

Pursuant to due call and notice thereof, a regular meeting of the North Mankato City Council was held in the Municipal Building Council Chambers on August 4, 2014. Mayor Dehen called the meeting to order at 7:00 p.m. asking that everyone join in the Pledge of Allegiance. The following were present for the meeting: Mayor Dehen, Council Members, Freyberg, Spears, Norland, and Steiner, City Administrator Harrenstein, Finance Director Thorne, Attorney Kennedy, City Clerk Gehrke, and Public Works Director Swanson. Absent: Planner Fischer.

**Approval of Agenda**

**Council Member Norland moved, seconded by Council Member Steiner, to approve the agenda as presented. Vote on the motion: Freyberg, Spears, Norland, Steiner and Dehen, aye; no nays. Motion carried.**

**Approval of Minutes**

**Council Member Freyberg moved, seconded by Council Member Steiner, to approve the minutes of the Council meeting of July 21, 2014. Vote on the motion: Freyberg, Spears, Steiner and Dehen, aye; Norland, abstain, no nays. Motion carried.**

**Public Hearing, 7 p.m.-Amend City Code, Chapter 51 Refuse Collection**

The Mayor opened the public hearing to consider changes to refuse and recycling collection services. Administrator Harrenstein noted that a letter was sent to all residents concerning changes in garbage and recycling services. Residents responded and the staff has changes that they would like to implement in response to citizen concerns. These changes included the opportunity for individuals to keep their automated compatible 95-gallon or 65-gallon blue Hanson carts, reinstate the Senior rate, and include an option to choose a 35-gallon recycling cart. Administrator Harrenstein also read a list of FAQ questions and answers concerning the changes to garbage and recycling collection. There would also be a deadline extension for choosing a cart. Adriane Watts, 1667 Pleasant View Drive, appeared before the Council and requested the Council address how commercial properties keep their bins, insuring that they are hidden from view. Barb Church, 102 E. Wheeler Avenue, asked if everyone would need a garbage can, noting handicapped and elderly may have difficulty moving the carts, Harrenstein responded that yes, it is necessary for everyone to have carts. Al Mohr, 1044 Marie Court, thanked the Council for offering a 35-gallon recycling cart. There being no one else appearing before the Council, the Mayor closed this portion of the meeting.

**Public Hearing, 7 p.m.-Amend City Code, Chapter 151, Residential Rental Property Licensing Code**

The Mayor opened the public hearing to consider an amendment to the City Code, Chapter, 151, specifically discussing offender transitional housing. Administrator Harrenstein noted the concerns were briefly discussed at a previous meeting. Harrenstein proceeded to explain that the Amendments are designed to provide protection and security for crime victims and maintain neighborhood stability by outlining where transitional housing can exist in R-1, R-2 and other zoning districts, and sets forth a licensing process. The Administrator noted that the amendment does not prohibit transitional housing; it only requires compliance with rental licensing, adds restrictions to the location of transitional housing, and provides notification to residents within 500 feet of transitional housing. Mark Bliven from the Minnesota Department of Corrections, who works in offender risk assessment and notification, appeared before the Council and asked them to meet with the Department of Corrections (DOC) so the Council would understand the full effect this legislation would have on transitional housing. Mayor Dehen responded stating this action was precipitated due to a lack of notification by the DOC of impending locations in the Greater Mankato Area. Barb Church, 102 E. Wheeler Avenue, requested that the Council communicate with the DOC and Mankato so legislation

would be the same on both sides of the river. Attorney Kennedy responded by noting the draft has many common points with the Mankato proposal and there has been discussion about a joint committee to discuss this issue. There being no one else appearing before the Council, the Mayor closed this portion of the meeting.

### Consent Agenda

**Council Member Freyberg moved, seconded by Council Member Norland, to approve the Consent Agenda which includes:**

- A. Bills and Appropriations.
- B. Res. No. 49-14 Approving Donations/Contributions/Grants.
- C. MRBA 5K Walk/Run, Spring Lake Park/Mankato Brewery, Saturday, September 27, 2014 from 10:30 a.m. to 11:30 a.m.
- D. Set Fall Drop Off at Public Works Department, 610 Webster Avenue, for October 10-12, 2014.
- E. Set Water Main Flushing for October 20-31, 2014.
- F. Application for Temporary 3.2 Liquor License for Men's Fastpitch Tournament, Caswell Park, August 8-10, 2014.
- G. Application for Temporary 3.2 Liquor License for Men's Fastpitch National Softball Federation Tournament, Caswell Park, August 22-24, 2014.
- H. July 2014 Traffic & Safety Committee Meeting Minutes.

**Vote on the motion: Freyberg, Spears, Steiner, Norland and Dehen, aye; no nays. Motion carried.** Council Member Spears suggested that the fall drop off be removed from the Consent Agenda and discuss the return of the fall pick up. Administrator Harrenstein stated that it would be a discussion about manpower as the Street and Parks Departments are down employees. He also noted that the spring pick-up is a crown jewel for the City of North Mankato. Mayor Dehen thanked Enventis for their donation to the Park Development Fund.

### Public Comments

#### Brian Mechler, 303 Belgrade Avenue

Brian Mechler, 303 Belgrade Avenue, appeared before the Council with concerns about Business on Belgrade's exclusion of his company, Roof Doctors. He also requested that since the Council makes a donation of \$10,000 to Business on Belgrade, they should also make a \$10,000 donation to his organization, Time to Work.

#### Phil Henry, 1300 Norretta Drive

Phil Henry, 1300 Noretta Drive, appeared before the Council and asked why there was no assessments for the mill and overlay project on LorRay Drive. Administrator Harrenstein responded that the City does not assess for mill and overlay because it is a part of routine maintenance similar to seal coating.

#### Jon Anderson, 837 Nicollet Avenue

John Anderson, 837 Nicollet Avenue, appeared before the Council and recommended re-striping Sherman Street creating a bike lane as part of the Safe Routes to School initiative.

### Business Items

#### **Ord. No. 59 Fourth Series, Amending City Code, Chapter 51 Refuse Collection.**

Administrator Harrenstein recommended this item, along with Business Item 11. B. Adopting Resolution Setting Rates and Charges for Solid Waste and Recycling, be passed over with no action

taken and to come back at a later date. Council Member Freyberg commended Administrator Harrenstein for listening to the comments and concerns about the Ordinance.

**Ord. No. 60, Fourth Series, Amending City Code Chapter 151, Residential Rental Property Licensing Code.**

City Attorney Kennedy recommended continued discussions and meetings with Mankato and Minnesota Department of Corrections. Council Member Spears recommended a meeting in North Mankato with Mankato and Minnesota Department of Corrections to discuss offender transitional housing.

**Res. No. 50-14 Establishment of Tax Increment Financing (TIF) District IDD No. 1-23 and calling for Consultation with Other Affected Jurisdictions and Setting Public Hearing for 7 p.m. on Monday, September 15, 2014**

**Council Member Freyberg moved, seconded by Council Member Norland, to adopt Res. No. 50-14 on the Proposal to Establish Tax Increment Financing (TIF) District IDD No. 1-23 and calling for Consultation with Other Affected Jurisdictions and Setting a Public Hearing for 7 p.m. Monday, September 15, 2014. Vote on Resolution: Freyberg, Spears, Steiner, Norland and Dehen, aye; no nays. Motion carried.**

**Mayor and Council Comments**

**Council Member Norland**

Council Member Norland suggested the Council consider providing an emergency donation to the Children's Museum of Southern Minnesota because they suffered a serious blow during the spring rain. Peter Olson, from Children's Museum of Southern Minnesota, spoke before the Council requesting aid because they had suffered a loss of over \$100,000 dollars of materials due to their storage unit being flooded, noting that they had the correct insurance. Olson stated that the museum had been collecting local historical items and crafts, most of which were lost in the flood. An art storage unit built and donated by the City of North Mankato was among the items lost. Peter noted they hoped to close out the capital campaign and open the Children's Museum of Southern Minnesota in early 2015 and any donation would be appreciated. Council Member Norland suggested \$2,500 from Gambling proceeds along with \$5,000 from the General Fund be donated to the Museum. Council Member Spears questioned the use of General Funds. Administrator Harrenstein noted the money would come from Area Agency Allocations or organizations the Council supports. **Council Member Spears moved, seconded by Freyberg that the City replace the shelf unit with possible improvements and to allocate a portion of the remaining available gambling funds be donated to the Children's Museum of Southern Minnesota. Vote on the motion Freyberg, Spears, Steiner, Norland and Dehen, aye; no nays. Motion carried.**

**Mayor**

Mayor Dehen read a thank-you letter from Mankato's Relay for Life to the City of North Mankato and their staff for use of the Band Shell and bleachers from SCC.

Coffee with the Council will be held from 10 a.m. to 11 a.m. on Saturday, August 9, 2014 at the Y Barbers, 231 Belgrade Avenue.

**City Administrator and Staff Comments**

Brad Swanson, Public Works Director, noted that progress has been made on the Old Belgrade Hill Ravine Project.

**Public Comments**

Phil Henry, 1300 Noretta Drive

Phil Henry, 1300 Noretta Drive, commended the City for the action taken on the Children's Museum stating that the City has infrastructure needs and we need to take care of ourselves first.

Council Member Steiner moved, seconded by Council Member Freyberg, to adjourn to a closed session to discuss attorney client privileged communication with the attorney regarding special assessment appeals that have been filed. The meeting was adjourned to a closed session at 8:09 p.m.

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Mayor

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City Clerk

Following the closed session, the Mayor convened to an open meeting to consider adoption of the following resolution:

**Res. No. 51-14 Outlining the Terms of Annexation Related to Property Owned by HH Partnership**

**Council Member Freyberg moved, seconded by Council Member Steiner, to adopt Res. No. 51-14 Outlining the Terms of Annexation Related to Property Owned by HH Partnership. Vote on the Resolution: Freyberg, Spears, Steiner, Norland and Dehen, aye; no nays. Motion carried.**

On a motion by Council Member Steiner, second by Council Member Norland, the meeting was adjourned at 9:30 p.m.

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Mayor

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City Clerk