

COUNCIL MEETING MINUTES
Library Media Center
412 2nd Street NW, Ortonville, MN
Monday, December 20, 2021
5:00 P.M.

CALL TO ORDER AND ROLL CALL: Mayor Hausauer called the meeting to order at 5:00 P. M. Roll Call was taken with the following present: J. Dorry, Sykora, M. Dorry, Berger, Radermacher and Karels. Absent: None. Staff present: Char Grossman, Deb Ellingson, Scott Huizenga, Sam Berger and Jesse Roscoe. Media: None. Other: Artie Arndt.

AGENDA AMENDMENTS:

A motion was made by XX and seconded by XX and passed unanimously to approve the agenda amendments.

PUBLIC PARTICIPATION AND CORRESPONDENCE:

CONSENT AGENDA:

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

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

APPROVAL OF MINUTES:

6.a.*Approve Minutes Regular Council Meeting 12/6/21

A motion was made by M. Dorry and seconded by J. Dorry and passed to approve the council minutes of 12/6/21.

PUBLIC HEARINGS:

7.a. Vacating Ingersoll Street

Mayor Hausauer closed the regular meeting and called a public hearing to order at 5:30 P.M. to discuss the vacating of Ingersoll Street. A discussion was held regarding the vacating of Ingersoll. After a very lengthy discussion and testimony from Artie Arndt, Mayor Hausauer closed the hearing at 5:45 P.M.

A motion was made by Karels and seconded by Berger and passed to have Meadowland Surveying Inc. prepare a legal description for a 30 foot easement of Ingersoll Street.

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

8.a.*Planning & Zoning Meeting Minutes 12/7/21

8.b.*Park Board Meeting Minutes 12/2/21

8.b.1.*Recommendation approving dog park rules

8.b.2.*Recommendation to select dog park rules sign-design 2

8.b.3.*Recommendation of an additional sign in Spanish

8.4. Recommendation for Watertown to sharpen skates \$6.00 a pair

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

RESOLUTION 21-114
RESOLUTION APPROVING 70 ICE SKATES TO BE SHARPENED IN
WATERTOWN AT A COST OF \$6.00/PAIR

BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Ortonville to approve the 70 ice skates be taken to Watertown to be sharpened at a cost of \$6.00/pair.

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

Resolution 21-114 passed this 20th day of December 2021.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charlene Grossman
Clerk-Administrator

STAFF REPORTS:

9.a. Starting on the 21st of December, the flooding of the skating rink will be starting. Councilman Radermacher commended the street crew on the job well done with the plowing of snow in the last few days.

NEW BUSINESS:

10.a.*Resolution Approving Collection Agency/Unpaid Utility Bills

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

RESOLUTION 21-115
RESOLUTION APPROVING COLLECTION AGENCY/UNPAID UTILITY
BILLS-\$4,016.19

BE IT AND IT IS HEREBY RESOLVED that the properties as listed on file in the Office of the Clerk/Administrator be submitted to the Collection Agency for unpaid utility bills in the amount of \$4,016.19.

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

Resolution 21-115 passed this 20TH day of December 2021.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

10.b.*Resolution Approving Levied Accounts/Unpaid Mdse. & Labor Bills

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

RESOLUTION 21-116
RESOLUTION APPROVING LEVIED ACCOUNTS/UNPAID MDSE & LABOR
BILLS-\$100.00

BE IT AND IT IS HEREBY RESOLVED that the properties as listed on file in the Office of the Clerk/Administrator be levied for unpaid MDSE & Labor bills in the amount of \$100.00.

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

Resolution 21-116 passed this 20TH day of December 2021.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

10.c.*Resolution Approving Levied Accounts/Unpaid Utility Bills

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

RESOLUTION 21-117
RESOLUTION APPROVING LEVIED ACCOUNTS/UNPAID UTILITY BILLS-
\$5,745.95

BE IT AND IT IS HEREBY RESOLVED that the properties as listed on file in the Office of the Clerk/Administrator be levied for unpaid utility bills in the amount of \$5,745.95.

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

Resolution 21-117 passed this 20th day of December 2021.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

10.d.*Resolution Approving Write Offs/Unpaid Bills

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

RESOLUTION 21-118
RESOLUTION APPROVING WRITE OFFS/UNPAID UTILITY BILLS-\$928.82

BE IT AND IT IS HEREBY RESOLVED that the properties as listed on file in the Office of the Clerk/Administrator be levied for write offs/unpaid utility bills in the amount of \$928.82.

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

Resolution 21-118 passed this 20TH day of December 2021.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

10.e.*Resolution Approving Opioid Litigation Settlement

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

RESOLUTION NO. 21-119
A RESOLUTION APPROVING PARTICIPATION IN OPIOID LITIGATION SETTLEMENTS

WHEREAS, the State of Minnesota, Minnesota counties and cities, and their people, have been harmed by misconduct committed by certain entities that engage in the manufacture, marketing, promotion, distribution, or dispensing of opioids; and

WHEREAS, the State of Minnesota and numerous Minnesota cities and counties joined with thousands of local governments across the country to file lawsuits against opioid manufacturer and pharmaceutical distribution companies and hold those companies accountable for their misconduct; and

WHEREAS, representatives of local Minnesota governments, the League of Minnesota Cities, the Association of Minnesota Counties, the Coalition of Greater Minnesota Cities, the State of Minnesota, and the Minnesota Attorney General's Office have negotiated and prepared a Memorandum of Agreement (MOA) to provide for the equitable distribution of proceeds to the State of Minnesota and to individual local governments from recent settlements in the national opioid litigation; and

WHEREAS, by signing onto the MOA, the state and local governments maximize Minnesota's share of opioid settlement funds, demonstrate solidarity in response to the opioid epidemic, and ensure needed resources reach the most impacted communities; and

WHEREAS, it is in the best interests of the State of Minnesota and the residents of the City of Ortonville, and the County of Big Stone, that the City participate in the national opioid litigation settlements.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORTONVILLE, MINNESOTA AS FOLLOWS:

1. Participation in the opioid litigation settlements promotes the public health, safety, and welfare of the residents of the City of Ortonville.
2. The City of Ortonville supports and opts-in to the national opioid litigation settlements with the Distributors McKesson, Cardinal Health, and Amerisource Bergen, and with the Manufacturer Johnson & Johnson.
3. The Memorandum of Agreement (MOA) between the State of Minnesota and Local Governments relating to the distribution of settlement funds is hereby approved by the City of Ortonville.
4. City Staff is hereby authorized to take such measures as necessary to sign the MOA and otherwise participate in the national opioid settlements, including executing the Participation Agreement and accompanying Release.

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

Resolution 21-119 passed this 20th day of December, 2021.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
City Clerk-Administrator

10.f. Resolution to Reclassy Job Title to Water/Wastewater Operator @ Grade 5/Step 4 effective Jan. 1, 2022 for Justin Leuthardt.

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

**RESOLUTION 21-120
RESOLUTION TO RECLASSIFY JUSTIN LEUTHARDT POSITON TO WATER
& WASTEWATER PLANT OPERATOR**

WHEREAS, Justin Leuthardt has taken the training and completed the testing for the position of Water & Wastewater Plant Operator for the City of Ortonville, and

WHEREAS, since the water and sewer departments have an additional employee several projects have been completed, and

BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Ortonville to reclassify Justin Leuthardt to Water & Wastewater Plant Operator at Grade 5 Step 4 on the wage scale effective January 1, 2022.

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

Resolution 21-120 passed this 20th day of December 2021.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
Clerk-Administrator

UNFINISHED BUSINESS:

11.a.

CONSIDERATION OF BILLS:

Approve Expenditures-12/20/21

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

RESOLUTION 21-121
RESOLUTION APPROVING EXPENDITURES OF 12/20/21

BE IT AND IT IS HEREBY RESOLVED that the expenditures as listed in the Council report and on file at the City Clerk's Office in the amount of \$179,447.92 to be paid.

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

Resolution 21-121 passed this 20th day of December 2021.

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
City Clerk-Administrator

NEW ACTIONS:

EXECUTIVE SESSION:

ADJOURNMENT:

Meeting adjourned at 5:50 P.M

APPROVED:

ATTEST:

Gene Hausauer
Mayor

Charleen Grossman
City Clerk-Administrator