

**City of Oronoco  
Regular City Council Meeting Agenda Summary  
September 21, 2011 @ 7:00PM**

- I. **CALL TO ORDER** Mayor Kevin McDermott called the meeting to order at 7:00pm.
- II. **ROLL CALL** Members Present: Mayor Kevin McDermott, Councilor Nathan Hartung, Councilor Skyler Breitenstein, Attorney Fred Suhler, City Engineer Joe Pahlen and Assistant Clerk Meri Pittelkow. Absent: Councilor Doug Gillard, Councilor Scott Keigley and Clerk Sandy Jessen.
- III. **APPROVAL OF AGENDA**  
  
Councilor Nathan Hartung motioned to approve the agenda Councilor Skyler Breitenstein second all in favor, motion carries.
- IV. **PUBLIC FORUM**  
Charles Van Houten-dip in street by driveway repair never done. Mayor Kevin McDermott - we went down there with Joe. Winter coming ice chunks fall in driveway. Joe - he thought it was done. Mayor Kevin McDermott we will check on that, apologize. Charles - it's between 304 and 305 you cant miss it. Discussion over map. Mayor Kevin McDermott called twice for Public Forum, closed at 7:05pm.
- V. **DEPARTMENTS & COMMITTEE REPORTS**
  - A. OCSO ~ Sgt. Mike Morrow Mike not here
  - B. FIRE DEPARTMENT ~ Dan Sundt, Fire Chief
    - 1. Runs : 7 (one house/bedroom fire and the rest EMS assists) Structure fire contained to bedroom due to smoking in bed. Remaining calls medical assist (6 in city 3 during Goldrush).
    - 2. Buying multiple GPS units and a camcorder with the IBM grant, submitted AgStar Gold Rush request, completing FEMA grant. 4 GPS here end of week and camcorder in ambulance - Agstar request is for pagers. Councilor Nathan Hartung - discussion regarding signal interference in River Park.
    - 3. Sending two members to training and attending LMC Fire Safety class 10/18. Training will be in Chatfield. Is under budget at \$1800.
    - 4. Fire prevention week open house, Wednesday 10/12, 5-8 PM.
    - 5. Update from FEMA Local Officials All-Hazards Preparedness workshop on 8/25. Councilor Skyler Breitenstein went also, attended by people from all over Olmsted County - mock exercise was flood.
    - 6. Hats & Shirts - Request approval to pay for from equipment fund. Councilor Skyler Breitenstein motioned to approve, Councilor Nathan Hartung second. All I favor, motion carries.
    - 7. ISO - paperwork submitted should know in 6 months.

- 8. Defibrillator \$2600 each (Zol) offering \$1400 + tax is checking to see if grant is available or wants approval to pay for that. Discussion regarding budget. Dan - can tap into gambling account. Councilor Skyler Breitenstein - recommended replacement interval? Dan - they are still good just these are better; price is half off so good price. Councilor Nathan Hartung - is there room in budget? It does not hurt to be as updated as possible for community. Councilor Nathan Hartung motion to approve defibrillator purchase, Councilor Skyler Breitenstein second, all in favor motion carries.
- 9. Mayor Kevin McDermott - raises billing issue - has to be done. Money could be collecting interest in OFD account. Dan - matter is being handled by Shawn Lehman. Mayor Kevin McDermott - you need to get runs dialed in with Sandy.
- 10. Dan - ran into Katie Dudley not here Lake Shady clean up all she had.
- C. **FIRST RESPONDERS** ~ Jeff Allhiser, 1st Responder Director
  - 1. Runs - 15: 9 township, 6 city
- D. **EOC** ~ Absent: Pat McGovern, Director  
Mayor Kevin McDermott - I met with Pat to review a survey received from State of MN - we worked on it Monday night and sent to Sandy - the contact from the State contacted Sandy today asking how prepared we were - it was a good survey.
- E. **PERSONNEL**
  - 1. Meeting Update: meeting canceled.
- F. **ORDINANCES & RESOLUTIONS**
  - 1. SEMCHRA; Resolution 11-10; Resolution authorizing the City of Oronoco Mayor and the SEMCHRA Executive Director to execute the contract with the MN Department of Natural Resources. **Voice Vote: Ayes: Councilor Nathan Hartung, Councilor Skyler Breitenstein. Nays: None. Absent: Councilor Scott Keigley, Councilor Doug Gillard. All in favor, motion carries.**  
Motion to approve the Flood Hazard mitigation between the State of MN and the City of Oronoco. Councilor Nathan Hartung motions to approve, Councilor Skyler Breitenstein seconds, all in favor motion carries.
  - 2. Ordinance 1-2011: Gauthier / CW Business rezone R1 to B2: The state has approved the annexation and P&Z recommends the zone change. Need motion to approve the zone change. **Voice Vote: Ayes: Councilor Nathan Hartung, Councilor Skyler Breitenstein. Nays: None. Absent: Councilor Scott Keigley, Councilor Doug Gillard. All in favor, motion carries.**
- G. **DOWNTOWN ORONOCO GOLD RUSH DAYS** ~ Chair: Lynn Benrud
  - 1. Meeting Minutes - Councilor Nathan Hartung recaps - went over budget anticipated expenses proceeds \$29,000. Discussed obligations diving out tasks, felt was appropriate. Tabling till next year changes after next meeting as well as allocation of proceeds. Councilor Nathan Hartung talked about ideas of utilization of Tim better - does he need to be on call? Need to analyze better but Tim is more useful than a toilet babysitter. Mayor Kevin McDermott city hall is open during goldrush and need someone here to manage and care

for it. Councilor Nathan Hartung Gold Rush discussed having a Gold Rush committee member here instead. Mayor Kevin McDermott we can talk about that.

2. Review of past Resolution and Minutes; Councilor Skyler Breitenstein pulled the info; it clarifies that Gold Rush was established to promote the city. Councilor Skyler Breitenstein it is an old resolution. Councilor Nathan Hartung we came up with course of action - starts with P & Z - advise we put on their agenda then pass to Fred for review, then back to Council for public discussion. Fred - first time I saw that resolution I thought where did this come from - formal relationship unaware of - has been 9 years everyone has forgotten it was there. In the old days it was understood Gold Rush would give money back to city for whatever reason. That is not the case anymore. We have to take a step back and say where are we? There are a number of questions - Gold Rush would have to comply with open meeting laws, etc. Implications are interesting. Councilor Skyler Breitenstein - contribution towards CIP and other language that funds are to benefit city. We used to be so small we could not afford things. Fred - I remember Gold Rush contributed as much as tax levy. Councilor Skyler Breitenstein - does this help our case as far as regulating? Fred has been nervous about commingling of Gold Rush and city property/resources - am not saying to launch major investigation but need to look at future.

#### H. PARKS & TRAILS\*

1. Meeting - September, 2011. Tim Redepinning provided overview. Walnut trees at Oronoco Park are dead. Lance found someone to harvest - dead trees at River Park - can harvest up to \$800/ft not to exceed \$2000. Concern is clean up - would that be deducted from profits? Mayor Kevin McDermott - this would be the amount for all 3 trees? Tim that is the total. Mayor Kevin McDermott - is a good thing probably. Mayor Kevin McDermott - if they drop trees on road who is responsible? I have no problem with it, can split up money for parks at River Wood Hills. Councilor Nathan Hartung - I have no problem. Councilor Skyler Breitenstein - I have no problem. Mayor Kevin McDermott - fall them but no road damage if so their responsibility. Councilor Nathan Hartung - trail around park at Cedar Woodlands - discussion with Tim, Joe - is not city property but is easement. Councilor Nathan Hartung wants it looked at. Tim will do. Councilor Skyler Breitenstein - Allis Park - tree falling, noticed during Gold Rush. Tim will look at it - it got pushed over. Mayor Kevin McDermott motioned approval of cutting walnut trees. Councilor Nathan Hartung seconds, all in favor motion carries.
2. Allis Park; Overview - Mayor Kevin McDermott. Received a call from Tom Canan wanting to know what does city sees Allis Park as being? Advised we are still working out issue - don't see it as anything more than a landing area - no maintenance of any kind, won't know if asphalt will be restored till ownership issue resolved. County wants letter from City regarding intentions. Councilor Nathan Hartung - river not deep enough there to load anything. Mayor Kevin McDermott - when dam removed and rapids there I see it as just a scenic overlook area. Councilor Nathan Hartung - City of Hutchinson did same thing - they put in benches and is nice spot to hang out - discussion regarding scenic overlook. Joe - could install a kiosk regarding historical landmark of dam & bridge. Mayor Kevin McDermott we will draft short letter to Olmsted County.
3. Brush Dump: location, costs, fees, process; would need to discuss hours open as well and who would open, close and monitor. Tabled until full council present.

4. River Wood Hills park; gardens & trees; resident letter in packet. Tim - some of the neighbors would like to do some planting. Jessica Jacobsen and Ryan Craddick request \$500 to move 30-48 evergreens between 2-6 ft which have been donated from Dennis and Sherry Johnson who now reside in Wisconsin. If approved trees can be moved on Friday \$300-\$400 to do. Need additional \$100 for edging. Wants basic understanding that home owners will do what they can this is a goodwill effort but should not come back to harm them in any way. Fred if someone wants to improve common land fine but problem is people put in garden then no one wants to maintain it. Jessica - this will be complete no maintenance. Councilor Skyler Breitenstein - my wife wants to know if we can access the trail? Jessica - we will work with neighbors. Mayor Kevin McDermott - regarding the trees - we are getting an asset and community involvement. Councilor Nathan Hartung - I am happy community wants to beautify, but my question is budget, we are tight. Mayor Kevin McDermott to Tim - what do you think? Tim - watering is an expense but no other maintenance issues other than less mowing. Mayor Kevin McDermott - that in itself is worth it. Tim - is a 3-4 hr mowing job. Councilor Skyler Breitenstein - I asked Sandy she said parks budget is underutilized and budget for P&Z could be fused. Councilor Nathan Hartung - yes we never use it. Jessica - also plans a second phase wildflower and native grasses area just north of the park. The wildflower & natural grass project would be done by the city in the kidney bean shaped area - has talked with Lance and have a 5 year plan, so will not do this for 5 yrs. Tim - proposed wildflower & natural grass project need to be proposed through Parks. Outlot 4 is on agenda but is separate issue and we should address separately. Jessica - another issue is outlot A. Ruckers tilled an acre and drainfield - Brian Brieder worked out he would remedy and never did - there was a formal agreement and should be enforced. Because of the size of that outlot the City needs to be involved as we will have to work with farmer, and Craddick's want this to be moved forward next spring. Ryan Craddick - wants area to be usable, is willing to help, would like to see it developed some way. Mayor Kevin McDermott question I have is if a line gets hit then what? Tim - it would only be septic and that is association or Fitzpatrick. Jessica has checked with Gopher there is nothing there even though it is a utility easement. Discussion over map. Tim - it is drainfield easement with 7 foot weeds - is city - is staked off, was to be restored. Needs to be addressed before planting at least needs to be cut. Mayor Kevin McDermott - we need to address with Rucker. Have Sandy send letter asking him to cut now and in spring till under then we can plant it. Councilor Nathan Hartung - I recall this from last year - we need a letter stating he must repair area. Mayor Kevin McDermott - we request restoring to original condition. Councilor Nathan Hartung suggestion - if no response, we will have to do it - will we bill him for it? Mayor Kevin McDermott - request a response/action within 15 days. Jessica - another issue - we need the city to remove Novak trees. Could be an issue in future - has been brought up before - six other homeowners have talked to them. Councilor Skyler Breitenstein motion to approve \$500 including supplies for River Wood Hills and outlots not to exceed \$500. Councilor Nathan Hartung seconded. Jessica - how do I pay for it? Mayor Kevin McDermott - bring bill to city Sandy can just pay of we approve it now. **Voice vote all in favor motion carries.**

- I. LAKE SHADY - Katie Dudley, Lake Shady Committee Chair\* Katie Dudley not present.
  1. Updates: Mayor Kevin McDermott Lake Shady Clean up this week - Saturday meet at Justin's, we will work in both directions.

J. COMMUNITY CENTER\*

1. Front doors: \$7828.26 CIP 2010; left on until budget items are complete. Mayor Kevin McDermott – putt off another half season.

K. PUBLIC WORKS

1. Mayor Kevin McDermott Well Sealing Grant: In progress.
2. City Shop: lease or buy – Councilor Nathan Hartung - did not realize how bad shop is until Gold Rush days. Mayor Kevin McDermott - we all know. Need to make decisions soon but need full council. Put on agenda for October. Tim – we need something bigger and heated. Councilor Skyler Breitenstein - can we solicit bids? Tim – we need to know direction or it's a waste of time. Tim – location – ballfield higher value real estate value than land here. Councilor Nathan Hartung email preliminary plans to me and I will have draftsman do for free. Demolition on site then rebuild there? Tim – need outdoor storage as hillside a challenge and limited for expansion. Councilor Skyler Breitenstein - how proceed so that we are not discussing this at same time next year? Mayor Kevin McDermott - is at top of list but I want to make sure we can do it. We can save money if we build on our land. Councilor Nathan Hartung – I propose a subcommittee be formed to analyze sites with Joe. Mayor Kevin McDermott - I am fine with that. Tim can have preliminary plans submitted to me we can get ball rolling.
3. Tires for Chevrolet Pick Up, mounted, balanced & disposal:
  - \$850 Wrangler ST @ Grover Auto, Zumbrota
  - \$824 Wrangler ST @ Discount Tire, Rochester
  - \$672 Cooper AT @ Discount Tire, Rochester
  - \$648 Cooper AT @ Discount Auto Service, Oronoco

Mayor Kevin McDermott motioned to approve new tires. Councilor Nathan Hartung seconds. (Councilor Skyler Breitenstein - found a rebate) All in favor, motion carries.

Mayor Kevin McDermott calls 5 minute break 7:35pm.

Mayor Kevin McDermott call meeting back to order at 7:40pm.

L. STREETS & ROADS\*

1. Frontage Road extension; complete. Mayor Kevin McDermott – PCS issues with hauling – am satisfied that they are fully aware they are responsible if any damage.
2. MNDOT Landscaping -- City Sign – Hwy 52: City Engineer Joe Palen - met with Mayor Kevin McDermott to look at a possible location this evening. Mayor Kevin McDermott - is further north than what Tim & Sandy looked at - is north of Oronoco exit sign - is nice level clearing spot. South is steep with no plateau. The landmark is the 2 lathes & pink ribbon on fence.
3. West Center Street Ditch: clean, re-shape ditch & clean culverts \$2370; tabled last month to be brought back this month. Mayor Kevin McDermott - not in budget now to address will have to put on hold now. Councilor Nathan Hartung - I am in agreement; we are strapped as far as money goes there. Rebecca Riessner -- it is not the culvert it is the gully that is full of clay and gravel. The next storm we have it will run all over the road. Mayor Kevin McDermott that is the ditch that someone cleaned out. Rebecca - its south of there and there are 3 or 4 people that are going to be in trouble. Tim last rain it ran through yards and over to 1st Ave – Rebecca – the culvert in her driveway is filling in and she will have it cleaned but you should have seen the

dirt and clay running down the hill. Rebecca - I will pitch in on the cost. Tim - ditch is right of way, not possible for me to do with four loader. Mayor Kevin McDermott - we have a bid from for \$687 to clean this. Councilor Nathan Hartung - with this one I am inclined to move forward with it as this one is affecting others. Mayor Kevin McDermott - motion to allow Jason to clean ditch. Councilor Nathan Hartung seconds. All in favor motion carries. Mayor Kevin McDermott send letter to downstream residents to clean culverts as its backing up.

4. Ditch next to Grace Lutheran parking lot; Councilor Nathan Hartung was going to look at.
5. Ditch 2<sup>nd</sup> Ave NE; clean \$687.25; water overflowed the road the last rain fall, a resident was sent a letter to clean the ditch and he made an attempt but there are still issues and the neighbor is fearful that her home will flood. Mayor Kevin McDermott motion to approve \$687.25 ditch clean Councilor Skyler Breitenstein seconded. Motion carried.
6. Seal Coat Pay Requests; Pearson Brother's \$43,077.90, Bonestroo \$920.50 Mayor Kevin McDermott - Joe what did you think? Joe – same location where second sweep needed - contractor should be called. Make partial payment \$38,000 to leave incentive to clean up. Councilor Nathan Hartung - during Gold Rush a lot of comments on debris. Mayor Kevin McDermott - motion to pay Pearson Bros \$38,000 withholding balance and re-sweep asap. Councilor Skyler Breitenstein seconded all on favor motion carries.
7. Striping Lake Shady Ave; Rochester Service \$.14 per foot approximately \$750 Mayor Kevin McDermott - wants whole frontage road connected. Mayor Kevin McDermott - motion to approve striping. Councilor Nathan Hartung seconded. All in favor, motion carries
8. County Road 118; storm water drainage. Joe – I had a meeting with Olmsted County regarding East Center Street residents as water cascades along the Co. road. There is a potential way to bypass by acquiring easement then rechannel water. Issue is - it is a County right of way. Olmsted County wanted participation in cost. Mayor Kevin McDermott - we don't want cost share. Joe it is their problem. Also, resident replaced culvert with larger one as Sandy had requested.

M. PLANNING & ZONING\*

1. Meeting Minutes – August 4, 2011
  - Re-zone; recommend approval, will be brought in front of Council after the annexation is approved by the MN Office of Administrative Hearings. Addressed earlier in the meeting.
  - FLUP; Sandy is working on it with the county and it is nearly complete. They will produce final copies within the next month. Councilor Nathan Hartung recommending R2 buffer zone.
  - Variance Change; recommend; Councilor Nathan Hartung was going to work on this. Councilor Nathan Hartung discussion regarding what Rochester does.
  - Driveway Ordinance; request staff to prepare; sent to P&Z for their next meetings review. Councilor Nathan Hartung - discussion regarding problems with irregular use of materials and non-uniform aprons.
2. People's Coop Updates: People's is requesting council to revisit the number and placement of lights. Councilor Nathan Hartung - prefers full council. Councilor Skyler Breitenstein - all of us are on board with as little light as possible. We should send a letter advising full council not available has been tabled.

**N. WATER & SEWER\***

1. Minutes-
2. Cedar Woodlands Wells: looking at a possible way to keep them as a back up to the city system. Joe – there are two 300 ft wells not intended for municipal use but should we use program to have wells sealed with HFSB or can we use on emergency basis if municipal wells went down. Larger pump could be installed. Should be considered. Would cost nothing. When program sunsets we will have to pay to close them. Fred - in past they were treated as private wells now we should treat them as ours. Joe - they were not part of municipal system then - we were not connected. Fred we have told HFSB that was their issue. Joe they were going to pursue at their cost. Fred - if at correct depth and no contamination it might be very expensive to replace them. Joe - they aren't big enough, would simply be for emergency is insurance on back side will pay to close. Mayor Kevin McDermott - talk to HFSB. Councilor Nathan Hartung concurs.
3. Septic. Joe – As per Sheifa, technical assistance grant study of downtown area using SSTs system. Recommend is the way to do it. Free study then can get 75% of construction costs paid for.

**VI. PETITIONS, REQUESTS, & COMMUNICATIONS\***

- A. LMC Dues: \$1261 Councilor Skyler Breitenstein motions approval to pay. Councilor Nathan Hartung seconds; all in favor, motion carries.
- B. MN Mayors Assoc. Dues: \$20 Councilor Nathan Hartung motions to pay. Councilor Skyler Breitenstein seconds; all in favor, motion carries.

**VII. UNFINISHED BUSINESS\***

**VIII. NEW BUSINESS\***

- A. Budget: Fee Schedule: Look at picnic table rent, lot rent for Gold Rush, water fees, meter fees (new meters cost more). Table to next meeting.

**IX. CONSENT AGENDA\* Councilor Nathan Hartung motions to approve. Councilor Skyler Breitenstein seconded all in favor motion carries.**

**A. APPROVED BUILDING PERMITS\***

1. John Hoxmeier 640 West Center Street garage addition

**B. TASK LIST**

**C. MEETING MINUTES**

1. Regular City Council Meeting Minutes – 8-17-2011
2. Special City Council Meeting Minutes – 8-22-2011

**D. FINANCIALS**

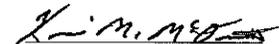
1. MBIA Account Summaries
2. Budget – available at the office to view
3. Accounts Payable
4. Accounts Receivable
5. Transaction Report

**X. ADJOURNMENT Councilor Nathan Hartung motions to adjourn at 9:20pm.**

**Councilor Skyler Breitenstein seconds, all in favor, motion carries.**

Respectfully Submitted,

\_\_\_\_\_  
City Clerk

  
Mayor