

**Barnesville City Council
Regular Meeting
October 11, 2021**

Mayor Rick called this regular meeting to order at 7:00 p.m. Member's present were Council members Brad Field, Tonya Stokka, Alyssa Bergman, Dawn Stuvland, Scott Bauer, and Don Goedtke. Others in attendance were Interim City Administrator John Chattin, City Attorney John Shockley with Ohnstad Twitchell, City Clerk Jeri Reep, TEC Manager Guy Swenson, EDA Director Karen Lauer, Finance Director Laurie Schell, Public Works Supt. Charlie Revering, Police Chief Joel Voxland, Water Technician Travis Braton, Ambulance Manger Scott Nelson, Dan Hanson with Moore Engineering, Chris and Michelle Hoppe, Dean Ernst, Kent Fuchs and Dave Olek with Fuchs Sanitation, Samantha Van Wechel-Meyer with West Central Initiative, and Michael Stein with Barnesville Record Review.

Mayor Rick asked if there were any additions or corrections to the agenda. Interim City Administrator John Chattin stated there was one addition, to add the discussion of handicap parking at 308 5th Ave SE.

10-11-21-01 Motion by Mrs. Stuvland and second by Mr. Goedke to approve the agenda as presented, with the addition of the discussion of handicap parking at 308 5th Ave. SE. Motion carried.

Mayor Rick stated the next item on the agenda was the consent agenda.

10-11-21-02 Motion by Mrs. Stokka and second by Mrs. Bergman to approve the consent agenda. Motion carried. The following items were on the consent agenda.

1. Approval of dispatch payments for 2021.
2. Approval of department head reports.
3. Approval of check numbers 91144 – 91252 and EFT payments for a total of \$832,687.34.
4. Approval of gambling premise permit-Barnesville Rod & Gun Club
5. Approval of Change Order No 1—T.F. Powers Construction for the Liquor Store.
6. Approval of the Liquor Store Manager job description.
7. Approval of Change Order No. 3-Key Contracting, Inc.
8. Approval of the pay request No. 3-Key Contracting, Inc. in the amount of \$90,999.25.
9. Approval of NBC Universal Pre-Commitment Model.
10. Approval of 2021 Interstate Telecom Consulting Client Seminar travel for TEC Manager Guy Swenson.
11. Approval of pickup purchase for Public Works Dept. in the amount of \$36,288.00 plus tax and license from Muscatell-Burns.

Mayor Rick stated the next item on the agenda was the boards and commission reports. Council members reported on the boards and commissions they serve on.

Mayor Rick stated the next item on the agenda was the public forum. Mayor Rick asked if there were any citizens present to be heard.

Mr. Dean Ernst next approached the council members. Mr. Ernst stated that at the September regular council meeting, that a citizen had made complaints against his dog. Mr. Ernst stated that there was no factual basis of this complaint. Mr. Ernst was suggesting to allow the Police Dept. to investigate such claims. The Police Dept. has never received a complaint against Mr. Ernst dog.

Mayor Rick asked if there were any other citizens present to be heard. There were none.

Mayor Rick stated the next item on the agenda was the Mayor & Council members announcements.

Mayor Rick thanked the Public Works Dept. for the dry hydrant that has been installed. Mayor Rick stated that three paramedics have passed all testing. Mayor Rick thanked Interim City Administrator John Chattin for all of his help and assistance these last few months.

Mayor Rick stated the next item on the agenda was the presentation from West Central Initiative.

Ms. Samantha Van Wechel-Meyer with West Central Initiative next updated council members on the West Central Initiative program. Ms. Van Wechel-Meyer stated that they have been active in the Community Fund and the childcare projects for Barnesville. Council members had no further questions for Ms. Van Wechel-Meyer.

Mayor Rick stated the next item on the agenda was the Fuchs Sanitation container options discussion.

Mr. Kent Fuchs and Mr. Dave Olek with Fuchs Sanitation next discussed with council members that the garbage contract is up for renewal at the end of January. Mr. Fuchs was wondering if the city would be interested in garbage and recycling totes. Mr. Fuchs stated that curbside garbage totes and recycling totes would be available for the city. Council member Field asked for pricing for all options available to the city for the November personnel and finance portfolio meeting.

Mayor Rick stated the next item on the agenda was the handicap parking request at 308 5th Ave SE.

Interim City Administrator John Chattin informed council members that a request was made for a handicap parking spot at 308 5th Ave. SE. Council member Bauer stated that a handicap parking spot at this location was not a feasible solution. Council member Goedtke stated that a handicap parking spot at this location would be difficult to do. No action was taken by council members.

Mayor Rick stated the next item on the agenda was the textual changes to the Zoning Ordinance.

Interim City Administrator John Chattin informed council members that no changes have been made since the first reading.

10-11-21-03 Motion by Mrs. Stokka and second by Mr. Bauer to approve the 2nd reading of Ordinance 2021-04. Motion carried.

**CITY OF BARNESVILLE
ORDINANCE NO. 2021-04**

AN ORDINANCE TO AMEND CHAPTER 7-01, SEC. 7-0104, CHAPTER 7-02, SEC. 7-0215 and CHAPTER 7-09, SEC. 7-0901 OF THE REVISED BARNESVILLE CITY CODE OF 2013 RELATING TO RULES AND DEFINITIONS, MOVED BUILDINGS, AND ACCESSORY STRUCTURES IN RESIDENTIAL DISTRICTS

NOW THEREFORE, BE IT ORDAINED by the city Council of the City of Barnesville as follows:

SECTION 1. Chapter 7-01 of the Municipal Code of the City of Barnesville is hereby amended and reenacted to read as follows:

SEC. 7-0104, RULES AND DEFINITIONS.

Subd. 2. Definitions.

7a. “Bulk Storage” – “Bulk Storage” is defined as (1) storage in a warehouse of supplies and equipment in large quantities, usually in original containers, as distinguished from bin storage; (2) storage of liquids, such as petroleum products in tanks, as distinguished from drum or packaged storage.

SECTION 2. Chapter 7-02 of the Municipal Code of the City of Barnesville is hereby amended and reenacted to read as follows:

SEC. 7-0215, MOVED BUILDINGS

Subd. 1. b. Houses, Structures with Dwelling Specs and Other Primary Structures.

2. If a CUP is approved, the applicant will be required to provide a cash deposit ~~or performance or completion bond in an amount set in the CUP~~ **in the amount of \$5,000 shall be filed with** to the City Clerk prior to a moving permit being issued, ~~and be signed by a good and sufficient surety, setting forth the completion date therein.~~ Such ~~bond~~ **deposit** is for the purpose of insuring that alterations and repairs to the structure to bring it up to code as required in the building permit are accomplished.

SECTION 3. Chapter 7-09 of the Municipal Code of the City of Barnesville is hereby amended and reenacted to read as follows:

SEC. 7-0901. ACCESSORY STRUCTURES IN RESIDENTIAL DISTRICTS.

Subd. 2. Ground Coverage/Permitted Structure Size.

For lots 10,000 square feet or under in area, the total floor area of any garage(s) and accessory buildings may not exceed 1,000 square feet; for lots over 10,000 square feet to 15,000 square feet the total floor area of any garage(s) and accessory buildings may not exceed 1,200 square feet; for lots over 15,000 square feet to 20,000 square feet the total floor area of any garage(s) and accessory buildings may not exceed 1,400 square feet; for lots over 20,000 square feet to 25,000 square feet the total floor area may not exceed 1,600 square feet; for lots over 25,000 square feet to 30,000 square feet the total floor area of any garage(s) and accessory buildings may not exceed 1,800 square feet; for lots over 30,000 square feet to 35,000 square feet the total floor area may not exceed 2,000 square feet and for lots exceeding 35,000 square feet the total floor area of any garage(s) and accessory buildings may not exceed 2,500 square feet; and in all cases the total floor area may not exceed the ground coverage of the dwelling, less any attached garage, unless approved by a conditional use permit. ~~The ground coverage shall be calculated as the square footage within the perimeter of the house, less any attached garage. For all houses except single family rambler style homes, the ground coverage shall be calculated as the square footage within the perimeter of the house, less any attached garage, multiplied by 150%. For all bi-level and tri-level style houses, the ground coverage for the accessory building shall be calculated as the square footage of the largest livable area multiplied by 150%, less the garage. For a rambler or four-level split style home, the ground coverage of the home would be calculated as the perimeter of the home, less the garage.~~

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect upon publication in accordance with the Barnesville City Charter.

PASSED by the City Council of Barnesville, Minnesota the 11th day of October, 2021.

APPROVED:

Jason Rick, Mayor

ATTEST:

Jeri Reep, City Clerk

First Reading: September 13, 2021
Second Reading: October 11, 2021
Adopted: October 11, 2021
Published: October 18, 2021

Mayor Rick stated the next item on the agenda was the approval of the Summary Ordinance 2021-04,

10-11-21-04 Motion by Mrs. Stokka and second by Mr. Bauer to approve the Summary Ordinance 2021-04. Motion carried.

TITLE AND SUMMARY OF ORDINANCE NO. 2021- 04

The following Ordinance is hereby published by title and summary:

1. Title of Ordinance:

An Ordinance to Amend Sections 7-0104, 7-0215 and 7-0901 of the Revised Barnesville City Code of 2013 relating to Rules and Definition, Moved Buildings and Accessory Structures in Residential Districts.

2. Summary of Ordinance:

Adds a definition of “Bulk Storage”, requires a cash deposit for moved buildings and changes the calculation of ground coverage for accessory buildings in residential districts.

3. Availability of Ordinance:

A complete, printed copy of this Ordinance is available for inspection by any person during regular business hours in the office of the City Clerk, Barnesville City Hall, 102 Front Street North, Barnesville, Minnesota.

This Ordinance was passed by the City Council of the City of Barnesville on the 11th day of October, 2021.

APPROVED:

Jason Rick, Mayor

ATTEST:

Jeri Reep, City Clerk

First Reading: September 13, 2021
Second Reading: October 11, 2021
Adopted: October 11, 2021
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Mayor Rick stated the next item on the agenda was the Chris Hoppe re-zoning amendment.

Interim City Administrator John Chattin informed council members that Chris & Michelle Hoppe have presented a new proposal for a different size building on their property. This would reduce the accessory building to a 28' x 35'6" building.

Council member Field voiced his concern about granting a variance this large for a residence. Council member Bauer stated that this property should be zoned commercial due to the location. EDA Director Karen Lauer stated that the State has three requirements, and the request from the Hoppe's seems reasonable.

10-11-21-05 Motion by Mr. Goedke and second by Mrs. Stokka to approve the new proposal for a building and rezoning of the property from C-2, to a R-2 Residential district at 403 Front Street North for Chris and Michelle Hoppe., and approve the variance. Those voting aye: Council members Stokka, Goedtke, Bauer, and Field. Those voting nay: Council members Stuvland and Bergman. Motion carried.

Mr. Chris Hoppe next asked council members if he could start building without the 2nd reading of the re-zoning amendment.

10-11-21-06 Motion by Mr. Goedtke and second by Mr. Field to allow Chris and Michelle Hoppe to start construction on their building, prior to the 2nd reading of the re-zoning amendment. Motion carried.

Mayor Rick stated the next item on the agenda was the variance request for the Firehall Liquor Store.

Interim City Administrator John Chattin informed council members that this variance request is for the Firehall Liquor Store for a sign for the store. This variance will allow to have an additional two wall mounted signs on the new Firehall Liquor store building. The Planning Commission recommends approval of this variance, with the conditions set forth in the variance.

10-11-21-07 Motion by Mr. Bauer and second by Mrs. Bergman to approve the Variance, with the conditions set forth in the variance, for the new Firehall Liquor Store. Motion carried.

Mayor Rick stated the next item on the agenda was the stop sign request at 5th Ave. & 3rd Street SE.

Police Chief Joel Voxland next discussed concerns at an intersection by the school. Fifth Avenue is a thru street, with no top signs. This intersection is located at the southwest corner of the school. All other 4-way intersections bordering the schools are controlled with a 4-way stop sign. Police Chief Voxland stated that it is a safety concern at this intersection due to the amount of vehicle and pedestrian traffic, combined with the obstructions caused by the roadside parking near this intersection. Police Chief Voxland was asking for this intersection to be a 4-way stop.

10-11-21-08 Motion by Mrs. Stokka and second by Mr. Goedtke to approve the placement of stop signs at the intersection of 5th Ave. and 3rd Street SE. Motion carried.

Mayor Rick stated the next item on the agenda was the easing of water restrictions.

Interim City Administrator John Chattin stated that staff is recommending to returning to Stage 1 water restrictions. The water tank is about $\frac{3}{4}$ capacity and contains more than one day's water usage. That usage is not hovering around the target volume established by the DNR.

10-11-21-09 Motion by Mrs. Stokka and second by Mrs. Bergman to return to Stage 1 for water restrictions. Motion carried.

Mayor Rick stated the next item on the agenda was the Commercial Condo assessments.

Interim City Administrator John Chattin informed council members that City Engineer Dan Hanson needs to have both a term and interest rate added for the latest commercial condo assessments. It is typically around 1% to 1.5% higher than the bond rate received. Staff recommends the assessment interest rate at 3% for a term of 15 years.

10-11-21-10 Motion by Mr. Bauer and second by Mrs. Stokka to set the Commercial Condo assessments at 3% for a term of 15 years. Motion carried.

Mayor Rick stated the next item on the agenda was the Commercial Condo proposed assessment resolution.

10-11-21-11 Motion by Mr. Bauer and second by Mrs. Bergman to approve the resolution declaring cost to be assessed, and ordering preparation of proposed assessment. Upon a roll call vote, the following voted aye: Council members Stokka, Goedtke, Stuvland, Bauer, Bergman and Field. Motion carried.

Mayor Rick stated the next item on the agenda was the rural cities and county round table meeting on October 12, 2021. Mayor Rick encouraged council member to attend.

Mayor Rick adjourned the meeting at 8:15 p.m.

Submitted by:

Attest:

Jeri Reep
City Clerk

Jason Rick
Mayor