

State of Minnesota
Counties of Scott & Le Sueur
City of New Prague }
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City Council Meeting
Monday, October 5, 2009

Mayor Bender called the meeting to order at 7:00 PM with the following members present: Bender, Bartusek, Betterton, Guerrette, Wilcox.

Staff Present: Mike Johnson, Ken Ondich, Dennis Seurer, Mark Vosejka and Mary Jo Hruby.

The Pledge of Allegiance was recited.

Mayor Bender opened the Public Hearing at 7:08 P.M. for the Assessment on the 2009 Street and Utility Improvement of Forest Green Circle and Fifth Street SW.

City Engineers Doug Parrott and Chris Cavitt, SEH, gave the background and overview of the 2009 Street and Utility Improvement Project.

City Administrator Mike Johnson reviewed the assessment payment options. The assessment can be paid to the City on or before November 5, 2009. The assessment can also be put on the property taxes payable in equal annual installments, including principal and interest, extending over a period of 15 years at the interest rate of 5.13%.

Property Owner Randy Jabs asked if the assessments could be reduced being the bids for the project came out less than was estimated.

Mr. Parrott stated the City does not assess the total cost of the project. The City only assesses a portion of the project. The assessed amount is uniform from one year to the next. Yes the bids came in lower but if there is a lower cost it will help the City in reducing the City's portion and thereby lowering the cost to all the other residents of the City as opposed to the residents directly related to the project.

A resident commented on the sidewalk being very dark at night and asked about street lights along the street.

Public Works Director Dennis Seurer stated street lights are located at the intersections and not in the middle of the blocks. This follows the street light guideline policy.

There was one formal objection to the proposed assessment from Mr. Palmer Welcome, property owner of two undeveloped commercial zoned properties at the west end of 5th St. SW. Mr. Welcome's primary concern was with respect to the multiple unit street assessment. While MN Statute 429 permits assessments to undeveloped properties, it also allows for deferments of assessments on undeveloped properties at the City Council's discretion. The City

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Administrator and Public Works Director have met with Mr. Welcome and negotiated a recommended revision to the assessment waiving one of the three street assessments and deferring another.

The Public Hearing was closed at 7:43 P.M.

It was moved by Bartusek and seconded by Betterton to approve RESOLUTION #09-10-05-01 RESOLUTION DEFERRING SPECIAL ASSESSMENT AGAINST A CERTAIN UNIMPROVED PROPERTY. Subject to making revisions in Paragraph 2 relating to payment of interest on the deferred assessment. All voted in favor of the motion.

It was moved by Wilcox and seconded by Guerrette to approve RESOLUTION #09-10-05-02 RESOLUTION ADOPTING ASSESSMENT FOR FIFTH STREET SW - TH 13/21 TO CENTRAL AVENUE AND FOREST GREEN CIRCLE - CSAH 37 TO CUL-DE-SAC. Subject to modifying assessment roll pertaining to Parcel #23-0031050 and reducing street assessment from 3 units to 2 units one of which is to be deferred. All voted in favor of the motion.

Mayor Bender moved the blind children sign request next on the agenda. City Administrator Mike Johnson gave background information regarding the "Blind Child Area" signs in the 600 Block of Lexington Ave. N. City Staff received a request to install "Blind Child" signs in the 600 block of Lexington Av. N. by Jennifer Lende at 610 Lexington Av. N. The request was routed to the Planning Department and Police Department for review. In an effort to guide traffic signage requests, the City has adopted the Minnesota Manual on Uniform Traffic Control Devices and follows this state manual for sign placement procedures. The request was denied and the signs were installed without City approval. The City removed the signs.

It was moved by Bartusek and seconded by Wilcox to allow the "Blind Child" signs to be put up and staff look at setting up a formal procedure for any future occurrences similar to this. All voted in favor of the motion.

Planning Director Ken Ondich reviewed the proposed warming house/storage building at Sliding Hill Skate Park to be constructed adjacent to the hockey rink, recreational ice rink and sliding hill. The cost with City staff labor coordinated by General Contractor Jim Kratochvil including some construction equipment and rentals, would be \$68,024 with materials purchased locally.

It was moved by Guerrette and seconded by Bartusek to approve warming house/storage building project at Sliding

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Hill Skate Park and Agreement for Services performed by independent contractor Kratochvil Construction Company. All voted in favor of the motion.

It was moved by Guerrette and seconded by Wilcox to approve the amended 2009 Park Board Budget. This doesn't change the dollar amount to the budgetary obligation but the specific utilization of funds that's different. All voted in favor of the motion.

Planning Director Ken Ondich informed the Council of unpaid service charges for mowing and property maintenance charges and introduced the resolution certifying charges to the property tax rolls.

It was moved by Bartusek and seconded by Guerrette to approve RESOLUTION #09-10-05-03 RESOLUTION APPROVING CERTIFICATION OF MOWING AND PROPERTY MAINTENANCE CHARGES TO PROPERTY TAX ROLL. All voted in favor of the motion.

Planning Director Ken Ondich informed the Council of delinquent utility bills and introduced the resolution certifying the charges to the property tax rolls.

It was moved by Wilcox and seconded by Guerrette to approve RESOLUTION #09-10-05-04 RESOLUTION APPROVING CERTIFICATION OF MUNICIPAL UTILITY BILLING CHARGES TO PROPERTY TAX ROLL. All voted in favor of the motion.

Public Works Director Dennis Seurer reviewed the proposals received for the televising of approximately 4,406 linear feet of sanitary sewer main and 2,053 linear feet of storm sewer main which is located within the proposed 2010 street reconstruction project. The low bidder is Pipe Services in the amount of \$3,010.00.

It was moved by Wilcox and seconded by Bartusek to award the televising of the sewer and storm sewer lines to the low bidder which is Pipe Services in the amount of \$3,010.00. All voted in favor of the motion.

Public Works Director Dennis Seurer reviewed the quotes to perform the geotechnical services for the proposed 2010 street reconstruction project. The scope of geotechnical services includes 9 soil borings at depths of 10 to 15 feet throughout the project area. The findings of the soil borings will assist in the design of the street and utility sections of the projects. The low bidder is Braun Intertec in the amount of \$2,100.

It was moved by Guerrette and seconded by Betterton to award the geotechnical services to the lower bidder which

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is Braun Intertec in the amount of \$2,100. All voted in favor of the motion.

It was moved by Bartusek and seconded by Betterton to approve the following consent agenda items:

- A. Approve previous meeting minutes
- B. Approve claims for payment.
- C. Approve Minnesota Lawful Gambling LG220 Application for Exempt Permit for Church of St. Wenceslaus on February 5, 2010.
- D. Approve Minnesota Lawful Gambling LG220 Application for Exempt Permit for New Prague Area Community Center on November 28, 2009.

All voted in favor of the motion.

Public Works Director Dennis Seurer gave an update on the TH19/11th Avenue Roundabout project. The outside curb and gutter were poured last week.

Planning Director Ken Ondich invited the Council to attend the Hometown Minnesota Workshop in Montgomery on Thursday, October 8th.

The meeting was adjourned at 8:35 PM.

W. A. Bender, Mayor
City of New Prague

ATTEST:

Michael J. Johnson
City Administrator