

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

Approval of Minutes

Council Member Steiner moved, seconded by Council Member DeWitte, to approve the minutes of the Council meeting of March 1, 2010. Vote on the motion: DeWitte, Steiner, Norland and Zellmer, aye; no nays. Motion carried.

Correspondence

17th Annual SCC Extravagance

Mayor Zellmer reported the 17th Annual SCC Extravagance to support the SCC Foundation will be held on Thursday, April 8, 2010.

Twin Rivers Center for the Arts

Administrator Sande presented a thank you from Twin Rivers Center for the Arts for the City's 2009 contribution and requested a 2010 contribution along with the 2009 Goals/Objectives Comparison and the Statement of Operations for the year ending December 31, 2009. Mayor Zellmer reported the City Council is in the process of reviewing the 2010 Budget and will discuss this and other requests at an upcoming Council Workshop.

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 reported he attended tonight's Council Workshop where Mark Dehen appeared proposing a North Mankato Advisory Committee which could meet in private to discuss North Mankato issues. Mr. Spears expressed his concern that an Advisory Committee could operate without public scrutiny and stated he believes all City business should be conducted in an open process. Mayor Zellmer assured Mr. Spears that all business conducted by the City Council will be done in a public format.

Public Hearing, 7 p.m. – Annexation of Nicollet County Right-of-Way Plat No. 26, 102.90 Acres

Mayor Zellmer opened the public hearing to consider the annexation of Nicollet County Right-of-Way Plat No. 26 comprising 102.90 acres. A notice of hearing was published in the official newspaper. Administrator Sande reported Attorney Kennedy has been in contact with the Nicollet County Attorney regarding the Condemnation of Right-of-Way. Attorney Kennedy reported that Nicollet County cannot start the Condemnation process by service of a Summons & Complaint until 60 days after each property owner has received a copy of the appraisals. He understands the appraisals were received by the property owners on January 4, 2010. David Peterson, 488 Marvin Boulevard, appeared before the Council and asked about a small parcel of land on the east/northeast side of Highway 14. Administrator Sande said he thought the parcel in question is not part of the acquisition but may be an easement. Staff will consult with Mr. Peterson regarding the parcel. With no one else appearing before the Council, 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, 102.90 acres, to 7 p.m. on Monday,**

April 5, 2010. Vote on the motion: DeWitte, Steiner, Norland and Zellmer, aye; no nays. Motion carried.

Public Hearing, 7 p.m. – Regional Park Legacy Grant Program

Mayor Zellmer opened the public hearing to consider submission of a grant application for the development of Benson Park. A notice of hearing was published in the official newspaper. Planner Fischer presented background information reporting as part of the application process, it is necessary to hold a public hearing and approve a resolution in support of the project and local match. The 2010 application allows applicants to apply for funds under the Park Legacy Program and the Regional Park Program. The funding requests for these grants would include the following improvements for Benson Park:

Rolling Hills Prairie Habitat	\$ 56,847
Oak Savanna Habitat	30,000
Woodland Habitat	48,015
Wildflower Area	19,750
Fishing Pier	171,500
North Parking Lot	<u>421,604</u>
	<u>\$747,716</u>

The local match for the Park Legacy Program is 25 percent of the total project cost and the local match is 40 percent for the Regional Park Program. Based on the proposed project, the following is the local match for each program:

Park Legacy Program	25% =	\$186,929
Regional Park Program	40% =	\$299,086

Planner Fisher reported that if funded, the local match would come from local option sales tax receipts dedicated to regional park improvements. With no one appearing before the Council, the Mayor closed this portion of the meeting.

Res. No. 20-10, Authorizing Regional Park and Park Legacy Grant Program Application

Council Member Norland moved, seconded by Council Member DeWitte, to adopt Resolution No. 20-10 authorizing submission of the Regional Park and Legacy Grant Program application. Vote on the Resolution: DeWitte, Steiner, Norland and Zellmer, aye; no nays. Motion carried.

Nicollet County Board Actions

The Mayor reported Bob Shabert appeared before the Nicollet County Board to discuss a proposal entitled “Connecting Nicollet County.”

Finance Director Mork noted the Board passed a resolution appointing Bridgette Kennedy as the Auditor-Treasurer allowing her to continue serving as appointed Auditor-Treasurer after completion of the current elected term of office ending December 31, 2010.

Mayor Zellmer noted that Commissioner Hanson will not be running for re-election and will be sending her a letter of appreciation for her years of service.

Staff Reports**City Administrator****Res. No. 21-10 Ordering Plans and Specifications for Project No. 10-03ABCDEF, Wall Street Extension**

Administrator Sande presented a feasibility report for the proposed street, storm sewer, sanitary sewer, water service and parking lot improvements to serve the proposed Marigold Site development, as requested by the North Mankato Port Authority. The proposed development includes the construction of Wall Street from Belgrade Avenue to Wheeler Avenue. Administrator Sande reported the construction of an extension of Wall Street will enable the orderly redevelopment of the 200 Block of Belgrade Avenue and the construction is covered by a Grant Agreement between the State of Minnesota and the City of North Mankato. **Council Member DeWitte moved, seconded by Council Member Steiner, to adopt Resolution No. 21-10 Ordering Plans and Specifications for Project No. 10-03ABCDEF, Wall Street Extension. Vote on the Resolution: DeWitte, Steiner, Norland and Zellmer, aye; no nays. Motion carried.**

Res. No. 22-10 Ordering and Approving Plans and Specifications for Project No. 10-02F, C.S.A.H. 41 Bike and Pedestrian Trail

Administrator Sande presented background information on the proposed bike and pedestrian trail reporting the trail will be constructed from Pleasant View Drive down the east side of Rockford Road connecting to Minnemishinona Falls. He reported this is an ATP project funded by federal and MSA dollars. **Council Member Norland moved, seconded by Council Member Steiner, to adopt Resolution No. 22-10 Ordering and Approving Plans and Specifications for Project No. 10-02F, C.S.A.H. 41 Bike and Pedestrian Trail. Vote on the Resolution: DeWitte, Steiner, Norland 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. South Central Emergency Preparedness Conference, North Mankato, May 12 for Emergency Management Director.

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

Report from the Mayor**Res. No. 23-10 Making Appointment to the Board of Appeal and Equalization**

Mayor Zellmer reported an opening has occurred on the Board of Appeal and Equalization. He is recommending John Daley be appointed to fill this vacancy for the term of March 15, 2010 to December 31, 2012. **Council Member Steiner moved, seconded by Council Member Zellmer, to adopt Resolution No. 23-10 appointing John Daley to the Board of Appeal and Equalization for the term of March 15, 2010 to December 31, 2012. Vote on the Resolution: DeWitte, Steiner, Norland and Zellmer, aye; no nays. Motion carried.**

The Mayor reported Helen Griffith of Grandma's V-Store passed away this week. He stated Helen had a huge presence on Belgrade Avenue and offered his condolences to her family and friends.

The Mayor reported on a hearing of the State Transportation Policy Committee regarding inclusion of Highway 14 in a revised MnDOT Transportation Plan.

Open the Meeting to the Public for the Second Time

David Peterson, 488 Marvin Boulevard

David Peterson, 488 Marvin Boulevard, appeared before the Council with questions about the bike trail on the east side of Rockford Road. Staff will send a map of the bike trail project to him. Mr. Peterson also asked about the storm water from the CSAH 41 Project. Engineer Malm reviewed the water flows reporting the easterly edge will be a storm water detention pond and restored wetland.

Bob Timm, 108 Emerald Court, Mankato

Bob Timm, 108 Emerald Court, Mankato, appeared before the Council and explained the drain tile system in the area immediately west of the industrial park.

Bills and Appropriations

Council Member Steiner moved, seconded by Council Member DeWitte, to approve all bills and appropriations in the amount of \$200,516.53. Vote on the motion: DeWitte, Steiner, Norland and Zellmer, aye; no nays. Motion carried.

There being no further business, the meeting was adjourned at 7:55 p.m. on a motion by Council Member Steiner, seconded by Council Member Norland. Vote on the motion: DeWitte, Steiner, Norland and Zellmer, aye; no nays. Motion carried.

Mayor

City Clerk