

Faribault City Council Minutes
Regular Council Meeting of Tuesday, January 10, 2017

1. Call to Order / Roll Call / Pledge of Allegiance

Mayor Kevin Voracek called the meeting to order at 7:00 p.m. in the Council Chambers of the Faribault City Hall. Council members present included Cap, Duchene, Ross, Underdahl, and Viscomi. City Administrator Brian Anderson, Public Works Director Travis Block, Police Chief Andy Bohlen, Human Resources Manager Kevin Bushard, Fire Chief Dustin Dienst, Finance Director Karla McCall, City Engineer Tim Murray, Park and Recreation Director Paul Peanasky, and Deputy City Clerk Dillerud.

2. Presentations/Introductions

A. Resolution 2017-008 Declare Vacancy, Authorize, and Appoint John Rowan to Unexpired Term

City Administrator Anderson requested approval of the resolution declaring the Council vacancy and to appoint former Council member John Rowan. The City Council Joint Committee had discussed the current Council vacancy during the January 3, 2017 Joint Committee meeting, and nominated John Rowan to complete the term through December 31, 2018.

Motion by Council member Underdahl, seconded by Council member Viscomi, carried unanimously, to approve Resolution 2017-008 Declare Vacancy, Authorize, and Appoint John Rowan to Unexpired Term.

B. Oath of Office – Mayor and Council Members

City Administrator Anderson administered the Oaths of Office to Mayor Kevin F. Voracek, and Council members Elizabeth Cap, John Rowan, Steve Underdahl and Royal Ross.

3. Approve minutes of December 27, 2016 Regular Council meeting and December 27, 2016 Special Closed Council meeting

Motion by Council member Duchene, seconded by Council member Rowan, carried unanimously, to approve the minutes of the December 27, 2016 Regular Council meeting and December 27, 2016 Special Closed Council meeting.

4. Routine Business

Motion by Council member Duchene, seconded by Council member Underdahl, carried unanimously, to approve items A – Q.

- A. List of bills to be paid
- B. Resolution 2017-001 Approve Designation of Legal Newspaper
- C. Resolution 2017-002 Approve Designating Authorized Signers, Official Depository and Broker/Dealers for City of Faribault
- D. Resolution 2017-003 Approve City Administrator Purchasing and Contracting Authority
- E. Resolution 2017-004 Approve Salvage Dealers License Renewals
- F. Resolution 2017-005 Approve Garbage/Refuse Haulers License Renewals
- G. Resolution 2017-006 Approve Vehicles for Hire
- H. Resolution 2017-007 Approve Massage Therapist License Renewals
- I. Approve Hangar Rental Agreement
- J. Resolution 2017-009 Appoint Deputy City Administrator
- K. Approve Amended Cannon River Drug and Violent Offender DTF Adding Le Sueur County Sheriff's Department as a Recognized VCET Partner
- L. Resolution 2017-010 Accept Donations to Faribault Parks and Recreation Department
- M. Approve Agreement with Maximum Solutions for Parks and Recreation Registration Software
- N. Approve Agreement with NIHCA Rewards for Money Movers, Inc. for Insurance Reimbursements
- O. Approve Continuing Education Agreements – Fire Department
- P. Resolution 2017-011 Approve Task Order No. 4 On-Call Aviation Services
- Q. Approve CIT Contract Addendum

5. Requests to be Heard – None

- A. Citizen comment period (3 minute per person maximum - sign up in advance).

6. Public Hearings – None

7. Items for Discussion

- A. Ordinance 2016–15 Section 7.10 and Ordinance 2016-16 Section 7.11 Proposed Amendments to the City Charter. Second Reading.

City Administrator Anderson updated Council on the proposed Charter amendments for Section 7.10 and Section 7.11. The Charter Commission had met in August 25, 2016 to discuss Sections 7.10 and 7.11 and reported that the current language was unclear and provided possible unclear direction. Staff did not receive any additional written or verbal communications for the proposed City Charter amendments. City Attorney Riggs has reviewed the proposed amendment changes and recommended approval.

The Council received confirmation that the first reading had been conducted during the

Public Hearing at the December 27, 2016 Council regular meeting.

Council member Cap inquired as to what would be achieved with the proposed Charter amendments, and asked what a “development entity”, was as it appeared a vague and less specific term.

City Administrator Anderson clarified that the term development entity would allow the City Council more flexibility in economic development; i.e., such as with a joint powers agreement. It could create future courses for growth, but the Council retains their authority and control over the “entity” and its purpose.

Council member Cap questioned if the language was vague for a specific purpose. She commented that the proposed amendments may cover future challenges, but needed to be more specific as to what a development entity could do.

Council member Underdahl mentioned that any modifications to the Charter were intended to be purposeful over time, and not “spontaneous” responsive to a current proposal or situation.

City Administrator Anderson stated that the Charter Commission reviews the Charter annually and the amendments were proposed to keep up-to-date with present day.

No one wished to be heard on this item.

Motion by Council member Ross, seconded by Council Duchene, to adopt Ordinance 2016–15 Section 7.10 Proposed Amendments to the City Charter. Second Reading.

Roll Call: Council member Cap–Nay, Duchene–Aye, Ross–Aye, Rowan–Aye, Underdahl–Aye, Viscomi–Nay, Mayor Voracek–Aye.

Motion by Council member Duchene, seconded by Council member Underdahl, to adopt Ordinance 2016-16 Section 7.11 Proposed Amendments to the City Charter. Second Reading.

Roll Call: Council member Cap–Nay, Duchene–Aye, Ross–Aye, Rowan–Aye, Underdahl–Aye, Viscomi–Aye, Mayor Voracek–Aye.

MN Statutes, Section 410.12, subd. 7. Amendment by ordinance.

Upon recommendation of the charter commission the city council may enact a charter amendment by ordinance....The ordinance is enacted if it receives an affirmative vote of all members of the city council...

Ordinances 2016-15 and 2016-16 did not receive unanimous votes (7) to approve the proposed charter amendments. Motions failed per MN Statute 410.12, sub. 7.

B. Formation of Faribault Area Community Emergency Response Team (CERT)

Fire Chief Dienst presented for Council consideration the formation of a Community Emergency Response Team (CERT), and permission to recruit volunteers. Volunteers

play a large part during a natural disaster, and the intent of CERT is to assist during emergency situations when needed/called by the various communities. Waseca and Owatonna communities have already created CERT's.

Council members discussed if the volunteers would be paid, training and supervision. The Council commented that the volunteers were available to the whole community.

Fire Chief Dienst stated that CERT would be similar to a fire department in that it would have mutual aid agreements with surrounding communities, and would be contacted by the individual community dependent upon the disaster. There would be no financial assistance from the City; a Wal-mart grant was received for the basic equipment. Some training would be done with the Fire Department staff, but the volunteers' current skills and abilities would also be utilized with each CERT call-out. The registered volunteer organization would report to whoever calls them into service.

No one wished to be heard on this item.

Motion by Council member Underdahl, seconded by Council member Rowan, carried unanimously, to approve the formation of a Community Emergency Response Team (CERT).

8. Announcements and Project Updates

9. Adjournment

Motion by Council member Viscomi, seconded by Council member Rowan, carried unanimously, to adjourn the meeting at 7:29 p.m.

Respectfully submitted,



Carole A. Dillerud, Deputy City Clerk