

CITY OF EYOTA  
CITY COUNCIL MINUTES  
JULY 28, 2016

Members Present: Tyrel Clark, Bryan Cornell and Kurt Holst

Members Absent: Tony Nelson and Ray Schuchard

Staff Present: Pete Peterson and Jeff Peck, Fire Department; Community Officer Deputy Johnson; Brad Boice, Public Works Supervisor and Marlis Knowlton, Clerk/Treasurer

**Call to Order:** Mayor Clark called the meeting to order at 7:00 p.m. with the Pledge of Allegiance.

**Approve Agenda:** Motion was made by Cornell and seconded by Holst to approve the agenda with the addition of Stone Garden Estates development agreement. Ayes 3, Nays 0. Motion carried.

**Consent Agenda:** Motion was made by Holst and seconded by Cornell to approve the consent agenda items 4.A and 4.B as presented. Ayes 3, Nays 0. Motion carried.

4.A Minutes of the July 14, 2016 regular Council meeting

4.B Credit Card Policy revisions approved as presented

**REPORTS:**

**Community Officer:** Deputy Johnson reported Eyota Days went smoothly and there is nothing out of the ordinary in this last month's report. Deputy Johnson again reminds people to slow down driving, stop at stop signs and please lock your doors, both vehicles and buildings.

**Park Board:** Clark reported the Board recommended additional Ash trees be treated for Emerald Ash Borer. Brad Boice will investigate. Per the Park Board's recommendation, the Council requested Boice get prices for volley ball net crank hardware; and complete equipment for a third court.

Motion was made by Holst and seconded by Cornell to move RESOLUTION #2016-28 RESOLUTION EXPRESSING ACCEPTANCE OF, APPRECIATION FOR AND DESIGNATION OF DONATION RECEIVED, Nick Fink, representing the Eyota Boys Soccer Booster Club donated a used gas grill, the gas tank is not included, to be designated to the Eyota Park Board for use primarily in the West Side Park concession stand; Council accepts the gas grill as a donation and designates it to the Park Department. Ayes 3, Nays 0. Motion carried.

Clark highlighted a few of the responses from the recent park survey. Approximately one third of the population responded. Council requested the Lake Eyota question be discussed on the next Council agenda.

**DESCASD Sewer Board:** No report, Board representatives Schuchard and Nelson were not available to report.

**Planning Commission:** Knowlton reported the Commission began reviewing the animal and parking ordinances.

**Economic Development Authority (EDA):** Cornell reported on Arbor Gardens: census, staffing and improvement projects.

**Sidewalk:** Motion was made by Holst and seconded by Cornell to authorize the sidewalk at Arbor Gardens be installed by TS Concrete, Inc., \$13,770, and the money will come out of the Arbor Gardens Enterprise fund. Ayes 3, Nays 0. Motion carried.

Clark reported on the EDA's financials and following activities:

**Façade Improvements:**

Motion was made by Holst and seconded by Cornell to authorize reimbursement be made to Brandi Yust, Simply Stylin' Hair Study in the amount of \$5,591.50. Ayes 3, Nays 0. Motion carried.

Motion was made by Holst and seconded by Cornell to authorize reimbursement be made to Charles Pearson, Eyota Firearms in the amount of \$681.50. Ayes 3, Nays 0. Motion carried.

**Burt's Meats:** Request to help facilitate Burt's receive bank financing for their business and building expansion. Motion was made by Holst and seconded by Cornell to take second lien position, to Foresight Bank, for the two EDA loans made to Burt's Meats. Ayes 3, Nays 0. Motion carried.

**Retail Gap Analysis:** EDA recommended studying an eight mile radius (to include Dover and Viola) in the retail business gap analysis by the University Extension Office. The \$500 fee would be paid from the EDA's Other Professional Services account (431.00). This study was another Minnesota Design Team suggestion. Motion was made by Cornell and seconded by Holst to approve going forward with the analysis as recommended. Ayes 3, Nays 0. Motion carried.

**Second Street Wetlands One Acre Parcel:** The one acre parcel has been appraised at \$50,000. Brett Lincoln, potential brewery creator, was present and has expressed interest to purchase the lot at a discounted price; which would be a similar type business subsidy value as the tax abatement given to B & C Plumbing. Council requested information to legally consider selling the land: should the City or EDA sell it, should it be advertised (and if so for how long), are there other restrictions, what type of business subsidies are legal, etc.

Motion was made by Holst and seconded by Cornell to authorize Knowlton to contact the City Attorney for legal advice on how this parcel could be sold. Ayes 3, Nays 0. Motion carried.

Motion was made by Holst and seconded by Cornell to authorize Knowlton to also consult with City Financial Advisor Mike Bubany. Ayes 3, Nays 0. Motion carried.

**Advertising:** Motion was made by Cornell and seconded by Holst to authorize the EDA to advertise Eyota's building incentives in the Dover-Eyota Sports Program, \$100, to be paid out of EDA advertising account (434.30). Ayes 3, Nays 0. Motion carried.

(NOTE: Dover-Eyota Sports Program was a correction made per Council approval at the 8/11/16 meeting. Error originally read Pig Skin Preview.) *Mark K.*

**Public Works:** Boice reported on: 2016 Street and Utility Improvement Project is going well, Boice will investigate spring treatment of additional park Ash trees, West Side Park ball field maintenance improvements, Minnesota Department of Health Well Head Protection Plan process is in progress and the Minnesota Department of Natural Resources Water Supply Plan is due by November 2017. 2015 Street and Utility Improvement Project is close to be completed. If there is anything concerning to property owners in that project area please contact City Hall right away.

NOTE: During the EDA report Boice was given verbal authorization to have TS Concrete repair two curbs in Bush Court and install the valley drain at the entrance of Helen Court SW for \$14,126 and the 2015 Small Cities Assistance Account funds received from the State of Minnesota will be used.

**Clerks Report:** No report.

**REGULAR AGENDA ITEMS:**

**Volunteer Fire Department Relief Association Annual Benefit Pension Calculation:** Motion was made by Cornell and seconded by Holst to approve the annual pension amount be raised \$50, from \$1,500 to \$1,550. Ayes (3), Nays (0). Motion carried.

**2016 Street & Utility Improvements - pay request #2:** A-1 Excavating Inc. has completed additional construction, submitted a pay request and WHKS & Co is recommending payment of Pay Request #2 of \$138,636.92.

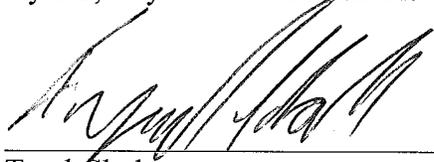
Motion was made by Cornell and seconded by Holst to approve the 2016 Street & Utility Improvements Project pay request #2, payable to A-1 Excavating Inc., \$138,636.92. Ayes 3, Nays 0. Motion carried.

**Accounts Payable:** Motion was made by Holst and seconded by Cornell to approve the accounts payable amount of \$227,847.94 which includes the additions of: \$5,591.50 to Simply Stylin', \$681.51 to Eyota Firearms and \$138,636.92 to A-1 Excavating, Inc. Ayes 3, Nays 0. Motion carried. See "Exhibit 6.C"

**Stone Garden Estates Development Agreement:** Developer John Keefe discussed a few last unresolved issues with the Council regarding an updated proposed development agreement. It was tentatively agreed the warranty would be for one year after the final wear course of blacktop is installed. Keefe suggested the City pay for the street signs. The Mayor will call a special meeting next week to finalize and approve the development agreement.

**Other Business:** None

**Adjourn:** Motion was made by Cornell and seconded by Holst to adjourn the meeting. Ayes 3, Nays 0. Motion carried. The meeting was declared adjourned at 8:13 p.m.

  
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Tyrel Clark  
Mayor

  
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Marlis Knowlton  
Clerk/Treasurer