

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 August 1, 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 Schindle, Freyberg and Steiner, Administrator Sande, City Clerk Gehrke, Finance Director Mork, Attorney Kennedy, and Planner Fischer. Absent: Council Member Norland and Engineer Malm.

Approval of Agenda

There were no changes to the agenda as presented.

Approval of Minutes

Council Member Steiner moved, seconded by Council Member Schindle, to approve the minutes of the Council meeting of July 18, 2011. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.

Correspondence

Letter from Minnesota Department of Agriculture

Mayor Dehen read a letter from the Minnesota Department of Agriculture announcing an emergency response meeting to be held in St. Peter on Tuesday, August 23, 2011.

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 stated his concerns regarding items listed in the proposed 2012 Budget and 5-Year Capital Improvement Plan.

Phil Henry, 1300 Noretta Drive

Phil Henry, 1300 Noretta Drive, appeared before the Council with a question about the purchase of City shirts for the Mayor, Council and staff. He also asked if contact has been made about the training credit for the Howe fire truck donated to SCC. Administrator Sande reported that Chief Boyer is in contact with SCC regarding this subject.

Paul Anderson, 1255 Lake Street

Paul Anderson, 1255 Lake Street, appeared before the Council to discuss the twin home at this address which was built in 2005. He reported that on June 25, 2010 the hill behind his home shifted and on March 20, 2011 another collapse of the hillside occurred. On March 23, 2011 a tree went through the roof of the other side of the twin home which is in foreclosure. He reported the mortgage company was contacted in an effort to get the twin home repaired. Mr. Anderson asked about the history of the hillside and if the City has made any changes in this area. Construction Inspector Marion Haayer responded regarding the drainage in this area. Attorney Kennedy stated that he would be happy to review this matter and to write to the mortgage company in an attempt to help Mr. Anderson.

Staff Reports

City Administrator

Res. No. 38-11 Setting Gas Mileage Reimbursement Rate

Administrator Sande presented Resolution No. 38-11 setting the gas mileage reimbursement rate at \$0.555, which is the standard mileage rate for reimbursement of business mileage set by the federal government effective July 1, 2011. **Council Member Freyberg moved, seconded by Council Member Steiner, to adopt Resolution No. 38-11 setting the gas mileage reimbursement rate at**

\$0.555 effective July 1, 2011. Vote on the Resolution: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.

Crime Alert

Administrator Sande reported a notice was recently sent in the utility billing reporting increased thefts from vehicles in North Mankato. Police Chief Boyer appeared before the Council and reported the Police Department has received a number of calls about thefts from vehicles and garages. He reminded residents to lock their vehicle doors, the doors to their homes and garages and to keep all valuables out of sight. He asked residents to call the Police Department when they observe anything in their neighborhood or in the City of North Mankato that appears suspicious. The Police Chief reported that four juveniles were arrested for thefts that took place during the Fun Days celebration.

Res. No. 39-11 Support for the North Mankato Post Office

Administrator Sande reported the United States Postal Service (USPS) has created a list of post offices being considered for closure and the North Mankato Post Office is again listed. He reported most of the communities on the list are very small. He presented Resolution No. 39-11 in support of the North Mankato Post Office. The resolution refers to the population of the City of North Mankato (13,394), that the City is a growing regional center which relies on the post office for the large employment base and significant business sector and that the North Mankato Post Office is handicap accessible for senior and disabled local residents. **Council Member Steiner moved, seconded by Council Member Schindle, to adopt Resolution No. 39-11 Support for the North Mankato Post Office. Vote on the Resolution: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.**

City Clerk

Application for Taxicab License, Blue Earth Taxi, 104 E. Vine Street

Clerk Gehrke presented an application for a taxicab license for Blue Earth Taxi, 104 E. Vine Street, Mankato. The applicant, Darius Knox, was in attendance and in answer to a question from the Council reported the fare for service anywhere in North Mankato will be \$5.00. The Clerk reported the necessary certificates of insurance and vehicle inspection reports were current. The North Mankato Police Chief has approved this application. **Council Member Schindle moved, seconded by Council Member Steiner, to approve the taxicab license for Blue Earth Taxi, 104 E. Vine Street for 2011. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.**

Application for Temporary 3.2 Malt Liquor License, Men's State Tournament, Caswell Park, August 12-14, 2011

Clerk Gehrke presented an application for a temporary 3.2 malt liquor license for the Men's State Tournament to be held at Caswell Park on August 12-14, 2011. The North Mankato Police Chief has approved this application. In response to a question from the Council, Administrator Sande reported the City receives 15 percent of all gross sales and the license fees. **Council Member Schindle moved, seconded by Council Member Steiner, to approve the 3.2 malt liquor license for Civic & Commerce Association for the Men's State Tournament at Caswell Park on August 12-14, 2011. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.**

Application for Temporary 3.2 Malt Liquor License, Men's Modified and Women's Northern National Tournaments, Caswell Park, September 2-5, 2011

Clerk Gehrke presented an application for a temporary 3.2 malt liquor license for the Men's Modified and Women's Northern National Tournaments to be held at Caswell Park on September 2-5,

2011. The North Mankato Police Chief has approved this application. **Council Member Steiner moved, seconded by Council Member Schindle, to approve the 3.2 malt liquor license for Civic & Commerce Association for the Men's Modified and Women's Northern National Tournaments at Caswell Park on September 2-5, 2011. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.**

Application for Temporary 3.2 Malt Liquor License, Men's Slow Pitch Fall State Tournament, Caswell Park, September 30-October 2, 2011

Clerk Gehrke presented an application for a temporary 3.2 malt liquor license for the Men's Slow Pitch Fall State Tournament to be held at Caswell Park on September 30-October 2, 2011. The North Mankato Police Chief has approved this application. **Council Member Steiner moved, seconded by Council Member Freyberg, to approve the 3.2 malt liquor license for Civic & Commerce Association for the Men's Slow Pitch Fall State Tournament at Caswell Park on September 30 – October 2, 2011. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.**

Application for Wholesaler's/Manufacturer's Intoxicating Liquor (Micro Brewery) License for Mankato Brewery, 1119 Center Street

Clerk Gehrke presented an application for a Wholesaler's/Manufacturer's Intoxicating Liquor (Micro Brewery) license for Mankato Brewery, 1119 Center Street. She reported this is a State license that needs Council approval prior to the application being submitted to the State. Once the business is approved as a micro brewery at the State level, Mankato Brewery will apply for two additional licenses at the City level, a growler license to sell off-sale and a pints on premise permit. Shareholder Tim Tupy was in attendance at the meeting to answer questions. Mr. Tupy reported he is a 30% shareholder, Anthony Feuchtenberger is a 30% shareholder and the other 19 shareholders hold 40% of Mankato Brewery. Mr. Tupy reported the plumbing work is in process and test brews will be conducted in September. The Police Department has conducted background investigations on all shareholders of the company and recommends approval of the application. **Council Member Freyberg moved, seconded by Council Member Steiner, to approve the application for the Wholesaler's/Manufacturer's Intoxicating Liquor License for Mankato Brewery. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.**

Audio and Large Group Permit for Hy-Vee Company Picnic, Spring Lake Park

Clerk Gehrke presented an application for an audio and large group permit for Hy-Vee to hold their company picnic at Spring Lake Park on Friday, August 5, 2011 from 3 p.m. to 10 p.m. **Council Member Freyberg moved, seconded by Council Member Steiner, to approve the audio and large group permit for Hy-Vee to hold their company picnic at Spring Lake Park from 3 p.m. to 10 p.m. on Friday, August 5, 2011. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.**

Parking Request for Beans Plus Munchkin Markets, 2101 Rolling Green Lane

Clerk Gehrke presented a request to allow parking in the Park Department parking lot, on the west side of Rolling Green Lane and the north side of Carlson Drive from Rolling Green Lane to Lookout Drive for the Beans Plus Munchkin Markets, 2101 Rolling Green Lane to be held August 18-21, 2011. **Council Member Steiner moved, seconded by Council Member Schindle, to approve the parking request for Beans Plus Munchkin Markets, 2101 Rolling Green Lane. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.**

Report from Council Members

Council Member Freyberg

Council Member Freyberg asked about the dollar amount department heads are authorized to spend without Council approval. Administrator Sande reported the Public Works Director works with the Department Heads for major purchases and large items are sent to the Council for approval after bids are taken. Department Heads are authorized to spend from regular line item budgets.

Council Member Freyberg asked why crops were not planted on the 40-acre school site expressing his concern about the noxious weeds. Administrator Sande reported it was the School District's decision based on an expectation that construction would begin on the soccer complex in 2011. The part of the site designated for the future elementary school was seeded to alfalfa. The Administrator reported he met with representatives of the Soccer Association about the soccer fields on this site and a report will be forthcoming.

Report from the Mayor

The Mayor presented pictures of the Celebrity Horseshoe Tournament and announced the City of North Mankato won the tournament. He requested the pictures be posted on the City's website.

The Mayor reported the next "Coffee with the Council" will be held on Saturday, August 13, 2011.

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 requested clarification about some of the bills on the claim report.

Bills and Appropriations

Council Member Steiner moved, seconded by Council Member Freyberg, to approve all bills and appropriations in the amounts of \$24,274.10 and \$700,126.97. Vote on the motion: Schindle, Freyberg, Steiner and Dehen, aye; no nays. Motion carried.

There being no further business, the meeting was adjourned at 7:58 p.m.

Mayor

City Clerk