

**WORTHINGTON CITY COUNCIL
REGULAR MEETING, MARCH 13, 2017**

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. Honorary Council Member: Chris Kielblock. Council Member's absent: Mike Harmon (excused).

Staff present: Steve Robinson, City Administrator; Brad Chapulis, Director of Community/Economic Development; Sgt. Brett Wilttrout, Public Safety Department; Janice Oberloh, City Clerk; Dwayne Haffield, Director of Engineering (7:31 p.m.).

Others present: Karl Evers-Hallstrom, Daily Globe.

The Pledge of Allegiance was recited.

HONORARY COUNCIL MEMBER

Mayor Kuhle welcomed Chris Kielblock as the Honorary Council Member for the months of February, March and April, 2017.

**PUBLIC HEARING AND RESOLUTIONS NO. 2017-03-01 AND NO. 2017-03-02 ADOPTED
APPROVING NOBLES HOME INITIATIVE APPLICATIONS -PARCEL ID# 31-1534-210 &
31-1534-215 - GRAND AVENUE**

Pursuant to published notice, this was the time and date for a public hearing regarding Nobles Home Initiative (NHI) Applications submitted by Larry Davis.

The motion was made by Council Member Janssen, seconded by Council Member Oberloh and unanimously carried to open the hearing.

Brad Chapulis, Director of Community/Economic Development, said Mr. Davis was seeking approval of the tax abatement for the construction of a single family dwelling on each of the two properties he owns that are legally described as Lots 3 and 4, Block 1, Davis Addition, City of Worthington, Nobles County, Minnesota. Each single family dwelling will include 1,566 square feet of living space on the main level, and unfinished basement and a two stall attached garage.

Mr. Chapulis said after reviewing the applications, staff concluded that they meet the NHI guidelines and was recommending Council approval.

Mayor Kuhle asked if there was anyone present who wished to present testimony regarding the applications. None was received.

The motion was made by Council Member Oberloh, seconded by Council Member Cummings and unanimously carried to close the hearing.

The motion was made by Council Member Oberloh, seconded by Council Member Cummings and unanimously carried to adopt the following resolutions approving the NHI applications for tax abatement:

RESOLUTION NO. 2017-03-01

A RESOLUTION APPROVING TAX ABATEMENT FOR CERTAIN PROPERTY PURSUANT TO MINN. STAT. 469.1813

(Refer to Resolution File for complete copy of Resolution)

RESOLUTION NO. 2017-03-02

A RESOLUTION APPROVING TAX ABATEMENT FOR CERTAIN PROPERTY PURSUANT TO MINN. STAT. 469.1813

(Refer to Resolution File for complete copy of Resolution)

AGENDA CLOSED / APPROVED WITH ADDITION

Staff requested the following additions to the agenda:

- Public Hearing for two Nobles Home Initiative Applications submitted by Larry Davis - the hearing notice had been published as required
- Amend item E. 2. - For an additional recommendation from the Nominating Committee for committee appointment
- Add - item E. 3. - Application for a new on-sale beer license - Nobles County Speedway, Van Ecker Promotions

The motion was made by Council Member Ernst, seconded by Council Member Cummings and unanimously carried to close / approve the agenda with the requested additions.

CONSENT AGENDA APPROVED

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

- City Council Minutes of Regular Meeting February 27, 2017
- Minutes of Boards and Commissions - Worthington Housing and Redevelopment Authority Board Minutes of January 31, 2017; Heron Lake Watershed Board Minutes of December 20, 2016; Center for Active Living Committee Minutes of February 13, 2017; Planning

- Commission/Board of Appeals Minutes of March 7, 2017
- Bills payable and totaling \$554,232.89 be ordered paid

BIO-SCIENCE CONFERENCE SPONSORSHIP

Worthington Regional Economic Development Corporation submitted a request for City sponsorship of their Annual BioScience Conference to be held April 6th and 7th, 2017. Steve Robinson, City Administrator, noted the City had, in the past, been a conference sponsor at the Gold Level of \$2,500, which includes three admission tickets and reserved seating. Mr. Robinson said should Council approve the sponsorship, funds could come from the \$86,000 budgeted Miscellaneous Professional Services in the Economic Development Authority fund, or council could choose to use funds in addition to the \$86,000 already budgeted, which would require a budget amendment.

The motion was made by Council Member Oberloh, seconded by Council Member Janssen and unanimously carried to approve the Gold Level sponsorship of \$2,500 for the 2017 Bio-Science Conference, with funds directed from the Miscellaneous Professional Services in the Economic Development - Miscellaneous Professional Services Fund.

NOMINATING COMMITTEE RECOMMENDATIONS FOR COMMITTEE APPOINTMENTS / RE-APPOINTMENTS

The Nominating Committee met on March 3, 2017 and made the following recommendations to Council for Committee appointments/re-appointments:

<u>Center for Active Living</u> -	Appoint Maria Parga for a three year term to replace Pat Henderscheidt - term to expire 12/31/2019
	Appoint Julie Buntjer to replace Carole Wiese for a three-year term - term to expire 12/31/2019
	Re-appoint Nancy Hofstee - term ended 12/31/2016 - is eligible for first full three-year term and has agreed to serve - term to expire 12/31/2019
<u>Econ. Development Revolving Loan Fund</u> -	Re-appoint Dan Greve - term expired 12/31/2016 - is eligible for second two-year term and has agreed to serve - term to expire 12/31/2018
	Re-appoint Doug Tate - term expired 12/31/2016 - is eligible for second two-year term and has agreed to serve - term to expire 12/31/2018

<u>Memorial Auditorium. - Advisory Board</u>	Re-appoint Dave Reeves for his second full term - term to expire July 31, 2019 and he has agreed to serve
<u>Park & Recreation- Advisory Board</u>	Re-appoint Joe Anderson - term expires 03/31/2017 - is eligible for a second full three-year term and has agreed to serve - term to expire 03/31/2020 Re-appoint Jacoba Nagel - term expires - 03/31/2017 - is eligible for second three-year term and has agreed to serve - term to expire 03/31/2020 Re-appoint Scott Langerud - term expires 03/31/2017 - is eligible for second three-year term and has agreed to serve - term to expire 03/31/2020
<u>Planning Commission -</u>	Re-appoint Bob Bristow - term expires 03/31/2017 - is eligible for second three-year term and has agreed to serve - term to expire 03/31/2020 Appoint Chris Kielblock for a full three-year term to replace Ken Moser - term expires 03/31/2020
<u>Public Arts Commission -</u>	Appoint Cheryl Avenel-Navara to fill the unexpired term of Stacy Nagel, term to expire November 30, 2017
<u>Water and Light Commission -</u>	Re-appoint Gary Hoffman - second term expires 03/31/2017 - is eligible for third three-year term and has agreed to serve - term expires 03/31/2020 Appoint Deb Weg for a three-year term to replace Jim Elsing who was not eligible for another term - term to expire 03/31/2020

The motion was made by Council Member Cummings, seconded by Council Member Ernst and unanimously carried to approve the committee appointments / re-appointments as recommended by the Nominating Committee.

**APPLICATION FOR NEW ON-SALE BEER LICENSE APPROVED - NOBLES COUNTY
SPEEDWAY, VAN ECKER PROMOTIONS**

An application for a new On-Sale Beer License had been received from Van Ecker Promotions, LLC, Woodstock, Minnesota, for the 2017 racing season at the Nobles County Speedway. License period will be May through September, 2017. All the required paperwork, fees, and insurance certificate naming the City as additional insured have been received.

The motion was made by Council Member Oberloh, seconded by Council Member Cummings and unanimously carried to approve the On-Sale Beer License for Van Ecker Promotions, LLC for the Nobles County Speedway 2017 racing season.

COMPREHENSIVE PLAN AMENDMENT - I-90 TRUCK WASH, INC.

Council considered a request from I-90 Truck Wash, Inc. for an amendment to the City's Comprehensive Plan Land Use Map for a revision of the designated land use for property it owns within Boote's Addition, from the current Highway Commercial and Medium Density Residential to Special Industrial. If approved, the amendment would allow for heavy industrial development to locate and operate in the subject area. Specifically, the I-90 Truck Wash was requesting the approval to allow for construction and operation of a bituminous plant on the property in question. The property is commonly referred to as the former Bob's Truck Stop property, and is currently zoned, along with the surrounding property, as "B-3" - General Business. Classified as a "Manufacturing - Primary Production" land use, bituminous plants are only permitted to operate in "M-2" - General Industrial zoning districts through issuance of a conditional use permit. Brad Chapulis, Director of Community/Economic Development, said in order for the plan to operate on the subject property, the applicant would need to receive the following approvals, in order: comprehensive plan amendment, change of zone, and conditional use permit.

The Planning Commission considered the request at their March 7, 2017 meeting, and after holding a public hearing, voted unanimously to deny the requested amendment as it believed allowing for heavy industrial development within the area would be in direct conflict with the goals/objectives of the Comprehensive Plan, especially for the Highway 59/60 Corridor sub area. Council Member Ernst said she was at the Planning Commission meeting - there were several members of the community there and they were all opposed to the request.

Mr. Chapulis pointed out that State Statute 462.355, Subdivision 3 requires a two-thirds vote of the Council for the approval or amendment of a Comprehensive Plan.

The motion was made by Council Member Ernst, seconded by Council Member Cummings and unanimously carried to not approve the request for the Comprehensive Plan amendment.

COUNCIL COMMITTEE REPORTS

Mayor Kuhle - last week he and Council Members Janssen and Harmon were in St. Paul to meet

with the Minnesota Department of Human Rights - they have budgeted for three out-state offices locations - Worthington, Rochester, and Duluth - not really about regulation but more about economic Development for entrepreneurs and business start ups.

Council Member Janssen - Noted it was an interesting meeting in St. Paul with the Department of Human Rights; also reported he had attended the Worthington-Crailsheim Banquet on Sunday, and had participated in the candidate selection process prior to that. Last week he attended the NEON meeting - they discussed broadband.

Council Member Oberloh - nothing to report but questioned who's decision it should be that the Municipal Liquor Store would not be open on Sundays after July 1, 2017 as was recently approved by the State. Steve Robinson, City Administrator, responded it was Council's store and they would have the ultimate say, but staff had discussed the issue and determined they were not in favor of being open.

Honorary Council Member Kielblock - attended the Memorial Auditorium Board meeting and the Planning Commission meeting - they are trying to show a good mix of movies at the Auditorium - their numbers have really improved. Also - kudos to the Auditorium staff for their great work - the Board receives positive comments on staff regularly from out of town performers. Video monitors have now been installed in the lobby at the Auditorium so if someone needs to leave the Auditorium they can watch the performance in the lobby.

Council Member Cummings - attended the Memorial Auditorium meeting - talked about new seating, could potentially lose 30-40 seats. It would be good if the sales tax extension would go through and we could some of those funds - they would also push for private funding.

Council Member Ernst - attended the Legislative Breakfast, and attended a Cable 3 meeting - they are pushing for use of social media with the City. Also attended the Planning Commission, and the NEON Committee meeting where they discussed the "Ride the Waves 60/90 Corridor Initiative", which was for hot spot installations in small towns, and was started approximately five years ago.

CITY ADMINISTRATOR'S REPORT

Steve Robinson, City Administrator, reported that he and the Police Chief were in Sioux Falls for an award ceremony with the High Intensity Drug Trafficking Authority - it was actually awarded to the Sioux Falls Task Force but most of the work was done by our local Buffalo Ridge Drug Task Force, and the center of the operation was here in Worthington. Representatives were there from the DEA, ATF, IRS,BCA, Attorney Generals and National Guard. It was a great job by our guys and went on for a number of months here in Worthington.

Next Monday we are interviewing Police Officer candidates, and next Tuesday is the grant presentation by the Superbowl Committee that the County Community Health Department was awarded. We just got notice that our sales tax bill will be heard by House Committee on Wednesday morning, and that it would be heard by the Senate Committee on Thursday morning. He has some appointments on Tuesday with some members of the House Committee so he will be traveling there - the Mayor is planning on being at the Wednesday meeting. He invited Council Member Cummings

to attend the Thursday meeting at the Capital if it worked for him.

CLOSED SESSION UNDER MINN. STAT. § 13D.05, SUBD. 3C(2) - REVIEW OF CONFIDENTIAL OR PROTECTED NONPUBLIC APPRAISAL DATA UNDER SECTION 13.44 SUBD. 3 - APPROVE APPRAISALS AND AUTHORIZE OFFERS FOR ACQUISITION OF PROPERTY AND EASEMENTS FOR CD 12 FLOOD MITIGATION PROJECT - COUNTY PIN: 31-3718-505, COUNTY PIN: 31-1526-600 and 31-1526-700, COUNTY PIN: 31-2943-000, COUNTY PIN: 31-1095-000 and 31-1095-300, COUNTY PIN: 31-1095-250, COUNTY PIN: 31-2583-000 and 31-3290-000, COUNTY PIN: 31-3293-000, COUNTY PIN: 31-3669-000, COUNTY PIN: 31-3687-000

Mayor Kuhle announced that Council would be going into closed session under Minn. Stat. § 13D. 5, Subd. 3C(2) for consideration of non-public appraisal data for the following parcels: County PIN: 31-3718-505, County PIN: 31-1526-600 and 31-1526-700, County PIN: 31-2943-000, County PIN: 31-1095-000 and 31-1095-300, County PIN: 31-1095-250, County PIN: 31-2583-000 and 31-3290-000, County PIN: 31-3293-000, County PIN: 31-3669-000, County PIN: 31-3687-000 regarding acquisition of property and easements for the CD 12 Flood Mitigation Project.

The motion was made by Council Member Cummings, seconded by Council Member Janssen and unanimously carried to close the meeting at 7:47 p.m.

The motion was made by Council Member Cummings, seconded by Council Member Ernst and unanimously carried to re-open the meeting at 8:17 p.m.

ADJOURNMENT

The motion was made by Council Member Oberloh, seconded by Council Member Ernst and unanimously carried to adjourn the meeting at 8:18 p.m.

Janice Oberloh, MCMC
City Clerk/Human Resource Assistant