

Tyler City Council – Council Meeting
Monday, December 7, 2020
Tyler Fire Hall - Zoom

A. Mayor Jagt called the meeting to order at 6:00 PM.

Roll Call:

Members present: Joan Jagt, Kenneth Jensen, Tim Sanderson, Cricket Raschke and Scott Dressen.

Others present: Stephanie LaBrune-City Administrator, Glen Petersen-City Attorney, Shannon Sweeney-David Drown & Associates, John Spindler-Police Chief, and Mark Wilmes-Tyler Tribute.

B. Pledge of Allegiance

C. Approval of Agenda

Mayor Jagt called for a motion to approve the agenda as presented with the removal of G. 3. Fire Department. Jensen made a motion to approve the agenda and Sanderson seconded the motion.

Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

D. Approval of Minutes

1. **November, 2 2020 City Council meeting minutes.** Motion by Raschke, seconded by Dressen to approve the minutes as presented. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

2. **November 13, 2020 City Council Special meeting minutes.** Motion by Sanderson, seconded by Raschke to approve the minutes as presented. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

E. Public Comments

None.

F. Public Hearing

Mayor Jagt opened the public hearing at 6:03p.m. to receive public comment on the proposed abatement and tax levy that is intended to be used to fund the Oak Street project bond payments and also to hear public comments for the Truth in Taxation hearing.

1. 2020B Oak Street Bond Abatement Hearing

a. Guest Shannon Sweeney from David Drown and Associates explained to the council that the city has applied for funding through the MN Rural Water Medi-Loan program and through the process, a public hearing is required to hear public comment so the city can pledge tax levy dollars for the repayment of debt associated with the Oak Street extension project. After discussion and hearing no comments from the public, Jagt requested that the council move onto F. 2.

2. Truth in Taxation Hearing

a. Mayor Jagt stated that the proposed levy had been set at 10% and explained that LaBrune has spent many hours working on the budget. Jagt spoke about the many projects that the city has and will be working on and stated that a budget increase is needed to keep up with the much-needed infrastructure improvements such as the Oak Street sewer project. Before closing the public hearing, Jagt asked if any members of the public wanted to speak on either public hearing issue. LaBrune stated that she had only heard from one business owner whom had concerns about his taxes and that individual was working with the County Auditor's and Assessor's offices to find out more details on his tax increase. Jagt also said that she was happy with her taxes and did not hear any concerns from any residents of the city.

With no comments, Mayor Jagt called for a motion to close the public hearing at 6:35 p.m. Motion made by Raschke, seconded by Jensen. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

G. New Business

1. Resolution #2020-30 Approving Property Tax Abatement for GO Tax Abatement note 2020B

a. Motion by Jensen, seconded by Raschke to approve resolution #2020-30 authorizing the tax abatement of approximately \$39,000 per year for note 2020B to fund the Oak Street Extension project. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

2. Resolution #2020-31 Authorizing the Issuance, Sale and Delivery of a \$490,000 General Tax Obligation Tax abatement note, series 2020B.

a. Shannon Sweeney spoke to the council about resolution #2020-31 and stated that Citizens State Bank in Tyler has agreed to match that rate offered by the MN Rural Water lending program. Sweeney said that the benefit of going through the lending program is that the fees are about one half of what the traditional bond sale fees are. He Jagt stated that she was pleased that the bank and rural water were willing to work with the city. Sweeney then stated that the next step after passing the resolution would be to work with LaBrune on closing on December 22nd. After discussion, a motion was made by Sanderson, seconded by Dressen to approve resolution #2020-31 authorizing the Issuance, Sale and Delivery of a \$490,000 General Tax Obligation Tax abatement note, series 2020B. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

3. 2021 Budget Adoption

a. LaBrune explained the budget to the council and the budget was discussed in detail. LaBrune asked the council if there were any other questions or concerns relating to the budget. With no further questions, Jagt called for a motion to approve the 2021 budget. Motion by Raschke, seconded by Jensen to approve the 2021 budget as presented. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

4. 2021 Final Levy Adoption Resolution #2020-27

a. Mayor Jagt called for a motion to accept a resolution #2020-27. Motion was made by Dressen to approve resolution #2020-27 and the 2021 property tax levy of \$350,439. Jensen seconded the motion. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

5. Oak Street Payment No. 3 Towne & Country Excavating

a. LaBrune state that Towne & Country Excavating are nearing completion of the Oak Street road extension project with only the remaining layer of asphalt to be installed next spring. Discussion was held on the use and maintenance of the road throughout the winter months. LaBrune explained that she has spoken with the city's engineering firm as well as Michael Beech, R.A. Morton and David Marlette, RTR Superintendent about the use of the road and there is a verbal agreement in place that the school may utilize the road throughout the winter under the conditions that they remove snow and do not have any large trucks utilizing the road. She explained that the school has also agreed to repair any damages that are caused from snow removal or inappropriate usage. After discussion, Sanderson made a motion to approve payment no. 3 in the amount of \$69,931.40 to Towne & Country Excavating and Jensen seconded the motion. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

6. MNDOT Cooperative Agreement No. 1044976 Resolution #2020-28

a. LaBrune explained the agreement to the council and stated that the resolution was needed to continue to work with DOT on the sidewalk replacement and RRFB project along HWY 14. Raschke made a motion to approve Resolution #2020-28 and Dressen seconded the motion. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

7. MNDOT Limited Use Permit Resolution #2020-29

a. LaBrune explained to the council and Jagt called for a motion to approve Resolution #2020-29. Motion by Jensen, seconded by Sanderson. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

H. Past Business

1. Blight Nuisance Enforcement

a. LaBrune gave an update of residents who have not made any attempts to move or license their vehicles. She stated that the residents all received notice giving them an additional 30 day or until November 30th, 2020 to take care of their vehicles otherwise the city would ticket and/or tow the vehicle. Petersen stated that the city does have the authority to tow and impound the vehicles, then if they are not claimed they can sell or scrap them. Petersen also gave the council other options that included issuing administrative tickets or citations. Petersen stated that a ticket may be enough but the council could also issue a citation which could possibly end in the person going to court and receiving a misdemeanor. The council discussed the issue in detail. Jagt stated that the vehicles should be towed to prove to people that we are serious especially when it comes to next June 1st when the city will need to take action on cleaning up properties. Jensen stated that if the city tows the vehicles, we should hire a local towing company. Chief Spindler stated that he would find a towing company to tow vehicles. After discussion, Raschke made a motion to have Petersen draft a final letter and have LaBrune send it out to those that are out of compliance with the letter stating that their vehicle will be towed and removed on either December 18th or 19th. Dressen seconded the motion. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: none. Motion granted.

I. Council / Staff Reports

1. **Jagt**- Reminded the council members to turn in their expense reports to the city office by December 16th.
2. **Spindler** – Report was handed out.

J. Financial Reports

1. Statement of Revenues & Expenditures

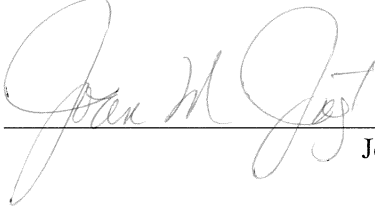
a. LaBrune presented the financial reports from November, 2020. Dressen made a motion to accept the financial reports as presented. Jensen seconded the motion. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: None. Motion granted.

2. Approve Claims

a. LaBrune presented the claims from November, 2020. Raschke made a motion to accept and approve the payment of bills as presented. Sanderson seconded the motion. Approved by roll call: Jagt, Jensen, Raschke, Sanderson, and Dressen; Opposed: None. Motion granted.

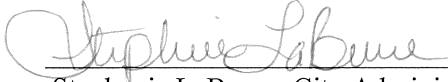
K. Adjourn

With there being no further items before the Council, at 7:03p.m. Jagt called for a motion to adjourn the meeting. Motion by Sanderson, second by Raschke to declare the meeting adjourned. Approved by roll call: Jagt, Jensen, Raschke, Sanderson Dressen; Opposed: None. Motion granted.



Joan Jagt, Mayor

ATTEST:



Stephanie LaBrune, City Administrator / Clerk