

CITY OF FOLEY, MINNESOTA
CITY COUNCIL MEETING – September 1, 2020

The Foley City Council held a regular meeting on September 1, 2020, at 5:30 p.m. at the Foley City Hall.

Members Present: Mayor Gerard Bettendorf, Councilmembers Jeff Gondeck, Rosalie Musachio, Gary Swanson and Jack Brosh.

Members Absent: None

The pledge of allegiance was recited.

Motion by Swanson, seconded by Gondeck, to approve the agenda. Motion carried, unanimous.

Consent Agenda

Motion by Gondeck, seconded by Brosh, to approve the consent agenda, which includes the following:

- Approve minutes of Aug. 4, 2020.
- Approve minutes of Aug. 18, 2020.
- Approve promotion of Adam Foss to Public Works Lead Operator.
- Adopt Proclamation Recognizing Pregnancy and Infant Loss Remembrance Day.
- Adopt Resolution #2020-18 Supporting Bonding Bill.
- Adopt Resolution #2020-21 Accepting Donations.
- Adopt Resolution #2020-22 Approve Gambling Premises Permit.
- Approve payment of bills.

Motion carried, unanimous.

2021 Budget Discussion

Motion by Gondeck, seconded by Musachio, to adopt Resolution #2020-19 Proposed 2021 Tax Levy. Motion carried, unanimous.

Jim Moshier, - Parking & Storage Ordinance #1030

Jim Moshier, 320 Birch Drive, spoke to the council regarding the history of the original Parking & Storage Ordinance and recent amendments made earlier this year. He expressed concerns that during the current pandemic people are at home more and may have fewer options for parking. He also asked why people couldn't be allowed to park vehicles, boats, and trailers in the grass as long as they kept the grass around and under them mowed. He also expressed environmental concerns that the ordinance could create with more hard surfaces and fewer green spaces where water could absorb into the soil. Discussion followed with Gondeck commenting that the Planning Commission discussed these issues at length when they reviewed and made recommendations for amending the original ordinance. The amendment to the ordinance gave homeowners more options while still requiring vehicles and trailers be parked on an approved surface. Additional questions and discussion followed. Discussion concluded with Mayor Bettendorf asking the Planning Commission to review the ordinance again.

CARES Act Funding

City Administrator Sarah Brunn asked the council to approve a list of items/services to be purchased using the CARES Act Funding. She explained that if the council wanted to use the funds, the items would need to be purchased and received by November in order to qualify for reimbursement.

Discussion followed with Brosh asking for clarification on what funds have already been spent and what currently remains. Brunn gave a quick overview of the items and remaining available funds. She also said that numbers presented at the meeting had been updated from earlier estimates. Brosh made a motion to approve the CARES items listed in one block, Gondeck approved. Motion carried unanimous.

The last item on the list, Discussion on Non-Profit Funding, was discussed separately. Discussion followed with questions on how the county would distribute funds. Brunn explained that the county allocated the funds to the Benton Economic Partnership (BEP) to be distributed. Non-profit organization would not be included until it could determine the need from businesses. Non-profit organizations are not eligible at this time.

Department Reports

Chief Katie McMillin gave an overview of calls for service in August. Overall, calls were down but assaults, harassment complaints, and gun permit requests were up. McMillin shared with the council that school will begin classes using a hybrid model with 5th – 12th grade students beginning Sept. 8. Kindergarten – 4th grade would begin Sept. 10. The Benton County Sheriff's Department would assist Foley PD with school crossings in the early weeks as it is expected more kids will walk to school since school busses will run with limited capacity due to the pandemic. CARE is asking for volunteers for their food distribution on Sept. 21. McMillin is working with CARE to develop a new route for cars waiting in line for pickup to help with traffic congestion. A possible new location for the food distribution is also being discussed. McMillin also shared that several of the part-time Foley officers would be volunteering on their days off to help with CARE's food distribution. McMillin also gave an update on nuisance complaints. Staff has not moved forward with prosecution since the complaints have been resolved. McMillin said she continues to send out letters notifying property owners of violations to the Parking & Storage Ordinance. She asked the council for direction on how to proceed, and if the council wanted PD to continue to send letters to violators. The council asked McMillin to continue sending letters.

Mark Pappenfus Director of Public Works gave an overview of several items. The sewer smoke testing began Aug. 31 and would continue for the next couple days. The water tower paint touch-up would come in the next month. The trail on the south end was completed except for a few items on the punch list. The drainage issue on the trail would be corrected in the next couple weeks.

Brunn informed the council that one of the Planning Commission members had moved out of town, so the council would need to either appoint a new member or drop one councilmember from the Planning Commission. She also updated the council that 720 John Street still had not responded to the legal letter regarding to their building code violations. Staff was moving the matter forward to the next phase. Brunn also presented a quote to the council for Laserfiche filing system from OPG-3 and scanning and destruction of old records. This would allow staff to move forward with the paperless system and would use funds from the CIP 2020. Discussion followed. A motion was made by Brosh to move forward with the proposed items, seconded by Gondeck. Motion carried, unanimous.

Brunn also presented and asked for approval of HKgi Land Use Plan Proposal quote as outlined in the 2020 & 2021 Budget. Brunn explained how the plan would handle public engagement and identify growth areas. Brunn reminded the council that the city keeps getting pushback because we don't have a full comprehensive plan. While not a full comprehensive plan, this step would help move the city in the right direction while being mindful of the budgetary concerns of the council. The current plan is 26

years old. Discussion followed. A motion to approve the plan was made by Gondeck, seconded by Musachio. Motion carried with Gondeck, Musachio, Bettendorf, and Swanson voting Aye. Brosh voted Nay.

Old Business

Brunn gave an update on the Orderly Annexation Agreement. The city was still waiting for Gilmanton Township to vote on the agreement.

Brunn gave an update on the wastewater project. The city has not heard anything new from our state representatives. Staff would be sending out copies to our representatives of the resolution passed by the council in support of the state bonding bill.

New Business

No new business was presented.

Discussion on Purchase of PID 020049300 & PID 020050000

Mayor Bettendorf closed the regular meeting at 6:44 p.m. for discussion on potential land price per Minn. Stat. 13D.05 Subd. 3(c) 13D.05.

Mayor Bettendorf reopened the regular meeting at 6:57 p.m. Staff was advised to continue the conversations with the landowners.

Motion by Swanson, seconded by Musachio, to adjourn. Motion carried, unanimous. Meeting adjourned at 6:58 p.m.



Sarah A. Brunn, Administrator