

Pursuant to due call and notice thereof, a regular meeting of the North Mankato City Council was held in the Municipal Building Council Chambers on June 7, 2010. Mayor Zellmer called the meeting to order at 7:00 p.m. asking that everyone join in the Pledge of Allegiance. The following were present for the meeting, Mayor Zellmer, Council Members Schindle, Steiner, Norland and DeWitte, Administrator Sande, Finance Director Mork, City Clerk Gehrke, Engineer Malm, Attorney Kennedy and Planner Fischer.

Approval of Minutes

Council Member DeWitte moved, seconded by Council Member Norland, to approve the minutes of the Council meeting of May 17, 2010. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.

Correspondence

Letter from Business on Belgrade

The Mayor read a letter from James Whitlock, President of Business on Belgrade, requesting approval to move the Belgrade Blues & Jazz Festival scheduled for Saturday, July 24, 2010 from the Marigold area to the 200 Block of Belgrade Avenue. Blocking off Belgrade Avenue beginning 50 feet west of the intersection of Nicollet Avenue to the intersection of Range Street and Belgrade Avenue would allow the west bound traffic from the Veterans Bridge to access Nicollet Avenue and accommodate emergency vehicles. Mr. Whitlock believes this move would allow the Business on Belgrade Association more exposure and increase the participation of the businesses located on Belgrade Avenue. Council Member Schindle raised concern about the number of vehicles using Belgrade Avenue. Administrator Sande reported signs advising drivers of the detour would be put up in advance of the event. **Council Member Steiner moved, seconded by Council Member Norland, to approve moving the Belgrade Blues & Jazz Festival from the Marigold area to the 200 Block of Belgrade Avenue and to allow Belgrade Avenue beginning 50 feet west of the intersection of Nicollet Avenue to the intersection of Range Street and Belgrade Avenue to be blocked off from 7 a.m. to 11 p.m. on Saturday, July 24, 2010. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

Letter from Region Nine Development Commission

The Mayor presented a letter from the Region Nine Development Commission requesting the City's support of the region's Small Business Development Center (SBDC). Administrator Sande reported a four-week seminar series for small businesses was recently completed at Fire Station No. 2.

Public Hearing, 7 p.m. – Proposed Modification of Tax Increment Financing District No. IDD 1-8

Mayor Zellmer opened the public hearing to consider the proposed Modification of Tax Increment Financing District No. IDD 1-8. Ed Tschida, Advance Resources for Development, Inc., appeared before the Council and summarized the proposed modification reporting the Council had previously approved the formation of the Industrial Development District No. 1 and the Legislature authorized the City of North Mankato to expand the boundaries of TIF District No. IDD 1-8 and removed all restrictions so that the five-year rule does not apply and additional increments can be used to help fund future projects. Mr. Tschida reported the hearing notice was published and the School District and Nicollet County were notified of the proposed Modification of Tax Increment Financing District No. IDD 1-8.

Kim Spears, 916 South Avenue, appeared before the Council asking for clarification of the length of the tax increments and the budget for this project. With no one else appearing before the Council, the Mayor closed this portion of the meeting.

Res. No. 40-10 Approving Tax Increment Financing District No. IDD 1-8 Modification (Marigold Redevelopment Project)

Council Member Schindle moved, seconded by Council Member Steiner, to adopt Resolution No. 40-10 Approving Tax Increment Financing District No. IDD 1-8 Modification (Marigold Redevelopment Project). Vote on the Resolution: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.

Public Hearing, 7 p.m. – Continuation of Annexation of Nicollet County Right-of-Way Plat No. 26, 107.60 Acres

Mayor Zellmer opened the public hearing which was continued from May 17, 2010 to consider the annexation of Nicollet County Right-of-Way Plat No. 26. The City Attorney reported that he would recommend this hearing be continued to the next meeting. With no one appearing, the Mayor closed this portion of the meeting. **Council Member Steiner moved, seconded by Council Member DeWitte, to continue the public hearing for the Annexation of Nicollet County Right-of-Way Plat No. 26, 107.60 acres, to 7 p.m. on Monday, June 21, 2010. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

**Open the Meeting to the Public for the First Time
Historic Parks Report – Chris Corley**

Chris Corley, Member of the Historic Parks Subcommittee, appeared before the Council and presented a Draft Historic Parks Statement. He gave a park recommendations overview which include: Presentation and interpretation of local history, identity, and sense of place; Creation of a park culture that links Belgrade Business District, Lower North Mankato Neighborhoods and the parks into a coherent whole; biodiversity and urban reforestation; sustainability; re-establishment of native species; minimization of maintenance that utilizes fossil fuels; the integration of historic and green initiatives into the existing fabric of the parks while retaining their operable characteristics. The thematic recommendations include: Establish green infrastructure; establish, develop, and maintain brand identity of parks; and link parks to Belgrade Business District, neighborhoods and trails. The Historic Parks Subcommittee is recommending a craftsmen-style, year-round pavilion built to replace Shelter 3 at Spring Lake Park and making Spring Lake the focal point of Spring Lake Park. They are also recommending the focus in Wheeler Park to be heritage, community and recognition of veterans with the park being re-named Wheeler Veterans Memorial Park with a redesign of the entire area from the band shell to the shelter. He reported the sub-committee believes a brand identity for North Mankato parks could be fostered through the development of a unified architectural style. They are also recommending the City leaders consider using a system of trails in the parks to the Belgrade historic business district. Mayor Zellmer thanked the committee for the many hours they dedicated to the Historic Parks Report.

Charlie Thompson, 601 Cornelia Street

Charlie Thompson, 601 Cornelia Street and father of SSG Jacob Thompson who was KIA in Iraq, appeared before the Council. He reported that although they had been receiving pictures of the progress of the construction of the fishing pier while in Florida, he and his family were very moved when they saw the first-class fishing pier the City is building in memory of their son. He made wooden pens from scraps of wood from the deck of the pier and presented them to the Mayor, Council

Members and City Administrator and will be presenting pens to all the City employees who have worked on this project. Administrator Sande reported the dedication ceremony for the Thompson Pier is scheduled for 1:30 p.m. on Sunday, July 11, 2010.

Nicollet County Board Actions

The Finance Director reported the Nicollet County Board adopted a resolution reducing the work week for 2010. Effective June 1, 2010, all Nicollet County offices (with the exception of the Sheriff's Office) will close at 3 p.m. each Friday until September 30, 2010.

Staff Reports

City Planner

Set Public Hearing for 7 p.m. on Tuesday, July 6, 2010 for Review of Rental License at 815 Park Avenue

Planner Fischer reported the City currently licenses a 3-unit residential property at 815 Park Avenue and that recently the property received its third and fourth rental strikes within a 12-month period based on tenant behavior. According to the Rental Licensing Code, if three rental strikes occur within a 12-month period, the City Council shall hold a public hearing to consider suspension or revocation of the rental license or such penalty as determined by the City Council. Attorney Kennedy reported the City Council is the judicial authority in this matter and therefore if approached prior to the public hearing, should refer this matter to the City Attorney or the City Planner. The City Planner will forward the procedures for this hearing to the Council. **Council Member Schindle moved, seconded by Council Member Norland, to set a public hearing for 7 p.m. on Tuesday, July 6, 2010 for review of the rental license at 815 Park Avenue. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

Set Public Hearing for 7 p.m. on Tuesday, July 6, 2010 for Vacation of Utility Easements – Elevate Church Addition

Planner Fischer presented a Petition for Vacation of utility easements within the Elevate Church Addition reporting Independent School District #77 has purchased the property for a future elementary school and soccer fields. He reported the property has an underlying lot (Lot 1, Block 1, Elevate Church Addition) which was platted for the Elevate Church. Since the property is going to have a different use, it is necessary to vacate the utility easements located adjacent to Lot 1, Block 1, Elevate Church Addition and Outlot A, Elevate Church Addition. **Council Member Schindle moved, seconded by Council Member Norland, to set a public hearing for 7 p.m. on Tuesday, July 6, 2010, for vacation of utility easements in Elevate Church Addition. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

City Administrator

Joint Powers Agreement for Group Employee Benefits and Other Financial and Risk Management Services

Administrator Sande presented the proposed renewal of the Joint Powers Agreement with South Central Service Cooperative. He reported through this Agreement the City acquires health insurance in a pool with school districts and other governmental units which protects members of the pool from radical changes in the cost of health insurance. **Council Member Norland moved, seconded by Council Member Steiner, to approve the Joint Powers Agreement for Group Employee Benefits and Other Financial and Risk Management Services with South Central Service Cooperative. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

Res. No. 41-10 Declaring Surplus Vehicle

Administrator Sande presented Resolution No. 41-10 declaring a 2006 Ford Crown Victoria with police interceptor package (92,570 miles) to be declared surplus and sold to the highest bidder. **Council Member Norland moved, seconded by Council Member Schindle, to adopt Resolution No. 41-10 Declaring Surplus Vehicle and authorizing the sale of the 2006 Ford Crown Victoria to the highest bidder. Vote on the Resolution: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

Res. No. 42-10 Authorizing the City's Participation in the Safe & Sober Communities Grant

Administrator Sande presented a request from the Police Chief to authorize the North Mankato Police Department to participate in the Safe & Sober Communities Grant for the period of October 1, 2010 through September 30, 2011. Administrator Sande reported 66 hours of Patrol Officer overtime during the past year for this program. Discussion was also held on the new law making a seatbelt violation a primary offense and the number of fatalities where seatbelts are not used. **Council Member DeWitte moved, seconded by Council Member Norland, to adopt Resolution No. 42-10 Authorizing the City's Participation in the Safe & Sober Communities Grant for the period October 1, 2010 through September 30, 2011. Vote on the Resolution: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

City Clerk**Audio and Large Group Permit for St. Paul's Lutheran Church Worship Service and Picnic, Spring Lake Park from 9 a.m. to 2 p.m. on Sunday, August 22, 2010**

Clerk Gehrke presented a request for an audio and large group permit from St. Paul's Lutheran Church for a worship service and picnic on Sunday, August 22, 2010 from 9 a.m. to 2 p.m. in Spring Lake Park. **Council Member Schindle moved, seconded by Council Member Steiner, to approve the audio and large group permit for the St. Paul's Lutheran Church to hold their worship/picnic in Spring Lake Park from 9 a.m. to 2 p.m. on Sunday, August 22, 2010. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

Large Group Permit for Tim Roemhildt Benefit, Wheeler Park from 3 p.m. to 7 p.m. on Saturday, July 24, 2010

Clerk Gehrke presented a request from Patricia Roemhildt for a large group permit to hold the Tim Roemhildt Benefit in Wheeler Park from 3 p.m. to 7 p.m. on Saturday, July 24, 2010. **Council Member DeWitte moved, seconded by Council Member Steiner, to approve the large group permit for the Tim Roemhildt Benefit in Wheeler Park from 3 p.m. to 7 p.m. on Saturday, July 24, 2010. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

Application for Soft Drink and Mechanical Amusement Licenses for Bobby Joe's Pub, 253 Belgrade Avenue

Clerk Gehrke presented an application for soft drink and mechanical amusement licenses for Bobby Joe's Pub, 253 Belgrade Avenue. She reported that effective July 1, 2010 Bobby Joe's Pub will be operating under new ownership. The license fees have been paid and the necessary insurance is in place. The liquor licenses for the balance of 2010 have been transferred to the new owner. **Council Member Norland moved, seconded by Council Member Steiner, to approve the soft drink and mechanical amusement licenses for Bobby Joe's Pub, 253 Belgrade Avenue. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

Report from Council Members

Council Member Steiner

Council Member Steiner reported the North Mankato Taylor Library surpassed the monthly circulation record again in May 2010 with a total of 16,332 items checked out.

Council Member Steiner reported that Breanna Ludeman of North Mankato was crowned Mrs. Minnesota on Saturday, June 5, 2010. The Mayor asked that a proclamation be prepared for presentation at the June 21, 2010 Council meeting honoring Breanna Ludeman for this achievement.

Council Member Norland

Res. No. 43-10 Endorsing Draft Historic Parks Statement

Council Member Norland read Resolution No. 43-10 endorsing the Draft Historic Parks Statement which was presented by Chris Corley. The Mayor again thanked the Historic Parks Subcommittee for the many hours they worked on the Historic Parks Statement. **Council Member Norland moved, seconded by Council Member Schindle, to adopt Resolution No. 43-10 Endorsing Draft Historic Parks Statement.**

Council Member DeWitte

Operating Service Agreement – All Seasons Arena

Council Member DeWitte presented the Operating Service Agreement for the All Seasons Arena reporting two changes were made to the original document. Paragraph 4 was added which states: "The Operator shall not make any proposal to expand the physical facility or acquire any real estate without the prior written consent of all the Owners. No individual Owner shall request grant or other funding for the facility without the prior written consent of all the Owners." The other change was to increase the general liability insurance coverage for bodily injury to five hundred thousand (\$500,000.00) per person, with a limit of one million five hundred thousand (\$1,500,000.00) per occurrence as required by Minnesota Statute. **Council Member DeWitte moved, seconded by Council Member Schindle, to approve the Operating Services Agreement for All Seasons Arena as presented. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.**

Report from Mayor

Mayor Zellmer reported graffiti was found on the play equipment at Wheeler Park. He asked anyone who notices vandalism of any type to call and report it to the City staff.

The Mayor reported the League of Minnesota Cities has reduced the conference registration fee for their annual conference to \$99.00.

The Mayor announced the Minnesota State High School League Girls' Softball Tournament will be held at Caswell Park on June 10-12, 2010.

The Mayor reported he would be attending the Area Transportation Partnership meeting on Wednesday, June 9, 2010.

The Mayor asked that a workshop session be scheduled for an alternate Monday. Clerk Gehrke is to notify the Council when the work session has been scheduled.

Open the Meeting to the Public for the Second Time

The Mayor opened the meeting to the public for the second time with no one appearing.

Bills and Appropriations

Council Member Norland moved, seconded by Council Member Steiner, to approve all bills and appropriations in the amounts of \$18,507.52 and \$398,547.67. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.

There being no further business, the meeting was adjourned at 8:20 p.m. on a motion by Council Member Steiner, seconded by Council Member Norland. Vote on the motion: Schindle, Steiner, Norland, DeWitte and Zellmer, aye; no nays. Motion carried.

Mayor

City Clerk