

State of Minnesota  
Counties of Scott & Le Sueur  
City of New Prague



City Council Meeting  
Monday, March 5, 2007

Prior to business meeting the Council held a workshop with Bob Brown, Bolton & Menk, who reviewed with the Council the proposed Biological Aerated Filter (BAF) waste water treatment process and facility.

Mayor Bender called the meeting to order with the following members present: Bender, Jirik, Kratochvil, Wilcox & Flicek.

Ms. Carolyn Meger, Greater MN Gas Co., reviewed with the Council the company background and requested that the City grant Greater Minnesota Gas a non-exclusive franchise to service newly annexed areas.

Connie Hargest, Center Point Energy, reviewed with the Council current gas franchise and services that Center Point Energy provides.

Council Member Wilcox offered the following Resolution and moved for its adoption.

RESOLUTION #07-03-05-01

RESOLUTION OF THE NEW PRAGUE CITY COUNCIL  
APPROVING A VARIANCE TO ALLOW A 21 SQ. FT. BUILDING SIGN INSTEAD  
OF THE ZONING ORDINANCE ALLOWED MAXIMUM OF 12 SQ. FT. FOR  
APPROVED NON-RESIDENTIAL USES IN THE RL-90 SINGLE FAMILY  
RESIDENTIAL ZONING DISTRICT, NEW PRAGUE, MINNESOTA

WHEREAS, New Prague Gymnastics Club Inc., owner of the following real estate in the County of Scott to wit:

Lot 1, Block 1, Gymnastics Club Addition, according to the plat thereof, Scott County, Minnesota

is requesting a variance to allow a 21 sq. ft. building sign instead of the zoning ordinance allowed maximum of 12 sq. ft. for approved non-residential uses in the RL-90 Single Family Residential Zoning District; and,

WHEREAS, the New Prague Planning Commission has completed a review of the application and made a report pertaining to said request (V1-2007), a copy of said report has been presented to the City Council; and,

WHEREAS, the New Prague Planning Commission on the 28th day of February, 2007, after due consideration of presented testimony and information, voted unanimously (5-0) to forward the matter to the City Council with a recommendation for approval; and,

WHEREAS, the New Prague City Council finds:

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1. Exceptional or extraordinary circumstances do apply to the property resulting from lot size or shape, topography or other circumstances over which the owners of property since enactment of this ordinance have had no control because the property and site design was laid out in such a way that it does not permit any freestanding/monument signage in front of the building by reason of setbacks and easements located there for the signage and therefore the applicants only signage avenue is signage directly on the building.

2. The literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other approved non-residential properties in the RL-90 Single Family Residential District because the adjacent Community Center has over 12 sq. ft. of building signage and other area signage generally exceeds the ordinance limit also noting that the site has no ability to add a freestanding/monument sign in the future due to site constraints.

3. The special conditions or circumstances do result from the actions of the applicant because they are simply proposing building signage in excess of the ordinance allowed maximum to make up for the lack of having room for a freestanding/monument sign.

4. The granting of the variance requested will not confer on the applicant a special privilege that is denied by this ordinance to owners of other lands, structures or buildings in the same zoning district in that other approved non-residential uses likely will have adequate space for a freestanding/monument sign to further promote the occupant of the building whereas this site cannot physically provide the space.

5. The variance requested is the minimum variance which would alleviate the hardship of not having any space to construct a freestanding/monument sign and to ensure that the building sign is readable from 12<sup>th</sup> Street NE.

6. The variance would not be materially detrimental to the purpose of this ordinance or to other property in the same zone and will not adversely affect the neighborhood because the property will have less overall signage due to the lack of a freestanding/monument sign and will also have less overall signage than the adjacent Community Center and High School.

7. The granting of the 9 sq. ft. variance from the required 12 sq. ft. to 21 sq. ft. of building signage would be reasonable

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because it would not be any more signage than the immediately adjacent approved non-residential uses.

NOW, THEREFORE BE IT RESOLVED, by the City Council of New Prague, Minnesota, that the request for variance #V1-2007, to allow a variance for a 21 sq. ft. building sign instead of the zoning ordinance allowed maximum of 12 sq. ft. for approved non-residential uses in the RL-90 single family residential zoning district as proposed by New Prague Gymnastics Club Inc. is hereby approved based on the above findings and with the following condition:

- 1. In exchange for the 9 sq. ft. variance for the building signage, there shall be no freestanding/monument sign constructed on the property until the building signage conforms to the provisions of the zoning ordinance.

This Variance approval becomes effective immediately upon its passage and without publication.

Council Member Kratochvil seconded said Resolution and upon roll call the following vote was recorded.

	<u>AYES</u>	<u>NAYES</u>
Bender	<u>X</u>	_____
Flicek	<u>X</u>	_____
Jirik	<u>X</u>	_____
Kratochvil	<u>X</u>	_____
Wilcox	<u>X</u>	_____

Thereupon Mayor Bender declared said resolution adopted this 5th day of March, 2007.

\_\_\_\_\_  
W. A. Bender, Mayor

ATTEST:

\_\_\_\_\_  
Jerry Bohnsack, City Administrator

Council Member Wilcox offered the following Resolution and moved for its adoption.

RESOLUTION #07-03-05-02

RESOLUTION OF THE NEW PRAGUE CITY COUNCIL  
APPROVING A VARIANCE TO ALLOW AN OPEN FRONT ENTRY ADDITION TO A HOME TO ENCROACH 7.9' INTO THE REQUIRED 30' EAST FRONT YARD AND 14.9' INTO THE REQUIRED 30' SOUTH FRONT YARD IN THE RL-70 SINGLE FAMILY RESIDENTIAL ZONING DISTRICT, NEW PRAGUE, MINNESOTA

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WHEREAS, Michael S. and Ann S. Slavik., owners of the following real estate in the County of Le Sueur to wit:

Lot 26, less the North 10 feet and the North 12 ½ feet of Lot 25, Block 8, City of New Prague, County of LeSueur, Minnesota.

And

That part of Lot 25, Block 8, City of New Prague, according to the recorded plat thereof, LeSueur County, Minnesota, lying south of the north 12.5 feet of said Lot 25 and lying north of the easterly extension of the south line of Block 7, said City of New Prague.

Are requesting a variance to allow an open front entry addition to a home to encroach 7.9' into the required 30' east front yard and 14.9' into the required 30' south front yard in the RL-70 Single Family Residential Zoning District; and,

WHEREAS, the New Prague Planning Commission has completed a review of the application and made a report pertaining to said request (V2-2007), a copy of said report has been presented to the City Council; and,

WHEREAS, the New Prague Planning Commission on the 28<sup>th</sup> day of February, 2007, after due consideration of presented testimony and information, voted unanimously (5-0) to forward the matter to the City Council with a recommendation for approval; and,

WHEREAS, the New Prague City Council finds:

1. Exceptional or extraordinary circumstances do apply to the property resulting from lot size or shape, topography or other circumstances over which the owners of property since enactment of this ordinance have had no control because the existing home is located largely outside of the current buildable area of the lot and the home was built in 1916 well before the City had enacted any zoning ordinance or setback controls and therefore the home could not have been expected to meet the current setbacks when built.
2. The literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the RL-70 Single Family Residential District and will not confer on the applicant a special privilege that is denied by this ordinance to owners of other lands, structures or buildings in the district because other homes in the same vicinity also exist at less than 30' from the front property line at varying distances both with and without front porches.

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3. The special condition of the majority of the home being located outside of the building area of the lot does not result from the actions of the applicant because the home has been in existence since well before any zoning ordinances or setbacks were enacted.

4. The variance requested is the minimum variance which would alleviate the hardship because the plan for the porch would allow for a very small open entry to provide protection for the front door and steps and would bring back some of the historical appearance to the building.

5. The variance would not be materially detrimental to the purpose of this ordinance or to other property in the same zone and will not adversely affect the neighborhood because it will benefit the home and immediate area for historical aesthetic purposes and add to the historical integrity of the home and the surrounding area.

6. The granting of the variance to allow the open front entry addition to be 22.1' from the east front property line and 15.1' from the south front property line would be reasonable because the front entry addition is necessary to further the city's compelling interest in preserving the historical character of the area with the front porch and it's appearance on the home.

NOW, THEREFORE BE IT RESOLVED, by the City Council of New Prague, Minnesota, that the request for variance #V2-2007, to allow an open front entry addition to a home to encroach 7.9' into the required 30' east front yard and 14.9' into the required 30' south front yard in the RL-70 Single Family Residential Zoning District as proposed by Michael S. and Ann S. Slavik. is hereby approved based on the above findings.

This Variance approval becomes effective immediately upon its passage and without publication.

Council Member Jirik seconded said Resolution and upon roll call the following vote was recorded.

	<u>AYES</u>	<u>NAYES</u>
Bender	<u>X</u>	_____
Flicek	<u>X</u>	_____
Jirik	<u>X</u>	_____
Kratochvil	<u>X</u>	_____
Wilcox	<u>X</u>	_____

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Thereupon Mayor Bender declared said resolution adopted this 5th day of March, 2007.

\_\_\_\_\_  
W. A. Bender, Mayor

ATTEST:

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Jerry Bohnsack, City Administrator

Council Member Wilcox offered the following Resolution and moved for its adoption.

RESOLUTION # 07-03-05-03

RESOLUTION OF THE NEW PRAGUE CITY COUNCIL  
APPROVING A CONDITIONAL USE PERMIT TO ALLOW  
AN AUTOMOTIVE REPAIR BUSINESS TO LOCATE AT 209 4<sup>TH</sup> AVENUE SW  
IN THE B-3 HIGHWAY COMMERCIAL ZONING DISTRICT,  
NEW PRAGUE, MINNESOTA

WHEREAS, Dann and Lorrie Kirschman, owner of the following real estate in the County of LeSueur to wit:

All that part of the West Half of the Northwest Quarter (W ½ of NW ¼) of Section 3, Township 112, Range 23 W, hereinafter described as follows: Commencing at a point 132.2 feet South of the Southwest Corner of Block 2, Suchomel's Addition to the City of New Prague, Le Sueur County, Minnesota; thence East a distance of 317.1 feet to the west line of the M. & St. L. Railroad Co. right-of-way; thence Southerly along the west line of said railroad right-of-way, a distance of 60 feet; thence West a distance of 321.1 feet; thence North a distance of 60 feet to the point of beginning.

is requesting a Conditional Use Permit to allow an automotive repair business in the B-3 Highway Commercial Zoning District, which is located on the above real estate; and,

WHEREAS, the New Prague Planning Commission has completed a review of the application and made a report pertaining to said request (C1-2007), a copy of said report has been presented to the City Council; and,

WHEREAS, the New Prague Planning Commission on the 24th day of January, 2007, following proper notice held a public hearing regarding the request, and following due consideration of presented testimony and information, on February 28, 2007 voted unanimously to forward the matter to the City Council with a recommendation for approval subject to findings contained in staff report C1-2007 and those listed during the Planning Commission Meeting; and,

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WHEREAS, the New Prague City Council finds:

- A. The proposed use of the property as an automotive repair shop will not create an excessive burden on existing parks, schools, streets and other public facilities which serve the area because the site will generate little traffic on a daily basis and have very few employees.
- B. The property is adjacent to residentially used land on both its north and south sides. Screening will be provided along both the north and south property lines to mitigate any possible depreciation in value of the adjacent homes caused by the proposed business use.
- C. The use is reasonably related to the overall needs of the City and to existing land use, as it will provide an automotive repair business for area residents within an appropriate commercial zoning district.
- D. The proposed automotive repair business is consistent with the purposes of the Zoning Ordinance and the purposes of the B-3 Highway Commercial Zoning District in that the proposed use is specifically guided to the B-3 district.
- E. The proposed automotive repair business is not in conflict with the comprehensive plan of the City because the Comprehensive Plan designates this property as being located within the B-3 Highway Commercial Zoning District.
- F. The proposed automotive repair business will generate very little traffic and therefore will not cause traffic hazard or congestion.
- G. Adequate utilities such as water, sewer and roads have been provided to the site.

WHEREAS, the New Prague City Council approves the request with the following conditions:

- 1. The conditional use permit is issued for a period of one year, and shall become null and void without further action from the Planning Commission unless used within one year of the date granting the permit.
- 2. The Conditional Use Permit is issued in accordance with the site plan dated 1/19/07 on file with the New Prague Planning Department.
- 3. The applicants, Dann and Lorrie Kirschman, must comply with all recommendations of the Public Works Director.
- 4. The required parking stalls shall be striped with white or yellow paint lines not less than 4" wide providing for parking spaces at a size of 9' x 20' on a concrete or bituminous paved surface with a perimeter curb, as required by Section 717 of the New Prague Zoning Ordinance, within

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one year of approval of the conditional use permit.

5. All waste oil or other hazardous materials generated at the site shall be disposed of in accordance with applicable state and federal laws, and the applicants shall obtain any permits required by the county, state or federal government.
6. There shall be no exterior storage allowed on the site, other than vehicles waiting for repair.
7. Not more than four vehicles may be parked outside at any time.
8. Screening shall be required for a distance of 70' along both the north and south property lines to provide a buffer between the proposed business use and the adjacent residential properties. Such screening may consist of a fence which is at least 50% opaque and between 5' and 6' in height, or landscaping which is at least 50% opaque with leaf off conditions.
9. All signs must conform to Section 718 of the Zoning Ordinance.
10. All lighting must conform to Section 704 of the Zoning Ordinance.
11. The repair of vehicles shall only take place within the garage stalls, and shall be prohibited outside.
12. All dumpsters, garbage containers or refuse bins shall be screened from view in accordance with Section 703 of the Zoning Ordinance.
13. The ADA accessible portable bathroom, if placed on the site, shall not be placed in front of the garage used for the business.

And noting that:

1. The applicant may need to provide for an additional deciduous tree to meet the requirement that at least 25% of the parking lot be shaded.

And noting the following variance:

1. A variance is being granted from the requirement that 3% of the gross parking area lying more than 20' from the street right of way shall be improved and maintained with landscaping in accordance with Section 717 (2)(A)(3) because the parking lot on the site is only for four parking spaces and the landscaped area would not be reasonable to require in such a small space.
2. Given the current layout of the site it will be impossible to meet the requirement of Section 723 (6) which requires



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that the driveway be 30' in width, and therefore a 20' wide driveway is being allowed.

NOW, THEREFORE BE IT RESOLVED, by the City Council of New Prague, MN, that the Conditional Use Permit to allow an automotive repair business at 209 4<sup>th</sup> Avenue SW in the B-3 Highway Commercial Zoning District is hereby approved.

This Conditional Use Permit is approved effective immediately upon its passage and without publication.

Council Member Flicek seconded said Resolution and upon roll call the following vote was recorded.

	<u>AYES</u>	<u>NAYES</u>
Bender	<u>X</u>	_____
Flicek	<u>X</u>	_____
Jirik	<u>X</u>	_____
Kratochvil	<u>X</u>	_____
Wilcox	<u>X</u>	_____

Thereupon Mayor Bender declared said resolution adopted this 5th day of March, 2007.

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W. A. Bender, Mayor

ATTEST:

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Jerry Bohnsack, City Administrator

The Council held discussion on potential vacation of portion of 6<sup>th</sup> St. NW upon realignment of 6<sup>th</sup> St. NW and TH 21N intersection. Consensus of Council to support the vacation and transfer title to adjacent property owner. No formal action taken.

Council Member Kratochvil offered the following resolution and moved for its adoption.

RESOLUTION #07-03-05-04

RESOLUTION APPROVING PLANS AND SPECIFICATIONS  
AND ORDERING ADVERTISEMENT FOR BIDS  
2007 CAPITAL IMPROVEMENT RECONSTRUCTION PROJECT

WHEREAS, pursuant to a resolution passed by the Council on February 20, 2007, Doug Parrott the consulting engineer retained

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for the purpose, has prepared plans and specifications for the 2007 Capital Improvement Reconstruct Project on the following streets:

- Lexington Ave. N. from 2<sup>nd</sup> Street NE to CSAH 37
- Gooseberry Lane
- Liberty Lane

Improvements will include but not be limited to construction of sanitary sewer, sanitary sewer services, water main, water services, storm sewer, concrete curb and gutter, aggregate base, bituminous surfacing, retaining wall, turf restoration, and miscellaneous items required to properly

complete the improvements pursuant to Minnesota Statutes 429.011 to 429.111.

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

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. The City Administrator shall prepare and cause to be inserted in the official paper and Construction Bulletin an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 3 weeks, shall specify the work to be done, shall state that bids will be received by the City Administrator at which time they will be publicly opened in the Council Chambers of the City Hall by the City Administrator and engineer, will then be tabulated, and will be considered by the Council.

Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the Council on the issue of responsibility. No bids will be considered unless sealed and filed with the City Administrator and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City Administrator for 5 percent of the amount of such bid.

The City of New Prague reserves the right to accept and reject all bids.

Council Member Wilcox seconded said Resolution and upon roll call the following vote was recorded.

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	<u>AYES</u>	<u>NAYES</u>
Bender	<u>X</u>	_____
Flicek	<u>X</u>	_____
Jirik	<u>X</u>	_____
Kratochvil	<u>X</u>	_____
Wilcox	<u>X</u>	_____

Thereupon Mayor Bender declared said resolution adopted this 5th day of March, 2007.

\_\_\_\_\_  
W.A. Bender, Mayor

ATTEST:

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Jerry Bohnsack, City Administrator

Council Member Jirik offered the following resolution and moved for its adoption.

RESOLUTION #07-03-05-05

RESOLUTION APPROVING PLANS AND SPECIFICATIONS

WHEREAS, Le Sueur County CSAH 29 is scheduled for reconstruction in 2007; and,

WHEREAS, New Prague residential Subdivision (Tikalsky Acres) abuts CSAH 29; and,

WHEREAS, The City of New Prague desires to include public utility extensions in the CSAH 29 reconstruction project; and,

WHEREAS, New Prague City Staff has worked with the consulting engineer to include public utility extensions in the CSAH 29 reconstruction project; and,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF NEW PRAGUE, MINNESOTA that plans and specifications for utility extensions and the CSAH 29 reconstruction project are hereby approved.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF NEW PRAGUE, MINNESOTA that Le Sueur County is hereby authorized to administer the City Utility Work under the Le Sueur County CSAH 29 Reconstruction Project.

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Council Member Kratochvil seconded said Resolution and upon roll call the following vote was recorded.

	<u>AYES</u>	<u>NAYES</u>
Bender	<u>X</u>	_____
Flicek	<u>X</u>	_____
Jirik	<u>X</u>	_____
Kratochvil	<u>X</u>	_____
Wilcox	<u>X</u>	_____

Thereupon Mayor Bender declared said resolution adopted this 5th day of March, 2007.

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 W.A. Bender, Mayor

ATTEST:

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 Jerry Bohnsack, City Administrator

Motion Jirik, Second Flicek  
 Approve 3% adjustment to pay schedule for all non union employees for year 2007. Salary adjustments retroactive to January 1, 2007.  
 Motion carried.

Motion Jirik, Second Kratochvil  
 Approve engagement of Ehlers and Associated to prepare financial management plan as outlined in proposal dated February 26, 2007.  
 Motion carried.

Motion Kratochvil, Second Wilcox.  
 Approve the following 2007-2008 liquor, beer, wine and miscellaneous license applications:

- |  |  |
|--|--|
| New Prague Baseball Assn.  | On-sale beer   |
| Mark Michel's Pioneer Saloon Inc.<br>d/b/a/ Mark Michel's Pioneer Saloon | On-sale liquor, off-sale liquor                                      |
| Knights Building Commission<br>a/k/a K.C. Hall                           | On-sale beer, dance permit,<br>On-sale wine, set up license          |
| Simon's Sportsman Bar Inc.<br>d/b/a Simon's Sportsman Bar                | On-sale liquor, Off-sale Liquor, Sunday liquor, Off-sale Beer, Dance |
| New Prague Golf Club, Inc.<br>d/b/a New Prague Golf Club                 | On-sale liquor, Sunday liquor, dance permit,                         |

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Trailside Liquor of New Prague, Inc. d/b/a Trailside Liquor of New Prague	Off-sale liquor, Off-sale Beer
City Club Bar, Inc. d/b/a City Club Bar	On-sale liquor, off-sale liquor, Sunday liquor
Millers Tap, Inc. d/b/a Miller's Tap	On-sale liquor, off-sale liquor, Sunday liquor, dance permit
D.J. Bastyr Inc. d/b/a Corner Bar	On-sale liquor, off-sale liquor, Sunday liquor, dance permit
M & C Hartman, Inc. d/b/a West End Liquors	Off-sale liquor, off-sale beer
Park Pavilion Co., Inc. d/b/a Park Ballroom	On-sale beer, on-sale wine, dance permit, set up license
Dennis & Dee Enterprises, Inc. d/b/a Strike Force Bowl	On-sale beer, on-sale wine, set up license
Patoon Inc. dba Fishtale Grill	On-sale liquor, Sunday liquor
Praha Haus, Inc. d/b/a Praha Haus	On-sale beer, on-sale wine
Flipside Pub & Grill, Inc. d/b/a Flipside Pub & Grill	On-sale liquor, off-Sale liquor, Sunday liquor, dance permit
Classic Grille & Bar, Inc. d/b/a Classic Grille & Bar	On-sale liquor, Sunday liquor
New Prague Chamber of Commerce	On-sale beer, September 14, 2007 & September 15, 2007
St. Wenceslaus School	One day on-sale liquor on April 21, 2007
Motion carried.	

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Motion Wilcox, Second Flicek  
Approve the following consent agenda items:  
A. Approve Previous Meeting Minutes  
B. Approve Claims for Payment.  
Motion carried.

Council Member Wilcox offered the following Resolution and moved for its adoption.

RESOLUTION #07-03-05-06

RESOLUTION ACCEPTING PROJECT

WHEREAS, pursuant to development agreement dated November 12, 2004, Geiger Land Development, Inc. has satisfactory completed the improvements to Prague Estates 9<sup>th</sup> Addition in accordance with such development agreements.

WHEREAS, City Staff has inspected said improvements and recommends acceptance.

WHEREAS, necessary warranties are in place.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Prague that the improvements constructed and completed by Geiger Land Development, Inc., Prague Estates 9<sup>th</sup> Addition are hereby accepted and approved.

Council Member Flicek seconded said Resolution and upon roll call the following vote was recorded.

	<u>AYES</u>	<u>NAYES</u>
Bender	<u>X</u>	_____
Flicek	<u>X</u>	_____
Jirik	<u>X</u>	_____
Kratochvil	<u>X</u>	_____
Wilcox	<u>X</u>	_____

Thereupon Mayor Bender declared said resolution adopted this 5th day of March, 2007.

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W. A. Bender, Mayor

ATTEST:

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Jerry Bohnsack, City Administrator

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Council Member Wilcox offered the following Resolution and moved for its adoption.

RESOLUTION #07-03-05-07

RESOLUTION ACCEPTING PROJECT

WHEREAS, pursuant to development agreement dated November 12, 2004, Geiger Land Development, Inc. has satisfactorily completed the improvements to Prague Estates 10<sup>th</sup> Addition in accordance with such development agreements.

WHEREAS, City Staff has inspected said improvements and recommends acceptance.

WHEREAS, necessary warranties are in place.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Prague that the improvements constructed and completed by Geiger Land Development, Inc., Prague Estates 10<sup>th</sup> Addition are hereby accepted and approved.

Council Member Flicek seconded said Resolution and upon roll call the following vote was recorded.

	<u>AYES</u>	<u>NAYES</u>
Bender	<u>X</u>	_____
Flicek	<u>X</u>	_____
Jirik	<u>X</u>	_____
Kratochvil	<u>X</u>	_____
Wilcox	<u>X</u>	_____

Thereupon Mayor Bender declared said resolution adopted this 5th day of March, 2007.

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W. A. Bender, Mayor

ATTEST:

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Jerry Bohnsack, City Administrator

Council Member Wilcox offered the following Resolution and moved for its adoption.

RESOLUTION #07-03-05-08

RESOLUTION ACCEPTING PROJECT

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WHEREAS, pursuant to development agreement dated March 7, 2005, Geiger Land Development, Inc. has satisfactory completed the improvements to Prague Estates 11<sup>th</sup> Addition in accordance with such development agreements.

WHEREAS, City Staff has inspected said improvements and recommends acceptance.

WHEREAS, necessary warranties are in place.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Prague that the improvements constructed and completed by Geiger Land Development, Inc., Prague Estates 11<sup>th</sup> Addition are hereby accepted and approved.

Council Member Flicek seconded said Resolution and upon roll call the following vote was recorded.

	<u>AYES</u>	<u>NAYES</u>
Bender	<u>X</u>	_____
Flicek	<u>X</u>	_____
Jirik	<u>X</u>	_____
Kratochvil	<u>X</u>	_____
Wilcox	<u>X</u>	_____

Thereupon Mayor Bender declared said resolution adopted this 5th day of March, 2007.

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W. A. Bender, Mayor

ATTEST:

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Jerry Bohnsack, City Administrator

There being no further business, the meeting was adjourned.

Jerry Bohnsack,  
City Administrator