

**CITY OF EYOTA  
CITY COUNCIL MINUTES  
JULY 11, 2013**

Members Present: Mayor Tyrel Clark, Tony Nelson, Ray Schuchard, Bryan Cornell and Kurt Holst

Members Absent: none

Staff Present: Marlis Knowlton, Clerk/Treasurer; Community Officer Tracey Pagel, Olmsted County Sheriff's Office; and Jeremy Newton, Fire Chief

**Call to Order:** Mayor Clark called the meeting to order at 7:00 p.m. with the Pledge of Allegiance.

**Approve Agenda:** Clark requested adding: a presentation by Tim Penny, Southern Minnesota Initiative Foundation and mulch for the community gardens. Motion was made by Schuchard and seconded by Cornell to approve the agenda with noted changes. Ayes (5), Nays (0). Motion carried.

**Minutes Approval:** Motion was made by Nelson and seconded by Schuchard to approve the minutes of June 17, 2013 joint Council meeting with the Eyota Township Board. Nelson, Schuchard and Clark voted in favor. Holst and Cornell abstained; they were not present on June 17. Ayes (3), Nays (0), Abstained (2). Motion carried.

Motion was made by Holst and seconded by Cornell to approve the minutes of the June 27, 2013 regular Council meeting. Holst, Cornell, Clark and Schuchard voted in favor. Nelson abstained; he was not present June 27. Ayes (4), Nays (0), Abstained (1). Motion carried.

**Southern Minnesota Initiative Foundation:** Tim Penny, President/CEO of Southern Minnesota Initiative Foundation explained they serve twenty counties; specializing in economic development and early childhood development.

**REPORTS:**

**Community Officer:** Deputy Pagel assured the Council that the recent stories were exaggerated; there have not been a rash of burglaries. But, it is good practice to be aware of your surroundings and neighborhood activities, lock your homes and cars, and report suspicious activities. At least one citation was issued for illegal soliciting.

**Recreational Type Vehicles:** The City of Eyota does not have an ordinance in place that regulates (prohibit or permit) recreational vehicles other than snowmobiles. Nelson is researching implementing an ordinance that would allow these vehicles: golf cart, ATV, UTV, RTV, etc. In the meantime, vehicles must abide by other existing regulations; such as motor vehicle or natural resources. The Council encouraged the Sheriff's Office to give citations to drivers that are speeding, not licensed, under the influence, etc.

**Fire Department:** Fire Chief Newton reviewed the proposed five year fire department budget and revised agreements. Fire trucks have, over the years, been on a ten year replacement rotation schedule. The past economical down turn delayed any replacements. The current pumper trucks are a 1990 and 2002 model. A new truck is being proposed for purchase in 2016, it may take that long to research trucks, equipment and the cost. It is a time consuming process. Consensus of the Council: authorized Newton to pursue investigating specifications and costs for new fire truck. A few other budget items included building improvements, such as: exhaust system, shower facility, kitchenette and training/meeting room.

**Eyota Volunteer Ambulance Service:** Clark has received information that the Ambulance Service has received revised building construction costs. Clark will wait until that information is shared and discussed by the Ambulance Board of Directors.

**Park Board:** Nelson reported the Park Board discussed: the Summer Rec Program, park inspection report, Park/Trails Master Plan and preliminary budget preparation.

**Member Appointed:** Two citizens applied for the open position on the Board. Motion was made by Schuchard and seconded by Holst to appoint Judy Brandt to fill the position, term ending December 31, 2013, as recommended by the Board. Ayes (5), Nays (0). Motion carried.

**Clerk's Report:**

**Southeastern Minnesota League of Municipalities:** SEMLM's general membership meeting will be held in Red Wing, July 30, \$25 fee; inform Knowlton prior to July 19 if interested in attending.

**Engineering Service Agreement Safe Routes to School:** Motion was made by Nelson and seconded by Cornell to approve entering into the Professional Service Agreement with WHKS & Co. for the Safe Routes to School project in the amount of \$23,000. Ayes (5), Nays (0). Motion carried. See "Exhibit 5.E"

**REGULAR AGENDA ITEMS:**

**Proposed Animal Ordinance #133:** The Council discussed in detail the proposed new animal ordinance. Additional information was received from the University of Minnesota Extension and the proposed maximum size of both the chicken coop and run were discussed; it was determined the run size should be increased for the health of the chickens. The runs will be increased to ten (10) square feet per chicken. It was also determined to try to avoid finding owners and to be consistent with the dog and cat licensing, the chickens will be required to be banded; and to cover administrative costs the permit will be increased to twenty five dollars (\$25).

Motion was made by Nelson and seconded by Cornell to adopt the Animal Ordinance #133 with the noted changes of: the annual chicken permit fee shall be twenty five dollars (\$25) {Article III. Section 1. Subdivision 2.b.}, the chickens will be required to be banded with numbered bands {Article III. Section 1. Subdivision 2}, and chicken runs shall be no larger than sixty (60) square feet, which is ten (10) square feet per chicken {Article III. Section 2. b.}. Clark, Nelson, Cornell and Holst voted in favor. Schuchard voted opposed. Ayes (4), Nays (1). Motion carried. See "Exhibit 6.A"

**Accounts Payable:** Council questioned charges for port-a-potty service on one that was damaged in storm. Nelson noted the TEC invoice was for a new compressor motor not a rebuilt one, for the fire hall. Motion was made by Nelson and seconded by Schuchard to approve the accounts payable as presented in the amount of \$134,458.41. Ayes (5), Nays (0). Motion carried. See "Exhibit 6.C"

**Other Business:**

**Community Gardens Mulch:** Clark requested a load of mulch be purchased for the Community Gardens, there is money budgeted. Council agreed; Nelson will discuss with Brad Boice about coordinating getting mulch for park trees at the same time.

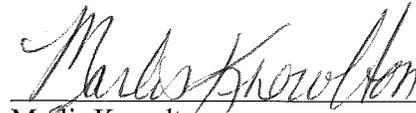
**Website Design:** Clark will work with staff to update the city website design before month end; the current version is being discontinued.

**Adjourn:** Motion was made by Nelson and seconded by Schuchard to adjourn. Ayes (5), Nays (0). Motion carried. The meeting was declared adjourned at 9:08 p.m.



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Tyrel Clark  
Mayor



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Maflis Knowlton  
Clerk/Treasurer