



Regular City Council Meeting Minutes

COUNCIL CHAMBERS TUESDAY, APRIL 24, 2018 6:00 PM

Call to Order/Roll Call/Pledge of Allegiance

The regular City Council meeting was called to order by Mayor Kevin Voracek at 6:00 pm. Council Members, Kay Duchene, Royal Ross, John Rowan, Steve Underdahl and Janna Viscomi were in attendance. Council Member Elizabeth Cap was absent. Also in attendance were City Administrator Tim Murray, Assistant to the City Administrator Heather Slechta, Community and Economic Development Director Deanna Kuennen, Planning Coordinator Peter Waldock, Parks and Recreation Director Paul Peanasky, Police Chief Andy Bohlen, Public Works Director Travis Block and Finance Director Karla McCall.

Presentations/Introductions

Arbor Day & Beautification Day Proclamation

Mayor Kevin Voracek presented a Proclamation for Arbor Day and Beautification Day to Parks and Recreation Director Paul Peanasky. Peanasky stated that trees will be planted in North Alexander Park on May 5, 2018. If organizations or members of the public are interested in performing community service projects on May 5, 2018 please contact the Parks and Recreation Department.

Certificate of Achievement for Excellence in Financial Reporting

Mayor Voracek presented Finance Director Karla McCall and Accounting Supervisor Ann Remold with a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association. The City has received this award for at least the last 25 years.

Approve minutes of April 10, 2018, Regular Council Meeting (majority vote)

Motion by Rowan, seconded by Ross to approve the minutes of the April 10, 2018, Regular Council Meeting and carried unanimously.

Consent Agenda:

- A. List of bills to be paid
- B. Resolution 2018-068 Approve Street Closures for Downtown Car Cruise Nights
- C. Resolution 2018-073 Approve Street Closures for Winterfest Parade of Lights
- D. Approve Use of North Alexander Park by Rice County Historical Society
- E. Resolution 2018-074 Levying Special Assessments for Miscellaneous Delinquent Water, Sewer and Storm Water Accounts
- F. Approve Use of North Alexander Park by Faribo Drag-ons Car Club
- G. Resolution 2018-075 Authorize Grampa Al's to Dispense Intoxicating Liquor Off Premise at the Heritage Days Celebration on June 15, 2018 - June 16, 2018 at Central Park in the City of Faribault
- H. Resolution 2018-076 Authorize City Administrator to Submit Letter of Intent for City to Participate in Solar Possible Program
- I. Approve Professional Services Agreement with Municipal H2O for Risk Management Plan Updates
- J. Resolution 2018-077 Authorize Submittal of Drinking Water Revolving Fund Project Priority List

Application for Water Treatment Plant

- K. Approve Purchase of Well Drawdown Sensors and Programmable Logic Controller Updates
- L. Resolution 2018-082 Approve Parking Restriction and Intersection Traffic Control Revisions
- M. Resolution 2018-083 Approve Street Closures for Mental Health Awareness Walk
- N. Approve Mowing Quote
- O. Approve Off-Site Gambling Permit for Faribault Wrestling Club on May 10, 2018 at the Faribault Middle School
- P. Approve Travel Request for Library Director to Attend National Community School Conference May 2-4, 2018
- Q. Resolution 2018-085 Authorize Application for Minnesota Department of Transportation Grant
- R. Resolution 2018-086 Approve Memorial Day Parade Street Closures and Use of Central Park

Motion by Rowan, seconded by Duchene, to approve consent agenda items A-R and carried unanimously.

Requests to be Heard-None

Public Hearings – None

Items for Discussion

Resolution 2018-079 Approve a Variance from the Required Building Setback from the Rear Property Line to Construct an Addition to an Existing Nonconforming Accessory Structure at 104 Shumway Avenue

Planning Coordinator Peter Waldock explained that Mr. and Mrs. Warwick have requested a setback variance to construct a 21'X12' addition onto their garage at 104 Shumway Avenue. The existing garage is located on the rear property line along the alley. The variance will extend the west wall line of the garage to the north along the alley 12'. The addition will be integrated into the architectural style of the building by extending the roof lines and using compatible siding materials.

On April 16, 2018, the Planning Commission held a public hearing on the variance request, no public comments were received at the public hearing or prior to the public hearing. The Commissioners voted 7-0 to approve findings in support of the variance for the garage addition.

Council Member Rowan questioned if the alley is still necessary, Waldock explained that it is still a functioning alleyway.

Motion by Underdahl, seconded by Ross, to approve Resolution 2018-079, Approve a Variance from the Required Building Setback from the Rear Property Line to Construct an Addition to an Existing Nonconforming Accessory Structure at 104 Shumway Avenue and carried unanimously.

Resolution 2018-080 Approving a Comprehensive Plan Amendment to Re-guide from Industrial Park Uses to Industrial Uses at 17250 Acorn Trail and surrounding area and Ordinance 2018-7 Rezoning certain property from TUD Transitional Urban Development District to I-2 Heavy Industrial District at 17250 Acorn Trail and surrounding area.

Planning Coordinator Peter Waldock explained that Jeff Jandro recently purchased a farmstead site located at 17250 Acorn Trail. The 4.52 acres site is surrounded by a portion of Schulz farm, southeast of Park Avenue NW in the northern industrial area. The site is currently zoned as a TUD, Transitional Urban Development District, and is guided by the Comprehensive Plan for Industrial Park Uses.

Mr. Jandro proposes to rezone the site to I-2 for use by a Drywall Distributor. The comprehensive plan was amended in 2016 to Heavy Industrial Uses for the area to the south along the rail road tracks for the Faribault Foods expansion, Waldock explained that it would be logical to also amend the map at this time for this site and the surrounding Schulz property.

The Planning Commission held a public hearing on April 16, 2018 to discuss the variance request. Mary Schulz, an adjacent property owner, was present at the public hearing, she supports the comprehensive plan amendment and the proposed rezoning of the subject site and her property as well. The City did not receive any written comments on this matter prior to the meeting. The Commissioners voted 7-0 to approve findings in support of the comprehensive plan amendment and the rezoning request as presented by staff.

Council Member Rowan asked if the zoning map in the Council Chambers was up to date, after looking at the map it was deemed that it in fact was outdated, Rowan requested that the map be updated. Rowan also questioned why it was being zoned I-2 rather than I-P. Waldock explained that the heaviest use is done near the railroad tracks and I-P is zoned near the Interstate.

Mr. Jandro stated that he appreciated the Planning and Zoning Commission as well as City Staff for the work they did on this project. Jandro has a potential buyer for the property that plans on building this summer.

Motion by Ross, seconded by Rowan, to approve Resolution 2018-080, Approving a Comprehensive Plan Amendment to Re-guide from Industrial Park Uses to Industrial Uses at 17250 Acorn Trail and surrounding area and carried unanimously.

Motion by Duchene, seconded by Rowan to approve the first reading of Ordinance 2018-7, Rezoning certain property from TUD Transitional Urban Development District to I-2 Heavy Industrial District at 17250 Acorn Trail and surrounding area

Roll Call Vote:

Aye: Duchene, Ross, Rowan, Underdahl, Viscomi, Mayor Voracek

Nay:

Motion carried 6-0.

Resolution 2018-081 Approving the Preliminary and Final Plat of the Meadows Third Addition

Planning Coordinator Peter Waldock informed the Council that Dan Behrens, P.E. on behalf of MRA Holdings LLC has requested approval on the Preliminary and Final Plat for the Meadows Third Addition. This is the continuation of Meadows Subdivision that began in 2003. This phase will include 38 single family residential lots and the extension of public streets and infrastructure serving the subdivision.

The site is zoned R-1 Single Family Density Residential District and the Comprehensive Plan guides the site for low density residential. Surrounding uses are single family residential to the south and northwest and parks or open space northeast. A TUD Transitional Urban Development District is to the west.

On April 16, 2018, the Planning Commission held a public hearing on the Plat requests. The City did not receive any written comments on the matter however, two home owners that live on Goldenray Drive expressed concerns over the loss of open space next to their homes. They hoped that the outlot for the pond could be expanded to buffer their lots from the new subdivision

The Commissioners voted 7-0 to approve findings in support of the comprehensive plan amendment and the rezoning request as presented by staff.

Motion by Underdahl, seconded by Duchene, to approve Resolution 2018-081, Approving the Preliminary and Final Plat of The Meadows Third Addition and carried unanimously.

Resolution 2018-084 Approve On-sale Intoxicating Liquor License for AjMj, LLC, dba Lori Ann's

Assistant to the City Administrator Heather Slechta informed the Council that AjMj dba Lori Ann's has applied for an On-Sale Intoxicating Liquor License. AjMj, LLC has passed a background check completed by the Faribault Police Department and City Attorney Scott Riggs has reviewed and approved the Liquor Liability Insurance policy that has been provided by AjMj, LLC. The effective dates for the On-Sale Intoxicating Liquor License will be May 1, 2018- December 31, 2018.

Motion by Rowan, seconded by Underdahl, to approve Resolution 2018-084 Approve On-sale Intoxicating Liquor License for AjMj LLC, dba Lori Ann's and carried unanimously.

Ordinance No. 2018-4 Amending Chapter 15, Section 15-61 of the Code of Ordinances of the City of Faribault Regarding Parking Violation Fines - First Reading

City Administrator Tim Murray explained that as part of past discussions on parking violations and a desire to achieve better compliance with the parking time restrictions, the Council supported increasing the parking fines established in Sec. 15-61 of the Code of Ordinances. The increased Parking Fine amount was added to the adopted 2018 Fee Schedule, however, the amounts in the Code were not revised. Ordinance 2018-4 will amend Sec. 15-61 of the Code to increase the parking fine amounts from \$10.00 to \$25.00 if paid within 10 days and from \$25.00 to \$40.00 if paid after 10 days but before 30 days.

Motion by Ross, seconded by Viscomi, to approve the first reading of Ordinance No. 2018-4 Amending Chapter 15, Section 15-61 of the Code of Ordinances of the City of Faribault Regarding Parking Violation Fines.

Roll Call:

Aye: Duchene, Ross, Rowan, Underdahl, Viscomi, Mayor Voracek

Nay:

Motion carried 6:0.

Ordinance No. 2018-5 Amending Chapter 28, Section 28-66 of the Code of Ordinances of the City of Faribault Regarding the Setting of Water Utility Rates – First Reading

City Administrator Tim Murray explained that water utility rates are established as part of the overall Fee Schedule, which was adopted by ordinance. In 2011, Section 11.02 of the City Charter was amended, allowing the water utility rates to be established by resolution. Since that time, the Fee Schedule has been adopted by resolution, however, Section 28-66 of the City Code still identifies that the utility fee schedule would be adopted by ordinance. Ordinance 2018-5 will remove the approval of the utility fee schedule by ordinance, making the language more consistent with other sections of the City Code.

Motion by Duchene, seconded by Ross, to approve the first reading of Ordinance No. 2018-5 Amending Chapter 28, Section 28-66 of the Code of Ordinances of the City of Faribault Regarding the Setting of Water Utility Rates.

Roll Call:

Aye: Duchene, Ross, Rowan, Underdahl, Viscomi, Mayor Voracek

Nay:

Motion carried 6:0.

Bids - None

Boards and Commissions Reports, Announcements and Project Updates

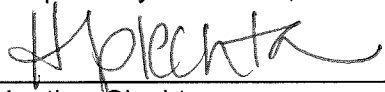
The Monthly Financial Report was provided by Finance Director Karla McCall for the Council to review. Mayor Voracek will be attending the annual Mayor's Conference in Perham, April 27-28, 2018. Council Member Viscomi inquired about the opening of the Compost Site, McCall stated that it will open at 1:00 pm on April 30, 2018. The Compost Site information has been posted on the City website.

Adjournment

Motion by Viscomi, seconded by Ross to adjourn the Regular Council Meeting at 6:33 pm and carried unanimously.

Meeting adjourned at 6:33 pm.

Respectfully submitted,



Heather Slechta
Assistant to the City Administrator