

# PUBLIC NOTICES

**PUBLIC NOTICE**  
**WATERVILLE CITY COUNCIL**  
**REGULAR MEETING**  
**May 5, 2020, 5:00 p.m.**

**Call to Order / Roll Call/Pledge of Allegiance**

Mayor Alan Schmidtke, David Wollin, Roy McIntyre, Jennifer Grobe, and Timothy Smith, Council Absent: None, Also Present: Administrator / Clerk Teresa Hill, City Attorney Jason Moran, Alan Hiller Street Supervisor, Also Present Via Telephone Conference: Jason Femrite of Bolton & Menk

Pledge of Allegiance was recited.

**Approval of Agenda / Additional Items to Agenda**

Changes to the Agenda were introduced to add 6J, Curley Leaf Treatment Quotes and move Item 3E 2020 Street Quotes to 4A. Motion by Smith, Seconded by Wollin to approve the agenda with the suggested changes. Motion Carried 5-0.

**Consent Agenda**

**A. Approval of Minutes - April 13, 2020**

**B. Approval of Disbursements**

**1. Payroll Check Numbers (34692-34735) \$38,524.85**

**2. Computer Generated Check Numbers and Overtime (34750-34827) \$90,086.32**

**3. Electronic Fund Transfers (34704-34721) \$22,175.81**

**5. Total Disbursements \$150,786.98**

**C. Impress Cash Fund \$179.50**

**D. Letter of Resignation - Don Jacobson**

Motion by McIntyre, Seconded by Wollin to approve the Consent Agenda. Motion Carried 5-0.

**Written Petitions, Request**

**E. 2020 Street Projects**

**1. Resolution 2020R-016 Accepting and Awarding bids for 2020 Street Projects**

Bids were opened on May 4, 2020 and the City received 3 bids. Low base bid was WW Blacktopping at \$121,557.90 with an alternate Reed Street bid of \$56,019. Discussion was held on the need to proceed with the Reed Street trail bid. Mr. Hiller suggested that the curb on Lake Street from First to Second Street not be removed. Bid quantities were reviewed with adjustment to be made in the field. Reed Street alternate trail was discussed and not awarded. Motion by Smith, seconded by McIntyre to approve the Base bid of WW Blacktopping of \$121,557.90. Motion Carried 5-0.

**2. Milling of Crack on Main and Common Street.** Discussion was held on milling of Main and Common to repair the Cracks to preserve the street for another 2-3 years until overlaid. Bid results and estimated costs were compared to the budget and results in a projected shortfall of \$11,000. If the 2 other streets were included the deficit would be \$21,800. Matter tabled for June meeting.

**A. Resolution 2020R-013 Approving Variance Request of Troy and Lisa Holling. Planning and Zoning recommended approval.** Motion by McIntyre, Seconded by Smith to approve Resolution 2020R-013 approving variance request of Troy and Lisa Holling. Motion carried 5-0.

**B. Resolution 2020R-014 Approving Waterville Sportsman's Club Exempt Gambling Permit.** Motion by Smith, Seconded by Wollin to approve Resolution 2020R-014 Approving Waterville Sportsman's Club Exempt Gambling Permit. Motion carried 5-0.

**C. We Share Food Shelf Billing Insert.** Motion by McIntyre, Seconded by Wollin to approve the We Share Food Shelf billing insert. Motion carried 5-0.

**Citizen Time**

Steve Mihalik submitted correspondence as follows: I would like to ask the council on the status of North Shore Drive. The road is cracking and filling up with potholes. The existing "road" was originally a simple overlay, however lasted a very long time. This road was scheduled to be done 4 years ago but was delayed because of

the possible need to upgrade the sewer system. All the houses on this street passed the septic inspection and the road is getting worse. The homes on this street pay a significant amount of taxes for nothing more than an occasional drive by with a police car. I would like to get an update on when this street will be repaired.

**New Business**

**A. Rental License Violations.** Attorney Moran presented information on problems from a rental property located at 120 Main Street West. Property owner Pat Mende was present along with Cody Stegaman. Attorney Moran presented a memo for Council consideration. There are a number of documented law enforcement contacts at this property. Primary issues were for public nuisance. The most recent was for a large amount of accumulated garbage that was not cleaned up. Building inspection was completed and it did pass inspection. An improper vent was installed over the stove and is to be re-inspected. Revocation of the rental license is not being suggested. Building inspector suggest that the properties must be maintained or ticketed. Complaints were received on the 1st street property. Inspector Hanson indicated that the only things that needed to be fixed were aesthetic. There was working heat and hot water. Owner is to make sure that his property is monitored when they are not going to be around. Member Wollin noticed tall grass and weeds in the past. Mayor Schmidtke informed the owners that what the city wants from them is to keep their property clean.

**B. Petition of Concerned Citizens.** Request for a town hall meeting and the petition to preserve the city for flood mitigation and flood mitigation plan. Senator Rosen and Jasinski sponsored 2 bills for city funding a monitoring station request for \$13,000 and a Cannon River hydrology study at a cost of \$500,000. Both have been moved for appropriations. MN Dot prepared a hydrology on the White Water and Cannon River in Waterville to identify bottlenecks. DNR did modeling on Schmidtke and Morrystown Dam that showed no significant change. The request was also to work with FEMA on flood mitigation. The City does work with FEMA with every event. City could possibly provide information on Cost of Increase Compliance Money available with their flood insurance that owners may not know is available. Review of Ordinance changes to include repetitive damage language is being prepared. We have worked with FEMA to provide assistance to property owners whose structures are more than 50% damaged. In 2016 FEMA offered individual assistance and owners were invited to participate in this funding. Disaster declarations funding covers city infrastructure and does not include individual homes.

Discussion was held on what the City has direct control of for flood mitigation.

It was suggested that a public meeting with DNR and Residents after Covid restrictions have been lifted and allow for a larger number of attendees.

**C. Temporary Liquor License Fee Revision.** Administration recommended an abatement of on sale license fee for March and April and applied the 1st 2 payments for the 2020 license renewal. It was also recommended the council consider a revised payment schedule of 1/12 of the annual fee with a balloon payment in November. Motion by McIntyre, seconded by Smith to approve temporary liquor license fee revision. Motion Carried 5-0

**D. Resolution 2020R-015 Approving State Revolving Loan Fund 1 Time Exemption and Designating the EDA as Administrators of the Funds.** Motion by McIntyre, Seconded by Wollin to approve Resolution 2020R-015 Approving State Revolving Loan Fund 1 Time Exemption and designating the EDA as Administrators of the Funds. Motion Carried 5-0.

**F. Locator Purchase.** Motion by Smith, Seconded by McIntyre to approve the purchase of a locator at a bid price of \$4,456.00. Motion Carried 5-0

**G. Planning and Zoning Commission Vacancy.** Motion by Smith, Seconded by McIntyre to advertise to fill the vacant planning and zoning seat. Motion Carried 5-0.

**H. Resolution 2020R-017 Extending Disaster Declaration and State of Emergency.** Motion by Smith, Seconded by McIntyre to approve Resolution 2020R-017 Extending Disaster Declaration and State of Emergency. Motion Carried 5-0

**I. Fire Department Disposal of Air Packs by Donation.** Motion by Wollin, Seconded by Smith to approve the disposal of air packs by donation. Motion Carried 5-0

**J. Curley Leaf Treatment Quotes.** Motion by Smith, seconded by Grobe to allow Teresa to make comparison and award the quote in her best judgement. Motion Carried 5-0

**7. Attorney's Report.** Attorney Moran has been working with Administration on Covid 19 orders and payment of wages and the 1 time EDA Exemption. He closed 2 fire department collection accounts and has been working with the Police department on public nuisances.

**8. Engineer's Report.** The contractor has mobilized in for the Hwy 13 project and is waiting on water main tests. They are also working on some punch list items on the wastewater treatment plant. Council member Smith requested that the engineer take a look at Virginia Street and South Tetonka Bay Drive for some type of mitigation to protect the road.

**10. Council Discussion.** Council member Smith introduced for discussion on a letter received by Pastor Mumme on the ability to go to church. Smith did not feel that they could go against the Governors orders. Council member Wollin added that it also opens up opportunities for churches to do something different. Church is still not the same but it is an opportunity to adapt and learn from the situation. The churches have done this. Mayor thanked the city workers, essential workers and the people of Waterville who have went with the closures.

**11. Adjourn.** Motion by McIntyre, Seconded by Smith to adjourn. Motion Carried 5-0. Meeting adjourned at 6:22 p.m.

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**CERTIFICATE OF ASSUMED NAME**

MINNESOTA  
 SECRETARY OF STATE  
 Minnesota Statutes  
 Chapter 333

The filing of an assumed name does not provide a user with exclusive rights to that name. The filing is required for consumer protection in order to enable customers to be able to identify the true owner of a business.

ASSUMED NAME: Bobberz Bar and Grill

PRINCIPAL PLACE OF BUSINESS: 256 East Main Street, Waterville, MN 56096 USA

NAMEHOLDER(S): WTTM 256 East Main Street, Waterville, MN 56096 USA

*By typing my name, I, the undersigned, certify that I am signing this document as the person whose signature is required, or as agent of the person(s) whose signature would be required who has authorized*

*me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter of Minnesota Statutes. I understand that by signing this document, I am subject to the penalties of perjury as set forth in Section 609.48 as if I had signed this document under oath.*

SIGNED BY: Angela Kelly  
 MAILING ADDRESS: None provided

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 OFFICE OF THE  
 SECRETARY OF STATE  
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