

CITY COUNCIL MINUTES

COUNCIL CHAMBERS

TUESDAY, JANUARY 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 6:00pm. Councilors Sara Caron, Royal Ross, Peter van Sluis, Tom Spooner, Janna Viscomi and Jon Wood were in attendance. Also, in attendance was City Administrator Tim Murray, Assistant to the City Administrator Heather Slechta, Community and Economic Development Director Deanna Kuennen, Police Chief Andy Bohlen, Human Resources Manager Kevin Bushard and Public Works Director Travis Block.

Presentations/Introductions – None

Approve minutes of December 28, 2021 City Council Meeting, January 4, 2022 Special City Council Meeting and January 4, 2022 Special City Council Meeting- Closed Session

Motion by Ross, seconded by Spooner to approve the December 28, 2021 City Council Meeting Minutes, January 4, 2022 Special City Council Meeting Minutes and January 4, 2022 Special City Council Meeting Minutes - Closed Session and carried unanimously.

Consent Agenda

- A. List of Claims for Release
- B. Resolution 2022-001 Approve Designation of Official Newspaper
- C. Resolution 2022-002 Approve City Administrator Purchasing and Contracting Authority
- D. Resolution 2022-003 Appoint Deputy City Administrator
- E. Resolution 2022-004 Approve Designation of Authorized Signers, Official Depository and Broker/Dealers for City of Faribault
- F. Resolution 2022-006 Accept Donation from Barta Machine to Police Department
- G. Resolution 2022-007 Accept Donation from State Bank of Faribault to Police Department
- H. Approve Hangar Rental Agreement Renewals
- I. Resolution 2022-008 Approval of Equitable Sharing Agreement and Certification
- J. Approve LG240B Application to Conduct Excluded Bingo for Infants Remembered in Silence (IRIS)
- K. Adopt 2021 Comprehensive Water Plan Update
- L. Adopt Sanitary Sewer Comprehensive Plan Update
- M. Approve City Council Appointments to Committees, Boards, and Commissions
- N. Resolution 2022-010 Amend Official Downtown Parking Restrictions Map
- O. Resolution 2022-011 Approve 2022 Massage License Renewals
- P. Resolution 2022-012 Approve 2022 Salvage Dealer License Renewals
- Q. Resolution 2022-013 Approve 2022 Vehicles for Hire License Renewal
- R. Approve Task Order No. 11 with Foth for Airfield Lighting Improvements Project at Airport
- S. Resolution 2022-014 Accept Donation from The State Bank of Faribault
- T. Resolution 2022-015 Authorize the Faribault Fire Department to Apply for the Hannah Lips Foundation Grant
- U. Approve City of Faribault Employee Choice Vaccination Policy with Attestation Form

Motion by van Sluis, seconded by Wood to approve Consent Agenda Items A-U and carried unanimously.

Requests to be Heard – None

Public Hearings

Resolution 2022-009 Order Improvements and Order Preparation of Plans and Specifications for 2022 Street Overlay and Sidewalk Improvements - City Contract 2022-02

City Engineer Mark DuChene explained that Resolution 2022-009 orders the improvements for the proposed 2022 Street Overlay & Sidewalk Improvements project - Contract 2022-02, curb and gutter replacement, concrete sidewalk replacement, storm sewer repair, casting adjustment/replacement, pavement milling, bituminous paving, pavement markings, and related improvements on the following streets:

Alexander Drive	(2nd Avenue NW to Fairgrounds Drive)
6th Street NW	(Central Avenue to 8th Avenue NW)
1st Avenue NW	(2nd Street NW to 13th Street NW)
8th Street NW	(Central Avenue to 2nd Avenue NW)
10th Street NW	(Central Avenue to 2nd Avenue NW)*
11th Street NE/NW	(1st Avenue NE to 2nd Avenue NW)*
Newhall Drive	(Parshall Street to Matteson Street)

*Includes New Sidewalk

The purpose of the hearing was to take public comment as part of the consideration by the Council in ordering the improvements. If the project is ordered, plans and specifications will be finalized and brought back to the Council for approval, along with the request for authorization to advertise for public bids.

DuChene explained that due to the COVID-19 pandemic, a traditional open house was not held, but rather, a virtual neighborhood meeting was held and people were encouraged to contact the City Engineer directly with any questions after viewing the virtual open house. Only one comment was received regarding the replacement of a hazardous sidewalk.

The preliminary total estimated cost of the improvements, including 5% contingency and 15% engineering, is \$1,765,000.00. Proposed funding for the project is as follows:

Street Improvement Fund	\$1,699,500.00
Water Utility Fund	\$ 24,000.00
Sanitary Sewer Fund	\$ 7,250.00
Storm Water Utility Fund	\$ 34,250.00
Total	\$1,765,000.00

DuChene stated that there are no special assessments proposed as part of this project as revenues for the street improvement fund are designated to come from the franchise fee increases. As such, a simple majority vote of the City Council is required to advance the improvements. Construction is scheduled to begin in May/June, with substantial completion by the end of July 2022.

Councilor Ross asked if Fairgrounds Drive was the responsibility of the City, DuChene stated that it is not, it is the responsibility of Rice County. Councilor Spooner asked if work was already done on Alexander Drive, DuChene explained that work was done in another area of the road. Mayor Voracek asked if the speed bumps would be left, DuChene did not believe that there were speed bumps in this area, however, he will speak with the Police Department, Parks and Recreation and the School District to see if this would be something that they would want.

Motion by Ross, seconded by Spooner to open the public hearing and carried unanimously. The public hearing was opened at 6:14pm.

There were no comments received from the public at this time.

Motion by Caron, seconded by van Sluis to close the public hearing and carried unanimously. The public hearing was closed at 6:15pm.

Motion by Ross, seconded by Wood to approve Resolution 2022-009 Order Improvements and Order Preparation of Plans and Specifications for 2022 Street Overlay and Sidewalk Improvements - City

Contract 2022-02 and carried unanimously.

Items for Discussion

Approve Summary Publication of Ordinance 2021-14 Amend Northgate Business Park PUD

Community and Economic Development Director Deanna Kuennen explained that on December 28, 2021 the Council approved the second reading of Ordinance 2021-14, to Amend Northgate Business Park PUD. In order for a Summary Publication to be approved it requires an affirmative vote from at least five (5) City Council members.

Motion by Wood, seconded by Spooner to Approve Summary Publication of Ordinance 2021-14 Amend Northgate Business Park PUD and carried unanimously.

Approve Summary Publication of Ordinance 2021-15 Repeal and Replace Chapter 13, Article 2, Sec. 13-90 of the UDO related to Floodplain Management Districts

Community and Economic Development Director Deanna Kuennen explained that on December 28, 2021 the Council approved the second reading of Ordinance 2021-15 Repeal and Replace Chapter 13, Article 2, Sec. 13-90 of the UDO related to Floodplain Management Districts. In order for a Summary Publication to be approved it requires an affirmative vote from at least five (5) City Council members.

Motion by van Sluis, seconded by Ross to Approve Summary Publication of Ordinance 2021-15 Repeal and Replace Chapter 13, Article 2, Sec. 13-90 of the UDO related to Floodplain Management Districts and carried unanimously.

Ordinance 2022-1 Amend the Specific Development Standards for Residential Care Facilities Outlined in Chapter 7, Sec. 7-30 of the City's Unified Development Ordinance - 1st Reading

Community and Economic Development Director Deanna Kuennen explained that state statutes recently were amended to allow less than 1320 feet of separation between residential care facilities with a CUP. The City's current development standards require a minimum of 1320 feet of separation. Staff recommended that the City's UDO align with the new standards set forth in state statute.

Councilor Ross asked if the City needed to match state statute, Kuennen explained that ours will mimic it and provide consistency with the statute. Councilor van Sluis asked if the Council could oppose a CUP to maintain distance, Kuennen explained that conditions could be applied to the approval.

Motion by Wood, seconded by van Sluis to approve Ordinance 2022-1 Amend the Specific Development Standards for Residential Care Facilities Outlined in Chapter 7, Sec. 7-30 of the City's Unified Development Ordinance - 1st Reading

Roll Call Vote:

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

Nay: Councilor Ross

Motion carried 6:1 with Ross voting Nay.

Ordinance 2022-2 Amend Table 11-1 of the City's Unified Development Ordinance Related to Residential Care Facilities in Commercial Districts - 1st Reading

Community and Economic Development Director Deanna Kuennen explained that Table 11-1 of the UDO requires a CUP for residential uses, including residential care facilities, in commercial districts. Table 11-1 does not limit the number of dwellings allowed in a MF building, but it does limit the number of persons served in a residential care facility to 32. State statutes do not limit the number of persons served. Kuennen recommended to amend the UDO to remove the limitation to better align with state statute.

Motion by Ross, seconded by Viscomi to approve Ordinance 2022-2 Amend Table 11-1 of the City's Unified Development Ordinance Related to Residential Care Facilities in Commercial Districts - 1st Reading

Roll Call Vote:

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

Motion carried 7:0

Ordinance 2022-3 Approve a Zoning Text Amendment to Create a Public/Institutional Zoning District - 1st Reading

Community and Economic Development Director Deanna Kuennen explained that the Land Use Plan identifies areas for institutional uses, such as government centers, schools, hospitals and religious institutions. Currently the UDO does not have a separate zoning district for these types of developments, and that results in a CUP for any additions or changes. Ordinance 2022-3 would create a standalone district for medium/large scale public/institutional uses on more than 2.5 acres. Kuennen further explained that this will also allow anticipated public/institutional uses to be placed in the proper zoning district from the start.

Kuennen informed the Council that more of these recommendations will be coming to the Council for discussion over the next year as Staff work to achieve consistency between the Land Use Plan, the UDO and the zoning map.

Councilor Ross asked what the prison was currently zoned as, City Planner David Wanberg explained that it is in the R-4 as is the hospital and Shattuck.

Motion by Wood, seconded by Ross to approve Ordinance 2022-3 Approve a Zoning Text Amendment to Create a Public/Institutional Zoning District - 1st Reading

Roll Call Vote:

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

Motion carried 7:0

Bids - None

Boards and Commissions Reports, Announcements and Project Updates

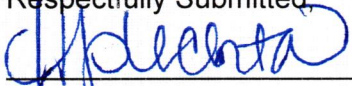
Councilor van Sluis informed the Council that the Paradise Theater will be purchasing an electronic marquee, it will take approximately four to five months to custom make and cost between \$40,000-\$45,000.

Adjournment

Motion by Spooner, seconded by Viscomi to adjourn the meeting and carried unanimously.

Meeting adjourned at 6:31 pm

Respectfully Submitted,



Heather Slechta
Assistant to the City Administrator