

Pursuant to due call and notice thereof, a regular meeting of the North Mankato City Council was held in the Council Chambers of the Municipal Building on October 1, 2012. Mayor Dehen called the meeting to order at 7 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 Norland, Interim Administrator Fischer, Finance Director Thorne, Attorney Kennedy and City Clerk Gehrke. Absent: Council Member Steiner and Engineer Malm.

**Approval of Agenda**

**Council Member Freyberg moved, seconded by Council Member Norland, to approve the agenda with anyone speaking about the Amendment to the Minnesota Constitution to appear at the second open the meeting to the public. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**Approval of Minutes**

**Council Member Freyberg moved, seconded by Council Member Schindle, to approve the minutes of the Council meeting of September 17, 2012. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**Council Member Schindle moved, seconded by Council Member Norland, to approve the minutes of the Council Workshop of September 17, 2012. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**Correspondence**

**Letter from Tim Penny, Southern Minnesota Initiative Foundation**

The Mayor read a letter from Tim Penny, President/CEO of the Southern Minnesota Initiative Foundation (SMIF) thanking the City for allowing him to provide an update of SMIF's work in the 20-county region.

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

**Barb Church, 102 E. Wheeler Avenue**

Barb Church, 102 E. Wheeler Avenue, appeared before the Council reporting she attended the Intergovernmental Meeting of September 12, 2012. She stated the meeting was filled with positive energy and she voiced her support for a Joint Powers Agreement for a regional Economic Development Authority (EDA) and asks the new Council support this.

**Consent Agenda**

**Council Member Freyberg moved, seconded by Council Member Norland, to approve the Consent Agenda which includes:**

1. Audio and Large Group Permit for Holy Rosary Picnic, Wheeler Park, Sunday, September 8, 2013 from 6:30 a.m. to 3:30 p.m.
2. Large Group Permit for Mankato Eagles Club Family Picnic, Wheeler Park, Sunday, July 21, 2013 from 10 a.m. to 10 p.m.
3. Audio Permit for Catholic Order of Foresters Family Picnic, Spring Lake Park, Sunday, July 28, 2013, from 10:30 a.m. to 3:30 p.m.
4. Audio and Large Group Permit for CTS Customer Appreciation, 200 Belgrade, Thursday, October 11, 2012, from 4:00 p.m. to 7:00 p.m.
5. Audio and Large Group Permit for St. Paul's Lutheran Church Fall Festival, 304 Wheeler Avenue, Friday, October 26, 2012 from 3:00 p.m. to 8:00 p.m.

## 6. Resolution Approving Donations and Contributions.

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

**Staff Reports****Interim City Administrator****Lighting Agreement between the City of North Mankato and Mankato United Soccer Club**

Interim Administrator Fischer presented background information reporting as part of the Caswell North soccer field development, the Mankato United Soccer Club wishes to add lighting to the championship field at their own expense. Musco Lighting requires that lease purchase agreements are coordinated with local governments or school districts. Since the City is a member of the U.S. Communities Cooperative Purchase Organization, this enables the City to enter into such an agreement on behalf of the soccer club. He presented an agreement between the City of North Mankato and the soccer club whereby the soccer club will reimburse the City in full for the lighting project estimated at \$106,000. The City will enter into a lease purchase agreement with Musco Finance for a seven-year term with annual payments of \$18,015.94 which will be the amount donated annually from the Mankato United Soccer Club for the lights. **Council Member Norland moved, seconded by Council Member Schindle, to approve the Lighting Agreement between the City of North Mankato and the Mankato United Soccer Club. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**Update of Municipal Building HVAC**

Interim Administrator Fischer reported that due to the age and condition of the HVAC unit at the Municipal Building, no further repairs can be made to provide heat to the administration side of the building. He reported the estimated cost of a new HVAC system for the entire building is \$98,300, however, estimates were obtained to provide heat only to the administration side and Council Chambers in 2012 and a cooling system for the entire building in 2013. The estimated cost for the heating system is \$65,200 and the estimated cost of the cooling system is \$45,480. The Finance Director was directed to review the availability of funds for this purchase in 2012. **Council Member Freyberg moved, seconded by Council Member Norland, to approve the expenditure of \$65,200 in 2012 for the heating system to the administration side and Council Chambers of the Municipal Building. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**Set Public Hearing for 7 p.m. on Monday, October 15, 2012 to Vacate Utility Easements – Northport No. 14**

Interim Administrator Fischer reported as part of the replatting of land in the Northport Industrial Park, it is necessary to vacate existing utility easements and as part of this process, it is necessary that a public hearing be held to provide comment. **Council Member Schindle moved, seconded by Council Member Norland, to set a public hearing for 7 p.m. on Monday, October 15, 2012 to consider the vacation of utility easements in Northport No. 14. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**School and Conference**

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

1. MCFOA Region V Training Session, Winnebago, October 12, for City Clerk and Deputy City Clerk.

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

**City Clerk**

**Res. No. 62-12 Appointing Election Judges for General Election**

**Council Member Norland moved, seconded by Council Member Schindle to adopt Resolution No. 62-12 Appointing Election Judges for the General Election to be held on November 6, 2012. Vote on the Resolution: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**Application for On-Sale Intoxicating Liquor, Sunday Liquor and Soft Drink Licenses for SBK Corp. dba Taj Mahal Indian Cuisine, 1802 Commerce Drive**

Clerk Gehrke reported the Police Chief has reviewed the application and recommends approval of the on-sale intoxicating liquor, Sunday liquor and soft drink licenses for SBK Corp dba Taj Mahal Indian Cuisine, 1802 Commerce Drive. The Clerk reported the necessary insurance is in place and the Taj Mahal will open after approval of the licenses. **Council Member Norland moved, seconded by Council Member Schindle, to approve the on-sale intoxicating liquor, Sunday liquor and soft drink licenses for SBK Corp. dba Taj Mahal Indian Cuisine, 1802 Commerce Drive. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**Finance Director**

**Request for Proposal for Refuse and Recycling Services**

Finance Director Thorne presented a Request for Proposal (RFP) which outlines the requirements for refuse and recycling services. She reported the RFP calls for a start date of not later than June 1, 2013 and requires the successful contractor to work with the present contractor. The recycling portion of the RFP calls for a two-sort recycling system. The deadline for submitting an RFP is 5 p.m. on November 13, 2012. The Finance Director reported she will send the RFP out to all known interested parties and notice will be on the City's website and published in the *Free Press*. **Council Member Schindle moved, seconded by Council Member Norland, to approve the Request for Proposal (RFP) for Refuse and Recycling Services. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

**Report from Council Members**

**Council Member Freyberg**

Council Member Freyberg reported he attended the first Bicycle Commission meeting on Wednesday, September 19, 2012. He reported this was a very positive meeting with a lot of interest from bicyclists.

Council Member Freyberg inquired about the dollar threshold for receiving competitive bids versus quotes for City projects. Interim Administrator Fischer will report back to the Council regarding this item. He stated he would like the City to obtain another quote for the HVAC improvements at the Municipal Building.

**Council Member Norland**

Council Member Norland reported she attended the Community Ed meeting and more events have been scheduled for children after school and during vacations.

**Report from Mayor**

**Bicycle Commission By-laws**

Mayor Dehen presented the proposed Bicycle Commission By-laws for Council approval. The

Mayor reported the Bicycle Commission shall act on behalf of the City of North Mankato and its citizens as a voluntary advisory panel charged with: a) Promoting bicycling tourism/commuting opportunities within the City of North Mankato and surrounding jurisdictions; b) Improving bicycling safety and awareness; c) Coordinating bicycling routes with new and existing trails, schools and parks; d) Cooperating with the Greater Mankato Bike & Walk Advocates, Greater Mankato Multisport Club and other interested and invested community groups; e) Coordinating new and existing bicycling events for the benefit of our citizens and guests; and f) Coordinating with the City of Mankato to enhance our Bicycle-Friendly Community status. The by-laws include a two-year sunset provision to be reviewed by the City Council to measure the accomplishment of its tasks and goals. The Mayor reported the next Bicycle Commission meeting will be held at 6 p.m. on Wednesday, October 17, 2012 in the Conference Room of the Municipal Building. **Council Member Norland moved, seconded by Council Member Schindle, to approve the Bicycle Commission By-laws. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

### ***Twin Cities Business Magazine***

Mayor Dehen reported the October 2012 edition of the *Twin Cities Business* magazine features a six-page article about the Greater Mankato Area, the positive employment rate and new businesses established.

### **Proclamation Declaring October Chiropractic Month**

Mayor Dehen reported that the Mayors of Mankato and North Mankato signed a joint proclamation declaring October Chiropractic Month.

### **Coffee with the Council**

Mayor Dehen reported the next Coffee with the Council will be held at Nakato Bar & Grill from 10-11 a.m. on Saturday, October 13, 2012.

### **“Bier on Belgrade” Celebration**

The Mayor reported the “Bier on Belgrade” celebration will be held from 12 noon to 8 p.m. on Saturday, October 6, 2012. Three bands will be performing and a commemorative stein will be available to purchase for \$15 of which \$5 will be donated for the food shelf. As is tradition, Mayor Dehen will be tapping the first keg at noon.

### **Consider Setting Public Hearing to Discuss Amendment to the Minnesota Constitution**

The Mayor reported that anyone wishing to address the Council regarding the merits concerning a public hearing to discuss the proposed amendment to the Minnesota Constitution should appear at this time. The following appeared in support of holding a public hearing: Nancy Cramblit, 19 Holiday Court; Scott Thiem, 1003 Shady Oak Drive; and Jean Lovett, 134 Hawaiian Drive, Mankato. The following appeared in opposition of holding a public hearing: Bob Wegscheid, 212 Candi Court and Russ Blaschko, 637 Grayhawk Drive, Mankato. Council Member Schindle stated he does not believe this is something the City should be involved with. The Mayor reported this will be decided at the ballot box on November 6, 2012 by the voters. Council Member Norland reported the business of the Council is to provide parks, streets and utilities and the Council should not be involved in items such as the amendment to the Minnesota Constitution. The Council took no action on this item.

### **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 Freyberg, to approve all bills and appropriations in the amounts of \$7,596.04 and \$526,257.60. Vote on the motion: Schindle, Freyberg, Norland and Dehen, aye; no nays. Motion carried.**

There being no further business, the meeting was adjourned at 7:50 p.m.

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Mayor

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City Clerk