

CITY OF FOLEY, MINNESOTA
CITY COUNCIL MEETING – May 3, 2022

The Foley City Council held its regular council meeting on May 3, 2022, at 5:00 p.m. at the Foley City Hall to conduct a workshop with the Planning Commission.

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

Members Absent: None

Planning Commission Members Present: Bill Bronder, Noel Lewandowski, Deb Mathiowetz, Jeff Gondeck, and Rosalie Musachio

Workshop Discussion with Planning Commission: Trailer Storage and Parking Ordinance

The Planning Commission and the council met to discuss the Trailer Storage and Parking Ordinance prior to the start of the council's regular meeting. Several points of the ordinance were discussed including how close the trailer/vehicle could park next to a structure (3 feet vs. 5 feet); restrictions on allowing motorized vehicles in the backyard; trailer length...etc...

The Planning Commission and the council also expressed continued support of the ordinance and the importance of having it in place. Discussion followed and focused on the following questions: What can be parked in the side yard and on what surface? What can be parked in the rear yard and on what surface? What types of vehicles or trailers will be allowed and how many? The group expressed support for possibly allowing single axle trailers in the backyard on trimmed grass as long as it was maintained. They also expressed a desire to limit the number of trailers/vehicles parked. For the side yard, it was decided that a parking surface should still be required.

Staff will bring forward amendments to the ordinance that the council will vote on at the next regular city council meeting.

At 5:30 p.m. Mayor Bettendorf called the regular city council meeting to order.

The pledge of allegiance was recited.

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

Motion carried, unanimous.

Motion by Gondeck, seconded by Musachio, to approve the items on the consent agenda.

Consent Agenda:

- Approve minutes of April 5, 2022.
- Approve minutes of April 25, 2022.
- Adopt Resolution #2022-13 ARPA Standard Allowance.
- Adopt Resolution #2022-14 Accepting Donation.
- Accept resignation of part-time police officer Brayden Sherman.

- Approve payment of bills.
- Approval of The Assessment Agreement – Benton County Assessing Contract.

Motion carried, unanimous.

Public Hearing – Sewer Zoning Ordinance Update

At 5:31 p.m, Bettendorf recessed the meeting to conduct a public hearing on water/sewer connections.

No one spoke.

At 5:33 p.m, Bettendorf reconvened the regular council meeting.

Motion by Gondeck, seconded by Swanson to adopt Ordinance #466 – Sewer and Water Connections (Zoning Side).

Motion carried, unanimous.

Wastewater Regionalization Project – Construction Services

Jared Voge from Bolton & Menk gave an overview of the project to the council. He directed the council to the proposal in their packets and offered to answer any questions. He also stated that Bolton & Menk is working with the contractor and reviewing the project. The first of the preconstruction meetings is scheduled for Wednesday. The contractor indicated that later this month or in early June they plan to officially start the project. Questions and discussions followed.

Voge shared that the construction of the lift station, excavation, and erosion control will start first. He will bring an official schedule forward to the council with more details on when and where the project will start. Ultimately, in terms of the overall project excavation and backhoes to get the pipe in the ground will be most noticeable. Many things will happen simultaneously with lots of components.

Voge also shared with the council that they are working on creating a website that will be the central location for information and updates on the project. Residents or anyone interested in the project can sign up for email alerts. More discussion and questions followed. Estimated hours of construction staff will go up and down depending on the schedule. The cost of construction engineering is built into the overall project costs.

Motion by Gondeck, seconded by Swanson, to approve the Construction Services contract.

Motion carried, unanimous.

Discussion on Removing Sprinkler Sewer Charges

Bruce Thompson, 1133 Golf Court, addressed the council regarding sewer charges for people who have sprinkler systems. He asked that the council consider allowing people to install a meter for sprinkler systems at a reduced sewer charge. Discussion and questions followed. The council expressed a willingness to consider the matter, but also reservations on how it could be handled and how it could impact revenues and the city budget. Revenue from water/sewer payments help to fund capital expenses such as road repairs and equipment purchases. Water conservation was also a concern. Staff was directed to research the matter and present findings to the council.

Discussion on 45 Hwy 23 West – Conditional Use Permit (CUP)

Dan Hanes, 45 Hwy 23 West, addressed the council regarding his conditional use permit. He stressed to the council that he is working very hard to bring his property up to compliance with the CUP and meeting the requirements as outlined in the letter he received from the city attorney. He has made progress and is working with Nancy Scott, the city Building Official, to address the other issues. Discussion and questions followed.

Sarah Brunn City Administrator stated that the city's highest priority was to have the building completed and approved for occupancy as well as some kind of screening for the construction materials that are outside. She recommended that the building be sealed and completed in 30 days with another 30 days to install the screening. Discussion followed with the council agreeing to the time frame for completion.

Mayor's Open Forum

No one spoke.

Department Reports

Police Department

Chief Katie McMillin gave an overview of the monthly stat report. There were 351 calls in April. Traffic enforcement and suspicious activity were both up. In 2021, April had 291 calls. The department posted for applicants for the part-time eligibility list. The Bike Rodeo is scheduled for June 18. The department has already received many donations for the rodeo. One business donated 20 bikes. The last day of school for the high school seniors is May 27 so watch for tractors. June 2 is the last day of school for everyone else.

City Engineer

Jarod Griffith gave the council an update on the Hwy 23 project. The start date is still scheduled for May 9. Yesterday the environmental staff met with the TEP board at the industrial site to look at the incidental wetlands area. They were able eliminate 2.6 acres from the area of concern. Further soil samples are being taken to see if the area can be reduced more.

Public Works and Fire Department

Mark Pappenfus gave an overview to the council. Public Works is flushing water mains and sweeping streets (seasonal maintenance). The pool is scheduled to open June 8. A little later since the kids are still in school until June 2. The new pickup truck is ready. The old truck will be sold at auction next month.

Administration

Sarah Brunn, city administrator, gave an overview to the council. Staff is currently hiring for life guards and swimming teachers at the pool. Not currently fully staffed. It's an election year so staff will be getting ready for that. We may get one more piece of election equipment – a voter assistance machine. Filing for city offices will occur later this summer since we don't have a primary. More information will be posted at a later date. Brunn also gave an update on rental license enforcement. Staff is working with the city attorney regarding one property. We are proceeding with enforcement. A copy of an invoice for the MN Dot project is in the packet. We were billed ahead of time. They haven't processed our change order yet. It is on the bill list, but we will cut the check once we have the final

number from MN Dot. Brunn also presented a resolution committing the council to raise rates in order to approve our loan application. Questions and discussions followed.

Motion by Gondeck, seconded by Musachio, to approve Resolution #2022-15 the commitment to raise sewer rates. Motion carried, unanimous.

Old Business

Brunn shared with the council that staff will be moving forward with water shutoffs for delinquent accounts. Staff has also begun to add late fees.

Motion by Brosh, seconded by Musachio, to start shutoffs no later than July 1 based on staff readiness.

Motion carried, unanimous.

New Business

No new business.

Motion by Gondeck, seconded by Swanson, to adjourn the meeting.

Motion carried, unanimous.

The meeting adjourned at 6:31 p.m.



Sarah A. Brunn, Administrator

(Minutes By: Sara- Judson Brown, Administrative Assistant)