

M I N U T E S
COMMON COUNCIL CHARTER MEETING
JUNE 7, 1999
5:30 P.M.
COUNCIL CHAMBERS

MEMBERS PRESENT: Mayor Rietz, Council Member-at-Large Chaffee, Council Members Romo, Jorgenson, Poppe, Nordin and Lang.

MEMBERS ABSENT: Council Member Penske.

OTHERS PRESENT: News Media. Public. High School students.

Item removed from agenda: #19 Appeal of off-street parking by Motor Supply Co. Items added to the agenda: #20 Appointment of Todd Clendon and Jason Mindrup from the current (September 1998) patrol officer list as new patrol officers.

#21 Appointment of Sgt. David Schafer to detective.

#22 Appointment of Officer John Mueller to sergeant/investigator position.

#23 Reappointments of five people to the Austin Port Authority for a six-year term.

#24 Resolution approving the plan for the expenditure of the residual asset from the merged police and fire consolidated accounts.

Moved by Council Member-at-large Chaffee, seconded by Council Member Poppe, approving the agenda. Carried.

Moved by Council Member Jorgenson, seconded by Council Member Poppe, approving the minutes of 5/17/99 Council Meeting. Carried.

Life Skills Class of Randa Strom and Susan Stevenson presented a report on local government.

Brad Johnson, 1200 10th Street NE, spoke regarding the Riverside Arena asking Council not to forget about hockey for the arena.

Moved by Council Member Poppe, seconded by Council Member Romo, approving the consent agenda as follows:

The following licenses are for the SPAM TOWN ™ Festival July 1-4, 1999.

Temporary Food: Holiday Inn/Torge's, 1701 4th Street NW

Cash Wise Foods, 1300 18th Avenue NW

Culligan Water, 407 2nd Street NE

Lea Hejl dba Diamond Dave's, 1305 4th Street SW

Loren Nelson dba SPAM Coney Island Style, 2222 Albion Ave., Fairmont Early Risers Kiwanis, 606 11th Avenue NW

Austin Dairy Queen, 1200 W. Oakland

John Eckerman dba Kemp's Ice Cream, 400 N. Broadway, Rochester
Rob Bowe dba SNAK Fair/SNAK Distributing
Brad Price dba Godfather's Pizza, PO Box 2800, Spirit Lake, IA
Charles Connelly dba Charlie's, 19205 34th St., NE, St. Charles
Oliver Regal dba Regal Concessions, 1929 3rd Ave. NE #2, Rochester
Florence Peterson dba Peterson Mini-Donuts, 13665 Hwy 169, Blue Earth
Lucian Bejinariu dba Taste of Greece, 4017 80th Ave. N, Brooklyn Park
Bonnie Ceroll dba Bonnie's Concession, Rt 1, Box 242A, Browns Valley
Nannette L. Anderson dba Tommy's Concessions, 10967 Cty Rd 8 SW, Stewartville
Dave Watkins dba Dave's Concessions, 1905 12th Street SW, Austin

Temporary Food: Austin Rotary Club @ St. Edward's Church for August 24, 1999
Hormel Employees Credit Union, 400 4th Ave. NE for July 1-2; September 9-10
One-day gambling: Austin Area Chamber of Commerce @ Austin Country Club, 8th St NE & I90 for October 20, 1999
American Legion Post 91 @ Mower County Fairgrounds, June 18&19;
August 10-15, 1999
Church of St. Edward, 2001 2nd Avenue NW for July 15, 1999

Food: Troy Goergen dba Southern Minny Stars, PO Box 306
3.2 Beer On-Sale: Troy Goergen dba Southern Minny Stars, PO Box 306
Tree Removal: Terry's Painting & Tree Service, 1602 4th St. SE

Moved by Council Member Lang, seconded by Council Member Nordin, to adopt a resolution calling a public hearing to modify Municipal Development District No. 1 and establish Tax Increment Financing District No. 10, and the tax increment financing plan relating thereto. 6-0. Carried.

Moved by Council Member Jorgenson, seconded by Council Member Romo, setting a hearing for June 21, 1999 for a variance from City Code governing corner side yard setback in an "R-1" Single Family Residence District as requested by Howard and Maxine Johnson, 2100 5th Avenue NW. Carried.

Moved by Council Member Poppe, seconded by Council Member-at-Large Chaffee, setting a hearing for June 21, 1999 for a variance from City Code requiring the total area of all accessory structures to be no more than 1000 square feet in an "R-1" Single Family Residence District as requested by Jay A. Carlson, 1608 16th Street SW. Carried.

City Administrator Patrick McGarvey presented a resolution approving a loan program via the Austin Port Authority for supporting private investment for the rehabilitation of commercial buildings in targeted areas. Mr. McGarvey said the Port Authority would make available \$100,000 for loans to business owners within a targeted area. Council Member-at-Large Chaffee stressed that this program is a loan program for a fixed amount of time. Council Member Lang said that this is a pilot program for the first year and if successful, the program may extend to the Sterling Shopping Center and Eastside in the future. Moved by Council Member-at-Large Chaffee, seconded by Council Member Poppe, to adopt aforesaid resolution. 6-0. Carried.

City Administrator Patrick McGarvey presented a resolution to approve a resolution adopting the Employee Position Classification and Pay Plan and Policy for its Administration, 1999 - 2001. The agreement includes pay plans for a small amount of employees not in any bargaining unit. Moved by Council Member Poppe, seconded by Council Member-at-Large Chaffee, to adopt aforesaid resolution. 6-0. Carried.

Moved by Council Member Romo, seconded by Council Member Poppe, authorizing the Mayor to certify statutory tort liability non-waiver to the League of Minnesota Cities Insurance Trust. 6-0. Carried.

Moved by Council Member Nordin, seconded by Council Member-at-Large Chaffee, approving street closing of 10th Street NE from 3rd Avenue NE to 4th Avenue NE for Eastside Summerfest on Friday, June 18 and Saturday, June 19, 1999. 5-0. Council Member Lang abstaining. Carried.

Park and Rec Director Denny Maschka presented the revised ordinance for the Mill Pond paddleboat. The revised ordinance restricts the use of internal combustion motors and the use of jet skis. Moved by Council Member Lang, seconded by Council Member Nordin, to prepare the aforesaid ordinance. Carried.

Moved by Council Member Lang, seconded by Council Member Nordin, to move the ordinance to the first reading. Carried.

Moved by Council Member Lang, seconded by Council Member Nordin, for adoption of the first reading. 6-0. Carried.

Moved by Council Member Lang, seconded by Council Member Nordin, to move the ordinance to the second reading. 6-0. Carried.

Moved by Council Member Lang, seconded by Council Member Nordin, to move the ordinance to the third and final reading. Carried.

Moved by Council Member Lang, seconded by Council Member Nordin, for adoption and publication of the ordinance. 6-0. Carried.

Moved by Council Member Jorgenson, seconded by Council Member Nordin, approving the first two parking stalls going west on 1st Avenue NW from 4th Street for two-hour parking. Carried.

Moved by Council Member Jorgenson, seconded by Council Member Romo, adopting the resolution exempting Cottage Homesteads, Inc. from Austin City Code 13 of subdivision regulation and requirements. 6-0. Carried.

Moved by Council Member Jorgenson, seconded by Council Member Nordin, adopting a resolution receiving report and calling hearing on improvement for July 6, 1999 for sidewalk replacement in various areas of Austin. 6-0. Carried.

City Administrator Patrick McGarvey presented an approval of a Separation Agreement and General Release with David F. Stewart. The position will be eliminated and possibly made into part-time. Moved by Council Member Poppe, seconded by Council Member Romo, adopting a resolution for the Agreement. 6-0. Carried.

Moved by Council Member Poppe, seconded by Council Member-at-Large Chaffee, adopting a resolution exempting petitioner Jason Boysen, 1503 21st Street SW, of Austin City Code 13 subdivision regulations and requirements. 6-0. Carried.

Moved by Council Member Lang, seconded by Council Member Romo, approving the appointments of Todd Clennon and Jason Mindrup as new patrol officers. Carried.

Moved by Council Member Lang, seconded by Council Member Romo, approving the promotion of Sgt. David Schafer to detective. Carried.

Moved by Council Member Romo, seconded by Council Member Nordin, approving the promotion of Officer John Mueller to sergeant/investigator position. Carried.

Moved by Council Member-at-Large Chaffee, seconded by Council Member Lang, approving the reappointments of the following Port Authority members: Jerry Mohrfeld, Jerry McCarthy, Lawrence Maus, Don Brezicka and Michaell Bednar. Carried.

Moved by Council Member Lang, seconded by Council Member Poppe, to adopt a resolution approving the plan for the expenditure of the residual assets from the merged police and fire consolidated accounts. 6-0. Carried.

Ordinance Committee meeting set for 5:00 p.m. on June 21, 1999.

The CVB/City of Austin trip to Pella, Iowa is scheduled for June 9, 1999.

Council Member-at-Large Chaffee commended Park & Rec for the flowers in the city.

Council Member Romo commended Planning and Zoning Administrator Craig Hoium for dealing with the garbage violations.

Finance/Personnel Committee meeting set for 3:00 p.m. Friday, June 18.

Moved by Council Member-at-Large Chaffee, seconded by Council Member Jorgenson to adjourn. Carried.

Adjourned: 6:32 p.m.

Approved: _____

Mayor: _____

City Recorder: _____