

Regular Meeting
August 3, 2016
7:00 p.m.

With due call and notice thereof, the August 3, 2016 Regular Council Meeting of the City of Eden Valley was called to order by Mayor Bengtson at 7:00 p.m. in the Civic Center meeting room. Present were Mayor Bengtson, Councilors Bradshaw, Thielen and Kern, and Clerk Haag. Absent: Councilor Sheets. Also present Maintenance Worker Mark Berg, Police Chief Junker, Zoning Administrator Brian Peterka, City Engineer Kent Louwagie, Jeff Wendroth, Dave Teicher, Scott Thielen and others. Absent: Public Works Director Rademacher. Mayor Bengtson presided.

The agenda was approved on a motion by Thielen, seconded by Bradshaw.

A motion to approve the consent agenda was made by Bengtson. Item on the consent agenda included Approve Minutes of July 13, 2016 regular meeting. Motion to approve consent agenda was seconded by Kern and carried unanimously.

City Engineer Kent Louwagie of Bolton & Menk was present with the final pay request and three change orders related to the Hwy 22 Project for Council consideration. As he reported at the previous Council meeting, punch list items have been completed and project is complete. The three change orders included Change Order #1, which was approved by the Council on February 3, 2016, but MNDOT had required it be submitted in a different format than what was approved at that time; Change Order #2, which adds payment to the contract for the concrete replacement work authorized by the Council on May 4, 2016; and Change Order #3, which addresses the contract completion dates and liquidated damages portion of the contract. Based on recent City Council discussion, Louwagie prepared Change Order #3 to waive claim for liquidated damages. Pay Request #14, the final pay request, in the amount of \$161,772.78 payable to Kuechle Underground, was also presented for approval. Discussion and review followed, with Council questioning term of the warranty on the project and Louwagie reporting a two (2) year warranty on the project begins after the final payment is made. After review, a motion was made by Kern to approve final payment of Pay Request #14 in the amount of \$161,772.78 and to approve Change Orders #1, #2, & #3 as presented. Motion was seconded by Bradshaw and carried unanimously.

Jeff Wendroth, President of the Fire Relief Association, presented and reviewed the Eden Valley Fire Relief Association 2016 Schedule Form for Lump-Sum Pension Plans report. He reported their audit firm, Schlenner, Wenner & Co., had assisted them in preparation of the report. Schedules were reviewed and Wendroth reported based on the results there is no City required contribution, the projected deficit is \$67,823, and the funding ratio of the pension plan is 88.55%. After review, the 2016 Schedule Form report was approved on a motion by Bengtson, seconded by Bradshaw, with Thielen abstaining.

Minutes of the July 27, 2016 Planning and Zoning Commission regular meeting were reviewed with the Council by Zoning Administrator Peterka. Review of the regular meeting minutes showed two applications had been received and recommended for approval, one submitted by Jim Wendroth for a garage, and one from the Church of God for a new garage. John Derichs

had attended the meeting to review his proposed project in the Commercial Reserve District and possible consideration for a variance to side yard setbacks, and after review of current setback requirements the Zoning Commission had determined it made more sense to consider amendment of the ordinance for both the Commercial Reserve and Commercial Districts and scheduled a public hearing for August 15, 2016, at 6:00 p.m. to consider amending front, side, and rear setbacks. The Commission also reviewed information on the new State law regarding Temporary Family Health Care Dwellings and the City Attorney's recommendation to opt out of the law and recommended the Council follow the City Attorney's advisement to opt out of the ordinance. Since Peterka is also the City Compliance Officer for the Rental Code, the Council requested an update on the status of notification and inspections. Peterka reported he had recently taken the opportunity to go with the Sauk Rapid's Inspector to observe the inspection process there and within the next week or two would send letters out to rental property owners to get the inspection process and ordinance enforcement underway. Councilor Kern recommended Peterka obtain credentials from the City in the form of a City ID for the inspection process. After review, a motion to accept the July 27, 2016 minutes of the Planning & Zoning Commission as presented and approve the site permits as recommended was made by Kern, seconded by Bradshaw, and carried unanimously.

Information from the League of MN Cities regarding the new legislation passed this year related to temporary family health care dwellings and City Attorney Adam Ripple's recommendation the city opt out of the requirement was presented to the Council for review. After review, it was the consensus of the Council to schedule a public hearing and special meeting for August 31, 2016, at 7:00 p.m. to consider opting out of the requirement.

Mayor Bengtson presented the EDA proposed Incentive Plan and Sewer/Water Credit Program and Resolution #2016-18 in Support of Economic & Industrial Development. The Plan recommended \$25,000 of Revolving Loan Funds be allocated to help in the development of new business by offering potential assistance to conduct feasibility studies and planning for business ventures and/or to support incentives for new housing construction by offering \$500 credit for water and sewer bills. Councilor Kern expressed concern with the proposal since it only applied to new housing and he preferred to offer the incentive to first-time home buyers as well. He also was concerned about using revolving loan funds for sewer and water expenses. Bengtson reported the EDA had discussed the option of including first-time home buyers in the incentive program, but had felt it would be an administrative headache to determine and prove qualification for the program, plus the construction of new housing would be adding to the tax base of the city, while purchase of existing housing by first-time home buyers would not. As noted in the proposed resolution, the EDA Board believes Economic Development involves both housing and business ventures and supported the plan to use revolving loan funds for utility credit. Kern proposed the burden of proof of first-time home buyer status be on the home owner and they be included in the incentive program. After further discussion, a motion was made by Bengtson to adopt Resolution #2016-18, A Resolution in Support of Economic & Industrial Development as introduced. Motion was seconded by Thielen. Voting in favor were Bengtson and Thielen; against: Kern & Bradshaw, whereby motion failed.

Clerk Haag provided information from the Department of Revenue reporting the Local Government Aid for 2017 would be \$285,655, which was an increase of \$897 from 2016.

CITY OF EDEN VALLEY

*Check Summary Register©

Name	Check Date	Check Amt
10100 STATE BANK IN EV		
Paid Chk# 009821 AMERICAN LEGAL PUBLISHING	8/4/2016	\$5,145.00 SERVICES-ORDINANCE CODIFICAT
Paid Chk# 009822 AMERIPRIDE SERVICES	8/4/2016	\$155.07 UNIFORM RENTAL
Paid Chk# 009823 JUANITA ARENS	8/4/2016	\$450.00 SERVICES
Paid Chk# 009824 ARNOLDS OF KIMBALL	8/4/2016	\$107.73 SUPPLIES
Paid Chk# 009825 ARVIG	8/4/2016	\$1,569.11 PHONE
Paid Chk# 009826 BANYON DATA SYSTEMS	8/4/2016	\$795.00 SERVICES-SOFTWARE SUPPORT
Paid Chk# 009827 BATTERIES PLUS	8/4/2016	\$44.95 FIRE DEPT-CAMERA BATTERY
Paid Chk# 009828 BCBS/RESOURCE TRAINING	8/4/2016	\$5,020.00 INSURANCE
Paid Chk# 009829 BOB TOTAL COUNTRY	8/4/2016	\$375.00 ADVERTISING-MSB
Paid Chk# 009830 CITY OF COLD SPRING	8/4/2016	\$750.06 SUPPLIES
Paid Chk# 009831 COMDATA	8/4/2016	\$1,065.09 SUPPLIES,SERVICE,POSTAGE,FUE
Paid Chk# 009832 DAVE CURENS	8/4/2016	\$30.00 EDA MTG 7/25/16
Paid Chk# 009833 EDEN VALLEY LUMBER CO	8/4/2016	\$1,266.01 SUPPLIES
Paid Chk# 009834 ETTERMAN ENTERPRISES	8/4/2016	\$108.75 SUPPLIES
Paid Chk# 009835 FEDERAL WARNING SYSTEMS, I	8/4/2016	\$398.96 SUPPLIES
Paid Chk# 009836 GOPHER STATE ONE-CALL	8/4/2016	\$9.45 SERVICES
Paid Chk# 009837 CONNIE HAAG	8/4/2016	\$30.00 EDA MTG 7/25/16
Paid Chk# 009838 MONA HAAG	8/4/2016	\$262.98 MILEAGE
Paid Chk# 009839 BARB HAGEMEIERS	8/4/2016	\$30.00 EDA MTG 7/25/16
Paid Chk# 009840 HEARTLAND SECURITY	8/4/2016	\$188.55 SERVICES
Paid Chk# 009841 HYDRO ENGINEERING	8/4/2016	\$1,357.03 SUPPLIES
Paid Chk# 009842 INDEPENDENT REVIEW	8/4/2016	\$72.00 SUPPLIES
Paid Chk# 009843 DARLA KERZMAN	8/4/2016	\$62.64 MILEAGE
Paid Chk# 009844 RANDY KRAMER	8/4/2016	\$1,427.54 EXCESS SPEAK EASY JUSGMENT-I
Paid Chk# 009845 MARCO	8/4/2016	\$138.50 COPIER LEASE
Paid Chk# 009846 MEEKER COUNTY COURT SERVI	8/4/2016	\$130.00 SERVICES
Paid Chk# 009847 MEEKER COUNTY SHERIFF	8/4/2016	\$20.00 REPORTS
Paid Chk# 009848 MN PFA	8/4/2016	\$242,181.40 PFA LOAN PAYMENTS
Paid Chk# 009849 440600 NCPERS MINNESOTA	8/4/2016	\$16.00 INSURANCE
Paid Chk# 009850 OFFICE DEPOT	8/4/2016	\$110.88 SUPPLIES
Paid Chk# 009851 PAYNESVILLE PRESS	8/4/2016	\$221.82 ADVERTISING
Paid Chk# 009852 BOB PESCHON	8/4/2016	\$200.00 SERVICES
Paid Chk# 009853 CRIS RISBERG	8/4/2016	\$500.00 SERVICES
Paid Chk# 009854 SAMS CLUB	8/4/2016	\$135.00 RENEWAL
Paid Chk# 009855 SCHLENNER WENNER & CO	8/4/2016	\$3,200.00 AUDIT
Paid Chk# 009856 STEVE SCHMITT	8/4/2016	\$30.00 EDA MTG 7/25/16
Paid Chk# 009857 JAMES SCHUTZ	8/4/2016	\$3,797.00 SERVICES
Paid Chk# 009858 STOCKMAN TRANSFER, INC.	8/4/2016	\$112.43 SERVICES
Paid Chk# 009859 JEFF TEICHER	8/4/2016	\$270.00 SERVICES
Paid Chk# 009860 JUDY THIELEN	8/4/2016	\$200.00 SERVICES
Paid Chk# 009861 TRI-COUNTY NEWS	8/4/2016	\$250.00 ADVERTISING-MSB
Paid Chk# 009862 UC LABORATORY	8/4/2016	\$40.00 TESTING
Paid Chk# 009863 VERIZON	8/4/2016	\$264.29 PHONE
Paid Chk# 009864 WENNERS HARDWARE	8/4/2016	\$529.00 SUPPLIES
Paid Chk# 009865 XCEL ENERGY	8/4/2016	\$4,347.99 UTILITY-ELECTRIC
Total Checks		\$277,415.23

<u>CHECK#</u>	<u>TO:</u>	<u>FOR:</u>	<u>AMOUNT</u>
EFT433E	PERA	PERA	350.00
EFT434E	IRS	Payroll Taxes	826.20
EFT435E	State Bank in Eden Valley	ACH Service fee	15.51
EFT436E	MN Revenue	Sales tax	250.00
40049	Meeker Cooperative	Electric	696.50
40050	Nohner Electric	Repairs	4,816.05
EFT437E- 445E	Payroll	Salaries	8,959.29
EFT446E	GWRS/MN	MN DCP	200.00
EFT447E	PERA	PERA	2,010.09
EFT448E	IRS	Payroll Taxes	2,421.67
40051	Caseys	Supplies	679.00
40052	Eden Valley Fire Relief	Advertising	110.00
EFT449E	MN Revenue	State withholding tax	903.15
EFT450E	IRS	PCORI Fees	28.21
EFT451E	Select Account	Flex	162.36
JE-201623	Water Treatment Plant	July Usage	8,775.00
EFT452E	Authnet Gateway	Website services	25.00
40053	Kuechle Underground	Final Pay Request	161,772.78

TOTAL: \$ 193,000.81

GRAND TOTAL: \$ 470,416.04