

CITY OF EYOTA
CITY COUNCIL MINUTES
JUNE 11, 2015

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

Members Absent: none

Staff Present: Mike Bubany, David Drown Associates and Marlis Knowlton, Clerk/Treasurer

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

Approve Agenda: Motion was made by Cornell and seconded by Holst to approve the agenda as presented. Ayes (5), Nays (0). Motion carried.

Consent Agenda: Knowlton requested the minutes of the May 28 meeting be pulled from the consent agenda. Motion was made by Nelson and seconded by Schuchard to approve the consent agenda items 4.B and 4.C as presented. Ayes (5), Nays (0). Motion carried. See "Exhibit 4.B"

4.B. RESOLUTION #2015-22 RESOLUTION REDUCING ASSESSMENTS ON TAX FORFEITED LAND IN STONE RIDGE CIC #174 to \$10,000 per parcel, on all eight remaining townhome parcels.

4.C. Minnesota Municipal Utilities Association 2015 Review Meeting, authorize Brad Boice and Marlis Knowlton to attend, June 24 in Rochester; cost will be travel expenses.

Minutes of the May 28, 2015 regular Council meeting, item 4.A, pulled from the consent agenda. Discussed the corrections suggested to the minutes of the May 28, 2015 regular Council meeting. The number of vehicles traveling on Nineteenth Street SE was recorded incorrectly. Minutes were: For instance Nineteenth Street SE had an average thirty vehicles in 2014 and in three days in 2015 there were 2,700. Correct vehicle counts should be: 2014 average traffic per day was less than fifteen per day and a three day total in 2015 was reported to be 2,600.

Motion was made by Cornell and seconded by Holst to approve the May 28, 2015 regular Council meeting minutes with the noted correction. Ayes (5), Nays (0). Motion carried.

REPORTS:

DESCASD Sewer Board: Schuchard reported the Board had a work meeting on June 3, which included a plant tour, discussed personnel issues and goals.

Fire Department: Nelson reported most of the meeting was spent discussing the street construction project and how to work around building access issues.

Park Board: The June 10 meeting was cancelled, no quorum.

Clerk's Report:

Eyota Days:

Donation Request: Consensus of the Council: send the standard letter stating the City supports Eyota Days in other ways than a cash donation.

Recreational Vehicles for Ball Tournament Field Maintenance and Parade: Consensus of the Council: Brad Kullot and parade committee members should be provided recreational vehicle permits as was done last year.

REGULAR AGENDA ITEMS:

2015 Street and Utility Improvement Project: Bond Sale

City Financial Advisor Mike Bubany reported three bids were received regarding the bond sale. The City bond rating remained the same, a stable AA-. The interest rate will be a bit higher than originally hoped; 2.8% versus 2.5%. The sale will close July 1.

Motion was made by Nelson and seconded by Cornell to move RESOLUTION NO. 2015-23 RESOLUTION ACCEPTING PROPOSAL ON THE COMPETITIVE NEGOTIATED SALE OF \$2,390,000 GENERAL OBLIGATION IMPROVEMENT BONDS, SERIES 2015A, PROVIDING FOR THEIR ISSUANCE AND PLEDGING SPECIAL ASSESSMENTS FOR THE SECURITY THEREOF AND LEVYING A TAX FOR THE PAYMENT THEREOF, bond sale to Northland Securities, Inc., Minneapolis, Minnesota (the "Purchaser"), to purchase the Bonds for the sum of \$2,395,353.70. Ayes (5), Nays (0). Motion carried. See "Exhibit 6.A"

514 South Avenue SE Driveway: Steve Erickson's driveway apron heaved the second winter (2014-2015) after it was installed during the South Avenue street project in 2013. Erickson is requesting the drive be fixed. During the conversation questions were brought up: why was the apron not pinned to the existing driveway, can the apron be ground down or shaved to make it level, could the apron or the driveway panels be replaced, etc. The apron was presumed to have been installed correctly and to engineering specifications. It heaved a year later, after the project had been completed and signed off on. If the City replaces this apron and/or driveway panels would that set precedence for future projects. The Council requested bids be obtained to replace the apron and another to replace the driveway panels from a minimum of two contractors.

West Side Connection Trail Pay Request #1: Motion was made by Cornell and seconded by Schuchard to approve West Side Connection Trail pay request #1, \$125,755.93 to Rochester Sand and Gravel. Ayes (5), Nays (0). Motion carried. See "Exhibit 6.C"

Greg Brehmer 310 Carolann Street NW: Greg Brehmer voiced his displeasure and concerns with the design of the pedestrian path in the MnDOT road right-of-way, adjacent to his property. Council agreed to talk to the Engineers and discuss grading east of the path differently to try to make mowing easier. Brehmer would be required to sign a legal document to approve construction on his property. If grading is approved it may not be done until after the Connection Trail project has been completed and the grant requirements have been satisfied.

Planning Commission Member Approval: Motion was made by Nelson and seconded by Cornell to appoint Lief Hughes as a Planning Commission member. Discussion: Schuchard was absent from the last meeting and asked why Hughes had not been appointed. Clark explained there are two members in the same household and another in the neighborhood and there was the concern a quorum would happen often and they can not discuss commission subjects. But Clark has talked to Janet Hughes and Clark feels it is not a problem. Clark, Schuchard, Nelson and Cornell voted in favor. Holst voted opposed. Ayes (4), Nays (1). Motion carried.

Brush Site: Scott Harnack discussed proposed agreement and operations of the brush site. Hours of operation may be dictated by the County conditional use permit and may require the site to be closed by sunset. It was agreed to prorate the 2015 fee and the City would pay the conditional use permit application fee. It was suggested Harnack talk to Community Officer Pagel regarding concerns of illegal dumping; possibly add a sign to warn that dumping and/or trespassing will be prosecuted to full extent of the law.

Motion was made by Cornell and seconded by Schuchard to authorize paying Olmsted County for the conditional use permit application fee of \$1,378 for the brush site on Harnack's property. Ayes (5), Nays (0). Motion carried.

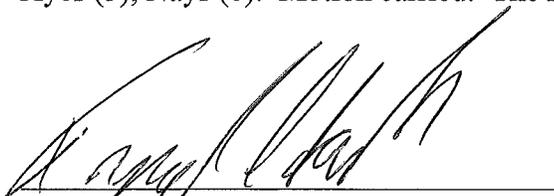
Accounts Payable: Motion was made by Nelson and seconded by Cornell to approve the accounts payable with the addition of \$125,755.93 to Rochester Sand & Gravel and \$1,378 to Olmsted County for total payables in the amount of \$160,400.79 as presented. Ayes (5), Nays (0). Motion carried. See "Exhibit 6.F"

Any Other Business:

2015 Street Project – Citizen Comments: Jeff Peck, 114 South Front Street SE questioned and discussed with the Council the special assessment appeal process and the assessment method chosen. The time period to appeal has expired. The Council explained why the decision was made to assess per parcel versus per linear foot; and which parcels were and were not assessed as a single or double lot.

Wetland Violation Issue: Knowlton informed the Council the Technical Evaluation Panel will send David Castleberg notification that the wetlands should be restored on the parcel of land in the northwest corner of Highway 42 and Nineteenth Street SE. Also the City Attorney will be reviewing a letter to be sent to Castleberg from the City to require a conditional use permit if the intent is to continue to grow agricultural crops.

Adjourn: Motion was made by Cornell and seconded by Nelson to adjourn the meeting. Ayes (5), Nays (0). Motion carried. The meeting was declared adjourned at 8:32 p.m.



Tyrel Clark
Mayor



Marlfs Knowlton
Clerk/Treasurer