

## **Asby City Council Meeting and Public Hearing for Reassessment of Country View Estates– August 8, 2013**

Mayor Grover called the meeting to order at 6:00 p.m. with council members Ron Jaenisch, George Jordan, Jim Karl and Marcia Koefod present. Also present was Val Martin-Clerk/Treasurer; Richard Walton, City Attorney and Thor Tollefson, Public Works & Police Chief. Visitors: Larry VanHout from WSN, Winnie and Adair Thompson, Curt Hokanson, Lynn Jensen and Mark Koefod.

The pledge of allegiance was recited.

Grover called the public hearing for the reassessment of Country View Estates open. He asked for public comment. There was none. Jaenisch moved to approve **Resolution 2013-09 Resolution Adopting Reassessments of Country View Estates**. Karl seconded. Roll call vote: those voting for: Koefod, Jordan, Grover, Karl and Jaenisch. Those voting against – none. MCU

Jordan moved to approve the agenda as amended. Karl seconded. MCU

Pete Amundson was not in attendance. Richard Walton drafted his opinion of the situation with Amundson's personal sewer service. No action was taken and Martin will send Amundson a copy of the opinion. The City will not pay for part of the personal service to bring it to his property line as it is on someone else's private property and the City doesn't have legal right to install on this private property but the property owner would have prescriptive easement rights because of the length of time the line has been there. The council did not want to send precedence as there are a few other people that could be affected by this type of situation. Residents should be reminded that, according to our ordinance, the property owner is responsible for their service to the main when replacing their service.

Several of the residents in attendance have issues with the sanitary sewer project such as weeds in the grass that was planted, water issues related to the slope of an alley, reinstallation of a clothes line. etc. Some of these items are still on the contractor's punch list. Jordan moved to send a letter to Riley Construction to finish this project by the end of August or we will seek liquidated damages. Karl seconded. MCU There was a discussion on how the County feels about the project. Martin will contact the engineer. A final walk through will need to be completed.

Larry VanHout from WSN talked about the water quality issues. Some information was received from Tonka. It is their recommendation to replace the media filter along with drain system. WSN will get more information from Tonka and will put together a spec sheet so the council can seek quotes for this project.

A property owner was concerned about receiving an administrative fine to clean up his property. He will continue to work on it but would appreciate a visit from the mayor or a councilmember if there are issues. Curt Hokanson made a request for a public hearing to appeal his fine.

### **TFC Poultry**

TFC continues to work on the property and has not received an appraisal yet. The past due pretreatment fines were discussed. They would have issues paying more than they are right now and continue to feel the fines are excessive. Council pointed out that the fines are an incentive to get pretreatment completed. Council voiced their concerns about the amount of sludge. Tollefson will continue to use the biobugs as treatment. Council also voiced concern over the lack of communication with the late fines. TFC disagrees with this and feel they have been communicating with the City. TFC continues to question the amount of fine money that would go to their pretreatment plan. Council stated that TFC will need to work with Public Works within 2 weeks. They are requesting a payment plan, timeline for pretreatment project. Jaenisch moved that they get this done or go back to \$5000/month payments for the fines. Karl seconded. MCU

### **Consent Agenda**

Jaenisch moved to approve the Consent Agenda as follows:

- Approval of minutes from the previous month.
- Approval of bills: Prepaid Bills: \$32,124.05, Claims for Approval: \$27,094.20, Addition Prepaid Claims - \$0 and additional Claims for Approval \$20,736.46 for a total of \$79,954.71. Karl went through the bills and the bank statement ahead of time and gave prior approval. Karl seconded. MCU

### **Mayor's Report**

- Attended a news conference in Elbow Lake as legislators revealed the 2014 certified LGA.

### **Council Reports**

None

### **Administration**

The Clerk/Treasurer's Report was accepted. The report details work done by the Clerk/Treasurer July 9<sup>th</sup> to August 5<sup>th</sup>.

- EDA-meeting and preparation of several items for meeting.
- Nursing home building – wrote grant for feasibility report and sent in.
- Safe Routes to School – met with WCI for a walking audit.
- Appreciation Days – prepared for talent show, updated web-site and Facebook. Donated time during the weekend.
- Country View Estates – worked with attorney and financial advisor on reassessment, sent notices to property owners, published and posted, prepared assessment list, prepared paperwork for TIF.
- Met with Center for Small Towns.
- EDA meeting in Fergus Falls.
- TIF reports.

- Police training reimbursement sent in.
- MCFOA newsletter.
- TFC – prepared several items for council review.
- MnDOT info for 4-way stop.

Council thanked Martin for a great job of communication with the council. It is greatly appreciated.

### **Public Safety**

#### **Police Report:**

- Motorist Assist - 4
- Child Custody Dispute – 1
- Agency Assist – 2
- Family Services – 1
- Accident – 1
- Theft – 1
- Public Assist – 5
- Animal – 2
- Traffic Stop – 5
- Suspicious – 1
- Traffic Complaint – 2
- Ambulance Assist – 2

Council asked that the PD do some morning patrols when school starts.

Martin distributed information of the request 4-way stop. Council would like to continue to pursue.

#### **Fire Department Report:**

Ambulance Calls – 29, 7 in the City

Fire Calls – 5, 0 in the City

Council has some concerns about Fire Department members driving too fast when coming to City Hall for a fire or ambulance call. Tollefson will get additional information from the LMC.

#### **Arrow EMS Report:**

Arrow EMS continues to work on the schedule for 2013 and 2014. Chad Smith has contacted several EMS squads to give them information on Arrow EMS training. Chad will be attending an information meeting in Perham on August 15<sup>th</sup> which will provide education programs with the information necessary to teach the new standards.

### **Public Works**

#### **Public Works Report:**

- The cost to remove debris and haul it out from the compost site was well over \$3000. Ness Backhoe suggested that they spread it out and put gravel on top which would cost about \$900. The same price the council approved. They said to go ahead and do this.
- Work order report was reviewed. Some of the pending work orders were specifically discussed.
- Council asked how the white board in the shop with the items to get done is working out.
- A Councilmember asked about Ness Backhoe charges for snow removal with the loader bill. Tollefson will get the information put together so they can bill us.
- Council reviewed the Public Works daily sign in sheet and asked that employees make sure they sign in on a daily basis.
- The steps at Frog Lake have been temporarily repaired by Karl. Coats are interested in paying for this project and we should look at it again in the spring.
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### **Old Business**

The Council work session for the Capital Improvement Plan will be scheduled for August 20<sup>th</sup> at 6:00 p.m.

Many good comments were received for the Farmers Market and Community Festival project.

Marcia moved to approve the quote from Otter Seamless for rain gutters on the fire hall. Jordan seconded. MCU The cost will be distributed between General Fund, Ambulance Fund and Fire Department Fund.

Second quarter financials were distributed.

Second quarter comp-time and vacation report was distributed.

### **New Business**

Tim Thompson made a request to install a sign on the city property next to the Central Lakes Trail, close to the Ness Backhoe sign. Council was ok with this and Martin will let Thompson know that he needs to contact the county to discuss where the right-of-way might be.

Jaenisch moved to approve changes to Ruby's City Restaurant liquor license for an outdoor patio measuring 19 feet and 37 feet as long as it is built to state and city code. Karl seconded. MCU

Jaenisch moved to approve **Resolution 2013-10 Fund Transfer for Fire Protection**. Koefod seconded. Roll call vote: those voting for – Jaenisch, Karl, Koefod, Grover and Jordan. Those voting against – none. MCU

Jordan moved to approve the amendment to **Ordinance 54 – An Ordinance Establishing Utility Rates and Charges**. Koefod seconded. MCU

Jaenisch moved to adjourn. Karl seconded. MCU Adjourn 8:15 p.m.

\_\_\_\_\_ Valerie Martin, Clerk/Treasurer