

On Tuesday, July 14, 2009, at the Stockton City Hall, Mayor Chris Parker called to order a Public Hearing to vacate the alleyway in Block 38 for Leasah Lilla and also to vacate alleyway in Block 67 for lots 6,7 & 8 only for Roger & Bonnie Oldham at 6:30 PM. All Council members were in attendance.

Ms. Lilla's house was built in 1986 and there were no complaints from citizens. Discussion was held on whether the alley was vacated when the house was built, but the Clerk couldn't find the record.

There were two complaints from Frank & Barb Merchlewitz and Steve Cook for the Oldham property. Clerk read their complaint letters. Discussion was held on requesting a CUP or variance instead of vacating the alleyway. Travis McElmury opposed vacating the alleyway as well, if the alleyway is a public access he can't use it since FEMA has left parts of the trailer in the alleyway.

Lisa Gibbs asked if there was a building plan, since there isn't why should the council vacate the alleyway? They do have a site plan, which shows being 25-feet off the front lot line and 25-feet of the side lot line since that is what the City's Zoning Ordinance states. Mrs. Oldham stated everything needs to be run past the USDA before they are willing to release funds. Dave Johannes stated if they requested a variance from the zoning ordinance since they must be 25-feet from a public right-of-way (alleyway), they will also need to request a variance from the Flood Plain Ordinance about not having a 15-foot slope for fill.

Mayor Parker asked for the second time on any comments.

Mayor Parker asked for the third time for any comments.

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

On Tuesday, July 14, 2009, at the Stockton City Hall, Mayor Chris Parker called to order the Stockton City Council meeting at 7:00 PM. Council members Lisa Gibbs, Dave Johannes, Rick Przytarski and Cheryl Beeman were all in attendance.

The Pledge of Allegiance was said.

Lisa Gibbs added under new business Flood Plain Ordinance. Dave Johannes made a motion to accept the agenda with addition, seconded by Cheryl Beeman. Motion passed.

Addition to the Public Hearing of the June 2009 minutes, since it was omitted: "Failure to proceed on the Water Project, would require the City to pay about \$250,000 to the Engineer and about \$100,000 to SEMMCHRA." Dave Johannes made a motion to accept the June 2009 with the correction, with a second from Lisa Gibbs. Motion passed.

Rick Przytarski made a motion to accept the Financial Report with a second from Dave Johannes. Motion passed.

Dave Johannes made a motion to accept the Flood Financial Report, with a second from Cheryl Beeman. Motion passed.

Bill Trygstad had the contracts to be signed by the Mayor and the Clerk for the Water Main project and the Water Reservoir project. The Water Reservoir contract is for \$632,061.41 and the Water Main contract is for \$1,741,294.03. Clerk received the performance bonds and certificate of insurance for both projects. Wapasha Construction Company pre-construction meeting will probably be Monday, July 20 or Wednesday, July 22 about 10:00 A.M. Bill Trygstad hasn't contacted Haselton Construction. Meetings will be set up at different times since they are different projects. Ground breaking will begin around August 1st. Clerk will send notices to the Council when Mr. Trygstad sets the meetings for anyone that wants to come. Mr. Trygstad is still waiting on the blank easement form from Karl Sonneman. Mr. Trygstad will also call DM&E to find out what the hold up on the application. Clerk was instructed to write the letter to the residents for an intent to sign up before December 31, 2009.

Bill Trygstad is still working on the Flood Bonding projects. Council instructed Clerk to close out the Flood Fund and deposit into the General Fund account.

Gopher State One Call will be needed to call before installation of fencing at the Ball fields. Chad Larson will mark the area first with white paint. Dave Johannes has been looking at cedar fencing for along Broadway to deter parking in the ditch areas. Fencing company is 2-3 weeks out from installation. Chad asked if the Council wanted the large boulders or fencing for the parking lot, could use any extra from the 4-foot moved fencing. City also needs two gates for the ballfields. Possibly use the extra fencing for the front of the ballfields and use the cedar split rail fencing for the parking lot, but Chad will need to measure both areas first.

Todd Hagen from Ehlers gave a presentation of the GO Bond monies. If the City decides to refinance, it would need to do so by resolution, Ehler's would lock in to the best time. The Council could pass the resolution for Ehlers to monitor the bond and agree to have the Mayor and Clerk sign at the time of lock in. The renewed bond would still exist for six years to save approximately \$19,000, but would wipe out the Cities cash. The City cannot use the Blacktop fund for any other purpose but to pay the bond. Another option would be to use \$70,000 to pre-pay the highest bond, which would lower the payments and the City would only need to pay for an existing five years. Council feels they won't make any decision until they get a summary of all active funds with long-term and short-term debt before making any decisions. Tabled until this can be compiled.

The application has been sent for the domain name of the website, waiting to hear back from the company. Clerk sent Steve White a list of council members for email set-up. Dave Johannes did redo the logo, but Lisa Gibbs doesn't like the picture. Dave can send the logo to Steve for now to use and add another logo later on.

Rick Przytarski made a motion to deny the vacation of the alleyway in Block 67, lots 6, 7 & 8 since adjacent landowners opposed, and since there was a previous denial by the Council years ago. Lisa Gibbs seconded the motion. Motion passed.

Rick Przytarski made a motion that if the Oldhams would request a variance of the Zoning Ordinance side lot line of 25-feet, the Council would hold a public hearing August 11, 2009 before the Council meeting. Cheryl Beeman seconded the motion. Motion passed.

Rick Przytarski made a motion to vacate the alleyway in Block 38, with a second from Cheryl Beeman. Motion passed.

Street sweeping will not be viable since the water project will be moving ahead.

A resident would like to donate a plaque to thank Mark Potter, Jerome Daniel, the City of Stockton and Dennis Jacobs for donating time, service property and supplies for the new walking bridge at the end of Old County Road 23. It was requested to keep the plaque small and to be attached to the bridge itself.

Linda Rickoff from Russell & Associates gave the 2008 Audit.

Financial Statements:

1. Statement of Net Assets: are up from last year due to flood related money and grant money.
2. General Fund down \$11,000 from last year, most of the money came from FEMA grants and being borrowed to the Water Fund.
3. Fund balances are up from last year due to FEMA projects. Capital outlay is also up due to buying the siren, bobcat and improving City hall.
4. Sewer Operating fund has enough cash to last for a year of expenses and is self-sufficient. Water Operating fund is not self-sufficient, some of that is due to the well payment and some because of engineering fees being paid. Since the well payments are gifted, the water fund should be paying the interest on this payment.
5. Budget from actual: Since the City doesn't budget for capital outlay, the actual is higher. The City also paid engineering fees that were not covered by FEMA.

Management Advisory comments:

1. Lack of Segregation of Duties: request someone from the Council receive the bank statements, this could also be done on line as well.

There were no other concerns at this time.

Dave Johannes had two estimate for a new computer. Desktop computer with tax \$937.25 and a lap top computer \$1170. Both would have 160 gig of hard drive, 2 gig RAM, with Vista operating system. Laptop is without a docking station. Council agreed to get a docking station, with wireless and to keep the price under \$1500 to go ahead and buy the system.

Lisa Gibbs discussed that if the City doesn't follow the Floodplain Ordinance the DNR or FEMA has the right to take away the NFIP. The guidelines are there for the City to follow. Since Jeff Morey has not brought forth a building plan, he shouldn't have 2,000 cubic yards of fill on the property. Council requested Clerk to request help from Bill Huber to write a letter to Morey to either bring forth a plan or take out fill. Council also requested a letter to Dan Merchlewitz since his car port is larger than what the zoning ordinance requires. Rick Przytarski made a motion that no building permits can be granted without Council approval, except the repairs such as roofing, siding, windows or decks under 600 square feet. Lisa Gibbs seconded the motion. Motion passed unanimously.

Mayor Parker requested Ordinance complaints and action items to be listed on the agendas under old business to keep the Council up to date.

Chad's Business:

- Generator: He called Ted who stated Chad cannot come pick up the generator only the Fire Chief can do that. Charlie Matzke has called Ted to state Chad can pick up the generator and will send a letter as well. They do have one that Chad wants and will call Ted back to hold it.
- Two bids were received to cut down the tree at 8760 E Street property. One was for \$500 and the other for \$300. He will take the low bid as long as they are bonded. Discussion was held on where the tree is located. The \$300 company will also take care of the tree that is partially down on the same property as well.
- The memorial tree out front has died, Lisa Gibbs will buy a new one to replace it.
- Ballfield parking lot is partially finished, the gravel pit at the top of the hill has closed down, but the Cemetery Road is finished.

Discussion was held on Dan Merchlewitz's carport. The cement slab is 21.5 x 25.5, and the temporary plastic sides along with the garage doors are to be removed.

Mayor Parker asked if anyone knew whom is launching or firing the cannon? The Winona Co. Sheriff's Department has been notified and talked with the possible suspects.

Dave Johannes made a motion to close the Stockton Council meeting, with a second from Cheryl Beeman. Motion passed, meeting adjourned at 9:20 P.M.