

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, October 26, 2015

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 October 26, 2015.

The meeting was called to order at 5:30 p.m. in Regular Session by Council President Duval with the following members present: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Absent: Mayor Vern Powers.

Council President Duval led the group in recital of the Pledge of Allegiance to the United States of America.

Moved by Harrington, seconded by Hoops that the Agenda for the October 26, 2015 Regular Meeting be adopted. Official Notice of the meeting was given in the Hastings Tribune on Friday, October 23, 2015. Roll Call: Ayes: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: None. The motion carried.

Council President Duval 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.

Chuck Shoemaker, 815 W. 2nd Street #200, stood to speak on behalf of the Board of Public Works. The Board of Public Works met October 15th and discussed the proposed Utilities fiscal year change to October 1st through September 30th. He thanked the City Council for their action at the last Council meeting to allow this matter to go before the Board of Public Works for discussion. Budget meetings are scheduled for November 3rd and 4th to review the provisions of the budget to bring to Council for consideration and approval. The Board passed a motion recommending to City Council the fiscal year change to a September 30th year end. The Board requests that the Council allow Utilities to adopt a budget for the coming calendar year, with the agreement and understanding that Utilities would cut that budget off September 30, 2016. Utilities would prepare their next budget to be in compliance with a budget effective date of October 1, 2016.

Councilmember Goebel reported that the next meeting for the Board of Public Works is scheduled for Thursday, October 29th at 9a.m. at Hastings Utilities. The Budget meetings are scheduled for November 3rd and 4th at 9a.m. in the Hastings Utilities Boardroom.

Councilmember Odom suggested that Mr. Patterson start attending Board of Public Works meetings beginning this Thursday, so that he receives direct knowledge of everything that might be under his direction at some point.

Joe Patterson stated that he would be able to alter his schedule to attend those meetings.

Council President Duval read a proclamation proclaiming November as Family Caregiver’s Month. Jinx Hackler accepted the proclamation on behalf of the South Central Caregiver Town Hall Coalition. The South Central Caregiver Town Hall Coalition thanked all Councilmembers for joining with them to celebrate State Family Caregiver Awareness Month, “Respite for Caregivers”. Ms. Hackler stated “The

Blessings of Caregiving” Thanksgiving Lunch & Learn will be on October 29, 2015 at Good Samaritan Village – Hoeger Hall. Kim Wilder reminded the group of the Veteran’s Parade being held on November 7th in downtown Hastings and the Veteran’s Day Program being held on November 11th at 11:00a.m. in the City Auditorium.

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

1(a) Minutes of the Council Meeting of October 12, 2015.

(b) Minutes of the Special Council Meeting of October 6, 2015.

2(a) Application of Bullseye’s, Inc. for a Special Designated License at the City Auditorium on December 5, 2015.

4(a) Payroll for the period ending October 24, 2015, paid October 30, 2015.

(b) Regular claims and authorizing the City Clerk to issue checks against the various funds for payment.

(c) Approval of the payment to Farris Construction, Inc. for \$73,778.24 for Comprehensive Revitalization CDBG Sidewalks Project 13-CR-008.

(d) Approval of the request for CDBG funds, Drawdown #4 (\$73,778.24) for CDBG Comprehensive Revitalization, Sidewalks Project 13-CR-008.

(e) Approval of the payment to Farris Construction, Inc. for \$5,494.55 for Comprehensive Revitalization CDBG Sidewalks Project 14-CR-008.

(f) Approval of the request for the CDBG funds, Drawdown #3 (\$5,494.55) for CDBG Comprehensive Revitalization, Sidewalks Project 14-CR-008.

5(a) Department Monthly Reports received and placed on file.

Roll Call: Ayes: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None.

Absent: None. The motion carried.

ORDINANCE NO. 4454. . .AN ORDINANCE TO AMEND SECTION 32-113 OF THE HASTINGS CITY CODE TO CHANGE THE FISCAL YEAR OF THE PROPRIETARY FUNCTIONS OPERATED BY HASTINGS UTILITIES TO BE THE SAME FISCAL YEAR AS THE CITY OF HASTINGS (OCTOBER 1 TO SEPTEMBER 30).

Moved by Krings, seconded by Niemeyer to bring Ordinance No. 4454 from the table.

Roll Call: Ayes: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None.

Absent: None. The motion carried.

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

Dave Ptak, City Attorney, asked the Council to consider an amendment to Ordinance No. 4454. He suggested to add the words to the Ordinance to say ‘Effective October 1, 2016’. The way the language states right now, it changes the fiscal year but does not say when it is to start. By putting an effective date that states when Utilities would need to be on the same fiscal year as the City, it would not make a difference if Utilities passed a twelve or nine month budget. This would make the same fiscal year to be effective as of October 1, 2016.

Councilmember Krings stated that this follows the recommendation of the Board of Public Works. He wants to make it clear this is not taking action on functions of the Board of Public Works or Utilities.

Moved by Odom, seconded by Goebel to amend Ordinance No. 4454 to have an effective date of October 1, 2016. Roll Call: Ayes: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: None. The motion carried.

Council President Duval then stated the question “Shall Ordinance No. 4454 be passed and adopted?” Upon roll call vote the following Councilmembers voted YEA: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel No: None. Absent: None. The motion passed.

Councilmember Skutnik moved that the statutory rule requiring reading on three different days be suspended; Councilmember Harrington seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted YEA: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel No: 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 October 30, 2015. Effective date of the ordinance is November 11, 2015.

Moved by Niemeyer, seconded by Skutnik for approval of request of Stephanie Kinney to increase the permitted fence height from 4 feet to 4 feet and 6 inches at 321 W. 5th Street. Roll Call resulted as follows: Aye: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. The motion carried.

Moved by Niemeyer, seconded by Hoops there being no further business to come before the Council, the meeting adjourned at 5:56 P.M. Roll Call: Ayes: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: None. The motion carried.

APPROVED:

Vern P. Powers, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(S E A L)