

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, May 8, 2023

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 May 8, 2023.

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Stutte with the following members present: Matt Fong, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Jeniffer Beahm, Steve Huntley. Absent: Joy Huffaker.

The following City Officials were present: City Administrator, Shawn Metcalf; Utility Manager, Kevin Johnson; City Clerk, Kimberly Jacobitz; Police Chief, Adam Story; Asst. Fire Chief, Troy Vorderstrasse; Parks & Recreation Director, Jeff Hassenstab; Finance Director, Roger Nash; Information Technology Director, Erik Nielsen; Director of Engineering, Lee Vrooman; Director of Human Resources, Lori Hartman; Museum Director, Teresa Kreutzer-Hodson; Chief Building Official, Kevin Kubo.

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

Moved by Butch Eley seconded by Shawn Hartmann to adopt the current agenda for May 8, 2023 Regular Meeting. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Abstain: Marc Rowan. Absent: Joy Huffaker. The motion carried.

PUBLIC NOTICE - Official Notice of the Regular Meeting was published in the Hastings Tribune on Friday, May 5, 2023. 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 that we will not have a City Council worksession next Monday, May 15th. We will hold a City Council Retreat on Sunday, May 21st. Councilmember Rowan reported the Kool-Aid Man statue is at the museum. Councilmembers Huntley and Beahm thanked everyone who attended the First Ward Town Hall meeting on May 27th. Councilmember Beahm reported that History on Foot is scheduled for May 15th, and begins at the Hastings College campus.

CITIZEN COMMUNICATIONS:

None.

MAYOR'S COMMUNICATIONS:

Mayor Stutte recognized service anniversaries for Audra Espinoza, Library, 5; Ross Heeren, Museum, 30; Jennifer Romshek, Library, 10; Mark Kauk, Utility, 5.

Report from City Administrator on the new Behind the Scenes monthly Department Head report.

CONSENT AGENDA:

1. All Consent Items.

Moved by Matt Fong seconded by Shawn Hartmann to approve the consent agenda, as presented. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Butch Eley, Steve Huntley, Jeniffer Beahm. Nays: Marc Rowan. Abstain: Brad Consbruck. Absent: Joy Huffaker. The motion carried.

- (a) Approval of the minutes of the Council Meeting of May 8, 2023
- (b) Approval of the minutes of the Worksession of April 17, 2023
- (c) Approval of claims and payroll
- (d) Behind the Scenes monthly Department Head report for April, 2023
- (e) Approval of the request of the YWCA Adams County to utilize city property for the Downtown Farmers Market from June 8, 2023 to August 31, 2023
- (f) Approval of the request of the Hastings Airport to utilize city property for the Air Race Classic from June 20, 2023 - June 22, 2023 at the Hastings Airport
- (g) Approval of the request of the YWCA Adams County to utilize city property for 4th of July Parade at Fisher Fountain on July 4, 2023
- (h) Approval of the request of Hastings PFLAG to utilize city property to host the Hastings PRIDE event on June 3, 2023
- (i) Approval of Pay Estimate #7 in the amount of \$96,519.93 from Ben Engel Construction for work completed from December 1, 2022 through April 18, 2023 on Community Development Block Grant Project 20-PW-004, Sidewalk Improvements
- (j) Approval of the request for Community Development Block Grant funds, Drawdown #10, in the amount of \$72,389.95 for Community Development Block Grant Project 20-PW-004, Public Works
- (k) Approval of Work Order PL-625, railroad track lighting (southwest 1/3) Phase 3, at Whelan Energy Center
- (l) Approval of Work Order CO-191, new bathroom in basement storm shelter at North Denver Station

REGULAR AGENDA:

2. Unfinished Business of Preceding Meeting.

None.

3. Public Hearings.

(a) Public hearing on the request of Deb Cuff to change zoning from "I-1, Light Industrial" to "R-2, Mixed Density Neighborhood" for property commonly addressed as 133 Park Street, Hastings, Nebraska. Lee Vrooman reported the applicant owns the properties along Park Street zoned to all be R-2. The Future Land Use Map shows the area as Urban Residential, so the change to R-2 zoning meets the guidelines for Urban Residential. Planning Commission recommended approval 8-0 at their April meeting. No public comments. No objections were received.

ORDINANCE NO. 4734 AMENDING THE ZONING DISTRICT MAP TO CHANGE ZONING FROM "I-1, LIGHT INDUSTRIAL" TO "R-2, MIXED DENSITY NEIGHBORHOOD" FOR PROPERTY COMMONLY ADDRESSED AS 133 PARK STREET, HASTINGS, NEBRASKA

Said Ordinance was read by title and thereafter Councilmember Matt Fong moved for passage of the ordinance, which motion was seconded by Councilmember Shawn Hartmann. Upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Absent: Joy Huffaker. The motion carried.

Councilmember Shawn Hartmann moved that the statutory rule requiring reading on three different days be suspended; Councilmember Butch Eley seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Absent: Joy Huffaker. 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 ordinance is declared to be lawfully adopted upon publication as required by law.

(b) Public hearing on the request of the City of Hastings Development Services Department to amend Hastings City Code Section 34-104(6), adding the definition of motorized vehicle racetracks and Section 34-200, adding motorized vehicle racetracks as a permitted principal use in I-2 Districts in Table 200-1. Lee Vrooman reported that a developer wants to put garages and temporary residences north of Motorsport Park Hastings (MPH). The current code does not allow residences in industrial districts. This text amendment is to fix an omission from a previous code rewrite. The use was allowed back in 2006 under Ordinance 4109. When the code was rewritten in 2009, the format changed to add a table and it appears as though "Motorized Vehicle Racetracks" was left out of ordinance 4233 in 2009. This was an allowed use per Ordinance 4109 in 2006. There are currently platted lots in the immediate vicinity which have little use without this amendment, since I-2 does not allow for residences. Planning Commission recommended approval 8-0 at their April meeting. No public comments. No objections received.

ORDINANCE NO. 4735 AMENDING HASTINGS CITY CODE SECTION 34-104(6), ADDING THE DEFINITION OF MOTORIZED VEHICLE RACETRACKS AND SECTION 34-200, ADDING MOTORIZED VEHICLE RACETRACKS AS A PERMITTED PRINCIPAL USE IN I-2 DISTRICTS IN TABLE 200-1

Said Ordinance was read by title and thereafter Councilmember Jeniffer Beahm moved for passage of the ordinance, which motion was seconded by Councilmember Steve Huntley. Upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Absent: Joy Huffaker. The motion carried.

Councilmember Shawn Hartmann 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, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Absent: Joy Huffaker. 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 ordinance is declared to be lawfully adopted upon publication as required by law.

(c) Public hearing on the request of Doug and Tamra Ruhter to change zoning from "R-1, Urban Single Family Residential" to "C-3, Commercial Business" for property commonly addressed as 947 South Burlington Avenue, Hastings, Nebraska. Lee Vrooman reported this has been seen the past two months in the Brickhouse preliminary/final plat. The request is to have all of the applicants' properties share the same C-3 zoning. The Future Land Use Map shows the area as Commercial/Retail. The C-3 zoning allows it to meet the guidelines of commercial uses. Planning Commission recommended approval 8-0 at their April meeting. No public comments. No objections were received.

ORDINANCE NO. 4736 AMENDING THE OFFICIAL ZONING DISTRICT MAP TO CHANGE ZONING FROM "R-1, URBAN SINGLE FAMILY RESIDENTIAL" TO "C-3, COMMERCIAL BUSINESS" FOR PROPERTY COMMONLY ADDRESSED AS 947 SOUTH BURLINGTON AVENUE, HASTINGS, NEBRASKA

Said Ordinance was read by title and thereafter Councilmember Matt Fong moved for passage of the ordinance, which motion was seconded by Councilmember Shawn Hartmann. Upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Absent: Joy Huffaker. The motion carried.

Councilmember Matt Fong moved that the statutory rule requiring reading on three different days be suspended; Councilmember Shawn Hartmann seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted Ayes: Matt Fong, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Absent: Joy Huffaker. 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 ordinance is declared to be lawfully adopted upon publication as required by law.

(d) Public hearing on the request of James Holt to bring a tract of land in the Northeast Quarter of Section 24, Township 7 North, Range 10 West of the 6th P.M., Adams County, Nebraska, which is being platted as Lot 1, Holt Addition within the corporate limits of the City of Hastings. Lee Vrooman reported that this is an addition by plat. With this becoming platted as one lot, part of it would be in the city limits, and part of it would not. We would like it to be entirely within the city limits. No public comments. No objections were received.

Moved by Shawn Hartmann seconded by Matt Fong to approve bringing a tract of land in the Northeast Quarter of Section 24, Township 7 North, Range 10 West of the 6th P.M., Adams County, Nebraska, which is being platted as Lot 1, Holt Addition within the corporate limits of the City of Hastings. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Absent: Joy Huffaker. The motion carried.

(e) Moved by Butch Eley seconded by Shawn Hartmann to approve the preliminary/final plat for Holt Addition. Lee Vrooman reported this is a part of the preliminary/final plat for Holt Addition, a tract of land is being considered for incorporation into the City limits. Three lots are being combined into two lots. The Planning Commission recommended approval 8-0 at their April meeting. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Marc Rowan, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: None. Absent: Joy Huffaker. The motion carried.

4. General Business.

(a) Moved by Matt Fong seconded by Butch Eley to approve the purchase of a 2024 Peterbilt Model 537 Truck for the Street Department from Nebraska Peterbilt in the amount of \$180,885. Lee Vrooman reported that this Street department dump truck and plow was ordered in March of 2021. As with many products, COVID, labor shortages, supply chain issues with parts and materials, etc. have driven the prices up and lengthened lead times for these large trucks. When the original order was put in, it was a 2022 model and now we will be receiving a 2024 model.

The department has nine dump trucks with plows. Of these nine, six are twenty-five years old or older. There is a need to continue to replace this aging fleet to have reliable trucks for snow removal activities. The cost has increased by \$45,890 from 2021 to now. Knowing the price was increasing, the budget for this truck was increased to \$160,000, so the latest pricing is still over what was budgeted last August. We have a place in line now with the truck anticipated to be built in June of this year. The useful life of the truck is estimated at 15 years. Lee explained that this truck was through the Sourcewell bid process, which is a joint purchasing alliance. It would be risky to wait two years to order. Departments purchase different brands, depending on their needs. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Butch Eley, Brad Consbruck, Jeniffer Beahm. Nays: Marc Rowan, Steve Huntley. Absent: Joy Huffaker. The motion carried.

5. Ordinances and Resolutions.

None.

6. Final Passage of Ordinances.

None.

7. Appointments.

None.

8. Miscellaneous and Other Business.

(a) Ashley Ohlsen-Anderson, 856 North 6th Avenue, presented for the Hastings Young Professionals.

Moved by Butch Eley seconded by Shawn Hartmann there being no further business to come before the council, to adjourn at 5:59 P.M. Roll Call: Ayes: Matt Fong, Shawn Hartmann, Butch Eley, Brad Consbruck, Steve Huntley, Jeniffer Beahm. Nays: Marc Rowan. Absent: Joy Huffaker. The motion carried.

APPROVED:

Corey Stutte, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(S E A L)