

City of Goodview  
City Council Minutes  
February 9, 2009

The meeting was called to order by Acting Mayor Dick Ledebuhr at 5:00 p.m.

The Pledge of Allegiance was said.

Upon Roll Call: Acting Mayor Dick Ledebuhr, and Councilmembers Charlie Andring, Steve Baumgart, and Sandy Erdman were present. Mayor J.P. Weimerskirch was absent.

City Staff Present: City Administrator Dan Matejka, Director of Public Works Greg Volkart, Police Chief Kent Russell, Maintenance II worker Dave Schultz, Maintenance I worker Aaron Lofgren, and First Responders Director Andrew Prunty.

Consent Agenda: Councilmember Andring moved and Councilmember Erdman seconded that the Consent Agenda be approved as presented. The agenda included the minutes of the January 26, 2009 regular City Council meeting. All voted aye, motion carried.

During the Community Comments/Input part of the agenda, a resident of Lake Village questioned if the Mayor received the letter sent to him, of which he was told not yet, but he will shortly. The City Administrator informed the gentleman the City has tried to find out who exactly owns the Lake Village property, and the answer being given is a partnership out of Michigan. The gentleman also questioned how he could potentially get the City to pass a new ordinance. Mr. Matejka suggested he should first bring his proposal to the Council for consideration.

At 5:05 p.m., Acting Mayor Ledebuhr closed the regular meeting and opened the public hearing to consider a front yard (six feet) and a rear yard (10 feet) variance request from Mr. Paul Soukup for Outlot A in the Woodhaven II Estates sub-division. Mr. Soukup would eventually like to build a house on the lot in question, but the real urgency of the request is to have a stub installed to receive City water and sewer services as this would take place now as part of the current utility project going on for the Saehler-Anderson sub-division. Access to the new lot would come from Molstad Drive. Questions dealing with lot size, water runoff, and mud issues during excavation were raised by residents neighboring the property. The Director of Public Works indicated the lot meets all the square footage requirements of the City except those being requested by Mr. Soukup. Due to the fact Golden Oak Court (located above the proposed lot) has curb and gutter there is very little runoff down on the lot. As for any mud issues during construction, Mr. Soukup pointed out when he builds he won't be going any further into the hillside so there should be very little excavation taking place. Councilmember Erdman moved and Councilmember Andring seconded to approve the front yard and rear yard variance

requests of six and ten feet respectively, so long as the Council can review the site plans when Mr. Soukup finally decides to build. All voted aye, motion carried.

At 5:25 p.m., Acting Mayor Ledebuhr closed the first public hearing, and opened the next one to consider a temporary conditional use permit request from WinAgg Partnership to allow the temporary operation of an asphalt plant east of 69<sup>th</sup> Avenue between the railroad tracks and Wenonah Road in an M-1 Light Manufacturing zone. Mr. Don Brown was present to represent WinAgg Partnership. He indicated the company bid material supply for the Highway 61 road project that will take place this summer, and this site is one of two potential sites for the asphalt plant—the other being in Rollingstone Township. The hours of operation of this sort of plant are from sunrise to sunset. A question of potential odors was asked, of which Mr. Brown said this sort of operation is guided by the Minnesota Pollution Control Agency (MPCA) so any odors should be minimal. Councilmember Andring moved and Councilmember Baumgart seconded to approve the temporary conditional use permit as requested by WinAgg Partnership. All voted aye, motion carried.

Acting Mayor Ledebuhr closed the public hearing at 5:32 p.m., and re-opened the regular meeting.

There were no Council concerns, complaints, or inquiries.

Councilmember Andring questioned now that Governor Pawlenty has announced his proposed budget for the next biennium, is the City still operating under the assumption it will not receive any Local Government Aid (LGA), of which the answer was yes. He also asked if the radium removal plant project is back on schedule, of which the answer was again yes. Finally, the Councilmember questioned if there are other cities in the state that are in the same boat Goodview is in when it comes to funding needs and meeting specified deadlines to build plants that remove radium from their drinking water. Mr. Volkart indicated that both Red Wing and LaCrescent have already built their plants, and Lewiston and Rushford are currently in the process of building. The City Administrator pointed out he believes that the City of Goodview is the only city to actually be signed into law at the federal level to receive funding for their water filtration plants. Acting Mayor Ledebuhr asked Mr. Volkart for a general comment of the City's policy concerning frost lines and potential frozen pipes. Mr. Volkart informed the Council the City monitors the frost levels, and when it gets below three feet, the City sends out a letter to all residents and business owners who have had problems in the past with frozen pipes to inform them to start running water. The City credits these water customers 500 gallons a day to help prevent frozen pipes.

The Council reviewed the 2008 budget update for all funds as of December 31, 2008.

The Council reviewed the Police Reserve Report for 2008.

The two articles written by the Rochester Post Bulletin were acknowledged.

There was no Unfinished Business.

The City Administrator gave the Council an update of what he knew about the High Speed Passenger Rail Joint Powers Agreement, along with a review of a phone conversation he had with Winona City Manager Eric Sorenson. He indicated the City should know more about this topic in the coming weeks.

The Director of Public Works described for the Council the details of the request by Ms. Ruth Mrozek to be annexed into the City of Goodview from Rollingstone Township. Ms. Mrozek would like to have City utility services for not only her current house located at 37 Wenonah Road, but also for a future house to be built on an adjacent lot. As part of the agreement with Ms. Mrozek, the City will make water and sewer mains available to serve both properties. The Rollingstone Township Board is very much aware of the request, and has agreed not to contest it. Councilmember Erdman moved and Councilmember Baumgart seconded that RESOLUTION NO. 0813, A JOINT RESOLUTION OF THE CITY OF GOODVIEW AND THE TOWNSHIP OF ROLLINGSTONE AS TO THE ORDERLY ANNEXATION OF PROPERTY, be adopted. All voted aye, motion carried.

Mr. Matejka explained to the Council the concept behind codification of the City ordinances, and the reasons for proposing approval of the contract to do this. The program is sponsored by the Minnesota League of Cities. Other cities participating in the program include St. Charles, LaCrescent, Stewartville, and Lake City. Many of the City ordinances have not been updated since their original passage, some as long as 50 years ago. This codification program would bring all of the City's ordinances into current language, thus becoming a completely updated reference guide. It is not cheap, as it comes with an approximate \$11,000 price tag, but he expressed his feelings, and that of all the City's Department Heads, that this process is "long overdue and needs to be done." At this time it is an unbudgeted item, but it could possibly be covered if the City doesn't receive a 100% LGA cut as they are planning and are able to add some expenditures back into the budget. It is also possible to incorporate the finished project onto the City's website for easy reference for all staff and citizens. Acting Mayor Ledebuhr informed the Council he discussed this topic with Mayor Weimerskirch, and the Mayor is in favor of it although he does have concerns over the cost. The City Administrator pointed out if approved, the process would start immediately with hopes of completion within six months. Councilmember Erdman moved and Councilmember Andring seconded (with some reservations about the cost) to approve the contract to proceed with the codification of the City's ordinances. All voted aye, motion carried.

Councilmember Andring moved and Councilmember Baumgart seconded to approve Pay Estimate #7 for the Water Treatment Facility Plant #1 & #2 Project for \$194,182.85. All voted aye, motion carried.

Under the Other category of the agenda, the City Administrator gave the Council an update on the lake outlet project and a meeting the City had with Yaggy Colby Engineers, Steve and Bob Kohner, and Acting Mayor Ledebuhr. The group feels they have come up

with a route for the piping for the project, and Yaggy Colby will present a preliminary design (and cost estimate) at the next City Council meeting on March 2, 2009 with potential final plan approval at the March 16, 2009 meeting. Councilmember Erdman also announced that Representative Steve Drazkowski will be holding a Town Hall meeting on Saturday, February 21, 2009 starting at 10:30 a.m. at City Hall.

Councilmember Andring moved and Councilmember Erdman seconded to adjourn. All voted aye, motion carried.

Adjournment at 6:12 p.m.

NOTE: The next regular meeting of the Goodview City Council will be on Monday, March 2, 2009 at 5:00 p.m. at Goodview City Hall.