

City of Oronoco
Regular City Council Meeting Agenda
December 15, 2008
7:00PM

I. CALL TO ORDER

Meeting was called to order at 7:00pm.

II. ROLL CALL

Members present: Mayor Scott Keigley, Councilor Brian Breider, Councilor Jackie Hall, Councilor Tom Novak, Attorney Fred Suhler, City Clerk Sandy Jessen. Absent: Councilor Kevin McDermott

III. APPROVAL OF AGENDA

Additions:

1. Set Special City Council Meeting – Oath of Office – January 5, 2009, 7:00pm
2. Set Regular City Council Meeting – January 20, 2009, 7:00pm
3. Lawful Gambling Reports – reports need to file with the state on how the pull tab money is spent; parks, Sheriff's office, youth programs, ect.

Mayor Scott Keigley motioned to approve the agenda with additions, Councilor Jackie Hall second; all in favor, motion carried.

IV. PUBLIC FORUM

1. Cameron Dyrseth: lawn maintenance bill; East Side Services 6-12-07 \$319.50, City mowing 6-14-2007 \$125.00, City mowing 10 hours 9-21-07 \$500.00, City Mowing 1.5 hours \$75.00 9-27-07, total \$1019.50 service and \$770.15 in finance charges. Original owner was billed and he gave the City the information that it was a foreclosure and held by Wells Fargo. The bank was called and billed with no receipt of payment. Prior to the house being sold, no City form was requested, which the amount owed would have been reported. **Mayor Scott Keigley motioned to resend the bill minus the finance charges, Councilor Brian Breider second; discussion: Charges are against the property itself, could assess current owner could appeal it. Could take a look at the finance charges. All in favor, motion carried.**

Three calls for public forum 7:03 pm called

V. DEPARTMENTS & COMMITTEE REPORTS

A. OCSO ~ Tom Clayman

B. FIRE DEPARTMENT ~ Adam Schaefer*

1. Runs – 3; 1 a CO call 2 assist 1st Responders
2. Mutual Agreement – Wabasha County; Attorney Fred Suhler; looked at agreement and it looks good, Councilor Brian Breider; is the city responsible for own equipment? Normal with most agreements, insurance would cover costs of damage or risk. **Mayor Scott Keigley motioned to accept Wabasha County mutual agreement, Councilor Jackie Hall second; all in favor, motion carried.**
3. 6 – Wheeler; 2009 Polaris Ranger, received, total cost \$21975.00 – funds will be covered from Gold Rush and Drew's benefit with no cost to the city; it can be used for rural access, Gold Rush, 1st Responder's on Lake Shady or Lake Zumbro for transport to an ambulance, both departments will benefit.
4. Federal Grant for air packs; update – had additional questions on grant form and have responded, still waiting to hear if grant will be received.
5. Elections – Chris Stolp; elected as Chief and Adam was re-elected as Asst. Chief
6. Training – Riverland – Adam Rucker provided the hay, request city to cover cost of hay bales which was \$30.

- C. FIRST RESPONDERS* ~ Gwen Holt, 1st Responder Director – Chris Stolp filled in for Gwen
1. Runs – 5; 3 Township, 2 City including Veteran’s Run Stand-by
 2. Radio Warranty – warranty ends soon extension would be \$7.00 - \$9.00 each per month 22 total radios approximate cost of \$2000 per year. Table to next meeting – find out more information. Check with CO Brown.
- D. EOC* ~ Dennis Blanck, EOC Director
May combine the EOC and Fire Chief position.
- E. PERSONNEL
1. COLA & Health Care: update
Set at the first of year.
- F. ORDINANCES & RESOLUTIONS
1. Publish Ordinances: Public Works & Sexually Oriented Business
Ordinances are not affective until published –special process to publish as a summary. Attorney Fred Suhler will consult with Sandy on the process to approve a summary and bring back to the next meeting.
- G. DOWNTOWN ORONOCO GOLD RUSH DAYS ~ Kevin McDermott & Jackie Hall, DOGR Chair*
1. Meeting Minutes
- H. PARKS & TRAILS
Skating rink; working on it, may be ready by the end of the week.
- I. LAKE SHADY ~ Katie Dudley, Lake Shady Committee Chair
Waiting on an update from the county.
- J. COMMUNITY CENTER
1. Downstairs Kitchen – Upstairs Men’s Bathroom – Insurance claim; adjuster was out and is determining the loss incurred, \$819.88 will be received from insurance.
 2. Christmas Bulbs – LED; request to replace the bulbs with LED with a cost of \$450.00 plus shipping. Electric last year was \$950.00, LED would be approx. \$240, and would save approximately \$260 the first year even with the purchase included. **Councilor Brian Breider motioned to approve \$450 for the lights, discussion: see if can find them at a cheaper price. Mayor Scott Keigley 2nd all in favor, motion carried.**
- K. STREETS & ROADS*
1. Dangerous Intersections
Councilor Tom Novak; Received a complaint from a resident who uses Cedar Point Road SW and MN Ave – slide into traffic should pay special attention to those intersections and monitor them and make them safer.
- L. PLANNING & ZONING*
1. Minutes: Dec. 2, 2008
 - a) Sign Ordinance – recommend accept addition of maximum pole sign of 250 square feet with two sides. **Councilor Brian Breider motion to accept the changes to the Sign Ordinance, Mayor Scott Keigley second; all in favor, motion carried.**
 - b) Downtown Revitalization was discussed by P&Z and they will be looking at it more in 2009.
 2. Minutes: Dec. 9, 2008
 - a) Public Hearing Re-zone 3rd Ave from R1 to R2; recommend approval, consistent with FLUP: Bill Tointon, McGhie & Betts; request approval of the zone change, consistent with future land use plan, Councilor Brian Breider; had one person with questions on what would be built, Mr. Fitzpatrick did not present a specific use, feedback; concern with the amount of money owed to the city, but this is irrelevant to the rezone, it is

appropriate to rezone as it fits with the FLUP and the location. As council can request have funding up front. Irrelevant to the re-zone. **Mayor Scott Keigley motioned to rezone the parcel of land from R1 to R2, Councilor Brian Breider second all in favor, motion carried.**

M. WATER & SEWER*

1. Meeting Minutes: Councilor Tom Novak discussion: documents explain things quite well. Public hearing can explain to everyone what can happen; council should present it and have Joe give backup information. Think there may be some negative feedback – should explain why the city is going to go ahead with this project – assessments will be at least \$6000 which will be the sticking point – project needs to be sold. City Engineer Joe Palen wanted to talk about needing to force residents to hook up; half of the project is the downtown lateral lines. RWH residents with the escrow account, the city should check to see if it exists, set up for this. Councilor Brian Breider; rates just went up and there is a line item for hook up. They may want to use that money for the assessments. Development agreement – the city has not taken the responsibility and is the beneficiary of those funds. It's the resident's responsibility. The city created the obligation for him to set that money aside, but city isn't the insurer of those funds. It's a homeowner association issue – they need to find out that information. City's legal agreement with Dan the city will be expected to have it backed up. City is not responsible to have it backed up. Councilor Brian Breider; look at the agreement. Those funds after 10 or 12 years would revert back to them. The fees are getting high; the association needs to look at the fees. Councilor Tom Novak; the city takes over the well after it is hooked up to the city. Once the city hooks in it becomes a city responsibility. Attorney Fred Suhler; he has to have control for the city to take over, the city doesn't want to assume too much responsibility, conditions were not imposed after the development agreement, not all the phases have formed an association, request information from Fitzpatrick - write letter about the public hearing and that questions may be asked about the escrowed funds, would like to be able to present that information to the residents, so the city can show how portions of the water system will be funded. Assessment scenarios: full assessment should be made – \$6000 for the historic area, there would need to be uniform charge, an equal rate. It's approximately \$1000 for the new developments, will that be an issue? Those areas already have the infrastructure, they are only paying for the lateral, and they don't need the additional service lines. User fees may be only a little over \$8 but could charge a little more than that for maintenance; commodity rate, debt service, and repair and maintenance would have to raise rates to cover those charges if not included in the monthly fee. Will be able to put this in the town and still keep taxes at one of the least taxed towns in the area. The city should ask who does not want to be served by the project. Attorney Fred Suhler; if they don't need it right now may not want to spend \$6000 but may need the service in the future and would want it then – may cost less now with the economy. Councilor Jackie Hall; persuade people that this is what they need – don't want to strong arm anyone or force them to do this.
2. Resolution 08-10 – Call for Public Hearing on 2009 Water Improvements; January 7, 2009 at 7:00pm at Grace Lutheran Church – Mayor Scott Keigley read resolution 08-10 **Mayor Scott Keigley motioned accept resolution 08-10 Councilor Brian Breider second**, discussion dump site near River Park well, suggest to do a test on the water there. **Voice vote: ayes; Councilor Tom Novak, Mayor Scott Keigley, Councilor Brian Breider, Councilor Jackie Hall, motion carried.** Mayor Scott Keigley will speak with Steve Jech and see if the water has been tested. Pure speculation on the water at this point. If that well was contaminated so many others would be as well.
3. Water System Tentative Project Schedule – enclosed City Engineer Joe Palen and Attorney Fred Suhler met and went over concerns and City Engineer Joe Palen is very prepared. May be some finance issues but the process at this point is appropriate.
4. SEMDC – surveys – mention at the Public Hearing that the survey would help fund the project and reduce assessments.
5. Cemetery Board - may cost more at this property
6. Rucker Appraisal - \$11,500 approximately, should approach them, show them the appraisal, Mayor Scott Keigley and City Engineer Joe Palen could meet with Mr. Rucker.

VI. PETITIONS, REQUESTS & COMMUNICATIONS*

1. Set Special City Council Meeting – Oath of Office – January 5, 2009, 7:00pm
2. Set Regular City Council Meeting – January 20, 2009, 7:00pm: Move 1st meeting of January to the Tuesday after because the 19th is a holiday and the February 16th move to Tuesday Monday because of the holiday **Mayor Scott Keigley motioned to hold the meetings on those dates, Councilor Jackie Hall second; all in favor, motion carried.**
3. Lawful Gambling Reports: reports on the 10% received from the Rochester Juvenile Hockey Association need to be reported to the State on how the funds are spent. **Mayor Scott Keigley motion to have the proceeds go to the parks Councilor Jackie Hall 2nd all in favor motion carried.**

VII. UNFINISHED BUSINESS*

1. Lake Shady Ave Turnback \$224,411 – have not received funds
2. Hwy 52 Landscaping - are flexible up to \$100,000 depending on the economy -
3. RWH – Punch List; not completed – Jason will plow the Fitzpatrick developments and the city will bill him. Discussion: When he doesn't pay – could maneuver it into an assessment – the homeowner would have to pay it or the city would have to sue him. Have Attorney Fred Suhler review the bills. Sometimes not cost affective to have an attorney go after debt. Mayor Scott Keigley give list of bills and have Attorney Fred Suhler look them over and give us options to collect. Get a letter of credit – don't front anymore money.
4. Task List

VIII. NEW BUSINESS

1. 3rd Ave – snow fence - update

IX. CONSENT AGENDA*

A. APPROVED BUILDING PERMITS*

1. Justin Boukamp 20 East Center Street deck stairway

B. MEETING MINUTES*

1. 11-17-2008 Regular City Council Minutes
2. 12-1-2008 Special City Council Minutes

C. FINANCIALS*

1. MBIA Account Summaries
2. Budget
3. Transaction Lists
4. Accounts Payable & Receivable

Mayor Scott Keigley motion to approve the consent agenda, Councilor Brian Breider second; all in favor, motion carried.

X. ADJOURNMENT

Councilor Tom Novak motioned to adjourn, Mayor Scott Keigley second; all in favor, motion carried.

Mayor Scott Keigley thanked Councilor Tom Novak for his service to the city of Oronoco.

The meeting was reconvened at 8:38pm; **Mayor Scott Keigley motioned to approve the Tilly's Tavern license renewal, Councilor Jackie Hall second; all in favor, motion carried. Mayor Scott Keigley motioned to adjourn at 8:40pm, Councilor Jackie Hall second, all in favor, motion carried.**

Respectfully Submitted,

Mayor

City Clerk