

COUNCIL CHAMBERS, MONDAY, JUNE 23, 2014 AT 7:00 P.M.

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

Moved by Niemeyer, seconded by Skutnik 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 June 20, 2014, 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: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

REPORTS OF LIAISON: Councilman Goebel reported on the June 12, 2014 Board of Public Works Meeting. Don Cox, Director of Marking & Energy Supply, gave an update on how the integrated electrical power market is working. This is how we sell the excess energy from WEC I and II onto the market and a company called Tenasca Power Service are the ones that handle that sale. We are just getting started with them and it does seem to be working and as we get more experienced, is sure that it will work a little bit more smoother. The next regular meeting of the Board of Public Works is June 26th at 9:00 A.M. in the Hastings Utilities Board Room.

CITIZEN COMMUNICATIONS: None.

MAYOR'S COMMUNICATIONS: The Mayor stated at 8:00 A.M. on June 25th, Russ's IGA will have their grand opening and ribbon cutting. The Mayor stated this new store is a great addition to our City.

Moved by Odom, seconded by Skutnik that the following items on the Consent Agenda be approved:

- 1(a) Minutes of the Council Meeting of June 9, 2014.
- 2(a) Application of Midtowne Mart LLC for a Special Designated License at the City Auditorium on August 30, 2014.
- 2(b) Application of Midtowne Mart LLC for a Special Designated License at the Adams County Fairgrounds on October 11, 2014.
- 4(a) Payroll for the period ending June 21, 2014, paid June 27, 2014.
- 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: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

At this time a public hearing was held on the application of Halftime Lounge LLC dba "Halftime Lounge" for a Class "C" Liquor License at 937 South Burlington Avenue.

No one appeared to speak in favor.

No one appeared to speak in opposition.

The City Clerk advised that her office had received no written objections.

The Mayor declared the hearing closed.

RESOLUTION NO. 2014-18

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HASTINGS, NEBRASKA, that after hearing had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent city ordinances of the City of Hastings, Nebraska:

The Hastings City Council hereby recommends that the application of Halftime Lounge LLC dba "Halftime Lounge" for a Class "C" Liquor License at 937 South Burlington Avenue, Hastings, Nebraska, be approved.

BE IT FURTHER RESOLVED, that the City Clerk is directed to transmit a copy of this Resolution to the Nebraska Liquor Control Commission.

Moved by Skutnik, seconded by Niemeyer that Resolution No. 2014-18 be passed and approved. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Hoops, seconded by Goebel that the Mayor and Council approve the Manager Application of Tamra J. Ruhter in connection with the Class "C" Liquor License of Halftime Lounge LLC dba "Halftime Lounge" at 937 South Burlington Avenue. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Krings, seconded by Skutnik that the public hearing on the request of Hastings College to close 9th Street from Elm Avenue to Ash Avenue be tabled to the July 14th Council Meeting. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

At this time a public hearing was held regarding an application to the Nebraska Department of Economic Development for a Community Development Block Grant to provide grant funds for sidewalk improvements for low-to-moderate income areas of the community.

No one appeared to speak in favor.

No one appeared to speak in opposition.

The City Clerk advised that her office had received no written objections.

The Mayor declared the hearing closed.

Moved by Odom, seconded by Niemeyer that the Mayor and Council approve the grant application for Comprehensive Revitalization Phase II CDBG grant funding. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

RESOLUTION NO. 2014-20

RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR CDBG FUNDS

Whereas, the City of Hastings, Nebraska, is an eligible unit of a general local government authorized to file an application under the Housing and Community Development Act of 1974 as amended for Small Cities Community Development Block Grant Program, and

Whereas, the City of Hastings, Nebraska, has obtained its citizens' comments on community development and housing needs; and has conducted a public hearing(s) upon the proposed application and received favorable public comment respecting the application which for an amount of \$150,000 for infrastructure improvements; and

NOW, THEREFORE, BE IT RESOLVED BY

The City Council of the City of Hastings, that the Mayor be authorized and directed to proceed with the formulation of any and all contracts, documents or other memoranda between the City of Hastings and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

Moved by Hoops, seconded by Skutnik that Resolution No. 2014-20 be passed and approved. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Skutnik, seconded by Goebel that the Mayor and Council approve the adoption of Applicant's Statement of Assurances and Certifications.

Councilman Krings stated he would like some explanation as to what the Statement of Assurance and Certifications is, what the Citizen Participation Plan is and what the Residential Anti-Displacement and Relocation Assistance Plan is.

Melissa Vinzant with South Central Economic Development District (SCEDD) stated SCEDD is the CDBG grant administrator for the City. Every time the City has an opportunity to apply for CDBG grant funds, the Federal Government sends out a list of all these items that you have to have and every year you have to go through the same process with every CDBG grant application. Ms. Vinzant stated the Statement of Assurances guarantees that you are not segregating and you are equal opportunity, all of the things you already have to do as a City. The Citizen Participation Plan says that you give residents of the community an opportunity to participate in the decision making process which is your public hearings. This grant funding comes from HUD (Housing and Urban Development), even if you are not using your grant money for housing, you still have to assure to HUD that you are not going to dislocate anyone from their homes and this is what the Residential Anti-Displacement and Relocation Assistance Plan says.

The Mayor stated this grant is for sidewalks and taking down the houses we talked about.

Ms. Vinzant stated this funding is going to sidewalk improvements in low-to-moderate income areas of the community.

Joe Patterson, City Administrator, stated this will be the second year of a three year project.

The Mayor stated the areas targeted in this grant for sidewalks is located to the north, east and south of here.

Vote on the motion. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Skutnik, seconded by Hoops that the Mayor and Council approve the adoption of Citizen Participation Plan. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Krings, seconded by Niemeyer that the Mayor and Council approve the adoption of

Residential Anti-Displacement and Relocation Assistance Plan. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

At this time a public hearing was held on the creation of a Business Improvement District.

Randy Chick, Director of the Business Improvement District (BID), appeared to speak in favor of the creation of a BID District. Mr. Chick stated every five years the ordinance that created the BID comes to an end and he is here this evening requesting another five year term. The Resolution of Intent is the first step and this public hearing gives people the opportunity to participate. The BID Board has unanimously requested that this Resolution of Intent be passed and approved. Mr. Chick stated we have had two property owner workshops where property owners in the District could come and hear about what we have been doing and where their money goes. Mr. Chick stated the BID receives funds through assessments from the property owners within the BID. The Resolution of Intent outlines the district boundaries which are the same as they have been in the past and the resolution also outlines a budget for the next five year period of time. The next step in the process is that the Council will be acting on an ordinance creating the BID at the July 28th Council Meeting.

No one appeared to speak in opposition.

The City Clerk advised that she had received one letter from Robert Lippstrew of 1710 West 14th Street.

There being no other persons wishing to speak, the Mayor declared the hearing closed.

RESOLUTION NO. 2014-21. . . Extending the authority of the Business Improvement District through September 20, 2019. (Resolution attached to and made a part of these minutes).

Moved by Odom, seconded by Niemeyer that Resolution No. 2014-21 be passed and approved. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Goebel, seconded by Hoops that the Mayor be authorized to execute Telecommunications Line Right-Of-Way License Agreement with Great Plains Communications, Inc. for an annual payment of \$88.08.

The Mayor asked where this line is located.

Dave Wacker, City Engineer, stated this is located near Crosier Field on 14th Street.

Vote on the motion. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel.

Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Niemeyer, seconded by Odom that the proposals received for a new city government telephone system be rejected and that re-advertisement for bids be authorized.

The Mayor asked the Police Chief when will these be re-advertised and what is the timetable.

Pete Kortum, Police Chief, stated we plan to start re-advertising right away.

The Mayor asked if the idea is being reconfigured.

The Police Chief said no, two of the bids were received on time but didn't have the bid bond with them and the other bid came in late.

Vote on the motion. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Goebel, seconded by Skutnik that the application of the Community Redevelopment Authority for Downtown Revitalization Facade funding (#12-DTR-107) not to exceed \$100,000 be approved and the draw down of funds be authorized.

Mr. Chick stated the Facade Program has been in existence since 2006 and this particular funding is part of the Downtown Revitalization CDBG Program that the BID applied for about a year and one-half ago. Melissa Vinzant with the South Central Economic Development District is the grant administrator. Along with \$350,000 from the State of Nebraska through those CDBG Funds and \$112,000 matching funds from the Community Redevelopment Authority, funds were set aside for facade grants. We were looking for high impact projects and the first one we did was the Uptown Experience Project across from the Rivoli Theater which has been under construction since about October and the Community Redevelopment Authority owns the building where the second project is and believes you have pictures of what the end project will be and hopefully will be a little more marketable.

The Mayor asked if the second project is where Julie's Workbasket used to be.

Mr. Chick stated yes it is.

Vote on the motion. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Councilman Krings stated this past weekend we held our first marathon. Councilman Krings stated he put this on the agenda because our intent or the race organizers intent is to come to the

Council as soon as possible so we can get the route approved for the future. Councilman Krings stated his suggestion to staff is that any concerns or comments you have with regards to this past Saturday be referred to Ron Alexander. Our intent is that the marathon will continue and believes there will be an announcement of who will be taking that over soon. Councilman Krings is requesting this be placed on the Council Agenda for our next meeting and at that time we will take a look at approving the parade route. Councilman Krings stated we had 394 total runners on Saturday, 51 in the marathon, 216 in the half marathon and 127 in the 5K. There were runners from 20 different states. We were pretty happy with the numbers we had this year, especially with the number of people that came to town and got excited for it. It was a good event and there were a lot of positive feedback from the runners about the race because of the scenic route it took, being able to go through so many parts of the community and getting to see Hastings. There were obviously some glitches that need to be worked on, but with this being the first one, we were pretty happy about it. Obviously it takes a lot of people to pull this off, Ron Alexander and Becky Sullivan worked very hard for this marathon and there were over 130 volunteers working in many different capacities. For this to be a success, the race needs to be well organized in order to be a good event, but really for it to be a quality event it is going to take the community just to step outside their doors and cheer for these people. Hopefully, with the help from the City and staff we can continue to make this a great event.

Moved by Krings, seconded by Niemeyer that the Mayor and Council go into Executive Session for discussion of negotiations at 7:30 P.M. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Niemeyer, seconded by Hoops that the Mayor and Council go out of Executive Session into Regular Session at 8:10 P.M. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: Harrington, Peterson. The motion carried.

Moved by Niemeyer, seconded by Skutnik there being no further business to come before the Council, the meeting adjourn at 8:10 P.M. Roll Call: Ayes: Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. The motion carried.

APPROVED:

Acting Mayor

6-23-2014

ATTEST:

City Clerk

(S E A L)