

**CITY OF ELKO NEW MARKET
SCOTT COUNTY, MINNESOTA
ELKO NEW MARKET LIBRARY
100 J ROBERTS WAY
ELKO NEW MARKET, MINNESOTA 55054
THURSDAY, FEBRUARY 13, 2014**

1. CALL TO ORDER

The Workshop was called to order at 6:30 p.m.

Members present: Mayor Gabriel, Councilmembers: Crawford, Moratske, Prasnicki and Schneider
Members absent: None

Also Present: City Administrator Terry, Police Chief Mortenson, Planner Kirmis, Engineer Revering,
Public Works Superintendent Schweich and City Clerk Green.

2. PRESENTATIONS

None

3. REPORTS

None

4. GENERAL DISCUSSION

Administrator Terry and Engineer Revering reviewed the Five-Year Capital Improvement Plan projects with the City Council. The Council reviewed the projects and identified each project's priority. Staff will bring back a revised Five-Year Capital Improvement Plan for Council's review at an upcoming City Council Meeting.

5. REPORTS

None

6. ADJOURNMENT - Workshop was adjourned at 7:28 p.m.

COUNCIL MEETING

1. CALL TO ORDER

The meeting was called to order by Mayor Gabriel at 7:32 p.m.

Members present: Mayor Gabriel, Councilmembers: Crawford, Moratske, Prasnicki and Schneider
Members absent: None

Also Present: City Administrator Terry, City Attorney Poehler, Planner Kirmis, Police Chief Mortenson, Engineer Revering, Public Works Superintendent Schweich and City Clerk Green

2. PLEDGE OF ALLEGIANCE

Mayor Gabriel led the Council and audience in the Pledge of Allegiance.

3. ADOPT/APPROVE AGENDA

MOTION by Councilmember Crawford, second by Councilmember Schneider to approve the agenda as revised.

Add 9e, item i - Discussion on Joint Meeting with the City Council and Planning Commission

APIF, MOTION CARRIED

4. PRESENTATIONS, PROCLAMATIONS AND ACKNOWLEDGEMENTS

None

5. PUBLIC COMMENT

None

6. CONSENT AGENDA

MOTION by Councilmember Prasnicky, second by Councilmember Crawford to approve the Consent Agenda.

- a. Approve Minutes from January 23, 2014 City Council Meeting
- b. Approve Payment of Claims and Electronic Transfer of Fund
- c. Adopt Resolution 14-04 Approving One Day Gambling Permit for St. Nicholas Church
- d. Adopt Resolution 14-05 Approving a One Day Temporary On-Sale Liquor License for St. Nicholas
- e. Adopt Resolution 14-06 Amending Resolution 12-05 Concerning the City's Economic Development Authority
- f. Adopt Resolution 14-07 Appointing Ex Officio Member of the City's Economic Development Authority
- g. Approve Employment Agreement with Craig Anderson
- h. Approve Employment Agreement for Intermittent Part-time Economic Development Coordinator
- i. Approve Intergovernmental Grant Agreement between SMSC and City of Elko New Market

APIF, MOTION CARRIED

7. PUBLIC HEARINGS

None

8. GENERAL BUSINESS

ELKO SPEEDWAY OUTDOOR THEATER

Planner Kirmis gave the City Council a presentation on the January 7, 2014 Planning Commission Meeting held to review the application submitted by R&F Properties to amend the existing Elko Marketplace PUD to allow an outdoor (drive-in) movie theater upon the Elko Speedway site.

Planner Kirmis updated the City Council that during the Planning Commission Meeting, a Public Hearing was held to receive input from property owners regarding questions and/or concerns on the outdoor theater.

Based on the submitted application materials, background information and recommendation of Staff, other information and public comment received at the meeting, the Planning Commission recommended approval of the PUD amendment subject to conditions submitted by City Staff and added by Planning Commission.

Planner Kirmis informed the Council that after the January 7th Planning Commission Meeting, City Staff met with the applicant to review the recommended conditions of the PUD amendment approval. As part of this meeting, some new/additional information was provided by the applicant which resulted in a need to slightly modify the conditions of approval as recommended by the Planning Commission.

Planner Kirmis gave the City Council Staff's recommendation to approve the Elko Marketplace PUD amendment subject to the updated list of conditions (from those originally recommended by the Planning Commission) subject to any amended or additional conditions.

After Planner Kirmis's presentation, City Council received input from Police Chief Mortenson and City Engineer Revering regarding the outdoor theater. City Attorney Poehler reviewed with the Council the difference between a PUD and licensing for the drive-in theater. Attorney Poehler discussed with the Council the enforcement process for a violation of a PUD versus a license.

Tom Ryan, owner of R&F Properties informed the City Council that he feels taking the additional time to work with City Staff has enabled him to have a very complete proposal and application. Mr. Ryan informed Council that he feels that licensing the drive-in is not necessary as the Speedway has been in business since 1965, with Mr. Ryan being involved for 15 seasons. Mr. Ryan stated he would like the City Council to consider his track record. Mr. Ryan stated that licensing could affect:

- Appraisal of property
- Securing a loan
- Resale

Mr. Ryan stated he feels the right process is the PUD process and not the licensing. Mr. Ryan stated he has had numerous agreements with City and he has kept all agreements. Mr. Ryan feels that everything that would be covered in a license is already covered in the PUD and a license would be redundant.

The Council opened up the meeting for comments from the audience; the only comment received was from Terry Fredrickson who stated the Elko Baseball Club was behind Mr. Ryan and had no objection to the drive-in. Mr. Fredrickson said he didn't think the lights at the baseball field would wash out the movie screen and he had talked to Mr. Ryan and Mr. Ryan did not feel there would be a concern either.

The City Council held a lengthy discussion on whether to approve the PUD amendment or require licensing of the drive-in theater. The Council discussed the ability and process of requiring a license at a later date.

MOTION was made by Councilmember Crawford, second by Councilmember Prasnicki to approve Resolution 14-08 Amending the Elko Marketplace Planned Unit Development Agreement for a Drive-in Theater Use. **AYES:** Mayor Gabriel, Councilmembers Crawford, Moratske and Prasnicki. **ABSTAIN:** Councilmember Schneider because she is employed by Elko Speedway. **MOTION CARRIED**

No action required on the Licensing Ordinance.

REPORTS

ADMINISTRATION

None

PUBLIC WORKS

Written reports included in Council Packet. Public Works Superintendent Schweich held a brief discussion with Council on snowplow trucks being sold by the City of Woodbury.

POLICE DEPARTMENT

Written report included in Council packet.

FIRE DEPARTMENT

None

ENGINEERING

Administrator Terry discussed with the City Council holding a joint meeting at the March 4th Planning Commission Meeting between the Planning Commission and the City Council to go through the revised Concept Plan for the Public Works Building.

COMMUNITY DEVELOPMENT

None

PARKS DEPARTMENT

None

SCALE

None

RTF

None

SJPA

Administrator Terry gave the Council a brief update on the last meeting of the SJPA which included discussion on authorizing Phase II of the Study regarding the structure of the organization.

TED

Councilmember Crawford and Administrator Terry gave a brief update on the last meeting which involved discussion on grant money available for economic development and starting of a joint marketing group for Scott County as an entertainment destination.

TRB & TPT

Councilmember Crawford gave an update on last meeting which included a discussion on ½ cents sales tax.

I35 SOLUTIONS ALLIANCE

Councilmember Moratske gave the Council an update of the last meeting which included discussions on bridge/road grants and project updates.

CHAMBER OF COMMERCE

Vice Chair Amy Lewis gave the Council a brief update on Chamber activities which included recent officer elections, working on structure of the Chamber and member recruitment.

CIVIC AND COMMUNITY EVENTS COMMITTEE

None

NORTHFIELD AREA AMBULANCE ASSOCIATION

Administrator Terry updated the Council that there will be a Board Meeting of the NAAA on February 19th.

10. DISCUSSION BY COUNCIL

Councilmember Crawford discussed the Town Hall Meeting with Congressman Woodard and Senator Dahle on February 8th at Firehouse Grille.

11. ADJOURNMENT

MOTION by Councilmember Crawford, second by Councilmember Moratske to adjourn at 9:04 p.m. **APIF, MOTION CARRIED**

Submitted by:
Sandra Green
City Clerk