of Right-of-Way License agreement with Glenwood Telecommunications, Inc. to provide services to Servi-Tech (GW-2017-01). Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(b) Authorizing Mayor Corey Stutte to act as chief elected official for the City of Hastings and to sign all CDBG related items for current active projects.

Moved by Scott Snell seconded by John Harrington to authorize Mayor Corey Stutte to act as chief elected official for the City of Hastings and to sign all CDBG related items for current active projects. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(c) Authorizing the Mayor to sign the final financial report for the City's Comprehensive Revitalization Street Project, 15-CR-008.

Moved by Sarah Hoops seconded by Ginny Skutnik to authorize the Mayor to sign the final financial report for the City's Comprehensive Revitalization Street Project, 15-CR-008. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(d) Authorizing the Mayor to sign the final financial report for the City's Downtown Revitalization Project, 12-DTR-107.

Moved by Phil Odom seconded by Paul Hamelink to authorize the Mayor to sign the final financial report for the City's Downtown Revitalization Project, 12-DTR-107. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(e) Approval of the Preliminary/Final Plat of AGP Grain Subdivision.

Moved by Butch Eley seconded by Sarah Hoops to approve AGP Grain Subdivision. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(f) Approval of the Preliminary/Final Plat of Svoboda Acres 2nd Subdivision.

Moved by Ginny Skutnik seconded by John Harrington to approve Svoboda Acres 2nd Subdivision. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(g) Approval of the Preliminary/Final Plat of Bernard Pavelka Trucking Company Subdivision.

Moved by Sarah Hoops seconded by Butch Eley to approve Bernard Pavelka Trucking Company Subdivision. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(h) Approval of Interlocal Agreement For Cooperative Law Enforcement Services.

Moved by Scott Snell seconded by Ginny Skutnik to approve the Interlocal Agreement for Cooperative Law Enforcement Services between the counties of Adams, Buffalo, Dawson, Phelps, Merrick, Clay and Hall. The cities of Grand Island, Hastings, Kearney, Holdrege, Lexington, Aurora and Cozad.

Pete Kortum, Police Chief, stated the agreement has been in place, but now added Clay County.

Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

5. Ordinances and Resolutions.

(a) Ordinance No. 4500. . .Vacating Boston Avenue between South Street and "A" Street.

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

The Mayor then stated the question "Shall Ordinance No. 4500 be passed and adopted?" Upon roll call vote the following Councilmembers voted Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

Councilmember Phil Odom 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: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. 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 January 13, 2017. Effective date of the ordinance is January 25, 2017.

6. Final Passage of Ordinances.

7. Appointments.

(a) Appointment of City Council Liaisons.

Moved by John Harrington seconded by Scott Snell to approve City Council Liaisons appointments: ____________________________
Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(b) Appointments to Boards and Committees.

Moved by Phil Odom seconded by Butch Eley to approve appointments to Boards and Committees as follows: _________________ (1 change- bpw term expires 7/1/18)
Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

(c) Appointment of First Ward City Councilmember and Administration of Oath of Office.

Mayor Stutte recommended the appointment of Jeniffer Beahm to the First Ward as City Councilmember.

Moved by Sarah Hoops seconded by Butch Eley to approve appointment of First Ward....... Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

Dave Ptak, City Attorney, administered the oath of office to First Ward City Councilmember Jeniffer Beahm.

8. Miscellaneous and Other Business.

9. Possible Closed Session (if necessary or requested).

ADJOURN:

Moved by Ginny Skutnik seconded by Butch Eley there being no further business to come before the Council, the meeting adjourn at 6:03p.m. Roll Call: Ayes: John Harrington, Phil Odom, Sarah Hoops, Ginny Skutnik, Butch Eley, Paul Hamelink, Scott Snell. Nays: None. Absent: None. The motion carried.

APPROVED:

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Corey Stutte, Mayor

ATTEST:

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Kimberly S. Jacobitz, City Clerk

(S E A L)