

Hastings, Minnesota
October 15, 1990

The City Council of the City of Hastings, Minnesota met on Monday, October 15, 1990 at 7:00 p.m. in the City Hall Council Chambers, 100 Sibley Street, Hastings, Minnesota.

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

Members Absent: None

Staff Present: Dave Osberg, Barb Thompson, Paul Czech, Tom Montgomery and Shawn Moynihan

The Mayor called for corrections or additions to the minutes of the regular meeting of October 1, 1990 and hearing none declared the minutes approved as presented. APPROVAL OF MINUTES

Moved by Councilmember Riveness, seconded by Councilmember Simacek to approve the consent agenda with the changes and additions as presented by the City Clerk. 7 Ayes; Nays, None. CONSENT AGENDA

1. Pay all bills as audited
2. 3rd Reading-Ordinance No. 275-Adopting 1988 Uniform Fire Code and all future editions of the Minnesota State Fire Code., and the Barbecue Grill Ordinance *Ord 275*
3. 3rd Reading-Ordinance No. 276-Adopting the 1988 Minnesota State Building Code and all future editions of the Minnesota State Building Code *Ord 276*
4. General Election Judges
5. House of Wines-Off Sale Liquor License-Change Address to 1225 Vermillion Street
6. Carbone's-1223 Vermillion St.-Wine & 3.2 Malt Liquor
7. Pay Estimate #4-Riverfront & Riverwood Park Improvements to Hoffman & McNamara \$212,795.45 (\$35,521.69)
8. Pay Estimate #5-Hydropower Fish Entrainment Study to Barnes-Williams Environmental Consultants \$4,181.22
9. Resolution No. 110-90 Approve Supplemental Agreement No. 2 TH 55 Reconstruction Project RESOLUTION NO. 110-90
10. 3rd Reading Ordinance No. 277-Rezone from I-2 to R-2, 600 E. 7th St. ORDINANCE NO. 277
11. 3rd Reading Ordinance No. 278-Amend Chapter 13-Flood Plain Regulations ORDINANCE NO. 278
12. 3rd Reading Ordinance No. 279-Amend Chapter 11-Minor Subdivision Regulations ORDINANCE NO. 279
13. 1st Reading/Order Public Hearing-Comp Plan Amend/Rezone-King Midas Addition-Lewanski
14. Call for a public hearing-10/29/90 for certification of Grass/Weed Invoices to County
15. Resolution No. 111-90 Approve Gambling License at Buccaneer Bowl RESOLUTION NO. 111-90
16. Sidewalk Reimbursement-Lakeside Cemetery -\$1,727.50

Moved by Councilmember Trautmann, seconded by Councilmember Simacek to approve adding to the City Administrator agenda, Item No. 5, Closed Door Session-Three Rivers Partnership/Grund Litigation. 7 Ayes; Nays, None. ADD ITEM TO ADMINISTRATORS AGENDA

October 15, 1990

Moved by Councilmember Trautmann, seconded by Councilmember Johnson to reject the bids that were received for the lighting of the softball fields #3 & 4 at the Veterans Park ballfield complex on October 9, 1990 as the four bids came in over budget. 7 Ayes; Nays, None.

REJECT BID-
SOFTBALL FIELD
LIGHTING

Moved by Councilmember Johnson, seconded by Councilmember Simacek to adopt Resolution No. 112-90 ordering preparation of reports ~~and for~~ projects numbers 1991-1,2,3,4,5 & 6. Copy of resolution on file. 7 Ayes; Nays, None.

RESOLUTION NO.
112-90 1991
STREET & UTILITY
IMPROVEMENTS

Moved by Councilmember Johnson, seconded by Councilmember Riveness to adopt Resolution No. 113-90 declaring adequacy of petitions and ordering preparations of reports for Projects No. 1991-7 & 8. Copy of resolution on file. 7 Ayes; Nays, None.

RESOLUTION NO.
113-90 1991
PROJECTS 7 & 8

Moved by Councilmember Johnson, seconded by Councilmember Riveness authorizing staff to send out requests for proposals to engineering consultant firms for providing the engineering services necessary to complete the proposed 1991 Street & Utility Improvements, with the exception of the proposed Ramsey Street and 6th Street Projects. 7 Ayes; Nays, None.

ENGINEERING
CONSULTANT
1991 IMPROVEMENTS

Moved by Councilmember Johnson, seconded by Councilmember Riveness authorizing the \$20,500 allocated from General Fund Reserves be used for more study at the Old City Landfill as required by the MPCA. 7 Ayes; Nays, None.

MPCA STUDY
REQUEST-OLD
CITY LANDFILL

Moved by Councilmember Werner, seconded by Councilmember Mathiowetz to approve the request from Murray Kornberg of Headway Corporation of a preliminary/final plat for County Crossroads Center 3rd Addition as recommended by the Planning Commission subject to the following conditions:

PRELIMINARY/
FINAL PLAT-
COUNTY CROSSROADS

1. That the Development Agreement dated April 16, 1990 between the City of Hastings and County Crossroads Center Limited Partnership, Fairweather Properties, Inc., and Headway Corporation be amended as necessary in order to take into consideration changes as a result of County Crossroads Center 3rd Addition.

7 Ayes; Nays, None.

Moved by Councilmember Werner, seconded by Councilmember Simacek to approve the request for a setback variance for a proposed garage owned by William Sylvander at 200 West 6th Street as recommended by the Planning Commission. 7 Ayes; Nays, None.

VARIANCE REQUEST-
WILLIAM SYLVANDER

Moved by Councilmember Simacek, seconded by Councilmember Trautmann to extend temporary parking variance as requested by Teens for Christ located at 715 Pine Street, subject to Council review in six (6) months (April, 1991). 7 Ayes; Nays, None.

PARKING VARIANCE-
TEENS FOR CHRIST
715 PINE STREET

October 15, 1990

Moved by Councilmember Werner, seconded by Councilmember Simacek to rescind the motion made on March 5, 1990 when the City Council took the following action; "In the event the City Council waives the various plan review fees, building permit and utility connecting availability charges, the developer must agree to pay these fees back to the City upon the sale of any units." 7 Ayes; Nays, None.

TWIN GABLES
SENIOR HOUSING
PROJECT

Moved by Councilmember Werner, seconded by Councilmember Simacek to amend Resolution No. 27-90 by adding the following language:

"If the developer complies with all terms and conditions of this resolution, the City of Hastings agrees to waive approximately \$141,000 in building permit fees, water availability charges, sewer connection charges and plan review fees, due to the fact that Twin Gables is a project designed to meet the needs of the handicapped and elderly. The Developer Marlene Fearing has committed to market 77 units for senior citizens. The developer, has represented that because of a need for such housing in Hastings, waiving of the fees will allow rents to remain at affordable levels." 3 Ayes; Nays; Trautmann, Mathiowetz, Johnson and Riveness. Motion failed.

Moved by Councilmember Simacek, seconded by Councilmember Riveness directing City Staff to begin negotiating with representatives from Local Oil Company for possible acquisition of their facility. 3 Ayes; Nays, Trautmann, Mathiowetz, Johnson and Werner. Motion failed.

LOCAL OIL-
500 VERMILLION
STREET

Moved by Councilmember Werner, seconded by Councilmember Trautmann indicating to Local Oil Company that the City of Hastings has no interest at this time of acquiring the Local Oil Company facilities located at 500 Vermillion Street. 4 Ayes; Nays, Simacek, Riveness and Stoffel. Motion passed.

Councilmember Trautmann left the Council Chambers at 9:05 p.m.

Moved by Councilmember Werner, seconded by Councilmember Simacek to adopt Resolution No. 114-90 providing financial commitment to the Metro East Development. Copy of resolution on file. 6 Ayes; Nays, None.

RESOLUTION NO.
114-90 METRO
EAST DEVELOPMENT
PLEDGE

Moved by Councilmember Werner, seconded by Councilmember Simacek approving November 7th at 5:00 p.m. for the canvass of the General Election held on Tuesday, November 6, 1990. 6 Ayes; Nays, None.

CANVASS OF
GENERAL
ELECTION

Moved by Councilmember Riveness, seconded by Councilmember Mathiowetz to adjourn to a closed door session at 9:20 p.m. 6 Ayes; Nays, None.

ADJOURNED TO
CLOSED DOOR
SESSION

Moved by Councilmember Johnson, seconded by Councilmember Werner to adjourn the regular meeting at 9:29 p.m. 6 Ayes; Nays, None.

ADJOURNMENT

 ATTEST 

Hastings, Minnesota
October 15, 1990

The City Council of the City of Hastings, Minnesota met in a Closed Door Session on Monday, October 15, 1990 at 9:25 p.m. in the City Hall Council Chambers, 100 Sibley Street, Hastings, Minnesota to discuss a Petition for Writ of Mandamus and Complaint from the Three Rivers Partnership and Kenneth D. Grund.

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

Members Absent: Councilmember Trautmann

Staff Members Present: City Administrator Dave Osberg, City Attorney Shawn Moynihan, and City Clerk Barb Thompson

The City Council was informed that the City of Hastings on Friday, October 12, 1990 received a Petition for Writ of Mandamus and Complaint from the Three Rivers Partnership and Kenneth D. Grund. City Attorney Shawn Moynihan explained the information further. No action was taken.

Moved by Councilmember Simacek, seconded by ADJOURNMENT
Councilmember Riveness to adjourn this closed
door session at 9:29 p.m. 6 Ayes; Nays, None.


Mayor

ATTEST 
City Clerk

CLAIMS

V-1

OCTOBER

15,

1990

CLAIM	NO.	DISPOSITION	AMOUNT
Mile	9398	Registration	155.00
Metro Waste Control Commission	9399	Reserve Cap Chg	2,128.50
State Treas	9400	Bldg permit surcharge	1,742.34
United Telephone	9401	Monthly billing	2,431.23
Paul Czech	9402	Mileage	64.12
Laura Hoff	9403	Reimburse supplies	27.25
Steve Jesme	9404	REimburse phone	30.60
Jim McGree	9405	Mileage	45.19
Ronald H. Noeker	9406	Bldg assistant	960.00
David Osberg	9407	Conference expenses	613.53
Cal Seeger	9408	Bus cleaning	70.00
Sam Sorenson	9409	Conference expenses	264.26
Alan Strand	9410	Energy consultant	1,881.00
Doug Weber	9411	Supplies	15.00
Ark Tree Service	9412	Tree removal	4,335.12
Dakota Elec Assn	9412	Monthly charges	225.25
Hoffman McNamara	9414	Pay estimate #4	35,521.69
Husting & Engstrom	9415	Services	6,592.00
Northern States Power	9416	Monthly charges	440.32
Northern States Power	9417	Monthly charges	9,367.84
Postmaster	9418	Stamps	25.00
First Nat'l. Bank	9419	Federal WH	12,174.21
Canada Life	9420	Payroll deduction	2,508.14
First Nat'l. Bank	9421	FICA	8,535.27
FirstNat'l. Bank	9422	Medicare	308.94
Commissioner of Revenue	9423	State WH	4,897.94
State Capitol Credit Union	9424	Payroll deduction	2,353.70
PERA	9425	PERA	12,906.66
Metropolitan Council	9426	Supplies	36.00
Postmaster	9427	Stamps	100.00
Air Signal	9428	Supplies	209.00
Al's Tool & Filter Supply	9429	Supplies	278.81
American Linen	9430	Supplies	114.77
American Photo Copy	9431	Supplies	21.86
American Planning Assn	9432	Dues	100.00
E.F. Andersen & Assoc	9433	Supplies	561.72
Bahls	9434	Parts & labor	793.90
Barnes-Williams Enviromental	9435	Services	4,181.22
Ben Franklin	9436	Supplies	8.94
Braun Engineering	9437	Services	1,247.15
Budget Printing	9438	Supplies	79.30
E.L. Bulach Const	9439	Services	1,160.00
Business Week	9440	Subscription	29.95
Carlson Tractor & Equip	9441	Parts	154.50
Cemstone	9442	Supplies	24.00
Clay Products	9443	Supplies	119.40
Coast to Coast	9444	Supplies	11.82
Color Lab	9445	Supplies	14.46
Chapin Publishing	9446	Services	125.40
Margaret Cross	9447	Overpymt amb bill	246.00
Dahlen & Dwyer	9448	Appraisal	800.00
Day-timers	9449	Supplies	16.92
Dakota Elec Assn	9450	Monthly billing	12.75
Doerers	9451	Supplies	35.07
Downtown Tire & Auto	9452	Repairs	63.10
Dwyer & Assoc	9453	Services	597.60
Ed's Wheel Alignment	9454	Services	35.00
Electro Watchman	9455	Annual charge	84.00
Feed-Rite Controls	9456	Supplies	520.24
First Trust	9457	Services	57.50
Folsom's Communications	9458	Repairs	687.13
Fox Valley Systems	9459	Services	59.66
Bob Freiermuth	9460	Services	400.00
General Communications	9461	Repairs	83.44
GMAC	9462	Lease agreement	190.88
Gerry's Fire Protection	9463	Supplies	15.00
Gopher State One Call	9464	Monthly charges	242.50
Graphic Design	9465	Supplies	551.60
Hastings Automotive	9466	Repairs	100.00
Hastings Sewing Center	9467	Repairs	28.99
Hastings Star Gazette	9468	Services	104.11
Hastings True Value	9469	Supplies	46.69
Hastings Vehicle Registration	9470	License tabs	133.50
Jim Hatch Sales	9471	Supplies	115.62
Health Promotions	9472	Services	104.00

CLAIM	NO	DISPOSITION	AMOUNT
VOID	9473	VOID	VOID
Hoffman Radio & TV	9474	Supplies	2.50
ICMA	9475	Supplies	69.30
Int'l. Assn Fire Chiefs	9476	Dues	90.00
Int'l. Conf Bldg Officials	9477	Dues	150.00
Int'l. Institute Municipal Clerks	9478	Dues	65.00
Int'l. Society Fire SVC Instructors	9479	Dues	75.00
Jim's 66	9480	Services	150.43
John's Marine & Sports	9481	Supplies	36.68
Johnson Hdw	9482	Supplies	174.64
King Video Cable	9483	Monthly charges	3.00
R.W. Kirchner & Assoc	9484	Services	350.00
Koch Refining	9485	Supplies	7,831.88
Kramer & Assoc	9486	Services	1,062.90
KSB Inc	9487	Shipping charges	2.53
Lakeside Cemetery Assn	9488	Sdwlk reimbursement	1,727.50
League of Mn Cities	9489	Amicus program	630.00
Leaf Bros	9490	Supplies	26.80
Local Oil	9491	Supplies	1,445.26
Midwest Bolt & Supply	9492	Supplies	31.20
Mn Planning Assn	9493	Dues	20.00
Mn Valley Testing Labs	9494	Services	28.00
Motor Parts	9495	Supplies	182.13
Neenah Foundry	9496	Supplies	351.22
Daniel T O'Neill	9497	Share vermilion watershed	3,925.63
Norwest Investment Services	9498	Services	33.00
O'Brien Chev Cadillac	9499	Parts & labor	330.83
Packy the shipper	9500	Services	10.67
Pine Bend Paving	9501	Supplies	218.40
Pioneer Press	9502	Services	179.20
Plymouth Supply	9503	Supplies	11.08
Polfus Implement	9504	Supplies	14.08
Radke Electric	9505	Services	2,432.00
Reed's Sales & Services	9506	Parts	866.24
Road Rescue Inc	9507	Supplies	7.36
St. Croix Animal Shelter	9508	Services	100.00
St. John's Lutheran Church	9509	Services	50.00
St. Philips Lutheran Church	9510	Services	50.00
Sherwin Williams	9511	Supplies	505.31
Ray Siebenaler Const	9512	Services	1,400.00
Small Engine Center	9513	Services	13.50
Specialized Turf Sod Frams	9514	Supplies	50.00
Star Tribune	9515	Services	194.00
3M	9516	Supplies	133.35
Team Sporting Goods	9517	Supplies	446.30
Turf Supply	9518	Supplies	257.90
United Methodist Church	9519	Services	50.00
United Bldg Center	9520	Supplies	5.00
VOID	9521	VOID	VOID
Warning Lites of Mn	9522	Supplies	29.90
Water Products	9523	Supplies	185.62
Werth Foods	9524	Supplies	448.52
Zarnoth Brush Works	9525	Supplies	453.50
Zephyr Cleaners	9526	Services	47.40
Ziegler	9527	Parts	71.98
Alois & Marilyn Reinardy	9528	Refund assessment	1,589.00
Don Henry	9529	Repairs	494.00
Paymaster	9530	Check protector contract	720.00