

CITY COUNCIL MINUTES – MAY 5, 2020

A CALL TO ORDER: The Regular City Council meeting and Public Hearing was held May 5, 2020 in the City Hall basement of the New Germany City Hall, applying 6 ft social distancing. Mayor Van Lith called the Council meeting & Public Hearing to order at 7:00 p.m., those present were: Mayor Van Lith, Councilpersons Shirley Jaeger, Ty Turnquist, Thomas Mielke. Others present were: City Clerk – Twyla Menth & Fire Chief Dan Ruschmeier. Audience members were: Lyle Grossinger, Dominique Claeys, Craig Kahle, Ron Eiden, and Brad Droege with Mueller's.

B. CITIZEN COMMENT- None.

C. APPROVAL OF AGENDA: Jaeger moved and Mielke seconded approval of agenda. The motion carried. 4/0

D. APPROVAL OF MINUTES: Jaeger moved and Mielke seconded approval of April 21, 2020 Council minutes. The motion carried. 4/0

E. ITEMS TO BE DISCUSSED:

1. Mielke moved and Jaeger seconding accepting Jeremy Hafemann as a New Germany City Council member. The motion carried, 4/0

Hafemann will fill Hartwig's seat until the general election in November of 2020; two years would be remaining and this would be on the general election ballot.

2. Mayor Van Lith went over the 2019 alley quote from Mueller's, reclaiming and bituminous was \$10,500, remove, prep for tar and tar was \$33,000. Mayor Van Lith explained it was and is not in the city budget for the tarring option. If the residents would choose the tar option, they are looking at more special assessments. Brad with Mueller's was present to answer questions, Brad suggested to blade, fill in the pot holes, compact and see how things hold up, project was done in late fall and has not been bladed since. The discussion continued of heavy use and higher speeds being used in the ally and delivery trucks. The resident's (Lyle Grossinger, Dominique Claeys, Craig Kahle, and Ron Eiden) were all given the opportunity to speak and discuss their concerns with Council, it was very clear they are dissatisfied with the product residue being left on their garages and garage floors and the pot holes turning into large water holes when it rains, mud is flying everywhere on the garage structure. Residents were also dissatisfied on account of the dust issue with the existing product. Discussions continued on different ideas and additional complaints. The short-term solution would be to blade, reshape, add product, compact and apply dust control. Turnquist noted the complaint is on the material used, dust, and ruts. The other issue that is concerning to him is the delivery and garbage trucks using this alley; not a 5-ton alley, along with heavy traffic for the bank drive thru. Grossinger recommended not to do anything with the next alley until this one is resolved. The final discussion was Brad with Mueller's suggesting to blade, use possible $\frac{3}{4}$ minus rock, drive on or compact, blade again, then dust control. Grossinger questioned if this money spent would be well spent if it did not resolve issues; Brad noted some would need to come out if looking at a tarring project, but it could be used in other areas within the city, therefore it is not wasted money. Discussion on signage, weight limit, bar traffic, and bank traffic. Council will discuss further later in the meeting.

F. SHERIFFS REPORT: Monthly report was available for review.

G. FIRE DEPARTMENT REPORT: Fire Chief Ruschmeier reported the New Germany Fire Dept recommends to council to accept Brock Sennes request for a 1 year leave of absence. Mielke moved and Jaeger seconded approving Brock Sennes request for a 1 year leave of absence. The motion carried. 4/0

According to Governor Walz the FD needs approval from the governing body to be able to move forward with FD trainings; FD needs to continue training and summer is the best time for trainings. They do what they can to accommodate the social distancing but at times it is unavoidable.

Jaeger moved and Mielke seconded approving the Fire Dept to move forward with training. The motion carried. 4/0

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Chief Ruschmeier reported that the new radios have been installed in the FD garage and truck, doing regular annual maintenance on some of the trucks; tires, etc.

Received a grant from McLeod Cooperative for \$2,000; for traffic control equipment. Submitted grants to CenterPoint matching grant for washing machine, DNR grant needs to be submitted by June 1, also submitted for the Fire Marshall grant.

H. TREASURE REPORT: The Treasury report noted that the General Fund balance was \$512,683.59, which includes the (2) CD's in the amount of \$49,996.25. Investment portfolio is \$1,000,910.35. Turnquist moved and Jaeger seconded approving the Treasure report. The motion carried, unanimously. 4/0

I. APPROVAL OF CLAIMS: Turnquist moved and Jaeger seconded approving the claims in the amount of \$7,028.42. The motion carried, unanimously. 4/0

J. WATER SEWER REPORT: No report at this time.

K. BUILDING PERMIT UPDATE: Deck, 551 Park St East, small storage shed 460 Broadway St E.

L. COMPLAINT LOG: alley that was previously discussed.

M. PUBLIC WORKS:

1. Spring recycling is postponed; hopefully a fall date.
2. Mayer brush site is open Wednesday 5-8 PM, Saturday 8 AM– 12 PM, unstaffed.
3. Street Sweeping will be on Wednesday May 6, between 8 am – 2 pm.

Council had a discussion on the alley in regards to the residents' complaints with the material used, pot holes, and dust issues. After discussion Council decided to start with eliminating heavy vehicles in the alley; garbage pick not available in the alley has to be put out on the street for pick up. Discussion on barriers; non-drive thru to eliminate high usage, speed limit signs, weight restriction sign, blading. Steve Van Lith will discuss with Henning's and Township on blading and report back to Council. Alley will be on the next meeting agenda.

N. PARKS REPORT: no report at this time; no games.

O. MAYORS REPORT: Mayor Van Lith read a letter from Carver County in regards to a Public Hearing CUP for a UFC building 40 x 80 by the fill me up station on UFC land for office space, shop and cold storage for UFC, 2- 30,000-gallon propane storage tanks. Council discussed and will not be submitting anything in writing.

Turnquist mentioned when COVID 19 is over the Council will need to address governors' orders in a pandemic situation in regards to liquor establishments; have been minor complaints with picnic tables and people not practicing the 6 ft social distancing, Van Lith has noticed this type of behavior as well.

P. CITY CLERK REPORT: Worked on reorganization of upstairs closet last week on the raining day; found out there is a leak in the roof, will call to have the leaking roof area looked at.

Stove and floor scrubber are on the LMC for sale sight, will also put on local swap and shop site. A-Z rental of Princeton will come pick up stove for no charge if we cannot get rid of it.

I will finish making changes in the hall contract- Jaeger had a comment on #6 and #4 will make changes and bring back; no hurry no rentals during COVID. The 2 wedding rentals did reschedule for 2021; gave them the 2020 rate.

No updates on floor quotes.

Working on parking lot issues with T-Road and Mn Inboard; they were receptive to becoming compliant and submitting plans.

Jaeger mentioned if any thought or if I had received anything on changing the National Night Out date; they have encouraged changing to fall on account of rescue groups would not be able to attend. City will have to make a decision as this moves forward and change if needed.

Q. OLD BUSINESS:

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1. Mayor Van Lith closed the Public Hearing for the roof top variance and Mini Storage subdivision, rezoning and comp plan amendment at 8:35 PM. The motion carried. 4/0

Planning Commission Chair Ty Turnquist read the PC recommendation to Council on the roof top variance and the mini storage; approving both. Turnquist noted the roof top variance was needed on account of the ordinance and flat roofs, the ordinance will need to be amended at a later date to accommodate.

Turnquist moved and Jaeger seconded Resolution 2020-13 Resolution approving Variance for Property Located at 206 State Avenue South, New Germany, MN in regards to roof top solar. The motion carried. 4/0

2. Ordinance 112 is in regards to mini storage on the property owned by Brad Quaas on the south side of 62nd street (across from Henning's), subdividing 4.0 acres of Business/Commercial property into 2/2.0 parcels, dividing north and south in the middle of the 4.0 acres, the west side would remain as zoned Business/Commercial, the East side would be rezoned as Industrial and that is where the proposed mini storage would be placed. Wetland report has been provided from Quaas and SEH will complete along with DNR and Carver County Soil and Water. Once the preliminary site review is completed, Quaas may be allowed to start construction. SEH thought a 30 /45-day time line review on account of some of the state and county department's involved are still in lock down mode. Council reviewed the legal description as it appeared there was an error; no error after comparing to legal survey.

Turnquist moved and Jaeger seconded Ordinance No. 112 An Ordinance Amending the Official Zoning Map of the City of New Germany by Rezoning Certain Land From Zoning District B-Business/Commercial to Zoning District I-Industrial. The motion carried. 4/0

R. NEW BUSINESS:

1. New Ordinance 113 – City Council will act as the Board of Appeals and Adjustments.

Turnquist moved and Mielke seconded Ordinance 113 An Ordinance Amending Section 154.003 of the New Germany City Code to Provide for a Board of Appeals and Adjustments. The motion carried. 4/0

2. New Ordinance 114 – amending a typo in the ordinance code book; correcting 30,000 ft to 30,000 square feet.

Turnquist moved and Mielke seconded approving Ordinance 114 An Ordinance Amending Section 154.066 € (6) of the New Germany City Code by Correcting and Changing the Reference in District Standards to I-Industrial District. The motion carried. 4/0

This will also need to be amended in the comp plan to reflect the rezoning of the property and Quaas will be responsible for these fees. Comp Plan should hopefully be completed in mid May.

S. ADJOURNMENT: Turnquist moved and Mielke seconded adjourned the meeting at 8:53 PM. The motion carried. 4/0

Respectfully Submitted, _____ Twyla Menth, City Clerk-Treasurer