

REGULAR MEETING OF THE CALEDONIA CITY COUNCIL
COUNCIL CHAMBERS, CITY HALL
CALEDONIA, MINNESOTA
Monday, July 11, 2022

CALL TO ORDER: Following due call and notice thereof, Mayor DeWayne “Tank” Schroeder called the meeting to order at 6:00 p.m. in the City Hall Council Chambers.

PLEDGE OF ALLEGIANCE: Mayor Schroeder led the Council, City staff, and visitors in stating the Pledge of Allegiance.

ROLL CALL: Council members present: Mayor Schroeder, Member Robert “Bob” Klug, Member Brad Rykhus, Member Amanda Ninneman, and Member David Fitzpatrick. Council member(s) absent: None City staff present: Jake Dickson, City Clerk/Administrator. Visitor(s) present: Craig Moorhead, *Caledonia Argus*; Charlene Selbee, *Fillmore County Journal*; Carol Hood. Matt Mohs, City Engineer, Lane Welch, Assistant Engineer.

APPROVAL OF MINUTES: Member Ninneman moved to approve the minutes from the June 27 Regular City Council Meeting with a second from Member Rykhus. Motion approved 5-0, motion carried.

CONSENT AGENDA: Member Klug moved to approve the consent agenda. Member Fitzpatrick seconded the motion. All members present voted in favor of the motion, and the motion passed. The consent agenda comprised the following items:

- a. Approve Disbursements and Payroll.
- b. Approve LG220 Lawful Gambling Permit for ABLE, Inc. Resolution 2022-10
- c. Resolution 2022-11 Authorizing City to Accept Supplemental ARPA Funds
- d. Minnesota POST Board Audit Letter
- e. Approve Pay Request No. 1 from Winona Controls in the amount of \$84,279.25 for Work Performed on Municipal Auditorium HVAC System.

PUBLIC COMMENT: None

PUBLIC WORKS/ZONING DIRECTOR:

- a. Updates: None

CITY CLERK/ADMINISTRATOR

- b. Updates
 - i. City Clerk/Administrator Dickson provided an update on new state legislation concerning legal THC products and stated that there is very limited guidance from the state concerning regulation. Dickson will continue to monitor legislative updates and return with regulatory info if necessary. Dickson informed the Council that new garbage totes will be arriving within weeks. Dickson informed the Council that two vehicles were up for auction, a 2014 Ford Focus and a 1971 Tower Truck. The Focus had met its reserve price and the tower truck had not.

OLD BUSINESS:

- a. Presentation of Feasibility Report and Order of Improvement Hearing for the 2023 Street and Utility Improvement Project: City Engineer Matt Mohs presented the Feasibility

Report for 2023 Street and Utility Improvements. The report included the 2020 Cost Estimate Report. Engineer Mohs introduced the project as an on-going effort to manage and maintain the condition of the street network within Caledonia. The City is proposing street and utility improvements to East Grove Street from South Kingston Street to South Pine Street and South Marshall Street from East Main Street to South Washington Street. Mohs reported on the condition of the street and underground utilities and noted that the streets are in poor shape the underground utilities are in poor shape and are outdated. The existing sidewalks are also noncompliant with ADA regulations. Mohs presented the feasibility report, which evaluates the project need and determines the necessary improvements including preliminary cost estimates, tentative project schedule and overall feasibility of the project. The project was determined feasible and would consist of the following full reconstruction of the entire project area: removal of existing pavement, curb, and gutter, removal and replacement of existing sanitary sewer and services, removal and replacement of existing watermain and services, removal and replacement of storm sewer and catch basins, construction of bituminous pavement with concrete curb and gutter, construction of concrete sidewalk and driveway aprons, and establishment of turf. The preliminary cost estimate of the project \$2,005,984. Member Klug asked when sidewalks would be constructed, Engineer Mohs stated that sidewalk installation depends on utility service installation. Member Klug asked how many firms are expected to bid on the project, Engineer Mohs estimated 3-5 firms would be interested in the project. Engineer Mohs informed the Council of potential soil contamination and a possible funding source to remediate contamination if it is found in the project area. Member Klug asked who would be financially responsible for soil contamination, Mohs stated that contamination within the project area could be paid for by the state Petrofund, but contamination on private property would be the responsibility of the property owner. Engineer Mohs informed the Council that the largest assessable property is owned by the Federal Government and is exempt from assessments so the improvement cost must be paid some other way, either by spreading the cost to the entire city or to the other assessed properties, but stated that spreading the cost to the city is preferable. Additionally, Staff will prepare a letter to the Department of Fish and Wildlife to inform them of the cost and request resources. Engineer Mohs stated that the feasibility report found the project to be necessary, cost effective, and feasible. Member Fitzpatrick made a motion to accept the feasibility report and call for an improvement hearing for 2023 Street and Utility Improvements to be held on August 8, Member Rykhus seconded the motion. Motion approved 5-0, motion carried.

- b. Parks and Public Grounds Use Ordinance: Clerk/Administrator Dickson introduced the draft parks, playgrounds and public grounds ordinance drafted, with input from the City Council, by Flaherty & Hood. Dickson clarified that alcohol is permitted at city parks with approval by the City and that there are currently no areas designated for dogs on City property but signage could be installed. Member Klug made a motion to approve and advertise the proposed Parks and Public Grounds Ordinance. Member Rykhus seconded the motion. Motion approved 5-0, motion carried.

NEW BUSINESS:

- a. 223 South Street Sewer Discussion: Member Klug asked the City council for consideration to utilize a sewer repair policy in regards to sewer repairs made at his property at 223 South Street East. Klug reported on the work performed to his sewer service and the existing conditions as well as the cost. Clerk/Administrator Dickson

stated that he had not seen the referenced policy, only an ordinance from 2010 that states that utility service lines are the responsibility of the property owner. Klug stated that the older policy included a surcharge to fund repairs paid for by the City, Clerk/Administrator Dickson stated that he would research the funds and try to find balances and purposes.

- b. Resolution 2022-12, Approving State of Minnesota Joint Powers Agreement with the Bureau of Criminal Apprehension: Clerk/Administrator Dickson introduced a Joint Powers Agreement with the Bureau of Criminal Apprehension that allows for continued use of the BCA criminal data network. The City already uses this system for police work, but the new agreement carries a \$50 monthly cost. Motion made by Member Fitzpatrick to approve Resolution 2022-12, Approving State of Minnesota Joint Powers Agreements with the City of Caledonia on Behalf of its City Attorney and Police Department. Motion seconded by Member Ninneman. Motion approved 5-0, Motion carried.
- c. Change Order No. 3 for Wellhouse No. 8: City Clerk/Administrator Dickson introduced Change Order No. 3. The Change order approves the purchase of a used Variable Frequency Drive for the well and a time extension due to additional depth and items for the water main. Dickson stated that the original change order carried a cost of approximately \$9,300 but the used drive and work performed by city staff brought the cost down to \$584. Member Klug asked why a higher sales tax rate was paid on the Variable Frequency Drive. Motion made by Member Klug to approve Change Order No. 3 for Well House No. 8. Motion seconded by Member Rykhus. Motion approved 5-0, motion carried.
- d. Overtime Report: The City Council reviewed the overtime report for the pay period containing June 13 through July 1. No action was taken.

ANNOUNCEMENTS:

- a. The next regular Council meeting was scheduled for Monday, July 25, 2022, at 6:00 p.m.

ADJOURNMENT: There being no further business before the Council, a motion to adjourn was made by Mayor Schroeder and seconded by Member Rykhus. All members present voted in favor of the motion, and the motion was declared carried to adjourn at 7:21 p.m.

DeWayne "Tank" Schroeder
Mayor

Jake Dickson
Clerk/Administrator