

Hastings, Minnesota  
June 4, 1990

The City Council of the City of Hastings, Minnesota met in a regular meeting on Monday, June 4, 1990 at 7:00 p.m. in the City Hall Council Chambers, 100 Sibley Street, Hastings, Minnesota.

Members Present: Councilmember Johnson, Riveness, Werner Simacek, Trautmann, Mathiowetz and Mayor Stoffel

Members Absent: None

Staff Members Present: Dave Osberg, Barb Thompson, Tom Montgomery, Tom Harmening, Marty McNamara and Shawn Moynihan

The Mayor called for corrections or additions to APPROVAL OF the minutes of the Council meeting on May 21, 1990 and MINUTES hearing none declared the minutes approved as presented.

Moved by Councilmember Riveness, seconded by Councilmember Johnson to approve the Consent Agenda with the removal of Item No. 4, Minor Subdivision/Boundary Adjustment-723/727 W. 5th Street-Paddock, to City Planner Item No. 3. 7 Ayes; Nayes, None. CONSENT AGENDA

1. Pay all bills as audited
  2. Resolution No. 63-90-Final Payment, Civic Arena Artificial Turf, Tennis Surfaces Co., \$39,900 RESOLUTION NO. 63-90
  3. Final Plat-Regina Memorial Addition (Per Planning Commission Recommendation)
  4. Minor Subdivision/Boundary Adjustment-723/727 W. 5th St.-Paddock (Moved to City Planner Item No. 3.)
  5. Resolution No. 64-90 Community Transit Planning Grant RESOLUTION NO. 64-90
  6. Declare as Excess Property/Authorize Sale of 1986 Ford Trac Vehicle
  7. Renew: On Sale, Sunday On Sale, Off Sale, Wine, 3.2 Malt liquor, Club and Bottle Club liquor licenses
  8. Approve Soil Processing Permit-Barton Sand & Gravel-7/1-12/31/90 (Per Staff recommendation)
  9. Vermillion River Watershed Management Commission
- 7 Ayes; Nayes, None.

The Consent Agenda includes the following liquor license renewals from 7-1-90 to 6-30-91:

LIQUOR LICENSES 1990-1991  
ON SALE

Linda Kay Hoeschen  
DBA Mississippi Belle  
101 E. 2nd Street

Gregory J. Langenfeld  
DBA Gregory's  
1702 Vermillion Street

Bierstube, Inc.  
DBA Bierstube  
109 W. 11th Street

J & B, Inc.  
DBA Friar Tuck's  
1810 Vermillion St.

Steve Ira Benowitz  
DBA The Bar  
2101 Vermillion St.

Cairo Corporation  
DBA River's Grill & Bar  
412 Vermillion St.

L.D. Stoffel, Inc.  
DBA Jury's Inn  
314 Vermillion St.

McCabe's Pub, Inc.  
DBA McCabe's Pub  
880 Bahls Drive

ON SALE (continued)

Southroads, Inc.  
DBA Papa Charritos  
350 West 33rd St.

SUNDAY ON SALE

Linda Kay Hoeschen  
DBA Mississippi Belle  
101 E. 2nd St.

Gregory J. Langenfeld  
DBA Gregory's  
1702 Vermillion St.

Bierstube, Inc.  
DBA Bierstube  
109 W. 11th St.

J & B, Inc.  
DBA Friar Tuck's  
1810 Vermillion St.

Steve Ira Benowitz  
DBA The Bar  
2101 Vermillion St.

Cairo Corporation  
DBA River's Bar & Grill  
412 Vermillion St.

Southroads, Inc.  
DBA Papa Charrito's  
350 West 33rd St.

L.D. Stoffel, Inc.  
DBA The Jury's Inn  
314 Vermillion St.

McCabe's Pub, Inc.  
DBA McCabe's Pub  
880 Bahls Drive

Hastings Country Club  
Westview Drive & Crest Lane

Nelson-Lucking Post 47  
American Legion Club  
50 Sibley St.

Fraternal Order of Eagles  
1220 Vermillion St.

Lyle Russel Post 1210  
Veterans of Foreign Wars  
322 E. 2nd St.

OFF SALE

Todd Weber  
DBA Rivertown Liquors  
414 Vermillion St.

Ed & Jane Robinson  
DBA House of Wines  
1300 Vermillion St.

J S & D Corporation  
DBA Westview Liquors  
1300 Frontage Road

Cairo Corporation  
DBA River's Grill & Bar  
412 Vermillion St.

J & B, Inc.  
DBA Friar Tuck's  
1810 Vermillion St.

R & R, Inc.  
DBA Liquor Locker  
1292 North Frontage Rd.

Steve Ira Benowitz  
DBA The Bar  
2101 Vermillion St.

CLUB ON SALE

Fraternal Order of Eagles  
1200 Vermillion St.

Hastings Country Club, Inc.  
Westview Dr. & Crest Lane

Nelson-Lucking Post 47  
American Legion Club  
50 Sibley St.

Lyle Russell Post 1210  
Veterans of Foreign Wars  
322 E. 2nd St.

3.2 BEER LICENSES

Don's Super Valu  
Westview Shopping Center

Duff's Market  
2007 Wabasha St.

Regina Memorial Hospital  
Nininger Road

Pizza Hut  
1330 South Frontage Rd.

Convenience Store

Super Store

2124 Vermillion St.

1290 North Frontage Rd.

3.2 BEER LICENSES (continued)

Harry Schoen  
DBA Shiner's Tavern-  
Molly Brown  
223 Sibley St.  
(Masonic Block Mall)

Knights of Columbus  
3075 Vermillion St.

WINE

Harry Schoen  
DBA Shiner's Tavern  
223 Sibley St.  
Molly Brown

BOTTLE CLUB

Knights of Columbus  
3075 Vermillion St.

Moved by Councilmember Simacek, seconded by Councilmember Werner to add to City Administrator Item No. 5, Twin Gable Housing. 7 Ayes; Nays, None.

ADD TWIN  
GABLES  
HOUSING TO  
AGENDA

Moved by Councilmember Simacek, seconded by Councilmember Johnson to adopt Resolution No. 65-90 receiving bids and awarding contract for the 1990-A improvements to Brown & Cris, Inc. for \$447,356.57. 7 Ayes; Nays, None. Copy of resolution on file.

RESOLUTION  
NO. 65-90  
AWARD BID  
1990-A

Moved by Councilmember Simacek, seconded by Councilmember Johnson to adopt Resolution No. 66-90 receiving bids and awarding the contract for 1990-B improvements to A.P. Keller for \$467,108.50. 7 Ayes; Nays, None. Copy of resolution on file.

RESOLUTION  
NO. 66-90  
AWARD BID  
1990-B

The Mayor declared the Public Hearing open at 7:14 p.m. for the purpose of reviewing the proposal to removal all stop signs on Pine Street, stop all side streets at Pine, and convert River and Pine Streets to one way pairs. River Street would be converted to a northbound one way, and Pine Street would be converted to a southbound one way. This traffic proposal is developed from a 1984 traffic study prepared by Benshoof & Associates and recommended for approval by the City Council Planning Committee. City Clerk provided proof of affidavit of publication. The Mayor asked if anyone wished to speak on the issue, and the following individuals expressed concerns for safety with the lack of stop signs as proposed; Steve Collins; Cindy Toppin; Andy Baem; Phil Nolen; Richard F. Aichinger; Laura Bolstad; John Lindberg; and Doug Steel, Principle at Tilden School; and Roy Sanderson of 301 Pine Street asked about the continuation of the sidewalk on 4th Street and City Engineer Tom Montgomery answered that the continuation of the sidewalk on 4th Street is included on the City sidewalk plan, and will be included in the request for feasibility studies for the 1991 construction program. The Mayor asked if anyone else wished to speak on the issue, no one wished to do so. The Mayor closed the public hearing at 7:33 p.m.

PUBLIC  
HEARING-  
PINE/ONE-  
WAY PAIR

The Mayor declared the Public Hearing open at 7:34 p.m. to consider an ordinance granting to Dakota Electric Association, a Minnesota Corporation, its successors and assigns, permission to construct, operate, repair, and maintain in the City of Hastings, Minnesota, an electric distribution system and

PUBLIC  
HEARING-  
DAKOTA  
ELECTRIC  
ASSOC.

transmission lines, including necessary poles, lines, fixtures, and appurtenances for the furnishing of electric energy to the City, its inhabitants, and others, and to use the public ways and public grounds of the City for such purposes. The City Clerk provided proof of affidavit of publication. The Mayor asked if anyone wished to speak on the issue, no one wished to do so. The Mayor closed the public hearing at 7:35 p.m.

Moved by Councilmember Trautmann, seconded by Councilmember Werner to adopt Resolution No. 67-90 providing for public sale of \$1,520,000 General Obligation Improvement Bonds, Series 1990-B. 7 Ayes; Naves, None. Copy of resolution on file.

RESOLUTION  
NO. 67-90  
SALE OF  
BONDS-1990  
IMPROVEMENTS

Moved by Councilmember Werner, seconded by Councilmember Simacek to proceed with the recommendations from the Planning Committee which include converting River and Pine Streets to a one way pair, with River Streets northbound, and Pine Streets southbound. The one way conversion will take place at the completion of T.H. 55 reconstruction. The recommendation also includes the installation of stop signs at 6th & Pine Street, and four way stops at 4th & River, and 4th & Pine, to be installed this summer. 7 Ayes; Naves, None.

PINE/RIVER  
ST. ONE-  
WAY PAIR

Moved by Councilmember Werner, seconded by Councilmember Johnson to adopt Resolution No. 68-90 to enter into Agreement No. 67138 with the State of Minnesota, Department of Transportation for construction to be performed upon, along and adjacent to T.H. 55. 7 Ayes; Naves, None. Copy of resolution on file.

RESOLUTION  
NO. 68-90  
T.H. 55  
MN/DOT-CITY  
AGREEMENT

Moved by Councilmember Simacek, seconded by Councilmember Johnson to adopt Resolution No. 69-90 adopting Findings of Fact for denial of a request for a rezoning and Comprehensive Plan Amendment as made Duane A. Groth and Neil C. Siewert. 5 Ayes; Naves, Trautmann and Mathiowetz. Copy of resolution on file.

RESOLUTION  
NO. 69-90  
FINDINGS OF  
FACT-GROTH/  
SIEWERT

Moved by Councilmember Werner, seconded by Councilmember Simacek to approve the preliminary/final plat called County Crossroads Center 2nd Addition, as recommended by the Planning Commission, subject to the following two conditions:

PRELIMINARY/  
FINAL PLAT-  
COUNTY  
CROSSROADS  
CENTER 2ND  
ADDITION

- A. Approval is subject to all requirements made by MN/DOT, if any.
- B. The applicant shall be required to pay \$150.00 for interceptor sewer charges as related to proposed Lot 1, Block 1, County Crossroads Center 2nd Addition.

7 Ayes; Naves, None.

Moved by Councilmember Simacek, seconded by Councilmember Johnson to approve the Scheme B site plan for a Burger King restaurant to be located at 33rd Street & T.H. 316. Approval is subject to the following conditions:

SITE PLAN-  
BURGER KING-  
33RD & T.H.  
316

- 1. That a final utility plan be approved by the applicable city departments, including the Fire Department.
- 2. That the applicant receive, if necessary, any required permits from MnDot.
- 3. Approval is subject to any requirements stipulated by MnDot as a part of its review of the plat.

4. The site plan be modified to take into consideration the revisions suggested by Benshoof & Associates in its memorandum to the City of Hastings dated 5/24/90. The revisions to be made are as follows:
  - o Shift the drive thru exit west by 5 to 10 feet to better align with the inbound traffic lane for the Wal-Mart driveway.
  - o Install proper signage, painted arrows, etc., to allow the drive aisle which parallels 33rd st. to only be used as a one way movement in an east bound direction. The applicant shall provide a revised site plan, for city approval, which illustrates the signage, painted arrows, etc.
5. The applicant shall work with staff on refinements/adjustments to the landscaping plan.
6. That the parking lot lighting not be obtrusive to the adjacent residential area to the east.
7. That the applicant submit a complete sign plan and receive necessary sign permits prior to erection of any signage.
8. The proposed structures and accessory items such as the parking lot, landscaping, etc. shall be completed pursuant to the approved site plan. Upon request for occupancy of the building, all uncompleted items contained within the site plan shall be addressed pursuant to the escrow requirements contained in the site plan review provisions of the city's zoning ordinance (Section 10.24).
9. The drive thru exit shall have a right and left turn lane at its intersection with 33rd Street. The applicant shall submit a revised site plan, for City approval, which illustrates this change.

7 Ayes; Nays, None.

Moved by Councilmember Werner, seconded by Councilmember Simacek to approve a minor subdivision for property owned by B. Paddock at 723/727 W. 5th St. At the request of Mr. Paddock, this approval is subject to a deviation from the original request made by Mr. Paddock. In this case, in order to maintain a minimum 4 foot setback between the proposed common lotline location and a garage on Parcel "B", Parcel "A" shall have a width of approximately 74 feet (rather than 75 feet) with Parcel "B" having a lot width of approximately 51 feet (rather than 50 feet). This approval is made with Mr. Paddock having the knowledge that the minimum lot width for a duplex in an R-2 Zone is 75 feet. 6 Ayes; Nays, None. Councilmember Trautmann was absent from the Council Chambers.

MINOR SUBD./  
LOTLINE  
ADJUSTMENT  
723/727 W.  
5TH ST.

Marlene Fearing of Twin Gables Homes and James Bagne of Bachas Development, appeared before Council to discuss the Senior Housing Project.

RESOLUTION  
NO. 70-90  
TWIN GABLES  
HOUSING

Moved by Councilmember Trautmann to refer this item to staff for review and bring their recommendation back to Council on June 18th at their special meeting. Motion died for lack of a second.

Moved by Councilmember Simacek, seconded by Councilmember Werner to adopt Resolution No. 70-90 approving in concept the establishment in Hastings by the Dakota County Housing & Redevelopment Authority of a Tax Increment Financing District for General Housing purposes, which shall expire 4:30 p.m. on August 31, 1990. 4 Ayes; Nays, Trautmann, Mathiowetz and Riveness. Copy of resolution on file.

Moved by Councilmember Riveness, seconded by Councilmember Werner to accept the resignation of City Planner Tom Harmening, to thank him and wish him well in the future. 7 Ayes; Nays, None.

CITY  
PLANNER  
RESIGNATION

Moved by Councilmember Werner, seconded by Councilmember Johnson to approve the 2nd Reading of an ordinance granting to Dakota Electric Association, a Minnesota Corporation, its successors and assigns, permission to construct, operate, repair, and maintain in the City of Hastings, Minnesota their electric distribution system and transmission lines, including necessary poles, lines, fixtures and appurtenances for the furnishings of electric energy to the City, its inhabitants, and others, and to use the public ways and public grounds in the City for such purposes. 7 Ayes; Nays, None.

2ND READING-  
DAKOTA  
ELECTRIC  
ASSOC.

Moved by Councilmember Riveness, seconded by Councilmember Werner to appoint the current Assistant City Planner Paul Czech as Interim City Planner and Transit Director effective June 28, 1990 and adjust compensation. 7 Ayes; Nays, None.

CITY PLANNER  
VACANCY-  
APPOINTMENT  
INTERIM

In summary, I am requesting City Council authorization that the following actions be taken in regard to the pending vacancy in the City Planner position:

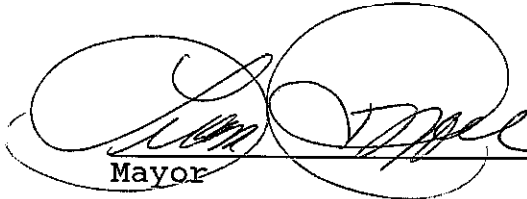
- 1.) No decision shall be made regarding the filling of the City Planner position until further discussion is held regarding the establishment of a Community Development Director position, during the special City Council meeting on June 25, 1990;
- 2.) Appoint the current Assistant City Planner Paul Czech to the position of Interim City Planner/Director of Transit effective June 28, 1990 with a salary of \$35,000;
- 3.) Authorize the City Administrator to engage the services of a Planning Consultant such as Tom Loucks to allow for proper review and comment on development and planning proposals;
- 4.) Grant the City Administrator authorization to hire a Planning Intern as deemed appropriate.

Moved by Councilmember Werner, seconded by Councilmember Trautmann to adopt Resolution No. 71-90 authorizing the submittal of a Capital Assistance Grant Program Project Submittal, for funding which would allow for a yard waste and recycling drop off site, serving as a transfer station. 6 Ayes; Nays, Riveness. Copy of resolution on file.

RESOLUTION  
NO. 71-90-  
COUNTY LAND-  
FILL-GRANT  
APPLICATION

Moved by Councilmember Johnson, seconded by Councilmember Simacek to adjourn the meeting at 9:45 p.m. 7 Ayes; Nays, None.

ADJOURNMENT



Mayor

ATTEST   
City Clerk

## CLAIMS

JUNE

4,

1990

CLAIM	NO.	DISPOSITION	AMOUNT
James Hood	8280	Services	55.00
Dept of Natural Resources	8281	Permit	125.00
Minnegasco	8282	Monthly billing	882.90
Northern States Power	8283	Monthly billing	10,598.41
Dakota Cnty Treas.	8284	Property taxes	68.47
First Nat'l. Bank	8285	Federal WH	18,704.92
First Nat'l. Bank	8286	FICA	9,612.20
First Nat'l. Bank	8287	Medicare	491.01
State Capitol Credit Union	8288	Payroll deduction	2,505.85
Wisc Dept of Revenue	8289	State WH	200.34
Equitable Life	8290	Payroll deduction	1,461.80
Northern Life	8291	Payroll deduction	774.50
Blue Cross Blue Shield	8292	Premium	14,607.48
PERA	8293	PERA	15,634.14
ICMA Retirement	8294	Payroll deduction	2,806.28
United Way	8295	Payroll deduction	113.25
Local 49	8296	Dues	529.00
Local 320	8297	Dues	582.00
Colonial Ins	8298	Payroll deduction	84.66
Northwestern Nat'l. Life	8299	Payroll deduction	537.86
Equitable Life	8300	Payroll deduction	100.36
Commissioner of REvenue	8301	State WH	7,127.24
Fluegel Hertogs	8302	Salary	9,216.67
PERA	8303	Life Ins	243.00
Dakota Cnty Human Services	8304	Payroll deduction	90.00
Metro Waste Control	8305	Reserve Capacity Charge	7,662.60
Metro Waste Control	8306	Sewer Service Charges	46,138.77
Hastings Arena/Jim McGree	8307	Restitution expenses	39.00
Post Board	8308	License fees	75.00
Al Altendorfer	8309	Clothing allow. & meeting exp.	287.06
Tom Montgomery	8310	Mileage	21.32
Cal Ruedy	8311	Meeting expenses	12.80
Cal Seeger	8312	Bus cleaning	48.00
Gary Stevens	8313	Registration & mileage	133.88
Dale Sullivan	8314	Energy consultant	2,000.00
Merlin Wilbur	8315	Registration	10.00
Lori Webster	8316	Mileage & meeting expenses	26.64
American Nat'l. Bank & Trust	8317	Publication costs	67.70
American Public Works Assn	8318	Memberships	225.00
E.F. Andersen & Assoc	8319	Supplies	570.36
Ark Tree Service	8320	Services	328.60
Assn Metro Municipalities	8321	Meeting expenses D. Osberg	20.00
Bahls	8322	Parts & labor	386.27
Carbonic Machines	8323	Supplies	598.50
Cellular One	8324	Supplies	20.00
Cellular One	8325	Monthly billing	62.70
Century Labs	8326	Supplies	164.46
Chapin Publishing	8327	Services	324.90
City of Burnsville	8328	Meeting expenses Johnson/Osberg	29.80
Coffee Express	8329	Supplies	59.00
Color Lab	8330	Supplies	133.08
Connelly Industrial Electronics	8331	Parts & labor	274.85
Copy Equipment	8332	Supplies	85.97
Curtis Industries Inc	8333	Supplies	54.64
Dakota Elec Assn	8334	Monthly billing	228.63
Dakota Cnty. Technical College	8335	Registration Latch	20.00
Deluxe Business Forms	8336	Supplies	99.55
Doerers	8337	Supplies	212.87
Dotson & Gegen	8338	Premium	102.00
Dowco Valve	8339	Supplies	11.60
Econo-Ray Products	8340	Supplies	65.88
Eds Wheel Alignment	8341	Services	45.50
Fair Book	8342	Supplies	470.66
First Am Investment	8343	Fees	247.00
First Trust	8344	Bond payment	9,579.38
Fluegel Hertogs	8345	Services	51.25
Folsom's Communication	8346	Repairs	1,334.42
Fritz Co	8347	Supplies	481.44