

CITY OF HASTINGS
CITY COUNCIL FOLLOW-UP AGENDA

Monday, June 6, 2022

7:00 p.m.

I. CALL TO ORDER 7:03 pm

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. DETERMINATION OF QUORUM

Members Present: Mayor Fasbender, Councilmembers Braucks, Folch, Fox, Leifeld, and Vaughan.

Member Absent: Councilmember Lund

Staff Present:

City Administrator Dan Wietecha

Assistant City Administrator Kelly Murtaugh

City Attorney Korine Land

Community Development Director John Hinzman

Fire Chief John Townsend

Proclamation: LGBTQ+ Pride Month

Mayor Fasbender and City Councilmembers read the proclamation.

New Employee Introductions

Charlie Judge, Facilities Manager

Shawn Shorey, Building Inspector

Wietecha welcomed Judge and Hinzman introduced Shorey.

Employee Promotion Introductions

Jamie Stevens, Firefighter/Fire Inspector

Robert Wargo, Paid On-Call Firefighter Lieutenant

Tim Likes, Paid On-Call Firefighter Lieutenant

Jeremy Bickner, Paid On-Call Firefighter Lieutenant

Chief Townsend introduced Wargo, Likes, Bickner and Stevens.

Pleasant Hill Library Presentation, Branch Manager Julia Carlis

Carlis provided Council with an update of new and ongoing activities and events at the Pleasant Hill and other Dakota County Libraries.

V. APPROVAL OF MINUTES

Approve Minutes of the City Council regular meeting on May 16, 2022.

Minutes were approved as presented.

VI. COMMENTS FROM THE AUDIENCE

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

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.

Leifeld, Braucks to approve as presented, pulling #5 from Consent Agenda.

6 Ayes, 0 Nays

1. Pay Bills as Audited
2. Resolution No. 06-01-22: Accept Donation from the Warner Family and Friends for a Memorial Bench
3. Resolution No. 06-02-22: Approve MN GreenCorps Member Host Site Agreement
4. Resolution No. 06-03-22: Approve One-Day Gambling Permit for YMCA of the North
5. Appoint HEDRA Commissioner—**ITEM pulled from Consent, moved to X.C.2**
6. Authorize Signature: Joint Powers Agreement – Building Official Delegation
7. Authorize Signature: Utility Abandonment Agreement – Vermillion Acres
8. Resolution No. 06-04-22: Type II Home Occupation Permit – Paul and Shannon Schmitz – E Bike Rental (420 6th Street East)
9. Authorize Signature: Terminate Joint Powers Agreement – Prior Agreement for Criminal Justice Network
10. Special Event Designation and Temporary Liquor License for 2022 Rivertown Days
11. Special Event Designation and Temporary Liquor License for Relay for Life
12. Special Event Designation: 4th of July Parade and Fireworks
13. Declare Surplus Property and Authorize for Public Sale – 1993 Fire Engine #3
14. Resolution No. 06-05-22: Authorizing Budget for City Hall Dome / HVAC Project

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. Parks and Recreation

C. Community Development

1. Continued - Appeal of Administrative Decision: Hudella (15213 Ravenna Tr.)
Fox, Liefeld to remove discussion from table.
6 Ayes, 0 Nays

Hinzman revisited the previous meeting discussion. Hinzman summarized the original decision of the Building Official and Mr. Hudella's appeal. He reminded Council that they are acting as the Board of Adjustment and Appeals.

Hinzman indicated that the Department of Labor and Industry declined making a ruling on “climbable” thus shifting the definition to the Merriam-Webster dictionary.

Council discussion on transfer of permit from a company to the homeowner. The fence is already built and a safety cover has been installed. Council noted that there seem to have been some process failures with this situation. Recommended that the resolution state that as long as the safety cover is in place that the fence is permissible. Also recommend review of the wording in the ordinance. Hinzman indicated that the fence handout could be more clear as to what is allowable in terms of a fence. Council discussion on improving clarity in the future—revisit of ordinance or brochure materials update. Applicant took over permit from the originating company and did not construct fence in the manner in which the permit was approved. Hinzman reported that over time a safety cover can fail and Wietecha indicated that a pool cover is not in our current ordinance and that “climbable” is the issue at hand. Council discussion on sending ordinance review to a committee to ensure that the updating does not get lost after the conversation. Council indicated that there have been appeals to ordinance or staff decisions that have been denied. Some Councilmembers indicate support for staff recommendation. Appreciation of conversation among councilmembers to help illustrate the various perspectives. Investment was already made, so there is support for overturning the staff decision. A question was posed about the liability to the City in overturning the staff decision. Attorney Land indicated that it is difficult to predict and may depend on a defensible Council decision. Precedence is not a reason to continue improper decisions. Councilmembers may support staff decision or propose current situation be approved with direction to staff to change ordinance to allow this kind of fence, with a cover required.

Fox, Braucks to approve as presented.

4 Ayes, 2 Nays (Leifeld, Vaughan) Motion prevails in support of staff decision.

2. Appoint HEDRA Commissioner

This item was moved from Consent by request of Councilmember Folch. Hinzman provided overview of HEDRA interview committee recommendation of Mr. Anderson.

Council discussion on Mr. Anderson and his strength as a candidate for a member of HEDRA. Council noted that application forms do not provide for a lot of information for applicants to demonstrate how well qualified they might be for a commission. Discussion on how to generate more interest or recruit commission candidates. Support for Mr. Anderson to be appointed to HEDRA. Concerns about discussing candidates in a public forum as this may dissuade others from applying for other commission openings. Process questions should be addressed with one another rather than in the public forum. Council clarified the purpose for the discussion was to provide input into the application process rather than a specific candidate appointment.

Folch, Vaughan to approve Mr. Anderson for HEDRA appointment effective June 8.

6 Ayes, 0 Nays

D. Public Safety

E. Administration

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

XIII. REPORTS FROM CITY COMMITTEES, OFFICERS, COUNCILMEMBERS

Announcements

- Recommend amending Friday night street closing permit to allow liquor on 2nd street
- On Tuesday, June 7, Join us for the **Summer Kick-Off** to our 2022 Levee Park Events – live music, Bollywood dance, inflatables, face painting, caricature artist, balloon artist, and more. All ages are welcome to this free event.
- Makersway Alley Market will be between Sibley and Ramsey Streets on Thursday, June 9 and 16. Support area makers and artisans within our historic downtown and riverfront park by shopping at the markets.
- Summer Programs at Levee Park...
 - Thursday, June 9, Music in the Park with “Divas Through the Decades.” Supported by the Ruth and George Doffing Charitable Fund.
 - Wednesday, June 15, Storytime in the Park is “Rhymes.” A partnership with Pleasant Hill Library.
 - Thursday, June 16, Music in the Park with “The Lonesome Losers.” Supported by the Ruth and George Doffing Charitable Fund.

Meetings

Tues, June 7

7:00 am HEDRA Meeting

Wed, June 8

6:00 pm Arts Task Force Meeting

Mon, June 13

7:00 pm Planning Commission Meeting

Tues, June 14

7:00 pm Parks & Recreation Commission Meeting

Thurs, June 16

6:30 pm Public Safety Advisory Commission Meeting

Mon, June 20

5:30 pm City Council – Workshop

7:00 pm City Council – Regular Meeting

XIV. ADJOURNMENT Braucks, Leifeld to adjourn 8:16 pm

Next Regular City Council Meeting: Monday June 20, 2022 7:00 p.m.