

PUBLIC NOTICES

**PUBLIC NOTICE
LE SUEUR COUNTY
PLANNING AND ZONING
COMMISSION**

**88 SOUTH PARK AVE.
LE CENTER, MN 56057
507-357-8538**

**www.co.le-sueur.mn.us
NOTICE OF PUBLIC
HEARING**

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD. DATE: August 8, 2019 TIME: 7:00 P.M.

PLACE: Le Sueur County Environmental Services, 515 South Maple Ave, Le Center, MN.

PURPOSE: To hear testimony from interested parties and consider Rezoning, Amendments and Conditional Use Permit Applications, as provided by the Zoning Ordinance of Le Sueur County, as described below.

Applications are available for review at the Environmental Services Building during normal business hours and on the website on or after **July 30, 2019.**

ITEM #1: ANDREW SKLUZACEK, LE CENTER, MN (APPLICANT / OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to expand an existing dog training/kennel to 26 total dogs in an Agriculture "A" District. Property is located in the SW 1/4 SE 1/4, Section 23, Cordova Township.

ITEM #2: MARIGOLD COMMUNITY SOLAR GARDEN, LLC EDINA, MN (APPLICANT); ROGER & DARLENE ADAMS & MONICA KELLY, WATERVILLE, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to construct a 1 MW Solar Garden in an Agriculture "A" District. Property is located in the SW 1/4 SE 1/4, Section 32, Waterville Township.

ITEM #3: JAMES & ASHLEE HARRIMAN, WATERVILLE MN (APPLICANT / OWNER): Request that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 50 cubic yards in the Shore Impact Zone, 2190 cubic yards outside the Shore Impact Zone, 2240 cubic yards total for the construction of a walkout dwelling in a Special Protection "SP" and Conservancy "C" Districts, on Whitewater Creek. Property is located in the NW 1/4 SE 1/4, Section 32, Waterville Township.

ITEM #4: CLANCY'S HARDWOOD FLOORS, NEW PRAGUE, MN (APPLICANT); RYAN M. CLANCY, NEW PRAGUE, MN (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to operate a Level II Home Occupation for hardwood floor installation and snowmobile repair in an Agriculture "A" District. Property is located in the NE 1/4 SE 1/4, Section 2, Lanesburgh Township.

ITEM #5: NOVEL ENERGY, WEST ST. PAUL, MN, (APPLICANT); PETER GROH, JANESVILLE, MN, (OWNER): Request that the County grant a Conditional Use Permit to allow the applicant to construct a 1 MW Solar Garden in an Agriculture "A" District. Property is located in the SE 1/4 SW 1/4, Section 32, Waterville Township.

ITEM #6: TIM & CHRISTY ERICKSON, CLEVELAND, MN (APPLICANT / OWNER): Request that the County grant a Conditional Use Permit to allow grading, excavating, and filling of approximately 40.7 cubic yards in the Shore Impact Zone and Bluff, 6.2 cubic yards outside the Shore Impact Zone, 47 cubic yards total for the construction of a 47 ft. retaining wall, three 10 ft. retaining walls and steps in the Bluff and Shore Impact Zone, a sand blanket, 11 ft. retaining wall and a patio outside the Shore Impact Zone in a Recreational Residential "RR" District, on Lake Jefferson, an Recreational Development "RD" Lake. Property is located at Lot 16 Edgewater Terrace, Section 3, Cleveland Township.

APPLICANT OR REPRESENTATIVE MUST BE PRESENT IN ORDER FOR THE APPLICATION TO BE HEARD.

**JOSHUA MANKOWSKI, LE SUEUR COUNTY PLANNING & ZONING ADMINISTRATOR
MICHELLE R. METTLER, ASSISTANT PLANNING & ZONING ADMINISTRATOR**
(Published in the Waterville Lake Region Life, Thursday, July 25, 2019; No. W584-7-25)

**PUBLIC NOTICE
W-E-M BOARD OF
EDUCATION MINUTES
REGULAR MEETING
Monday, June 24, 2019
6 p.m.**

The WEM Board of Education met in regular session on Monday, June 24, 2019 at the Waterville Building in the Board Room. The meeting was called to order by Board Chair Pam Baker at 6:03 p.m.

Present were Board Members Baker, Travis Bowman, Dan Houlihan, Gary Michael, Jay Schneider, Jeff Stangler, and Jon Velishek. Also present was Superintendent Joel Whitehurst, Business Manager Margaret Jewison, Principals Bobbi Jo Bastian and Dr. Jennifer Wilson.

Motion by Schneider and seconded by Michael to approve the agenda as presented. Seven members voted in favor - motion declared passed.

Motion by Michael and seconded by Baker to approve the Regular Meeting Minutes of May 20, 2019. Seven members voted in favor - motion declared passed.

**VISITOR COMMENTS
PRESENTATIONS**

Jon Jahnke gave a presentation on Flexible Learning Days. See attachment. Motion by Michael and seconded by Velishek to approve the addition of Flexible Learning Days. Seven members voted in favor - motion declared passed.

Dan Scholar gave a presentation about the School District Transportation. See Attachment.

Margaret Jewison gave a presentation on the Fiscal Year 2019 Revised Budget and the Fiscal Year 2020 Preliminary Budget. See attachment. Motion by Michael and seconded by Stangler to approve the Revised Budget. Seven members voted in favor - motion declared passed. Motion by Michael and seconded by Baker to approve the Preliminary Budget. Seven members voted in favor - motion declared passed.

Margaret Jewison gave a presentation on the 10-Year Facility Maintenance Plan. Included in the attachments were 10-Year Revenue projections, 10-Year Expenditure Plan, Revenue Statement of Assurances, 10-Year Revenue Projection Full File, and the 10-Year Expenditure Plan Full File. Motion by Stangler and seconded by Velishek to approve the 10-Year Facility Maintenance Plan. Seven members voted in favor - motion declared passed.

RECOGNITION

Motion by Houlihan and seconded by Stangler to approve the following monetary and non-monetary donations:
The The Sons of American Legion and American Legion Post #149 each donated \$839.23 to the Junior High PBIS Program. Six members voted in favor - motion declared passed.

REPORTS

WEM Principal Bobbi Jo Bastian presented the following report:

- May 29, students were treated to a talent show put on by our fourth grade students. We were wowed by fourth grade talent!
- May 31 we celebrated the end of the school year at the Elysian City Park. Students enjoyed the park grounds as they rotated between stations with activities including, face painting, kickball, sandcastle building, track and field activities, badmitten, water relays, and a snack!

- We have completed our first summer school session. 72 PreK-sixth grade students were enrolled. The second session will begin July 15th and will run through July 25th.
- The elementary staff worked during workshop week to pack up all of their classrooms. All items were boxed and stacked on pallets and moved out of the elementary wing by June 5! Custodial staff has been phenomenal in moving furniture and pallets! Many thanks to all who helped support this enormous effort!

WEM Principal John Kaplan report was presented

1. The Junior High and Senior High Band and Choir Concert was held May 22.

2. Graduation was Friday, May 24, 2019. Thank you Jay and Jeff for presenting diplomas and to Pam for giving the "Welcome".

3. The 7-12 Band played at three Memorial Day Programs May 27, at Dam Days May 31, at Bullhead Days June 9, at Janesville Hay Daze June 16 and will perform in the July 4th parade in Elysian. They are performing at Valley Fair July 5.

4. The WEM FCCLA sponsored the American Red Cross Bloodmobile held in Elysian June 3. FCCLA Advisor is Barb Mader.

5. Academics Awards were given to the 9th-11th graders.

Students who have a 3.0 GPA the first time at the end of the year receive a certificate, for the second year they receive a letter patch and for the third year they receive an academic pin.

6. Eight WEM high school students are enrolled in the Credit Recovery Summer School program at the Waseca ALC from June 17-27 and July 22-Aug. 1.

7. The K-12 PBIS Teams met in June to review the 2018-19 school year and plan for the 2019-20 school year.

8. The AVID Summer Institute in Minneapolis is July 1 - July 3.

WEM Principal Dr. Jennifer Wilson presented the following report:

Counselor's Update
• Minnesota Student Survey results are in. We are looking forward to reviewing them and sharing any themes we see with staff in the fall. Our goal is to make sure all students feel safe and supported in our building thus the survey will help us look at student success from aspects outside of a grading model.
Staff Update
• The .5 PE position is still open. I hope to have it filled within the week.
• Representatives from the building went to the summer institute in Roseville. Anna Skidmore and Jennifer Graham are on the building PBIS team and along with Tonya Sauer they were present to receive Morristown's award for being a sustaining exemplar school and Ambassador earlier this month.
• Rob and Vinny are working hard in the building this summer. They are a great team in Morristown serving our custodial needs!
Other
• We had exceptional candidates for the high school counselor position. We are excited to bring Mrs. Danielle Wold to the Buc's team. Mrs. Wold has already been in several times this summer getting acquainted with her space and the position.
• Mr. Joshua Smith comes to us from Fairmont where he will serve as the high school's newest social studies teacher. He has a background in baseball, has a true passion for history and establishing relationships with students. He will also teach high school AVID.

• Mrs. Mary White will teach AVID in Morristown for the upcoming year. We are excited to have her a part of AVID and look forward to watching the program continue to grow under her instruction. She has worked closely with Mrs. Barb Mader in the FACS department throughout the last year so the AVID collaboration is going just as smooth.

• Both Mrs. Wold and Mr. Smith will join Mrs. Mader and Mrs. White at AVID Summer Institute in Minneapolis July 1-3.

WEM Activities Director Jeff Boran report was presented:

Spring Activities:
• State Track: Isaac Pratt (Sr), Levi Wolter (Sr), Tanner Ranslow (Sr), Tyler Hermel (Sr) - Boys 4 X 100 M Relay (6th Place - All State), MaeLea Harmon (Senior) - 100 M Dash - State Champion - 4th All-State Performance in this event! Torny Richards (Sophomore) - High Jump - 3rd Place - tied with 2 others (All-State) Pole Vault - 4th Place - tied with 1 other (All-State), MaeLea, Torny, Riley Sammon (Fr) & Alexis Morsching (Sr) - 4 X 100M Relay - Participated in the Finals.
• State Softball - Bucs finished 6th place. 1st ever Section Championship & State Tournament!
Game 1 vs. Badger / Greenbush - Middle River. (State Runner-Up) lost 4-2.
Game 2 vs. South Ridge, won 11-0. Trista Hering pitched a "Perfect Game!"
Game 3 vs. New Ulm Cathedral, lost 8-2.
Trista Hering 2nd Team All-State and Delaney Donahue (Honorable Mention All-State)

Spring Gopher Conference All-Conference: Baseball - Grant McBroom (Jr.) & Nolan Wetzel (Jr) - 2nd Team, Honorable Mention - Cody Merritt (Sr.) Sportsmanship Award - Parker Bahnsen (Sr); Softball - Trista Hering 2019 Softball Player of the Year! Delaney Donahue - 1st Team, Autumn Taylor (So), Allison Riens (So) & Makayla Paulson (Sr) 2nd Team Honorable Mention - Lindsay Condon (So) Sportsmanship Award - Ellie Ready (So); Track - Girls: Torny Richards (So) Pole Vault, 4X100 Relay, MaeLea Harmon (Sr) 100 M, 4X100 relay, Alexis Morsching (Sr) 4X100 relay, Riley Sammon (Fr) 4X100 relay, Riley Sammon (Fr) Honorable mention, Savannah Wendel (So) Sportsmanship Award. Boys: Isaac Pratt (Sr) 4X100 & 4X200 relays, Tanner Ranslow (Sr) 4X100, 4X200 relays, Tyler

Hermel (Sr) 4X100, 4X200 relays, Levi Wolter (Sr) Honorable Mention, Matthew VanHoudt (Jr) Sportsmanship Award.

Community Education Summer Activities:

- Softball (Southern Star League) Teams in 8U, 10U, 12U, 14U, 16/18U - 95 Participants!
- Baseball (SCYB) 13/14U Team 13 Participants
- T-Ball @ 60 participants.
- Summer Camps: Elem/JH VB Camp June 24-27, 34 participants, JV/HS VB Camp July 15-19, 20 participants, Elem. BB Camp July 22. Farm Camp August 13. Wrestling camp July 15-16. Camp Little Bucs - Two weeks in June & two weeks in July, 25 participants.
- Swimming Lesson in Le Center - 66 registered to date. Monday - Friday, July 8 - July 19.
- Driver's Education: 30 students registered this spring & summer for Behind the Wheel Training. 42 students completed the classroom training in sessions in March & June. There will be another classroom session late October into November 2019.
- 2019 Summer School Age Care - 45 kids registered and attending. (46 in 2018, 30 in 2017)

Board Member Reports:
None reported.

Board Committee Reports:

Baker, Schneider, and Velishek will meet with the Communications Coordinator. Negotiations planning to meet in July and hopefully the principals will meet this week.

WEM Superintendent Joel Whitehurst presented the following:

- Whitehurst commented on fiscal year ending June 30, 2019, tornado repair, asbestos set-up has started, July 8-9 to meet with construction manager and architect, Legislative update 2% funding increase, Ag Credit for all building bonds will increase to 50% in 2020, 55% in 2021, and 70% by 2023.

Action

Motion by Michael and seconded by Baker to approve the Minnesota School Boards Association dues and policy renewal in the amount of \$4,610. Seven members voted in favor - motion declared passed.

Motion by Michael to approve the 2019-20 agreement concerning instructional staff sharing between ISD #829 (Waseca) and ISD #2143 (Waterville-Elysian-Morristown). School psychologist in the amount of \$29,147. See attachment. Six members voted in favor - Houlihan votes against - motion declared passed.

Motion by Michael and seconded by Baker to approve 2019-20 special education agreements concerning staff sharing between ISD #829 (Waseca) and #2143 (Waterville-Elysian-Morristown). See attachments

- Special Education Administration: \$74,235.67
- Autism and Third Party billing Consultation: \$21,173
- Occupational Therapist: \$21,439
- Occupational Therapy Assistant: \$13,023
- Mental Health Professional: \$21,784

Six members voted in favor - Houlihan votes against - motion declared passed.

Motion by Schneider and seconded by Michael to approve Minnesota Valley Education District Contracted Service Agreements for 2019-20. See attachments.

- Teacher of Physically Impaired/Other Health Disability, \$41.76 hour.
- Teacher of Deaf/Hard of Hearing, \$8,601.71

Seven members voted in favor - motion declared passed.

Motion by Baker and seconded by Velishek to approve the standard form of agreement between owner and architect. See attachment. Seven members voted in favor - motion declared passed.

Motion by Houlihan and seconded by Stangler to approve Superintendent Whitehurst July 1, 2019 to June 30, 2021 contract. There is no change in the salary which is \$136,000. There is a 1.54 percent increase in benefits each year. Subsequent contract language updated. See attachment. Seven members voted in favor - motion declared passed.

Motion by Schneider and seconded by Stangler to approve the corrected hourly rate on 2017-19 Community Services / Athletic Director Contract. (2017-18 - \$45.61 and 2018-19 - \$47.71) See attachment. Seven members voted in favor - motion declared passed.

Motion by Schneider and seconded by Stangler to approve the resolution regarding board control of extracurricular activities. See attachment. Seven

members voted in favor by roll call vote - motion declared passed.

Motion by Schneider and seconded by Velishek to approve the 2019-20 athletic ticket prices recommended by the Gopher Conference to fall in line with Section 1A and 2A ticket pricing. Adults (\$7 - currently \$6) and students (\$5 - currently \$4). Five members voted in favor - Michael and Bowman voted against - motion declared carried.

Personnel
Motion by Michael and seconded by Baker to approve a request for a medical leave of absence for school year 2019-20 from Laura Borneke. Seven members voted in favor - motion declared passed.

Motion by Baker and seconded by Schneider to approved the request for a lane change by Brenda Bohnsack. The change, which is effective September 15, 2019, is from BS to BS+15. Seven members voted in favor - motion declared passed.

Motion by Michael and seconded by Bowman to approve the following resignations:

1. Amy McAulay, High School Guidance Counselor, effective June 6, 2019.
2. Natasha Haugen, 7-12 Art Teacher, effective June 6, 2019.
3. Tara Russell, Paraprofessional, ECFE Parent Educator and Home Visitor, effective June 6, 2019.

Seven members voted in favor - motion declared passed.

Motion Bowman and seconded by Michael to approve the following new hire:

Joshua Smith, High School Social Studies/AVID, MS/Step 4, \$38,877

Seven members voted in favor - motion declared passed.

Motion by Stangler and seconded by Michael to approve the following new hire:

Danielle Wold, High School Guidance Counselor, MS/Step 2, \$37,804. Seven members voted in favor - motion declared passed.

Motion by Stangler and seconded by Houlihan to approve the following new hire: David Wollin, Student Success Coordinator 0.5 FTE, MS+30/Step 20, \$33,213. Seven members voted in favor - motion declared passed.

Motion by Schneider and seconded by Houlihan to adjourn the meeting at 8:09 p.m. Seven members voted in favor - motion declared carried.

ATTEST:
Pam Baker, Board Chair
Jay Schneider, Board Clerk
(Published in The Elysian Enterprise No. E307 and Waterville Lake Region Life No. W583, Thursday, July 25, 2019)

**PUBLIC NOTICE
Public Hearing**

Notice is hereby given that the Elysian Planning and Zoning Commission will hold a public hearing on Tuesday, August 6, 2019, at City Hall, 110 West Main Street, Elysian, Minnesota at 6:00 pm for the purpose of considering the request of Pete Johanson, the property owner of PID #16.035.800, Elysian, Le Sueur County, Minnesota, for a conditional use permit request to construct a 5,904 square foot cabinet shop building.
All written and oral comment will be heard. Written comments may be dropped off at City Hall or mailed to Elysian City Hall, P.O. Box 246, Elysian, MN 56028. Oral comments can be presented at the public hearing on Tuesday, August 6, 2019 as indicated above.
Lorri Kopschke
City Administrator
(Published in The Elysian Enterprise, Thursday, July 25, 2019; No. E306-7-25)

**PUBLIC NOTICE
Public Hearing Notice**

Notice is hereby given that the City of Kilkenny in Le Sueur County will meet at the Community Building/Library, at 6:30 p.m. on Monday the 12th day of August, 2019 for the purpose of hearing public input on 3 proposed ordinances.
1. Ordinance amending Section 1015 - The keeping of animals and fowl.
2. Proposed Ordinance 1016 - The keeping, housing, and maintenance of chickens in the City's corporate limits.
3. Proposed Snow Ordinance establishing regulations for snow emergencies and parking during the same.
Janice Sellner
City Clerk
(Published in the Waterville Lake Region Life, Thursday, July 25, 2019; No. W587-7-25)

**PUBLIC NOTICE
PROBATE OF WILL
AND APPOINTMENT OF PERSONAL REPRESENTATIVE AND NOTICE TO CREDITORS**

STATE OF MINNESOTA
COUNTY OF LE SUEUR
FIRST JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION
Court File No. 40-PR-19-725
Estate of
Barbara Ann Mogenson,
Decedent
Notice is given that an application for informal probate of the Decedent's Will, dated 7/10/2019, and ("Will"), has been filed with the Registrar. The application has been granted.
Notice is also given that the Registrar has informally appointed Kimberly Marie Johnson, whose address is 706 N. Washington Ave, St. Peter, Minnesota, 56082, as personal representative of the Estate of the Decedent. Any heir, devisee or other interested person may be entitled to appointment as personal representative or may object to the appointment of the personal representative. Unless objections are filed with the Court (pursuant to Minnesota Statutes section 524.3-607) and the Court otherwise orders, the personal representative has full power to administer the Estate, including, after 30 days from the date of issuance of letters, the power to sell, encumber, lease or distribute real estate.
Any objections to the probate of the Will or appointment of the Personal Representative must be filed with this Court and will be heard by the Court after the filing of an appropriate petition and proper notice of hearing.
Notice is also given that (subject to Minnesota Statutes section 524.3-801) all creditors having claims against the Estate are required to present the claims to the personal representative or to the Court Administrator within four months after the date of this Notice or the claims will be barred.
A charitable beneficiary may request notice of the probate proceedings be given to the Attorney General pursuant to Minnesota Statutes section 501B.41, subdivision 5.
Dated: July 18, 2019
/s/ Lauren Jensen
Registrar
Joanne M. Kopet
Court Administrator
Attorney for Personal Representative
Monica S. Rye
RYE LAW OFFICE
247 Main Street East
Waterville, MN, 56096
Attorney License No: 0323366
Telephone: (507) 412-8888
Email:
ryelawoffice@gmail.com
(Published in the Waterville Lake Region Life, Thursdays, July 25 and August 1, 2019; No. W585-8-1)

**PUBLIC NOTICE
WATERVILLE CITY
COUNCIL**

**REGULAR MEETING
July 10, 2019, 5:00 p.m.**

There was a regular meeting of the Waterville City Council held in Council Chambers at 5:00 p.m. on July 10, 2019. Present: McIntyre, Grobe, Smith, Wollin, and Mayor Schmidtke. Absent: None; Also Present: Administrator / Clerk Teresa Hill, City Attorney Jason Moran, Jason Femrite of Bolton & Menk; Also Absent: None

1. Call to Order / Roll Call / Pledge of Allegiance. Mayor Alan Schmidtke called the meeting to order noting that all Council was present. Also present Administrator / Clerk Teresa Hill, City Attorney Jason Moran and City Engineer Jason Femrite of Bolton & Menk. Pledge of Allegiance was recited.

2. Approval of Agenda/Additional Items to Agenda. Mayor Schmidtke added the following items to the agenda: Item 7I Dan Murphy resignation and to go out and get RFP's. Motion by McIntyre, seconded by Smith to approve the agenda with the addition of Item 7I Dan Murphy resignation and to go out and get RFP's. Unanimous vote. Motion carried

3. Consent Agenda - These items are considered to be routine and will be approved by one motion. There will be no separate discussion of these items unless a Council member or citizen so requests, in which event, the item will be removed from the Consent Agenda and placed elsewhere on the agenda.

A. Approval of Minutes- June 4, 2019; B. Approval of Disbursements; 1. Payroll Check Numbers (5464-5527) \$43,526.60; 2. Computer Generated Check Numbers (33996-34090) \$143,802.05; 3. Electronic Fund Transfers (1198E-1210E) \$24,672.86; 4. Overtime Payroll Checks (34091 - 34095) \$2,525.02; 5. Total Disbursements \$214,526.54; C. Impress Cash Fund - \$32.49

Motion by McIntyre, seconded by Wollin to approve the consent agenda items A-C. Unanimous vote. Motion carried.

4. Written Petitions, Request etc.

A. Resolution 2019R-034 Granting Variance for Chad Becker. Motion by McIntyre, seconded by Smith to adopt Resolution 2019R-034 Adopting findings of fact and reasons for approval for variance application of Chad and Roger Becker at 520 Main Street East, Waterville, MN and also waive the variance fee. Unanimous vote. Motion carried.

5. Unfinished Business

A. Kilkenny Fire ATV Run Street Closure request. Motion by Wollin, seconded by Grobe to approve the street closure for the Kilkenny Fire ATV run. Unanimous vote. Motion carried.

B. Resolution 2019R-035 Acceptance of land donation of 316 Paquin Street East. Motion by McIntyre, seconded by Schmidtke to adopt Resolution 2019R-035 Acceptance of land donation of 316 Paquin Street East and to include that Timm's Trucking will demolish the building. Unanimous vote. Motion carried.

C. LTD Broadband Water Tower Lease. Motion by Smith, seconded by Wollin to table the LTD Broadband water tower lease aside and revisit it if they come back with more information and another proposal. Unanimous vote. Motion carried.

D. Rental Lease Violation. Motion by McIntyre, seconded by Smith to revoke the rental license of 201 Paquin Street East and give 60 days to the tenants to find other housing if he is not going to repair it. Voting for: Smith, McIntyre, Wollin, Schmidtke; Voting against: Grobe. Motion carried.

E. Police Civil Service Commission

A. Rules and Regulations Policy. Discussion regarding the Police Civil Service Commission Rule and Regulations Policy and By-Laws. Discussion regarding the scheduling. The Police Civil Service Commission only has specific duties and powers that they are in control of, promotion, suspension, termination, any type of discipline.

B. Possibly Abolishing the Police Civil Service Commission. Motion by McIntyre, seconded by Wollin to table the Police Civil Service Commission Rules and Regulation Policy and the Resolution abolishing of the Police Commission until we have had an opportunity to meet and discuss with the Commission. Unanimous vote. Motion carried.

6. Citizen Time (Comments, Information from Those Present) -

A. Janet Geyer addressed Council regarding the nuisance property letter she had received and the outcome. Ms. Geyer also addressed Council regarding her thoughts on how nuisance properties should be handled and how much they are costing the City. Council discussion regarding the nuisance properties issue.

B. Gayle Hogan asked if a person can find out who makes the nuisance complaint. Mr. Moran said there is a specific statute on point that says that the City cannot disclose who the complainant is.

7. New Business

A. 2018 Audit. Erin Enstad of Abdo, Eick and Meyers the manager in charge of the audit presented Council with an overview of the 2018 Audit.

8. Public Hearing

A. (6:00 p.m.) Public Hearing Undeveloped Alley

1. Public Comment on vacation of a portion of an undeveloped alley between Virginia Street West and vacated Lillian Street West, Everetts Tet Lake (Tetonka) Block 9. No one addressed Council. Ms. Hill said that there was written correspondence. Center Point Energy had no objections. She received a letter from Wayne and Jan Wilmes saying that they had no objections to the southern portion of the alley being vacated.

2. Resolution 2019R-036 Vacating a portion of an undeveloped alley. Motion by Wollin, seconded by McIntyre to adopt Resolution 2019R-036 vacating a portion of an alley upon petition of a majority of abutting landowners. Unanimous vote. Motion carried.

Continuation of 7. New Business

B. August Council Meeting date change due to National Night Out. Motion by Smith, seconded by Wollin to change the Council meeting date to August 12, 2019 at 5:00 p.m. Unanimous vote. Motion carried.

C. Citizen Time Meeting Policy Change. Discussion regarding the length of time for Citizens to address Council and the proper procedure for Citizens to address Council. Ms. Hill will draft a sample policy for the next meeting.

D. Sewer System - Mark Krenik.

1. Ordinance regulating grease. Mr. Krenik addressed Council regarding the grease problem we have at the main lift station by Casey's. Mr. Krenik advised how he has to clean the grease weekly. Mr. Krenik said the solution to the problem would be to establish an ordinance that regulates the grease to enforce implementation of grease traps in restaurants. Ms. Hill said that she has sent out requests for samples of ordinances regulating grease. She suggested that we go to Minnesota Rural Water so that we can draft something. Mr. Krenik said once the ordinance is written we have to enforce it and do inspections. Ms. Hoy asked if you could put that into the health department code.

2. Jetting of Private Lines. Mr. Krenik said at the last meeting information came up about communities jetting private service lines. The City of Faribault and the City of Waseca got brought up, he did contact both

those cities and neither City does private lines. They do troubled areas if there is a sag in the line or root problems or a bad grease problem they will do the main line as often as they have to. They do not do private service lines from the business to the main.

3. Identifying Shared Service Lines. Mr. Krenik said that in the past shared service lines happened. When the main was 20 feet deep it was a lot easier to connect the two in the middle and drop one pipe down. It is a procedure that is not happening now. To go through the City to figure out who is tied in with what and how it gets to the main, it could be done but it would take considerable work and expense to figure out who is tied to what and what direction it goes and how it gets to the main. Discussion regarding different lines and how they are tied in to the main. Mr. Femrite said on shared lines such as jetting and televising those shared lines if we want to get into a full I & I reduction program. Mr. Krenik advised Council regarding the I & I inspections.

E. Code Compliance Officer Job Description and Approval to Advertise for vacancy. Motion by McIntyre, seconded by Smith to approve the job description as modified and give approval to allow for advertising for the position. Unanimous vote. Motion carried.

F. Active Living Plan Update and Council input. We are trying to get as much information as possible so what we are asking is that the Council also take a good look at the walking and biking areas and other things they would envision for the City and furnish some input on that so that we can include that into the final document. Ms. Hill attached a copy of a survey.

G. Sakatah Bay. 1. Sale of Aerators. 2. Vegetation management. Mayor Schmidtke said that he has talked to people about the aerators that we have now and they just don't work. Mr. Smith asked if they are being properly maintained. Mayor Schmidtke said it just is not doing the job with the weeds. Ms. Hill said that the DNR might have some ideas on what types of aerators would work better. Ms. Hill will see if she can get some people lined up to see if they have some ideas that will work.

H. Request for Veterans Memorial Donation. Motion by McIntyre, seconded by Smith to honor their request and do the sidewalk on Hoosac Street. Unanimous vote. Motion carried.

I. Resignation of Rental Inspector. Motion by McIntyre,

seconded by Smith to accept the resignation of Dan Murphy the rental inspector. Unanimous vote. Motion carried.

9. Engineer's Report. Mr. Femrite said on the Trunk Highway 13 utility crossing the contractor went out there and tried to start and it rained a lot. They pulled off today and are trying to do some dewatering there. The lakes have to go down. We have a completion date of August 1st, which is highly unlikely if not impossible at this point. Mr. Femrite said he will work with them on a potential extension. Our goal is getting it installed at this point and Mother Nature has not been kind to it. We have to wait for sunnier days and the lake to go down. They will do a little bit of dewatering there to see what we can get accomplished. At this point he does not know of any changes dollar wise, but we will probably have an extension on the contract itself. They are putting a trench box over it to secure it now and they will be doing some dewatering to see if it is something they can get a handle on. It is pretty sandy on the south side and it is pretty tough conditions. Mr. Femrite said he will keep Council abreast of how things are going. Possibly at the next meeting we will approve a change order for an extension on that. Mr. Femrite said he will not be here on August 12th but he will provide Ms. Hill a full update.

10. Attorney's Report. Nothing to report.

11. Administrator's Report. Nothing to report.

12. Council Discussion.

A) Mr. McIntyre said that we have already covered the issues he was going to bring up on the Police Civil Service Commission, Police Department and nuisance properties. He thinks we have a handle on where we are going.

B) Mayor Schmidtke said the bike trail from Waterville to Elysian is in pretty tough shape, who would we get a hold of the DNR Trails? Ms. Hill said she believes it was on the list of repairs to be done but their funding keeps changing and they stop here and then they will go there. She does not know what their last target date is. Mr. Wollin said he asked about this because he is a biker, it was supposed to be done this summer but he does believe it probably got postponed. They were going to do the stretch from Waterville to Elysian.

C) Mayor Schmidtke said this morning Will Potter passed away in a car accident. Mayor Schmidtke said that Fire Chief Meskan gave him a call this morning and the Fire Depart-

ment personnel are shook up pretty well so they are going to have a debriefing tomorrow night. They will talk about that, the two young guys that went to school with him at the classes for many hours they are really upset as well as the whole department. We have been lucky with our individuals we have gotten in the last few years. They fit in really good. They work hard together and they care about each other and that will be a tough thing for them something like this. Mayor Schmidtke said the thoughts and prayers to the Fire Department members and the Potter family. Mr. McIntyre said it was a tragic accident. Mr. Smith said they have done debriefings before in the past and typically will bring in a mutual aid partner to make sure the City is covered. Mr. Smith said the likelihood of a call is next to nothing but it is a lot of peace of mind for them to know that somebody else is going to cover while they are being debriefed, so maybe you might want to mention that to Chris. Maybe Elysian and somebody else each one of them bring in a rig and a crew over during that time. Mayor Schmidtke said Chris has gotten calls from the State Fire Marshall's office and the Minnesota Fallen Firefighters Foundation. Mr. Smith said that he talked to Chief Meskan about getting the honor guard in. Mr. Wollin asked if they would have a grief counselor coming in. Mayor Schmidtke said Chris is working with the State. Mr. Smith said he thinks that is what this debriefing is partially about. It would be nice if he has a chance to have a couple of our mutual aid partners supply a rig and a crew so that these guys don't get interrupted during that. Mayor Schmidtke said he will let him know on that.

13. Adjourn. Motion by McIntyre, Seconded by Smith to adjourn. Unanimous vote. Motion carried. Meeting adjourned at 6:55 p.m.

*Alan Schmidtke, Mayor
Teresa Hill,
Administrator/Clerk
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Council Approval*

The full text of this summary is available for public inspection at City Hall. A full version of the Council meeting minutes is available on the City's website. Audio of the Council meeting is available on the City's website cityofwaterville.com.

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