

Hastings, Minnesota
City Council Meeting Minutes
May 1, 2023

The City Council of the City of Hastings, Minnesota met in a regular meeting on Monday, May 1, 2023 at 7:00 p.m. in the Council Chambers at the Hastings City Hall, 101 East 4th Street, Hastings, Minnesota.

Members Present: Mayor Fasbender, Councilmembers Folch, Fox, Haus, Leifeld, Lund, and Pemble

Members Absent: None

Staff Present: City Administrator Dan Wietecha
Assistant City Administrator Kelly Murtaugh
City Attorney Korine Land
Community Development Director John Hinzman

Approval of Minutes

Mayor Fasbender asked if there were any additions or corrections to the minutes of the regular City Council meeting on April 17, 2023.

Minutes were approved as presented.

Comments from the Audience

Jeff Duvlea, 10695 180th Street East, inquired about how many organizations and whether documents are submitted from all organization, which would contain required information.

Dan Constantine, 3536 Douglas Drive, Gambling manager with Climb Theatre, last year donated \$30,000 through schools and to sports associations that make requests; as well as to individuals directly who have tragic losses. Other cities do not have a yearly review process. His request is to reject the proposed gambling amendments.

Tom Wright, 550 7th Street West, American Legion and Gambling Manager—concerns about the increase of trade area spending. The City should be happy with 50% of the lawful expenditures in the trade area and the charitable contribution request seems like the City is acting as a charity. Question from Councilmember Leifeld about how other Legions function in other cities and how the balance of funds are utilized. Ray Kane, BYR President and Legion member, reviewed the other spending by the Legion (Mn Veterans Assistance Fund, Legionville, Boys/Girls State, etc.). Ray Kane, BYR President and Legion member, reviewed the other spending by the Legion (Mn Veterans Assistance Fund, Legionville, Boys/Girls State, etc.).

Sasha Sobaszkievicz-Griner, 517 Ramsey St, addressed Council regarding the Special Use Permit for Rise Up Recovery. Does not approve the house SUP in her neighborhood and discourages Council from re-approving it.

Jessie Ritter, 1151 Southview Drive, representing the business community that hosts a premise permit. Indicated that businesses should get a say in the charitable contributions as they give generously to numerous organizations throughout the year.

Consent Agenda

Councilmember Pemble motioned to approve the Consent Agenda as presented, seconded by Councilmember Folch.

7 Ayes, 0 Nays

1. Pay Bills as Audited
2. Resolution: Approve One-Day Gambling Permit for YMCA of the North
3. Resolution: Approve One-Day Gambling Permit for Hastings Family Service
4. Resolution: Approve Outdoor Tent Fireworks Sales Application by TNT Fireworks at Walmart #1472, 1752 North Frontage Road
5. Special Event Designation: IDEA Hastings Pride Festival
6. Resolution: Amend Special Use Permit – Operation Date – Rise Up Recovery (303 5th Street E)
7. Accept Permanent Utility Easement Agreements – Hiawatha Broadband Communications – Pleasant, Dakota Hills, South Pines, Tuttle, Riverwood, Greten, and Cannon Parks
8. Resolution: Approve 2022 Budget Amendments and Fund Closures
9. Resolution: Approve Sale Date for General Obligation Improvement Bonds
10. Approve Budget Amendment for Dakota County’s Vermillion River Regional Greenway Project
11. Authorize Budget Amendment: Street Maintenance Material Account
12. Approve Purchase Contract with Custom Fire for a Replacement Tender for the Fire Department
13. Proclamation: Building Safety Month
14. Approve Memorandum of Understanding with International Association of Fire Fighters, Local No. 5113
15. Approve Joint Powers Agreement 2023-2028 with Dakota County Electronic Crimes Unit

2nd Reading: City Code Amendments: Chapters 110.17 and 34.03, Lawful Gambling and Fees

Murtaugh provided a brief overview of the proposed ordinance amendments and discussion from the City Council meeting on April 17th. Clerk Murtaugh provided a presentation on the topic then gave a summary of the proposed amendments. Clerk Murtaugh indicated three versions of proposed ordinance amendments have been presented before Council based on discussion from the meeting on April 17th.

Councilmember Leifeld motioned to table the 2nd Reading and send back to the Administration Committee, seconded by Councilmember Haus.

Council discussion on the proposed amendments to the ordinance. Council expressed appreciation for the alternate versions of the ordinance provided. Further discussion about support for alternate ordinance #2 which includes maintaining the trade area expenditures at 50%, eliminates the charitable contribution fund, and supports changes in investigation fees and language updates. Clerk Murtaugh provided clarification on each of the three versions of the ordinance amendment. Council shared the importance of reviewing our ordinances regularly. Council discussion on the motion to table the discussion of fees and the impact of the state-level discussions related to charitable gambling.

Following discussion, Mayor Fasbender called for a vote on the current motion to table the 2nd Reading.

4 Ayes, 3 Nays. (Pemble, Lund, Folch)

Announcements

- Councilmember Folch expressed appreciation to staff for resident response in the help with the flooded areas on 4th street.
- May is National Building Safety Month and National Historic Preservation Month. Next week is Municipal Clerk Appreciation Week. Please join me in a great and heartfelt thank you to our employees in these departments for their service to our community.
- On Saturday, May 6, the Birds & Bison Bike Tour showcases three unique bike trails that offer stunning river views, two historic downtowns, bird watching, bison, and more.
- Plan a DIY Parks and Trails Cleanup to keep Hastings clean, safe, and beautiful. Contact Paige at Parks & Rec to volunteer and pickup cleanup supplies.
- On Saturday, May 13, Hastings residents can bring personal and confidential documents to the Public Works Facility for free paper shredding. Please, no documents from businesses.
- Tuesday, May 16, we have our Police Week Open House. All are invited to this free event.

Meetings

- HEDRA Meeting on Thursday, May 4, 2023 at 6:00 p.m.
- Utilities Committee Meeting on Monday, May 8, 2023 at 7:00 p.m.
- Planning Commission Meeting on Monday, May 8, 2023 at 7:00 p.m. - Cancelled
- Arts & Culture Commission Meeting on Wednesday, May 10, 2023 at 7:00 p.m.
- City Council Workshop on Monday, May 15, 2023 at 5:30 p.m.
- City Council Regular Meeting on Monday, May 15, 2023 at 7:00 p.m.

Councilmember Leifeld motioned to adjourn the meeting at 7:46 PM, seconded by Councilmember Haus. Ayes 7; Nays 0.

Kelly Murtaugh, City Clerk

Mary D. Fasbender, Mayor