

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



City Council Meeting
Monday, June 17, 2013

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

Staff Present: Mike Johnson, Ken Ondich, Glen Sticha, and Mary Jo Hruby

The Pledge of Allegiance was recited.

Mayor Nickolay welcomed an honored guest from Scouts #323.

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

Fire Chief Novak recommended the appointment of Jake Palmstein and Paul Tupy as volunteer firefighters effective June 18, 2013. With these appointments, the number of New Prague Firemen would meet the authorized staffing level of 30 volunteers.

It was moved by Bartusek and seconded by Ryan to approve the appointment of Jake Palmstein and Paul Tupy as volunteer fire fighters effective June 18, 2013. All voted in favor of the motion. (5-0)

Public Works Manager Sticha reviewed the bids received for the 2014 truck, cab and chassis for the jet/vac for the Wastewater Department. It's the recommendation of Staff to approve the purchase of the 2014 Freightliner for \$90,035.78 from Istate Truck Center. The bid from International truck is \$211.41 less than the Freightliner but after talking to two different references, staff learned that the International trucks have some emission concerns which staff feels would not be worth taking a chance on.

Mr. Sticha also reviewed the bids received for the 2014 snow plow truck and equipment for the Street Department. It is Staff's recommendation to purchase the 2014 Freightliner Truck from the low bid of \$58,945.07 from Istate Truck Center and to purchase the plow equipment and box for the low bid of \$94,275.51 from Aspen Equipment.

It was moved by Nickolay and seconded by Bruzek to approve the purchase of the 2014 truck, cab and chasses for the jet/vac for the Wastewater Department from Istate Truck Center for \$90,035.78, purchase the 2014 Freightliner Truck for \$58,945.07 from Istate Truck Center, and the purchase of the plow equipment and box for \$94,275.51 from Aspen Equipment. All voted in favor of the motion. (5-0)

Planning Director Ondich informed the Council that the City has recently received payment on a deferred assessment from a past street improvement project - (306 1st Ave. SW - PID #23-003-0300). The City had recorded a "City Administrator's Certificate as to Deferred Assessment" to document the title of the property that an assessment is due and owed when a triggering event occurs. There is a closing scheduled for the property and the Title Company has made a request

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for the City to provide a recordable document for the release of the deferred assessment.

It was moved by Scripture and seconded by Bruzek to approve the "Release of Deferred Assessment" document for PID #23-003-0300 which will be recorded with Le Sueur County by the Title Company at their own expense. All voted in favor of the motion. (5-0)

Council Member Bruzek asked if the Resolutions on deferred assessments carried an interest rate or not. Staff will check into this.

Planning Director Ondich presented letters written to Scott County for the purposes of soliciting projects to be included in the Scott County 2014-2023 Transportation Improvement Program. The projects include the rehabilitation of County Road 37, the rehabilitation of County Road 15 and for the 10th consecutive year we are submitting for an improvement to the off-set CR89/CR164 intersection with Highway 19. The County Road 37 and County Road 15 projects are being suggested for inclusion in the Scott County Transportation Improvement Program for the first time.

It was moved by Nickolay and seconded by Bartusek to have Staff submit the letters to Scott County for the purpose of soliciting the following projects to be included in the Scott County 2014-2023 Transportation Improvement Program:

- The rehabilitation of County Road 37
- The rehabilitation of County Road 15
- An improvement to the off-set CR89/CR164 intersection with Highway 19

Also, to send a copy of the letters to Representatives Tim Walz and John Kline.

All voted in favor of the motion. (5-0)

Mayor Nickolay recommended that a committee be appointed to consider renewal of the golf course management contract with Golf Management Enterprises, LLC. The committee would be consisting of 2 City Council Members (Mayor Nickolay and one other Council Member), 2 Golf Board Members and City Administrator Johnson. To ensure that golf course operations continue into 2014 without any major disruptions or interruptions, it would be appropriate to begin discussions on this contract in the near term. The current Agreement expires on December 31, 2013.

It was moved by Nickolay and seconded by Bartusek to appoint Council Member Scripture to the committee to consider renewal of the golf course management contract with Golf Management Enterprises, LLC. All voted in favor of the motion. (5-0)

City Administrator Johnson presented two Agreements with Wells Fargo Bank, N.A. for Paying Agent/Registrar Services for the City's Series 2013A and Series 2013B Bond Issues that were issued on May 20, 2013.

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It was moved by Scripture and seconded by Bruzek to approve the two Paying Agent/Registrar Agreements Series 2013A and Series 2013B Bond Issues with Wells Fargo Bank, N.A. All voted in favor of the motion. (5-0)

City Administrator Johnson presented a letter from Comcast showing interest is beginning to discuss the renewal process for their cable television franchise. Their franchise was approved on September 17, 2000, is good for 15 years, and due to expire on or about April 16, 2015.

It was moved by Nickolay and seconded by Bartusek to acknowledge receipt of the letter from Comcast on the Cable Television Franchise Agreement. All voted in favor of the motion. (5-0)

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

- A. Approve previous meeting minutes
- B. Approve claims for payment
- C. Approve monthly financials

All voted in favor of the motion. (5-0)

Planning Director Ondich informed the Council of the Open House for the Parks Chapter Update of the City Comprehensive Plan on Tuesday, July 16, 2013 from 5:00 p.m. to 6:30 p.m.

City Administrator Johnson reminded the Council of the League of Minnesota Cities Conference on June 19th - 21st and the Chart, Inc. Open House on June 28th from 2-6 P.M.

Scout #323 member asked the Council various questions to earn his Citizen Merit Badge.

Council Member Bruzek raised various questions concerning the status of the Cedar Lake Sanitary Sewer contract pending dispute and interest by the Helena Township to add sewer hook-ups. City Administrator Johnson responded that the revised Cedar Lake rate structure being prepared for the City by Bolten & Menk based on the recent March '2013 PFA refinancing should be reviewed within the week. Following a review of this document with the engineers and attorney, a recommendation will be forwarded to the City Council.

Councilmember Ryan asked City Staff about the status of the garbage and refuse violation occurring at the ALCO store. Planning Director Ondich stated that he had sent a letter in the past month and had spoken with Store Manager Cara Knauf within the past few weeks to ensure that the trash area was cleaned up and properly stored in the garbage enclosure. He stated that the course of action at this time would be a citation until the matter is corrected. Council member Ryan and Council Member Bartusek directed Planning Director Ondich to send a citation if not immediately cleaned up.

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It was moved by Nickolay and seconded by Bartusek to go into Closed Session at 8:20 p.m. per MN Statute 13D.05 Subd. 3 (C) to discuss real property located at 107 East Main Street. All voted in favor of the motion. (5-0)

The Council came out of closed session at 8:45 p.m.

It was moved by Nickolay and seconded by Bartusek to adjourn at 8:45 p.m. All voted in favor of the motion. (5-0)

Charles L. Nickolay, Mayor

ATTEST:

Michael J. Johnson
City Administrator