

CITY COUNCIL MINUTES – DECEMBER 6, 2016

A & B. CALL TO ORDER: The Truth and Taxation Public Hearing and Regular City Council meeting was held on December 6, 2016 in the city council room of the New Germany City Hall. Mayor Van Lith called the meeting to order at 7:00 p.m., those present were: Mayor Van Lith, Councilpersons Shirley Jaeger, Ty Turnquist, Cathy Ruschmeier, and Nick Hartwig. Others present were: City Clerk – Twyla Menth.

C. CITIZEN COMMENT: Nothing at this time.

D. APPROVAL OF AGENDA: Jaeger moved and Turnquist second approval of the agenda with additions of insurance waiver and resignation. The motion carried, all in favor.

E. APPROVAL OF MINUTES: Ruschmeier moved and Turnquist second approval of the November 15, 2016 Council minutes. The motion carried, all in favor. Jaeger moved and Turnquist second approval of November 30, 2016 Workshop minutes. The motion carried, all in favor.

F. SHERIFFS REPORT: CSO officer reported a resident's dog killed a turkey.

G. FIRE DEPARTMENT REPORT: Fire Chief Ruschmeier was present to discuss with Council the results of the December 5 meeting; Fire Chief will be Dan Ruschmeier, Asst Chief is Ryan Goede, 1st Captain Dan Mielke, 2nd Captain Travis Kubasch, 1st Lieutenant Dan Perrel, 2nd Lieutenant John Lenarz, 3rd Lieutenant Brock Sennes, President John Lenarz, and Secretary Mark Unglaub. Jaeger moved and Turnquist second approving the recommendation of Officers from Chief Ruschmeier. The motion carried, all in favor. Chief Ruschmeier continued with the Fire Department update;

Possible new member Jake Floer

52 calls for the year

Thermo imaging machine not working will send in and see if it can be repaired, it is 12 years old, and replacement cost could be around 6 – 8,000 if not repairable.

One fire fighter will be put on probation, due to lack of trainings; they are actively working with fire fighter to address the issue.

Greg Miller has resigned from the Fire Department after 26 years of dedication due to health reasons, Greg will be missed.

Turnquist moved and Jaeger second accepting Greg Millers resignation from the Fire Department. The motion carried, all in favor.

Fire Department will have the Ice rink available when the weather cooperates.

H. TREASURE REPORT: The Treasury report noted that the General fund balance was \$1,415,546.97. This includes the CD account of \$47,657.77, Water bond 2013 A payment is due on 12/16 (automatic deduction) \$39,148.00, Water and Sewer bond 2013 B payment is due on 12/31 (automatic deduction) \$196,711.20. City received the November settlement from the County on December 1, 2016 in the amount of \$225,113.24. Turnquist moved and Ruschmeier second approving the Treasure report as printed. The motion carried, all in favor.

I. APPROVAL OF CLAIMS: Jaeger moved and Ruschmeier second approving the claims in the amount of \$27,088.73. The motion carried, all in favor.

J. WATER SEWER REPORT: There was an issue with generator and a few things not working correctly and they moved to the warm storage side for now.

K. 1. Turnquist moved and Jaeger second approving Heimey's 2017 liquor license. The motion carried, all in favor.

Jaeger moved and Ruschmeier second approving T- Road Tavern's 2017 liquor license. The motion carried, all in favor.

Jaeger moved and Turnquist second approving Down South's 2017 liquor license. The motion carried, all in favor.

K2. The County has asked for a letter and Resolution in supporting the grant for the Highway 212 project. Council had a discussion and decided to give the County their support. Turnquist moved and Ruschmeier

CITY COUNCIL MINUTES – DECEMBER 6, 2016

second approving Resolution 2016-16 A Resolution Supporting a Fastlane Grant Application. The motion carried, all in favor.

K3. Council discussed the wheelage and sales tax increase that Carver County is possible looking at implementing. Council member Hartwig noted that it is more for Victoria on and the 394/494 loop is where most of the funds would be spent, no advantage to the City of New Germany and is not in favor of this tax. Council member Ruschmeier also noted we pay enough to live in Carver County and they are about 8 years behind on the 212 expansion. After discussion Council feels it is more for the cities in the eastern part of Carver County and there is no advantage to the City of New Germany in the western end of the County and is opposed to all of it.

K4. Jaeger moved and Ruschmeier second approving the 2017 Oberloh, LTD, the City Auditor 2017 contract. The motion carried, all in favor.

K5. Clerk explained the Data Privacy statue and checked with Hubert on the procedure and cost. Erin Smith from Hubert's office would be the one the city will be working with, she thought about 10 – 15 hours depends on the number of exhibits and inventory. Clerk had a sample included in the Council packet. Erin has a meeting tonight and will get back to me on what the hourly rate will be for the City, minimum cost of this policy she thought would be \$1000 and maximum \$3000., she will call in am with the hourly rate so we have a better idea and then we can move forward with the policy.

K6. Council discussed the camper issue in the City. Hartwig moved; the Council continued discussion; after discussion Jaeger second to issue the citation to the camper in violation. The motion carried, all in favor. Clerk should send letter to two other residents in the City that possible are in violation.

K7. Jaeger moved and Turnquist second that the City does not waive the monetary limits on municipal tort liability established by Minnesota Statutes, Section 466.04. The motion carried, all in favor.

K8. Mayor Van Lith read the Treasure's resignation; there is no date of when this would go into effect. Council had discussion and decided at this time they will not accept the resignation due to no date. Ron is willing to stay on until one is found or if the City decides to combine the treasure with the Clerk. Clerk talked to Auditor and we already go through a yearly audit which is one of the requirements for a Clerk/Treasure position, City would need to update the job description and possible the personnel policy at the same time. Auditor also noted that 99% of the cities do have a combination clerk/treasurer, only about 3 – 4 that do not and we are among the 3 – 4, few suggestions Auditor had was to have the Mayor receive the bank statement first and one person designated to sign off on the bank reconciliations. Connie would be willing to continue folding and packaging the water/sewer bills, newsletters, mailing of claims, bringing deposits to bank, and picking up daily mail.

L. BUILDING PERMIT UPDATE: 561 Park Street E (new home), 271 Park Street East deck and stairs.

M. COMPLAINT LOG: four wheeler and dune buggy type ATV erratic driving in or around trail (County property), Officer Stahlke did talk to individuals and let them know this is not going to be tolerated. Resident who complained has been informed they need to call the Sheriff when it is happening, this way they can address accordingly.

N. PW REPORT: Mayor Van Lith reported a hydraulic hose broke on pay loader and has been replaced. Sump pump inspections have been going well, and will keep going through list.

O. PARKS REPORT: Jaeger reported that 165 were served on Saturday at Breakfast with Santa and \$471 was the profit. Thrivent paid for all of the treat bags and paid \$99 of the sausage bill. Jaeger thanked all who helped at the event.

O. MAYORS REPORT: Mayor Van Lith and Turnquist inspected the UFC building; Turnquist stated the building is structurally sound; little rust on tin on the south side, 34 x 60 is approximate size. Hartwig suggested the Fire Department and Commercial Club use the building for their equipment, this would

CITY COUNCIL MINUTES – DECEMBER 6, 2016

free up space in the City shed. Turnquist continued explaining the arrangement; UFC would sell to the City for \$1, City would need purchase agreement, the County would then have a lease agreement with the City, and in the event the City would want out of the contract it would be up to the City to restore the property to turf condition. If the City would decide to remove the scale, the concrete pit may not be crushed and buried, concrete would need to be removed, pole barn is slab on grade, and scale would be the biggest removal but does not need to be addressed right away. Possible have the Fire Department and Commercial Club pay the lease. UFC did drop off the keys to the building and the Clerk has them at this time. Ruschmeier moved and Hartwig second to continue with purchase and to move forward with purchase agreement with UFC \$1. The motion carried, all in favor.

P. CITY CLERK REPORT: Did not assess three properties with delinquent utilities to their property taxes; working with residents on payment plan.

Sr. Potluck had 8-9 people present, next date December 21, 2016

Took Doorway out leading to Legion room, what should we do with the old door; Council said if no one wants to discard.

Issues with the Ambulance crew being cold upstairs, Hartwig and Turnquist will check registers.

Q. OLD BUSINESS:

Levy and budget and year end transfers will all be ready for the December 20 meeting.

R. NEW BUSINESS: Turnquist donated a new microwave.

S. ADJOURNMENT: Ruschmeier moved and Turnquist second to close Truth and Taxation Public Hearing at 8:24 PM. The motion carried, all in favor. Ruschmeier moved and Turnquist second to adjourn Council meeting at 8:24 PM. The motion carried, all in favor.

Respectfully Submitted, _____ Twyla Menth, City Clerk