



**PUBLIC NOTICE  
WATERVILLE CITY COUNCIL  
SPECIAL MEETING  
MAY 3, 2022, 5:00 P.M.**

There was a special meeting of the Waterville City Council held in the Council Chambers at 5:00 p.m. on May 3, 2022. Present: Grobe, Smith, McIntyre and Mayor Schmidtke. Absent: Wollin. Also Present: Administrator/Clerk Hill, and City Attorney Jason Moran (Via Phone).

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

Mayor Schmidtke Called the meeting to order at 5:00 p.m. noting that all Council members were present except Dave Wollin. Also present: Teresa Hill, City Administrator and Jason Moran by phone. Pledge of Allegiance was recited.

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

A request was submitted to add 3 additional items to the agenda: Item 3E. Part-time public works pay increase to \$18.00, Item 5E. Street Vacation request for a portion of Common Street and 8F. Sunset Lane work session. Motion by Smith, Seconded by McIntyre to approve the agenda with the 3 additions. Motion Carried 4-0.

**Consent Agenda**

Approval of Minutes - April 5, 2022, April 13, 2022. B. Approval of Disbursements: 1. Electronic Fund Transfers (35151E-35161E) \$8,404.50. 2. Payroll Check Numbers (2022124-2022171) \$46,163.92. 3. Computer Generated Checks and Overtime (36657-363675) \$151,391.75. 4. Total Disbursements \$205,960.17. C. Impress Cash \$104.58. D. Resolution 2022R-016 Granting Waterville Lions Club Off-Site Gambling Request. E. Part-time Public Works pay increase to \$18.00. Motion by McIntyre, Seconded by Grobe to approve the Consent Agenda. Motion Carried 4-0.

**Written Petitions and Request**

Metro Net Linear Video Programming Service Exclusion - John Jensen (via Electronic Meeting). Motion by McIntyre, Seconded by Smith to allow Metro Net to leave video programming service off of our franchise and make sure that all of our residents have access to the rest of their internet. Motion Carried 4-0.

Resolution 2022R-017 Conditional Use Request - Karl and Melissa Schumacher. Motion by Smith, Seconded by McIntyre that we follow the Planning and Zoning Commissions recommendation to deny the request and adopt Resolution 2022R-017. Motion Carried 4-0.

Resolution 2022R-018 Conditional Use Request - Henry Van Houdt request. Motion by McIntyre, Seconded by Grobe approving resolution 2022R-018 Conditional use request for Henry Van Houdt. Motion Carried 4-0.

Street Vacation Request for a Portion of Common Street. Administrator Hill provided background on the request. There is an undeveloped street that runs about where the football field goalpost is located and all the way to the developed portion of Common Street. There was no documentation that shows it was vacated that we are aware of. We are asking the Council to consider vacating a portion of this and set a public hearing. Motion by Smith, Seconded by Grobe to set the public hearing for that section of Common Street for June 7th meeting at 5:00 or to a special work session before then. Motion Carried 4-0.

Ordinance No. 118 Short Term Rentals (5:15 p.m.)

Motion by McIntyre, Seconded by Grobe to open the Public Hearing. Motion Carried 4-0. Motion by McIntyre, Seconded by Smith to close the public hearing. Motion Carried 4-0. Motion by Smith, Seconded by McIntyre to approve the second reading and adoption of Ordinance No. 118 Short Term Rentals. Motion Carried 4-0.

Planting Request - Barb Schulander. Motion by McIntyre, Seconded by Grobe to deny the request. Voting For: Schmidtke, Grobe and McIntyre. Abstaining: Smith. Motion carried 3-0

**Unfinished Businesses**

Highway 13 Phase 1 Final Pay Request Rehnelt Excavating LLC. Item was tabled.

ATV Bids. Mayor Schmidtke opened 2 bids for the purchase of the Fire Department ATV: Mark Pittman for \$3,652.36 and Red Rock Fire for \$5,000.00. Motion by McIntyre, Seconded by Grobe to accept the bid of Red Rock Fire in the amount of \$5,000.00 Motion Carried 4-0.

**New Business**

July Council Meeting Date. Discussion was held on possible dates for the July Council Meeting. Motion by Smith, Seconded by Grobe to change the July meeting date to July 12th at 5:00 p.m. Motion Carried 4-0.

Lake Gauge Grant Agreement. The Grant Agreement was presented and reviewed by Council. Motion by McIntyre, Seconded by Smith to approve the Lake Gauge Agreement. Motion Carried 4-0.

Resolution 2022R-019 Hazardous Building. Motion by Smith, Seconded by McIntyre to approve the letter of intent. Motion by Smith, Seconded by McIntyre to approve Resolution 2022R-019

Hazardous Building. Motion Carried 4-0.

Request for Letter of Support for County EDA - Roy McIntyre. Council Member McIntyre requested a letter of support from the City for the County to establish and EDA Board. Motion by Smith, Seconded by McIntyre that the City send a letter of Support. Motion Carried 4-0.

Generator Donation From Le Sueur County Emergency Management. Motion by Smith, Seconded by Grobe to accept the generator donation from Le Sueur County Emergency Management. Motion Carried 4-0.

Sunset Lane Work Session. Motion by Smith, Seconded by McIntyre to set a work session for Sunset Lane work session and the Street vacation for May 31st at 5:00 p.m. Motion Carried 4-0.

**Reports**

Attorney Moran advised Council that the next couple weeks will be spent on the Funky Munky clean up. With approval of the Resolution, it gives the City the power to clean it up if the property owners do not.

**Council Discussion**

Council Member Smith suggested that we think about requesting Hot Summer Nights and Bullhead days be moved 2 blocks down to keep people away from the building.

**Adjourn**

Motion by Smith, Seconded by Grobe to Adjourn. Motion Carried 4-0. Meeting adjourned at 6:01 p.m.

Alan Schmidtke, Mayor

Teresa Hill, Administrator-Clerk

*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.*

(Published in the MN South Lake Region LifeEnterprise, Thursday, July 7, 2022; No. LE358-7-7)

**PUBLIC NOTICE  
SUMMONS  
STATE OF MINNESOTA  
COUNTY OF LE SUEUR  
IN DISTRICT COURT  
FIRST JUDICIAL DISTRICT**

Code No. 14: Action to Quiet Title

Court File No.: 40-CV-22-486  
Roger Spitzack,  
Plaintiff,

VS

Mary M. Akers, and also the unknown heirs of the named Defendant and all other persons unknown claiming any right, title, estate, interest, or lien in the real estate described in the Complaint herein.

Defendants.

STATE OF MINNESOTA  
TO THE ABOVE NAMED DEFENDANTS:

YOU ARE HEREBY SUMMONED and required to serve upon the Plaintiff's attorney an Answer to the Complaint in the above entitled action, which Complaint is on file in the office of the Court Administrator of the above-named Court, within twenty (20) days after the service of this Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Complaint.

This action involves, affects, or brings in question real property situated in the County of Le Sueur, State of Minnesota, described as follows:

The W 1/2 of Lots 7 & 8, Block 3, Welles Addition, aka Wells Addition to the Village of Kilkenny, Le Sueur County, Minnesota.

NOTICE IS FURTHER GIVEN that the object of this action is to determine adverse claims to the real estate and to have title to said real estate quieted in fee simple in the Plaintiff and to have it adjudged that the Plaintiff is the owner of said real estate as stated in the Complaint in fee simple absolutely, and that the Defendants, or any of them or any other persons or parties have no right, title, estate, lien, interest or easement therein, thereto or thereupon.

Notice is further given that no personal claim is made by Plaintiff against any of the Defendants.

Civil cases are subject to Alternative Dispute Resolution processes as provided in Rule 114 of the General Rules of Practice for District Courts. Alternative Dispute Resolution includes mediation, arbitration, and other processes set forth in the rules. You may contact the Court Administrator for information about these processes and about resources available in your area.

Dated this 16 day of June, 2022.

CHRISTIAN, KEOGH,  
MORAN & KING

Attorneys for Plaintiff

By: /s/ Brent Christian

Attorney ID#0267077

65 South Park Avenue

P.O. Box 156

Le Center, Minnesota 56057

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(Published in the MN South Lake Region LifeEnterprise, Thursdays, June 30, July 7 and 14, 2022; No. LE356-7-14)

**PUBLIC NOTICE  
RESOLUTION ESTABLISHING DATES  
FOR FILING AFFIDAVITS OF CANDIDACY**

**BE IT RESOLVED** by the School Board of Independent School District No. 2143, State of Minnesota, as follows:

1. The period for filing affidavits of candidacy for the office of school board members of Independent School District No. 2143 shall begin August 2, 2022 and shall close on August 16, 2022. An affidavit of candidacy must be filed in the office of the school district clerk and the \$2 filing fee paid prior to 5 o'clock p.m. on August 16, 2022.

2. The clerk is hereby authorized and directed to cause notice of said filing dates to be published in the official newspaper of the district, at least two (2) weeks prior to the first day to file affidavits of candidacy.

3. The clerk is hereby authorized and directed to cause notice of said filing dates to be posted at the administrative offices of the school district at least ten (10) days prior to the first day to file affidavits of candidacy.

4. The notice of said filing dates shall be in substantially the following form:

**NOTICE OF FILING DATES FOR ELECTION  
TO THE SCHOOL BOARD**

**INDEPENDENT SCHOOL DISTRICT NO. 2143  
WATERVILLE - ELYSIAN - MORRISTOWN  
STATE OF MINNESOTA**

**NOTICE IS HEREBY GIVEN** that the period for filing affidavits of candidacy for the office of school board member of Independent School District No. 2143 shall begin on August 2, 2022, and shall close at 5 o'clock p.m. on August 16, 2022.

The general election shall be held on Tuesday, November 8, 2022. At the election, four members will be elected to the School Board for terms of four (4) years each.

Affidavits of Candidacy are available from the school board clerk, WEM District Office, 500 East Paquin Street, Waterville, MN. The filing fee for this office is \$2. A candidate for this office must be an eligible voter, must be 21 years of age or more on assuming office, must have been a resident of the school district from which the candidate seeks election for thirty (30) days before the general election, and must have no other affidavit on file for any other office at the same primary or next ensuing general election.

The affidavits of candidacy must be filed in the office of the school district clerk and the filing fee paid prior to 5 o'clock p.m. on August 16, 2022.

Dated: June 27, 2022

BY ORDER OF THE SCHOOL BOARD

/s/ Jay Schneider, School District Clerk

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