Regular Meeting
October 8, 2014
7:00 p.m.

With due call and notice thereof, the October 8, 2014 Regular Council Meeting of the City of Eden Valley was called to order by Mayor Korman at 7:00 p.m. in the Civic Center meeting room. Present were Mayor Korman, Councilors Gabrelcik, Bradshaw, Thielen and Kern and Clerk Haag. Also present Public Works Director Rademacher, Kent Louwagie, and others. Absent: Police Chief Junker. Mayor Korman presided.

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

The consent agenda was reviewed, and a motion to approve the consent agenda was made by Gabrelcik. Items on the consent agenda were Approve Minutes of September 10, 2014 regular meeting, Approve Minutes of September 18, 2014 special meeting, Adopt Donation Resolution #2014-14, Accept September 30, 2014 Joint Water Board Minutes. Motion to approve consent agenda was seconded by Kern and carried unanimously.

Dr. Perry Burros-Lemke, from Eden Valley Vet Clinic, was present for a discussion on animal control issues in the City. Dr. Perry raised concerns about current city animal control practices including no holding facility for cats and the current holding facility for dogs which she described as an inefficient area. Many people are dropping stray cats at her clinic and she cannot afford to continue this practice, as her time and money invested are cause for concern. She suggested the city should provide proper shelter and care for dogs and cats and she would like to work with the city to see this happen. She reported other people have contacted her with concerns and are willing to help as well. Suggestions made by Dr. Perry were to attempt to control feral cats by catching, vaccinating and spaying or neutering them, as well as to license dogs and cats and enforce the licensing regulations. Concern over costs and labor involved in such measures was discussed. Dr. Perry offered to take care of the licensing at her vet clinic, so animal owners could license the animal at the same time they were taking care of rabies vaccination. It was suggested a committee be formed to consider possible solutions to the animal control problems and report back to the Council. Dr. Perry will contact the people that have discussed the animal control issue with her to be on the committee and requested a member from the City Council be involved with the committee as well.

City Engineer Kent Louwagie was present to update the Council on the Hwy 22 Street Project. Louwagie reported they are finally nearing the end stages of the project, striping the streets now, street light work being completed, and the detour should be taken down on Thursday. Concrete repair, street signage, and flashing stop signs should be coming next. Councilor Thielen expressed concern over the parking lanes on the north end of State Street, noting the east side is one foot wider than the west side, and the center line appears to be off-center as well. Louwagie reported the lines had been marked correctly, but sub-contractor apparently did not follow the markings. Councilor Kern expressed various concerns with painting and other work as well as his extreme disappointment in the crosswalks not being painted sooner, stating it appears the sub-contractor arbitrarily dismissed the safety of children, and asked when the City Council talks about penalties. Louwagie reported the contract does address penalties and liquidated damages, and also noted some of the concerns that were raised are items on the punch list that will be completed before the contractor is paid and the project is considered complete. The Council questioned if it was getting too late in the season for concrete work and the same issues as last year would occur. Louwagie noted the city could

hold the contract open until next year and Councilor Kern noted it's not the City's fault the concrete sub-contractor chose to do work in other projects rather than complete the work here. Councilor Thielen questioned if Xcel Energy was going to straighten or replace the electrical poles that are leaning on the north end of State Street, and Louwagie will check into that, as they have not responded to the request yet. Several other issues were raised, and Louwagie reported they were all on the punch list. The Council requested a copy of the punch list, and Street Commissioner Bradshaw will complete a walk-through of the project area with Louwagie. Pay Estimate #10, in the amount of $197,214.83 to Kuechle Underground, was presented for payment. A motion was made by Thielen, seconded by Bradshaw, and carried, to approve payment of Pay Estimate #10 as presented, with Kern opposed. Louwagie reported he would coordinate the special assessment hearing schedule with Clerk Haag, and a special meeting would need to be scheduled yet in October, with a tentative hearing date of November 19th.

The next item on the agenda was review of zoning ordinance in regards to accessory buildings, since the current ordinance does not allow tarp covered accessory buildings. Councilor Thielen reminded the Council that several months ago the Council had decided to leave the ordinance as is and had given those property owners out of compliance until the end of the year to remove the buildings. Mayor Korman reported his view was to leave the ordinance as is, since he did not believe the tarp-covered buildings were durable enough, it would be difficult to set standards to control the type of material used, and he did not wish to see a "tent" city. Councilor Thielen reported he had checked on some and was told the tarp would last five to six years, after which time it should be replaced, and he was concerned some people would replace the tarp, while others would not. Mike Kalahar was present and reported he was told the material on his building had a life of seven to ten years, he has had it about seven years, and the quality is still good. He would like to see the ordinance amended to allow the buildings, noting they are practical and affordable, plus he feels it is better to have a building up and covering personal property rather than having the items sitting outside in the elements, and spread across the yard looking like a mess. He suggested the Council amend with ordinance with specifics on standards for the material, such as requiring polyethylene of 8 to 10 oz., placing the building in an area where there are wind breaks, treated covering, warranty requirements, and including inspection and enforcement regulations. Councilor Kern noted it will be difficult to write specifics, because they are sure to be challenged, and he was unsure how the city could write it to make it enforceable. After further discussion, it was suggested the Council hold an informal hearing at a future date for input from the public on possibly amending the ordinance, and extend the time for compliance for those residents who were granted until December 31 to remove their buildings. A motion was made by Thielen, seconded by Bradshaw, and carried to extend the deadline for compliance to June 30, 2015. An informal hearing will be scheduled sometime after January 1, 2015 for further input on the issue.

Minutes of the September 24, 2014 Planning and Zoning Commission regular meeting were reviewed. No site permit applications had been received, but the Commission has made a recommendation that parcel splits required to resolve encroachment and clear title issues be exempt from the Administrative Subdivision ordinance requirements. After review, a motion to accept the September 24, 2014 minutes of the Planning & Zoning Commission as presented and approve recommendations was made by Bradshaw, seconded by Thielen, and carried unanimously.

Mayor Korman reported several people had been suggested to fill the vacancy on the EDA Board and after contacting them to see if they were interested he recommends the appointment of Steve Schmitt. A motion was made by Kern, seconded by Gabrelcik, and carried unanimously to appoint Steve Schmitt to the EDA Board.

Information from Stearns County regarding the classification of Parcel 50.30732.000 as tax forfeiture property for public sale was presented. The Council previously approved re-certification of special assessments on this tax forfeiture property and will need to schedule a special assessment hearing after the property is sold to re-certify the assessments. After review, a motion was made by Thielen to approve the classification as made by the County Board of Stearns County and also approve the sale of such land according to law. Motion was seconded by Kern and carried unanimously.

The Clerk presented the bills.

Total Expense: $ 155,295.96

A motion to approve the bills, with the exception of the bill from Thielen Machine & Welding was made by Thielen, seconded by Bradshaw, and carried unanimously. A motion to pay the bill from Thielen Machine & Welding was made by Gabrelcik, seconded by Kern, and carried, with Thielen abstaining.

Mayor Korman opened the Public Forum. There were no comments.

An application for exempt permit was received from North Browns Lake Association to conduct a raffle on June 20, 2015, in the Eden Valley Civic Center. After review, a motion was made by Gabrelcik, to approve form LG220, Application for Exempt Permit, as submitted by North Browns Lake Association, with no waiting period. Motion was seconded by Bradshaw, and carried unanimously.

Correspondence from Minnesota Department of Health notifying the Council the city's public water system has not exceeded the action level for lead and copper was provided to the Council.

Haag reminded the Council of Board of Review training scheduled in Waite Park on October 29th, and provided contact information for registration for those interested. Councilors Kern and Bradshaw plan on registering and attending.

Haag reported she had attended a training session sponsored by MN DEED in Spicer, and had received information cities were now being required to report financial information on business loans/grants they had received in the past 30 years where funds had been provided for local revolving loan accounts. Federal and state funds may be involved, and separate accounting will need to be done for each type, including local funds. Haag also reported state funds cannot be used for retail businesses, but only manufacturing, and that could limit the ability of the EDA Board and City to assist retail businesses in the city. Haag will be researching past loan/grant funds received and expended from 1987 forward to determine the amount of funds currently on hand, and included in outstanding loans, that are federal, state, or local and will file the required reports by the October 25th deadline.

Elections are November 4th, and the regular meeting is scheduled for November 5th, so a special meeting to canvass election results will be needed, since that must occur between 3 to 10 days following the election.

Haag reported another Office Assistant will begin work with the City under the Senior Community Service Employment Program on October 20th, providing 20 hours of assistance a week. The part-time Deputy Clerk/Zoning Administrator position will be filled after January 1, 2015 in order to correspond with the new union contract term.

Public Works Director Rademacher reported irrigation is finished for the season, and 16 million gallons more was spray irrigated this year than last year. Miscellaneous maintenance and repairs were reviewed by Rademacher as well.
Annual water training offered at St. John's University is scheduled for October 22nd, and Rademacher and Berg will attend.
Rademacher reported Stearns County is considering cutting the STS program from the 2015 budget and now has sent out a survey to see if cities would be willing to pay the County $100/day for a crew leader and $10/worker each time the city utilized STS crews if the County would continue the program. He said the city usually gets crews about 8 times per year, and they are usually here 4 to 4 ½ hours at a time. Council consensus was to agree to a positive answer on the survey and Rademacher will complete the survey and submit it. Mayor Korman asked that if the STS program is cut, Rademacher extend thanks from the City to STS Crew Leader Mark Evenson for all of the service he has provided to the City by supervising the STS crews, noting that many projects have been completed in the City by Mark and the STS crews that have benefited the city.
Rademacher reported the first round of Fall street sweeping has been completed and the contractor is waiting for leaves to fall before completing the second round. Councilor Kern questioned if there were any issues with the contractor, and Rademacher reported all is going well and they are doing an excellent job.
Rademacher reported the intersection of Hwys 55 & 22 was scheduled to be resurfaced next year, along with work on Hwy 22 South, but he has heard that project has been delayed and has requested MNDOT consider including the intersection with the work currently being completed on Hwy 55 west.

Next meeting dates will be sometime in October for a special meeting to review project costs and set a special assessment hearing date, and the regular meeting date is November 5, 2014 at 7:00 p.m.

As there was no further business, the meeting was adjourned at 9:25 p.m. on a motion by Kern, seconded by Bradshaw.

Attest:

Mona Haag, Clerk/Treasurer

Peter Korman, Mayor

CITY OF EDEN VALLEY

*Check Summary Register©

	Name	Check Date	Check Amt	
10100 STATE BANK IN EV				
Paid Chk# 008177	AFSCME LOCAL 65	9/29/2014	$249.72	UNION DUES
Paid Chk# 008178	CENTER POINT ENERGY	9/29/2014	$460.36	NATURAL GAS
Paid Chk# 008179	FLEET SERVICES	9/29/2014	$558.31	SQUAD LEASE
Paid Chk# 008180	GARY GRUENKE	9/29/2014	$150.00	SERVICES - MSB 2014
Paid Chk# 008181	JASON JOHNSON	9/29/2014	$150.00	SERVICES - MSB 2014
Paid Chk# 008182	MADISON NATIONAL LIFE	9/29/2014	$348.04	INSURANCE
Paid Chk# 008183	MEEKER COOPERATIVE	9/29/2014	$561.50	ELECTRIC
Paid Chk# 008184	MN BCA	9/29/2014	$15.00	BACKGROUND CHECK SERVICE
Paid Chk# 008185	MN REVENUE	9/29/2014	$1,134.38	STATE WITHHOLDING TAX
Paid Chk# 008186	SELECT ACCOUNT	9/29/2014	$38.39	FLEX
Paid Chk# 008187	T-MOBILE	9/29/2014	$112.38	PHONE SERVICE
Paid Chk# 008188	VALLEY INN	9/29/2014	$5,469.80	MSB SERVICES
Paid Chk# 008189	WEST CENTRAL SANITATION	9/29/2014	$86.03	SERVICES
Paid Chk# 008190	ALERT-ALL CORP	10/9/2014	$1,062.82	Supplies
Paid Chk# 008191	AMERICAN ENVIROMENTAL LLC	10/9/2014	$4,450.00	Maint/Repair
Paid Chk# 008192	AMERIPRIDE SERVICES	10/9/2014	$152.21	uniform rental
Paid Chk# 008193	JUANITA ARENS	10/9/2014	$450.00	Services
Paid Chk# 008194	ARVIG	10/9/2014	$1,517.37	Adv & phone
Paid Chk# 008195	BATTERIES PLUS	10/9/2014	$124.50	Supplies
Paid Chk# 008196	BCBS/RESOURCE TRAINING	10/9/2014	$5,601.00	Insurance
Paid Chk# 008197	CAR QUEST	10/9/2014	$79.88	Supplies
Paid Chk# 008198	CENTRA CARE HEALTH PAYNES	10/9/2014	$153.62	Supplies
Paid Chk# 008199	CENTRAL MCGOWAN	10/9/2014	$6.00	Rental
Paid Chk# 008200	COMDATA	10/9/2014	$482.23	Supplies & service
Paid Chk# 008201	COMMISSIONER OF TRANSPOR	10/9/2014	$384.46	Services
Paid Chk# 008202	EDEN VALLEY LUMBER CO	10/9/2014	$172.91	Supplies
Paid Chk# 008203	ERKENS WATER SOFTENER SE	10/9/2014	$27.90	Supplies
Paid Chk# 008204	GODFATHERS EXTERMINATING	10/9/2014	$410.00	Services
Paid Chk# 008205	GOPHER STATE ONE-CALL	10/9/2014	$30.45	Services
Paid Chk# 008206	HEARTLAND SECURITY	10/9/2014	$59.25	Services
Paid Chk# 008207	HEIBEL STUMP REMOVAL	10/9/2014	$140.00	Services
Paid Chk# 008208	JACK'S OIL DISTRIBUTING INC	10/9/2014	$1,708.80	Gas & oil
Paid Chk# 008209	KAESER & BLAIR INC	10/9/2014	$543.53	Supplies
Paid Chk# 008210	KEEPRS, INC.	10/9/2014	$682.93	Supplies
Paid Chk# 008211	KELLYS HEATING AND AC	10/9/2014	$4,051.00	Maint Contract & Furnace
Paid Chk# 008212	KUECHLE UNDERGROUND INC	10/9/2014	$3,164.85	Repairs
Paid Chk# 008213	LMCIT	10/9/2014	$47,513.00	Insurance
Paid Chk# 008214	MEEKER COUNTY ATTORNEY	10/9/2014	$90.00	Legal
Paid Chk# 008215	MEEKER COUNTY SHERIFF	10/9/2014	$170.00	Reports
Paid Chk# 008216	MINI BIFF LLC	10/9/2014	$120.51	Rental
Paid Chk# 008217	MINNESOTA COMPUTER SYST	10/9/2014	$69.34	Supplies
Paid Chk# 008218	MR. HEATING & AC, LLC	10/9/2014	$6,375.00	Furnace & AC
Paid Chk# 008219	440600 NCPERS MINNESOTA	10/9/2014	$16.00	Insurance
Paid Chk# 008220	NOHNER ELECTRIC	10/9/2014	$1,300.00	Maint & Rep
Paid Chk# 008221	BOB PESCHON	10/9/2014	$200.00	Services
Paid Chk# 008222	REINER IRRIGATION	10/9/2014	$456.50	Repairs

CITY OF EDEN VALLEY

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	Name	Check Date	Check Amt	
Paid Chk# 008223	RIDGEWATER COLLEGE	10/9/2014	$1,674.00	EMS Refresher
Paid Chk# 008224	RINKE NOONAN	10/9/2014	$52.80	Legal
Paid Chk# 008225	SELECT ACCOUNT	10/9/2014	$50.42	Flex & Admin
Paid Chk# 008226	SERVOCAL INSTRUMENTS INC.	10/9/2014	$600.00	Testing
Paid Chk# 008227	STEARNS COUNTY AUDITOR/TR	10/9/2014	$567.80	Services
Paid Chk# 008228	DOLORES STEWART	10/9/2014	$320.00	SERVICES
Paid Chk# 008229	STREICHERS	10/9/2014	$70.98	Supplies
Paid Chk# 008230	TEAM LABORATORY	10/9/2014	$355.00	Supplies
Paid Chk# 008231	JEFF TEICHER	10/9/2014	$255.00	Services
Paid Chk# 008232	THIELEN EXCAVATING	10/9/2014	$3,616.50	Repairs
Paid Chk# 008233	THIELEN MACHINE & WELDING,	10/9/2014	$101.74	Supplies & Repair
Paid Chk# 008234	THYSSENKRUPP ELEVATOR	10/9/2014	$2,839.42	Elevator maintenance
Paid Chk# 008235	TOSHIBA FINANCIAL SERVICES	10/9/2014	$75.83	Copier lease
Paid Chk# 008236	TOTAL LAWN CARE	10/9/2014	$166.86	Services
Paid Chk# 008237	UC LABORATORY	10/9/2014	$224.10	Testing
Paid Chk# 008238	UNIFORM UNLIMITED	10/9/2014	$1,196.55	Supplies
Paid Chk# 008239	VALLEY VIEW ELECTRIC	10/9/2014	$177.59	Repairs
Paid Chk# 008240	VERIZON	10/9/2014	$96.04	Internet & phone
Paid Chk# 008241	VFBA ASSOC.	10/9/2014	$161.00	
Paid Chk# 008242	VMG	10/9/2014	$84.55	Supplies
Paid Chk# 008243	VOSS PLUMBING & HEATING	10/9/2014	$128.71	Supplies
Paid Chk# 008244	WATER CONSERVATION SERVI	10/9/2014	$776.76	Services
Paid Chk# 008245	XCEL ENERGY	10/9/2014	$6,028.52	Electric
Paid Chk# 008246	RITA ANDERSON	10/9/2014	$60.00	Zoning 8/27 & 9/24
Paid Chk# 008247	MICHAEL RIPLEY	10/9/2014	$90.00	Zoning 7/23, 8/27 & 9/24
Paid Chk# 008248	JESSICA SATHER	10/9/2014	$60.00	Zoning 7/23 & 8/27
Paid Chk# 008249	PAT BECKER	10/9/2014	$15.00	Clothing Allowance
Paid Chk# 008250	HOWARD COVERT	10/9/2014	$115.00	Clothing allowance
Paid Chk# 008251	PENNY COVERT	10/9/2014	$50.00	Clothing allowance
Paid Chk# 008252	KRISTEN EISENSCHENK	10/9/2014	$50.00	Clothing allowance
Paid Chk# 008253	PAM HAAG	10/9/2014	$40.00	clothing allowance
Paid Chk# 008254	LACY HEMMESCH	10/9/2014	$10.00	Clothing allowance
Paid Chk# 008255	DARRIN HONDL	10/9/2014	$35.00	Clothing allowance
Paid Chk# 008256	JOSH JESBERG	10/9/2014	$15.00	clothing allowance
Paid Chk# 008257	ERNIE JUNKER	10/9/2014	$35.00	Clothing allowance
Paid Chk# 008258	CHAD KUECHLE	10/9/2014	$35.00	Clothing allowance
Paid Chk# 008259	HEIDI KUECHLE	10/9/2014	$20.00	clothing allowance
Paid Chk# 008260	PERRY KUECHLE	10/9/2014	$10.00	Clothing allowance
Paid Chk# 008261	JOHN MAGEDANZ	10/9/2014	$15.00	Clothing allowance
Paid Chk# 008262	LOREN MEIERHOFER	10/9/2014	$15.00	Clothing allowance
Paid Chk# 008263	DENNIS NISTLER	10/9/2014	$30.00	Clothing allowance
Paid Chk# 008264	JERROD NOHNER	10/9/2014	$20.00	Clothing allowance
Paid Chk# 008265	JASON NORDMANN	10/9/2014	$25.00	Clothing allowance
Paid Chk# 008266	JAMES RADEMACHER	10/9/2014	$90.00	Clothing allowance
Paid Chk# 008267	BILL RUHLAND	10/9/2014	$70.00	Clothing allowance
Paid Chk# 008268	RANDY RUHLAND	10/9/2014	$90.00	Clothing allowance
Paid Chk# 008269	STEVE SCHMITT	10/9/2014	$65.00	Clothing allowance
Paid Chk# 008270	CORY SCHULTZ	10/9/2014	$40.00	Clothing allowance

CITY OF EDEN VALLEY

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	Name	Check Date	Check Amt	
Paid Chk# 008271	ADAM TEICHER	10/9/2014	$25.00	Clothing allowance
Paid Chk# 008272	DAVE TEICHER	10/9/2014	$45.00	Clothing allowance
Paid Chk# 008273	LORI TEICHER	10/9/2014	$85.00	Clothing allowance
Paid Chk# 008274	DAN THIELEN	10/9/2014	$80.00	Clothing allowance
Paid Chk# 008275	GREG THIELEN	10/9/2014	$50.00	Clothing allowance
Paid Chk# 008276	JOE THIELEN	10/9/2014	$30.00	Clothing allowance
Paid Chk# 008277	MARY THIELEN	10/9/2014	$70.00	Clothing allowance
Paid Chk# 008278	SCOTT THIELEN	10/9/2014	$115.00	Clothing allowance
Paid Chk# 008279	JEFF WENDROTH	10/9/2014	$15.00	Clothing allowance
		Total Checks	$112,335.14	

CHECK#	TO:	FOR:	AMOUNT
EFT43E	IRS	Payroll Taxes	1,730.56
EFT44E	PERA	PERA	742.50
	City Utilities	water/sewer	1,723.98
39957	Appliance Repair Center	Coffee pot repair	36.50
EFT45E	ING	MN DCP	100.00
EFT46E	IRS	Payroll Taxes	1,933.41
EFT47E	PERA	PERA	1,659.49
EFT48E	IRS	Payroll Taxes	82.63
EFT49E	PERA	PERA DCP	132.00
EFT50E	ING	MN DCP	100.00
EFT51E	IRS	Payroll Taxes	1,755.34
EFT52E	PERA	PERA	1,547.69
JE-2014	Water Treatment Plant	September Usage	11,182.50
22353	Zoning Admin	Salary	3,523.87
22354-22360	Payroll	Salaries	7,096.18
22361-22365	Council	Salaries	1,502.67
22366-22372	Payroll	Salaries	6,611.71
22373-22404	Fire & Rescue	Calls & meetings	1,499.79

TOTAL: $ 42,960.82

GRAND TOTAL: $ 155,295.96