

A regular meeting of the City Council was held on Monday, April 24, 2023, at 6:30pm in the Council Chambers with Mayor Kirby presiding. Council Members present: Huntington, Schlueter, Sullivan, Swanberg, Touhey, and Williams. Also participating: City Administrator, Joe Roby; Police Chief, Aaron Thieke; City Engineer, Cory Bienfang; City Planner, Nate Sparks; City Auditor, Jean McGann

1. Call to Order

2. Pledge of Allegiance

3. Approval of the Agenda: Motion by Council Member Sullivan seconded by Council Member Williams to approve the agenda. Voting in favor: Huntington, Kirby, Schlueter, Sullivan, Swanberg, Touhey, and Williams. Voting no: None. Motion passed 7-0.

4. Public Hearings:

4A. LSH Elementary Easement Vacation

Administrator Roby presented to City Council a summary of the easement vacation on Ferry Street in anticipation of starting the construction on the new elementary school.

Motion by Council Member Touhey seconded by Council Member Williams to open the public hearing for the LSH Elementary Easement Vacation. Vote: All ayes. Motion carried 7-0. There were no members of the public in attendance to speak. Motion by Council Member Huntington seconded by Council Member Swanberg to close the public hearing. Vote: All ayes. Motion carried 7-0.

4B. Ridgeview Chaska Debt

Administrator Roby presented City Council with a summary of the issuance of debt requirement to hold a public hearing in Le Sueur as funds from a City of Chaska bond issuance will be spent at the Ridgeview Campus in Le Sueur. Motion by Council Member Sullivan seconded by Council Member Swanberg to open the public hearing for the Ridgeview Chaska Debt. Vote: All ayes. Motion carried 7-0. No members of the public were in attendance to speak. Motion by Council Member Touhey seconded by Council Member Sullivan to close the public hearing. Vote: All ayes. Motion carried 7-0.

5. Presentations:

5A. Sergeant Oath of Office

Chief Thieke presented to City Council that seven high quality applicants, both internally and externally, applied for the open Sergeant position with the Le Sueur Police Department. After the hiring process was completed, it was recommended to offer the sergeant position to Officer Jesus Saenz. Officer Saenz worked as a full-time police officer for the Le Sueur Police Department before being promoted to sergeant. Chief Thieke administered the Police Sergeant Oath of Office to Sergeant Jesus Saenz.

5B. Q4 Financial Report

Jean McGann, from Abdo Solutions, presented the 4th quarter report of 2022 to City Council. Ms. McGann presented City Council with detailed reports of the city's cash balances along with the City's utility fund balances. Revenues and expenses for the city's utility funds were

presented as well.

6. **Consent Agenda:** Motion by Council Member Sullivan seconded by Council Member Schlueter to pull item 6F from Consent Agenda and move to Regular Agenda. Motion carried 7-0. Motion by Council Member Touhey seconded by Council Member Williams to approve the following consent agenda items 6A-6E and 6G-6H:

6A. City Council Minutes 04/10/2023

6B. MN BCA Joint Powers Agreement

6C. Temporary Liquor License Application-Le Sueur Fire Department Relief Association

6D. Temporary Liquor License Application-Ridgeview Foundation

6E. Public Dance Permit-Firemen's Dance

6G. Metronet Pole Attachment Agreement

6H. Disbursements Through April 24, 2023 Meeting

1. Purchases over \$25,000

i. Northland Trust-Debt Service (multiple) - \$54, 758.75

ii. US Bank – 2017A Debt Service - \$25,981.25

Voting in favor: Huntington, Kirby, Schlueter, Sullivan, Swanberg, Touhey, and Williams. Voting no: None. Motion passed 7-0.

7. **Public Comment:** None.

8. **City Administrator Update:**

Having very exciting conversations with the school about the project moving forward. Thrilled to welcome Sergeant Saenz, he's an outstanding officer!

9. **Regular Agenda:**

9A. Approve Contract for 2023 Lawn Services

Administrator Roby provided City Council with a service contract from Luke's Lawn, LLC., to provide the City with lawncare services for nuisance properties. A motion by Council Member Swanberg seconded by Council Member Sullivan to approve contract with Luke's Lawn LLC. Voting in favor: Huntington, Kirby, Schlueter, Sullivan, Swanberg, Touhey, and Williams. Voting no: None. Motion passed 7-0.

9B. R2023-016 & R2023-017: Accept Bids and Award Contracts for 2023 Street Maintenance

City Engineer, Cory Bienfang, presented City Council with resolution R2023-016 accepting bids and awarding contract to Nielsen Blacktopping, Inc., for patching as part of the 2023 street maintenance project. Nielsen Blacktopping submitted the lowest bid of \$71,541.75 which was lower than the \$92,593.00 engineer's estimate. Motion by Council Member Sullivan seconded by Council Member Schlueter to approve resolution R2023-016 as presented. Voting in favor: Huntington, Kirby, Schlueter, Sullivan, Swanberg, Touhey, and Williams. Voting no: None. Motion passed 7-0.

City Engineer, Cory Bienfang, presented City Council with resolution R2023-017 accepting bids and awarding contract to ASTECH Corp., for street sealing as part of the 2023 street maintenance project. ASTECH Corp., submitted the lowest of three bids received, at \$131,163.24. The estimated engineer's bid was \$154,407.75. Motion by Council Member Huntington seconded by

Council Member Sullivan to approve resolution R2023-017 as presented. Voting in favor: Huntington, Kirby, Schlueter, Sullivan, Swanberg, Touhey, and Williams. Voting no: None. Motion passed 7-0.

9C. 5-Year Street Maintenance Plan

City Engineer, Cory Bienfang, presented City Council with an updated 5-year street maintenance plan to accommodate current street conditions. Motion by Council Member Touhey seconded by Council Member Swanberg to adopt the April 2023 5-year street maintenance plan and direct staff to continue the process of implementation. Voting in favor: Huntington, Kirby, Schlueter, Sullivan, Swanberg, Touhey, and Williams. Voting no: None. Motion passed 7-0.

9D. LSH Elementary School PUD Review

City Planner, Nate Sparks, presented to City Council a planned unit development (PUD) and site plan review for the new elementary school being built at 901 Ferry Street. A PUD is being proposed to allow for another principal building to be constructed on this parcel as the current high school is already on the parcel. Zoning wouldn't need to be changed and height standards and setbacks can be met for this project. The Planning Commission is recommending City Council approve the plan and direct staff to bring documents for approval to a future City Council meeting.

9E. (formally 6F) R2023-015: Approving the Issuance of Revenue Notes by the City of Chaska on Behalf of Ridgeview Medical Center

Administrator Roby presented resolution R2023-015 to City Council to approve the issuance of revenue notes by the City of Chaska to be spent at the Le Sueur campus of Ridgeview Medical Center. Council Member Sullivan voiced his concern with any liability or obligation the city may be responsible for if this resolution is approved and voiced his disappointment at not having any representation from Ridgeview being present to answer any questions. Council Member Williams echoed the sentiment and would have liked to have a representative from Ridgeview present at the meeting. Mayor Kirby indicated that they will have representation at an upcoming meeting. Administrator Roby added that the resolution before City Council tonight is an Internal Revenue Service requirement for getting a tax-exempt bond for monies being spent outside the City of Chaska. Motion by Council Member Swanberg seconded by Council Member Huntington to approve resolution R2023-015 as presented by staff. Voting in favor: Huntington, Kirby, Schlueter, Swanberg, Touhey, and Williams. Voting no: Sullivan. Motion passed 6-1.

10. Comments/Reports/Items of Appreciation:

- Huntington: RPAC meeting in March. The golf simulator booked 160 hours in March and already 100+ hours booked this month. With softball season underway, please follow the no parking signs on the residential side of Kingsway. The are there to keep kids from running out into the street from between the cars.
- Schlueter: Region 9 meeting on the 12th. The board has openings for a high school student, college student, and school board member. Region 9 also has a high revolving loan fund balance so they will be letting cities' EDAs know. Also had a Planning Commission meeting and reviewed the elementary site review with a public hearing.
- Sullivan: None.
- Swanberg: Would like to see golf simulator hours since the inception if numbers are going to be given. Thank you Mr. Roby for clearing up any confusion with the company who provided

the carnival at last year's Giant Days.

- Touhey: Shout out to the public works for repairing a very large sinkhole near Grace Lutheran Church.
- Williams: Possible Ridgeview Board Meeting next month. Ridgeview Foundation event happening this Friday. HRA meeting last week.
- Kirby: None

11. Closed Session:

11A. Sale of Property

Closed meeting pursuant to Minn. Stat. § 13D.05, subd. 3 (c) to determine the asking price and/or develop or consider offers or counteroffers for the sale of approximately 0.14 acres of City-owned real property within the City of Le Sueur city limits, identified as follows:

Le Sueur County Parcel I.D. # 21.999.0120

Motion Huntington to adjourn meeting at 8:18pm seconded by Council Member Schlueter. Voting in favor: Huntington, Kirby, Schlueter, Sullivan, Swanberg, Touhey, and Williams. Voting no: None. Motion passed 7-0.

Lindsey Dhaene
City Clerk