

**ORDINANCE NO. 2007-02
THIRD SERIES**

**AN ORDINANCE OF THE CITY OF HASTINGS, MINNESOTA AMENDING
CHAPTER 155.32 (C) (5) (a) OF THE HASTINGS CITY CODE PERTAINING TO:**

ALLOWING TEMPORARY AUTO SALES AS A SPECIAL USE

BE IT ORDAINED by the City Council of the City of Hastings as follows:

CHAPTER 155.32 (C) (5) (a) - C-4 – Regional Shopping Center District is hereby amended as follows:

155.32 (C) *Uses by Special Permit*

(5) (a) Temporary auto sales may be allowed to support the activities of a non-profit community organization (i.e. fundraiser for a sports team or school). Each auto dealership may be allowed one sale per year, with the sale not to exceed 14 calendar days per year. Each parcel of land in the C-4 district is allowed one sale per year. If a business consists of more than one parcel, only one sale may be allowed. ~~The provisions of this division (C)(5) shall expire on July 31, 2007.~~

(b) The following shall be considered in granting a Special Use Permit:

1. The affect on the total number of parking spaces at the business the sale is held.
2. The affect of the ingress and egress at the parking lot.
3. The affect on accessibility of emergency services.
4. The affect on neighboring businesses or residential areas from an increase in traffic.

ALL OTHER SECTIONS SHALL REMAIN UNCHANGED

ADOPTED by the Hastings City Council on this 16th day of July, 2007.

Paul J. Hicks, Mayor

ATTEST:

Melanie Mesko Lee, City Clerk

I HEREBY CERTIFY that the above is a true and correct copy of an ordinance presented to and adopted by the City of Hastings, County of Dakota, Minnesota, on the 16th day of July, 2007, as disclosed by the records of the City of Hastings on file and of record in the office.

Melanie Mesko Lee, City Clerk

(SEAL)

This instrument drafted by:
City of Hastings (KSB)
101 4th St. East
Hastings, MN 55033

**Hastings, Minnesota
City Council Minutes
July 16, 2007**

The City Council of the City of Hastings, Minnesota met in a regular meeting on Monday, July 16, 2007 at 7:00 PM in the Council Chambers at the Hastings City Hall, 101 East 4th Street, Hastings, Minnesota.

Members Present: Mayor Hicks, City Councilmembers Alongi , Hazlet, Hollenbeck, Schultz, Slavik, and Riveness

Staff Present: City Administrator Dave Osberg
Assistant City Administrator Melanie Mesko Lee
City Attorney Dan Fluegel
Planning Director John Hinzman
Parks & Recreation Director Barry Bernstein
Public Works Director Montgomery
HRA Director Grossman

Approval of Minutes:

Mayor Hicks asked if there were any corrections to the minutes of the regular meeting on July 2, 2007. Hearing none, the minutes were approved as presented.

Council Items to be Considered

Public Works Director Montgomery requested that a change order for the 5th Street Area improvement retaining wall be added as Item #4 under Public Works.

Moved by Councilmember Hazlet, seconded by Councilmember Hollenbeck to add that item to Public Works.

7 Ayes; Nays, none.

Consent Agenda

Moved by Councilmember Riveness, seconded by Councilmember Slavik to approve the Consent Agenda as presented.

1. Pay Bills as Audited
2. Resolution—Approve Temporary Liquor and Gambling License to Hastings Fire Department Relief Association
3. Resolution – Approve Liquor License Amendment for the Green Mill
4. Resolutions—Regina Medical Center Expansion Financing
5. Budget Adjustment
6. 2nd Quarter Financial Report
7. Pay Estimate #10—Water Treatment Plant: Magney Construction (\$208,235.25)
8. Pay Estimate #2—Project 2007-1: 5th Street Area Reconstruction: Arcon Construction (\$404,796.61)
9. Pay Estimate #11—Project 2006-1: 3rd Street Area Reconstruction: Pember Construction (\$71,902.94)
10. Resolution—Accept Feasibility Study and Order Public Hearing: Project 2007-3: 2nd and 3rd Street Quiet Zone Improvements
11. Animal Ark Parking Request
12. Resolution—Install All-Way STOP at 12th and Eddy Streets
13. Resolution—Replace YIELD sign with STOP sign on Louis Lane at Southview Drive Intersection

14. Authorize Advertisement—#2007-31: Hastings Industrial Park Agriculture Lease

15. Approve Compensatory Time Overage

6 Ayes, Nays, None.

Copies of resolutions on file.

Award Contract—Civic Arena West Rink Heat Project

Parks & Recreation Director Bernstein stated that it is recommended that the contract be awarded to Swanson in the amount of \$32,650.

Moved by Councilmember Riveness, seconded by Councilmember Schultz to award the contract as presented.

7 Ayes; Nays, none.

Public Hearing—Ordinance Amendment #2007-26: Non-Conforming Signs

Planning Director Hinzman stated that the change would allow sign replacement of a smaller sign; current language allows only the same size replacement.

Mayor Hicks opened the public hearing at 7:08 p.m.

Hearing no comments, Mayor Hicks closed the public hearing at 7:08 p.m.

Ordinance Amendment—Ordinance Amendment #2007-26: Non-Conforming Signs

Moved by Councilmember Schultz, seconded by Councilmember Alongi to approve the ordinance amendment as proposed.

7 Ayes; Nays, none.

Public Hearing—Ordinance Amendment #2007-18: Temporary Auto Sales in C-4 District

Planning Director Hinzman stated that the change would remove the expiration date in the existing ordinance; these requests would still require approval of a Special Use Permit.

Mayor Hicks opened the public hearing at 7:10 p.m.

Hearing no comments, Mayor Hicks closed the public hearing at 7:10 p.m.

Ordinance Amendment—Ordinance Amendment #2007-18: Temporary Auto Sales in C-4 District

Councilmember Alongi clarified that the Council's intent is for these sales to be for benefiting a local community organization.

Moved by Councilmember Slavik, seconded by Councilmember Hazlet to approve the ordinance amendment as proposed.

7 Ayes; Nays, none.

Youth Recycling Presentation

Randy Triplett of Waste Management presented a check to Girl Scout Troop #531 with a check in the amount of \$738.90.

Presentation—Red Rock Corridor

Michael Rogers of the Red Rock Corridor Commission, made a presentation about the recent alternative analyses which were done. The Council discussed how to increase ridership numbers, the importance of incorporating the Red Rock station as part of the City's comprehensive plan, and economic development impacts of successful transit options.

Resolution—Order Feasibility Study: Highway 61 walls and Area Street and Utility Reconstruction

Moved by Councilmember Alongi, seconded by Councilmember Hazlet to approve the resolution as presented.

7 Ayes; Nays, none.

Resolution—Street Marking Policy

Public Works Director Montgomery stated that the Operations Committee of the Council reviewed policy language regarding centerline striping, fog lines, and painting crosswalks. The Committee recommended approval of the policy, with a review in two years.

There was brief discussion as to some of the elements of the proposed policy.

Moved by Councilmember Hazlet, seconded by Councilmember Hollenbeck to approve the policy and have it reviewed in two years.

7 Ayes; Nays, none.

Change Order—5th Street Area Improvements Retaining Wall

Public Works Director Montgomery recommended that a tumbled modular block be used to better fit within the conservation district at an additional cost of \$3,600.

Moved by Councilmember Riveness, seconded by Councilmember Hazlet to approve the change order as presented.

7 Ayes; Nays, none.

Resolution—Adopt Findings of Fact for Denial: Minor Subdivision at 3605 Red Wing Boulevard (Heselton)

Moved by Councilmember Alongi, seconded by Councilmember Slavik to approve the resolution as presented.

7 Ayes; Nays, none.

Resolution—Site Plan #2007-29: Hastings Public Works Garage Expansion at 1225 Progress Drive

Moved by Councilmember Hollenbeck, seconded by Councilmember Riveness to approve the site plan as presented.

7 Ayes; Nays, none.

Approve Application and Procedures—CDBG Fire Alarm Funding

Hinzman stated that approximately \$45,000 is available and that this funding is different than the assessment abatement funding.

Moved by Councilmember Schultz, seconded by Councilmember Hollenbeck to approve as presented.

7 Ayes; Nays, none.

Electronic Message Board Lease Agreement

Moved by Councilmember Slavik, seconded by Councilmember Alongi to approve as presented.

7 Ayes; Nays, none.

Youth First Program

Moved by Councilmember Schultz, seconded by Councilmember Alongi to approve the transition of Youth First program as a City program.

Reports from Councilmembers

Councilmember Alongi reported that the Comprehensive Plan Committee met on July 11. There was a lot of learning, discussion, and information shared during the process. Alongi stated that there will be a Comprehensive Plan Open House on September 12 from 4 – 8 p.m.

There will be a joint meeting with the HRA on July 30 at 7:00 p.m.


The Mississippi River Challenge Fundraiser will be held August 4 and 5.

Adjournment

Moved by Councilmember Alongi, seconded by Councilmember Slavik to adjourn meeting at 8:34 p.m.
7 Ayes, Nays, None.



Paul J. Hicks
Mayor



Melanie Mesko Lee
City Clerk