

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 March 1, 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 Steiner, Norland, DeWitte and Schindle, City Administrator Sande, City Clerk Gehrke, Attorney Kennedy, Engineer Malm and Planner Fischer. Absent: Finance Director Mork.

Approval of Minutes

Council Member DeWitte moved, seconded by Council Member Norland, to approve the minutes of the Council meeting of February 16, 2010. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.

Correspondence – none.

Open the Meeting to the Public for the First Time

Kim Spears, 916 South Avenue

Kim Spears, 916 South Avenue, appeared before the Council and asked for a funding breakdown for the CSAH 41/Carlson Drive/Howard Drive Improvements. Administrator Sande reported the total estimated cost of the project is \$6,365,045 and would be funded with Municipal State Aid funds, Federal Aid funds, Nicollet County State Aid funds, North Mankato Local Option Sales Tax funds and special assessments.

Nicollet County Board Actions

Administrator Sande reported the Nicollet County Board has adopted a resolution approving Nicollet County Right-of-Way Plat No. 26 designating the location of the right-of-way for the County State Aid Highway 41, Carlson Drive and Howard Drive Project.

Staff Reports

City Planner

Minutes of the February 25, 2010 Planning Commission Meeting

The Council accepted the minutes of the February 25, 2010 Planning Commission meeting.

Res. No. 16-10 Approving Nicollet County Right-of-Way Plat No. 26

Planner Fischer presented a request from the City of North Mankato and Nicollet County to approve the Nicollet County Right-of-Way Plat No. 26. He reported the City in cooperation with Nicollet County and the Minnesota Department of Transportation are preparing for the construction of a new interchange at the intersection of Highway 14 and CSAH 41. As part of the process, it is necessary to identify and preserve the land needed for future construction of the interchange. The Planning Commission has reviewed the Nicollet County Right-of-Way Plat No. 26 and recommended approval. **Council Member Schindle moved, seconded by Council Member Norland to adopt Resolution No. 16-10 Approving Nicollet County Right-of-Way Plat No. 26. Vote on the Resolution: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.**

Set Public Hearing for 7 p.m. on Monday, April 5, 2010 for HUD Consolidated Plan

Planner Fischer reported that since North Mankato is now part of a Metropolitan Statistical Area (MSA), the City is referred to as an "Entitlement Community" by the Department of Housing and Urban Development (HUD). As an Entitlement Community, North Mankato is eligible to receive annual Community Development Block Grant (CDBG) funds from HUD for approved projects. As

part of this process, the City must develop a Consolidated Plan based on HUD criteria. The Consolidated Plan outlines community needs, resources, priorities and proposed activities to be undertaken using CDBG funds. The City is required to hold two public hearings to obtain comments regarding the plan and program; one public hearing to be held during the development of the Consolidated Plan and one upon completion of the plan. To comply with HUD regulations, Planner Fischer requested the City Council set a public hearing for 7 p.m. on Monday, April 5, 2010 to consider the Consolidated Plan. **Council Member Schindle moved, seconded by Council Member Steiner, to set a public hearing to consider the Consolidated Plan for 7 p.m. on Monday, April 5, 2010. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.**

City Administrator

Res. No. 17-10 Ordering and Accepting Feasibility Report and Calling for Improvement Hearing for Project No. 10-01ABCDEF, CSAH 41/Carlson Drive/Howard Drive Improvements

Engineer Malm presented a PowerPoint presentation of the preliminary feasibility report of proposed Project No. 10-01ABCDEF, CSAH 41/Carlson Drive/Howard Drive Improvements reporting these improvements are integral to the expansion of the City's industrial park and to the CSAH 41 interchange. He reported the project as proposed would consist of constructing approximately 3,600 feet of CSAH 41, 3,050 feet of Carlson Drive and 1,300 feet of Howard Drive. Specific items of construction would include concrete and bituminous pavement, concrete curb and gutter and sidewalk, bituminous trail, sanitary sewer, watermain, storm sewer, stormwater pond and wetland restoration. He reported the estimated cost of the proposed improvements is \$6,365,045 and will be funded from Municipal State Aid, Federal Aid, Nicollet County State Aid, City of North Mankato Local Option Sales Tax and special assessments. Engineer Malm reviewed the proposed schedule for the project reporting construction is scheduled to begin in June 2010 with completion in September 2011. Engineer Malm reported from an engineering standpoint, this project is feasible, cost effective and necessary. **Council Member Steiner moved, seconded by Council Member Norland, to adopt Resolution No. 17-10 Ordering and Accepting Feasibility Report and Calling for an Improvement Hearing for 7 p.m. on Monday, April 5, 2010 for Project No. 10-01ABCDEF, CSAH 41/Carlson Drive/Howard Drive Improvements. Vote on the Resolution: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.**

Res. No. 18-10 Declaring Surplus Equipment

Administrator Sande presented a list of equipment to be declared surplus which includes a 1969 FWD Cummins Diesel, 1969 rear snow blower engine, 1984 Do All V-Box Sander, 1989 GMC Jimmy, 1990 Ford Aerostar Van and 1992 S10 Jimmy. **Council Member Norland moved, seconded by Council Member Steiner, to adopt Resolution No. 18-10 declaring the equipment surplus and authorizing the sale of said equipment. Vote on the Resolution: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.**

Set Board of Appeal and Equalization Meeting for 8:30 a.m. on Thursday, May 6, 2010, Police Annex Community Room

Administrator Sande presented a letter from the Nicollet County Assessor setting the Board of Appeal and Equalization meeting for 8:30 a.m. on Thursday, May 6, 2010 in the North Mankato Police Annex Community Room. This is an opportunity for property owners to discuss the assessed market value of their property with County personnel and members of the Board of Appeal and Equalization. **Council Member Norland moved, seconded by Council Member Schindle, to set the Board of Appeal and Equalization meeting for 8:30 a.m. on Thursday, May 6, 2010 in the Police Annex**

Community Room. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.

Set Spring Cleanup for April 12-16 for Valley and April 19-23 for Hilltop

Administrator Sande presented recommendations for spring cleanup dates proposing April 12-16 in the Valley and April 19-23 for the Hilltop. He reported this will be a normal cleanup including not more than one appliance of each type from each residence. Mayor Zellmer requested staff prepare a report outlining the number of appliances and electronics collected and the cost for disposal of these items. Given the budgetary constraints, Administrator Sande requested the Council wait to make any decision about a fall cleanup until after the Legislative session. **Council Member Schindle moved, seconded by Council Member DeWitte to set spring cleanup for April 12-16 for the Valley and April 19-23 for the Hilltop. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.**

Set Opening of Compost Site for April 3, 2010

Council Member Steiner moved, seconded by Council Member Norland, to set the opening of the compost site for April 3, 2010. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.

Set Water Main Flushing for April 19-30, 2010

Council Member Schindle moved, seconded by Council Member DeWitte, to set water main flushing for April 19-30, 2010. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.

School and Conference

Council Member Norland moved, seconded by Council Member DeWitte, to approve actual and necessary expenses for the following school and conference:

1. League of Minnesota Cities Safety & Loss Control Workshop, Brooklyn Park, April 20, for Police Chief.

Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.

City Clerk

Large Group Permit for Fraternal Order of Eagles Family Picnic, Wheeler Park, Sunday, July 18, 2010 from 11 a.m. to 4:30 p.m.

Clerk Gehrke presented a request for a large group permit for the Fraternal Order of Eagles to hold their family picnic at Wheeler Park from 11 a.m. to 4:30 p.m. on Sunday, July 18, 2010. **Council Member Steiner moved, seconded by Council Member DeWitte, to approve the large group permit for the Fraternal Order of Eagles family picnic from 11 a.m. to 4:30 p.m. on Sunday, July 18, 2010 at Wheeler Park. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.**

Finance Director

Res. No. 19-10 Approving and Authorizing Execution of a Declaration of Official Intent of the City Under the Reimbursement Bond Regulations of the Internal Revenue Service – Project No. 10-01ABCDEF, CSAH 41/Carlson Drive/Howard Drive Improvements

Administrator Sande presented a reimbursement resolution for the following project:

Project No. 10-01ABCDEF, CSAH 41/Carlson Drive/Howard Drive Improvements

Council Member Norland moved, seconded by Council Member Steiner, to adopt Resolution No. 19-10 Approving and Authorizing Execution of a Declaration of Official Intent of the City Under the Reimbursement Bond Regulations of the Internal Revenue Service for Project No. 10-01 ABCDEF, CSAH 41/Carlson Drive/ Howard Drive Improvements. Vote on the Resolution: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.

Report from Council Members

Council Member Norland

Council Member Norland reported she attended a Community Education and Recreation meeting last week where discussion was held about Caswell Park usage. Administrator Sande reported that he and the Mayor met with the Softball Association to discuss field usage and they are revising their schedules to make better use of Caswell Park fields and the South Central College fields.

Council Member Norland reported the Park & Green Spaces Committee is working on a long-term Spring Lake Park Plan.

Council Member DeWitte

Council Member DeWitte reported he observed the Sentence-to-Serve personnel clearing snow from fire hydrants. Administrator Sande reported the Sentence-to-Serve personnel have also worked at the Recycling Center and during leaf pickup at no cost to the City.

Report from Mayor

The Mayor thanked Doug Haeder, Minnesota Department of Transportation, for his efforts after the CSAH 41/Carlson Drive/Howard Drive Project was dropped from List 1 to List 2. Mr. Haeder was able to get this project reinstated to List 1.

The Mayor reported he attended the MATAPS Open House on Monday, February 22, 2010 at Minnesota State University-Mankato. He reported the State Demographer spoke on some of the reasons for Minnesota's financial troubles.

The Mayor asked staff to compile a report for the April 12, 2010 North Mankato/Nicollet County Liaison meeting outlining the times the North Mankato Police Department has provided police coverage for Nicollet and Blue Earth Counties.

The Mayor asked that no funds be released to any organization from the 2010 Budget. He reported the Council will need to prioritize programs and look at staffing levels in light of the proposed Local Government Aid (LGA) cuts.

The Mayor reported another death occurred last week on T.H. 14 and again stated the urgency for improvements to Highway 14.

Open the Meeting to the Public for the Second Time

Kim Spears, 916 South Avenue

Kim Spears, 916 South Avenue, appeared before the Council and stated that HUD funds are taxpayer's money and merely because funds are available he doesn't believe it is necessary for them to be spent. Mayor Zellmer reported the City is looking at the program and if the City can use the money effectively, will apply for the funds. The Mayor encouraged Mr. Spears to contact his Legislators if he is unhappy about federal funding programs.

Bills and Appropriations

Council Member Norland moved, seconded by Council Member Steiner, to approve all bills and appropriations in the amounts of \$10,133.40 and \$311,371.75. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.

There being no further business, the meeting was adjourned at 8:07 p.m. on a motion by Council Member Steiner, seconded by Council Member DeWitte. Vote on the motion: Steiner, Norland, DeWitte, Schindle and Zellmer, aye; no nays. Motion carried.

Mayor

City Clerk