

Tyler City Council – Regular Meeting
Monday, March 2, 2020
Tyler Fire Hall

A. Acting Mayor Sanderson called the meeting to order at 7:00 PM.

Members present: Scott Dressen, Kenneth Jensen, Cricket Raschke and Tim Sanderson.
Staff Present: Stephanie LaBrune, Glen Petersen, David Haroldson, and John Spindler.
Public Present: Mark Wilmes, Bill Helget-Bolton & Menk, Joel Bedow, Vanessa Bedow.
Members not present: Joan Jagt

B. Pledge of Allegiance

C. Approval of Agenda

Motion/Second (M/S) Dressen/Jensen to approve the agenda as presented with the addition of New Business 9. TRED Rehab Loans. Approved: all; Opposed: none. Motion granted.

D. Approval of Minutes

February 3, 2020 Council Meeting Minutes –

M/S Raschke/Dressen to approve the minutes as presented. Approved: all; Opposed: none. Motion granted.

E. Public Comments

No comments were made from the public.

F. Public Hearing(s)

1. Joel Bedow Variance

- a. Sanderson called to open the public hearing at 7:03 to hear the variance request by Joel Bedow to convert a portion of his business zoned as B1 (General Business) into a residential living space. The property is located at 2577 W. Hwy 14 Tyler. Parcel: 20-0084-010. Joel and Vanessa Bedow explained to the council that they asking to convert the office space in their seed warehouse to a living space for their family. Once the space is converted the family plans to sell their home in town and live at the business location. Vanessa stated that she would like to be closer to the business so that the family can help out and also so they can sell their home and keep their options open if they were ever to decide to build or move somewhere else. Raschke asked if the couple has any kids. Vanessa said yes, they have 5 kids and the youngest is 4. Dressen stated that he did not think the city should set a precedence of allowing people to live in an industrial or commercial zone. He also mentioned that he did not think it would be safe. Joel responded by saying that the road in front of the warehouse is not as busy and is much safer than Highland Court where they live now. LaBrune asked the council if they wanted to complete the findings of fact to help them make a decision. She then stated the first question. Is the variance in harmony with the general purposes and intent of the official controls? Dressen state no, the land is not zoned residential it is zoned commercial. Petersen then questioned what type of sewer system was available to the property, he said that he recalls the system only being able to handle liquids and not much more. Jensen then read a letter that was prepared by Mayor Jagt. Jagt's letter stated that she did not feel it was fair for businesses to have to worry about small children in a business district and that she was not in favor of granting the variance request. Petersen also stated that if a residential use was permitted the family may need to have a septic system installed or the city would have to upsize their system which would be very costly. After further discussion, LaBrune asked if the council wanted to close the hearing and make

a decision. M/S Raschke/Jensen to table the hearing until the next council meeting on April 6th and to close the public hearing. Sanderson declared the hearing closed at 7:40.

2. Wastewater Facility Plan Hearing

- a. Bill Helget from Bolton & Menk gave a report and explained the details of the facility plan to the council. He also talked with the board about televising the lines that connect with the trunk main as a way to reduce the amount of I&I entering the city's lagoons. Then at 7:50 Sanderson called to open the public hearing to accept public comments on the wastewater facility plans. Sanderson asked if there were any comments to be made. With no public present and no comments from the council, M/S Raschke/Jensen to close the public hearing at 7:53.

New Business

1. Wastewater Facility Plan Resolution 2020-05

- a. Sanderson presented resolution 2020-05 to the council. M/S Jensen/Raschke to approve resolution 2020-05. Approved: all; Opposed: none. Motion granted.

2. Resolution Approving Plans and Ordering Advertisement for Bids for Sanitary Sewer, Resolution 2020-07

- a. Sanderson presented resolution 2020-07 to the council. M/S Dressen/Jensen to approve resolution 2020-07. Approved: all; Opposed: none. Motion granted. After the motion was made, Helget stated that the County has agreed to let the contractor cut across CSAH 8 instead of boring and in turn it will help with the expenses of the project.

3. Bid Opening – Removal of 112 N. Marsh St. Structure

- a. LaBrune stated that one bid for the removal of the nuisance at 112 N. Marsh St. was received from A&C Excavating. The bid was opened and it was revealed that the bid was for the removal of the structure and foundation at a cost NTE \$5,000. The bid also included the additional cost of filling in the foundation with black dirt. Due to the unknown depth of the foundation and how much dirt would be needed A&C included a price of \$15/yard for any additional black dirt that is needed. M/S Dressen/Jensen to accept the bid from A&C excavating. Approved: all; Opposed: none. Motion granted.

4. DOT Resolution 2020-06

- a. LaBrune explained to the council that she and the Tyler Walkable Community Task Force have been working with MN DOT to coordinate the markings of crosswalks along HWY 14 with the installation of their new sidewalks along HWY 14 and the construction of the new school etc. LaBrune stated that the resolution was developed as a formal request to the State for crosswalks to be painted at HWY 14 & Willow St., HWY 14 & Tyler St., and HWY 14 and Kaye St. The resolution also requests 1-2 RRMB devices at either the Kaye St. or Tyler St. intersection. After discussion, M/S Raschke/Jensen to adopt resolution 2020-06. Approved: all; Opposed: none. Motion granted.

5. Performance Reviews

- a. Personnel committee member Dressen reported that all 2019 annual performance reviews have been completed. He stated that meetings were recently held with the police department staff and they were very pleased with the efforts that they are making in the community. Dressen also read a statement from the personnel committee regarding the 6-month performance review of city administrator, LaBrune. Dressen then stated that the personnel committee is making a recommendation that LaBrune receive a COLA equal to the non-union employees effective 3-9-20 for her positive performance during her first 6 months in

her position. M/S Jensen/Raschke to approve a 2% COLA for LaBrune effective March 9, 2020. Approved: all; Opposed: none. Motion granted.

6. Bank Signature Cards

- a. LaBrune stated that she would like a motion made to remove Cynthia Koenig from and add Terri Ryan to all of the city's bank accounts due to the change in staff. M/S Raschke/Dressen to remove Cynthia Koenig and add Terri Ryan to all of the city's bank accounts. Approved: all; Opposed: none. Motion granted.

7. Conservation Improvement Program Agreement

- a. LaBrune explained the CIP program to the council and suggested that the council make a motion to allow her to sign the agreement with United Community Action who will be the administrator of the program. M/S, Dressen/Raschke to have LaBrune sign the CIP Program Agreement with United Community Action. Approved: all; Opposed: none. Motion granted.

8. Solar Ordinance Discussion

- a. LaBrune explained to the council that there has been some interest in solar within the community and after speaking with Petersen they decided that they would like to have a committee put together to discuss adopting an ordinance. LaBrune stated that there was an example of a solar ordinance included in the council packets. Petersen stated that he would like to see a committee bring a recommendation back to the council and a new ordinance in place soon so that they can prevent any projects from being held up. Sanderson and Dressen volunteered to work with LaBrune and Petersen on a solar committee.

9. TRED Rehab Loans

- a. Jensen spoke with the board and expressed his concerns with two outstanding TRED loans. After discussion, Petersen stated that he would check the records at the courthouse to see how old the loans were and to find out what could be done with the loans.

H. Reports

1. Police– Police Chief Spindler handed out a report and discussed some concerns with traffic at the new school site. He also stated to the council that in the future, he would like to see the city incorporate more lighting in that area for safety reasons.

2. Utility– David Haroldson stated that the gas department will be conducting gas tests in the downtown area. He also mentioned that the Ice Rink has closed for the season, MMUA was recently here to work with electrical crew, and all staff are now re-certified with natural gas. The council and Haroldson also held a discussion on the condition of the snow blower.

3. Attorney– Petersen stated that he did not have anything to report.

4. Administrator– LaBrune's report was included in the council packet and the future demolition of the existing high school was discussed.

5. Council / Committee-

I. Financial Report

1. Statement of Revenues, Expenditures, and Claims

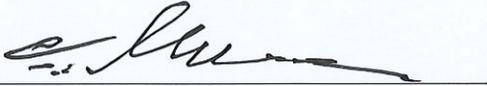
- a. LaBrune presented the financial reports and they were reviewed by the Council. M/S, Jensen/Dressen to accept the financial reports as presented. Approved: all; Opposed: none. Motion granted.

2. Approve Claims

- a. LaBrune presented the list of February claims. M/S Dressen/Jensen to approve the payment of claims. Approved: all; Opposed: none. Motion granted.

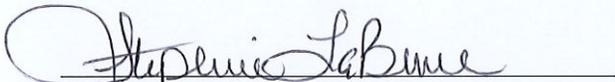
J. Adjourn

With there being no further items before the Council, at 9:00 PM Sanderson called for a motion to adjourn the meeting. M/S Raschke/Jensen to adjourn.



Tim Sanderson, Acting Mayor

ATTEST:



Stephanie LaBrune, City Administrator / Clerk