

CITY COUNCIL MINUTES

COUNCIL CHAMBERS

TUESDAY, SEPTEMBER 13, 2022

6:15 PM

or immediately following the Special Joint City Council - Rice County Commissioners meeting

Call to Order/Roll Call/Pledge of Allegiance

The regular meeting of the City Council was called to order by Mayor Kevin Voracek at 6:15 pm. Councilors Sara Caron, Royal Ross, Peter van Sluis, Tom Spooner, Janna Viscomi and Jon Wood were in attendance. Also in attendance were City Administrator Tim Murray, City Clerk Heather Slechta, Police Chief John Sherwin, City Engineer Mark DuChene, Community and Economic Development Director Deanna Kuennen, City Planner David Wanberg, Fire Chief Dustin Dienst, Parks and Recreation Director Paul Peanasky and Human Resources Manager Kevin Bushard.

Presentations/Introductions

The Constitution Week Proclamation was read and presented to a member of the Josiah Edson Chapter, DAR.

Approve minutes of the August 23, 2022 City Council Meeting and the August 23, 2022 Special City Council Meeting - Closed Session

Motion by Ross, seconded by Caron to approve minutes of the August 23, 2022 City Council Meeting and the August 23, 2022 Special City Council Meeting - Closed Session and carried unanimously.

Consent Agenda

- A. List of Claims for Release
- B. Resolution 2022-194 Approve Use of North Alexander Park for the Heart and Soul for Cole Color Run
- C. Approve Faribault Ice Arena Agreement
- D. Approve Police Department Policy 203 - Avoiding Racial Profiling
- E. Approve Police Department Policy 303 - TASER Policy
- F. Approve Job Descriptions
- G. Approve MOU with LELS Local 357 2022-2024
- H. Approve Private Hangar Sublet
- I. Approve Private Hangar Land Lease Transfer
- J. Approve LG220 Application for Exempt Permit for Rice County Pheasants Forever
- K. Resolution 2022-195 Approve CROP Hunger Walk Street Closures
- L. Resolution 2022-196 Accept Donations to Parks and Recreation Department and Library
- M. Approve Release Agreement for Early Retirement
- N. Approve Employee Recognition Award Program
- O. Resolution 2022-197 Adopt Cannon River Comprehensive Watershed Management Plan
- P. Approve Quote to Replace Stone and Repair Balusters of Old Main Stairs
- Q. Resolution 2022-198 Approve a Preliminary Development Agreement to Allow the Recording of the MIDWEST FIRST SUBDIVISION Plat
- R. Approve Proposal from ISG for Professional Design Services for City Hall Restroom Upgrades
- S. Approve 2022 CIP Purchase- Dump Trucks
- T. Approve Engineering Services Agreement for Masterplanning at the Water Reclamation Facility
- U. Resolution 2022-201 Authorize Payment as Recommended by the Charitable Gambling Board to the Morristown Gun Club/WEM Clay Target Booster Club
- V. Resolution 2022-175 Approve Massage Therapist License
- W. Resolution 2022-202 Authorization to Apply for the Compeer Financial Emergency Response

Equipment Grant

X. Approve Auditing Services Proposals

Y. Resolution 2022-203 Approve Purchase Agreement and Acquisition of Property Located at Lot 1, Block 1 SHOPPES AT 60 AND WESTERN

Councilor Caron requested that 4Q. Resolution 2022-198 Approve a Preliminary Development Agreement to Allow the Recording of the MIDWEST FIRST SUBDIVISION Plat be pulled for discussion.

Motion by Ross, seconded by Wood to approve Consent Agenda Items 4A-4P, 4R-4Y and carried unanimously with Councilor Spooner abstaining from voting for Item 4C. Approve Faribault Ice Arena Agreement.

Consent Agenda Item 4Q. Resolution 2022-198 Approve a Preliminary Development Agreement to Allow the Recording of the MIDWEST FIRST SUBDIVISION Plat for discussion. Councilor c

Councilor Caron asked if the Council was approving this without a final plat. Community and Economic Development Director Deanna Kuennen explained that this is being done so that they can close on their financing, they will still have to abide by all of the requirements. Mayor Voracek stated that they will still have to go through all the approvals, and that this will keep the project moving forward.

Motion by Ross, seconded by Wood to approve Consent Agenda Item 4Q. Resolution 2022-198 Approve a Preliminary Development Agreement to Allow the Recording of the MIDWEST FIRST SUBDIVISION Plat and carried 6:1 with Caron voting Nay.

Requests to be Heard-None

Public Hearings – None

Items for Discussion

Resolution 2022-191 Adopting the 2023 Preliminary Property Tax Levy and Establishing the Budget Meeting Date; Resolution 2022-192 Approving the Faribault Housing and Redevelopment Authority Preliminary Property Tax Levy for Fiscal Year 2023 and Resolution 2022-193 Approving the Faribault Economic Development Authority Preliminary Property Tax Levy for Fiscal Year 2023

Finance Director Jeanne Day presented the 2023 Preliminary Property Tax Levy information to the Council. Day explained that over several work sessions, the City Council has reviewed the preliminary budget for various levy-supported funds, to include the General Fund, and Community Development Funds, as well as other Special Revenue and Enterprise Funds. Based upon these discussions, a preliminary levy amount of \$11,204,332 was recommended, which is an increase of \$645,254 or 6.11% from the 2022 levy. Due to growth and development that has occurred within the city over the past year and an increase of 14.58% to the City's Net Tax Capacity, the resulting tax rate will decrease from 51.68% to 47.862%

Day explained that the City of Faribault Housing and Redevelopment Authority (HRA) has separate taxing authority provided by Minnesota Statutes. The Statutes provide that the levy for the HRA shall be an amount approved by the governing body of the City, but shall not exceed the specified percent of the estimated market value. As provided by law, the HRA can levy not more than 0.0185 percent of the taxable market value therefore the HRA requested to levy the maximum of \$328,850

Similar to the HRA the Economic Development Authority (EDA) of Faribault also has taxing authority. The EDA has requested that the City of Faribault levy a tax in 2023 for the benefit of the EDA as allowed under Minnesota Statutes. The EDA requested the maximum levy allowable for 2023, \$322,273.

Day recommended that the Council approve the final budget and tax levy at the December 13, 2022 Council meeting.

Motion by Ross, seconded by van Sluis to approve Resolution 2022-191 Adopting the 2023 Preliminary Property Tax Levy and Establishing the Budget Meeting Date and carried unanimously.

Motion by van Sluis, seconded by Caron to approve Resolution 2022-192 Approving the Faribault Housing and Redevelopment Authority Preliminary Property Tax Levy for Fiscal Year 2023 and carried

unanimously.

Motion by Wood, seconded by Ross to approve Resolution 2022-193 Approving the Faribault Economic Development Authority Preliminary Property Tax Levy for Fiscal Year 2023 and carried unanimously.

Ordinance 2022-30 Rezone Property South of 20th Street NW and West of Hulett Avenue from R-4, High-Density Residential, to C-2, Highway Commercial - First Reading

Community and Economic Development Director Deanna Kuennen informed the Council that Mike Richie, on behalf of KGN Enterprises, LLC requested approval to rezone land parcels south of 20th Street NW and west of Hulett Avenue from R-4, High-Density Residential to C-2, Highway Commercial. One of the Property's parcels has an existing high-density residential use, and the other parcel is undeveloped. Rezoning the parcels to C-2, Highway Commercial, would allow flexibility to shift the common lot line between the two parcels and allow the existing residential use to exist on a smaller lot while giving the undeveloped parcel additional flexibility for future commercial or residential development. The rezoning would ensure that all parcels in the Crossroads development are in the same zoning district.

The Planning Commission held a public hearing on September 6, 2022, to consider the Applicant's request. No one from the public provided comments. The Planning Commission recommended approval of the rezoning request based on the findings outlined in the attached Ordinance 2022-30.

Councilor Ross asked if this zoning is a new classification, Kuennen stated that the zoning is C-2.

Motion by Spooner, seconded by van Sluis to approve Ordinance 2022-30 Rezone Property South of 20th Street NW and West of Hulett Avenue from R-4, High-Density Residential, to C-2, Highway Commercial - First Reading

Roll Call Vote:

Aye: Councilor Caron, Ross, van Sluis, Spooner, Viscomi, Wood and Mayor Voracek

Nay:

Motion carried 7:0

Ordinance 2022-29 Amend Sec. 2-7 of the City Code of Ordinances regarding the Salaries of the Mayor and Council Members - Second Reading and Approve Summary Publication of Ordinance 2022-29

City Administrator Tim Murray stated that since the August 26, 2022 meeting that there have been no comments or questions received and no changes have been made to Ordinance 2022-29.

Motion by Viscomi, seconded by Caron to approve Ordinance 2022-29 Amend Sec. 2-7 of the City Code of Ordinances regarding the Salaries of the Mayor and Council Members - Second Reading

Roll Call Vote:

Aye: Councilor Caron, Ross, van Sluis, Spooner, Viscomi, Wood and Mayor Voracek

Nay:

Motion carried 7:0

Motion by Ross, seconded by van Sluis to approve Summary Publication of Ordinance 2022-29 and carried unanimously.

Bids - None

Boards and Commissions Reports, Announcements and Project Updates

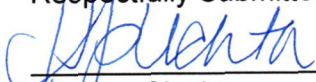
Mayor Voracek stated that there is an Ice Arena Board meeting tomorrow. Councilor Ross informed the Council and public of the final Car Show of the season at Harley Davidson on Friday night.

Adjournment

Motion by Ross, seconded by Wood to adjourn the City Council meeting and carried unanimously.

The meeting adjourned at 6:42 pm.

Respectfully Submitted,



Heather Slechta
City Clerk