

A COUNCIL MEETING MINUTES
Library Media Center
412 2nd St. N.W., Ortonville, MN
Tuesday, September 3, 2019
5:00 P.M.

CALL TO ORDER AND ROLL CALL: Mayor Gene Hausauer called the Regular Meeting to order at 5:00 P. M. Roll Call was taken with the following present: J. Dorry, Sykora, M. Dorry, Berger, Radermacher and Roggenbuck. Absent: None. Staff present: Char Grossman, Deb Ellingson, Jason Mork. Media: Mike Swenson. Also: Bob Schlieman, Bill Powell, Chuck Henningson and Vern Burke.

AGENDA AMENDMENTS: None

PUBLIC PARTICIPATION AND CORRESPONDENCE:

4.a. Bob Schlieman-Civil Engineer-Water Storage Tank Rehab
Champion Tank Services has indicated the color scheme on the water storage tank rehab will take additional time and materials and have requested an additional \$12,670.00 for the proposed color schemes.

Sykora moved and Berger seconded that the following Resolution be adopted:

RESOLUTION 19-71

RESOLUTION APPROVING AN ADDITIONAL \$12,670.00 FOR THE WATER STORAGE TANK REHAB ON THE PROPOSED LOGO COLOR SCHEMES

BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Ortonville to approve an additional \$12,670.00 for the water storage tank rehab on the proposed logo colors schemes.

Upon roll call vote the following voted Aye: J. Dorry, Sykora, M. Dorry, Hausauer, Berger, Radermacher and Roggenbuck and the following voted Nay: None.

Resolution 19-71 passed this 3rd day of September 2019.

APPROVE:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

4.b. Chuck Henningson-Fire Dept.

Reported that the Fire Dept. had a Fire Prevention Trailer at Cornfest this year and that it was well received from the public. They will be doing some training at Fairway View

soon with their SCBA's. Chuck was also notified from the county if the fire dept. would be interested in the county highway garage once they vacate it. Chuck was asking if the city could commit to a new fire dept. building or if they felt that the county garage would be feasible? The council asked if Chuck could check with Hasslens to see what the renovation costs would be for a fire dept and police dept. to relocate to those premises and bring back some figures.

4.c. Park & Rec Board Members
Did not attend the meeting.

CONSENT AGENDA:

Mayor Hausauer asked if there were any additions, corrections, or deletions to be made to the Consent Agenda.

Remove: Unfinished Business 11. b, c, d.

A motion was made by M. Dorry and seconded by Berger and passed unanimously to approve the Consent Agenda as presented.

6.a.*Approve Minutes Regular Council Meeting 8/19/19

6.b.*Approve Special Meeting Minutes 8/23/19

ACCEPTANCE OF BOARD AND COMMITTEE MINUTES AND, WHERE NECESSARY, COUNCIL ACTION ON THEIR RECOMMENDATIONS:

8.a.*Planning & Zoning Public Hearing Minutes 8/23/19

1. Findings of Fact

a. Findings of Fact for Rezoning Parcel 22-1667-000-Lot 4 of Outlot 119

The Planning Commission evaluated the uses as follows:

1. Relationship to the city's growth management system; Agrees that Change Meets City's growth system
2. The geographical area involved; Agrees that it is compatible
3. Whether the use will tend to or actually depreciate the area in which it proposed; Disagrees
4. The character of surrounding area; Agrees
5. The public need for additional land space for the requested use in the location requested; Agrees
6. Compatibility of adjacent land uses; Agrees
7. The possible presence and effects of noise, odors or other nuisances; Does not apply in this area
8. Availability in the present or near future of necessary utilities and public services; Agree

A motion was made by Swanson and seconded by Oakes and passed to recommend the Ortonville City Council adopt an Ordinance re-zoning Parcel 22-1667-000, Lot 4 from Medium Density Residential District (R-3) to Highway Business District (B-3). Abstain Radermacher.

b. Findings of Fact for Rezoning Parcel 22-1667-000-Outlot 172

The Planning Commission evaluated the uses as follows:

1. Relationship to the city's growth management system; Agrees that change meets city's growth system
2. The geographical area involved; Agrees that it is compatible
3. Whether the use will tend to or actually depreciate the area in which it proposed; Disagrees
4. The character of surrounding area; Agrees
5. The public need for additional land space for the requested use in the location requested; Agrees
6. Compatibility of adjacent land uses; Agrees
7. The possible presence and effects of noise, odors or other nuisances; does not apply in this area
8. Availability in the present or near future of necessary utilities and public services; Agrees

A motion was made by Oakes and seconded by Powell and passed to recommend the Ortonville City Council adopt an Ordinance re-zoning Parcel 22-1667-000, Outlot 172 from Limited Industrial District (I-1) to Highway Business District (B-3). Abstain Radermacher.

c. Findings of Fact for Rezoning Parcel 22-1217-000-Lot 16

The Planning Commission evaluated the uses as follows:

1. Relationship to the city's growth management system; Agrees that change meets city's growth system
2. The geographical area involved; Agrees
3. Whether the use will tend to or actually depreciate the area in which it proposed; Disagrees
4. The character of surrounding area; Agrees
5. The public need for additional land space for the requested use in the location requested; Agrees
6. Compatibility of adjacent land uses; Agrees
7. The possible presence and effects of noise, odors or other nuisances; does not apply in this area
8. Availability in the present or near future of necessary utilities and public services; Agrees

A motion was made by Powell and seconded by Radermacher and passed to recommend the Ortonville City Council adopt an Ordinance re-zoning Parcel 22-1217-000-Lot 16 from Medium Density Residential District ((R-3) to Highway Business District (B-3). Abstain Roggenbuck.

d. Findings of Fact for Rezoning Parcel 22-1596-000-Lot 3

The Planning Commission evaluated the uses as follows:

1. Relationship to the city's growth management system; Agrees that change meets city's growth system
2. The geographical area involved; Agrees
3. Whether the use will tend to or actually depreciate the area in which it proposed; Disagrees
4. The character of surrounding area; Agrees
5. The public need for additional land space for the requested use in the location requested; Agrees
6. Compatibility of adjacent land uses; Agrees

7. The possible presence and effects of noise, odors or other nuisances; does not apply in this area

8. Availability in the present or near future of necessary utilities and public services; Agrees
A motion was made by Swanson and seconded by Roggenbuck and passed unanimously to recommend the Ortonville City Council adopt an Ordinance re-zoning Parcel 22-1596-000-Lot 3 from Medium Density Residential District ((R-3) to Highway Business District (B-3). Nay: None.

STAFF REPORTS (1) Char reported that the city encountered two water main breaks over the Labor Day weekend. The pool officially closed on August 31st. The ravine pipe will be taken care of in the next couple of weeks.

NEW BUSINESS:

10.a.*AIP Grant Agreement for 2019 Airport Project

M. Dorry moved and Berger seconded that the following Resolution be adopted:

**RESOLUTION 19-72
RESOLUTION APPROVING ENTERING INTO GRANT AGREEMENT WITH
THE MINNESOTA DEPARTMENT OF AERONAUTICS FOR RUNWAY CRACK
SEALING AND SLURRY SEAL**

BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Ortonville, Minnesota to enter into a Grant Agreement with the Minnesota Department of Aeronautics for runway crack sealing and slurry seal in the amount of approximately 43,130.00 with the City paying 5% of that cost.

Upon roll call vote the following voted Aye: J. Dorry, Sykora, M. Dorry, Hausauer, Berger, Radermacher, Roggenbuck and the following voted Nay: None.

Resolution 19-72 passed this 3rd day of September 2019.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
City Clerk-Administrator

10.b. Gifting Of Flag Park on Main Street from Ron Behling. Approval would be based on the city attorney.

10.c. Budget Workshop

Mayor Gene would like ALL of the council to be involved on the budget, so it was decided to have a Budget Workshop on September 12th at 5 PM at the City Office Meeting Room.

UNFINISHED BUSINESS:

11.a. 2019 General Electrical Engineering Services with Ulteig
M. Dorry moved and Roggenbuck seconded that the following Resolution be adopted:

RESOLUTION 19-73
RESOLUTION APPROVING ENTERING INTO AN AGREEMENT FOR
GENERAL ELECTRICAL ENGINEERING SERVICES WITH ULTEIG
ENGINEERS, INC.

BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Ortonville to approve entering into an agreement for general electrical engineering services with Ulteig Engineers, Inc. as revised by the City Attorney.

Upon roll call vote the following voted Aye: J. Dorry, Sykora, M. Dorry, Hausauer, Berger, Radermacher, Roggenbuck and the following voted Nay: None.

Resolution 19-73 passed this 3rd day of September 2019.

APPROVE:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

11.b. 2nd Reading & Adopting Ordinance 19-04

J. Dorry moved and Roggenbuck seconded that the following Resolution be adopted:

RESOLUTION 19-74
RESOLUTION APPROVING SECOND READING AND ADOPTION OF
ORDINANCE 19-04 AN ORDINANCE REZONING CERTAIN PROPERTY IN THE
CITY OF ORTONVILLE

BE IT AND IT IS HEREBY RESOLVED by the City Council of the City of Ortonville to Approve Second Reading and Adoption of Ordinance 19-04 an Ordinance rezoning certain property in the City Of Ortonville.

Parcel Number: 22-1667-000-Lot 4 of Outlot 119 Lying West of O'Neill Street, City of Ortonville-Owned by Big Stone County-Re-Zoned from Medium Density Residential District (R-3) to Highway Business District (B-3).

Parcel Number: 22-1667-000-Outlot 172, City of Ortonville-Owned by Big Stone County-Re-Zoned from (I-1) Limited Industrial District to Highway Business District (B-3).

Upon roll call vote the following voted Aye: J. Dorry, Sykora, Hausauer, Berger, Roggenbuck with M. Dorry voting Nay and Radermacher abstaining.

Resolution 19-74 passed this 3rd day of September 2019
APPROVE: ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

11.c. 2nd Reading & Adopting Ordinance 19-05 An Ordinance Rezoning Certain Property in the City Of Ortonville

Radermacher moved and J. Dorry seconded that the following Resolution be adopted:

RESOLUTION 19-75
RESOLUTION APPROVING SECOND READING AND ADOPTION OF
ORDINANCE 19-05 AN ORDINANCE REZONING CERTAIN PROPERTY IN THE
CITY OF ORTONVILLE

BE IT AND IT IS HEREBY RESOLVED by the City Council of the City of Ortonville to Approve Second Reading and Adoption of Ordinance 19-05 an Ordinance rezoning certain property in the City Of Ortonville.

Parcel Number: 22-1217-000-Lot 16 (EXCEPT the South') and All of the Lots 17, 18 and 19, Block 10 and Vacated Alley and Pine Avenue, Hilltio Addition to the City of Ortonville- Owned by Dustin and Amy Jo Roggenbuck-Rezoned from Medium Density Residential District (R-3) to Highway Business District (B-3).

Upon roll call vote the following voted Aye: J. Dorry, Sykora, Hausauer, Berger, Radermacher with M. Dorry voting Nay and Roggenbuck abstaining.

Resolution 19-75 passed this 3rd day of September 2019.

APPROVE:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

11.d. 2nd Reading & Adopting Ordinance 19-06 An Ordinance Rezoning Certain Property in the City of Ortonville

Roggenbuck moved and J. Dorry seconded that the following Resolution be adopted:

RESOLUTION 19-76

**RESOLUTION APPROVING SECOND READING AND ADOPTION OF
ORDINANCE 19-06 AN ORDINANCE REZONING CERTAIN PROPERTY IN THE
CITY OF ORTONVILLE**

BE IT AND IT IS HEREBY RESOLVED by the City Council of the City of Ortonville to Approve Second Reading and Adoption of Ordinance 19-06 an Ordinance rezoning certain property in the City Of Ortonville.

Parcel Number: 22-1596-000-Lot 3 of Outlot 119 (EXCEPT the North 33', Sublot A and Northerly Extension of O'Neill Street) Outlot 119, City of Ortonville-Owned by Stephen and Andrew Strei-Rezoned from Medium Density Residential District (R-3) to Highway Business District (B-3).

Upon roll call vote the following voted Aye: J. Dorry, Sykora, Hausauer, Berger, Radermacher, Roggenbuck with M. Dorry voting Nay.

Resolution 19-76 passed this 3rd day of September 2019.

APPROVE:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

11.e. Forfeiture Properties

The city needs to notify the county with a letter that they are not interested in buying 2 of the forfeiture properties by Sept. 16th.

A motion was made by Paul and seconded by J. Dorry and passed unanimously for the City Administrator to reply to the Big Stone Treasurer informing them that the City of Ortonville does not wish to purchase the tax forfeited homes on 313 Monroe Ave. and 517 North Minnesota Street and at this time, however the City of Ortonville does request that these two homes be excluded from the future tax forfeiture auction process so that the City of Ortonville in conjunction with Big Stone County can proceed with demolition process as discussed with the County Commissioners and that the ownership of the land stay with the State of Minnesota as per state law.

CONSIDERATION OF BILLS:

Approve Expenditures-8/22/19

A motion was made by Sykora and seconded by Roggenbuck with J. Dorry abstaining and passed to approve the bills.

Approve Expenditures-9/4/19

A motion was made by Radermacher and seconded by Berger with J. Dorry abstaining and passed to approve the bills.

EXECUTIVE SESSION: NONE

Additional Information: Upper Minnesota Valley Representative Vacancy

A motion was made by Hausauer and seconded by Roggenbuck to nominate Paul Radermacher as a municipal Representative on the Upper Minnesota Valley Regional Development Commission.

ADJOURNMENT:

Meeting adjourned at 6:30 P.M.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
City Clerk Administrator