

GLENCOE CITY COUNCIL MEETING MINUTES
AUGUST 2, 2021
7:00 P.M.

Mayor Voss called the regular meeting of the city council to order at 7:00 p.m. Members present: Schrupp, Neid, Olson, Robeck and Lemke. Also present: City Administrator Larson, Assistant City Administrator Jerabek, Public Works Directors Voigt and Schreifels and Police Chief Padilla.

PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

CONSENT AGENDA

Member Neid entered the motion to approve the consent agenda as presented. Member Robeck seconded. All members voted in favor.

- A. Approve the minutes of the regular meeting of July 19, 2021.
- B. Approve the following building permits:
 - 1. Lona Oltmann, 308 Pleasant Ave N; Windows, Entry Door
 - 2. Sam's Tire, 1231 Ford Ave N; Foundation Permit
 - 3. Midwest Research Swine, 3413 11th St E; Mechanical Permit
 - 4. Jane Kuhlmann, 2008 Judd Ave N; Re-roof
 - 5. Carsten Proehl, 1640 12th St E; Fence
 - 6. Joshua Grack, 830 Sumac Lane; Fence
- C. Approve the following licenses:
 - 1. Chandler Go For It Gas, Liquor License Renewal
 - 2. La Zacatecana, Liquor License (3.2% Off Sale)

PUBLIC COMMENT/AGENDA ITEMS ONLY- none given

PUBLIC HEARINGS:

A. 7:05 P.M. PUBLIC HEARING ON VACATION OF RUSSELL AVENUE

Motion to open the public hearing entered by Member Neid with Member Schrupp seconding. All members voted in favor.

There being no public input a motion to close the hearing entered by Member Lemke with Member Neid seconding. All members voted in favor.

Councilor Neid then entered the motion to approve the following resolution and moved for its adoption:

RESOLUTION NO. 2021-13

A RESOLUTION VACATING A PORTION OF RUSSELL AVENUE NORTH OF
16TH STREET

WHEREAS, the City Council previously passed a motion noting its interest in vacating pursuant to Minnesota Statute § 412.851 a portion of Russell Avenue north of 16th Street legally described as:

Commencing at the northeast corner of Outlot 2, Sunnyside School Addition To Glencoe, McLeod County, Minnesota, thence easterly in a straight line to the northwest corner of Outlot 3, Sunnyside School Addition to Glencoe, McLeod County, Minnesota. Thence southerly in a straight line to the southwest corner of Outlot 3, Sunnyside School Addition to Glencoe, McLeod County, Minnesota. Thence in a straight line to the southeast corner of Outlot 2, Sunnyside School Addition to Glencoe, McLeod County, Minnesota. Thence in a straight line to the point of beginning, the northeast corner of Outlot 2, Sunnyside School Addition to Glencoe, McLeod County, Minnesota.

and setting a public hearing to consider the vacation of such street; and

WHEREAS, a public hearing to consider the vacation of such street was held on the 2nd day of August, 2021, before the City Council in the City Hall located at 1107 – 11th Street East, Glencoe, MN 55336 at 7:05 (*p.m.*) after due published and posted notice had been given, as well as personal mailed notice to all affected property owners by the City Administrator and all interested and affected persons were given an opportunity to voice their concerns and be heard; and

WHEREAS, any person, corporation or public body owning or controlling easements contained upon the property vacated, reserves the right to continue maintaining the same or to enter upon such way or portion thereof vacated to maintain, repair, replace or otherwise attend thereto; and

WHEREAS, the Council in its discretion has determined that the vacation will benefit the public interest because no road has ever been established within the dedicated Russell Avenue right-of-way north of 16th Street.

And WHEREAS, four-fifths of all members of the City Council concur in this resolution; **NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GLENCOE, MINNESOTA AS FOLLOWS:**

That such vacation is hereby granted and a portion of Russell Avenue north of 16th Street legally described as:

Commencing at the northeast corner of Outlot 2, Sunnyside School Addition To Glencoe, McLeod County, Minnesota, thence easterly in a straight line to the northwest corner of Outlot 3, Sunnyside School Addition to Glencoe, McLeod County, Minnesota. Thence southerly in a straight line to the southwest corner of Outlot 3, Sunnyside School Addition to Glencoe, McLeod County, Minnesota. Thence in a straight line to the southeast corner of Outlot 2, Sunnyside School Addition to Glencoe, McLeod County, Minnesota. Thence in a straight line to the point of beginning, the northeast corner of Outlot 2, Sunnyside School Addition to Glencoe, McLeod County, Minnesota.

BE IT FURTHER RESOLVED, that the Mayor and City Administrator are hereby authorized to sign all documents necessary to effectuate the intent of this resolution and file a notice of this vacation as required by law.

Councilor Robeck seconded. Upon a roll call vote all members voted in favor. Whereupon said resolution was adopted and approved.

BIDS AND QUOTES: None

REQUESTS TO BE HEARD:

A. APPOINT WASTE WATER OPERATOR

City Council approved the hiring of an additional operator and interviews were conducted on July 21, 2021 for the additional Waste Water Operator position. It is recommended to appoint Mike Bartels to this position pending background check and drug/alcohol screening. Start date is anticipated to be August 23rd.

Councilor Lemke motion to appoint Mike Bartels to the Waste Water Operator Position. Councilor Schrupp seconded. Motion carried in a 3 to 2 vote with Robeck and Neid voting no.

B. RESOLUTION NO. 2021-14 TO GRANT EXTENSION TO HAZARDOUS PROPERTY

City Attorney Ostlund is recommending to allow the owner of the property at 1908 9th Street East an additional 60 days to clean up the property. Some progress is being made in the requirements to abate this hazardous property by its owner. The 60 day extension shall commence from the August 2nd date.

Discussion led to Member Olson motioning to approve the extension of 60 days with the introduction of the following resolution:

RESOLUTION NO. 2021-14

RESOLUTION GRANTING AN EXTENSION OF TIME TO PROPERTY OWNER REGARDING HAZARDOUS BUILDING LOCATED AT 1908 – 9th STREET, GLENCOE

1. Market Place Entertainment, LLC and Bruce Turner are the record owner of real property in located at 1908 9th Street East, Glencoe, Minnesota upon the following described property in the City of Glencoe, county of McLeod, Minnesota:

That part of Lot 16 of the AUDITOR'S PLAT OF SOUTH HALF OF SECTION 13 AND THE NORTH HALF OF SECTION 24, TOWNSHIP 115 NORTH OF RANGE 28 WEST, described as follows, to-wit:

Beginning at a point 1110 feet West of the northeast corner of the Southeast Quarter of said Section 13, on the North line of said Southeast Quarter; thence continuing West 165.17 feet; thence running South 378.85 feet at an interior angle of 89 degrees 47 minutes; thence East 165.00 feet, more or less at an interior angle of 90 degrees 13 minutes; thence North 378.79 feet at right angles to the point of beginning; EXCEPTING THEREFROM the right of way of Minnesota Trunk Highway No. 212.

Together with an appurtenant easement described as follows:

Beginning at a point 1,275.17 feet West of the northeast corner of the Southeast Quarter of said Section 13, on the North line of said Southeast Quarter; thence South 378.85 feet at an interior angle of 89 degrees 47 minutes; thence West 234.26 feet at an interior angle of 89 degrees 47 minutes; thence North 378.79 feet at an interior angle of 90 degrees 00 minutes to the North line of said Southeast Quarter; thence East along the North line of said Southeast Quarter 232.83 feet to the point of beginning.

2. On June 7, 2021, the City of Glencoe, Minnesota held a public hearing to determine if the referenced property constituted a hazardous property within the definition of Minn. Stat. 463.15 to 463.24. At that meeting, the city council approved a certain Resolution Ordering Repair, Removal or Razing, and Order to Repair, Remove or

Raze Hazardous Building. The property owner was personally served with both documents on June 7, 2021. The property owner defaulted on the statutory deadline to answer. The Resolution and Order state that the property owner shall have 30 days to remediate the hazardous conditions.

3. The property owner has been communicating with City staff regarding certain work being performed to the building. No permits or plans have been submitted to the City.

4. To provide the property owner ample opportunity to remediate, the City council desires to grant a 60 day extension shall be granted to the property owner.

NOW THEREFORE, IT IS RESOLVED AS FOLLOWS:

In The Matter of 1908 9th Street East, City of Glencoe, Minnesota. Hazardous Property located in the City of Glencoe, Minnesota, the property owner shall be granted a 60 day extension to remediate the hazardous conditions under that certain Resolution Ordering Repair, Removal or Razing, and Order to Repair, Remove or Raze Hazardous Building.

Councilor Robeck seconded the motion. Upon a roll call vote motion carried 5 to 0. Whereupon said resolution was adopted and approved.

C. SECOND READING OF CENTERPOINT ENERGY FRANCHISE ORDINANCE

Motion to table the second reading of the CenterPoint Energy Franchise Ordinance No. 610 entered by Councilor Neid and seconded by Councilor Lemke. Motion carried in a 5 to 0 vote.

City Administrator Larson has contacted CenterPoint for a listing of communities in Minnesota with franchise fees and rates. He has yet to hear back from them.

D. TRUNK HWY 22 CROSSWALKS

City Administrator Mark Larson presented the resolution approving which crosswalks will remain when MNDOT mills and overlays Highway 22 through the community next year.

Councilor Robeck entered the following resolution and moved for its adoption:
RESOLUTION NO. 2021-15

RESOLUTION REQUESTING MARKED CROSSWALK(S):

WHEREAS, the City wishes to install crosswalk(s) at the intersections of Minnesota State Highway 22; and

WHEREAS, the City acknowledges they will be responsible for the maintenance of the crosswalk markings, the purchase and installation of "NO PARKING" signs for a minimum of 20' either side of the crossing; and

WHEREAS, the City has identified the following intersections of State Highway 22 for Crosswalks:

- Elliot Ave. N. & TH 22 (west quadrant crossing) standard ped signage (not school)

- Greeley Ave. N. & TH 22 (all quadrants crossing) standard ped signage on MN22 only, Stop conditions for Greeley no ped signs.
- Hennepin Ave. N. & TH 22 (all quadrants crossing) no ped signs just crosswalk painting – Stop condition all roads
- 12th St. SE & TH 22 (south & east quadrant crossing) standard ped signage on MN 22 only – 12th street Stop condition no ped signs
- 11th St. SE & TH 22 (all quadrants crossing, RRFB on north quadrant) standard ped crossing/RRFB signage on TH 22- No ped signs on 11th Stop condition
- 10th St. SE & TH 22 (all quadrants crossing) just crossing paint, no Ped signs because of stop conditions all roads
- Greeley Ave. & TH 22 (all quadrants crossing) standard ped signage on TH 22 – no ped signs on Greeley Ave. because of stop condition
- DeSoto Ave. S (east quadrant crossing) standard ped signage
- 6th St. Se & TH 22 (north & west quadrant side crossing) standard ped signage, and

WHEREAS, the City wishes to accommodate safer crossings of State Highway 22; and

WHEREAS, the City is formally requesting that MnDOT approve the new crossings as described above; and

WHEREAS, the City acknowledges that MnDOT will install and maintain pedestrian signage at and in advance of the approved crossing locations; and

WHEREAS, the City acknowledges that if the City fails to maintain the crosswalks markings MnDOT holds the right to remove all crosswalk signage; and

NOW THEREFORE, IT BE RESOLVED BY THE CITY COUNCIL OF the City of GLENCOE that this formal request be made to MnDOT

Councilor Lemke seconded. Upon a roll call vote all members voted in favor. Whereupon said resolution was adopted and approved

E. CSAH 15/MORNINGSIDE AVE PROJECT UPDATE

John Rodeberg, SEH, gave an update on the Morningside Avenue Project. After completion of the curb and gutter in the roundabout and railroad crossing areas, McLeod County Board of Commissioners directed the engineer to remove and replace portions of the curb and gutter with mountable curb and gutter with the intent of allowing large farm implements vehicles to mount the curb easier. Additional engineering fees and contractor bid for the Change Order will be presented at the McLeod County Board tomorrow. Once the County Board takes action, the MNDOT State Aid office requires a concurring resolution from the City Council.

Councilor Lemke entered the following resolution and moved for its adoption contingent on County Board approval:

RESOLUTION 2021-16
MUNICIPAL CONCURRING RESOLUTION
DESIGN CHANGES ON CSAH 15/MORNINGSIDE AVENUE

WHEREAS, the County Board of the County of McLeod is proposing to approve design changes on State Aid Projects 43-615-013 (County) and 226-103-002 (City), also known as Morningside Avenue and County State Aid Highway 15, and;

WHEREAS, municipal concurrence is required as part of Minnesota Department of Transportation State Aid requirements and the Joint Powers Agreement, dated December 19, 2017, between the County and City for said project, and;

WHEREAS, the County has agreed that costs incurred to complete the work, due to the Design Changes, shall be the responsibility of the County, and;

WHEREAS, the County will consider these changes at their August 3, 2021 regular Board Meeting.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Glencoe that it concurs with the proposed design changes and cost apportionment for said work, contingent upon approval by the County Board.

Councilor Robeck seconded. Upon a roll call vote all members voted in favor.

Whereupon said resolution was adopted and approved.

ITEMS FOR DISCUSSION:

A. ATV ORDINANCE UPDATE

The sub-committee will be forwarding their input to the city attorney to present the ordinance to the city council at the next meeting.

ROUTINE BUSINESS:

PROJECT UPDATES: 10th Street Project underway. Pre-con for 2021 Street Improvement Project will be held next week. Airport Wetland project pre-con is this Wednesday. WWTP punch list being addressed.

ECONOMIC DEVELOPMENT: Panther Heights second phase permit is pulled with a mid- August ground breaking projected.

PUBLIC INPUT: None

REPORTS: None

CITY BILLS: Motion to approve payment of the city bills entered by Councilor Schrupp and seconded by Councilor Olson. All members voted in favor.

ADJOURN: At 7:48 p.m. Mayor Voss asked for a motion to adjourn. Councilor Neid entered that motion with Councilor Robeck seconding. All members voted in favor.