

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



City Council Meeting  
Monday, December 16, 2013

Mayor Nickolay called the meeting to order at 7:00 p.m. with the following members present: Nickolay, Bartusek, Bruzek, Ryan, Scripture

Staff Present: Mike Johnson, Ken Ondich, Mark Vosejпка, Bruce Reimers, Glen Sticha, and Mary Jo Hruby

City Engineer Chris Cavett was also present.

Mayor Nickolay amended the Agenda by adding to the Consent Agenda - *Item F. MN Lawful Gambling premises Permit Application for New Prague Hockey Association at the Carbone's Pizza and Sports Bar.*

It was moved by Nickolay and seconded by Scripture to approve the Amended Agenda. All voted in favor of the motion. (5-0)

City Engineer Chris Cavett informed the Council that the 2012 Street and Utility Improvement project is complete and ready for final payment. The construction contract was awarded to Heselton Construction, LLC on April 16, 2012. The project is recommended for acceptance. The 2 year warranty will end on December 16, 2015.

It was moved by Bartusek and seconded by Ryan to approve RESOLUTION #13-12-16-01 RESOLUTION ACCEPTING WORK 2012 STREET AND UTILITY IMPROVEMENT PROJECT. All voted in favor of the motion. (5-0)

Planning Director Ondich reviewed with the Council that the City became a designated state aid City in 2004 after the City's population reached 5,000 persons. This designation allows the City access to the Highway Users Tax Distribution Fund (Gas Tax) for maintenance and construction of certain roadways within the City. The City is required to contract with a qualified engineer firm to complete the necessary services to benefit from the State Aid System dollars. The proposal from SEH provides services from January 1, 2014 through December 31, 2014 in the amount of \$6,000 for routine services which is the same amount as the previous contract.

City Engineer Cavett provided a general overview of the Municipal State Aid Funding Program and a summary of how it works. To qualify as a state aid street it has to be another state aid street, a Trunk Highway or a County Road. The City of New Prague is governed by District #7 out of Mankato.

It was moved by Scripture and seconded by Ryan to approve the proposal from SEH for Municipal State Aid Services. All voted in favor of the motion. (5-0)

City Engineer Cavett gave an overview and update on the grant application submitted to District 7 by Le Sueur County for the Highway Safety Improvement Program. The grant application is for the proposed intersection improvement at MNDOT Highway #19 East, Scott County #89 and Le Sueur County #3. Mr. Cavett checked with District 7 and was told there were four applications submitted with two that screamed for safety funds and this was one of them. The only negative is the cost of the project.

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Police Chief Vosejпка presented a contract for animal control services with Minnesota Critter Getters of Belle Plaine. The City of New Prague has contracted animal control services with them since June 1, 2007. The Cities of Belle Plaine, Elko New Market, Jordan and Le Sueur are part of the contract as well. The monthly fee to the City is \$1200.00.

It was moved by Bruzek and seconded by Ryan to approve the animal control services contract with Minnesota Critter Getters of Belle Plaine for the period January 1, 2014 through December 31, 2016. All voted in favor of the motion. (5-0)

*Council Member Bartusek left at 7:43 p.m.*

City Administrator Johnson presented a Resolution terminating tax increment financing (housing) District No. 7-1 and directing decertification thereof by the Scott County Auditor. The City of New Prague previously established tax increment financing (housing) District No. 7-1 to facilitate construction of an assisted living facility as an expansion to the Mala Strana Health Care Center campus.

It was moved by Nickolay and seconded by Scripture to approve RESOLUTION #13-12-16-02 RESOLUTION TERMINATING TAX INCREMENT FINANCING (HOUSING) DISTRICT NO. 7-1 AND DIRECTING DECERTIFICATION THEREOF BY THE SCOTT COUNTY AUDITOR. All voted in favor of the motion except Bartusek who was absent. (4-0)

City Administrator Johnson reviewed the Resolution adopting 2013 property tax levy collectible in 2014. The City's total property tax levy for all purposes in 2014 is proposed to be \$3,765,874, a decrease of \$53,374 over the 2013 property tax levy due to the Library debt being paid off.

It was moved by Bruzek and seconded by Ryan to approve RESOLUTION #13-12-16-03 RESOLUTION APPROVING 2013 PROPERTY TAX LEVY, COLLECTIBLE IN 2014. All voted in favor of the motion except Bartusek who was absent. (4-0)

City Administrator Johnson reviewed the Resolution adopting 2014 City budgets. This budget includes the General Fund, the Proprietary Fund's (Water, Sanitary Sewer, and Electric), the Non-Major Proprietary Funds (Ambulance, EDA, Golf and Storm Water), the Special Revenue, Capital Project and Debt Service Funds.

It was moved by Nickolay and seconded by Bruzek to approve RESOLUTION #13-12-16-04 RESOLUTION ADOPTING A BUDGET FOR 2014. All voted in favor of the motion except Bartusek who was absent. (4-0)

Planning Director Ondich reviewed the proposed 2014 official City fee schedule.

It was moved by Bruzek and seconded by Ryan to approve RESOLUTION #13-12-16-05 RESOLUTION ADOPTING AN OFFICIAL 2014 FEE SCHEDULE. All voted in favor of the motion except Bartusek who as absent. (4-0)

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City Administrator Johnson presented background information for decisions on employee compensation and health insurance for 2014.

It was moved by Bruzek and seconded by Scripture to approve the 2014 Compensation Plan and health insurance changes. All voted in favor of the motion except Bartusek who was absent. (4-0)

City Administrator Johnson presented a Resolution amending the City of New Prague's 2013 General Fund Budget.

It was moved by Scripture and seconded by Ryan to approve RESOLUTION #13-12-16-06 RESOLUTION AMENDING THE CITY OF NEW PRAGUE'S 2013 GENERAL FUND BUDGET. All voted in favor of the motion except Bartusek who was absent. (4-0)

Planning Director Ondich reviewed with the Council that the City's Zoning Ordinance does not currently contain any provisions to help staff effectively field requests for the following potential land uses: brewpubs, micro-breweries, breweries, and taprooms. While the City has not received any formal request, staff has had an inquiry recently which staff believes may lead to a prospective project which is why Staff would like the City Council's directive to draft amendments to the City's Ordinances (Zoning Ordinance and potentially the City Code) in regards to items including but not limited to brewpubs, microbreweries, breweries and taprooms as none of these ever increasingly popular land use requests are contained in the City's zoning ordinance at this time. Staff believes it is only a matter of time before a formal request is received for any one of these items related to the small scale production of alcohol beer and/or alcohol.

It was moved by Nickolay and seconded by Scripture to have the Planning Commission further review amendments to the City's Ordinances (Zoning Ordinance and potentially the City Code) in regards to items including but not limited to brewpubs, microbreweries, breweries and taprooms and come back to the Council. All voted in favor of the motion except Bartusek who was absent. (4-0)

Mayor Nickolay will contact each Council Member to see which Board and Commission they would like to be on. He will make nominations for appointment of Boards and Commissions at the January 7, 2014 Council meeting.

City Administrator Johnson presented a Resolution closing the Capital Projects Fund 412 and transfer of any balance to the Debt Service Fund 312.

It was moved by Nickolay and seconded by Ryan to approve RESOLUTION #13-12-16-07 RESOLUTION AUTHORIZING CLOSURE AND TRANSFER OF CAPITAL PROJECTS FUNDS CIP 2012. All voted in favor of the motion except Bartusek who was absent. (4-0)

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It was moved by Bruzek and seconded by Ryan to approve the following consent agenda items:

- A. Approve Previous Meeting Minutes
- B. Approve Claims for Payment
- C. Approve monthly financials
- D. Approve 2014 tobacco licenses
- E. Approve Minnesota Lawful Gambling LG215 Lease for Lawful Gambling activity for New Prague Chamber of Commerce
- F. Approve Lawful Gambling Premises Permit Application for the New Prague Hockey Assn. at Carbone's Pizza and Sports Bar

All voted in favor of the motion except Bartusek who was absent. (4-0)

It was moved by Bruzek and seconded by Ryan to approve RESOLUTION #13-12-16-08 RESOLUTION APPROVING LAWFUL GAMBLING PREMISES PERMIT APPLICATION FOR THE NEW PRAGUE HOCKEY ASSN. All voted in favor of the motion except Bartusek who was absent. (4-0)

It was moved by Nickolay and seconded by Ryan to adjourn at 9:20 p.m. All voted in favor of the motion except Bartusek who was absent. (4-0)

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Charles L. Nickolay, Mayor

ATTEST:

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Michael J. Johnson  
City Administrator