

On Tuesday, August 11, 2009, at the Stockton City Hall, Mayor Chris Parker called to order a Public Hearing for Roger & Bonnie Oldham, who requested a variance for ten feet off the alleyway and not the required twenty-five off a public right-of-way at 6:45 P.M. Council members in attendance were Dave Johannes, Lisa Gibbs and Rick Przytarski. Cheryl Beeman was not in attendance.

Council denied half of alley vacation at the last Council meeting. They did recommend a variance be asked for, so another public hearing is needed.

Mayor Parker asked for any objections or comments.

Jack Roberts stated the Council should follow ordinance, such as having three copies, and the fee for variance request. Rick Przytarski stated since Oldham's are willing to cooperate with City, and the Councils willingness to help those from the Flood. Chris asked Roger for any comment, Roger stated being 10 feet off would be better, but might not be able to go that east without variance

Rick Przytarski asked how far the garage is off the property line; Roger Oldham said he is 10 feet off alleyway.

Mr. Oldham requested a zero lot line for driveway on the east side of the property as the house will go to the west of the driveway. Dave Johannes asked how far the house would be from the east side lot line; Roger Oldham stated it would probably 15 feet. Lisa Gibbs stated in order to grant the variance, they must have a site plan. Jack Roberts stated that a variance is only good for one year, and if not done within that one year, the variance is null and void.

Mayor Parker asked for any more comments.

Council will vote on the variance request at the Council meeting tonight.

Mayor Parker closed the Public Hearing at 7:00 P.M.

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On Tuesday, August 11, 2009, at the Stockton City Hall, Mayor Chris Parker called to order the Stockton City Council meeting at 7:00 PM. Council members in attendance were Lisa Gibbs, Dave Johannes, and Rick Przytarski. Cheryl Beeman was not in attendance.

The Pledge of Allegiance was said.

Clerk Winchester added under new business, Building permit for Daniel. Rick Przytarski made a motion to accept the agenda with addition, seconded by Dave Johannes. Motion passed.

Mayor Parker would like to see the action items and the pending issues like the Committee updates for future meetings. Dave Johannes made a motion to accept the July 2009 minutes with a second from Rick Przytarski. Motion passed.

Dave Johannes made a motion to accept the financial report without paying American fencing. Motion died for lack of second. Discussion was held on the ball field fencing; the outfield is not level and needs

some adjusting. Potter Construction gravel was for the walking bridge, that cost will come out of the designated funds. Mathy Construction gravel was for the ball field parking area that Chad hauled. Rick Przytarski made a motion to accept the financial report, but to hold the American Fencing bill until it is solved. Motion seconded by Lisa Gibbs. Motion passed.

## **Old Business:**

Water mains project: Discussion was held on the pay estimates for the Council. Jack Noll will email the City the bills for Council review. Bill Trygstad will need to look at the pay estimate first, the HRA will receive the bill with Council approval to pay. A 6" line instead of a 1" line was installed at TDI since they use 30,000 gallons per day, this was put in today. Mayor Parker asked who authorized this change, the engineers made the decision. Mayor Parker asked to have Bill Trygstad call him to discuss authorization on these items. – Updates will be each month –

Water Reservoir project: Retaining wall is being done. Rick Przytarski asked a question of the site of the Reservoir, around the corner from the gates and he's not sure if the site is correct, should have Bill Trygstad call Rick about reservoir site and retaining wall. They are setting the bed right now for the reservoir. Question on the gate and if it will be wider? Road would be 20 feet up to the reservoir, this is curb to curb.

Residential hook ups: Plumbers Mechanical Group: Jacob O'Laughlin of Winona was in the audience to discuss going door to door to discuss private lines at \$26 per foot. They will give a discount of 5% with any citizen that will sign by March 31, 2010, this will be from the curb stop box to inside water meter only. This does not include radio reads. They will bring up the trench to rough grade, and take individual bids on seeding or sodding. They would like to come into the private homes during winter for inside work and then once thaw do outside work. They can also hook up separate wells for outside uses. They will wait on the City for permits and inspections, and the lines will be one inch water lines into the home, just to the meter and then can drop down to a smaller size inside the house. Flyers available at the Clerk's Office. Mayor Parker suggested previously a group rate, Jacob said based on how many will hook up, possibly discounts or lower rate. Mayor Parker also reminded the residents of the deadline. Also the separation of well and water line need to be recognized. Jacob will talk with the Clerk about putting their services on the access channel.

2007 Flood bonding project: Trygstad still needs to meet MN DOT.

Website: emails are set up for the Council members. The website is under construction as per website. Put up on the access channel for emails of all council, Clerk to post mayor not cw Parker one. Chris to set up meeting with Steve for next week. There are 850 email addresses to give out, is there a discussion on putting a cost on giving them out? Not until the website is up and running.

Oldham variance: The public hearing was held earlier. Mayor Parker clarified the intent is a 10-foot variance for a 25 foot side lot line. Council would need an accurate site plan and permit application, this would fall under the flood permits, with the inspections being waived except for state surcharge. Jack Roberts stated with no valid building permit shouldn't be any variance. Permit

application and site plan should be in hand before granting a variance from the Council. Jack Roberts said the planning & zoning committee would take into consideration to grant the variance once they see the plan. Przytarski stated if the Council grants the variance, it could be on a contingency that the permit application and the site plan are looked at by the planning & zoning committee. Since the Council made the motion last month that all building permits must go through them, the Oldham's would need to bring the permit back to the council in September. Rick Przytarski made a motion to accept the variance with the condition the permit is approved at the next council meeting. Motion seconded by Dave Johannes. Motion passed. Jack Roberts mentioned to also get the elevation certificate for the property as well.

Alliant Ordinance: The ordinance is due in October. Council questioned if the City could do this as a Franchise agreement instead of an ordinance. Mayor Parker asked if a public hearing would still be needed since it is a public utility. Clerk will contact the LMC to see if public hearing would be needed. Subject was tabled until September for a franchise agreement.

## **New Business:**

A resolution from the HRA to participate in the proposed Winona County SCDP Comprehensive Rehabilitation Projects was presented. It requests that Stockton would be a willing participant for partnering in the business and community development application for rehabilitation. This is based upon how many towns sign up in Winona Co. and how many residents sign up that would generate the dollar amount for the grant. Discussion was held on who would handle the funds now that the program needs to go through Winona County. Jack Noll stated it would go from the State to Winona County and then the HRA. HRA would then go to the Winona Co. board for approval though they don't need to. Winona Co. cannot dictate who gets the money, only HRA can do that although the money will funnel through Winona Co. Rick Przytarski made a motion to accept Resolution 2009-August-11 to participate, with a second from Dave Johannes. Motion passed.

### **Building permits:**

Maxine & Jerome Daniel, to build a firewood storage pavilion. This has not gone to the planning & zoning committee yet. Similar to a pavilion, with a steel roof, 28x28 feet. Rick Przytarski commented that the structure cannot be enclosed. Dave Johannes made a motion to grant the building permit, with condition of it not being enclosed, seconded by Lisa Gibbs. All carried.

## **Chad's business:**

Generator: installed, and working – but not much further on it. Chad would like to get an electrician to hook up the generator. Primary purpose would be as a backup for the well, secondary purpose would be sewer back up. Chad would like the well to have the same connection as the sewer lift station since they are all the same. The well takes more juice than sewer lift stations, so the generator needs to be wired for different amp draws. Need to have an electrician to look at generator

for work to be done. Rick asked for bids from electricians. Chad will also need a trailer for the generator and it will need to be a heavy duty one though small. Mark Potter talked with a guy in Rollingstone to look at building one as customized and is waiting on that. Rick Przytarski said to buy a new and adapt it. Chad will look into getting a trailer (action item).

Chad: water meter, remotes: Action item for the sewer/water committee.

Chad: Who is the engineer on site person – James, though not on site all day – Clerk to get Chad the phone number for James for times he is in Goodview.

Dave Johannes asked if the yellow stuff on the ball fields fencing is extra? Chad stated that it is the rest of the roll that is used on the little league field. Dave Johannes has someone that is interested in the extra rolls. Dave Johannes requested Chad take off the public/private roll and City of Stockton will give the extra to Rick for the playground in MN City. Dave Johannes also asked if he rents an auger, could Chad set the foul poles in the 2 fields? If Dave marks them, Chad will place them.

Chris: gravel in parking area is about  $\frac{3}{4}$  of the way done. Chris, move two to walking bridge. The plaque for the bridge has been ordered and Chad will need to put it up, and the plaque that is there will need to come down.

Jack Roberts: guard rail along Ninth Street: sinking in the middle – though can't fix now as the water project.

## **Complaints/Violations:**

Morey: letter has been written and it has been emailed to Bill Huber to comment on.

Merchlewitz: letter has been written, and until the Clerk can get the printer connected to the new computer it will then be printed.

## **Action Items:**

Clean up day: Discussed at Promo group: group won't do the cleanup day.

Compost sites: pending until next meeting

Water deferred: Clerk discussed this with Jack Noll to see if this could be part of the water project grant. The sheet from PFA for the water project with total costs approx. \$2,981,091, so the City would be \$180,909 under budget. It could be quite possible the \$17,000 plus would be included in the water grant. Rick Przytarski commented back when Council agreed, the citizens would be reimbursed for the water portion. Winona County Auditor requested the City pay the Koenig and Palmers the first half of the property taxes payment of \$288.69 each, and pay the Auditor \$288.69 each for the second half. A letter would accompany the Auditors payment stating the water assessment has then be paid in full to take off the tax rolls. Tesky would need to be paid back in full since they paid the full amount up front, cost of \$5992.89. Jack Noll should know by Friday whether this will be part of the grant.

Committee Meeting notes:

Green space: There has been an extension of six months for the project. Clerk gave invoices to HRA for the City to get money now. Lisa Gibbs requested that all large trees be contracted out for planting, and would the City pay the difference. Mayor Parker stated we will discuss this at the next committee meeting. Committee will need to get this difference for the next council meeting.

Lisa Gibbs asked how the City enforces mixed Zoning areas. If it is a commercial property with a home on it, would it be residential? Rick Przytarski mentioned that the zoning along Main Street is commercial, though should be enforced as how the property is being used such as residential on commercial would be residential enforcement.

Rick Przytarski made a motion to close the Stockton Council meeting, with a second from Dave Johannes. Motion passed, meeting adjourned at 8:38 P.M.