

WATERVILLE CITY COUNCIL
PUBLIC HEARINGS
REGULAR COUNCIL MEETING
May 2, 2017, 6:00 P.M.

There was the regular Council meeting of the Waterville City Council as well as Public Hearings conducted for citizen input on the adoption of: 1) Ordinance 117 Rental Housing Registration/Licensing Ordinance; 2) Ordinance Chapter 150.03 Accessory Structure; 3) an Ordinance amending Ordinance 111.020 Sunday Liquor Sales held in Council Chambers at 6:00 p.m. on May 2, 2017.

Present: McIntyre, Grobe, Smith, Wollin and Mayor Schmidtke

Absent: None

Also Present: Administrator/Clerk Teresa Hill, Jason Moran City Attorney and Jason Femrite City Engineer

Also Absent: None

1. Call to Order / Roll Call / Pledge of Allegiance. Mayor Schmidtke called the meeting to order at 6:00 p.m., noting that all Council members were present. Also present was Teresa Hill, Administrator/Clerk and Jason Moran City Attorney and Jason Femrite City Engineer (arrived 6:50 p.m.). Pledge of Allegiance was recited.

2. Approval of Minutes of March 30, 2017 Special Meeting, April 4, 2017 Regular Meeting and April 10, 2017 Board of Equalization. Motion by McIntyre, seconded by Grobe to approve the minutes of March 30, 2017 Special Meeting, April 4, 2017 Regular Meeting and April 10, 2017 Board of Equalization. Unanimous vote. Motion carried.

3. Approval of Agenda/Additional Items to Agenda. Mayor Schmidtke had a request to add Fremont and Hamilton Streets water issue as item 5 (3) and to move the West Central Sanitation Contract Approval under item 8D. Motion by Wollin, seconded by Smith to approve the agenda with the additional item of Fremont and Hamilton Streets water issue as item 5 (3) and moving West Central Sanitation Contract approval under item 8D. Unanimous vote. Motion carried.

4. Public Hearings and Second Readings.

(1) Ordinance 117 Rental Housing Registration/Licensing Ordinance. Mayor Schmidtke requested the opinions of the Council on their view of the rental ordinance. Mr. McIntyre said the rental ordinance was last presented by City Attorney Jason Moran. He believes it is a good ordinance and is fair to everybody and needs to be adopted especially with the complaints that are now coming in. City Attorney Moran explained the proposed rental ordinance. Mr. Moran said the ordinance is a basic bare bones ordinance as he mentioned at the last City Council meeting when we had the first reading. Planning and Zoning has reviewed the ordinance. Many cities in Minnesota both metro and rural areas have adopted rental registration ordinance similar to this. Mr. Moran said this is a blend of Elysian and Cleveland's rental ordinance. The premise behind the ordinance is to insure tenant safety, to insure public safety, and to eliminate blight issues. Mr. Moran went through the ordinance and what it requires. The ordinance would require inspections every two years. Mayor Schmidtke advised that two letters were received. One from Klynn Matthews and the other from Erik Ingvaldsen. Mr. Smith said he was contacted earlier today from a landlord and would like to have Mr. Moran answer a few questions. Mr. Smith said the landlord was concerned about the names and the contact information for the occupants. What are the specific reasons for keeping that? Mr. Moran said

the reason for that is in the event of some sort of disaster either an explosion, tornado or fire that we would have contact information that we can get a hold of and verify how many people are in the rental unit. Mr. Smith said would this information be private. Mr. Moran said yes. Mr. Smith said there is something in the ordinance regarding off-street parking requirements. Mr. Moran said that goes to our general parking ordinance. Mr. Smith said there is a reference regarding criminal history of applicants, would that be for the renters or the landlords. Mr. Moran said that would be a general statement by the landlord on whether or not any of the proposed tenants have been convicted of a criminal offense. That would go to the tenant. Mr. Smith said the person was also concerned about the requirement for insurance information by the landlord. Why is that required? Mr. Moran said the premise behind the insurance requirement is that if there is some sort of disaster we want to make sure that the property is sufficiently insured, that protects their neighbors. Mr. Moran said if there is a major fire or any kind of disaster we want to make sure that there is sufficient insurance coverage in place that would cover the removal of the debris. Mr. Smith said that he was informed that there were state laws that were in place very similar to this so we were basically doubling up on this. Mr. Moran said Minnesota has what is called the "Tenant's Bill of Rights", it does provide some very basic protection but this is slightly more protection than what the Tenants Bill of Rights has. This prohibits certain activities such as prostitution, sale of controlled substances and it really goes more towards blight as opposed to a mechanical or building code issue. This is more public safety, more blight. Ms. Grobe said we have a nuisance ordinance for blight. Mr. Moran said we do and the nuisance ordinance that we currently have in place goes more to exterior issues as opposed to interior issues and that is where the inspection comes in. You want to make sure that there are not holes in ceilings, you want to make sure that the plumbing does in fact work, you want to make sure that wiring isn't exposed, you want to make sure that the hot water heater is fully functioning. Mr. Wollin said the reason why we started talking about this was because there were some fire code issues. Mayor Schmidtke said we also had some complaints a couple of meetings ago when Mr. Moran, the Fire Chief, and a Police Officer went and checked the place out there were several violations. Mr. Wollin said when you rent you are at the mercy of the building and the landlord because you can't do any renovations yourself. Mayor Schmidtke suggested forming a committee of a couple of property owners, 2 Council members and Ms. Hill and Mr. Moran. Mayor Schmidtke opened the meeting up for the public hearing. The following persons addressed Council: Sue Cutts, Chip Beadell, Pat Mende, Chris Anderson, Jim Roemhildt, Duane Anderson, and Kyle a tenant. Items discussed: Cost of inspection, removal of refuse and recycling, older buildings being brought up to the current fire code, discussion regarding older buildings following the code at the year of building, the 3 strike system, malicious tenants, release of tenants phone numbers, criminal offenses of tenants, MN multi-housing agency, providing rental housing registration/licensing ordinance to tenants, older properties following the old fire code, fire extinguishers in every apartment, HIPA information to release, HUD assistance and possibility of setting up a committee. Kyle a tenant said the ordinance is not a perfect plan but a good start in the right direction. Mayor Schmidtke said that he will now close the public hearing because no one else wished to address Council. Motion by McIntyre, seconded by Smith to approve the 2nd reading of Chapter 117: Rental Housing Registration/Licensing Ordinance. Unanimous vote. Motion carried.

(2) Ordinance 111.020 Adopting State Provisions of Sunday Liquor. Mr. McIntyre advised that we have to meet the requirements of the State bill that was passed for Sunday Liquor and we need to adopt and change the ordinance so that we are in accordance with it. No one addressed Council. Motion by Wollin, seconded by McIntyre to close the public hearing. Unanimous vote. Motion carried. Motion by Smith, seconded by McIntyre to approve

the 2nd reading of Ordinance 111.020 Adopting State Provisions of Sunday Liquor. Unanimous vote. Motion carried.

(3) Chapter 150.03 Accessory Structures. Mr. Moran said Planning and Zoning met several months ago and looked at the accessory structures ordinance. One of the issues in town was that we were having a number of tarp type carports that were showing up and were not properly being maintained. This ordinance regulates carports. A carport shall be maintained and constructed of a material that matches the primary structure in terms of color and like material. There shall be no carports constructed of any tarp or cloth material. It also addresses how many detached accessory structures lots can have. We have limited it to three detached accessory structures and no more than 1,000 square feet of the total area. The carports that are out there now would be grandfathered in. Public Hearing opened. Sue Cutts addressed Council regarding detached garages. Ms. Hill advised that a garage has its own definition and its own size and 1,200 square feet is for a detached garage. These are for storage sheds. Curt Gold said if there are structures that are tattered wouldn't that fall under the nuisance ordinance and you would address that person instead of blanketing the entire town. Mr. Gold said that we should draw the accessory structure like other bigger towns. Mr. Moran said Planning and Zoning's issue was that we were getting a lot of these cloth type structures that weren't being maintained. It could fall under a nuisance but he thinks Planning and Zoning was trying to get away from having any tarp accessory structures. No one else addressed Council. Motion by McIntyre, seconded by Smith to close the public hearing on Chapter 150.03 Accessory Structures. Unanimous vote. Motion carried. Motion by Schmidtke, seconded by Wollin to accept the 2nd reading of Chapter 150.03 Accessory Structures. Unanimous vote. Motion carried.

5. Written Petitions, Request etc.

(1) Utility Bill insert request – WEM. Motion by Smith, seconded by Grobe to approve the utility billing insert for WEM as written. Unanimous vote. Motion carried.

(2) Utility Bill insert request – Waterville Chamber. Motion by McIntyre, seconded by Grobe to approve the utility billing insert request for the Waterville Chamber. Unanimous vote. Motion carried.

(3) Fremont and Hamilton Streets water issue. Mayor Schmidtke said this item was brought to his attention because there were water issues coming down Fremont hitting the Past Times driveway and then washing rock down onto Hamilton Street and on the west side of their property the water coming off the State Trail and getting into their business. Mr. and Mrs. Wilson owners of Past Times addressed Council regarding the Fremont and Hamilton Street water issue at 801 Fremont Street East. Discussion regarding possible fixes for this issue. Ms. Wilson suggested that a culvert be placed under the City property just before their driveway on the Hamilton side. Also that a tree be taken down so that a natural ditch to the culvert that exists can be made from the culvert exits. On the Fremont hill she suggested to keep the rock from continuously washing out of there you pave the first six or ten feet of the driveway. Mr. Wilson said the other houses going up the road could use an apron also because the rock is washing down. Ms. Hill said that there is a tree removal budget that could take care of the tree. Mayor Schmidtke said the others would be under Ms. Hill's spending authority of \$3,500. Mr. McIntyre asked if Mr. Peach and Mr. Femrite could take a look to see what the best fix is to get the problem resolved so that it doesn't wash out anymore. Mayor Schmidtke said that would be the fix, blacktop the driveways, cut the tree down. He also met with the DNR and he said that putting a grate in there where the state property is and run to the culvert in the road. We would have to get approval from the State. Motion by McIntyre, seconded by Smith that we do what is

required to repair that and that we work with the state to work out the water problem and that this is a public purpose expenditure for the abatement of a water issue. Unanimous vote. Motion carried.

5. Unfinished Business – no unfinished business

6. Citizen Time (Comments, Information from those present)

A. Curt Gold, 600 Tetonka View Drive. Mr. Gold asked if the nuisance committee meets on a regular basis. He was wondering how often they meet and if there are any minutes that are posted for the public to be able to see. Ms. Hill said the nuisance committee meets on an as needed basis. We do post the meetings and we do minutes for them. We do not publish the minutes but they are available. The only minutes that we publish are the City Council meetings. Ms. Hill said just like any other document you can request and she will send the copies when they are done. Mr. Gold said the nuisance committee started with the last administration here and the City and the whole country voted for change, he does not know if you want to continue with the same practice. State of Minnesota has a nuisance policy and they break it down into two separate entities. There is a public nuisance which everything here in Waterville is a public nuisance. If he has a cement deer in his yard and somebody doesn't like it they can say it is a nuisance and pretty soon we are in this big deal. It is a private nuisance and that needs to be between two people. The City Attorney, the Police nobody like that should be involved. If you read the state statutes version of it a private tree that falls over and blocks the road that is a public nuisance. If there is a factory that is smelling up several blocks, things of that nature where it affects a lot of people that is a public nuisance. If it is one little thing that somebody doesn't like or whatever that is a private nuisance. A fence between two properties, things of that nature. He doesn't know if City Council would entertain looking at the state ordinance and maybe tweaking that so we don't end up with a lot of frivolous things going through City Council or the City Attorney. Mr. Moran said we could do that, we have received some complaints that you are talking about, what he has historically done is screen those out. That is a private dispute between two neighbors. That is not a nuisance. If you have a tree that has fallen or is about to fall, or you have a house riddled with broken windows, garbage blowing into a neighbor's yard excessively, those are public nuisances. These private nuisances that you are talking about we do screen those out. Mr. Wollin said he has been involved in one where it was a private nuisance and basically the Policeman just did it very quietly and said you need to do this and it was taken care of. He thinks there is discretion being used.

B. Sue Cutts, 450 Cedar Circle. Ms. Cutts said it was brought up at the last meeting about how we bill for the water as far as not rounding up per 500 gallons. Has any resolution come of that where we can get it down to 10 or 100 gallons? Mayor Schmidtke said that we are going to go through the first quarter so we don't get changed midstream. We do not know how we are going to turn out. Ms. Cutts asked if that is being looked at. Mayor Schmidtke said yes. Ms. Hill said what we wanted to do is do a further in depth study as far as how that would impact rates and what it would do with our revenues. Along with the fact that we just did a rate change. We did find out that we can go as low as 10 gallons without having major programming or major cost issues associated with that. That is something that we will look at but it will take a lot more data collection to see if billing on 10 gallons versus the rounding factor how that would impact you. Ms. Cutts said even if you went 100 gallons versus 10, 10 is miniscule. 10 would be better than 1,000 the way it is now. Ms. Hill said any rounding factor you are going to have that fraction that is saying I am paying for something that I didn't get whether it be 10 gallons or a 100 gallons. Right now it rounds to 1,000 which is a higher fraction. Sometimes they pay more and sometimes they pay less so the question was brought up

and yes we are still looking at it. But we probably wouldn't entertain or propose anything until we have had an opportunity to study it and look at it when we are going to be doing a new rate structure or something on that order.

C. Dave Arnold, 640 Tetonka View Drive. Mr. Arnold said on Tetonka Bay South on the last part of the road there before it goes back in, he believes it is City property. There is an old rusty culvert that is in there and it is an eyesore and he was wondering if the City could take a backhoe and a cable and pull that out and get rid of it. It kind of lets people through their garbage in there. They through cans and stuff. It is kind of an eyesore if we are trying to clean up the City. Mr. Arnold asked how we were coming on the street light situation. Ms. Hill said that the street light has been marked for install. She has not been given a date. They were out on Monday and marked the location. Mr. Arnold asked who decided where they go. The City Council decided where that one particular one went. That was almost a year ago when they made the motion and selected the option for install. Mr. Arnold said that he sees a post between his and Curt's property which is fine if that is where it should go he is not debating that but throughout the rest of the town it is always usually at the corner of an intersection or something like that and it is between our properties. It is dark there he agrees with that but like he said the rest of the City they are generally on the corners and it seems like an odd place to have it. He thinks it should be on the corner. Mayor Schmidtke said he isn't sure how we came up with that. Ms. Hill said Council had two proposals that were given to you by Minnesota Valley and then Council selected which of the two options you wanted.

D. Curt Gold, 600 Tetonka View Drive. Mr. Gold said talking about that light again, it is actually on his property and he really doesn't mind having a light there if it is better than no light out there at all but you still have the issue now of driving another quarter of a block and there is a turn into the cul-de-sac which is a blind area now. It is not going to be lit up. That is where the light should be. He thinks Mayor Mihalik at the time was trying to appease one of the neighbors out there that he was concerned about the light was going to shine in his window and that kind of thing. That is why he said does the City have a plan. If you drive through the town every corner has a street light. There is nothing in the middle of the street or partway down the street unless it is a lumber yard or a church and there is an extra one there. But for safety sake every corner, every time there is a turn going into a cul-de-sac or what have you there is a street light there. Mayor Schmidtke said once this gets up let's take a look and then we will see how it lights up. Mayor Schmidtke said this was done a year ago. Mr. Gold said it was approved to get one. Mr. Arnold said it just seems like it is in an odd place where the rest of the town is. Mayor Schmidtke said that was the two spots that we were going to choose from. Mr. Wollin said proposed by Minnesota Valley. Ms. Hill said there were two locations, option A and option B, one being the corner on the opposite side of the street down further by Tetonka View Circle intersection and then the location that is staked now. The Council reviewed it and they selected the option B which was on the north side of the road and not the one on Tetonka View Circle. Mr. Gold said he wants to ask why you wouldn't put it by the cul-de-sac turn. Mayor Schmidtke said that is what we had to choose from. Mr. Gold and Mr. Arnold continued speaking on the location of the light. Discussion held. Mr. Wollin asked if Ms. Hill could check to see if it could be changed since they haven't dug, we could revisit it. Ms. Hill said she was supposed to verify the location of it and get back to the representative that she has been working with. Ms. Hill said if you are going to change the location they would have to come out and re-stake it again. Mr. McIntyre said can we revisit one more time and put it to bed? He will even go out and take a look. Mr. McIntyre said we have been fighting over this for a year. Mr. Smith said the documentation that you received from the other resident what was their reasoning behind not wanting it there. Ms. Hill said they felt that it would be disruptive to them, this is off of

memory, she is paraphrasing, her understanding is that it would shed too much light into their living quarters, what she recalls of it that it would cause an issue with them. Ms. Hill said she will provide Council with the map of where both option A and B were. Council's consensus was that they will revisit it.

E. Patty Ceplecha, 600 Tetonka View Drive. Ms. Ceplecha said we have been asking for lights like everyone else in the City has. Yes, we are very grateful that it has finally been passed. The issue that we are having, not that they are putting a light out there, it would be beneficial to light everything just putting it up a little farther. If you stick it in the woods there again you are lighting woods. You are not lighting the neighborhood where it is needed. Just take a look.

7. New Business – Council moved item B as the first item under new business.

B. Adoption of Ordinance 117 Rental Housing Registration/Licensing Ordinance. Mr. Wollin said that he would like Mayor Schmidtke make his proposal as a motion. Mr. McIntyre said everybody has their wish list that they want. Let's get the ordinance on board, if we have issues with the ordinance once it is on board we can change that. Right now we have nothing to work with. Mr. Moran said he heard a number of concerns in the public hearing, the concern that he heard was the criminal history issue, you can take that out of the ordinance and pass it without that, he also heard that there was a concern about the telephone number of the occupants, you can take that out as well. You can pass it tonight and tweak it or you can set up a committee. Discussion regarding the Rental Housing Ordinance and setting a deadline of 30 days to get it enacted upon. Discussion regarding setting up a committee. Motion by Schmidtke, seconded by Smith to appoint Roy McIntyre, Tim Smith, Jim Roemildt, Chris Anderson, Jason Moran and Teresa Hill on a committee to work out the rental property ordinance and report to be voted on at the June Council meeting. Unanimous vote. Motion carried. Motion by Smith, seconded by Wollin to table Ordinance 117 Rental Housing Registration/Licensing Ordinance pending the Committee results until the next regular City Council meeting at which time the City Council will make their decision. Unanimous vote. Motion carried.

A. Rental Inspector. Discussion regarding the two quotes received. Motion by McIntyre, seconded by Smith to appoint City Building Inspector Services for the inspector position contingent upon adoption of Ordinance 117 Rental Housing Registration/Licensing. Unanimous vote. Motion carried.

C. Adoption of Ordinance 111.020 Adopting State Provision of Sunday Liquor. Motion by Smith, seconded by Wollin to adopt Ordinance 111.020 Adopting State Provision of Sunday Liquor. Unanimous vote. Motion carried.

D. Adoption of Ordinance Chapter 150.03 Accessory Structure. Motion by McIntyre, seconded by Wollin to adopt Ordinance Chapter 150.03 Accessory Structures. Voting for: Smith, McIntyre, Wollin, Schmidtke; Voting against: Grobe. Unanimous vote. Motion carried.

V. West Central Sanitation Contract Approval. Motion by McIntyre, seconded by Grobe to approve the West Central Sanitation Contract. Unanimous vote. Motion carried.

E. Lawn Mower Purchase. Mr. Peach provided Council with estimates to replace the 1999 Snapper Mower. The old snapper they would like to put out for bids for sale. Mayor

Schmidtke said the second bid is within \$60 and is local and they support the town and he is leaning toward that we should go with the second bid because the business is in our area and supports our town and schools. Discussion held regarding the estimates. Motion by Wollin, seconded by McIntyre to accept the estimate of Manke Outdoor Equipment in the amount of \$7,939. Unanimous vote. Motion carried.

F. Water Plan Approval. Mr. Peach provided Council with the City of Waterville 2015 Water Supply Plan. Mr. Peach said every ten years the DNR requires us to fill out a water plan. What they are looking for is that they want to make sure that the communities are preparing and doing their best at managing the water that we are pumping out of the ground and distributing to the community and that we are prepared for unforeseen, emergencies, disasters and things like that. They are also obtaining a lot of statistics that they use in their findings and their reports as well and their planning for the future. They want to know that the City is addressing some conservation issues which we are and we have more to do. Mr. McIntyre said that Mr. Peach did a good job and it is quite comprehensive. Motion by Wollin, seconded by McIntyre to approve the Water Supply Plan of 2015 as proposed. Unanimous vote. Motion carried.

G. Compost Site. Mayor Schmidtke said he was asked about a compost site and he wants to get Council's thoughts on this matter. Mayor Schmidtke said Montgomery has one, Morristown and Elysian have one. Mayor Schmidtke said he spoke with Montgomery and theirs is north of town by Cemstone and is monitored by the public. Discussion held regarding a compost site. The compost site would have to be fenced and monitored. Motion by Schmidtke, seconded by Wollin to table the compost site until June's regular meeting to get more thoughts and ideas from Council regarding a compost site. Unanimous vote. Motion carried.

H. Resolution 2017R-012 Acceptance of Bid for 2017 Street Improvements. Mayor Schmidtke said the low bid was WW Blacktopping, Mankato MN at \$105,549.10 with the base bid and alternate bid of \$11,025.00. Mr. Femrite said three bids were received and that was the low bid. The engineer's estimate was \$125,620 for the base bid and the low bid was \$105,549.10 and the alternate we had at about \$10,500 and it came in at \$11,025. They are good bids. Motion by Smith, seconded by McIntyre that we adopt Resolution 2017R-012 Acceptance of Bid for 2017 Street improvements. Unanimous vote. Motion carried.

I. Permission to obtain quotes for seal coating, crack filling and dust coating. Motion by Schmidtke, seconded by McIntyre to obtain quotes for seal coating, crack filling and dust coating. Unanimous vote. Motion carried.

J. Resolution 2017R-013 Police Week Proclamation. Motion by McIntyre, seconded by Smith to adopt Resolution 2017R-013 Police Week Proclamation. Unanimous vote. Motion carried.

K. Resolution 2017R-014 Granting Waterville Sportsman's Club Gambling Permit. Motion by Wollin, seconded by Schmidtke to adopt Resolution 2017R-014 granting Waterville Sportsman's Club Gambling Permit. Unanimous vote. Motion carried.

L. Curly Leaf Quotes. Ms. Hill said that we received two quotes for curly leaf treatment. In the past we have received grant money to help offset that. The net effect in the budget was \$4,900 for the treatment. We were approved to do 19.6 acres in the Sakatah Bay area this year. The quotes that are received you would be able to do the treatment with the

budgeted amount. Council will have to decide that if you want to do the treatment. Motion by Wollin, seconded by Schmidtke to go with Midwest Aqua Care bid in the amount of \$3,420. Unanimous vote. Motion carried.

M. Letter of Resignation. Part-time Police Officer Troy Stransky submitted his resignation effective April 30, 2017. Mayor Schmidtke said he would like to thank Mr. Stransky for his years of service. Motion by McIntyre, seconded by Smith to accept the letter of resignation of Troy Stransky. Unanimous vote. Motion carried

N. Capitalization Policy. Ms. Hill said that the capitalization policy is for reporting purposes. It will allow her to bring up her threshold from \$1,000 to \$5,000 in depreciating the assets. Anything with that value we have to capitalize. We have to keep track of where it goes and depreciate it by the 5 to 10 years, whichever schedule it applies to. Motion by Smith, seconded by Grobe to approve the Capitalization Policy as presented. Unanimous vote. Motion carried.

O. Donation of Surplus Property Policy. Ms. Hill said that we currently do not have a policy that we can donate to non-profit organizations. For instance in the found bikes situation we would be able to donate the bikes to a non-profit organization. Motion by Wollin, seconded by Grobe to accept the Donation of Surplus Property Policy. Unanimous vote. Motion carried.

P. Procurement Policy. Ms. Hill said the Federal Government has gotten picky about what expenses they will allow and not allow. During the last flooding process our auditing firm was finding that a lot of expenses were being disallowed because they didn't have a proper procurement policy. Ms. Hill said the procurement policy is something that we can present in the event of another disaster or any kind of a grant. Motion by McIntyre, seconded by Schmidtke that we approve the procurement policy. Unanimous vote. Motion carried.

Q. Clean Up Day Dumpster. Ms. Hill said that the clean-up day dumpster will be held May 20, 2017 from 8:00 a.m. to noon. Waste Management will supply the dumpsters and the City will pay for disposal. No hazardous materials, no appliances, no electronics can be dumped. Only household waste will be allowed to be dumped. Motion by Smith, seconded by McIntyre to approve of the clean-up day dumpster on May 20, 2017 from 8:00 a.m. to noon. Unanimous vote. Motion carried.

R. Budget Revisions. After the auditors came in they saw some differences that they felt we should readjust. Motion by McIntyre, seconded by Smith to approve the budget revisions from the audit. Unanimous vote. Motion carried.

S. Wapasha Pay Estimate #21. Motion by McIntyre, seconded by Smith to approve Wapasha Pay Estimate #21 in the amount of \$253,832.59. Unanimous vote. Motion carried.

T. Nuisance Committee Update. Council was provided with a nuisance committee update. Mr. McIntyre said that the committee met last week and there is a fair amount of work to be done. Because we are having the dumpster in May, starting as of today that under the recommendation of the nuisance committee is to give 90 days for anybody who wants to file a complaint on nuisance properties and give people an opportunity to use the dumpster to clean-up

their property and at the 90 days we will revisit as to whether we will go beyond just the complaints that come into either City Hall or the Police Department.

U. 2017 Revised Fee Schedule. Ms. Hill advised that one item was added to the bottom of the fee schedule which was part of the discussion from the nuisance committee. The tall grass mowing fee would be \$500. Mr. Moran said that they have had a number of issues with properties allowing their grass to get 13, 14, 15 inches tall. Once it gets to a certain height it takes a big mower and it takes a while to cut through it. Mr. Moran said that they factored into administration time, law enforcement time, and work time to actually do the cutting, by the time you add up all the different parties that are involved it does come up close to \$500. The ordinance is now currently 6 inches for the grass height. Motion by McIntyre, seconded by Smith to approve the 2017 Fee Schedule to add a \$500 fee for the cutting of tall grass by the City. Unanimous vote. Motion carried.

8. Engineer's Report. Mr. Femrite said that the Paquin Street project is now up and running. We had a preconstruction meeting last week. The rain stopped. They did mill the surface and installed catch basins this week, there will be a couple of weeks' worth of work. By the next meeting we will approve one and the only pay estimate. The Reed Street project he does not have an update. Those plans are still at MN Dot. We are waiting for those to come back. Once we have that we will set the bid date and he will provide that update to Council when he knows what the construction schedule is. Ms. Grobe asked how long the Reed Street project take. Mr. Femrite said a couple of months at the most. The majority of it is overlay so that will remain open the majority of the time. It is just the area south of the bridge that is going to be reconstructed. There will be some detours that will be set up that are currently being reviewed as part of the submittal to MN Dot. Mr. Wollin asked when the completion date is on Paquin. Mr. Femrite said June 1st. Mayor Schmidtke said he spoke with Mr. Lemke and apparently there are some issues with utilities being in the roadway. Mr. Femrite said we are going to take a look at the fiber optic tomorrow. Mr. Smith said he has a question regarding Virginia Street/South Tetonka Bay Drive, we have had some issues with muskrats out there and they have had to rebuild the shoulders. He has seen several holes around the edges. It looks to him like the City crew patched the holes and came up with one solution of trapping out there. Are there any other suggestions. Mayor Schmidtke said that he talked to Brent Ihnen the game warden CO in this area here and what his thoughts were trapping muskrats are about like dealing with rabbits, they multiply. He said there isn't much you can do. You can keep doing what you are doing, trapping you aren't going to get them all because they just keep moving. He said there is a DNR wildlife center in Owatonna and we could call them to see what they would suggest. If you fill the hole up or whatever you do they are going to move someplace else. It is all the way along that hole. Mr. Smith asked if there is a better alternative to reinforce the shoulders out there. Mr. Femrite said we could rip rap the whole side, they can't dig through those gigantic rocks but that is talking a significant amount of money. When the water goes down they shouldn't be up in there as much. It is a rodent problem. Mr. McIntyre asked if we can call that number to see what they have for suggestions or if they could come out and help us. Mayor Schmidtke said he was going to contact a gentleman that does a lot of trapping just to see if they would go in the traps or not. Mr. Femrite said you can see if a CO would allow trapping this time of the year. Mayor Schmidtke said he would if we are having issues, he said we would just have to get a hold of him again and he would let us do that. Mr. McIntyre said in 2015 there was one trapper that took about 62 muskrats on this end of Tetonka. There are a lot out there. Mr. McIntyre said we should be able to get somebody's permission to trap them. Mr. Smith said he just hates to see us continue to throw money patching holes on the shoulders with no potential solution. He likes having some of the muskrats around but not like that tearing up the roads.

9. Attorney's Report. Mr. Moran had nothing to add.

10. Administrator's Report. Ms. Hill had nothing to add.

11. Council Discussion.

A. Mr. McIntyre said because of our SRO leaving and we will have one and we have got one now and we are recruiting. We have some great applicants that we are going to start interviewing on Friday. He would like the opportunity to go and discuss with the school about some funding and get a working relationship on that especially now that we have got child abuse and all this stuff. He would like permission to go and talk to them about that. Council gave a consensus that Mr. McIntyre can speak with the school.

B. Mr. Smith said he would like to publicly thank the Police Department. He thinks they have been doing a very thankless job with the nuisance properties that they have handled in this City. He does not think they have ever been recognized for the amount of hours that they put in, the amount of effort that they put in to accommodate both sides of the issue and not turn it into just writing a ticket. As far as he is concerned they have done a spectacular job and he thinks they should be commended for that. Mr. Wollin said he knows that they have handled things quietly and have gotten it done and they are not trying to make it into a public scene. Mr. McIntyre said they spend a lot of hours at it too. Mr. Wollin said he will second that. Mayor Schmidtke said they work well with the people to try to get them to clean up and Mr. Moran also is doing a great job there in Court if they have to go that way. Mr. Moran said it is not fun work.

12. Approval of Disbursements. Motion by Grobe seconded by Smith to approve the disbursements in the amount of \$484,573.43. Unanimous vote. Motion carried.

13. Impress Cash Fund. Motion by McIntyre seconded by Smith to approve the impress cash fund in the amount of \$86.79. Unanimous vote. Motion carried.

14. Adjourn. Motion by Schmidtke, seconded by McIntyre to adjourn. Unanimous vote. Motion carried. Meeting adjourned 8:10 p.m.

Alan Schmidtke, Mayor

Teresa Hill, Administrator/Clerk