

CITY OF HASTINGS, NEBRASKA
MINUTES OF CITY COUNCIL REGULAR MEETING
Monday, September 28, 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 September 28, 2015.

The meeting was called to order at 5:30 p.m. in Regular Session by Mayor Powers with the following members present: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel.
Absent: None.

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

Moved by Niemeyer, seconded by Skutnik that the Agenda for the September 28, 2015 Regular Meeting be adopted. Official Notice of the meeting was given in the Hastings Tribune on Friday, September 25, 2015. Roll Call: Ayes: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel.
Nays: None. Absent: None. The motion carried.

Mayor Powers 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.

Councilmember Goebel attended the Board of Public Works meeting held September 17, 2015. He reported on planned outages for routine maintenance on WEC1 and WEC2 this fall. These outages will not affect service to the community. The Board was given the 2nd quarter financial review from McDermott & Miller Accountants. An engineering agreement was approved for the water storage facility along Baltimore Avenue. The next meeting for the Board of Public Works is scheduled for Thursday, October 1, 2015, at 9a.m. at Hastings Utilities.

Councilmember Duval mentioned the new hike/bike trail construction. Jeff Hassenstab stated that 2.8 miles of trail is being added. The Tree Board is working with the Parks Department mapping out tree plantings on GIS. Donations of benches and greenery have come in from events and businesses and will be planted either this fall or next spring.

Mayor Powers announced that former mayor, Hal Smith, passed away last week in Texas and sent condolences to his family. Hal was mayor for the City of Hastings from 1984-1988.

Tiffany Crouse, 301 S. Burlington Avenue, Director of the Downtown Center Association thanked everyone for their support of the downtown Junk Street event held this past weekend.

Mayor Powers thanked multiple people who have invested their time and money into the downtown area.

Mayor Powers announced there will be a special Council Meeting on Tuesday, October 6, at 5:30 P.M. in the City Council Chambers. This will be to present the Consultant’s Study to the Council.

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

1(a) Minutes of the Council Meeting of September 14, 2015.

4(a) Payroll for the period ending September 26, 2015, paid October 2, 2015.

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

(c) Payment to Farris Construction, Inc. for \$39,159.32 for 2013 Comprehensive Revitalization CDBG Sidewalks Project 13-CR-008.

(d) Request for CDBG funds, Drawdown #3 (\$39,159.32) for CDBG Comprehensive Revitalization Sidewalks Project 13-CR-008.

(e) Payment to Farris Construction, Inc. for \$50,741.45 for 2014 Comprehensive Revitalization CDBG Sidewalks Project 14-CR-008.

(f) Request for CDBG funds, Drawdown #2 (\$50,741.45) 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.

Public hearing to revise the 2014-2015 Annual Budget.

Joe Patterson spoke in favor of the revision to the 2014-15 annual budget. He explained that the Self-Insured Health Fund exceeded budgeted expenditures. Anytime an expenditure fund exceeds the budgeted amount, the State requires that the fund be re-opened, corrected and resubmitted to the State.

No one appeared to speak in opposition.

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

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

ORDINANCE NO. 4452...AN ORDINANCE TO AMEND ORDINANCE NO. 4404 WHICH ADOPTED THE 2014-2015 BUDGET STATEMENT; TO PROVIDE ADDITIONAL APPROPRIATIONS FOR THE SELF-INSURED HEALTH FUND; TO PROVIDE AN EFFECTIVE DATE.

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

The Mayor then stated the question "Shall Ordinance No. 4452 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 Niemeyer moved that the statutory rule requiring reading on three different days be suspended; Councilmember Krings 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 2, 2015. Effective date of the ordinance is October 14, 2015.

Moved by Odom, seconded by Niemeyer for approval of the preliminary/final plat of Lochland Meadows Number 10. Roll Call: Ayes: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: None. The motion carried.

Moved by Skutnik, seconded by Niemeyer for approval of the Interlocal Agreement for Emergency Management between the City of Hastings, Adams County, and the villages of Ayr, Juniata, Kenesaw, Prosser, Roseland, and Holstein. Roll Call: Ayes: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel. Nays: None. Absent: None. The motion carried.

Moved by Harrington, seconded by Odom for approval of designating handicapped parking spaces: **one** in the 500 block of West 2nd Street in front of the Rivoli and **two** on Bateman Street between Washington and Baltimore Avenue on the south side of the street either side of the driveway adjacent to Redeemer Lutheran Church.

Councilmember Goebel questioned if there was enough room for the handicap parking stall to be designated on 2nd Street. Dave Wacker stated there is a 14 feet requirement, which staff has reviewed. The Street Department will stripe the stall.

Councilmember Duval asked if there is a curb cutout near the parking space so it will not be difficult for an individual to reach the sidewalk. Mr. Wacker stated that he will review the area with staff and make reasonable accommodations.

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

ORDINANCE NO. 4453... AN ORDINANCE OF THE CITY OF HASTINGS, NEBRASKA, CREATING A STREET IMPROVEMENT DISTRICT WITHIN THE CITY OF HASTINGS TO BE KNOWN AS STREET IMPROVEMENT DISTRICT NO. 2015-1; DEFINING THE BOUNDARIES OF SAID DISTRICT AND PROPERTY CONTAINED THEREIN; AND, PROVIDING FOR THE CONSTRUCTION OF IMPROVEMENTS THEREIN.

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

Mr. Wacker explained that these street related construction activities are a result of the vacation of 9th Street from Elm to Ash Avenue. Olsson Associates is approximately 90% complete with the project design. Special assessments will be paid by Hastings College, as per a December 2012 agreement with the City of Hastings.

The Mayor then stated the question was "Shall Ordinance No. 4453 be passed and adopted?" Upon roll call vote the following Councilmembers voted as follows: YEA: Harrington, Duval, Odom, Niemeyer, Krings, Hoops, Skutnik, Goebel No: None. Absent: None. The motion passed.

Councilmember Krings moved that the statutory rule requiring reading on three different days be suspended; Councilmember Niemeyer seconded the motion to suspend the rules and upon roll call vote the following Councilmembers voted as follows: 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 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 2, 2015. Effective date of the ordinance is October 14, 2015.

Mayor Powers announced his excitement about multiple people getting involved in running for political office in the City of Hastings.

Councilmember Odom stated that Hastings Utilities has set aside several million dollars for economic development and he wants to meet next month with planning and zoning and the utility board to discuss ways to better utilize that money. Dollars are available, both public and private, and could be used to extend utility, water and sewer lines.

Moved by Niemeyer, seconded by Skutnik there being no further business to come before the Council, the meeting adjourned at 5:59 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)