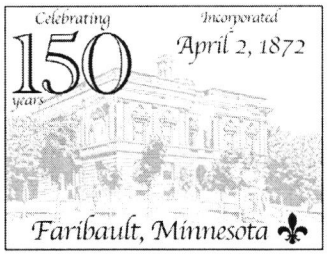
City Of Faribault




# CITY COUNCIL MINUTES

COUNCIL CHAMBERS TUESDAY, OCTOBER 11, 2022 6:00 PM

**Call to Order/Roll Call/Pledge of Allegiance**
The regular meeting of the City Council was called to order by Mayor Kevin Voracek at 6:00 pm. Councilors Sara Caron, Royal Ross, Peter van Sluis, Tom Spooner, and Jon Wood were in attendance. Councilor Janna Viscomi was absent. Also in attendance were City Administrator Tim Murray, City Clerk Heather Slechta, Fire Chief Dustin Dienst, Police Chief John Sherwin, Finance Director Jeanne Day, Community and Economic Development Director Deanna Kuennen, City Planner David Wanberg, Public Works Director Travis Block, City Engineer Mark DuChene, and Human Resources Manager Kevin Bushard.

**Presentations/Introductions**
Mayor Voracek presented the IRIS Proclamation to Diane Kelley. Kelley stated that a candle light vigil will be held on October 15, 2022 at the office starting at 7:00pm.

**Approve minutes of the September 27, 2022 City Council Meeting and the October 4, 2022 Special City Council Meeting**
Motion by Ross, seconded by van Sluis to approve the Minutes of the September 27, 2022 City Council Meeting and the October 4, 2022 Special City Council Meeting and carried unanimously.

**Consent Agenda**

A. List of Claims for Release
B. Resolution 2022-219 Accept Donation to the Faribault Fire Department
C. Resolution 2022-220 Appoint Election Judges for the 2022 General Election
D. Resolution 2022-216 Approve Hiring Building Inspector I
E. Resolution 2022-218 Approve Promotion to Building Inspector II
F. Approve LG240B Applications to Conduct Excluded Bingo for the Women of the Moose
G. Approve Change Order 1 with Braun Intertec for NW Area Water Tower Materials Testing Services
H. Approve Hangar Rental Agreement
I. Approve Individual Project Order No. 2 with Kimley-Horn for North Viaduct Area Park Design Services
J. Resolution 2022-221 Levying Special Assessments for Delinquent Water, Sewer, and Storm Water Accounts
K. Resolution 2022-222 Levying Special Assessments for Miscellaneous Delinquent Receivable Accounts
L. Approve LG220 Application for Exempt Permit for Catholic United Financial Council 13 SS Lawrence/Anne
M. Approve Purchase of Diesel Engine

Motion by Spooner, seconded by Wood to approve Consent Agenda Items 4A.-4M. and carried unanimously.

**Requests to be Heard**
Frank Marzario stated that he was disgusted in the Council's decision to allow a Temporary Certificate of Occupancy for his landlord Todd Nelson to allow for tenants to move into the apartments above Pawn MN. Mayor Voracek explained that the City does not get into discussions regarding landlord/tenant

issues. Mr. Marzario also criticized the placement of two benches next to his business.

**Public Hearings – None**

**Items for Discussion**

*Resolution 2022-217 Approve a Conditional Use Permit for a Residential Care Facility at 1910 Cardinal Lane*

Midwest Campus, LLC, the Owner, requested approval of a conditional use permit for a residential care facility associated with a proposed drug and alcohol treatment facility at 1910 Cardinal Lane. The first phase of the development includes a two-story building with outpatient treatment on the first floor and supervised living facilities on the second floor. The second phase of the development is essentially a "detox" facility with high-intensity residential services and 15 withdrawal management beds for men and women.

Staff has determined the plans are consistent with the City's ordinances. The City Engineer is working with the Owner and Greater Minnesota Gas, the adjacent property owner at 1910 Cardinal Lane to ensure that the utilities and water shutoffs serving the properties are in a public easement.

The City's Development Review Committee recommended approval of the requested conditional use permit. On October 3, 2022, the City's Planning Commission held a public hearing to consider the Owner's request.

The Planning Commission recommended approval of the conditional use permit provided the utility situation was addressed. The City Engineer and City Planner refined the language in the conditional use permit accordingly. They also added language to the permit requiring that the Owner enter into a development agreement and provide the City with a stormwater operation and maintenance agreement.

Councilor Ross asked if methadone would be provided at this facility, the Owner stated that it would not. Mayor Voracek asked if this property was the one used to access the billboard, Kuennen stated that it was, and City Planner David Wanberg stated that an easement was provided at the time of the Cashin Apartment project. Councilor Wood asked if the Greater Minnesota service is in an easement, Wanberg explained that utilities will all be in a public easement, and we will work with Greater Minnesota Gas Company on that.

Motion by van Sluis, seconded by Spooner to approve Resolution 2022-217 Approve a Conditional Use Permit for a Residential Care Facility at 1910 Cardinal Lane and carried unanimously.

**Bids - None**

**Boards and Commissions Reports, Announcements and Project Updates**

Councilor Ross recognized and thanked the newly appointed election judges. Fire Chief Dustin Dienst stated that there will be a fundraiser at the Paradise Theatre on Saturday at 7:30 pm. This fundraiser is similar to the one put together for the Police Department, Street Talk will be performing. City Administrator Tim Murray reminded residents to be sure that election signs are not in the right-of-way, they will be removed and disposed of by the Police Department if they are. Mayor Voracek, asked if sign removal could be done on a consistent basis.

**Adjournment**

Motion by Ross, seconded by Caron to adjourn the Regular City Council Meeting and carried unanimously.

Meeting adjourned at 6:18 pm.

Respectfully Submitted,

Heather Slechta
City Clerk