

**Hastings, Minnesota
City Council Minutes
October 7, 2013**

The City Council of the City of Hastings, Minnesota met in a regular meeting on Monday, October 7, 2013 at 7:00 p.m. in the Council Chambers at the Hastings City Hall, 101 East 4th Street, Hastings, Minnesota

Members Present: Councilmembers Alongi, Balsanek, Hollenbeck, Nelson, Riveness, Schultz, and Mayor Hicks

Staff Present: City Administrator Melanie Mesko Lee
Assistant City Administrator Julie Flaten
City Attorney Dan Fluegel
Fire/EMS Director Mike Schutt
Community Development Director John Hinzman

Approval of Minutes

Mayor Hicks asked if there were any additions or corrections to the minutes of the City Council Meeting on September 16, 2013. Hearing none, the minutes were approved as presented.

Welcome—New Full-Time Firefighters Dean Suchy and Ryan McGraw

Schutt introduced Dean Suchy and Ryan McGraw Hastings' new full-time firefighters which have been promoted from on-call firefighters. Mayor Hicks extended a cordial welcome to Dean and Ryan.

Consent Agenda

Councilmember Nelson moved and seconded by Councilmember Balsanek to approve the Consent Agenda as presented.

7 Ayes; Nays, None.

1. Pay Bills as Audited
2. Resolution 10-01-13—Donation of \$900.00 from Laura Hoff to the Parks and Recreation Department for a Memorial Tree and Bench
3. Resolution 10-02-13—Donation of \$600.00 from Brian Loesch to the Parks and Recreation Department for a Memorial Bench
4. Approve Agreement Regarding Parcel Boundary Line Adjustment, Sewer and Water Service Lines and Waiver of Procedural Irregularity and Assessment Appeal – Riverwood 11th Addition
5. Approve Agreement Regarding Parcel Boundary Line Adjustment, Sewer and Water Service Lines and Waiver of Procedural Irregularity and Assessment Appeal – South Oaks 3rd Addition
6. Resolution 10-03-13—Supporting Dakota County's 2014-2018 Capital Improvement Program
7. Approve Declaring DWI Vehicle Surplus Property and Authorize for Public Sale
8. Approve Declaring a Retired Squad Car Surplus Property and Authorize for Public Sale
9. Approve Four Year Extension of the Marco Copier Lease Agreement

Public Hearing—Ordinance Amendment No. 2013-04—Rezone Property From R-3 to C-3 — CVS Pharmacy (14xx) Vermillion Street

Hinzman introduced the item which amends Chapter 155.01 (Official Zoning Map) to rezone property from R-3 – Medium High Density Residence to C-3 – Community Regional Commerce. The area is generally located along the West side of Sibley Street between 14th and 15th Streets, and contains five residences.

Mayor Hicks opened the Public Hearing at 7:20 p.m. Peter Coyle, counsel to Velmeir Companies, spoke on behalf of the project and proposed site plan and store location. Tim Stanley of 1407 Sibley Street agreed with the CVS proposed store location site plan. Christine Shafer, Hastings Gift and Garden, spoke in support of the CVS building site location. Jerry Fair, Fair Office World, spoke in support of CVS building location as proposed. Public hearing was closed at 7:35 p.m.

Award Contract—Lifeline Ambulance for the Remounting of One Ambulance

Schutt introduced the item requesting authorization to enter into an agreement with 94 Services, Inc. to refurbish and remount one ambulance box onto a new 2014 Ford E-450 chassis for \$99,786. Schutt responded to questions about the bid process.

Councilmember Schultz moved and seconded by Councilmember Nelson to approve as presented. 7 Ayes; Nays, None.

Award Contract—Vision Internet for Website Design Development Services

Flaten introduced the item requesting approval to contract with Vision Internet for website design development services for \$21,975.

Councilmember Hollenbeck moved and seconded by Councilmember Riveness to approve as presented. 7 Ayes; Nays, None.

Award Contract—Resolution 10-04-13: Hastings Business Park Agricultural Lease

Hinzman introduced the item stating that six bids were submitted and opened on Friday, October 4th at 4:00 p.m. Birk Brothers (Joe and Dave) were the highest bidders at \$232.00 per acre. Hinzman recommended Birk Brothers receive the contract award for the 2014-2015 Industrial Park Agricultural Lease.

Councilmember Schultz moved and seconded by Councilmember Nelson to approve as presented. 7 Ayes; Nays, None.

Resolution 10-05-13—Comprehensive Plan Amendment #2013-15—Reguide Property From Medium Density Residence to Commercial—Parking Lot Curbing—Velmeir Companies—CVS Pharmacy (14xx Vermillion Street)

Hinzman introduced the item in which Velmeir Companies request amending the Hastings 2030 Comprehensive Plan to re-guide Lot 1, and the north six feet of Lot 2, Tripp's Addition, Dakota County, MN from Medium Density Residential to Commercial. Questions were asked regarding traffic impact, neighborhood notifications and building materials that will be used in construction. Kevin McGee, construction manager for CVS, fielded questions about lighting on the CVS Pharmacy signs that will be attached to the building.

Councilmember Alongi moved and seconded by Councilmember Hollenbeck to approve as presented. 7 Ayes; Nays, None.

Second Reading/Adopt Ordinance No. 2013-04: Rezone From R-3 to C-3—Velmeir Companies—CVS Pharmacy (14xx Vermillion Street).

Hinzman introduced the item recommending approval of this ordinance modification; and stated the rezoning would result in the entire Block 7, Tripp's Addition being zoned commercial.

Councilmember Hollenbeck moved and seconded by Councilmember Schultz to approve as presented. 7 Ayes; Nays, None.

Resolution 10-06-13—Preliminary & Final Plat #2013-15—Tripp's 2nd Addition—Velmeir Companies—CVS Pharmacy (14xx Vermillion Street)

Hinzman introduced the item containing Velmeir Companies request for Preliminary and Final Plat approval of a one lot commercial subdivision generally located south of 14th Street, west of Sibley Street,

north of 15th Street and east of Vermillion Street.

Councilmember Alongi moved and seconded by Councilmember Riveness to approve as presented.
7 Ayes; Nays, None.

Resolution 10-07-13—Site Plan #2013-05—CVS Pharmacy—Velmeir Companies (14xx Vermillion Street)

Hinzman introduced the item in which Velmeir Companies request Site Plan approval to construct a +/- 13,000 s.f. CVS Pharmacy Building generally located south of 14th Street, west of Sibley Street, north of 15th Street, and east of Vermillion Street. CVS has agreed to exceed the tree replacement rules under the tree preservation guidelines; install a berm on the east side, and construct a six foot opaque fence along Sibley Street to offer further screening from the neighborhood. Considerable discussion on CVS proposed site plan vs. Vermillion Street Corridor Guidelines. Discussion was also held on MnDot's apparent refusal to allow Vermillion Street access to the proposed CVS store; and the possibility of this becoming a deal breaker for the project. Currently, the proposal includes access from 14th and 15th Streets only; eliminating the two current Vermillion Street accesses. Customer parking would be in the front of the store toward Vermillion Street; the drive thru traffic would be in back of the store on the east side of the site. The Planning Commission recommended approval of the CVS Pharmacy site plan.

Councilmember Alongi moved and seconded by Councilmember Hollenbeck to approve as presented.
7 Ayes; Nays, None.

Resolution 10-08-13—Final Plat #2013-24 – Wallin 15th Addition (Fallbrooke Drive)

Hinzman introduced the item in which Wallin Limited Partnership requests approval of the Final Plat of Wallin 15th Addition, a 15 lot single family subdivision located south and west of Fallbrooke Drive between General Sieben Drive and Greystone Road. Planning Commission recommended approval.

Councilmember Schultz moved and seconded by Councilmember Nelson to approve as presented.
7 Ayes; Nays, None.

Resolution 10-09-13—Preliminary & Final Plat #2013-20 – Sieben's 5th Addition (35th Street)

Hinzman introduced the item in which Al Sieben requests approval to create a buildable lot for one duplex generally located north of 35th Street West and North of Lester Avenue. The subject property is currently vacant land and is used as a driveway to the apartments to the west. The Planning Commission recommends approval of this request with the stipulation that an access easement agreement be created that allows the east apartment building access on the west apartment buildings driveway for access.

Councilmember Riveness moved and seconded by Councilmember Schultz to approve as presented.
7 Ayes; Nays, None.

Resolution 10-10-13—Shoreland Variance #2013-21 – Gathering Center Pavilion (Levee Park)

Hinzman introduced the item which requests approval of a variance to City Code Chapter 153.05 (B) (1) (a) – Shoreland Ordinance Structure Setback from the Mississippi River. The request includes a 100 foot variance from the 150 foot structure set back. The Planning Commission has previously voted to approve this variance request based on its use as a public building and would further enhance the river front of the Mississippi River. The DNR, National Park Service, and the Friends of the Mississippi were contacted for their input; and they support this initiative. Hinzman fielded questions about flood potential and building materials. Hinzman verified that a site plan on the Gathering Center Pavilion (Levee Park) will come forward for approval at a future date. Alongi commented about railroad bridge noise.

Councilmember Schultz, moved and seconded by Councilmember Alongi to approve as presented.
7 ayes; Nays, None.

Appointment of Hastings Police Chief Bryan Shafer

Mesko Lee introduced the item stating that 39 applications were received for the position of Police Chief. Six candidates were interviewed by three different panels on Wednesday, August 21, 2013. Three candidates were invited back to the finalist process. After interviews and reference checks, the Committee unanimously recommended extending Bryan Shafer a conditional job offer which was accepted. Bryan was in attendance and thanked the Public Safety Committee, staff and council for the appointment.

Councilmember Hollenbeck moved and seconded by Councilmember Riveness to approve as presented.

7 Ayes; Nays, None.

REPORTS FROM CITY COMMITTEES, OFFICERS, COUNCILMEMBERS:

- Parks and Recreation Commission will meet on Tuesday, October 8 at 6:00 p.m. in the Council Chambers.
- HEDRA will meet on Thursday, October 10 at 6:30 p.m. in the Council Chambers.
- The Planning Commission will meet on Monday, October 14 at 7:00 p.m. in the Council Chambers.
- HPC Commission will meet on Tuesday, October 15 at 7:00 p.m. in the Volunteer Room.
- The Fire Department Open House will be held on Tuesday, October 8 from 7:00 to 9:00 p.m. Councilmember Schultz will be in attendance to promote the Hastings Heart Restart initiative.
- Saturday, October 12 from 7:30 – 10:30 a.m. an Imagination Library pancake breakfast will be held at Green Mill sponsored by United Way of Hastings and the Helping Kids Succeed initiative.
- Councilmember Balsanek will attend the quarterly meeting of the DCC on Thursday, October 17 and 8:00 a.m.

ADJOURNMENT

Moved by Councilmember Hollenbeck, seconded by Councilmember Schultz to adjourn the meeting at 8:56 p.m.

7 Ayes; Nays, None.

Paul Hicks, Mayor

Julie Flaten, City Clerk