

KASSON CITY COUNCIL REGULAR MEETING MINUTES

Wednesday, April 14, 2021

6:00 PM

Pursuant to due call and notice thereof, a regular City Council meeting was held at City Hall on the 14th day of April, 2021 at 6:00 PM.

THE FOLLOWING MEMBERS WERE PRESENT: Burton, Egger, Ferris, and McKern

THE FOLLOWING MEMBERS WERE ABSENT: Zelinske

THE FOLLOWING WERE ALSO PRESENT: City Administrator Tim Ibsch, City Clerk Linda Rappe, City Engineer Brandon Theobald, Police Chief Josh Hanson, Fire Chief Joe Fitch, City Attorney Melanie Leth, Finance Director Nancy Zaworski, Tim O'Morro, Coy Borgstrom, Dave Dubbels and Everett Paulson

PLEDGE OF ALLIANCE

APPROVE AGENDA

Add: A.2.f Resolution Accepting Donation to the Dodge County Ice Arena

Motion to Approve the Agenda as amended made by Councilperson Egger, second by Councilperson Burton with All Voting Aye

CONSENT AGENDA

Minutes from March 24, 2021

Claims processed after the March 24, 2021 regular meeting, as audited for payment in the amount of \$1,085,253.15

Evaluations:

Paul Lindgren Police Officer	inc to Grade 10-Step 7	\$32.94	eff 4/11/21
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Committee/Commission/Board Minutes:

Park Board Minutes Draft – March 16, 2021

Fire Department Minutes – April 2021

Conferences/Schools

Dave Vosen – MWOA Annual Conference	Grand Rapids MN	July 27-30
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Dan Trapp - MWOA Annual Conference	Grand Rapids MN	July 27-30
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Josh Hanson – MN Chiefs Conference		Oct 31-11/3/21
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Resolution Accepting Donation to the Dodge County Ice Arena

Resolution #4.1-21

Resolution Accepting Donations for the City of Kasson

(on file)

Motion to Approve the Consent Agenda made by Councilperson Burton, second by Councilperson Ferris with All voting Aye.

VISITORS TO THE COUNCIL

Jeff Bolgrea – concerns about procedure on utility disconnects – not in attendance

MAYOR'S REPORT

Arbor Day Proclamation – The Mayor proclaimed Friday, April 30, 2021 as Arbor Day in Kasson MN.

PUBLIC FORUM

PUBLIC HEARING

Joint Annexation for ZED

Public hearing opened

No comments

Public hearing closed

Councilperson Burton stated that the Planning Commission reviewed this and recommends approval.

Resolution #4.2-21

In the Matter of the orderly Annexation Between the City of Kasson and Mantorville Township Pursuant to Minnesota States 414.0325

(on file)

Motion to Approve the Annexation for ZED made by Councilperson Burton, second by Councilperson Egler with All Voting Aye.

Joint Annexation for Komets Acres

Resolution #4.3-21

In the Matter of the Orderly Annexation Between the City of Kasson and Mantorville Township Pursuant to Minnesota Statutes 414.0325

(on file)

Public hearing opened

No comments

Public hearing closed

Councilperson Burton stated that there was a fair amount of public comments at the Planning Commission meeting. The Planning Commission recommends approval. **Motion to Approve the Annexation for Komet Acres made by Councilperson Egler, second by Councilperson Ferris with All Voting Aye.**

COMMITTEE REPORT

Planning Commission

Ordinance Revision regarding Impervious Surface

Mayor McKern asked if impervious surface at 65% is adequate for runoff, Engineer Theobald stated ZED is providing more stormwater protections.

Ordinance 4.1-21

Ordinance Regarding Maximum Impervious Surface Standards for Institutional Uses in Residential Districts
(on file)

Summary Resolution

Resolution #4.4-21

Resolution for Summary Publication

(on file)

Motion to Approve the Ordinance and the Resolution for Summary Publication made by Councilperson Burton, second by Councilperson Egler with All Voting Aye.

ZED

Comp Plan Revision – Councilperson Burton stated there were no comment at the Planning Commission public hearing.

Resolution #4.5-21

**Resolution Approving Amendment to the 2040 Comprehensive Plan to Reguide Property at 2002 Mantorville Avenue North
(on file)**

Rezone – Administrator Ibisch stated that this is going from an ag use to R-1. Councilperson Burton stated there was no public comment at Planning Commission

Ordinance #4.2-21

**Ordinance Amending the Kasson Official Zoning Map to Ass 2002 Mantorville Avenue North to be within the City Boundary and Establish Zoning as R-1 Single-Family Residential District
(on file)**

Motion to Approve the Comp Plan Revision Resolution and the Ordinance Amending the Zoning Map made by Councilperson Burton, second by Councilperson Egler with All Voting Aye.

Komet Acres

Comp Plan Revision – Councilperson Burton stated that there was fair amount of public input from the neighbors of this development, it is the recommendation from Planning Commission to approve. Administrator Ibisch stated that this is changing the density requirements in residential districts. Ms. Chamberlain stated that the comp plan is a guide and enforced through the zoning ordinance and removed the line containing “Growth Boundary” was removed since the City’s Boundaries are always changing.

Resolution #4.6-21

**Resolution Approving Amendment to 2040 Comprehensive Plan to Amend Low Density Residential Land Use Category and to Reguide Property at PID no. 1302700103
(on file)**

Rezone

Ordinance #4.3-21

**Ordinance Amending the Kasson Official Zoning Map to Add PID No 1302700103 to be Within the City Boundary and Establish Zoning as R-1 Single-Family Residential
(on file)**

Motion to Approve the Resolution Amending the Comp Plan and the Ordinance Amending the Official Zoning Map made by Councilperson Burton, second by Councilperson Ferris with All Voting Aye.

Preliminary Plat – Councilperson Burton stated the Planning Commission added the condition to have the applicant meet with city and township regarding. Concerns were the volume of homes and only one access, current fire code is 30 homes with one access. Planning Commission discussed drainage and flooding. Planning Commission recommends approval with the conditions. Administrator Ibisch was at the Town Board meeting and the township would like to see that road extended. Township tabled the annexation request tonight. They have another meeting May 3.

Resolution #4.7-21

**Resolution Approving the Preliminary Plat for the Property at PID No. 1302700103, Known as Komet Acres
(on file)**

Motion to Approve the Preliminary Plat with the Conditions noted made by Mayor McKern, second by Councilperson Egler with All Voting Aye.

EDA/City Joint Partnership – A letter from chamber board to meet and do some strategic planning was in the packet. They would like to meet in June. The council was agreeable with having a joint meeting in June.

OLD BUSINESS

2020 Audit Review – Finance Director Zaworski Nancy went through the audit received from the Smith Schaefer and Associates. Zaworski presented on the behalf of the auditors the summary power point.

Motion to Accept the Audit Report made by Councilperson Burton, second by Councilperson Ferris with All Voting Aye.

Approve Job Description for Parks/Streets Worker – the Public Works Director would like more flexibility in the job description with this employee, no change to pay grade. This would be a public works/parks/streets position. **Motion to Approve the Job Description made by Mayor McKern, second by Councilperson Burton with All Voting Aye.**

Accept high Bid for 2004 Fire Department Grass Rig – The City received 14 sealed bids and Tony Paulson was the high bidder at \$20,657.00. Fire Chief Fitch stated we already have the check and all equipment has been removed. Mr. Paulson is just waiting for the City to accept. **Motion to Approve made by Councilperson Egger, second by Councilperson Ferris with All Voting Aye.**

NEW BUSINESS

Gambling Premises Permit for KM Snowdrifters – Bingo at Events – **Motion to Accept made by Councilperson Burton, second by Councilperson Egger with All Voting Aye.**

Resolution #4.8-21

*Resolution Approving the Premises Permit for K-M Snowdrifters Charitable Gambling at Event's
(on file)*

Joint Powers Agreement – Heroin Task Force – Police Chief Hanson stated that we had two overdoses last month and this task force will help fund some of the overtime. **Motion to Approve the Agreement made by Mayor McKern, second by Councilperson Ferris with All Voting Aye.**

Joint Powers Agreement – BCA Direct Connection – Police Chief Hanson stated that this is a renewal of 5 year agreement and this allows them access to criminal justice information. **Motion to Approve the Agreement made by Councilperson Burton, second by Councilperson Egger with All Voting Aye.**

Resolution #4.9-21

*Resolution Approving State of Minnesota Joint Powers Agreements with the City of Kasson on Behalf of Its
City Attorney and Police Department
(on file)*

Sewer Forgiveness Request – Phil Johnson is asking if the City would forgive a portion of his sewer bill from a pipe break in the winter while he was in the south. Administrator Ibisch suggested a \$2500 forgiveness with a one strike rule. Councilperson Egger asked about the new meter system if this will identify this, Ibisch stated that this could have caught sooner. **Motion to Approve Forgiving \$2500 of the Sewer Portion of Phil Johnson's Utility Bill Due to Pipe Breaking made by Councilperson Egger, second by Councilperson Ferris with All Voting Aye.**

ADMINISTRATORS REPORT

Administrator's Report – Administrator Ibisch highlighted his report – Councilperson Ferris asked questions about the community heart and soul program.

Library Mission Statement – if you have feedback please let Councilperson Ferris know.

Kennel Questions – The Planning Commission is looking at revising some of the language in the City Code regarding the limit of dogs and definitions

New Year's Holiday Discussion – Since New Year's Day falls on a Saturday the Council can determine whether the holiday would fall on Friday or Monday. The Council was in agreement to align it with national holiday recognition of Friday December 31, 2021.

ENGINEER'S REPORT

I/I Reduction Program Update – Engineer Theobald gave updates no action required

TH 57 Update – 2022 construction – Engineer Theobald stated that we have clear direction and there is a MnDOT website – there is maintenance issue that has been brought up to them of areas that need patching now. The limit of the 57 project is to 13th St NE and in addition to this is the roundabout at 16th, the roundabout is not currently in this project scope.

Flood Protection Update – Engineer Theobald gave an update to the Council regarding meetings he has had with the DNR and still getting this correlated together.

PERSONNEL

Fire Department – Jim McAndrews one year LOA eff 4/2/21 – Motion to Accept the LOA made by Mayor McKern, second by Councilperson Ferris with All Voting Aye.

Fire Department – Resignation of Doug Griffin eff 4/2/21 – The Council thanked Fireman Griffin for his service for 21 years. Motion to Accept the Letter of Resignation made by Mayor McKern, second by Councilperson Ferris with All Voting Aye.

Fire Chief Fitch stated they have 6 apps for new firefighters and testing is set up and interviews after that.

ATTORNEY

Free Speech Inquiry – There have been complaints of signs in town that have profanity on them. Attorney Leth stated that in 2015 the Supreme Court tried a case and the outcome was that Cities cannot regulate signs based on content. The Cities can also not make people remove political signs within a certain time frame. The City can regulate size, etc.

Closed - Litigation strategy on Blaine's 14th lawsuit

Meeting closed at 7:22pm

Opened 7:45 - The Attorney gave the Council an update on litigation- no action was taken.

CORRESPONDENCE

Correspondence was reviewed

ADJOURN 7:46PM Motion to Adjourn made by Councilperson Egler, second by Mayor McKern with all Voting Aye to Adjourn.

ATTEST:

Linda Rappe, City Clerk

Chris McKern, Mayor