

**CITY OF HASTINGS  
CITY COUNCIL AGENDA**

**Monday, May 6, 2019**

**7:00 p.m.**

**I. CALL TO ORDER**

**II. PLEDGE OF ALLEGIANCE**

**III. ROLL CALL Mayor Fasbender, Councilmembers Balsanek, Braucks, Leifeld, Lund and Vaughan**

**Absent: Councilmember Folch**

**Staff Present:**

**Interim City Administrator Julie Flaten**

**City Attorney Dan Fluegel**

**Community Development Director John Hinzman**

**IV. DETERMINATION OF QUORUM**

**Proclamation: Declaring May 17<sup>th</sup> as Sons of Norway Day Terry Flowers addressed the Council and provided history of the Hastings lodge.**

**V. APPROVAL OF MINUTES**

Approve Minutes of the Regular City Council meeting on April 15, 2019.

**Minutes were approved as presented.**

**VI. COMMENTS FROM THE AUDIENCE**

*Comments from the audience may include remarks about items listed on the Consent Agenda.*

**Matt Begich of 718 West 4<sup>th</sup> Street addressed the Council with questions regarding Tennis Sanitation not allowing for the use and reuse of plastic bags at the compost site. Staff will follow up with Mr. Begich.**

**VII. COUNCIL ITEMS TO BE CONSIDERED**

**VIII. CONSENT AGENDA**

*The items on the Consent Agenda are items of routine nature or no perceived controversy to be acted upon by the City Council in a single motion. There will be no discussion on these items unless a Councilmember so requests, in which event the items will be removed from the Consent Agenda to the appropriate Department for discussion.*

**Councilmember Vaughan asked to have #10 removed from the consent agenda.**

**Mayor Fasbender said it will be #1 under Administration.**

**Balsanek, Leifeld to approve.**

**6-0**

**Leifeld, Vaughan to approve consent agenda as amended.**

**6-0**

**1. Pay Bills as Audited**

2. Approval of the 2019-2020 Teamsters Local #320 Sergeants Unit Collective Bargaining Agreement
3. Approval of the 2019-2020 Teamsters Local #320 Fire Captain's Unit Collective Bargaining Agreement
4. Resolution **No. 05-01-19**: Approve the On-Sale, Sunday and 2AM Liquor licenses for Hastings Social, LLC. DBA Hastings Tavern, 113 3<sup>rd</sup> Street East
5. Resolution **No. 05-02-19**: Approve the Off-Sale Liquor and Tobacco Licenses for Nirvana, LLC DBA MZM Liquors, 1250 Frontage Road South
6. Resolution **No. 05-03-19**: Approve a Massage Therapy License for Sharon Pollock
7. Resolution **No. 05-04-19**: Acceptance of Donation to the Parks and Recreation Department from Catholic United Financial
8. Order Public Hearing: Vacation of ROW – Todd Field
9. 1<sup>st</sup> Reading\Order Public Hearing: Rezone Property from C-3 to C-2 – Deals with Wheels (2128 Vermillion Street)
10. 1<sup>st</sup> Reading\Order Public Hearing: Amend City Code to Allow Chickens in Residential Areas
11. Appointment of Al Saunders to the Public Safety Advisory Commission
12. Approve Sale of Surplus Property
13. Declare 2019 Rivertown Days as a Special Event, Approve a 3 Day Temporary Liquor License and Approve Agreement

#### **IX. AWARDING OF CONTRACTS AND PUBLIC HEARING**

*These are formal proceedings that give the public the opportunity to express their concern, ask questions, provide additional information, or support on a particular matter. Once the public hearing is closed, no further testimony is typically allowed and the Council will deliberate amongst itself and with staff and/or applicant on potential action by the Council.*

#### **X. REPORTS FROM CITY STAFF**

*These items are intended primarily for Council discussion and action. It is up to the discretion of the Mayor as to what, if any, public comment will be heard on these agenda items.*

##### **A. Public Works**

##### **B. Community Development**

1. Resolution **No. 05-05-19**: Approval of Land Credit and Property Sale – Creek Rentals (2030 Spiral Blvd)  
**Hinzman detailed the land credit sale and concept plan proposed by Creek Rentals, LLC for the property located at 2030 Spiral Blvd. HEDRA recommended approval of the land credit and property sale to Creek Rentals, LLC. Hinzman noted that the HEDRA commissioners did not support using the sale proceeds to relocate the top soil from the site. If topsoil is to be sold by the City it will need to be declared excess property in a separate motion. Council discussion on timeframe for moving dirt pile, Plan B if dirt does not sell, other available parcels for proposed development, HEDRA discussion recap, and proposed landscaping is above minimum requirements. Lund, Vaughan to approve as presented 6-0**
2. Declare Excess Property – Topsoil – 2030 Spiral Blvd  
**Lund, Leifeld to approve as presented**

**6-0**

**C. Administration**

1. 1st Reading\Order Public Hearing: Amend City Code to Allow Chickens in Residential Areas

**Councilmember Vaughan asked staff to provide three additional items at the May 20<sup>th</sup> public hearing. These include data on number of call/inquiries received about chickens, any available data from realtors as to if not allowing chickens is a barrier to selling property and if approval can be an administrative process.**

**Council discussion on wanting information on enforcement process, can individual neighbors provide input before permit is issued, notification of neighbors, possibility of Planning Commission holding another public hearing and what does 200' feet distance equate to in number of homes. Motion by Councilmember Leifeld to approve with staff providing data on number of calls/inquiries staff receive about chickens, realtor data, and notification process.**

**Seconded by Councilmember Braucks.**

**6-0**

**XI. UNFINISHED BUSINESS**

**XII. NEW BUSINESS**

**XIII. REPORTS FROM CITY COMMITTEES, OFFICERS, COUNCILMEMBERS**

- **City Council and HEDRA Workshop on Thursday, May 9<sup>th</sup> at 6:00 p.m. at City Hall.**
- **City Council Workshop on Monday, May 13<sup>th</sup> at 5:30 p.m. at City Hall to discuss the 2020 Budget.**
- **Planning Commission will meet on Monday, May 13<sup>th</sup> at 7:00 p.m. at City Hall.**
- **Parks & Recreation Commission will meet on Tuesday, May 14<sup>th</sup> at 7:00 p.m. at City Hall.**
- **Hastings Police Department Open House for Police Week on Tuesday, May 14<sup>th</sup> at 5:00 p.m. at the Police Station.**
- **Utilities Committee of the City Council meeting on Monday, May 20<sup>th</sup> at 5:30 p.m. at City Hall to discuss solar subscriptions.**
- **Councilmember Leifeld mentioned event at St. John's Cemetery in Vermillion on Saturday, May 11<sup>th</sup> from 10:00 a.m. – 4:00 p.m. to clean headstones of Veterans' and their families.**
- **Councilmember Braucks provided an update on the City Administrator hiring process that applications are now being accepted through the City's recruiter, The Mercer Group.**
- **Councilmember Balsanek will attend the DCC Board of Directors meeting on May 16<sup>th</sup>.**

**XIV. ADJOURNMENT 7:43 p.m.**

**Next Regular City Council Meeting: Monday, May 20, 2019 7:00 p.m.**

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