

COUNCIL CHAMBERS, MONDAY, AUGUST 27, 2012 AT 7:00 P.M.

The meeting was called to order in regular session by Acting Mayor Glen with the following members present: Harrington, Peterson, Odom, Niemeyer, Glen, Krings, Oatman, Goebel.
Absent: Mayor Powers.

Moved by Niemeyer, seconded by Krings that the Open Meetings Act is posted on the southeast wall of the City Council Chambers and that prior to this meeting a notice was placed in the Hastings Tribune on August 24, 2012, that notice was posted in three public places, that each Councilmember and Mayor received a copy of the proposed agenda and that an agenda for such meeting, kept continuously current, is available for public inspection and that said meeting is held in open session. Roll Call: Ayes: Harrington, Peterson, Odom, Niemeyer, Glen, Krings, Oatman, Goebel. Nays: None. The motion carried.

CITIZEN COMMUNICATIONS: None.

MAYOR'S COMMUNICATIONS: None.

Moved by Harrington, seconded by Niemeyer that the following items on the Consent Agenda be approved:

- 1(a) Minutes of the Council Meeting of August 13, 2012.
- 2(a) Application of Tri-City Garden Corporation for a Special Designated License at the City Auditorium on July 27, 2013.
- 2(b) Application of Kerry's Restaurant & Catering, Inc. for a Special Designated License at the City Auditorium on September 20, 2012.
- 2(c) Authorizing the City of Hastings to execute Release of Easement with the North Shore Assembly of God Church.
- 4(a) Payroll for the period ending September 1, 2012, paid September 7, 2012.
- 4(b) Authorizing the City Clerk to issue checks against the various funds for payment of claims. (Claims attached to and made a part of these minutes).
- 5(a) Department Monthly Reports received and placed on file.

Roll Call: Ayes: Harrington, Peterson, Odom, Niemeyer, Glen, Krings, Oatman, Goebel.
Nays: None. The motion carried.

Moved by Krings, seconded by Odom that Melissa Vinzant of South Central Economic Development District, Inc. be appointed as CDBG Certified Grant Administrator for the 12-TD-001 Tourism Development Contract and that a contract with South Central Economic Development District, Inc. be approved and that the Mayor be authorized to execute the contract for grant administration services in an amount not to exceed \$15,000. Roll Call: Ayes: Harrington, Peterson, Odom, Niemeyer, Glen, Krings, Oatman, Goebel. Nays: None. The motion carried.

RESOLUTION NO. 2012-28

WHEREAS: City of Hastings is developing a transportation project for which it intends to obtain Federal funds;

WHEREAS: City of Hastings as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

WHEREAS: City of Hastings and the Nebraska Department of Roads (NDOR) wish to enter into a Professional Services Agreement to provide utility relocation services for the Federal-aid project.

BE IT RESOLVED: by the City Council of the City of Hastings, Nebraska that:

Roger Glen, Acting Mayor of the City of Hastings, is hereby authorized to sign the attached utility relocation services agreement between the City of Hastings, Nebraska and the Nebraska Department of Roads

NDOR Project Number: STPAA-5516(7)

NDOR Control Number: 42292

NDOR Project Description: 12th Street, Elm Avenue-6th Avenue, Hastings

Moved by Goebel, seconded by Niemeyer that Resolution No. 2012-28 be passed and approved.

Dave Wacker, City Engineer, stated we have been working for the past year and a half on a model Federal-aid project, 12th Street from Elm Avenue to 6th Avenue. This involves a new roadway section, sidewalk on the north side and a trail on the south side. There is also a utility adjustment that is necessary. The agreement deals with electric relocation and also some gas relocation. Enhancement Funds are being used under this agreement to move the overhead power line to underground. Enhancement Funds is money that is used for trails and safer routes

to school. The general road contract and the sewer contract will be separate contracts to be let at a later date. We just recently received our environmental approval about two weeks ago. This particular agreement tonight was given a deadline back in February of this year to try and have this in place by September 1st in order to allow the Utility Department to do this work with their own employees. This is about a \$475,000 project, Federal funds will be approximately \$379,000 and Hastings Utilities will pick up approximately \$95,000. Hastings Utilities staff has been involved in this project and the Board of Public Works will be reviewing this at their meeting on August 30th.

Councilman Krings questioned if we are on schedule and when we move forward when can we expect to see something.

The City Engineering stated we are on the borderline of being on schedule. We are still hopeful to have a January or February letting for the project.

Councilman Krings questioned what is the first section phase wise.

The City Engineer stated Phase I is the east side, but there has been some discussion about turning Phase I and Phase 3 around, but that will be determined probably at construction time.

Councilman Goebel stated the City Engineer mentioned gas and electric, but there was some question about the new route of a sewer line and getting the one that had the problem on the north side of the road relocated and questioned where we are at on that.

The City Engineer stated that has been basically approved for Federal funds; we had a meeting in which that was accepted. Currently the Corps of Engineers is reviewing that, we have to get a corp permit also, the environmental document is received after that. We had tried to let that project locally, but Hastings Utilities doesn't have equipment big enough to do that in house and through Federal procurement process, we have to follow it just like a regular road contract. We had hoped to have a pilot project here in Hastings, but we were unsuccessful on them allowing us to do that. The Roads Department will be letting a separate sewer contract and we had hoped to have that under contract by the end of September, but currently we are in right-of-way negotiations and we also have to receive the Corps of Engineers approval for crossing the stream and until that is received that project cannot move forward. The City Engineer stated that may not be let until November or December at this point in time.

Councilman Goebel questioned the water.

The City Engineer stated water will be adjusted as part of the project. The water main will pretty much remain in tact, there are a couple of locations where it has to be lowered. The design has really been selected to try to minimize the effect to other utilities. The gas is just basically a jumper underneath the proposed sanitary sewer relocation.

Councilman Odom questioned if the street lights have been finalized yet.

The City Engineer stated no, that will be part of the final project. We are in 90% plans right now and there has been about two or three varieties of street lights that have been selected that we think will be acceptable. We have actually had some input from Hastings College and what they would like to see for maybe further expansion through the campus. Prior to final plans being submitted to the Roads Department we will have a public discussion on that and the Council's and the Board of Public Works' input is received as well as Hastings College on those items.

Councilman Odom questioned if we are still looking at LED.

The City Engineer stated that is being proposed, but the Nebraska Department of Roads doesn't use LED fixtures so that is one of the things we are trying to get around.

Councilman Odom questioned if a resolution or something from the Council would be helpful towards requesting that we be able to use this as a special project or a special use.

The City Engineer stated at some time that might be helpful.

Vote on the motion. Ayes: Harrington, Peterson, Odom, Niemeyer, Glen, Krings, Oatman, Goebel. Nays: None. The motion carried.

REPORTS OF LIAISONS: Councilman Goebel stated the Mellon Roast Car Show was held at Brickyard Park on Sunday and we had great support from local and area businesses as far as sponsorships; we sold a number of \$25 sponsorships to local businesses and that really helped us with advertising, etc. The Parks Department did a good job in getting Brickyard Park ready for this event, the Street Department brought down traffic cones and the Electrical Inspector helped in giving us some outlets for vendors to use. Councilman Goebel stated there were about 220 cars there and approximately 2500 spectators.

Councilman Goebel reported on the August 16th Board of Public Works Meeting. There was discussion on a contract for the purchase of a plug in electric vehicle for utility use and also possible other city use. This was postponed to get some lease information. They also considered some possible incentives to ratepayers who might purchase a plug in electric vehicle. This will be discussed again this week at the Board of Public Works meeting. There was discussion of a possible Complaint Reporting Policy. There was an update on power plant activities. The low NOx burners that we approved for WEC 1 along with the turbine overhaul is scheduled to start on October 10th. There will be an open house on September 16th from 1:00 P.M. to 4:00 P.M. at Whelan Energy Center and there will be more information out on that later.

Moved by Niemeyer, seconded by Krings there being no further business to come before the

8-27-2012

Council, the meeting adjourn at 7:18 P.M. Roll Call: Ayes: Harrington, Peterson, Odom, Niemeyer, Glen, Krings, Oatman, Goebel. Nays: None. The motion carried.

APPROVED:

Mayor

ATTEST:

City Clerk

(S E A L)