

**MINUTES
CITY OF LONSDALE
CITY COUNCIL MEETING
AUGUST 8, 2019**

1. CALL TO ORDER

Mayor Rud called a meeting of the Lonsdale City Council to order at 7:00 p.m. in the City Council Chambers, 415 Central Street West.

2. PLEDGE OF ALLEGIANCE

Everyone stood and recited the pledge of allegiance.

3. ROLL CALL

Members Present: Steve Cherney, Kevin Kodada, Tim Rud, Cindy Furrer, Scott Pelava

Members Absent: None

City Staff Present: City Administrator Joel Erickson, City Planner Benjamin Baker, City Engineer John Powell and Public Works Director Russ Vlasak

4. APPROVAL OF AGENDA

Mayor Rud asked if there were any corrections, additions or deletions to the agenda.

A motion was made by Kodada and seconded by Cherney to approve the agenda as presented. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried.

5. APPROVAL OF MINUTES

Mayor Rud asked if there were any corrections, additions or deletions to the Minutes.

A motion was made by Furrer and seconded by Pelava to approve the Minutes from the July 22, 2019 Special Meeting and the July 25, 2019 Regular Meeting. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried.

6. PUBLIC HEARINGS

None

7. PRESENTATION OF CITIZEN PETITIONS AND COMMENTS

Brandon and Amanda Beyl, 1314 Deerview Ct SE, both relayed comments about the drainage issue at 1314-1320 Deerview Ct SE. A. Beyl said that she is beyond disgruntled, refereeing to recent direction given to the contractor of 1320 to grade out the property. The Beyls said they were okay with the drainage pipe plan that empties out onto the northern end of 1320. She said that her home has a foundation crack, but she said that they refuse to sign the easement agreement. She asked why they are being punished, and why they can't talk to the City Administrator. She said that this sucks and they don't want to be screwed over. B. Beyl said that he agrees with everything his wife stated. He question why a second vow of silence has been imposed, and he said that he sure wouldn't vote for anyone on the Council. He said that they are the victims. He referenced repair estimates to his foundation, and asked why he has to pay for that. B. Beyl said that he was not happy.

A township resident, on Garfield Avenue, stated that he knows the Beyls. He said that he was excited to live in a small town like Lonsdale, but now he has some concern, if this situation is a reflection of how decisions are made by the Council.

8. APPROVAL OF THE CONSENT AGENDA

None

9. OLD BUSINESS

None

10. NEW BUSINESS

- a. Presentation of a Waste Management Green Team Recycling Check in the Amount of \$300.00 to the Tri-City United Soccer Club for Recycling 19.76 Tons of Cardboard and Mixed Paper – Jay Nieson, WM

Jay Nieson, Waste Management, provided the Council with an update and statistics for the Green Team Recycling Program in Lonsdale. He said that 1,280 tons of mixed paper and cardboard have been recycled, generating over \$18,000 for local youth groups and service organizations. He presented the TCU Youth Soccer Club with a check in the amount of \$300.00 for their work as the 2nd Quarter 2019 Green Team. Board Member Jeanette Utecht and 3 youth soccer players received the check, and Utecht thanked the City and Waste Management for the opportunity.

- b. Consider Approval of Resolution 2019-21, a Resolution Accepting a Donation in the Amount of \$12,000 for Use of Grading Equipment for Improvements at Trcka Park– Joel Erickson, City Administrator

Due to a recent construction of an underground water main and wet conditions, Erickson explained that grading work was needed to fix a sloughing hillside and unfinished site work at Trcka Park. He said that the City has been working with Advanced Seeding to add drain tile, and regrade/seed/blanket the disturbed areas. Erickson said that Tim & Debbie Rud donated the use of grading equipment for the project, saving the City \$12,000.00. The Council members thanked Rud for his generosity.

A motion was made by Kodada and seconded by Furrer to approve Resolution 2019-21, a resolution accepting a donation in the amount of \$12,000 for use of grading equipment for improvements at Trcka Park. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried.

- c. Consider Approval of an Updated Quote in the Amount of \$15,547.50 Submitted by Caron Fence for Fencing at Trcka Park – Ben Baker, City Planner

Baker stated that last fall, the City previously approved a quote from Caron Fence for fencing at Trcka Park. He noted that it was found that both additional fencing and taller fencing were needed in some locations to help keep the balls from ending up in the nearby pond, swale, or parking lot and also to help keep the Canadian Geese off the new fields. The Council reviewed the updated quote and associated map of the park showing the proposed fence location. Rud thanked Kodada, Utecht, and the Park Board for their terrific vision for Lonsdale's park system. Rud thanked Baker for his efforts in acquiring a \$250,000 grant for Trcka Park, and he said that it will be great once the hockey rink is constructed.

A motion was made by Kodada and seconded by Pelava to approve a quote in the Amount of \$15,547.50 submitted by Caron Fence for fencing at Trcka Park. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried.

- d. Consider Approval to Schedule a Board of Adjustments and Appeals Meeting for August 29, 2019 at 6:30 pm to Consider a Variance Request for the Property Located at 302 3rd Ave NE – Ben Baker, City Planner

Baker explained that a variance application was recently submitted to the City to allow for an attached garage at 302 3rd Ave NE. He said that since the City Council serves as the Board of Appeals & Adjustments, a meeting to approve/deny the variance request needs to be schedule. He recommended hosting the meeting prior to the Regular City Council meeting on August 29th at 6:30 pm. Baker said that the Planning Commission will host a public hearing and review the variance request at their meeting on August 19th.

A motion was made by Cherney and seconded by Pelava to schedule a Board of Adjustments and Appeals meeting for August 29, 2019 at 6:30 pm to consider a variance request for the property located at 302 3rd Ave NE. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried.

- e. Consider Approval of Ordinance 2019-298 an Ordinance Enacting and Adopting a Supplement to the City Code – Ben Baker, City Planner

Baker explained that the City has adopted 11 ordinances since the City's last codification in 2018. He referenced the list of approved ordinances. He said that in order to officially update the City code with the latest ordinances, the City Council must approve Ordinance 2019-298, which adopts the S-9 Supplement to the City Code. Baker stated that the Planning Commission held a public hearing and recommended approval of the subject ordinance at their meeting on July 15th.

A motion was made by Pelava and seconded by Furrer to approve Ordinance 2019-298 an ordinance enacting and adopting a supplement to the City Code. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried.

f. Consider Approval to Prohibit Parking on Arizona St. NW Adjacent to the Jaycee Park and Parking Lot – Ben Baker, City Planner

Baker stated that the City has received a number of parking concerns pertaining to the section of Arizona Street NW, located along Jaycee Park. He said that concerns brought to Staff's attention focus on pedestrians, especially children, darting out from behind parked vehicles on Arizona Street, during events/games held at the park. Baker stated that City Staff agrees that parking on both sides of the street restricts the flow of traffic and makes it difficult for emergency vehicles and snow plows to maneuver through. Baker noted that due to the road's narrow width of 28 ft., it does not comply with Lonsdale's Transportation Plan. The Council reviewed the Transportation Plan chart for roadway design guidelines and a map showing the proposed location for "no parking" along Arizona Street NW. The Council briefly discussed and agreed with the proposed solution to restrict parking on both sides of the road along Jaycee Park.

A motion was made by Kodada and seconded by Cherney to prohibit parking on Arizona St. NW adjacent to the Jaycee Park and associated parking lot. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried.

g. Consider Approval of Change Orders No. 1 and 2 and Application for Payment No. 8 (Final) in the Amount of \$87,003.27 to BMC Construction, Inc. for the Area No. 5 / Phase 3 Street and Utility Improvement Project – John Powell, City Engineer

Powell explained that several change occurred over the past 2-years, and the associated change orders were funneled into two change orders. He said that the original project cost was \$986,214.43 and the final project came in at \$995,860.20, which is less than 1% on a \$1 million project. Cherney said that 1% seems pretty good. Powell said that he is satisfied, and he recommended approval of the change orders and final payment, which includes a 2-year maintenance bond. Powell also talked about on-going punch list work for previous phases. Rud encouraged WSB to get those items resolved soon.

A motion was made by Pelava and seconded by Furrer to approve Change Orders No. 1 and 2 and Application for Payment No. 8 (Final) in the Amount of \$87,003.27 to BMC Construction, Inc. for the Area No. 5 / Phase 3 Street and Utility Improvement Project. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried.

11. OTHER BUSINESS

a. City Staff Reports

Public Works Director

Vlasak asked the Council if they were interested in selling the large boulders located at the compost site. The Council directed Public Works to be consistent and fair with pricing and the overall selling process as previously discussed at a Staff meeting.

City Engineer

Powell provided an update on the Lift Station Decommissioning Project and the Area No. 5 Project. He said that he is overall satisfied with the concrete replacement in the Downtown Area. Vlasak said that the irrigation system is now working for the hanging basket planters along Main Street.

City Administrator

Erickson said that he has been working on the BR&E initiative, the budget, and elections. He said that he will be attending CVN on August 9th. Erickson stated that the Draft ICE Report for 8th Avenue NE and TH 19 was recently delivered for initial review from WSB. Rud stated that he thinks that the developer of the senior housing project, near the Villages of Lonsdale, may be getting that project back on track soon.

City Planner

Baker encouraged everyone to check out the Dog Park's new yard hydrant pad and shelter project progress made by the Girl Scout and their family members. Rud and Pelava thanked Erickson and the Girl Scout volunteers for all their hard work on the project.

b. City Council Reports

Council Member Cherney

Cherney apologized for his recent absences at meetings due to family issues. He stated that he would like to see resolution to the drainage issue on Deerview Court. He noted that Erickson seems to have a handle the situation.

Council Member Kodada

Kodada said that the Park Board has been invited to the August 14th Czech Heritage Trail Feasibility Study Presentation in Montgomery.

Council Member Furrer

Furrer said that the EDA and Library Board will be meeting next week.

Council Member Pelava

Pelava said that he will be attending the EDA meeting next week as well.

Mayor Rud

Mayor Rud thanked Pelava, Erickson, Public Works, the Police Department, and all the volunteers and sponsors of the Lonsdale Community Days event.

12. ADJOURNMENT

A motion was made by Kodada and seconded by Cherney to adjourn the meeting. Vote for: Cherney, Kodada, Rud, Furrer, and Pelava. Vote against: None. Abstained: None. Vote: 5-0. Motion carried. The meeting ended at 7:49 pm.

Respectfully Submitted:

Joel A. Erickson, City Administrator