

**MINUTES
REGULAR WASECA CITY COUNCIL MEETING
MONDAY, NOVEMBER 17, 2009**

CALL TO ORDER/ROLL CALL

- 1 The regular Waseca City Council meeting was called to order by Mayor Roy Srp at 7:15 p.m.

Councilmembers present:

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|---------------|-------------------|
| Mayor Roy Srp | Les Tlougan |
| John Clemons | Cindy Coy |
| Larry Johnson | Mark Christiansen |
| Allan Rose | |

Staff present:

Crystal Prentice, City Manager
Peter Giovannini, Community Development Director
Teresa Walters, Finance Director
Leslee Milbrath, Secretary

MOMENT OF SILENT PRAYER/PLEDGE OF ALLEGIANCE

- 2 A moment of silent prayer was observed. The Pledge of Allegiance to the Flag was recited.

APPROVAL OF AGENDA

- 3 The City Manager requested striking item 8c from the agenda. Library Board minutes were added under Commission Reports, 4a Lela Jones, Waseca Area Senior Center – Request extension for grant application was also added along with a handout for 10A.

It was moved by Coy, seconded by Tlougan, to approve the agenda as amended; the motion carried 7-0.

VISITORS, REQUESTS, AND COMMUNICATIONS

- 4a **Lela Jones – Waseca Area Senior Center – Request extension to fill out grant application**

Ms. Jones informed the Council that she did not to her knowledge receive any information on the Community Enhancement program. She requested an extension of the deadline to complete the necessary paperwork on behalf of the Senior Center. She stated the Senior Center is in need of the funding.

It was moved by Christensen, seconded by Rose to extend the deadline for the Waseca Area Senior Center until Monday, November 23, 2009; motion carried 7-0.

Mayor Srp asked if there was anyone in the audience, not on the agenda, who wished to address the City Council at this time. There were no comments.

CITY MANAGER'S REPORT

- 5 City Manager Prentice reported the 2009 street projects will not be able to be assessed in 2009. She explained the projects are moving along but won't be completed yet this year and the City does not like to assess property owners for work that has not been completed.

City Manager Prentice also informed the Council that the property in the 600 block of 3rd Ave SE has new owners and they are making progress cleaning up the property and working to resolve the violation.

City Manager Prentice also updated Council on the recertification of Maintenance of Effort that the City is required to pay the library. She stated the amount would be less in approximately \$13,000 less than originally certified in 2010.

City Manager Prentice informed Council in reviewing the goals, she wanted them to know that the City received \$7.1 Million dollars in grants in 2009.

COMMISSION REPORTS

- 6 Council members provided brief updates on what each board is currently working on and discussing.

PUBLIC HEARINGS

- 7a **Miscellaneous Assessment Hearing – Resolution No. 09-39 – Adopting Miscellaneous Assessment Roll #09-99 for unpaid services and fees**

The Public Hearing was opened at 7:48 p.m. and closed at the same time 7:48 p.m. with no public comments.

Council Member Rose asked how many times the people had been notified.

Finance Director Walters stated they have each been billed monthly.

It was moved by Tlougan, seconded by Johnson to adopt Resolution 09-39 Special Assessment Roll Number 09-99 and authorize transmittal of the roll to the County to be included on the parcel taxes for 2010; motion carried 7-0.

- 7b **Assessment Hearing – 2008 Street Overlay Improvements Project #0801- Resolution No. 09-40 Adopting Assessment Roll #257**

(City Engineer Stammer requested the Public Hearings for 7b and 7c be opened together. See below for comments related to both).

7c Assessment Hearing – 2008 Street Overlay Improvements Project #0802 – Resolution No 09-41 Adopting Assessment Roll #258

The Public Hearing was opened for both Assessment Rolls at 8:06 p.m. and concluded at 8:31 p.m. The City received letters objecting to their assessment amounts from DM&E Railroad, Joe and Jonna Moen and Laura Rhode. Craig Muller was also present and spoke to the Council regarding his objections to his assessment amount. City Manager Prentice informed them of the process for appealing the assessment.

City Engineer Stammer stated staffs recommendation in all three cases is deny the requests for reductions in the assessments.

It was moved by Clemons, seconded by Rose to adopt Resolution 09-40 adopting Assessment Roll #257 for Municipal Project No. 0801; motion carried 7-0.

It was moved by Clemons, seconded by Rose to adopt Resolution 09-41 adopting Assessment Roll #258 for Municipal Project No. 0802; motion carried 7-0.

ROUTINE BUSINESS

8a Resolution No. 09-42 – Granting variance to Ryan Guritz and Bill Janike for a shared garage

Community Development Director Giovannini explained the need for the variance to Council.

It was moved by Clemons, seconded by Christiansen to approve Resolution 09-42 granting a variance to Mr. Ryan Guitz and Mr. Bill Janike for their shared garage at 210 4th Ave NE and 311 3rd St NE. Motion carried 7-0.

8b Resolution No. 09-43 Setting Sanitary Sewer Rates

City Manager Prentice informed Council and the public there would be a 15.23% decrease in sewer rates.

It was moved by Rose, seconded by Christensen to adopt Resolution No. 943 approving the wastewater fund budget and Wastewater fund rate decrease effective for the bills due February 15, 2010; motion carried unanimous.

8c Resolution No. 09-44 Setting Sanitary Sewer Rates for Unique Accounts

Item was removed from agenda

8d Resolution No. 09-45 Setting Electric Rates

There was much Council discussion regarding the amount of the rate increase. There was discussion from 0% to 4.6%. Council agreed to set the rate at 2.6% which City Manager Prentice stated would cover the cost of the power increase from SMMPA.

It was moved by Clemons, seconded by Christensen to adopt Resolution No. 945 approving a 0% increase to the Electric Rates, motion failed 3-4 (Nay Srp, Rose, Coy and Tlougan).

It was moved by Tlougan, seconded by Coy to adopt Resolution No. 945 approving a 2.6% increase to the Electric Rates; motion carried 5-2 (Nay Clemons and Christensen).

Resolution No. 09-46 Setting Water Rates

It was moved by Clemons, seconded by Christensen to adopt Resolution No. 09-45 keeping water rates the same; motion carried 7-0.

8e Ordinance No. 951- Introduction and set hearing date Amending Ch. 156 of the City Code re: Historic Preservation Commission

It was moved by Coy, seconded by Tlougan to set the public hearing date for the proposed Heritage Preservation Commission Ordinance for Tuesday, December 1, 2009; motion carried 7-0.

8f Set Hearing for Tobacco Violation

It was moved by Coy, seconded by Tlougan to set the public hearing date for the tobacco violation for Tuesday, December 1, 2009; motion carried 7-0.

UNFINISHED BUSINESS

None

NEW BUSINESS

10a 2010 Proposed Fee Schedule

City Manager Prentice explained the changes and additions to the fee schedule.

It was moved by Rose, seconded by Tlougan to approve the changes and additions to the Fee Schedule; motion carried 6-1 (nay Clemons).

10b Request to advertise for Airport Engineering Services

It was moved by Rose, seconded by Christensen to authorize staff to proceed with requesting and reviewing statements of qualifications for Airport Engineering Services; motion carried 7-0.

10c Request to close street – Canadian Pacific Holiday Train

It was moved by Rose, seconded by Tlougan to approve closing South State Street and 2nd St SW at the DME Railway on Monday, December 7th for the event; motion carried 7-0.

City Manager Prentice stated it will be contingent on MNDOT approval.

10d **Emerald Ash Borer Preparedness Grant**

It was moved by Tlougan, seconded by Clemons to authorize staff to participate with the Greater Blue Earth River basin Alliance in requesting grant funds from the Outdodor Heritage Fund to the Minnesota Department of Agriculture to establish a sustainable process to plan and prepare for the invasion of the Emerald Ash Borer; motion carried unanimous.

CONSENT AGENDA

11 It was moved by Tlougan, seconded by Rose, to approve the Consent Agenda as presented; the motion carried 7-0 and included the following items:

- a. Minutes – Regular City Council meeting November 2, 2009 – were accepted and placed on file.
- b. Minutes – City Council work session – October 20, 2009 – were accepted and placed on file.
- c. Payroll & Expenditures – November 2009 – was authorized for payment.
- d. Payment Request – Bonestroo Invoice #173015 – Sanitary Sewer Improvement Project # 0803– was authorized for payment.
- e. Payment Request – Bonestroo Invoice #173014 – WWTP Facility Improvements Project #0812 – was authorized for payment.
- f. Payment Request No. 2 & Change Order no. 1-Crane Creek Asphalt – Municipal Project #0901 – was authorized for payment.
- g. Payment Request No. 2 – Cink Excavating – Project #0902 – was authorized for payment.
- h. Payment Request No. 1 – Final Payment Johnson Masonry –Project #0909 – was authorized for payment.

ANNOUNCEMENTS

12 The following announcements were presented;

- Council Member Christensen informed the Council and the public of the Burger Fry for Exchange Club Friday night at the American Legion. Proceeds going towards the youth.
- Mayor Srp informed the Public and Council that Christmas in Our City is on Saturday and all of the activities that go along with that.
- Council Member Coy informed the Public about the Empty Bowls Program at St. Johns Church Monday November 23rd.

- Council Member Johnson stated he would like to discuss Pit Bulls at an upcoming work session. Stated he is concerned and feels Council should discuss the matter.

ADJOURNMENT

- 13 There being no further business to be brought before the City Council, it was moved by Clemons, seconded by Tlougan, to adjourn the meeting at 9:43 p.m.; the motion carried 7-0.

R. D. SRP
MAYOR

LESLEE MILBRATH
SECRETARY