

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 7, 2011. Mayor Dehen 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 Dehen, Council Members Norland, Schindle and Freyberg, City Administrator Sande, Finance Director Mork, City Clerk Gehrke, Attorney Kennedy, Engineer Malm and Planner Fischer. Absent: Council Member Steiner.

### **Approval of Minutes**

**Council Member Freyberg moved, seconded by Council Member Schindle, to approve the minutes of the Council meeting of February 22, 2011. Vote on the motion: Norland, Schindle, Freyberg and Dehen aye; no nays. Motion carried.**

### **Correspondence**

#### **Certificate of Achievement for Excellence in Financial Reporting for FY Ended December 31, 2009**

Mayor Dehen read a letter from the Government Finance Officers Association with notification that the City's Comprehensive Annual Financial Report for the fiscal year ended December 31, 2009 qualified for a Certificate of Achievement for Excellence in Financial Reporting. The Mayor congratulated the Finance Director for this accomplishment.

### **Open the Meeting to the Public for the First Time**

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

### **Nicollet County Board Action**

Administrator Sande reported the Nicollet County Board authorized the County to do appraisals of the DDD Motel Corporation (Best Western Hotel and Restaurant) and Emerson Electric (Kato Engineering).

### **Staff Reports**

#### **City Administrator**

#### **Res. No. 20-11 Setting Public Hearing for 7 p.m. on Monday, April 18, 2011 for Review of Plans for TH 14/CSAH 41 Interchange**

Administrator Sande presented Resolution No. 20-11 setting a public hearing for 7 p.m. on Monday, April 18, 2011 for Review of Plans for the TH 14/CSAH 41 Interchange Project. **Council Member Schindle moved, seconded by Council Member Norland, to adopt Resolution No. 20-11 Setting a Public Hearing for 7 p.m. on Monday, April 18, 2011 for Review of Plans for the TH 14/CSAH Interchange. Vote on the Resolution: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.** Administrator Sande reported the Minnesota Department of Transportation (MnDOT) has scheduled a public meeting for Tuesday, March 22, 2011 from 5-7 p.m. to be held at Fire Station No. 2 Community Room. The public is invited to attend the meeting and learn about the interchange, associated roundabouts and a two-mile extension of four lanes to Nicollet County Highway 6.

#### **Res. No. 21-11 on the Proposal to Modify Industrial Development District No. 1 and Setting Public Hearing for 7 p.m. on Monday, April 4, 2011**

Administrator Sande reported that subsequent to the Port Authority's acquisition of a 50.40-acre parcel to be added to the Northport Industrial Park, it is necessary to hold a public hearing to consider modification of Industrial Development District No. 1 to encompass the additional real estate.

**Council Member Norland moved, seconded by Council Member Schindle, to set a public hearing for 7 p.m. on Monday, April 4, 2011 to consider the modification of Industrial Development District No. 1. Vote on the Resolution: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**Res. No. 22-11, Establishing MSA Street**

Administrator Sande reported the City currently as .28 miles of undesignated MSA eligibility and is recommending allocating that mileage to the section of Garfield Avenue between Center Street and Range Street. He reported that by designating Garfield Avenue as an MSA Street, the City will begin to draw needs based on the future construction requirements to reconstruct that portion of Garfield Avenue, which is included in the Five-Year Capital Improvement Plan for 2013. **Council Member Norland moved, seconded by Council Member Freyberg, to adopt Resolution No. 22-11 Establishing MSA Street. Vote on the motion: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**Set Spring Cleanup for May 9-13 for Valley and May 16-20 for Hilltop**

Administrator Sande presented recommendations for spring cleanup dates proposing May 9-13 in the Valley and May 16-20 for the Hilltop. He reported the recommended dates are later this year due to the lateness of the Easter holiday. Administrator Sande requested the spring cleanup be curbside and the Council wait to make any decision about a fall cleanup until after the Legislative Session. Council Member Freyberg requested the cost of the curbside cleanup and also a list of the number of appliances picked up and the cost for the disposal of the appliances. Council also requested a report of what appliance dealers charge for disposal of appliances. Finance Director Mork will research the cost of a curbside pickup, the number of appliances picked up and cost, and the amount charged by appliance dealers for disposal of appliances and report to the Council at their March 21, 2011 Council meeting. **Council Member Schindle moved, seconded by Council Member Norland, to set spring cleanup for May 9-13 for the Valley and May 16-20 for the Hilltop. Vote on the motion: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**Set Opening of Compost Site for April 2, 2011**

**Council Member Norland moved, seconded by Council Member Schindle, to set the opening of the compost site for April 2, 2011. Vote on the motion: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**Set Water Main Flushing for April 25-May 6, 2011**

**Council Member Norland moved, seconded by Council Member Freyberg, to set water main flushing for April 25-May 6, 2011. Vote on the motion: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**School and Conference**

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

1. NAB Conference, Las Vegas, April 9-14, for Public Access Coordinator.

**Vote on the motion: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**City Clerk****Parade Permit for MSU Small Group Project 5K Walk in Benson Park**

Clerk Gehrke presented an application for a parade permit for the MSU Small Group Project 5K Walk in Benson Park from 9 a.m. to 11 a.m. on Saturday, April 16, 2011. The North Mankato Police Chief has approved this application. **Council Member Schindle moved, seconded by Council Member Norland, to approve the parade permit for the MSU Small Group Project 5K Walk in Benson Park from 9 a.m. to 11 on Saturday, April 16, 2011. Vote on the motion: Norland, Schindle, Freyberg and Dehen; aye; no nays. Motion carried.**

**Audio and Large Group Permit for MSU Small Group Project 5K Walk, Benson Park, Saturday, April 16, 2011**

Clerk Gehrke presented a request from the MSU Small Group Project for an audio and large group permit for their 5K Walk at Benson Park from 9 a.m. to 11 a.m. on Saturday, April 16, 2011. **Council Member Schindle moved, seconded by Council Member Norland, to approve the audio and large group permit for the MSU Small Group Project 5K Walk to be held at Benson Park from 9 a.m. to 11 a.m. on Saturday, April 16, 2011. Vote on the motion: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**Audio and Large Group Permit for Taylor Picnic, Spring Lake Park, Sunday, September 11, 2011**

Clerk Gehrke presented a request for Taylor Corporation to hold their company picnic at Spring Lake Park on Sunday, September 11, 2011 from 7 a.m. to 10 p.m. She reported the expected attendance is 1,200 people and the group will bring in a dumpster for garbage. **Council Member Norland moved, seconded by Council Member Schindle, to approve the audio and large group permit for the Taylor Picnic to be held at Spring Lake Park on Sunday, September 11, 2011 from 7 a.m. to 10 p.m. Vote on the motion: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**Audio and Large Group Permit for Arthritis Foundation Walk, Spring Lake Park, Saturday, April 30, 2011**

Clerk Gehrke presented a request from the Arthritis Foundation for an audio and large group permit for the Arthritis Walk to be held at Spring Lake Park on Saturday, April 30, 2011 from 7 a.m. to 1 p.m. The parade permit for the Arthritis Foundation Walk was approved in October 2010. **Council Member Schindle moved, seconded by Council Member Norland, to approve the audio and large group permit for the Arthritis Walk to be held at Spring Lake Park on Saturday, April 30, 2011 from 7 a.m. to 1 p.m. Vote on the motion: Norland, Schindle, Freyberg and Dehen, aye; no nays. Motion carried.**

**City Engineer**

Engineer Malm gave an update of the 169 Corridor Coalition reporting a ranking of the projects along Highway 169 has been established. The 14/169 interchange ranked near the top of the list. He also reported the addition of an acceleration lane on northbound 169 for Highway 14 eastbound traffic turning left is planned for 2012.

**Report from Council Members****Council Member Norland**

Council Member Norland reported the Park & Green Spaces Committee met on March 1, 2011 and the Committee requested the Council consider a pilot program designating Spring Lake Park as a

dog-walking park. She stated she will bring this item to the Council as a formal request at their Council meeting of March 21, 2011.

**Council Member Schindle**

Council Member Schindle asked about what plans have been made for any potential flooding. Administrator Sande reported there is a 40 percent chance of the river reaching the 30' level. Staff has attended webinars on flooding, a 24-hour dike patrol will begin when the river reaches 22' and the City has 130,000 sandbags on hand and enough polyurethane to run the length of the dike. He also reported the Governor will be in North Mankato on Tuesday, March 15, 2011 to discuss possible flooding.

**Council Member Freyberg**

Council Member Freyberg asked for clarification of the payment of the \$65,000 for wastewater for March that was paid to the City of Mankato for wastewater treatment. Administrator Sande reported payments are made each month to the City of Mankato and at the end of the year the actual bill is calculated and a final payment is made.

Council Member Freyberg reported the items purchased by the City of North Mankato from Mankato Oil & Tire are through a government contract. He also reported that he is not associated with Freyberg Oil. Attorney Kennedy stated this does not constitute a conflict of interest nor is it a conflict of interest if a Council Member is only the employee of an organization doing business with the City of North Mankato.

**Report from Mayor**

**Proclamation naming March 22, 2011 as American Diabetes Association Alert Day in North Mankato**

Mayor Dehen read a proclamation naming March 22, 2011 as American Diabetes Association Alert Day in North Mankato and encouraged all citizens to help fight this disease by increasing awareness.

The Mayor reported he attended the Fire Safety School which was held on Saturday, March 5, 2011 at South Central College. He reported a record attendance with 832 firefighters representing 178 Fire Departments in South Dakota, Iowa, Wisconsin and Minnesota. He thanked Fire Chief Pohlman, the vendors and the visitors for their efforts in making the Fire Safety School a success.

The Mayor reported the Coalition of Greater Minnesota Cities Lobbying Day at the Capitol is Thursday, March 10, 2011. He reported he would be unable to attend but invited the Council Members to attend.

The Mayor reported "Coffee with the Council" will be held from 10-11 a.m. on Saturday, March 12, 2011 at Bobby Joes.

**Open the Meeting to the Public for the Second Time**

**Phil Henry, 1300 Noretta Drive**

Phil Henry, 1300 Noretta Drive, appeared before the Council to express his concern about the large number of deer that are eating the vegetation in his yard.

**Bills and Appropriations**

Council Member Schindle moved, seconded by Council Member Norland, to approve all bills and appropriations in the amounts of \$17,600.48 and \$294,325.38. Vote on the motion: Norland, Schindle, Freyberg and Dehen; aye; no nays. Motion carried.

There being no further business, the meeting was adjourned at 7:43 p.m. on a motion by Council Member Norland, seconded by Council Member Freyberg. Vote on the motion: Norland, Schindle, Freyberg and Dehen; aye; no nays. Motion carried.

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Mayor

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City Clerk