



CITY COUNCIL MINUTES

COUNCIL CHAMBERS

**TUESDAY, AUGUST 10,
2021**

6:30 PM

or Immediately Following the Special Work Session

Call to Order/Roll Call/Pledge of Allegiance

The regular meeting of the City Council was called to order by Mayor Kevin Voracek at 8:03 pm. Councilors Sara Caron, Peter van Sluis, Tom Spooner, Janna Viscomi and Jon Wood were in attendance, and Councilor Royal Ross was absent. Also in attendance was City Administrator Tim Murray, Assistant to the City Administrator Heather Slechta, Police Chief Andy Bohlen, Parks and Recreation Director Paul Peanasky, Public Works Director Travis Block, City Engineer Mark DuChene, Community and Economic Development Director Deanna Kuennen, Community Development Coordinator Kim Clausen and Finance Director Jeanne Day.

Presentations/Introductions – None

Approve minutes of July 27, 2021 Regular City Council Meeting and July 27, 2021 Special City Council Meeting - Closed Session

Motion by van Sluis, seconded by Spooner to Approve minutes of July 27, 2021 Regular City Council Meeting and July 27, 2021 Special City Council Meeting - Closed Session and carried unanimously.

Consent Agenda

- A. Accept Revised Police Policy 324 - Handcuffing and Restraints
- B. Resolution 2021-161 Approve Additional Street Closures for Downtown Car Cruise Nights
- C. Approve the 2021-2022 Youth Liaison Agreement with Faribault School District #656
- D. Resolution 2021-162 Approving the Extension of Professional Services Agreement for Electrical Inspection Services with Brian L. Grey
- E. Approve Hangar Rental Agreement
- F. Resolution 2021-163 Accept Donations to Parks and Recreation Department
- G. Approve Change Order No.1 for Flood Mitigation Project
- H. Resolution 2021-164 Authorizing the Issuance of a Tax-Exempt Revenue Obligation for the Benefit of Shattuck-St. Mary's School; Authorizing the Execution of the Tax-Exempt Revenue Obligation and Related Documents; and Taking Other Actions Related Thereto
- I. Approve Letter of Support for Section 18 Blend Repositioning of the Faribault Public Housing
- J. List of Claims for Release

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

Requests to be Heard

Richard Dietrich spoke to the Council regarding 805 Central Ave. Mr. Dietrich explained the history and the meaning of the property to his family. He informed the Council that the action on the property will be taken on August 16, 2021. Dietrich asked that the Council save history and return the property to its original owners.

Public Hearings – None

Items for Discussion

Ordinance 2021-4 Approve Vacation of Drainage and Utility Easement at MET CON BUSINESS PARK
THIRD ADDITION - First Reading

Community and Economic Development Director Deanna Kuennen explained that Dan Behrens on behalf of McDonough Farms, LLC, requested approval to vacate an existing drainage and utility easement associated with MET CON BUSINESS PARK THIRD ADDITION. The vacation request relates to a proposed replat of the property into the MET CON BUSINESS PARK FOURTH ADDITION, which will allow a planned expansion of the existing Trystar development at 15765 Acorn Trail. The requested easement vacation requires a first and second reading of a vacation ordinance. City Staff recommended that the City Council approve the first reading of the vacation ordinance.

Motion by Spooner, seconded by Wood to approve Ordinance 2021-4 Approve Vacation of Drainage and Utility Easement at MET CON BUSINESS PARK THIRD ADDITION - First Reading

Roll Call Vote:

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

Nay:

Motion Carried 6:0

Ordinance 2021-5 Amend Section 4-27 of the City Code of Ordinances Regarding Hours of Operation
for On-Sale Intoxicating Liquor Sales - First Reading

Police Chief Andy Bohlen explained that due to ongoing public safety concerns, the Police Department would like all establishments to stop liquor sales and have establishments close at 1:00 A.M. rather than 2:00 A.M., which is currently authorized in the City Code. Under City Code 4-27, liquor establishments can apply for a permit to remain open and serve alcohol until 2:00 A.M. The only current establishments that are authorized and permitted to serve alcohol until 2:00 A.M. are Boxers, Our Place on Third, and The Signature. In recent months, the Faribault Police Department has responded to dozens of various complaints and problems occurring after 2:00 A.M. Bohlen informed the Council of a call that took place on July at 3:16 A.M. involved a large disorderly crowd spilling out onto the street from a bar and included violent physical altercations. Faribault Police Department required assistance from Rice County Sheriff's Office and the MN State Patrol to control the extremely intoxicated and unruly patrons. Faribault officers have also been held for overtime on several dates to manage potential problems after bar closures.

Establishment owners/managers also indicated that problems compound as patrons come from other jurisdictions where liquor establishments close at 1:00 A.M. Additional information has been relayed to the Police Department that when one bar has problems and is forced to close, the unruly patrons will simply go to another downtown establishment. Once there, that establishment is also forced to close for fear of criminal activity and further assaultive and disorderly behavior. The Department has had conversations with the three local bar owners/managers who are permitted to remain open until 2:00 A.M. All have agreed to close at 1:00 A.M. These same owners/managers have also elected to proactively close earlier prior to Council amendments to City Code 4-27 for Ord 2021-5 first and second readings.

Councilor Caron asked if the closing of the bars at 1:00 AM would be short-term or long-term, Bohlen stated that it would be long-term. Mayor Voracek did not think that closing early would change the attitude of the people in the bar and stated that the City should leave it up to the bars to manage the issues, and to possibly address the issues via restructuring the liquor licensing penalties. Councilors Wood, van Sluis, Spooner and Viscomi were all in support of changing the time to 1:00 AM.

Motion by Wood, seconded by Viscomi to Ordinance 2021-5 Amend Section 4-27 of the City Code of Ordinances Regarding Hours of Operation for On-Sale Intoxicating Liquor Sales - First Reading

Roll Call Vote:

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

Motion carried 4:2

Approve Purchase of Property at 55 Willow Street

Community and Economic Development Director Deanna Kuennen explained that the adopted Downtown Master Plan identifies the area south of the Viaduct Bridge as a redevelopment site. Previously the City acquired the former Lockerby property, and is currently seeking redevelopment proposals to implement the Downtown Master Plan. The redevelopment of this site will also serve as a catalyst for additional investments in and around the downtown area. The City Council discussed the acquisition of this property and determined an appropriate price to offer to purchase the property as part of two closed session meetings, held on July 27 and August 5, 2021. Kuennen stated that the next step is to formalize the offer to purchase 55 Willow Street for \$550,000, and authorize Staff to prepare a Purchase Agreement for the acquisition. The Purchase Agreement will establish the details of the acquisition, and once acceptable to the seller - will be brought back to City Council for approval and execution.

Councilor van Sluis asked if this has been discussed with the property owner, Kuennen explained that it has.

Motion by Viscomi, seconded by Spooner to Approve Purchase of Property at 55 Willow Street and carried unanimously.

Bids – None

Boards and Commissions Reports, Announcements and Project Updates

City Administrator Tim Murray reminded the Council that next Tuesday is the Council retreat at 1:00 PM; the retreat will be held at The Inn at Shattuck-St. Mary's.

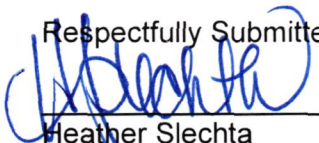
Councilor Spooner informed the Council that the River Bend Ramble is coming up and Mayor Voracek stated that the Blue Collar Festival is this weekend.

Adjournment

Motion by van Sluis, seconded by Viscomi to adjourn and carried unanimously.

The meeting adjourned at 8:49 pm.

Respectfully Submitted,



Heather Slechta
Assistant to the City Administrator