

**WORTHINGTON CITY COUNCIL
REGULAR MEETING, MARCH 09, 2020**

The meeting was called to order at 7:00 p.m. in City Hall Council Chambers by Mayor Mike Kuhle with the following Council Members present: Larry Janssen, Alan Oberloh, Chad Cummings, Amy Ernst, Mike Harmon.

Staff present: Steve Robinson, City Administrator; Jason Brisson, Assistant City Administrator/Director of Economic Development; Jeremiah Cromie, City Planner; Todd Wietzema, Public Works Director; Angela Thiner, Assistant City Clerk.

Others present: Ryan McGaughey, The Globe; Justine Wettschrek, Radio Works; Clair VanGrouw, VanGrouw Construction; Kelli VanGrouw.

The Pledge of Allegiance was recited.

AGENDA CLOSED / APPROVED

Staff noted there were additions to the agenda under Administration, *E.5 Nominating Committee Recommendation for Committee Appointments* and under Public Works, *F.2 Approve Prescribed Burn at Prairie View*.

The motion was made by Council Member Janssen, seconded by Council Member Oberloh and unanimously carried to close / approve the agenda with the additions as presented.

CONSENT AGENDA APPROVED

The motion was made by Council Member Ernst, seconded by Council Member Cummings and unanimously carried to approve the consent agenda as presented.

- YMCA Board of Directors Meeting Minutes of January 27, 2020
- YMCA Board of Directors Meeting Minutes of December 16, 2019
- YMCA Board of Directors Meeting Minutes of November 25, 2019
- YMCA Board of Directors Meeting Minutes of October 28, 2019
- HRA Board Meeting Minutes of January 21, 2020
- Center for Active Living Committee Meeting Minutes of December 9, 2019
- Planning Commission Meeting Minutes of February 4, 2020
- Planning Commission Meeting Minutes of December 3, 2019
- Amendment to renew Airport Hay Lease, with the direction for City staff and the lessee to meet annually to discuss the lease amount.
- Bills payable and totaling 1,079,181.06 be ordered paid

THIRD READING AND ORDINANCE NO. 1157 ADOPTED AMENDING TITLE XV OF THE CITY CODE OF WORTHINGTON, NOBLES COUNTY, MINNESOTA-OUTDOOR SEATING AREAS

Pursuant to published notice, this was the time and date set for the third reading of a proposed ordinance to amend Title XV of the City Code of Worthington, Nobles County, Minnesota - Outdoor Seating Areas.

A motion was made by Council Member Oberloh, seconded by Council Member Harmon and unanimously carried to give a third reading and subsequently adopt the following ordinance.

ORDINANCE NO. 1157

AN ORDINANCE AMENDING TITLE XV OF THE CITY CODE OF WORTHINGTON, NOBLES COUNTY, MINNESOTA TO CREATE A NEW LAND USE IN SECTION 155: APPENDIX E TABLE 5 ENTITLED "OUTDOOR SEATING AREAS"

(Refer to Ordinance File for a complete copy of Ordinance)

THIRD READING AND ORDINANCE NO. 1158 ADOPTED AMENDING TITLE XV OF THE CITY CODE OF WORTHINGTON, NOBLES COUNTY, MINNESOTA TO REZONE PROPERTY FROM "TZ" (TRANSITION ZONE) TO "R-1" (ONE FAMILY DETACHED)

Pursuant to published notice, this was the time and date set for the third reading of a proposed ordinance to amend Title XV of the City Code of Worthington, Nobles County, Minnesota to Rezone Property from "TZ" (Transition Zone) to "R-1" (One Family Detached). The legal description of the property is as follows:

That part of the Southeast Quarter of the Northeast Quarter of Section 28, Township 102 North, Range 40 West, City of Worthington, Nobles County, Minnesota, lying west of Glenwood Heights First Addition, City of Worthington, Nobles County, Minnesota, according to the recorded plat thereof, and north of the south line of said Glenwood Heights First Addition projected westerly.

A motion was made by Council Member Cummings, seconded by Council Member Janssen and unanimously carried to give a third reading and subsequently adopt the following ordinance:

ORDINANCE NO. 1158

AN ORDINANCE AMENDING TITLE XV OF THE CITY CODE OF WORTHINGTON, NOBLES COUNTY, MINNESOTA TO REZONE PROPERTY FROM "TZ" (TRANSITION ZONE) TO "R-1" (ONE FAMILY DETACHED)

(Refer to Ordinance File for complete copy of Ordinance)

SECOND READING PROPOSED TEXT AMENDMENT - CITY OF WORTHINGTON

(COMMERCIAL TOWERS IN RESIDENTIAL DISTRICTS)

Pursuant to published notice, this was the time and date set for the second reading of a proposed text amendment to amend Title XV of the City Code of Worthington, Nobles County, Minnesota. The proposed text amendment will restrict commercial towers in residential districts to only be on principal land uses of schools, hospitals or other institutional uses.

A motion was made by Council Member Harmon, seconded by Council Member Ernst and unanimously carried to approve the second reading of the text amendment.

FIELD HOUSE INTERIOR BUILD-OUT AUTHORIZATION TO ADVERTISE FOR BIDS APPROVED

Steve Robinson, City Administrator, explained the Field House interior build out construction and bid documents will soon be ready to advertise for bids after final preparation of the corrective action plan that will be implemented in the event contaminated soils are encountered during excavation. Plans are available for review at City Hall. The plans will be advertised for a minimum of 3 weeks. After bids are received, a recommendation of award of contract will be forwarded to Council for consideration.

The motion was made by Council Member Harmon and seconded by Council Member Janssen to approve the Field House interior build-out authorization to advertise for bids.

NOMINATING COMMITTEE RECOMMENDATION FOR COMMITTEE APPOINTMENT

The Nominating Committee met on March 9, 2020 and are making the following recommendations for committee appointments:

Park & Recreation Advisory Board

Appoint Jessica Williams to a first three-year term, term to expire March 31, 2023

Appoint Gladys Aldana to a first three-year term, term to expire March 31, 2023

Appoint Joe Vosburgh to a first three-year term, term to expire March 31, 2023

Planning Commission

Re-appoint Chris Kielblock to a second three- year term, term to expire March 31, 2023

Re-appoint Mark Vis to a first three-year term, term to expire March 31, 2023

Water & Light Commission

Re-appoint Deb Weg to a second three-year term, term to expire March 31, 2023

Appoint Randy Thompson to a first three-year term, term to expire March 31, 2023

The motion was made by Council Member Oberloh, seconded by Council Member Cummings and unanimously carried to approve the appointment as recommended by the Nominating Committee.

REVIEW PHASE ONE SALES TAX PARK PROJECT BIDS AND AWARD OF CONTRACT

Todd Wietzema, Director of Public Works, stated at the February 10, 2020 Council Meeting, City Council unanimously approved the phase one sales tax park projects. Bids were accepted until 2:00 p.m. on March 5th, 2020. Five bids were received with the low bidder being Clair Van Grouw Construction with a bid of \$1,125,000.00 which was 30% under the engineer's estimate. Mr. Wietzema stated SEH has recommended the City accept the bid from Clair Van Grouw Construction.

The motion was made by Council Member Oberloh, seconded by Council Member Cummings and unanimously carried to accept the bid of \$1,125,000.00 and enter into a contract with Clair Van Grouw Construction.

Mayor Kuhle asked if there was a construction schedule, especially for Centennial Park. Staff responded July 1st is the target date.

PRESCRIBED BURN AT PRAIRIE VIEW APPROVED

Public Works staff has been approached by members of Pheasants Forever, interested in doing a prescribed burn at Prairie View. The proposed burn would enhance the quality of the native prairie grasses while managing some of the less desirable plant species. City staff has obtained the proper burn permit from Nobles County. Council Member Cummings stated he would like to make sure the proper insurance is in place before the project begins.

The motion was made by Council Member Oberloh to approve the prescribed burn and direct City Staff to make sure insurance is covered. The motion was seconded by Mike Harmon and unanimously carried to approve the prescribed burn at Prairie View.

FIRST READING PROPOSED ORDINANCE - TEXT AMENDMENT - CITY OF WORTHINGTON (SCOREBOARDS)

At its March 4, 2020 meeting, the Planning Commission voted to unanimously to recommend approval of the proposed text amendment to Chapter 153: Signs to allow scoreboards with advertising and video capabilities to be allowed in Residential, Institutional and Natural Features districts with various restrictions. The proposed text amendment came after inquiries were made about putting video scoreboards at local fields.

Jeremiah Cromie, City Planner, gave a brief review of some of the highlights to the proposed text amendment explaining a conditional use permit would be required for any video scoreboards, commercial speech be limited to 30% of the scoreboard, scoreboards only being allowed to operate from 8:00 a.m. to 11:00 p.m. and allowing a maximum of 2,000 square feet for scoreboards in any district.

Council Member Ernst pointed out the new scoreboard for Trojan Field is not visible from the road, noting the location has been moved from the east side of the field to the west side of the field.

A motion was made by Council Member Oberloh, seconded by Council Member Ernst and unanimously carried to give a first reading of the proposed ordinance.

RESOLUTION NO. 2020-03-13 ADOPTED SUPPORTING INFRASTRUCTURE ACCOUNTABILITY

Jeremiah Cromie, City Planner, stated in 2018 the Minnesota Supreme Court found in the case of *Hardstad v. City of Woodbury*, that cities do not have the statutory authority necessary to impose a fee for future street improvements with approving residential development. The League of Minnesota Cities is encouraging Cities to adopt a resolution supporting legislation that provides infrastructure accountability. The proposed legislation would give cities a clear and lawful path forward to support development while protecting the interests of current taxpayers.

The motion was made by Council Member Cummings, seconded by council Member Harmon and unanimously carried to adopted the following resolution supporting infrastructure accountability legislation.

RESOLUTION NO. 2020-03-13

A RESOLUTION APPROVING SUPPORT OF LEGISLATION THAT WOULD AUTHORIZE CITIES TO COLLECT INFRASTRUCTURE DEVELOPMENT FEES TO FUND MUNICIPAL STREET IMPROVEMENTS AS A NECESSARY COMPONENT OF GROWTH.

(Refer to Resolution file for complete copy of Resolution)

COUNCIL COMMITTEE REPORTS

Mayor Kuhle - no report.

Council Member Janssen - no report.

Council Member Oberloh - Attended the Crailsheim banquet. Met the 9th grade exchange student.

Council Member Cummings - Reminder to all, the new YMCA Director starts next week. Also the YMCA Cruise Dinner takes place on March 28th.

Council Member Ernst - Requested estimated completion date of City projects to have as information for the general public.

Council Member Harmon - Attended Water and Light Commission meeting. Well 26 is 4' above well levels so things are in great shape.

ADJOURNMENT

The motion was made by Council Member Janssen, seconded by Council Member Harmon and unanimously carried to adjourn the meeting at 7:32 p.m.

Angela Thiner
Assistant City Clerk