

**MINUTES OF THE CITY COUNCIL
ST. AUGUSTA, MINNESOTA
July 5, 2016**

CALL TO ORDER: The meeting was called to order by Mayor Kroll at 7:00 PM with the Pledge of Allegiance.

PRESENT: Mayor Kroll; Council Members Diehl, Schulzetenberg, Reinert and Zenzen Attorney Couri; Building Inspector Hagman; Clerk/Administrator McCabe; Fire Department Chief Tabatt, Assistant Fire Chief Orth, Fire Captain Shawn Steinhofer

OTHERS PRESENT: Jenny Berg, Darrin Yarke, Everett Yarke, Adam Weis, Lt. Vic Weiss, Chris Sis, Jolleen Sis, Alan Schmidt and Mrs. Schmidt.

CONSENT AGENDA: **A motion was made to approve the consent agenda items 3A – 3D, by Mr. Diehl, second by Mr. Zenzen. Motion carried unanimously.**

The following items were approved with the consent agenda:

City Council Minutes, June 7, 2016.
City Council Agenda, July 5, 2016.
Bill Payable, Receipts and Treasurer's Report dated
July 5, 2016 and for Checks #18948 -19056.
Resolution #2016-07, Appointing Election Judges

SHERIFF'S REPORT: Lt. Weiss indicated 41 contract hours were spent within the City during May and nine citations issued. He reviewed contract and call types and answered questions from the Council. Mayor Kroll asked what the animal impound policy was. Lt. Weiss answered they will impound and take to a vet they use.

A motion was made to approve the Sheriff's report as presented by Mr. Zenzen, seconded by Mr. Reinert. Motion carried unanimously.

**BUILDING INSPECTOR'S
REPORT:**

Mr. Hagman was in attendance to present the May building inspector's report. He indicated nine permits were issued during the month, including one single family dwellings, bringing the total new homes to 11 for the year. He reviewed valuations and answered questions from the Council. He reviewed mechanical, plumbing and electrical permits.

A motion was made to approve the building inspector's report as presented by Ms. Schulzetenberg, seconded by Mr. Zenzen. Motion carried unanimously.

Mr. Hagman reported Casey's will be closing for demolition starting July 10 and will be closed until the new store opens tentatively in November.

**FIRE DEPARTMENT
ISSUES:**

Chief Tabatt was in attendance and presented the May 2016 run report, indicating we are up to 34 calls for the year as of the end of May. He reviewed the calls and discussed the internal training (foam and flammable liquids) that was done.

Chief Tabatt presented a recommendation to hire five new firefighters, he indicated what training each candidate had and requested we have the individuals all be hired and trained.

A motion was made to approve the hiring of five firefighters by Mr. Diehl, seconded by Mr. Zenzen. Motion carried unanimously.

Mr. Orth indicated they may be looking at requesting a raise for the hourly rate. Mayor Kroll stated he would like to know what the area cities are paying.

Mayor Kroll wondered about the National Night Out event. Mr. McCabe stated he needs the information to include in the newsletter. Mr. Diehl wondered if we knew how many were served and it was estimated at between three and four hundred.

OPEN FORUM: No comments offered.

**MINISERV
COMPLIANCE CHECK
FAILURE:**

Mr. McCabe presented a letter from the Stearns County Sheriff's Department indicating the St. Augusta MiniServ has failed a compliance check. Adam Weiss, representing the MiniServ, was in attendance to answer questions. Mr. Weis stated the employee was a new employee who had not yet been trained by the County on alcohol compliance. He explained the general training each employee receives. Mr. McCabe read the adopted policy as it relates to violations within a 36 month period. Mr. Diehl suggested we amend the policy if we do not follow.

A motion was made to fine \$500 by Mayor Kroll, seconded by Mr. Diehl. Ms. Schulzetenberg indicated she believes it should be more. Mr. Weis was asked what he believes the solution should be and he indicated it is a tough position as the nature of the job to have new employees. Mayor Kroll withdrew his motion.

Mr. Diehl suggested a new system be put in place that requires a card reader along with a smaller fine. Mr. Zenzen wondered if we can force them to purchase the system.

A motion was made to fine \$1,000 by Mr. Zenzen, seconded by Mr. Diehl. Motion carried 4-1 with Mayor Kroll voting no.

**SIS CONDITIONAL
USE PERMIT
APPLICATION:**

Mr. McCabe indicated the planning commission has recommended denial of the permit and suggested we give the applicant until July 1, 2017 to remove the existing storage containers and model sheds. Mr. Sis requested the Council reconsider as the lot is non-conforming and the building would be unable to be expanded. Mr. Zenzen wondered if the cause of the lot being non-conforming was due to government action (widening the road), if the non-conformity was enforceable. The item was tabled until our city attorney is in attendance.

237th STREET REPAIR

QUOTES:

Mr. McCabe presented four quotes for the 237th Street repair job. He recommended we approve the quote of Hardrives in the amount of \$21,845. Mayor Kroll wondered if all were comparing apples to apples. Mr. McCabe stated all got the same notice.

A motion was made to approve quote of Hardrives by Mr. Diehl, seconded by Ms. Schulzetenberg. Mr. Zenzen, Motion carried 4-0 with Mr. Reinert abstaining.

**PARK BOARD
RECOMMENDATION –
HIDDEN LAKE PARK
BALL FIELD**

MAINTENANCE:

Mr. McCabe presented a quote for field maintenance along with the recommendation from the park board. He indicated if approved we will be overspending the budget by approximately \$6,500. There was discussion on how we could charge for the use of the field and what we could do next year. Mr. Reinert suggested we have pay rate information for next month's meeting. Mr. McCabe will meet with Mr. Deyek and have additional information for next month's meeting.

A motion was made to table until next month by Mr. Diehl, seconded by Mr. Zenzen. Motion carried unanimously.

COUNCIL MEMBER

PURVIEW:

Mr. Diehl asked that we include the liquor compliance at next month's meeting.

CITY ADMINISTRATOR

REPORT:

Mr. McCabe indicated Mr. Halter stated the bid opening for the 2016 Street Project was July 14 and wondered if we want to have a special meeting to approve the bids and get the project started. Mr. McCabe suggested we do prior to the work session meeting on July 18. Consensus was we could hold meeting at 6pm on July 18.

Mr. McCabe inquired if the city would be willing to purchase a drinking water station for approximately \$150 and indicated the staff would purchase the water.

Mr. Reinert moved to purchase the system, seconded by Mr. Diehl. Motion carried 4-1 with Mayor Kroll voting no.

Alan Schmidt and Everett Yarke were in attendance representing the boy scouts and indicated they are working toward the communication badge. They answered questions and explained what they learned from the meeting.

Mr. Yarke requested we have the Hidden Lake Park Ball Field schedule be included on our website.

Mr. Couri entered at 8:25pm.

SIS CUP

CONTINUED:

Mr. Zenzen wondered again about it becoming a non-conforming lot due to government action. Mr. Couri explained the statute and basically said the owner gets property protection about the non-conforming. Mr. Couri further explained that we could grant a variance because of the non-conformity. He also explained that when a lot becomes non-conforming, the taking authority will compensate for the land that was taken. Mr. Sis presented pictures of what it looked like in a time prior to him taking ownership of the lots. Mr. Couri was asked his opinion of the Sis letter. He asked if the Council would rather see a fence or the building added on to. If the building was added on to, a variance would be required. Ms. Schulzetneberg asked what their preference was and the Sis's indicated it would be to build a fence. Mr. Sis suggested it be referred back to planning commission as there is new information and Mr. Couri stated we need to make sure we are within the 120 day period.

A motion was made to refer back to planning committee by Mr. Reinert, seconded by Mr. Zenzen. Motion carried unanimously. Mr. Couri suggested we have specific plan to the planning commission.

The meeting adjourned to a closed session for performance review of the city administrator at 7:55pm.

Mr. Reinert stated he requested to be continuous with other City positions. The Council members gave a brief review each with items to work on and items he does well.

The meeting was called back to order at 9:20.

ADJOURMENT: A motion was made to adjourn at 9:20 pm by Mr. Reinert seconded by Mr. Diehl. Meeting Adjourned.

Approved this _____ day of August, 2016.

BJ Kroll, Mayor

Attest:

William R. McCabe, Clerk/Administrator