

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



City Council Meeting
Monday, June 15, 2009

Mayor Bender called the meeting to order with the following members present: Bender, Bartusek, Betterton, Guerrette, Wilcox. Absent: None

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

The Pledge of Allegiance was recited.

City Administrator Mike Johnson reviewed an outline of activities that are being scheduled by the New Prague Fire Department for their 125th Anniversary Celebration on August 15, 2009. In addition City Staff is also trying to schedule the Open House and Dedication for the new Fire/Ambulance Building.

The Fire Department would also like to hold a dance at the Station from 8:00 p.m. to midnight. Due to the requirements of City Ordinance 92.18 Public Nuisances Affecting Peace and Safety Subsection (F), this will not be possible unless the Council waives enforcement of this provision from 10:00 p.m. to midnight.

Joe Wagner and Ron Rynda from New Prague Fire Department informed the Council that they will be contacting neighbors within the vicinity of the Fire/Ambulance building to make them aware of the event. The band is proposed to be faced in the northerly direction to minimize neighborhood noise.

An additional request is for appropriate beer licenses at the Foundry Hill Park for the Vintage Baseball Game and the Fire Station for the dance. The Department has made arrangements with the New Prague Chamber of Commerce to obtain these licenses with formal applications to be submitted at the July 6th City Council meeting.

It was moved by Wilcox and seconded by Bartusek to approve the Fire Departments request to waive Ordinance provision 92.18 (F) from 10:00 p.m. to midnight and to consider approval of beer licenses when submitted by the Chamber of Commerce.

City Planner Renee Christianson reviewed the TH19/11th Avenue NW Roundabout Project. MNDOT requested that the City of New Prague obtain the necessary permanent and temporary easements for the project. Numerous easements were obtained. There was one permanent right of way acquisition that was desired and unable to obtain so MndOT and their engineer have presented an alternative which would remove the sidewalk in the southwest quadrant of the intersection and combine driveways.

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The type of lighting for the roundabout intersection was also reviewed. Although the decorative lighting meets MnDOT's lighting requirements in terms of lighting the intersection, MnDOT and the City Staff are evaluating whether it is providing the right type of lighting. The shoebox lighting is MnDOT's standard for this type of roadway and intersection. The shoebox light projects the light downward, onto the roadway, rather than projecting the light to a radius around the fixture, as is the case with the decorative lighting.

It was recommended to approve the plans and specifications with the shoebox type lighting fixtures for the following reasons:

- The most appropriate type of lighting for the roundabouts is still under evaluation by the City and MnDOT staff.
- The initial cost to install the shoebox lighting is \$143,405 less than the decorative lighting.
- The cost to provide electricity to the shoebox lighting is less than the decorative lighting.

Chris Cavett, S E H, and Roland Sinn, MnDOT, reviewed the process that will take place as far as the timing in submitting all the information and the decision making that needs to go on relative to the June 30th deadline.

Don Mushitz, Resident, had nothing against the roundabout but would like to see a turn lane to get out of the Right of Way and prevent getting rear ended.

City Planner Renee Christianson presented a Resolution to enter into a Cooperative Agreement with the State of Minnesota, Department of Transportation for the TH19/11th Avenue NW Intersection Improvements.

It was moved by Bartusek and seconded by Wilcox to adopt RESOLUTION #09-06-15-01 RESOLUTION AUTHORIZING THE CITY OF NEW PRAGUE TO ENTER INTO MNDOT AGREEMENT NO. 94721. All voted in favor of the motion.

City Planner Renee Christianson presented a Resolution to approve plans and specifications and ordering advertisement for bids for the TH19/11th Avenue West Roundabout improvement.

It was moved by Bartusek and seconded by Guerrette to adopt RESOLUTION #09-06-15-02 RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS FOR TH19/11TH AVENUE WEST ROUNDABOUT IMPROVEMENT. All voted in favor of the motion.

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Police Chief Mark Vosejпка reviewed the Social Host Ordinance with the Council. This Ordinance prohibits and establishes penalties for any person hosting an event or gathering where alcohol is present and being possessed or consumed by persons under twenty one years of age.

It was moved by Wilcox and seconded by Guerrette to schedule a Public Hearing for July 20, 2009 for public comment on the Social Host Ordinance. All voted in favor of the motion.

Chamber of Commerce Executive Director Kristy Mach requested permission to hold the annual Dozinky Cruise Night on Friday September 18, 2009 and the Annual Dozinky Festival on Saturday, September 19, 2009.

It was moved by Guerrette and seconded by Wilcox to approve the Chamber of Commerce request to hold the annual Dozinky Cruise Night on Friday, September 18, 2009 and the Annual Dozinky Festival on Saturday, September 19, 2009 and to grant authorization for Police Chief Vosejпка to apply to MnDOT for the closure of Main St. from Friday September 18, 2009 at 5:30 p.m. to Sunday September 20th at 8:00 a.m. Also grant authorization to request additional law enforcement assistance. All voted in favor of the motion.

Police Chief Vosejпка requested to approve the application for submission to the Scott County Public Works Department for an Obstruction Permit for a road closure for the 4th of July Fireworks Display on Saturday, July 4, 2009.

It was moved by Wilcox and seconded by Betterton to approve the application for submission to the Scott County Public Works Department for an Obstruction Permit for a road closure for the 4th of July Fireworks Display on Saturday, July 4, 2009. All voted in favor of the motion.

Jon Peterson, Bolton & Menk, reviewed the proposed changes that are being recommended in accordance with the Cedar Lake Area Water and Sanitary Sewer District Agreement. The rates with the District were last modified in 2006 and need to be updated based on the City's current Wastewater Construction Project. He reviewed a summary of the historical data regarding flows and charges, the obligations for amending the charge system outlined in the agreement, and the impact of the wastewater treatment facility upgrade on the charge system for the City of New Prague and the Cedar Lake Area Water and Sanitary Sewer District.

It was moved by Bartusek and seconded by Betterton authorizing to notify the Cedar Lake Area Water and

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Sanitary Sewer District Board of the proposed rate change effective January 1, 2010. All voted in favor of the motion.

Planning Director Ken Ondich reviewed the request for rezoning all property lying east of the Union Pacific Railroad, West of 2nd Av. NW, South of 2nd Street NW and North of W. Main Street from the current I-1 Light Industrial to RM Medium Density Residential and the north half of the property (north of the center line of the 1st Street NW right of way) and B-1 Central Business District Zoning on the south half of the property (south of the center line of the 1st Street NW right of way).

It was moved by Wilcox and seconded by Guerrette to adopt ORDINANCE #237 ORDINANCE REZONING ALL PROPERTY LYING EAST OF THE UNION PACIFIC RAILROAD WEST OF 2ND AVE. NW. SOUTH OF 2ND STREET NW AND NORTH OF W. MAIN STREET, FROM I-1 LIGHT INDUSTRIAL TO RM MEDIUM DENSITY RESIDENTIAL AND B-1 CENTRAL BUSINESS DISTRICT, AS PROPOSED BY THE CITY OF NEW PRAGUE, NEW PRAGUE, MINNESOTA. All voted in favor of the motion.

Planning Director Ken Ondich provided an overview and recommendation from the Park Board regarding the resin hockey boards at the Sliding Hill Skate Park which were installed in the fall of 2008. This was the first winter the City used the boards which were purchased from Becker Arena Products, Inc. and there were 9 broken panels due to normal use or equipment damage. Staff met on a couple of occasions with representatives from Becker and their board manufacturer, Sports Resource Group, to discuss how to best resolve the issues with the damage to the boards. Staff believed that in choosing to purchase the boards from Becker that they were misled with a reference in another City to an "upgraded cross link resin" board system. The system purchased was not the upgraded system and therefore the reference was misleading. A request was made to Becker Arena Products, Inc. for a full replacement of the Prowall dasher board system to the upgraded "cross link resin" material due to the inferior product received and installed which does not stand up to the Minnesota cold weather climate. The Park Board recommendation is to approve Becker Arena Product's option to upgrade of the complete system to "cross link resin" for the cost of \$3,825.00 and the return of the entire existing normal resin boards. It should be noted that had the City purchased the "cross link" material boards from the start, it would have cost an additional \$9,000 at that time.

It was moved by Betterton and seconded by Wilcox to approve the recommendation from the Park Board to approve the Becker Arena Products, Inc. offer to upgrade complete system to

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"Cross Link Resin" at the cost of \$3,825.00 plus tax to be paid from the Park Equipment Fund. All voted in favor of the motion.

City Administrator Mike Johnson and Terri Heuton from Springsted reviewed the General Obligation Bonds for 2009. The bonding to be undertaken by the City this year is to finance the construction of the 2009 CIP Street and Utility Reconstruction Project for 5th St. SW and Forest Green Circle and the refinancing of the 2008 Golf Course Equipment Leases.

It was moved by Bartusek and seconded by Betterton to approve RESOLUTION #09-06-15-03 RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, SERIES 2009A. All voted in favor of the motion.

City Administrator Mike Johnson reviewed the proposal from Springsted Inc. to undertake a comprehensive financial analysis of the Municipal Golf Course operation. This analysis and study was recommended by the Golf Club Board. The estimated cost of the study is \$15,980 and is proposed to be paid out of the issuance costs of the 2009 Bond Issue. City Staff would recommend that this comprehensive financial analysis be completed in order to address the historical financial condition of the golf course operation, the current financial condition and the future financial projections in order to ensure that everyone involved in the decision making process is all on the same page.

It was moved by Betterton and seconded by Guerrette to authorize the Comprehensive Financial Analysis Study with Springsted, Inc. All voted in favor of the motion.

City Administrator Mike Johnson reviewed the proposal from Donald Salverda & Associates for the City Council/City Staff "Leadership Planning-Team Building" retreat. The purpose of the retreat is to undertake a process to evaluate progress, enhance communication, develop consensus on issues and goals, review roles and responsibilities, and build team spirit. The estimated cost is \$2,500 plus expenses for a 2 night (4-5 hours/night) training session.

It was moved by Betterton and seconded by Wilcox to approve the proposal for the strategic planning session with Donald Salverda & Associates. The date for the session will be scheduled when all Council Members and Staff can be in attendance. All voted in favor of the motion.

City Administrator Mike Johnson reviewed the Joint Powers Agreement with Scott County for the 2010 Assessment of

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properties in New Prague. The cost for the City is \$25,000.

It was moved by Wilcox and seconded by Betterton to approve the Scott County Joint Powers Agreement for Assessment of the City of New Prague. All voted in favor of the motion.

Consensus of the Council was to hold interviews for the open Park Board position on July 6th before the City Council meeting. The interviews will start at 5:45 p.m.

City Administrator Mike Johnson informed the Council of the application for an On-Sale Intoxicating Liquor, Off-Sale Intoxicating Liquor and Sunday Liquor from J & K Business Holdings, LLC dba Schumachers Hotel and Grill 212.

It was moved by Bartusek and seconded by Guerrette to call for Public Hearing on July 6, 2009 for the issuance of the On-Sale Intoxicating Liquor, Off-Sale Intoxicating Liquor and Sunday Liquor to J & K Business Holdings, LLC dba Schumachers Hotel and Grill 212. All voted in favor of the motion.

Mayor Bender reviewed information on the City's goose problem, goose control and its costs. After discussion, it was decided not to proceed at this time.

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

- A. Approve previous meeting minutes
- B. Approve claims for payment.
- C. Approve 2-day Temporary On-Sale 3.2 Liquor License for St. Wenceslaus Church Festival on August 8 & 9, 2009.
- D. Approve Scott/LeSueur Chapter of Minnesota Waterfowl Minnesota Lawful Gambling LG220 Application for Exempt Permit on August 14, 2009 at the Park Ballroom, 200 Lexington Av. S.

All voted in favor of the motion.

The meeting was adjourned at 9:47P.M.

W. A. Bender, Mayor
City of New Prague

ATTEST:

Michael J. Johnson
City Administrator