

**COUNCIL MEETING MINUTES
LIBRARY MEDIA CENTER
REGULAR MEETING
412 2nd Street, Ortonville, MN
Monday, August 15, 2016
5:00 P.M.**

CALL TO ORDER AND ROLL CALL:

Mayor Berkner called the Regular Meeting to order at 5:00 P. M. Roll Call was taken with the following present: Hausauer, Sykora, Dorry, Berkner, Radermacher, Reinke. Absent: Hasslen. Staff present: Char Grossman, Susan Lundell, Sam Berger, Kent Novak, Jason Mork. Media: Mike Swenson (Independent). Also: Bill Powell, Elsie Perrine, Steve Barr, Bob Schlieman.

AGENDA AMENDMENTS:

10.a. Main Street Crosswalk Markers

11.b. Resolution Approving 2nd Reading of Ordinance 16-07 An Ordinance Selling Certain Real Estate

A motion was made by Reinke and seconded by Dorry and passed unanimously to approve the Agenda as amended.

PUBLIC PARTICIPATION AND CORRESPONDENCE:

a. Steve Barr

Steve Barr, President of the Ortonville Fire Department Relief Association, requested an increase from \$1000/ year of service to \$1200/year of service for their annual retirement benefit level.

Hausauer moved and Radermacher seconded that the following Resolution be adopted:

RESOLUTION 16-81

**RESOLUTION APPROVING INCREASE IN FIRE DEPARTMENT RELIEF ASSOCIATION
RETIREMENT BENEFIT**

WHEREAS, the Ortonville Fire Department Relief Association has requested an increase in its retirement benefit, and

WHEREAS, the Ortonville City Council has determined that the funds are available for said retirement benefit increase,

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Ortonville that the Ortonville Fire Department Relief Association retirement benefit be increased from \$1,000 to \$1,200 per year of service commencing January 1, 2017.

Upon roll call vote the following voted Aye: Hausauer, Sykora, Berkner, Radermacher. Nay: Dorry, Reinke.

Resolution 16-81 passed this 15th day of August 2016.

APPROVED:

ATTEST:

Steve Berkner
Mayor

Charleen Grossman
Clerk-Administrator

2. Bob Schlieman-Apex Engineering

Bob Schlieman, Engineer with Apex Engineering, reported on the poor condition of the City’s infrastructure and suggested that the City come up with a game plan to address the need for the replacement of water, sewer, storm sewer, curb & gutter and bituminous. He also reviewed with the Council the need for improvements to the water tower, retaining walls, and sidewalks. Special Assessments were discussed as a possible funding option. Schlieman suggested the City create a Capital Improvement Fund. Projects highest on the priority list were discussed. He asked the Council to pass a Resolution ordering the preparation of a Report on the projects highest on the priority list.

Hausauer moved and Sykora seconded that the following Resolution be adopted:

**RESOLUTION 16-82
CITY OF ORTONVILLE, MINNESOTA
RESOLUTION ORDERING PREPARATION OF REPORT ON IMPROVEMENT
FOR JEFFERSON AVENUE, WOOD STREET, PACIFIC AVENUE, SOUTH
MINNESOTA STREET AND BIG STONE COUNTY COURTHOUSE ALLEY
RETAINING WALL**

WHEREAS, it is proposed to improve the following areas:

- Jefferson Avenue from Wood Street to 5th Street NW
- Wood Street from Jefferson Avenue to Madison Avenue
- Pacific Avenue from 2nd Street NW to 4th Street NW
- South Minnesota Street from 3rd Street SE to 2nd Street SE
- Alley from Jackson Avenue to Lincoln Avenue Behind the Big Stone County Courthouse

by making improvements to the sanitary sewer collection system, water distribution system, storm sewer collection system, street, curb and gutter, sidewalk, retaining walls, and adjoining driveways, and to assess the benefited property for all or a portion of the cost of the improvement, pursuant to Minnesota Statutes, Chapter 429,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ORTONVILLE, MINNESOTA:

That the proposed improvement be referred to Bob Schlieman with Apex Engineering Group for study and that he is instructed to report to the board with all convenient speed advising the board in a preliminary report as to whether the proposed improvement is necessary, cost-effective, and feasible and as to whether it should best be made as proposed or in common with some other improvement, and the estimated cost of the improvements as recommended.

Upon roll call vote the following voted Aye: Hausauer, Sykora, Dorry, Berkner, Radermacher, Reinke. Nay: None.

Resolution 16-82 adopted by the council this 15th day of August, 2016.

APPROVED:

ATTEST:

Steve Berkner
Mayor

Charleen Grossman
Clerk-Administrator

CONSENT AGENDA:

Mayor Berkner asked if there were any additions, corrections, or deletions to be made to the Consent Agenda.

- a. *Approve Minutes Regular Council Meeting-08-01-16

A motion was made by Hausauer and seconded by Reinke and passed unanimously to approve the Consent Agenda as presented.

PUBLIC HEARINGS:

None.

ACCEPTANCE OF BOARD AND COMMITTEE MINUTES AND, WHERE NECESSARY, COUNCIL ACTION ON THEIR RECOMMENDATIONS:

- a. Planning & Zoning Minutes-08-02-16

A motion was made by Reinke and seconded by Hausauer and passed unanimously to approve the Planning & Zoning minutes of 08-02-16.

- b. Street-Utility Minutes-08-10-16

A motion was made by Sykora and seconded by Reinke and passed unanimously to approve the Street-Utility Minutes of 08-10-16.

1. Resolution Approving MMUA Mutual Aid Program

Hausauer moved and Sykora seconded that the following resolution be adopted:

**RESOLUTION 16-83
RESOLUTION APPROVING MUTUAL AID AGREEMENT**

WHEREAS, the City of Ortonville, Minnesota (“City”), operates and maintains a municipal electric utility,

WHEREAS, City wishes to cooperate with other cities which own and operate utility systems and other publicly-owned utility organizations (“Publicly Owned Utilities”);

WHEREAS, City is a member of the Minnesota Municipal Utilities Association (“MMUA”) and MMUA has developed a program to encourage and foster mutual aid between and among Publicly Owned Utilities in the event of disasters and emergencies;

WHEREAS, the Federal Emergency Management Agency (“FEMA”) has established a rule which provides that FEMA will reimburse mutual aid costs for a particular disaster or emergency only if mutual aid participants have signed a written agreement prior to that disaster or emergency;

WHEREAS, prudent and appropriate charges should be established from time to time which may be paid to City for its provision of mutual aid services and which may be paid to other Publicly Owned Utilities which may provide mutual aid assistance to City;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Ortonville, Minnesota that,

1. The Mayor and City Clerk-Administrator are hereby authorized and directed to execute and deliver the MMUA Mutual Aid Agreement (attached hereto) and such other documents and agreements as may be necessary to implement City’s participation in the MMUA Mutual Aid Program and to qualify for FEMA reimbursement of mutual aid costs.
2. The managing staff of the City’s utility system(s) shall establish reasonable rates for reimbursement of its labor and equipment costs as contemplated in FEMA rules, and periodically revise such rates as necessary.
3. City will provide mutual aid assistance to other Publicly Owned Utilities if management determines (a) that the reliability and performance of City’s utility system(s) and the public health and safety of City residents and customers will not be materially and adversely affected, (b) the other Publicly Owned Utility has executed the MMUA Mutual Aid Agreement (or an

agreement substantially similar in form and content) and (c) the other Publicly Owned Utility has established rates for reimbursement of City’s labor and equipment costs which are reasonably comparable to those established by City.

Upon roll call vote the following voted Aye: Hausauer, Sykora, Dorry, Berkner, Radermacher, Reinke. Nay: None.

Resolution 16-83 adopted by the council this 15th day of August, 2016.

APPROVED:

ATTEST:

Steve Berkner
Mayor

Charleen Grossman
Clerk-Administrator

2. Resolution Approving Authorizing Payment to BS Co-\$1,000.00-Additional Drainage-Archery Range

This issue was resolved. No action taken.

c. EDA Minutes-07-18-16

A motion was made by Dorry and seconded by Reinke and passed unanimously to approve the EDA Minutes of 07-18-16.

d. EDA Minutes-08-01-16

A motion was made by Reinke and seconded by Sykora and passed unanimously to approve the EDA Minutes of 08-01-16.

e. Budget Committee-08-10-16

A motion was made by Sykora and seconded by Hausauer and passed unanimously to approve the Budget Committee Minutes of 08-10-16.

STAFF REPORTS:

a. Clerk-Administrator Char Grossman reported on attempts to stop the pelicans from loitering on the pier. A fake coyote has been placed on the pier and it appears that it is working.

NEW BUSINESS:

a. Crosswalk Markers on Main Street

Council Member Dorry asked that crosswalk markers be installed on Main Street.

Dorry moved and Hausauer seconded that the following Resolution be adopted:

**RESOLUTION 16-84
RESOLUTION APPROVING PURCHASE OF CROSSWALK MARKERS-UP TO
\$1,000.00**

BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Ortonville to approve the purchase of crosswalk markers for Main Street not to exceed \$1,000.00.

Upon roll call vote the following voted Aye: Hausauer, Dorry, Berkner, Radermacher, Reinke. Nay: Sykora.

Resolution 16-84 passed this 15th day of August 2016.

APPROVED:

ATTEST:

Steve Berkner
Mayor

Charleen Grossman
Clerk-Administrator

UNFINISHED BUSINESS:

a. Resolution Approving 2nd reading and Adoption-Ordinance 16-06-An Ordinance Ordering Installation of Stop Signs

Reinke moved and Radermacher seconded that the following Resolution be adopted:

**RESOLUTION 16-85
RESOLUTION APPROVING SECOND READING AND ADOPTION OF
ORDINANCE 16-06 AN ORDINANCE ORDERING THE INSTALLATION
OF STOP SIGNS ON SUMMERSET STREET**

BE IT AND IT IS HEREBY RESOLVED by the City Council of the City of Ortonville to approve the second reading and the adoption of Ordinance 16-06 An Ordinance Ordering Installation of Stop Signs on Summerset Street at the intersection with Lundell Avenue and on Summerset Street at the intersection with Mark Drive.

Upon roll call vote the following voted Aye: Hausauer, Sykora, Dorry, Berkner, Radermacher, Reinke. Nay: None.

Resolution 16-85 passed this 15th day of August, 2016.

APPROVE:

ATTEST:

Steve Berkner
Mayor

Charleen Grossman
Clerk-Administrator

a. Resolution Approving 2nd Reading and Adoption of Ordinance 16-07 An Ordinance Selling Certain Real Estate Owned by the City of Ortonville-Lot A-Outlot 115, City of Ortonville

Hausauer moved and Radermacher seconded that the following Resolution be adopted:

**RESOLUTION 16-86
RESOLUTION APPROVING SECOND READING AND ADOPTION OF
ORDINANCE 16-07 AN ORDINANCE SELLING CERTAIN REAL ESTATE
OWNED BY THE CITY OF ORTONVILLE**

BE IT AND IT IS HEREBY RESOLVED by the City Council of the City of Ortonville to approve the second reading and the adoption of Ordinance 16-07 An Ordinance Selling Certain Real Estate Owned by the City of Ortonville, Lot A, Outlot 115, City of Ortonville.

Upon roll call vote the following voted Aye: Hausauer, Sykora, Dorry, Berkner, Radermacher, Reinke. Nay: None.

Resolution 16-86 passed this 15th day of August, 2016.

APPROVE:

ATTEST:

Steve Berkner
Mayor

Charleen Grossman
Clerk-Administrator

CONSIDERATION OF BILLS:

A motion was made by Dorry and seconded by Radermacher and passed to approve the bills as presented. Abstain: Reinke, Sykora.

NEW ACTIONS:

None.

EXECUTIVE SESSION:

None.

ADJOURNMENT:

Mayor Berkner adjourned the meeting at 6:20 P.M.

APPROVE:

ATTEST:

Steve Berkner
Mayor

Charleen Grossman
Clerk-Administrator