

M I N U T E S  
CITY COUNCIL MEETING  
June 3, 2019  
5:30 PM  
Council Chambers

MEMBERS PRESENT: Mayor Stiehm. Council Members Steve King, Paul Fischer, Rebecca Waller, Laura Helle, Jason Baskin, Joyce Poshusta  
Council Member-at-Large Jeff Austin

MEMBERS ABSENT:

STAFF PRESENT: City Administrator Craig Clark, Director of Administrative Services Tom Dankert, Public Works Director Steven Lang, Fire Chief Jim McCoy, Police Chief David McKichan, Park and Rec Director Kevin Nelson, Planning and Zoning Administrator Holly Wallace, City Attorney Craig Byram, Library Director Julie Clinefelter and City Clerk Ann Kasel

OTHERS PRESENT: Valarie Schminke, Honorary Council Member Solomon Paul, Austin Daily Herald, Public

Mayor Stiehm called the meeting to order at 5:30 p.m.

Changes to the agenda:

Awards and Recognitions:

Neha Thawani Nanda – Scripps Spelling Bee Accomplishment

Consent Agenda:

4. Licenses:

Excavation: S.L. Contracting, 2510 Schuster Lane NW, Rochester

Temporary Liquor: Austin Jaycees, July 3 & 4, 2019 at Bandshell Park

Deletion from Agenda:

14e. Junk and/or vehicle removal at 1103 12<sup>th</sup> Avenue SW, Northstar Homes Property.

Additional Backup:

(res) 15. In support of a bonding bill request for the Waste Water Treatment Plant.

Additions to the Agenda:

- (mot) 18a. For suspension of the hard liquor on-sale, Sunday hard liquor on-sale and food licenses for Karena Tufte dba Hiawatha Bar
- (res) 18b. Setting a hearing for June 17, 2019 at 5:30 p.m. for the possible revocation of the hard liquor on-sale, Sunday hard liquor on-sale and food licenses for Karena Tufte dba the Hiawatha Bar.

Moved by Council Member-at-Large Austin, seconded by Council Member King, approving the agenda as amended. Carried.

Moved by Council Member-at-Large Austin, seconded by Council Member Poshusta, approving the Council minutes from May 20, 2019. Carried.

#### AWARDS, RECOGNITIONS AND REPORTS

The Council recognized Neha Thawani Nanda who made it to the Scripps Spelling Bee in Washington, D.C.

Police Chief David McKichan introduced the new police lieutenant Jeff McCormack.

#### CONSENT AGENDA

Moved by Council Member King, seconded by Council Member Fischer, approving the consent agenda as follows:

##### Licenses:

Concrete: Eric Grant Construction, 28331 Mower Freeborn Road  
Mobile Business: Smokin Tailgate, 400 13<sup>th</sup> Street NE  
Temporary Food: Accentra Credit Union June 27 & 28, August 22 & 23, 2019  
Temporary Food: Real Deals on June 15, 2019  
Temporary Liquor: Pacelli Catholic Schools on June 21, 2019  
Sign Installer: Harvey Sign Service, LLC, Worthington  
Excavation: S.L. Contracting, 2510 Schuster Lane NW, Rochester  
Temporary Liquor: Austin Jaycees, July 3 & 4, 2019 at Bandshell Park

##### Claims:

- a. Pre-list of bills.
- b. Financial and Credit Card Reports.
- c. Jean Hastings, 1001 4<sup>th</sup> Street NW. The matter has been forwarded to the City Attorney to protect the City's interest.
- d. Angel Lowe, 701 9<sup>th</sup> Street SW. The matter has been forwarded to the City Attorney to protect the City's interest.

Carried.

## PETITIONS AND REQUESTS

Administrative Services Director Tom Dankert requested the Council approve the 2018 audit report. He stated the matter was reviewed at the May 20, 2019 work session and the City was issued a clean opinion from the auditors. He stated that the City ended up with 54% in fund balance due to some one-time revenues and reduced expenditures.

Moved by Council Member-at-Large Austin, seconded by Council Member Baskin, approving the 2018 audit report. Carried.

Administrative Services Director Tom Dankert requested that the Council approve moving \$1,000,000 from the General Fund to the Fire Fleet Fund. He stated the cost for the replacement of fire trucks has steadily increased and this one-time transfer would greatly help for future fire vehicle purchases.

Moved by Council Member King, seconded by Council Member-at-Large Austin, adopting a resolution approving budget adjustment number 2 – transfer of funds from the General Fund to the Fire Fleet Fund. Carried 7-0.

Public Works Director Steven Lang stated the City has received a grant in the amount of \$100,000 for the construction of the Turtle Creek trail. The City would need to provide additional funding from the Capital Improvement Fund and a Hormel Foundation Grant. Mr. Lang requested the Council approve the grant contract.

Moved by Council Member-at-Large Austin, seconded by Council Member King, adopting a resolution approving a project grant agreement for the Turtle Creek Trail. Carried 7-0.

Public Works Director Steven stated the City originally received a grant in the amount of \$550,000 in 2013 for Turtle Creek Flood mitigation. The grant was amended with additional funds for a total of \$1,861,700 in the grant. The Council now has an option to approve an additional \$180,000 and extend the completion date of the project to June 30, 2021. Mr. Lang recommending approving the grant amendment.

Moved by Council Member King, seconded by Council Member Poshusta, adopting a resolution approving amendment number 5 to the Turtle Creek Flood Grant. Carried 7-0.

Public Works Director Steven Lang requested the Council approve a five-year extension of the lease at the Austin Municipal Airport with Bruce Budahn. The lease would run through April 15, 2023.

Moved by Council Member King, seconded by Council Member Baskin, approving an extension for the FBO Airport operation lease. Carried.

Public Works Director Steven Lang requested the Council authorize the operator of the airport, Bruce Budahn, to execute a memorandum of agreement with the FAA for a Notice to Airmen Agreement.

Moved by Council Member Baskin, seconded by Council Member Fischer, adopting a resolution authorizing Bruce Budahn to execute a Notice to Airmen agreement with the FAA. Carried.

City Clerk Ann Kasel reviewed proposed liquor ordinance changes for community events. She stated the changes would allow alcohol to be consumed on public property.

Moved by Council Member King, seconded by Council Member-at-Large Austin, for preparation of the ordinance.

Moved by Council Member-at-Large Austin, seconded by Council Member King, for adoption and publication of the ordinance. Ordinance failed 6-0 with Council Member Helle abstaining.

*A unanimous vote of all members present is required for approval at the first reading. The item will be placed on the June 17, 2019 Council Agenda for a second reading.*

Planning and Zoning Administrator Holly Wallace requested the Council donate \$400 from 2019 contingency funds to 4<sup>th</sup> Avenue Fest.

Moved by Council Member Poshusta, seconded by Council Member Waller, adopting a resolution approving \$400 from 2019 contingency for 4<sup>th</sup> Avenue Fest. Carried.

City Administrator Craig Clark presented the 2019 Council Goals.

Moved by Council Member King, seconded by Council Member Poshusta, adopting the 2019 Council Goals. Carried.

Moved by Council Member King, seconded by Council Member Poshusta, authorizing the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 2206 7<sup>th</sup> Street NW, Hernandez Property. Carried.

Moved by Council Member King, seconded by Council Member Poshusta, authorizing the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 1208 5<sup>th</sup> Avenue NW, Optaia Property. Carried.

Moved by Council Member-at-Large Austin, seconded by Council Member King, authorizing the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 1007 5<sup>th</sup> Street NW, Do Property. Carried.

Moved by Council Member-at-Large Austin, seconded by Council Member King, authorizing the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 1007 11<sup>th</sup> Street NW, Telles Property. Carried.

Moved by Council Member-at-Large Austin, seconded by Council Member Fischer, authorizing the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 1001 13<sup>th</sup> Avenue SW, Carranza Property. Carried.

Moved by Council Member Austin, seconded by Council Member King, authorizing the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 910 4<sup>th</sup> Avenue SW, Skalicky Properties Property. Carried.

Public Works Director Steven Lang requested the Council approve a resolution in support of \$15 million in bonding funding for upgrades at the Waste Water Treatment Plant. The proposed cost for upgrades at the Waste Water Treatment Plant is currently at \$73 million.

Moved by Council Member-at-Large Austin, seconded by Council Member King, adopting a resolution in support of a bonding request for the Waste Water Treatment Plant. Carried 7-0.

City Administrator Craig Clark requested the Council approve resolutions in support of bonding requests for the Ramsey Mill Pond area and the 4<sup>th</sup> Avenue portage.

Moved by Council Member King, seconded by Council Member-at-Large Austin, adopting a resolution in support of the Ramsey Mill Pond area improvements. Carried 7-0.

Council Member Poshusta asked if this request do with dam or surrounding area.

Public Works Director Steven Lang stated funding for the dam would come from a different source.

Moved by Council Member King, seconded by Council Member Poshusta, adopting a resolution in support of the 4<sup>th</sup> Avenue portage.

City Clerk Ann Kasel stated the Minnesota Department of Health has informed the City that the Hiawatha Bar no longer holds a State food and beverage license. A State license is a requirement to hold the City food license and liquor license. She requested the Council pass a motion for the suspension of the hard liquor on-sale, Sunday hard liquor on-sale and food licenses for Karena Tufte, dba Hiawatha Bar and that the Council set a hearing for June 17, 2019 at 5:30 p.m. for the possible revocation of the hard liquor on-sale, Sunday hard liquor on-sale and food licenses for Karena Tufte, dba Hiawatha Bar.

Moved by Council Member-at-Large Austin, seconded by Council Member King, for the immediate suspension of the hard liquor on-sale, Sunday hard liquor on-sale and food licenses for Karena Tufte, dba Hiawatha Bar. Carried.

Moved by Council Member-at-Large Austin, seconded by Council Member King, setting a hearing on June 17, 2019 at 5:30 p.m. for the revocation of the hard liquor on-sale, Sunday hard liquor on-sale and food licenses for Karena Tufte, dba Hiawatha Bar. Carried 7-0.

#### CITIZENS ADDRESSING THE COUNCIL

Valarie Schminke, 2801 9<sup>th</sup> Avenue SW, requested the Council reevaluate her stop sign request in front of her home.

Moved by Council Member Baskin, seconded by Council Member King, to review the request at the June 17, 2019 work session. Carried.

## REPORTS

Council Member Helle stated 4<sup>th</sup> Avenue Fest will be held on Wednesday, June 12<sup>th</sup> at 5 p.m. There will be many activities including the Austin Community Band at 7 p.m. and an open swim at the pool.

City Administrator Craig Clark stated the Legislature increased LGA for 2020 by \$326,000. He also stated the State Fire Aid issue was resolved.

Library Director Julie Clinefelter state summer reading starts on June 10<sup>th</sup>.

Administrative Services Director Tom Dankert stated since the ordinance did not pass, it will be on the June 17, 2019 agenda for a second reading.

Public Works Director Steven Lang stated the bonding bill requests will be prioritized in the same order as they were listed on the agenda.

Moved by Council Member-at-Large Austin, seconded by Council Member King, adjourning the meeting to June 17, 2019. Carried.

Adjourned: 6:15 p.m.

Approved: June 17, 2019

Mayor: \_\_\_\_\_

City Recorder: \_\_\_\_\_