

## CITY OF FRAZEE

### REGULAR COUNCIL MEETING

May 14, 2007

The regular meeting of the Frazee City Council was called to order at 7:00 p.m. by Mayor Ludtke. Council members present were Miosek, Ouart, Trieglaff, and Dermody.

#### Open Forum

Mark Kemper stated that the bowling leagues are taking up a collection for a granite bench in memory of Bob Matthews to be placed in front of the bowling alley. Kemper requested permission from the Council to place it on the sidewalk before it is ordered. Item moved to councilmember reports.

#### Consent Agenda

MOTION by Ouart, seconded by Dermody, to approve the consent agenda items as follows:

- Approve the minutes from the April meetings.
- Approve the City bills for payment.
- Approve the Liquor Store bills for payment.

All present in favor, motion carried.

#### Staff Reports

Paul Thon, Fire Chief, reported 112 training hours, 9 fire calls, and 150 call hours for the month of April. CPR training was provided by the Rescue Squad; a county-wide disaster drill is scheduled for September 19<sup>th</sup>; an open house is scheduled for May 17<sup>th</sup> to invite neighboring townships and others to show appreciation for supporting the department and to explain the costs associated to run the department; raffle tickets will be mailed soon for the live auction fundraiser to be held at the Frazee Bar; and the new members of the department have begun training.

Larry Stephenson, Public Works Superintendent, reported that roughly 80% of the water pumped last month was treated by the wastewater plant, which is within the recommended guidelines; the streets were swept today; the second lift of pavement is being applied on last year's street projects; the docks have been refurbished and installed; and one will be returning from last year to the twoman summer crew.

Bryce Anderson from United Community Bank provided a letter in appreciation from downtown business owners to the Mayor and the city staff for moving the cars off of Main Avenue so that the street could be swept and the excellent job that was done.

Mike Lorsung, Police Chief, reported 848 total calls so far for this year; yellow striping will be painted this week on the curbs designating no parking; and the following nuisance properties are yet to be cleaned.

MOTION by Trieglaff, seconded by Ouart, declaring the automobiles existing at 602 Main Avenue West are a nuisance affecting health and safety as cited by Ordinance No. 111, Section 4, Subsections 13 & 14, and the property owner has until May 21, 2007, to remove the violation and failure to do so will cause the City to either abate the nuisance and assess the cost against the property owner or refer the matter for criminal prosecution at its option. All present in favor, motion carried.

MOTION by Dermody, seconded by Miosek, declaring the junk tires existing at 512 Balsam Avenue are a nuisance affecting health and safety as cited by Ordinance No. 111, Section 4, Subsections 13 & 14, and the property owner has until May 21, 2007, to remove the violation and failure to do so will cause the City to either abate the nuisance and assess the cost against the property owner or refer the matter for criminal prosecution at its option. All present in favor, motion carried.

MOTION by Dermody, seconded by Ouart, declaring the automobile existing at Town Lake Estates #19 is a nuisance affecting health and safety as cited by Ordinance No. 111, Section 4, Subsections 13 & 14, and the property owner has until May 21, 2007, to remove the violation and failure to do so will cause the City to either abate the nuisance and assess the cost against the property owner or refer the matter for criminal prosecution at its option. All present in favor, motion carried.

MOTION by Miosek, seconded by Trieglaff, declaring the junk snowmobiles existing at 515 Main Avenue East #3 are a nuisance affecting health and safety as cited by Ordinance No. 111, Section 4, Subsections 13 & 14, and the property owner has until May 21, 2007, to remove the violation and failure to do so will cause the City to either abate the nuisance and assess the cost against the property owner or refer the matter for criminal prosecution at its option. All present in favor, motion carried.

MOTION by Trieglaff, seconded by Dermody, declaring the automobile existing at 515 Main Avenue East #7 is a nuisance affecting health and safety as cited by Ordinance No. 111, Section 4, Subsections 13 & 14, and the property owner has until May 21, 2007, to remove the violation and failure to do so will cause the City to either abate the nuisance and assess the cost against the property owner or refer the matter for criminal prosecution at its option. All present in favor, motion carried.

MOTION by Ouart, seconded by Trieglaff, declaring the automobile existing at 515 Main Avenue East #16 is a nuisance affecting health and safety as cited by Ordinance No. 111, Section 4, Subsections 13 & 14, and the property owner has until May 21, 2007, to remove the violation and failure to do so will cause the City to either abate the nuisance and assess the cost against the property owner or refer the matter for criminal prosecution at its option. All present in favor, motion carried.

MOTION by Dermody, seconded by Trieglaff, declaring the junk and trash by the garage existing at 601 Main Avenue East are a nuisance affecting health and safety as cited by Ordinance No. 111, Section 4, Subsections 13 & 14, and the property owner has until May 21, 2007, to remove the violation and failure to do so will cause the City to either abate the nuisance and assess the cost against the property owner or refer the matter for criminal prosecution at its option. All present in favor, motion carried.

More nuisances will be reviewed next month at the council meeting. Dermody commented about vehicles parking into the intersection downtown encroaching upon the crosswalks and asked about them being ticketed.

Kelcey Klemm, City Clerk-Administrator, provided a Liquor Store report including financials, overview of upcoming events, schedule of Event Center events, and a new electronic sign has been ordered. Trieglaff requested to be removed from the Liquor Store committee citing several other issues, one not being because his preferred candidate was not hired, but because he disagreed with parts of the hiring process including the opportunity for an employee to speak at the interview meeting, and that he is in a nowin situation because he cannot appear to be impartial with the new manager if discipline or changes are necessary; other members of the council should have the opportunity to be on the committee to work with the new manager that they recommended. Ludtke requested another month to make a recommendation on the appointment of another councilmember to the Liquor Store committee.

MOTION by Ouart, seconded by Dermody, to accept Trieglaff's resignation from the Liquor Store committee. All voting in favor, motion carried with Trieglaff abstaining.

Ken Miosek provided a Rescue Squad report including a June 10<sup>th</sup> open house at the Rescue Squad garage and a written report from Brian Bigger included 29 calls for the month of April and March with 159 call hours, 24 community hours, 15 training hours, 15 recertified for CPR, and 28 total members.

#### Old Business

MOTION by Trieglaff, seconded by Dermody, to approve the second reading and adoption of Ordinance No. 134, establishing parking regulations within the City of Frazee. Ludtke raised concerns about residents who park their trucks in town; Dermody responded that it is the individual's responsibility, not the city's, to find a location for their vehicles, similar to the responsibility of other businesses to provide for themselves. Trieglaff commented that this is the way that just about every other town in Minnesota handles truck parking and why should we be any different. Miosek commented that either way, a decision should be made on the parking ordinance so that we can move on to other issues. Dermody requested that no one be ticketed for 30 days after the ordinance goes in to effect. Ouart asked if the trucks parked on Juniper Avenue are local residents; Ludtke replied that they are; Ouart requested that they be contacted. Trieglaff stated that his main concern is for winter parking because the trucks need to plug in and they would still be allowed to if they park in their driveway. Dermody commented on the unsafe conditions created at Birch Avenue and others by the truck parking. Members voting in favor: Miosek, Trieglaff, Ouart, and Dermody; member voting in opposition: Ludtke; motion carried.

#### New Business

Klemm provided an overview of an application for variance for Kevin Bartel, 204 Juniper Avenue East, to extend his garage 16 feet; the variance would be necessary because of the maximum lot coverage requirement of the City's Zoning Ordinance.

MOTION by Ouart, seconded by Trieglaff to approve the variance application from Bartel for the addition to his garage

Trieglaff stated that there is a time in which Frazee needs to start following the rules and the garage already exceeds the zoning requirements. Ludtke asked if anyone has visited the site (no members responded in the affirmative). Dermody stated that he would like to

ask Bartel some questions. Ouart withdraws her motion. Ludtke mentioned that the sod has already been removed for the project.

MOTION by Trieglaff, seconded by Dermody to approve the variance application from Bartel. Miosek questioned the basis of approval for the reason that he has started on the project.

All those voting in opposition, motion denied.

Klemm stated that no action is needed on the tax abatement agreement with Midwest Minnesota Community Development Corporation because a new business subsidy report is being submitted.

#### Councilmember Reports

Ludtke provided a proclamation for May 19<sup>th</sup> as “Blue Star Day” in recognition of military personnel.

MOTION by Dermody, seconded by Trieglaff to proclaim May 19<sup>th</sup> as “Blue Star Day.” All present in favor, motion carried.

Ludtke provided a list of individuals for consideration to be on the Planning Commission. MOTION by Miosek, seconded by Dermody, to approve the appointment of Karen Gray, Scott Geiselhart, Mike Lorsung, Ben Riewer, Dave Green, Tim Teiken, and Don Trieglaff to the Planning Commission. Dermody asked if the council representative is a voting member; Klemm stated that the ordinance creating the planning commission provides that the councilmember be a voting member. Trieglaff recommended having a few back-ups in case a few decline to be on the board. All present in favor, motion carried.

Miosek provided a Personnel committee report citing that performance reviews were conducted for Public Works Operator Donnie Tate and Police Chief Mike Lorsung, recommended a step increase for officer Mike Johnson, and recommended the city contribute 50% of the cost of family health insurance coverage for employees.

MOTION by Trieglaff, seconded by Dermody, to end the probationary period of Tate and Lorsung and to give them both a step increase. All present in favor, motion carried.

MOTION by Dermody, seconded by Trieglaff, to approve a step increase for Mike Johnson from one to three. All present in favor, motion carried.

MOTION by Dermody, seconded by Trieglaff to approve Resolution No. 0514-07, declaring Mike Johnson eligible for the Public Employees Retirement Association Police & Fire Plan. All present in favor, motion carried.

MOTION by Ouart, seconded by Trieglaff, to approve contributing 50% to the employee’s health insurance family plan. All present in favor, motion carried.

MOTION by Miosek, seconded by Dermody, to approve the placement of a bench in dedication to Bob Matthews at the little turkey park or in front of the bowling alley. Dermody requested that the bench be put in front of the bowling alley if possible. All present in favor, motion carried.

Ludtke stated that the same lifeguard from last year will be returning after she is recertified in CPR; and a “Service to Education” award was received from the school to the City.

Ouart reported that a request for a difibulator has been resubmitted to WACCO.

Having no further business, meeting was adjourned.

ATTEST:

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Kelcey Klemm, City Clerk/Treasurer/Administrator