

CITY OF EYOTA
CITY COUNCIL MINUTES
MAY 26, 2016

Members Present: Tyrel Clark, Bryan Cornell and Ray Schuchard

Members Absent: Tony Nelson and Kurt Holst

Staff Present: Community Officer Deputy Johnson and Marlis Knowlton, Clerk/Treasurer

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

Approve Agenda: Request to replace 5.E Emerald Ash with Greg Brehmer's ditch and switch 6.A. and 6.B. Motion was made by Schuchard and seconded by Cornell to approve the agenda with the requested changes. Ayes 3, Nays 0. Motion carried.

Consent Agenda: Both consent items 4.B and 4.C are donation resolutions and are being removed from the consent agenda because there are not enough councilman present to pass them with the required two thirds vote: Resolution 2016-22 Accepting Donation to the Fire Department and Resolution 2016-23 Accepting Equipment Donation to the Fire Department. Motion was made by Cornell and seconded by Schuchard to approve the consent agenda items 4.A and 4.D as presented. Ayes 3, Nays 0. Motion carried.

A. Minutes of the May 12, 2016 regular Council meeting

D. Accounting software support renewal purchase from Tyler Technologies for the Fund
Balance accounting software coverage from 7/1/16 to 7/1/17 for \$4,895.24.

REPORTS:

Community Officer: Deputy Johnson reported there have been fake \$50 bills in Stewartville and numerous checks being written on closed bank accounts. Johnson recommends businesses to verify identification and write birthdates on checks; also use a special pen that verifies if currency is real.

DESCASD Sewer Board: Schuchard reported: the assets at \$1,171,111.95, the plant is running fine and other operations information. It was investigated and will not be cost effective, at this time, to change operations to use liquid nitrogen from the new business in St. Charles.

Planning Commission:

Commission Member Appointment: Motion was made by Cornell and seconded by Schuchard to appoint John Chesney as a Planning Commission Member, term expires December 2016. Ayes 3, Nays 0. Motion carried.

Ordinance Codification Process: Motion was made by Cornell and seconded by Schuchard to approve entering into the Codification Services Agreement with the League of Minnesota Cities and American Legal Publishing for the initial amount of \$10,950 which includes codification of zoning ordinances. Ayes 3, Nays 0. Motion carried.

Second Street Wetland Parcel Rezoning: The Planning Commission questioned if the Commission should address the rezoning issue now, before any negotiations begin with any potential buyer. The rezoning process will take time because a public hearing is required. The Council all agreed, no. The City will wait for an official request from a potential developer or business; which could be commercial or high density residential. No further action was taken.

Economic Development Authority (EDA): Clark reported on the Arbor Gardens census and miscellaneous operational items. In an attempt to retain memory care residents, it was recommended to purchase a lift. Motion was made by Cornell and seconded by Schuchard to pay up to \$4,500 out of the Enterprise Fund to purchase a lift. Ayes 3, Nays 0. Motion carried.

The monthly \$4,000 paid to the City for repairs and replacements, that is deposited in to the Enterprise Fund, was discussed. Payments were temporarily stopped, accounts receivable and cash balances have improved; but stability is desired. Motion was made by Cornell and seconded by Schuchard to continue to waive the monthly payment until the end of third quarter, September 2016. Ayes 3, Nays 0. Motion carried.

Brett Lincoln attended the EDA meeting and asked for clarification if his proposed brewery business scope could be changed to include some sort of food. Based on the results of the Minnesota Design Team visit, the Council agreed offering food would be a definite benefit and there were no restrictions to have just a brewery versus a brew pub when the City advertised to encourage businesses to come.

Cornell reported the EDA financials and the Rolling Hills Transit first quarter update. The Minnesota Design Team suggested contracting for a retail gap analysis; it was discussed, no action taken. The video taken during the Team's visit was edited and approved.

A business incentive application was received from Wind Power Firearms, owner Charles Pearson, for façade improvements to 26 South Front Street SW. Motion was made by Schuchard and seconded by Cornell to approve the \$2,775 request, with the understanding that additional improvements and loan request will be coming. Ayes 3, Nays 0. Motion carried.

Clark also explained and presented a couple ideas to improve the American Legion facility by adding on to increase the size. The committee working on plans will continue working on finance options, which may include funds from the Rochester half percent sales tax money the City received.

Motion was made by Schuchard and seconded by Cornell to accept Amy Brown's resignation from the EDA. Ayes 3, Nays 0. Motion carried. Thank you for serving Amy. Amy's term expired on December 31, 2016.

Public Works: Highlights were given on the upcoming street projects. Council requested Emerald Ash Borer treatment proposals should go to the Tree Board (Park Board) for discussion and then the Board should make a recommendation to the Council.

Greg Brehmer's Ditch 310 Carolann Street NW: Greg Brehmer was present and voiced his concerns and disapproval of the partial work that was done on his ditch by the City this week.

Cost estimates to regrade, get dirt and lay sod were reviewed from: Custom Retaining Walls \$2,749.80 and Allen Outdoor Solutions \$2,400. The previous plans for correcting the ditch fell apart.

Motion was made by Schuchard and seconded by Cornell to hire Custom Retaining Walls at \$2,749.80. Discussion: money will come out of the General Fund. Ayes 3, Nays 0. Motion carried. Council instructed Knowlton to call Minnesota Department of Transportation and verify what can and cannot be changed.

Clerks Report: No report

REGULAR AGENDA ITEMS:

Conditional Use Permit – 602 South Avenue SE: Adam and Amanda Rabe applied for a Conditional Use Permit to build an accessory building on their second parcel, adjacent to their primary parcel at 602 South Avenue SE. PIN 62.14.42.076372, City Lands 106-12-14.

The Planning Commission held the required public hearing on May 18, 2016. The Commission's finding of facts included: there was no neighborhood opposition and they are willing to move the shed if and when Sixth Street SW would extend to the east. The Commission recommended the Council approve the conditional use permit and did not suggest any conditions.

Motion was made by Cornell and seconded by Schuchard to approve the conditional use permit for Adam and Amanda Rabe, 602 South Avenue SE for an accessory building on a second lot, with no conditions. Ayes 3, Nays 0. Motion carried.

2016 Street and Utility Improvement Project Bond Sale: City Financial Advisor Mike Bubany reported Standard and Poor's has rated the City of Eyota as AA-. The bond sale received four bids and the interest rate of 2.134 percent is lower than expected. The interest rate on the assessments charged to property owners will be lowered from 3.62% down to 3.1%.

Motion was made by Cornell and seconded by Schuchard to move RESOLUTION #2016-24, RESOLUTION ACCEPTING PROPOSAL ON THE COMPETITIVE NEGOTIATED SALE OF \$1,245,000 GENERAL OBLIGATION IMPROVEMENT BONDS, SERIES 2016A, PROVIDING FOR THEIR ISSUANCE AND PLEDGING SPECIAL ASSESSMENTS FOR THE SECURITY THEREOF AND LEVYING A TAX FOR THE PAYMENT THEREOF. Ayes 3, Nays 0. Motion carried.

Score Board Donation – Jackie Reiland Memorial: Request to accept the cash donation to pay for the purchase and installation of a score board will be postponed until the next meeting because there were not enough councilmen present to pass the resolution with the required two thirds votes. The Council did however agree that the scoreboard could be ordered to keep things moving.

Accounts Payable: Motion was made by Schuchard and seconded by Cornell to approve the accounts payable, total payable amount of \$55,788.15. Ayes 3, Nays 0. Motion carried. See "Exhibit 6.D"

Other Business:

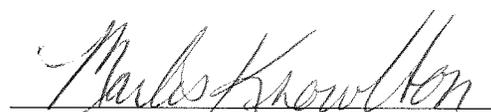
Paint City Hall: Knowlton explained the bid of \$950 to apply shakes above the windows of city hall was an error on her part and it should be \$2,700. Motion was made by Schuchard and seconded by Clark to apply shakes for \$2,700. Ayes 3, Nays 0. Motion carried.

Outdoor Movies on Elevator: One of the Minnesota Design Team recommendations was to have outdoor movies shown on the side of the elevator in town. Clark recommended and the rest of the Council agreed to request the Park Board to investigate the idea of having outdoor movies; not necessarily specifically on the elevator, but anywhere, maybe in one of the parks.

Adjourn: Motion was made by Cornell and seconded by Schuchard to adjourn the meeting. Ayes 3, Nays 0. Motion carried. The meeting was declared adjourned at 8:10 p.m.



Tyrel Clark
Mayor



Marlis Knowlton
Clerk/Treasurer