

Tyler City Council – Local Board of Appeals & Equalization
Monday, April 6, 2020
Tyler Fire Hall / Conference Call

A. Mayor Jagt called the public meeting/hearing to order at 4:30 PM.

Roll Call:

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

Staff Present: Stephanie LaBrune.

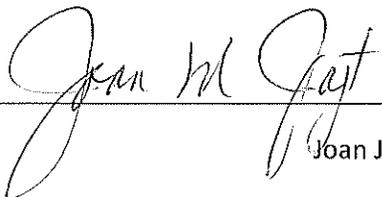
Public Present: Mark Wilmes, Bruce Nielsen

1. Local Board of Appeals & Equalization Hearing

- a. Lincoln County Assessor, Bruce Nielsen went over the information provided and explained the rates. He stated that there was an 8% increase in tax capacity which decreased the County's rates 14%. Nielsen said that there were two residents of Tyler that requested a change to their property values. Shane Christensen's home value on South Tyler St. was assessed at \$31,800. Christensen had requested that the value increase due to the interior remodeling that had been done. Nielsen stated that he would like to see the value increase by \$13,900 to bring the home value up to \$45,700. Nielsen stated that another property that he would like to see changed is one of Bruce Meyer's. Nielsen stated that due to the poor condition of the home located at 509 E. Hughes, he would like to see the home value decreased from \$19,200 to \$12,900 a decrease of \$7,300. Jagt asked if there was any further discussion concerning property values. With none, Jagt called for a motion to change the property values of the two properties that were discussed. Sanderson made a motion to increase the value of Shane Christensen's home to \$45,700 and decrease the value of Bruce Meyer's home to \$12,900 as discussed. Dressen seconded the motion. Approved: Jagt, Sanderson, Jensen, Dressen, Raschke. Opposed: None. Motion approved. Nielsen then discussed future Board of Appeals training with the council.

B. Adjourn

- a. With hearing no other public comment, Jagt called for a motion to adjourn the public meeting/hearing. Dressen made a motion to adjourn the meeting/hearing at 4:48p.m. and Jensen seconded the motion. Approved: Jagt, Sanderson, Jensen, Dressen, Raschke. Opposed: None. Motion approved.



Joan Jagt, Mayor

ATTEST:


Stephanie LaBrune, City Administrator / Clerk

Tyler City Council – Council Meeting
Monday, April 6, 2020
Tyler Fire Hall / Conference Call

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

Roll Call:

Members present: Joan Jagt, Scott Dressen, Kenneth Jensen, Cricket Raschke and Tim Sanderson.
Staff Present: Stephanie LaBrune, Glen Petersen, John Spindler.
Public Present: Mark Wilmes, Owen Todd, Joel Bedow, Vanessa Bedow, Dan Bakker, Sandra Bakker, Brandy Janish, Tory Schreurs, Drew Wambach, Paul Wick.

B. Pledge of Allegiance

C. Approval of Agenda

Motion/Second (M/S) Sanderson/Raschke to approve the agenda as presented. Approved: Jagt, Jensen, Raschke, Sanderson, Dressen; Opposed: none. Motion granted.

D. Approval of Minutes

1. **March 2, 2020 meeting minutes.** Motion by Jensen, second by Dressen to approve the minutes as presented. Approved: Jagt, Jensen, Raschke, Sanderson, Dressen; Opposed: none. Motion granted.
2. **March 24, 2020 special meeting minutes.** Motion by Dressen, second by Sanderson to approve the minutes as presented. Approved: Jagt, Jensen, Raschke, Sanderson, Dressen; Opposed: none. Motion granted.

E. Public Comments

No public comments were made but Mayor Jagt said thank you to the City staff, essential workers, and citizens for practicing social distancing. She said everyone is doing a great job.

F. Award of Bids

1. Sanitary Sewer Project
 - a. Owen Todd, from Bolton Menk explained that the bids that were received were tabulated and it is recommended by Bolton & Menk to approve the low bid of \$339,433 from Landpride Construction. Sanderson asked why there was such a big difference in the bids. Todd explained that sometimes contractors are hungry for work and will bid less than others to get the job. Todd stated that Landpride is a reputable company and he has no concerns with them, or any of the contractors that bid, doing a good job. Jensen then made a motion to award Landpride Construction the Sanitary Sewer bid at their cost of \$339,433.70. Sanderson seconded the motion. Approved by roll call: All, Opposed: None. Motion granted.

G. Prior Business

1. Joel Bedow Variance Action
 - a. Jagt stated that at the last council meeting a variance hearing was held. The decision on the variance in question was tabled for the council to find out more information and give them time to make a more educated decision. LaBrune stated that the council had questions regarding the city's sewer system's capability of handling a residential home. After speaking with the supervisor of the sewer department, he said that there should not be any major issues with adding the home to the sewer system. Jagt asked if there were any more questions from the council, hearing no questions, the Council went through the finding of facts then Raschke made a motion to deny the request for Joel Bedow to receive a variance to add living quarters to his building that is located in a Business

district. Dressen seconded the motion. Approved by roll call: All, opposed: none, Motion granted. After the motion was made Vanessa Bedow stated that it was very unfortunate, and she doesn't feel that the council did their research. Jensen then stated that he did speak with 3 of the 4 neighboring landowners and 2 of them were very against having children in a business district. Dressen said his goal was to ensure safety of the children and was not sure that could be done with all of the heavy equipment in the area. Raschke said that she did not want to set precedence of allowing a home in a business area because others may want to do the same. Jagt stated that she felt the area should remain an industrial park as it was intended to be. Sanderson also stated that he was fearful of the safety of their children.

H. New Business

1. RTR Baseball Association

- a. Brandy Janish and Tory Schreurs made a request to the council to utilize the city's ball diamonds for the summer explained to the council that they would also like to have concessions during the games and see better maintenance done to the fields. Schreurs stated that they had volunteers that would help with the maintenance and their group has fundraised and could contribute towards the upkeep of the field. Jagt stated that at this time with the stay at home order in place the city cannot make a decision on allowing them to use the field but would definitely work with the city staff to see that the fields continue to be maintained. After further discussion, Jagt told Janish and Schreurs that the city would keep in touch with them in the status of playing on the ball diamonds.

2. Industrial Park Frontage Road

- a. LaBrune stated that Dan Bakker would like speak to the council about concerns that he has with the frontage road in front of his property. Bakker stated that when he first bought his property there was only a dirt path in front of his property and he took it upon himself to build the area up and create a nice road for him to utilize. Bakker said that he has spent over \$5,000 in materials to get the road in usable condition and the city has never maintained the road. Bakker stated that he has concerns with others using and damaging the road and would like to vacate the road from his driveway to the West. The council held a discussion on how vacating that section of road would affect others. Peterson stated that if the council wishes to vacate the section of road a notice would need to be sent to the neighboring parties as well as the DOT and DNR and a hearing may need to be held. Jagt then asked the council if they would all be in favor of starting the process to vacate the road? The council was in full consensus. Jagt then asked Peterson to begin working on the process.

3. Resolution 2020-09 Approving 13D.021 Determinations

- a. LaBrune presented resolution 2020-09 which is a formal notice that allows the council to host virtual meetings in light of COVID-19. Sanderson made a motion to approve resolution 2020-09 and Jensen seconded the motion. Approved by roll call: All. Opposed: None. Motion granted.

4. Resolution 2020-10 Amending the 2020 Fee Schedule

- a. LaBrune stated that the new garbage truck and carts are going to be arriving at the end of May or beginning of June and it was discussed earlier in the year to change the rates. Jensen made a motion to approve the new 2020 Fee Schedule and Raschke seconded the motion. Approved by roll call: All. Opposed: none. Motion granted.

I. Public Hearing

1. Small-Scale Solar Energy System Ordinance 2020-02

- a. Jagt opened up the public hearing to discuss the adoption of the Small-Scale Solar Energy System Ordinance 2020-02. No one from the public made comments. Raschke asked if there would be a requirement for a fence around the solar panels because solar panels are not very appealing. Sanderson stated that there is language in the ordinance that requires either a fence on neighboring property lines or a visual barrier. After discussion, Raschke made a motion to adopt ordinance 2020-02 as presented and approve a summary of the ordinance headings to be published in the paper. Dressen seconded the motion. Approved by roll call: all. Opposed: none. Motion granted.

J. Financial Reports

1. Statement of Revenues & Expenditures / Approve Claims
 - a. LaBrune presented the financial reports and stated that the engineering costs are higher than what was estimated by Bolton & Menk at the time of budgeting due to them continuing on with the engineering of the Oak Street Sanitary Sewer project. Jensen made a motion to accept the financial reports and approve the payment of bills as presented. Sanderson seconded the motion. Approved by roll call: all. Opposed: none. Motion granted.

Other Business / Reports:

Mayor Joan Jagt –

1. Jagt reminded all of the residents to send in their census reports.
2. Jagt stated that a decision to open the pool will depend on the Governor and she hopes to know more on May 4th.
3. Jagt also asked the council their feelings on hosting Tidy up Tyler in the spring. Sanderson stated that he would rather keep our staff and the public safe and postpone the collection until fall. The rest of the council was in agreement with Sanderson.

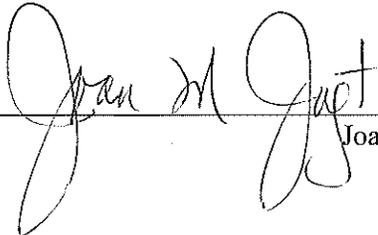
Chief, John Spindler – Report was handed out.

Administrator, Stephanie LaBrune – Report was handed out.

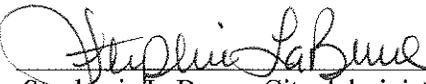
1. LaBrune stated that at the last meeting the demolition of the old RTR school was discussed however she was not clear on whether or not the council wanted to keep the parking lot etc. or if they wanted a bare, grassed lot only. After discussion, the decision was made by the council to have LaBrune put together a resolution to have the school demo everything on the property so the property is left in green grass and able to be developed easily in the future.
2. LaBrune also spoke with the council about an RRFB along HWY 14. She stated that DOT has approved 1 RRFB at either Tyler St. or Kaye St. and the city needs to get a confirmed location to them soon so that they can continue with the engineering of their HWY 14 sidewalk project. Jagt stated that she would like to see a flashing signal at Kaye Street with it being closer to the school and the pool. No other comments were made. LaBrune said that she will have a resolution to vote on at the next meeting concerning the RRFB location.

K. Adjourn

With there being no further items before the Council, at 7:35 PM Jagt called for a motion to adjourn the meeting. Motion by Raschke, second by Sanderson to declare the meeting adjourned. Approved by roll call: all. Opposed: none. Motion granted.



Joan Jagt, Mayor

ATTEST:


Stephanie LaBrune, City Administrator / Clerk

