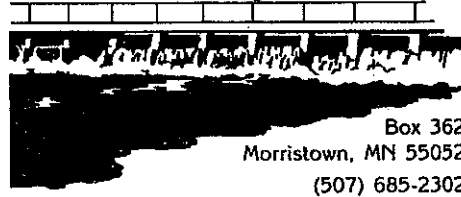


City of Morrystown

IN SOUTHERN MINNESOTA LAKES REGION

Best Little Town By A "Dam Site"



Box 362

Morrystown, MN 55052

(507) 685-2302

MORRISTOWN CITY COUNCIL MEETING MINUTES **Regular Meeting and Public Hearing Monday, October 7, 2019**

Council Present: Mayor Tony Lindahl, Tim Flaten, Lisa Karsten, Kathy Wolf, Jake Golombeski

Others Present: City Attorney Mark Rahrlick, City Engineer Rich Revering, Fire Chief Adam Uittenbogaard, Rice County Deputy Sheriff Justin Hunt, Public Works Director Tim Minske, Public Works Operator Adam Schlie, EDA Chairman Steve Nordmeier, Richard Prescher, Liz Prescher, Justin Duncan, Jason Skurkay, Annabelle Skurkay, City Administrator Brad Potter and City Clerk/Treasurer Sheri Gregor

1. Call to Order: Mayor Tony Lindahl called the regular meeting of the Morrystown City Council to order on Monday, October 7, 2019 at 7:00 p.m., in the Council Chambers, at 402 Division Street. S..
2. Pledge of Allegiance: Allegiance to the flag was recited.
3. Additions/Corrections to Agenda:
Added to the agenda was New Business G. Approval of the Southern Lakes Angling & Spearing Gambling Permit. Motion by Lisa Karsten, seconded by Kathy Wolf, and was carried unanimously to approve the agenda with the one addition.
4. Comments and Suggestions from Citizens Present:
Richard and Liz Prescher came to the council in hopes of getting some ordinance violations of neighboring properties resolved. Since the beginning of July, they have one neighbor running a generator all day long until 1 a.m. or 2 a.m. in the morning, until the gas runs out. The Prescher's cannot open their windows or enjoy their outdoor patio without listening to the generator run. Same thing applies with their rental property. The tenant cannot enjoy the deck or open windows. This is a public nuisance violation; when it unreasonably annoys, disturbs the comfort, peace and precludes the enjoyment of neighboring properties. It also appears a prohibited auto repair business is being ran with more than the four-car outdoor maximum allowed at the residence; with some parked on the grass. This is a parking and storage nuisance. All these issues are in violation of city codes. Currently, the city does not have a rental policy or ordinance to be able to implement immediately. The responsibility falls on the owner. The city administrator is instructed to send written letters. One to the property owner, of 106 1st Street S.E., of the violations and fines to be administered until these issues are resolved, and a letter to the renter of all the above-mentioned violations.
Another neighbor, at 105 2nd Street S.E., has had large piles of cluttered and unsightly construction debris in the yard for over a year; of which some has now been removed. The house has been under construction for more than a year and the building appearance detracts from the surrounding area. The property owner is to reapply and pay for a three-month extended permit, at which time the construction and clean up must be finalized.
Randy Werner, of 204 Tower Circle, was to attend this meeting to discuss his non-compliance utility shed. Randy was not in attendance.

4. Comments and Suggestions from Citizens Present: (cont.)

Justin Duncan has concerns about the loud live music coming from Archie's Bar's outdoor fenced enclosure; which occurs once a month during the spring/summer months. The city ordinance allows indoor and/or outdoor music in the Commercial Business District from 12 noon until 12 midnight.

5. Consent Agenda:

- A. Police Report – September 2019
- B. Fire Department Report – September 2019
- C. Public Works Report – September 2019
- D. City Council Meeting Minutes – September 16, 2019
- E. Zoning Board Meeting Minutes – September 19, 2019
- F. Skywarn Report – No Report
- G. Commercial Club Minutes – September 16, 2019
- H. Community Center Report Ending – August 31, 2019
- I. Financial Reports (Cash Control Statement, Interim Report, Capital Reserve Balances) Aug. 31, 2019
Items C. and D. were pulled. Motion by Lisa Karsten, seconded by Tim Flaten, and was carried unanimously to approve the consent agenda, minus the Public Works Report and the City Council meeting minutes from September 16, 2019. Tim Minske reported that Division Street curb shut offs don't work and never did, due to the installation. Tim and Adam are working to repair them, and some are in sidewalks. Motion by Lisa Karsten, seconded by Tim Flaten, and was carried unanimously to approve the Public Works report as presented. Lisa Karsten pulled the Council's September 16th minutes for the sentence on city property abutting a neighboring property regarding a fence violation to be rewritten. Motion by Lisa Karsten, seconded by Tim Flaten, and was carried unanimously to approve the September 16th minutes.

6. Unfinished Business:

- A. Chad Wendel, of 412 Sidney Street W., will receive notification that the city is starting the formal process for the unpermitted utility shed and setback zoning code violation. Chad will have until the next City Council meeting on October 21, 2019 to come in compliance and get an approved permit or the administrative fines will begin.
- B. 2020 Streets Project - Resolution 2019- 35: Receiving Feasibility Report and Calling Hearing on Improvement – Tabled to reconsider scope and timing of project.
- C. Water Tower Improvements – Motion by Lisa Karsten, seconded by Tim Flaten, and was carried unanimously to purchase a new mixer for the water tower from KLM Engineering for \$16,993, and not obtaining the 10 year service agreement; using funds from the water capital reserve.
- D. Public Works Equipment Rental/Acquisition– A conversation was had on whether to rent a payloador or contract out for snow removal/loading this winter. More information on comparisons will be reviewed at the October 21st council meeting. A motion was made by Lisa Karsten, seconded by Kathy Wolf, and was carried unanimously to move forward to purchase a televising camera and transmitter (80% sewer capital reserve/20% storm water capital reserve), and a ferromagnetic locator (100% water capital reserve) from Copperhead Innovations for \$9,468.00, \$4,456.00 and \$1,009.79 respectively.
- E. Fines for Administrative Violations/Enforcement Responsibility for Zoning Compliance – Resolution 2012-4 was reviewed, assigning responsibilities of enforcing ordinance violations between law enforcement, city administration and the public works department.

PUBLIC HEARING FEEDLOTS - Section §91.04 Farm Animals/Section §152.072 Permitted Uses

Motion by Tim Flaten, seconded by Lisa Karsten, and was carried unanimously to close the regular meeting and open the public hearing amending General Regulations Animals Section §91.04 Farm Animals and Agricultural District Land Usage Section §152.072 Permitted Uses of the City Code to clarify that feedlots are not allowed in the City limits. There was not any input from the public. Motion by Tim Flaten, seconded by Lisa Karsten, and was carried unanimously to close the public hearing and reopen the regular meeting.

7. New Business:

- A. Ordinance 2019-7; Amending General Regulations/Animals and Agricultural/Land Usage – Motion by Tim Flaten, seconded by Kathy Wolf, and was carried unanimously to approve Ordinance 2019-7: An Ordinance Amending the City's Zoning Code Clarifying the Definition of Feedlot in the City Limits of Morristown.
- B. Approve 2020 Election Judges – Motion by Lisa Karsten, seconded by Tim Flaten and was carried unanimously to approve Sheri Gregor, Brad Potter, Virginia Schmidtke, Jack Schwichtenberg, Nyla Wille and Diane Schmidtke as the election judges for the three elections in 2020.
- C. Resolution 2019-34: Adoption of the Rice County All-Hazard Mitigation Plan – Brad Potter wishes to read over the lengthy plan to be totally aware as to what we are approving. This item will be brought back on the October 21st agenda.
- D. Community Center/Government Room Rental Fee Waving Policy –The debate as to what is considered a community organization, in which the rental fee is waived will be left to the discretion of the city administration.
- E. Property Lines and City Property around Feed Mill Site – The area in question is the peninsula located by the property at 203 Bloomer Street E.. Not wanting the peninsula, Lisa Karsten wishes for the City to help fund a survey of their property to see who the peninsula really belongs to. Mark Rahrck suggests the Karsten's survey their land and if the peninsula is theirs, they can do a quick claim deed to relinquish it to the City, with no cost to the City. Motion by Jake Golombeski, seconded by Tim Flaten, and was carried unanimously to pay 33% of the surveying cost of the property at 203 Bloomer Street E., to establish their property lines from that of the City at 205 Bloomer Street E..
- F. City Administrator's Report – Small Cities Development Grant Program and Possible Grant – The Council advises Brad Potter to submit a preliminary application for State money offered to small cities for housing rehabilitation grants.
- G. Southern Lakes Angling & Spearing Gambling Permit – Motion by Lisa Karsten, seconded by Tim Flaten, and was carried unanimously for city approval of an application for exempt permit for gambling on a premise located within city limits for the Southern Lakes Angling & Spearing Org.

8. Correspondence and Announcements:

October 15th - 7-8 p.m. Recognizing National Pregnancy and Infant Loss Awareness Day

October 17th - 9-10 a.m. Flu Shots at Community Center

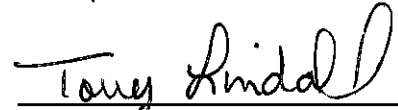
Public Hearing – Rezoning – Zoning Board on October 17, 2019 and City Council October 21, 2019

Public Hearing – Variance – Zoning Board on October 17, 2019 and City Council October 21, 2019

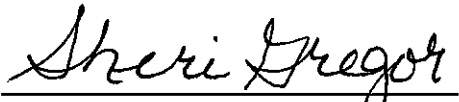
9. Claims and Accounts:

A./B. Current and Late Claims and Accounts – Motion by Lisa Karsten, seconded by Kathy Wolf, and was carried unanimously to approve the current claims and accounts, for October 7, 2019, totaling \$21,329.01 from the general fund, \$4,714.65 from the fire department fund, \$4,216.25 from the water operations fund, \$12,630.64 from the waste water operations fund and \$4,266.60 from the refuse fund; for the late claims and accounts totaling \$7,843.91 from the general fund, \$593.57 from the water operations fund, \$1,936.48 from the wastewater operations fund, and \$46.67 from the refuse fund.

10. Council Discussion and Concerns: - Concerns about semi and heavy trucks that are just going through town, using city streets that aren't built for their tonnage. This may be the case where their GPS is routing them. The council would like to see weight limit signage restrictions posted on those streets. With signage to route through traffic over the weight limit to encourage use the county roads through town. Brad Potter will speak with Rice County Highway Department about signs.
Motion by Tim Flaten, seconded by Jake Golombeski, and was carried unanimously to begin the fine process for the zoning violation at 204 Tower Circle.
11. Adjournment: Motion by Tim Flaten, seconded by Kathy Wolf, and was carried unanimously to adjourn the meeting. The meeting was adjourned at 9:45 p.m..
12. Next Regular Meetings: Mon., Oct. 21, 2019 and Mon., Nov. 4, 2019 - 7 p.m.



Tony Lindahl, Mayor

Attest: 

Sheri Gregor, City Clerk/Treasurer