

Hastings, Minnesota
May 4, 1987

The City Council of the City of Hastings, Minnesota met in a regular meeting on Monday, May 4, 1987 at 7:35 p.m. at St. Philips Lutheran Church, 15th & Pleasant Street, Hastings, Minnesota.

Members Present: Councilmember Kulzer, Riveness, Bond, Trautmann and Mayor Stoffel.

Members Absent: Councilmember Werner.

The Mayor called for additions or corrections to the minutes of April 20, 1987 and the special meeting of June 25, 1986 and February 19, 1987 and hearing none declared the minutes approved as presented.

Moved by Councilmember Trautmann, seconded by Councilmember Riveness to adopt Resolution No. 35-87 awarding the bid for the 1987 Diseased Tree Program to the only bidder Hoffman McNamara Company in the amount of \$211.20 per tree times 200 trees which equals the amount of \$4,240.00. 5 Ayes; Nays, None. Copy of resolution on file. RESOLUTION NO. 35-87 AWARD BID-DISEASED TREE PROGRAM

Moved by Councilmember Kulzer, seconded by Councilmember Riveness to adopt Resolution No. 36-87 awarding the 1987 City Improvements to the apparent low bidder Austin P. Keller Construction Company in the amount of \$838,903.60. 5 Ayes; Nays, None. Copy of resolution on file. RESOLUTION NO. 36-87 AWARD BIDS 1987 IMPROVEMENT PROGRAM

Moved by Councilmember Kulzer, seconded by Councilmember Riveness to adopt Resolution No. 37-87 authorizing the public sale of \$1,000,000 General Obligation Improvement Bonds and considering the bids for award at the June 15, 1987 regular Council meeting. 5 Ayes; Nays, None. Copy of resolution on file. RESOLUTION NO. 37-87 AUTHORIZE BOND SALE 1987 IMPROVEMENT \$1,000,000

The Mayor declared the Public Hearing open at 7:41 p.m to consider vacation of drainage & utility easements in Pleasant Valley 3rd Addition. The City Administrator provided proof 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 7:42 p.m. PUBLIC HEARING VACATION OF OF DRAINAGE & UTILITY EASEMENT IN PLEASANT VALLEY

The Mayor declared the Public Hearing open at 7:42 p.m. to consider amending Section 5.40, Subd. 6 (C) of the City Code by creating a special license for city wide festivals. The City Administrator provided proof of publication. The Mayor asked if anyone wished to speak on the issue no one wished to do so. The Mayor declared the public hearing closed at 7:44 p.m. PUBLIC HEARING AMENDMENT PEDDLERS LICENSE RIVER-TOWN DAYS

Councilmember Werner arrived at 7:45 p.m.

A joint meeting with HRA was called to order by Chairman Wendler. HRA JOINT MEETING

HRA Members Present: Wendler, Sanstead, Soleim and Morris.

Ronald J. Jacob, President of Historic Inn of America, presented a proposal to develop an 85 room Inn with restaurant, lounge and banquet facilities on the Mississippi River at the north end of Ramsey Street in downtown Hastings. John Grossman, Director of the HRA, presented a draft preliminary agreement and outline of steps to be taken by the City and HRA staff in preparation for a development contract. A number of changes in the preliminary agreement were made and classification of the provision of city utilities and maintenance of public parking lots to be constructed were discussed with the developer.

Councilmember Trautmann noted that the preliminary agreement was contingent upon the financial feasibility of the project for both the developer and the city and that the city agrees to provide approximately 250 parking spaces adjacent to the project site.

May 4, 1987

DOWNTOWN INN
PRELIMINARY
AGREEMENT

Moved by Councilmember Bond, seconded by Councilmember Werner to authorize the Mayor and City Administrator to execute a preliminary agreement with the developer and to authorize the city staff to take action necessary to prepare a development contract. 5 Ayes; Naves, Kulzer.

Moved by Commissioner Soleim, seconded by Commissioner Sanstead to authorize the Chairman and Executive Director to execute a preliminary agreement with the developer and to authorize the Authority staff to take actions necessary to prepare a development contract. 4 Ayes; Naves, None.

RESOLUTION NO. 38-87 L.G.A. LEVY LIMIT SALES TAX Moved by Councilmember Werner, seconded by Councilmember Trautmann to adopt Resolution No. 38-87 requesting the State Legislature to resist the pressure to pass on short falls to State Revenue sources. 6 Ayes; Naves, None. Copy of resolution on file.

FIREFIGHTERS
LOCAL 320
CONTRACT

Moved by Councilmember Trautmann, seconded by Councilmember Werner to approve Firefighters Local 320 Union Contract as follows:

1. A one year agreement effective 1-1-87 through 12-31-87.
2. Wages to be adjusted by 3%.
3. That life insurance coverage be increased to \$30,000.00 per employee.
4. Long term disability monthly schedule increase to a 2500 maximum.
5. Amend language pertaining to the use of sick leave and personal leave (funeral leave).
6. City agree to the same settlement that was made to the Police Department for early retirement and the City paying the cost of the Health Insurance from age 55 to age 65 with 2 year intervals (this would be paid for similarly as the Police Department since the Fire Department also has a 3 year step program, with minimum 10 years employment).

The contract will be on file in the office of the City Clerk. 6 Ayes; Naves, None.

APPOINTMENT
DEPUTY CLERK
GARY BROWN

Moved by Councilmember Werner, seconded by Councilmember Riveness to appoint Gary E. Brown, City Administrator as Deputy Clerk. 6 Ayes; Naves, None.

RETIREMENT
OF HOWARD
BISKUPSKI
6-30-87

Moved by Councilmember Werner, seconded by Councilmember Kulzer to accept the resignation of Howard Biskupski and to thank him for his 37 years of work well done. Authorization to post/advertise for a position in the Street Department. 6 Ayes; Naves, None.

APPOINT
ELECTION
JUDGES-

Moved by Councilmember Kulzer, seconded by Councilmember Riveness to appoint the following judges to serve for the special election in Ward 1 on June 9, 1987.

Gloria Stoneberg
Claire Bieraugel
Helen Schoen
Joan Moes
Pat Fox
Marcella Bauer
Carol Scully
Helen Beissel
Pat Pederson-City Hall Counter
6 Ayes; Naves, None.

CITY
ADMINISTRATOR
CONTRACT

Moved by Councilmember Bond, seconded by Councilmember Riveness to authorize the Administrative Committee to set the procedure and dates for reviewing the City Administrators contract. 6 Ayes; Naves, None.

- Moved by Councilmember Werner, seconded by Councilmember Bond to pass the 3rd Reading of Ordinance No. 221 amending Section 5.40, Subd. 6 (C) by creating a special license for city wide festivals. 6 Ayes; Nays, None. 3RD READING-ORDINANCE NO. 221 PEDDLERS LICENSE
- Moved by Councilmember Riveness, seconded by Councilmember Werner to adopt Resolution No. 39-87 adopting a policy for staff to use in investing city funds. Council requests staff to research additional information on mutual fund type of investing. 6 Ayes; Nays, None. Copy of resolution on file. RESOLUTION NO. 39-87 INVESTMENT OF CITY FUNDS
- Moved by Councilmember Trautmann, seconded by Councilmember Werner to approve the request from the Rivertown Days Committee to have the demolition car derby held on city property south of Vermillion River Sunday, July 26, 1987 from 1:00 to 6:00 p.m. The Committee has received permission from the owners of the Riverwood Development to use their property for parking. All needed requirements will be met by the Rivertown Days Committee. 6 Ayes; Nays, None. DEMOLITON DERBY RIVERTOWN DAYS
- Moved by Councilmember Trautmann, seconded by Councilmember Kulzer authorizing the hiring of Christine Rayner as the City's Cable Administrator part-time at a salary of \$600.00 per month. Staff is requested to report back to the Council regarding combining the two positions of Studio Coordinator and Cable Administrator. 6 Ayes; Nays, None. CABLE ADMINISTRATOR CHRISTINE RAYNER
- Moved by Councilmember Werner, seconded by Councilmember Bond authorizing staff to proceed with the negotiations and report back to Council for final approval. 4 Ayes; Nays, Bond and Riveness. EASEMENT FROM SCHOOL DISTRICT FOR WATERMAIN
- Moved by Councilmember Werner, seconded by Councilmember Bond to adopt Resolution No. 40-87 approving the vacation of drainage and utility easements in Pleasant Valley Addition as recommended by staff and Planning Commission. 6 Ayes; Nays, None. Copy of resolution on file. RESOLUTION NO. 40-87 PLEASANT VALLEY 3RD ADD'T VACATION OF DRAINAGE & UTILITY EASEMENTS
- Moved by Councilmember Werner, seconded by Councilmember Riveness to approve the preliminary/final plat of Pleasant Valley 3rd Addition subject to the following conditions: PRELIMINARY/FINAL PLAT PLEASANT VALLEY 3RD ADDITION
- A. That Lots 1-4, Block 1 be developed with single family detached homes with Lot 5, Block 1 being developed with a single family home or duplex.
 - B. That Lots 1-6, Block 2 be developed with single family detached homes with Lots 7 & 8, Block 2 being developed as single family home or duplexes.
 - C. That the new water and sewer service extensions be installed pursuant to city specifications.
 - D. That the developer receive necessary plat approvals from Dakota County.
 - E. That the existing Development Agreement be amended to take into consideration the proposed platting action and the conditions noted above.
- 6 Ayes; Nays, None.
- Moved by Councilmember Kulzer, seconded by Councilmember Werner to approve the variance request, as per the Planning Committee recommendation, due to the fact that other homes in the same block as the Humberts have similar setbacks to that which was proposed by the Humberts. This finding is consistent with one of the City's criteria for the granting of variances which states that "literal interpretation of the City Code would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of the zoning ordinance". Approval of the variance is subject to Humbert removing the fence which is located in the 10th St. right-of-way. 6 Ayes; Nays, None. VARIANCE REQUEST STEVEN HUMBERT 1000 WALNUT ST.

HOME OCCUPATION Moved by Councilmember Trautmann, seconded by Councilmember Bond
PERMIT-ANN to deny the request for a Home Occupation Permit by Ann Carpenter of
CARPENTER of 1358 West 15th Street for a Flower Arrangement Business due
1358 W. 15TH to inadequate parking. No action was taken on this motion.

Moved by Councilmember Riveness, seconded by Councilmember Werner to
table action on the Home Occupation Permit for Ann Carpenter until the
next Council meeting of May 18, 1987. Staff was to provide
additional information on the granting of previous home occupation
permits with particular regard to traffic & parking issues. In
addition, Carpenter was to provide additional information on the
operations of her business including anticipated traffic volumes.
6 Ayes; Nays, None.

SITE PLAN Moved by Councilmember Werner, seconded by Councilmember Kulzer
/VARIANCE to approve the site plan as recommended by the Planning Commission
COMMERCIAL subject to the following conditions:

BLDG. 2ND &
RAMSEY
BIRKELAND
ARCHITECHTS

- A. Placement of opaque fence screening around all four sides of the garbage dumpster.
- B. Developers should work with City Engineer in developing an acceptable drainage plan.
- C. Completion of survey to insure proper building location.
- D. Placement of exit and entrance signs at appropriate locations in the parking lot to insure proper traffic control.
- E. Obtain curb cut permits.
- F. Upon request for occupancy of the new building all uncompleted items contained within the site plan shall be addressed pursuant to the escrow requirement contained within the site plan review provisions of the City Zoning Ordinance (Section 10.24).

6 Ayes; Nays, None.

PARKING Moved by Councilmember Kulzer, seconded by Councilmember Riveness
VARIANCE to approve the parking lot setback variances due to the unique
REQUESTS- and special circumstances associated with the compact and dense
BIRKELAND development characteristics of the downtown. 6 Ayes; Nays, None.
ARCHITECHTS

Moved by Councilmember Kulzer, seconded by Councilmember Bond to
approve a variance from required number of parking spaces from 44 to 4 due
to the unique and special circumstances associated with a compact and
dense development characteristics of the downtown as well as the use of
shared parking and on street parking in the downtown. Approval of
this variance is subject to the conditions that if the City Council has
found that a parking problem has occurred the HRA will provide additional
public parking in the area to reduce the parking problem. 6 Ayes;
Nays, None.

SITE PLAN Moved by Councilmember Bond, seconded by Councilmember Riveness to
TACO-JOHN'S approve the site plan subject to the following conditions:
1217 VERMILLION

- A. That the applicant receive all necessary permits from MN/DOT regarding proposed ingress and egress curb cuts prior to the issuance of building permits.
- B. That the applicant resolve with the City Engineer the proposed drainage plan for the property.
- C. That the structure and the assessory items such as parking lot, land scaping, etc., 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 requirement contained in the site plan review provisions of the City Zoning Ordinance (Section 10.24)

D. That the applicant relocate the handicapped parking stalls to provide for improved accessibility.

6 Ayes; Nays, None.

Moved by Councilmember Trautmann, seconded by Councilmember Riveness to approve the variance request for Taco John's by Mark Gerry and Al Plaistad to allow the parking lot to extend within 5 ft. of the east property line due to the fact that the screen fence will provide an adequate buffer between the parking area and the residential area to the east. 6 Ayes; Nays, None.

VARIANCE REQUEST
TACO-JOHN'S
1217 VERMILLION

Moved by Councilmember Werner, seconded by Councilmember Bond to approve the request from Top Do It Center-I.B.I., Inc. to increase their outside storage area from 11,200 sq.ft. to 14,725 sq. ft. and eliminating 5 parking spaces. Approval is subject to the following stipulations:

OUTSIDE STORAGE
EXPANSION-
TOP DO IT CENTER

- A. That the city reserves the right to require IBI or its successors or assigns to add back the five lost parking spaces on the undeveloped property located south of the Top Do It Center at such time when all existing leasable space in the Westview II Mall (Top Do It Center and retail) and the office building are occupied.
- B. In the event additional retail or office space were proposed to be added to the Westview II Mall building or office building or in the event a separate building were proposed to be constructed on the undeveloped land to the south of the Westview II Mall, the total number of parking spaces for the current existing Westview II Mall, office building plus the new expansion area must meet the city's required number of parking spaces subject to any variances which may be requested and granted.
- C. That further study be made regarding the possible need to amend the existing Development Agreement for the Westview II Mall to take into consideration the understandings as noted above.

6 Ayes; Nays, None.

Moved by Councilmember Werner, seconded by Councilmember Bond to approve the 1st Reading of an Ordinance of the City of Hastings amending Section 10.16 in its entirety pertaining to permitted and special uses in the R-6 Manufactured Home Park zone and amending Section 10.07, Subd. 2 in its entirety pertaining to general requirements and performance standards for manufactured home parks and amending Section 10.23 pertaining to district lot regulations for the R-6 Manufactured Mobile Home Park District. Motion also includes ordering a public hearing on May 18, 1987. 6 Ayes; Nays, None.

MANUFACTURED
MOBILE HOME
PARK ORDINANCE
1ST READING
& ORDER PUBLIC
HEARING

Moved by Councilmember Trautmann, seconded by Councilmember Kulzer to order a public hearing for May 18, 1987 on the proposed vacation of the east and west 11 feet of the Prairie Street right-of-way between 14th Street and the Hastings Senior High School property. This request comes from Jerome & Christie Murtaugh and Mr. Philip Jesme. 6 Ayes; Nays, None.

ORDER PUBLIC
HEARING-VARIANCE
OF PRAIRIE ST.
BETWEEN 14TH &
SR. HIGH SCHOOL
PROPERTY

Moved by Councilmember Werner, seconded by Councilmember Trautmann to order a public hearing for May 18, 1987 regarding the East 4th Street bridge. 6 Ayes; Nays, None.

PUBLIC HEARING
EAST 4TH ST.
BRIDGE

The City Engineer gave a report outlining the City's share of proposed construction on T.H. 55 and where the funds may be available. A representative will be available at the Council meeting of 5-18-87.

INFORMATION
REPORT ON T.H.
55

May 4, 1987

APPROVE 3RD Moved by Councilmember Werner, seconded by Councilmember Kulzer
READING to pass the 3rd Reading of an Ordinance of the City of Hastings amending
AMENDING Section 6.02 of the City Code by providing a definition for collector
SECTION 6.20 streets and by providing method for assessing storm sewer and street
construction costs on collector and State Aid streets. 6 Ayes; Naves, None.

NSP UTILITY Moved by Councilmember Trautmann, seconded by Councilmember Riveness
EASEMENT to authorize the Mayor and City Administrator to execute an easement
14TH ST. prepared by the City Attorney for a 5 foot utility easement along the east
PONDING side of the 14th Street Ponding Basin property between 14th St. and Tierney
BASIN Drive. 6 Ayes; Naves, None.

PROPOSED City Staff presented a detailed outline regarding the sidewalks
CONCRETE being constructed near the property line (except for the block between
SIDEWALK 7th & T.H. 55). Councilmember Kulzer made a motion that the sidewalks
RIVER ST. be constructed along the curb on the west side, motion died for lack of
a second.

Moved by Councilmember Werner, seconded by Councilmember Bond for
staff to come back to City Council with recommendation for some relief
from the 8-10 foot boulevard with the recommendation to be no less than
5 foot boulevard. The sidewalk to be constructed on the west side of River
Street along the property line. 5 Ayes; Naves, Kulzer.

Councilmember Bond updated the Council on the recent meeting of the
Joint Planning Board.

Councilmember Bond requested City Staff to report back to the City
Council the cost of Life Insurance for the City Council and Mayor.

Councilmember Kulzer discussed matters to Downtown zoning as related to
residential development.

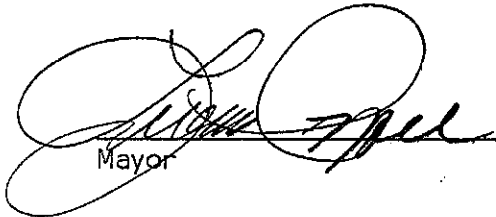
CONSENT Moved by Councilmember Trautmann, seconded by Councilmember
AGENDA Werner to:

1. Pay all bills as audited.
2. Amusement Device Licenses renewal.

McCabe's
American Legion Club
Hastings Super Valu
Eagles 2212
Friar Tucks
Loesch's Bar
Maco-B Bar & Grill
Mr. C's
Pizza Hut
V.F.W. Post 1210
Bierstube
The Pillers
The Bar
Hooligan's

6 Ayes; Naves, None.

ADJOURNMENT Moved by Councilmember Riveness, seconded by Councilmember Kulzer to
adjourn the meeting at 10:30 p.m. 6 Ayes; Naves, None.


Mayor

ATTEST


City Clerk

CLAIMS

MAY

4,

1987

CLAIM	NO.	DISPOSITION	AMOUNT
Commissioner of Revenue	13224	Sales Tax	1,498.88
GFOA Newsletter	13225	Advertise Finance Director	25.00
Mn. Pollution Control Agency	13226	Permit	80.00
Northern States Power	13227	Monthly billing	12,330.21
Minnegasco	13228	Monthly billing	1,761.01
Warner True Value Hardware	13229	Supplies	207.12
Nieder Korn Inc	13230	License tabs 2 squad cars	16.50
Siewert Construction	13231	Ground lease agreement	1,218.00
Norwest Bank	13232	Federal Withholding	10,850.28
Norwest Bank	13233	FICA	7,549.22
Norwest Bank	13234	Medicare	55.95
State Capitol Credit Union	13235	Payroll deduction	1,074.14
Commissioner of Revenue	13236	State Withholding	5,209.18
Wisconsin Dept of REvenue	13237	State WH/C.Latham	61.96
Equitable Life	13238	Payroll deduction	540.00
Northern Life Ins Co.	13239	Payroll deduction	1,250.00
Northern Life Ins Co.	13240	Payroll deduction	124.50
Blue Cross Blue Shield	13241	Premium q	11,664.88
P.E.R.A.	13242	PR deduction retro pay	830.21
P.E.R.A.	13243	P.E.R.A.	21,146.89
ICMA Retirement Corp	13244	Payroll deduction	1,216.04
United Way of Hastings	13245	Payroll deduction	69.08
Local 49	13246	Dues	421.00
Local 320	13247	Dues	533.00
Colonial Insurance	13248	Payroll deduction	78.00
N.W. Nat'l. Life Ins	13249	Payroll deduction	544.62
Equitable Life	13250	Payroll deduction	85.55
P.E.R.A.	13251	Payroll deduction	108.00
Fluegel Hertogs et al	13252	Salary	7,250.00
Eleanor Faerber	13253	Refund trac tokens	12.00
Tom Harmening	13254	Mileage	16.25
Gerald Rosendahl	13255	Reimburse shipping charges	2.82
Byron Olson	13256	Services Energy Comm	245.00
Paul R. Heimkes	13257	Mileage	60.00
Dale Sullivan	13258	Energy Comm Consultant	2,065.00
Gary E. Brown	13259	Mileage	50.04
Acme Lock & Key Service	13260	Supplies	89.65
Alexander Mfg Co.	13261	Supplies	81.63
E.F. Andersen & Assoc	13262	Supplies	848.03
Beacon Products	13263	Supplies	168.00
Richard Berg	13264	Services	25.00
Borchert Ingersoll	13265	Parts	113.83
Brass Factory Custom Ammo	13266	Supplies	440.00
Carlsons Lake State Equip	13267	Part	34.82
Century Labs	13268	Services	25.99
Conklin	13269	Supplies	120.00
Copy Equipment	13270	Supplies	10.98
Thomas V Novak Dak Cty Treas	13271	Property taxes	46.80
Thomas V Novak Dak Cty Treas	13272	Property taxes HRA property	1,130.09
Dwyer & Associates	13273	Services	2,728.09
Dakota Electric Assn	13274	Monthly billing	12.75
Fair Book & Office	13275	Supplies	1,499.45
Feed Rite Controls	13276	Supplies	388.12
First American Investment	13277	Fee	251.00
Flexible Pipe Tool	13278	Parts	1,268.08
Fluegel Hertogs et al	13279	Services	128.00
Folsom's Communications	13280	Parts & labor	418.70
Greg Rother	13281	Replaced water line	675.00
Fuel Control Corp	13282	Supplies	754.35
Gopher Shooters Supply	13283	Supplies	61.64
Hastings Fire & Safety	13284	Supplies	30.31
Hastings Star Gazette	13285	Services	165.66
Hastings Welding	13286	Supplies	18.15
Hilker Industrial Electronics	13287	Services	112.94
Holmes & Graven	13288	Services	1,313.18
Jim's 66	13289	Services	161.67
Leef Bros	13290	Supplies	20.55
Matthew Bender	13291	Supplies	203.50
Metro Waste Control Comm	13292	Sewer Service Charges	28,461.31
Minn Blueprint	13293	Supplies	594.45
Minn UC Fund	13294	Unemployment	389.77
Minn Mayor's Assn	13295	Dues	10.00
Mn. Valley Testing	13296	Services	44.20

CLAIM	NO.	DISPOSITION	AMOUNT
Mississippi Welders Supply	13297	Supplies	13.45
Motor Parts	13298	Supplies	356.22
MTI Distributing Co.	13299	Supplies	826.14
Nor Star	13300	Supplies	50.27
Northern Hydraulics	13301	Supplies	189.95
O'Connor Plbg	13302	Supplies	28.80
Radio Shack	13303	Supplies	55.86
Ray's Paint & Wallpaper	13304	Supplies	433.37
Rockwell Int'l.	13305	Supplies	142.50
St. Croix Fire Equipment	13306	Supplies	40.69
SERCO	13307	Supplies	1,415.40
David Simacek	13308	Services	606.50
Soo Line RR/Treas	13309	Labor & materials	2,183.50
State of Mn Veterans Home	13310	Error in ambulance billing	356.00
Swanson Plbg & Htg	13311	Supplies	91.24
Tau Med	13312	Supplies	207.10
The Energy Conservatory	13313	Supplies	105.00
Top Do It Center	13314	Supplies	270.08
Turf Supply Co.	13315	Supplies	394.50
Twin City Testing	13316	Services	1,383.95
United Bldg Centers	13317	Supplies	46.41
United Diversified Credit	13318	Services	11.66
Uniforms Unlimited	13319	Supplies	129.30
University of Mn	13320	Registration	10.00
Viking Safety Products	13321	Supplies	55.99
Water Products	13322	Supplies	207.10
Zep Mfg	13323	Supplies	96.15