

April 13, 2021

The regular meeting of the City Council of the City of Sleepy Eye was held electronically in accordance with MN Statute 13D.021. Meeting was held in the Council Chambers, 200 Main Street East, Sleepy Eye, MN and via Zoom at 7:00 p.m. on the 13th day of April 2021 per due call and notice. Mayor Wayne Pelzel and Councilors Nathan Stevermer, Douglas Pelzel, Scott Krzmarzick, Christina Andres and Gary Windschitl were present. Also, present were City Manager Bob Elston, City Attorney Alissa Groen, Public Works Director Mike Hardin, Chief of Police Matt Andres and City Clerk Michelle Strate.

Councilor Andres moved to approve the minutes of the March 9, 2021 Regular Meeting. Councilor Windschitl seconded the motion and the motion carried.

Mayor Pelzel Proclaimed April 30, 2021 as Arbor Day.

Councilor Pelzel made a motion to approve Resolution 9-2021.

RESOLUTION #9-2021
ACCEPTING DONATION(S) TO THE CITY

WHEREAS, The City of Sleepy Eye, Minnesota, is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of the City of Sleepy Eye and its citizens pursuant to Minnesota statutes Section 471.17; and

WHEREAS, The following persons and entities have offered to contribute the cash amounts set forth below to the City's Dyckman Free Library, Sleepy Eye Ambulance, Sleepy Eye Police Department and Sleepy Eye Fire Department:

<u>Name of Donor</u>	<u>Amount</u>	<u>For/In Memory of</u>
Stephen and Lois Hillesheim	\$100.00	Patsy Reynolds (library)
Sandra and Richard Trondson	\$50.00	Patsy Reynolds (library)
Schwab Charitable	\$200.00	Ambulance
Schwab Charitable	\$200.00	Police Dept
Mathiowetz Construction	\$500.00	Fire Dept
SE Sportsmen's Club	\$10,000	Docks @ SE Lake
Chuck Spaeth Ford	\$500	Docks @ SE Lake
Mike Carr	\$500	Docks @ SE Lake

WHEREAS, The City Council finds that it is appropriate to accept the donations offered.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA AS FOLLOWS:

1. The donations described above are accepted and shall be used for the expenses specified by the donor. If no specific expenses are stated, they shall be used for general expenses of the department specified.

I certify that the above resolution was adopted by the City Council of the City of Sleepy Eye on April 13th, 2021.

_____/s/Wayne Pelzel_____
Wayne A. Pelzel, Mayor

I hereby certify and attest that the City Council of the City of Sleepy Eye Minnesota, did pass the above Resolution on April 13th, 2021 in accordance with the Charter Provisions and state laws provided therefore.

Dated: April 13th, 2021

/s/Michelle Strate
Michelle Strate, City Clerk

Councilor Krzmarzick seconded the motion and the motion carried.

Councilor Pelzel made motion to approve the variance request for Chuck Hauser to allow zero setback on the NW corner of building. Councilor Windschitl seconded the motion and the motion carried.

Councilor Stevermer made a motion not to object to an Exempt Gambling Permit for St. Mary's for May 15, 2021. Councilor Krzmarzick seconded the motion and the motion carried.

Councilor Pelzel made a motion to approve the donation of \$5,000 to the Avenue of Flags to build a storage shed on Home Cemetery. Councilor Andres seconded the motion and the motion carried.

Councilor Stevermer made a motion to approve the increase of pension benefits to \$2,500/per firemen year for Firemen Pension. Councilor Windschitl seconded the motion and the motion carried.

Councilor Windschitl made a motion to approve the purchase of new docks at the Sportsmen Park from The Boat House. The estimate for the two docks is \$14,638.00. Councilor Krzmarzick seconded the motion and the motion carried.

Councilor Krzmarzick made a motion to approve the purchase of Fireworks for the 4th of July Celebration for the budgeted amount of \$7,500.00. Councilor Pelzel seconded the motion and the motion carried.

Councilor Pelzel called for Second Reading of Ordinance #183 Amending City Code Section 10-5-E-3, Regarding Lot Size Area Requirements. Councilor Stevermer seconded the motion and the motion carried.

Attorney Groen reported on the following:

A. Councilor Andres made a motion to approved Resolution 10-2021.

RESOLUTION 10-2021

Resolution updating Pelzel lot split

WHEREAS, the City Code for the City of Sleepy Eye, Minnesota, provides that no division of an existing parcel of land within the City shall be filed, or accepted for filing, by the Brown County Recorder unless it is accompanied by a certified copy of a Resolution adopted by the City Council approving such division; and

WHEREAS, John Pelzel (hereinafter collectively "Pelzel") is in the process of purchasing from the City of Sleepy Eye the following legally described property: Lots 3, 4, and 5, Block 4, Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota; and

WHEREAS, Pelzel has requested permission from the City of Sleepy Eye to split the property as a contingency to their purchase of said lots.

NOW, THEREFORE, BE IT RESOLVED, the City Council for the City of Sleepy Eye, contingent on a successful sale and transfer of the said property to Pelzel, hereby approves the division of the real estate legally described as follows:

Lots 3, 4, and 5, Block 4, Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota

into FIVE separate parcels being legally described in the attached Exhibit "A", Exhibit "B", Exhibit "C", Exhibit "D", and Exhibit "E".

Said Resolution was passed on April 13, 2021.

/s/Wayne Pelzel
Wayne Pelzel, Mayor of the City of Sleepy Eye

/s/Russell "Bob" Elston
Russell "Bob" Elston, City Manager

Exhibit "A"

The West 76.62 feet of Lot 3, Block 4, Sleepy Hollow Fifth Addition, as measured on the north line of said Lot 3, City of Sleepy Eye, Brown County, Minnesota. The east and west lines of parcel are to be parallel.

Exhibit "B"

Lot 3, Block 4, EXCEPTING THEREFROM the West 76.62 feet of Lot 3, Block 4 as measured on the north line of said Lot 3; AND the West 25.53 feet of Lot 4, Block 4, as measured on the north line of said Lot 4; Sleepy Hollow Fifth Addition, City of Sleepy Eye, Brown County, Minnesota. The east and west lines of parcel are to be parallel.

Exhibit "C"

Lot 4, Block 4, EXCEPTING THEREFROM the West 25.53 feet of Lot 4, Block 4, as measured on the north line of said Lot 4 and EXCEPTING THEREFROM the East 25.56 feet of Lot 4, Block 4, as measured on the north line of said Lot 4; Sleepy Hollow Fifth Addition, City of Sleepy Eye, Brown County, Minnesota. The east and west lines of parcel are to be parallel.

Exhibit "D"

The East 25.56 feet of Lot 4, Block 4, as measured on the north line of said Lot 4; AND the West 51.06 feet of Lot 5, Block 4, as measured on the north line of said Lot 5; Sleepy Hollow Fifth Addition, , City of Sleepy Eye, Brown County. The east and west lines of parcel are to be parallel.

Exhibit "E"

Lot 5, Block 4, EXCEPTING THEREFROM the West 51.06 feet of Lot 5, Block 4, as measured on the north line of said Lot 5, Sleepy Hollow Fifth

Addition, City of Sleepy Eye, Brown County. The east and west lines of parcel are to be parallel.

Councilor Stevermer seconded the motion and the motion carried.

B. Councilor Stevermer called for Second Reading or Ordinance #182 To Sell Real Estate – City to Haala Properties LLLP. The purchase price of the property is \$72,000.00. Councilor Andres seconded the motion and the motion carried.

C. The Ordinance regarding allowing XUV’s or Side by Side’s to be used on City streets is tabled until next month. Councilors are asked to look over the proposed Ordinance with changes or suggestions.

City Engineer David Palm reported on the following:

- A. 2020 Project. Working on punch list
- B. 12th Avenue Project. Working on punch list.
- C. 1st Ave/St. Mary’s Street. Councilor Windschitl made a motion to approve Resolutions 5-2021, 6-2021, 7-2021 and 8-2021.

RESOLUTION NO. 5-2021

RESOLUTION FOR PARALLEL PARKING ONLY

WHEREAS, the County of Brown has submitted to the Commissioner of Transportation, the plans and specifications for the improvement of CSAH 35 from Pine Street to St. Mary’s Street, and

WHEREAS, state-aid funds will be expended on the improvement of this street, and

WHEREAS, the approved state-aid standards as applicable to this project limit and restrict all parking to that which is parallel with the curb.

NOW, THEREFORE BE IT RESOLVED, the City of Sleepy Eye shall require that parking of all vehicles within the corporate limits on First Avenue from Pine Street to St. Mary’s Street, State Aid Route Number 35, be parallel with the curb in accordance with the State Aid Standards.

Passed and approved this 13th day of April 2021.

_____/s/Wayne Pelzel_____

Wayne Pelzel
Mayor, City of Sleepy Eye

Attest: ____/s/Michelle Strate_____

Michelle Strate,
City Clerk, City of Sleepy Eye

State of Minnesota)
County of Brown) SS
City of Sleepy Eye)

I do hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented and adopted by the Council of the City of Sleepy Eye, Minnesota at a duly authorized meeting thereof held on the 13th day of April, 2021, as shown by the minutes of said meeting in my possession.

_____/s/Michelle Strate_____

Michelle Strate, City Clerk

RESOLUTION 6-2021

APPROVING COUNTY PROJECT WITHIN MUNICIPAL CORPORATE LIMITS

WHEREAS, plans for Project No. SAP 008-635-015 showing proposed alignment, profiles grades and cross-sections for the construction, reconstruction or improvement of County State-Aid Highway No.35 within the limits of the City as a State Aid Project have been prepared and presented to the City.

NOW, THEREFORE, BE IT RESOLVED: That said plans be in all things approved.
Dated this 13th, day of April, 2021.

CERTIFICATION

State of Minnesota
County of Brown
City of Sleepy Eye

I hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented to and adopted by the City Council of Sleepy Eye at a meeting therefor held in the City of Sleepy Eye, Minnesota, on the 13th day of April, 2021, as disclosed by the records of said City in my possession.

/s/Michelle Strate
Michelle Strate, City Clerk

RESOLUTION NO. 7-2021

RESOLUTION FOR PARALLEL PARKING ONLY

WHEREAS, the County of Brown has submitted to the Commissioner of Transportation, the plans and specifications for the improvement of CSAH 34 from TH 4 to Windsor Road, and

WHEREAS, state-aid funds will be expended on the improvement of this street, and

WHEREAS, the approved state-aid standards as applicable to this project limit and restrict all parking to that which is parallel with the curb.

NOW, THEREFORE BE IT RESOLVED, the City of Sleepy Eye shall require that parking of all vehicles within the corporate limits on St. Mary’s Street and Third Avenue NE, State Aid Route Number 34, be parallel with the curb in accordance with the State Aid Standards.

Passed and approved this 13th day of April 2021.

/s/Wayne Pelzel
Wayne Pelzel
Mayor, City of Sleepy Eye

Attest: /s/Michelle Strate
Michelle Strate,
City Clerk, City of Sleepy Eye

State of Minnesota)
County of Brown) SS
City of Sleepy Eye)

I do hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented and adopted by the Council of the City of Sleepy Eye, Minnesota at a duly authorized meeting

