

July 9, 2019

The regular meeting of the City Council of the City of Sleepy Eye was held in the Council Chambers, 200 Main Street East, Sleepy Eye, MN at 7 p.m. on the 9<sup>th</sup> day of July, 2019 per due call and notice. Mayor Wayne Pelzel and Councilors Gary Windschitl, Nathan Stevermer, Douglas Pelzel, Joann Schmidt and Larry Braun were present. Also present were Interim City Manager Bob Elston, City Attorney Alissa Fischer, City Engineer Dave Palm, Police Chief Matt Andres, EDA Director Kurk Kramer, Fire Chief Ron Zinniel and City Clerk Michelle Strate.

Councilor Schmidt moved to approve the minutes of the June 11, 2019 regular meeting with corrections. Councilor Pelzel seconded the motion and the motion carried.

Councilor Pelzel moved to approve the minutes of the Special Meeting held on July 2, 2019 regular meeting with corrections. Councilor Windschitl seconded the motion and the motion carried.

Councilor Schmidt moved to approve the minutes of the Special Meeting held on June 24, 2019 regular meeting with corrections. Councilor Windschitl seconded the motion and the motion carried.

Councilor Schmidt made a motion to approve the sale of residential lot on Snow Farm for \$29,384.41 which includes assessments to Tiedeken. Deferring sanitary sewer and water main. The breakdown of the cost is \$1,000 for the land and \$28,384.41 for assessments. Motion was seconded by Councilor Windschitl and motion carried.

Councilor Pelzel made a motion to approve the new signs for the Sleepy eye Coffee Co. and Brewing. Motion was seconded by Councilor Stevermer and motion carried.

Mayor Pelzel discussed his recommendations for the next survey that the City would conduct. He proposed that a survey be conducted to 1/3 of the population of Sleepy Eye every other year starting in 2001. Discussion followed regarding the use of the results from previous surveys and allowing the Citizens to know what the results were. It was discussed and agreed that it would be reevaluated at a later time. Councilor Schmidt proposed SWAT analysis of the current survey to see if there are opportunities for improvement or where to go from here.

Councilor Schmidt discussed the online booking software for camping reservations. She has indicated that the City of Redwood is currently using a software and it works well. She has suggested that it would be looked at prior to making any decisions and then brought before the Park Board.

Councilor Braun has indicated that he is getting a lot of calls from residents regarding the garbage collection. Community members were present and expressed their complaints i.e. lights being too bright, trucks on wrong side of road, picking up in front of houses instead of alleys. Discussion is tabled until next meeting.

City Attorney Fischer reported on the following:

- A. Home Cemetery Board has approved the Annexation. Councilor Schmidt called for the First Reading
- B. Consider possible amendment to the dangerous dog ordinance. She is asking the Council to consider and review the dog ordinance and change the definition of "Dangerous Dog".
- C. Food Truck Ordinance to be tabled until next meeting
- D. Brought up social media policy and that the City should look into a policy for it.

- E. Rental Inspections. Councilor Pelzel called for a Second Reading of Ordinance #147 Rental Ordinance and Councilor Schmidt seconded. Motion carried.
- F. Rental Fees were discussed. Offering Early Bird Fee– up to 40% Discount and Renewal Fees up to 40% discount.
- a. Fees Presented were:

**Rental License/Inspection Fees**

Operating Without A License Penalty	\$500
Failure to Keep Scheduled Appointment with Inspector	\$50
Reinspection Fee for any re-inspections beyond two	\$25
Willful neglect of Licensing Application	\$500
Failure to comply with Inspection Requirements – 1 <sup>st</sup> Failure	\$25
Failure to comply with Inspection Requirements – 2 <sup>nd</sup> Failure	\$50
Failure to comply with Inspection Requirements – 3 <sup>rd</sup> Failure	\$100
Immediate health and safety violations	\$25-100
<b>Rental License Fee</b>	
<u>Eligibility for Multi-Unit Discount:</u> Multi-units discounts are only available to units seen by the inspector on the same day and at the same time. They can be located at different addresses/buildings/locations.	
Two-year license application – 1 unit	\$100
Two-year license application – 2 units	\$150
Two-year license application – 3-6 units	\$200
Two-year license application – 7-10 units	\$300
Two-year license application – 11-12 units	\$360
Two-year license application – 13-24 units	\$500
Two-year license application – 25 units & Up	\$700
<b>Early Bird Discount</b>	
<u>Eligibility for Early Bird Discount:</u> The Early Bird Discount is only available to applications received on or before December 31, 2019.	
<b>Rental License Renewal Fee (40% Discount)</b>	
<u>Eligibility for Renewal Discount:</u> Renewal applications must be received prior to expiration of previous license to be eligible for renewal rates.	
Two-year license renewal – 1 unit	\$60
Two-year license renewal – 2 units	\$90
Two-year license renewal – 3-6 units	\$120
Two-year license renewal – 7-10 units	\$180
Two-year license renewal – 11-12 units	\$216
Two-year license renewal – 13-24 units	\$300
Two-year license renewal – 25 units & Up	\$420

Motion by Councilor Schmidt to approve the rental fees as presented. Councilor Pelzel seconded the motion and motion carried.

G. LMC Training – set for Tuesday, August 6, 2019 at 5:30 p.m.

City Engineer Dave Palm reported on the following:

A. 2020 Street & Utility Improvements Project

A Petition was received for the alley located by 1<sup>st</sup> Ave S to complete 50% of the alley at the cost of the residents. There is a downward slope coming out of the alley washing gravel into the storm sewer and paving it would mean that there would be less gravel washing downhill. Councilor Stevermer made a motion to approve the petition.

Councilor Braun seconded the motion and motion carried.

B. 12<sup>th</sup> Ave NE & St. Mary's St. Project

Information was gathered regarding including Elm NE – it would be an additional \$715,000 to pave/gutter/curb – we would save \$200,000 by not paving, curb and gutter it, and leaving it gravel. Without Elm Street it will be a 3% tax increase. If Elm Street is added it will be an additional 3% tax or \$40,000 Bond in 2020 (for a total of 6-6 ½ %).

Would suggest a 30 year Bond when project is complete. Councilor Schmidt made a motion to approve the project. Motion was seconded by Councilor Braun. Motion carried. Motion was then amended to add the Elm St NE as an alternate into the project.

Motion carried

Design / Plans are ongoing

Marti Easements need some revisions and considerations.

Cemetery easement is recorded

CP Railroad – schedule to work on in Fall of 2020. Agreements are needed yet.

Funding: DEED – received official Letter. Requests for modifications to application

C. 12th Avenue SE (Adjacent to proposed Frontier Labs Lot)

Project is complete

D. 2019 Airport Lighting Project

Awaiting signed Grant Agreement

E. Upcoming Brown County Highway Imp. within City Limits.

CSAH 34 & 35 / 1<sup>st</sup> Ave. N & St. Mary's & 3<sup>rd</sup> Ave NE

2021 construction Start. 1<sup>st</sup> Ave N. = Full Reconstruct

2022 St. Mary's & 3<sup>rd</sup> = Mill & Overlay & Misc ADA Fixes

CSAH 33 & 34 / Prescott St. & 4<sup>th</sup> Ave NW & Rice

Mill & Overlay & Misc ADA Fixes

CSAH 35 / 1<sup>st</sup> Ave. S. & Southdale

2024 Re-Construction

Interim City Manager Bob Elston reported on the following:

A. Set Budget Workshops:

a. July 17, 2019 at noon

b. July 24, 2019 at noon

c. July 30, 2019 at noon

- B. Set a date and time for walk through power plant with building committee. Set for July 16, 2019 at noon
- C. The stop sign requested at 3<sup>rd</sup> Ave & St. Mary's street is a County Road and is currently the County has the information to discuss.

There was no miscellaneous correspondence included in agenda packets.

Chief of Police Andres discussed the Service Road along Highway 4, located by Mark Kober. It was discussed to place a yellow line all along the service road. Mark Kober indicated that, if the yellow is done, he would not have any parking around his home. The 32 feet of yellow in front of Kober home is the longest stretch along the Hwy 4 in town. The police will park a car along the yellow line, in front of the Kober home, to allow the Councilors to drive and see what the visibility is going up on the service road. To be tabled.

Councilor Schmidt moved to approve the June Police Report and the June Cash Fund Balances as of June 30, 2019. Councilor Stevermer seconded the motion and the motion carried.

Councilor Pelzel moved to approve and allow payment of the monthly bills as presented. Councilor Windschitl seconded the motion and the motion carried.

Preliminary consideration of allegations against a City of Sleepy Eye Council member. Allegations against Councilor Braun. City Councilor Braun has made a request to close the meeting. Motion made by Councilor Pelzel to close the meeting and seconded by Councilor Windschitl. Motion Carried. Meeting closed at 9:01 p.m.

Meeting was opened at 9:52 p.m.

Councilor Schmidt made a motion that the City Council makes the following determinations:

1. The July 1 2019 emails from River View Sanitation co-owner, Brent Kucera to City Director of Public Works Bob Elston constitute a complaint against City Council Member Braun under the Code of Conduct.
2. The factual allegations in the emails state a sufficient claim of a violation of the Code of Conduct.
3. The complaint has been lodged in good faith and not for impermissible purposes such as delay.
4. A hearing will be held on the complaint on July 22<sup>nd</sup> at 5:30pm.

Motion was seconded by Councilor Windschitl. Motion carried.

There was no other business and the meeting was properly adjourned at 9:57 p.m.

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Wayne Pelzel, Mayor

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Michelle Strate, City Clerk