

City Council Proceedings

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



City Council Meeting
Monday, October 1, 2007

Pursuant to due call and notification a public hearing was held to consider the proposed assessment for the 2007 street reconstruction project. Lexington Av. N. from 2nd St. NE to CSAH 37.

Mayor Bender opened the hearing with the following members present: Bender, Wilcox, Flicek.

Mr. Doug Parrott reviewed with the Council and the audience the proposed project, the method of special assessment for the project, assessment policy, and assessment payment.

After all questions were address, Mayor closed the public hearing.

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

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

RESOLUTION #07-10-01-01

RESOLUTION ADOPTING ASSESSMENT

WHEREAS, pursuant to proper notice duly given as required by law, the Council has met and heard and passed upon all objections to the proposed assessment for the improvement of

2007 Street Reconstruction Project CIP

Lexington Av. N. from 2nd Street NE to CSAH 37

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

1. Such proposed assessment, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.

2. Such assessment shall be payable in equal annual installments extending over a period of 15 years, the first of the installments to be payable on or before the first Monday in

City Council Proceedings

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



City Council Meeting
Monday, October 1, 2007

January 2008 and shall bear interest at the rate of 5% percent per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 2008. To each subsequent installment when due shall be added interest for one year on all unpaid installments.

3. The owner of any property so assessed may, at any time prior to certification of the assessment to the County Auditor, pay the whole of the assessment on such property, with interest accrued to the date of payment, to the City Treasurer, except that no interest shall be charged if the entire assessment is paid prior to October 31, 2007; and he may, at any time thereafter, pay to the City Treasurer the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Such payment must be made before November 15 or interest will be charged through December 31 of the next succeeding year.

4. The City Administrator shall forthwith transmit a certified duplicate of this assessment to the County Auditor to be extended on the property tax lists of the County. Such assessments shall be collected and paid over in the same manner as other municipal taxes.

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>	<u> </u>
Flicek	<u>X</u>	<u> </u>
Jirik	<u>Absent</u>	<u>Absent</u>
Kratochvil	<u>Absent</u>	<u>Absent</u>
Wilcox	<u>X</u>	<u> </u>

Thereupon Mayor Bender declared said resolution adopted this 1st day of October, 2007.

W. A. Bender, Mayor

ATTEST:

Jerry Bohnsack, City Administrator

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

RESOLUTION #07-10-01-02

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



City Council Meeting
Monday, October 1, 2007

RESOLUTION OF THE NEW PRAGUE CITY COUNCIL
APPROVING A CONDITIONAL USE PERMIT TO ALLOW A DANCE STUDIO IN
THE I-1 LIGHT INDUSTRIAL ZONING DISTRICT, NEW PRAGUE MINNESOTA

WHEREAS, Christine Plambeck, applicant, in coordination with D E New Prague Properties, LLC , owner of the following real estate in the County of LeSueur to wit:

Lots 2 Block 1, New Prague Business Park 3rd Addition,
according to the recorded plat thereof, Scott County, Minnesota.

are requesting a Conditional Use Permit to allow a dance studio to locate in approximately 5,500 square feet of the industrial building located on the above described property, which is located in the I-1 Light Industrial Zoning District; and,

WHEREAS, the New Prague Planning Commission has completed a review of the application and made a report pertaining to said request (#C4-2007), a copy of said report has been presented to the City Council; and,

WHEREAS, the New Prague Planning Commission on the 26th day of September, 2007, following proper notice held a public hearing regarding the request, and following due consideration of presented testimony and information, voted (4-0) to forward the matter to the City Council with a recommendation for approval subject to findings contained in staff report C4-2007 and those listed during the Planning Commission Meeting; and,

WHEREAS, the New Prague City Council finds:

- A. The proposed dance studio will not create an excessive burden on existing parks, schools, streets and other public facilities which serve or are proposed to serve the area because adequate streets and public facilities exist in the area, and the dance studio is a low intensity use that will not cause a significant impact on public facilities.
- B. The proposed dance studio is not adjacent to or visible from any residentially zoned or used properties, and therefore will not have a depreciating affect on residential property.
- C. The proposed dance studio will be located within an industrial building which has been designed in an attractive manner, and therefore the dance studio will not have an adverse effect on adjacent residential properties.
- D. The proposed dance studio is reasonably related to the overall needs of the City.
- E. The proposed dance studio is compatible with the s surrounding land uses.
- F. The proposed dance studio will generate very little traffic

City Council Proceedings

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



City Council Meeting
Monday, October 1, 2007

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 condition:

- 1. The applicant must construct the site in accordance with the Staff Site Plan dated 9/28/07 on file with the New Prague Planning Department.

And noting that:

- 1. The property owner has worked with City staff to maximize the parking on the site.

NOW, THEREFORE BE IT RESOLVED, by the City Council of New Prague, MN, that the Conditional Use Permit to allow a dance studio to locate within approximately 5,500 square feet within the industrial building located on the above described property in the I-1 Light Industrial Zoning District is hereby approved.

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

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

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

Thereupon Mayor Bender declared said resolution adopted this 1st day of October, 2007.

W. A. Bender, Mayor

ATTEST:

Jerry Bohnsack, City Administrator

Motion Wilcox, Second Flicek.
Waive 50% of the following fees for the construction of Habitat for Humanity Home: building permit, plan review, park fee, water connection fee and sewer connection fee.
Motion carried.

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



City Council Meeting
Monday, October 1, 2007

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

RESOLUTION #07-10-01-03

RESOLUTION OF THE NEW PRAGUE CITY COUNCIL AUTHORIZING EXECUTION OF AN AGREEMENT FOR THE PROJECT ENTITLED SAFE AND SOBER

BE IT RESOLVED that the City of New Prague enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic Safety for the project entitled Safe and Sober Communities during the period from October 1, 2007 through September 30, 2008.

The Mayor, and the City Administrator, on behalf of the City of New Prague, is hereby authorized to execute such agreements and amendments as are necessary to implement the project on behalf of the New Prague Police Department.

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>Absent</u>	<u>Absent</u>
Kratochvil	<u>Absent</u>	<u>Absent</u>
Wilcox	<u>X</u>	_____

Thereupon Mayor Bender declared said resolution adopted this 1st day of October, 2007.

W. A. Bender, Mayor

ATTEST:

Jerry Bohnsack, City Administrator

Motion Wilcox, Second Flicek.

Approve 2008 New Prague Fire Relief Association benefit increase to \$3050.00 per year of service. 2008 City Contribution to fund to be \$6,985.00.

Motion carried.

City Council Proceedings

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



City Council Meeting
Monday, October 1, 2007

Motion Wilcox, Second Flicek.

Approve the following consent agenda items:

- A. Approve previous meeting minutes.
- B. Approve claims for payment.
- C. Approve MN Lawful Gambling Permit Applications for St. Wenceslaus Catholic School for November 27, 2007 and December 27, 2007.
- D. Approve August 31, 2007 General Fund Financial

Motion carried.

There being no further business, the meeting was adjourned.

Jerry Bohnsack
City Administrator