

On Tuesday, November 15, 2022, Acting Mayor Mark Potter opened the public hearing at 6:01 PM, for the Open Burning Ordinance amendments. Council members in attendance were Lisa Gibbs, Neil Hjelmeland, and Travis McElmury.

Acting Mayor Potter asked three times for any concerns or opinions. Changes were made to Prohibited Materials, Section 2, Subsection I. Also added Section 3, Intent and Purpose for recognizing that smoke is hazardous and may affect the health of the general public, and that wood smoke is hazardous particularly to children, elderly, and individuals with cardiovascular disease and respiratory functions, and that the Ordinance was adopted to protect the general welfare of our residents. An addition to Section 8, Penalty, that anyone violating the ordinance will also be responsible for all fire suppression costs and any other liability resulting from damage caused by the fire.

Lisa Gibbs made a motion to close the public hearing, with a second from Travis McElmury. Motion passed unanimously; the public hearing was closed at 6:03 pm.

On Tuesday, November 15, 2022, Mayor Dave Johannes opened the public hearing at 6:03 PM, for the PUD rezoning request for Tammy Wadsworth at 81150 Old Co. Rd. 23. Council members in attendance were Lisa Gibbs, Mark Potter, Neil Hjelmeland and Travis McElmury.

The public hearing is for a new plan of 5 units north of her driveway and 3 units south of her driveway. There were 2 input meetings, which only 2 people showed up. The concern was closing or using the existing 11th Street, which currently has the neighbor's garage on it. It would not be closed or used at this time. Discussion was held on water run-off being created and the Flood of 2007. Once the property is rezoned then a preliminary plan would need to be introduced, that plan would go to the City Engineer, City Building Inspector, MN DNR, MPCA, and Soil & Water Conservation district, which would look at the different aspects they cover and approve or disapprove the plan. Mrs. Wadsworth did clarify that the units would be designed for the disabled and pre-assisted living and may be licensed as a full assisted living.

Discussion was held on the City's view of land use and future plans; that Old Co. Rd. is a walking path; the properties Mrs. Wadsworth already owns and maintaining them properly; property values; and once built, if she does not follow through with the plan, how is the City going to make her stick to the plan.

There were 17 people that attended, with 13 not in favor of the project.

Neil Hjelmeland made a motion to close the public hearing; with a second from Lisa Gibbs. Motion passed unanimously; the public hearing was closed at 6:33 PM.

On Tuesday, November 15, 2022, Mayor Dave Johannes called to order the Stockton City Council meeting at Stockton City Hall at 6:34 PM. Council members in attendance were Neil Hjelmeland, Travis McElmury, Lisa Gibbs and Mark Potter.

The Pledge of Allegiance was said.

Public voice forum: none

Dave Johannes made a motion to accept the agenda; motion seconded by Neil Hjelmeland. Motion passed.

Dave Johannes made a motion to accept the financial report and to pay all bills. Motion seconded by Mark Potter; motion passed unanimously.

Mark Potter made a motion to accept the October 11, 2022, public hearing and Council meeting. Motion seconded by Neil Hjelmeland. Motion passed.

OLD BUSINESS

Wacholz Dr. Culverts: Jim and Tim from Davy Engineering were in attendance to discuss the analysis of their hydrologic findings. Currently have 3-30" culverts in place of Wacholz Drive and found out that a twin – 8'x6' precast concrete box culverts would work better during a 100-year flooding event. The current cost estimate for those culverts is \$506,100, which includes restoration for the roadway and costs for engineering, permitting and construction contingency. These would need to be dug into the ground, but the street would stay the same height. Though the street was built for low water crossing, the city is getting more rainfall events leading to street flooding. Discussion was held on rain events,

having the culverts lower in the ground, having it plugged with various items. The council would like to see other costs for the other sized culverts before a decision is made. A box culvert will create a better velocity and more things would go through instead. The new box culverts would still overtop the street if it became blocked.

PUD Request: Tammy Wadsworth was in attendance along with 17 other neighbors, the public hearing was held earlier in the evening. The PUD requires a concept or sketch plan, then a rezoning of the property, next would be the preliminary plan with all the information on the plan. Such information would be sewer lines, water lines, storm sewer options, electric, building plans, lot size and setbacks of the units, these plans would go to the correct organizations for approval, such as DNR, MPCA, City Engineer, City Building Inspector, soil & water conservation district, who would all have a say on the plan. As far as the City's Comprehensive plan, it does state the City will grow, but the Council has to decide on the correct land use issues. Discussion was held on the watershed and what it would create for those downstream. Mayor Johannes stated that the neighbors don't want any changes done in their neighborhood, but that the City does need to go through this process no matter how many plans Mrs. Wadsworth comes up with because it is her right. Travis McElmury made a motion to rezone the property to Planned Unit Development, Neil Hjelmeland seconded the motion. Mark Potter and Lisa Gibbs opposed the motion, and since there is not a majority vote to rezone, the motion does not pass. The council would like to see a better plan before any rezoning can take place.

Open Burn Ordinance: Neil Hjelmeland made a motion to approve the amended Ordinance #22-A; motion seconded by Mark Potter. Motion passed unanimously.

NEW BUSINESS

Maintenance of E. 10th Street: Jim Kavaloski requested the street to be maintained but was not in attendance. Mark Potter stated the council told Scott Benson when he built his house, that as long as he maintained the street, the City would leave it as is and not bring the street up to grade with costs being split between the property owners. They are responsible for maintenance of the road.

Change December Council meeting: Mayor Dave Johannes asked to move the December 13th meeting to Wednesday, December 14th instead as he will be out of town. Dave Johannes made a motion to change the meeting date, a motion seconded by Lisa Gibbs. Motion passed.

Resolution of Election Results: Resolution 2022-November-15 to certify the election results for the General Election of November 8, 2022, with 333 people voting out of 458. Mayor, 2-year term will be David Johannes with 278. Two council members for a 4-year term were Neil Hjelmeland with 171 votes, Carissa Blagborne with 173 votes and Brian Koetz with 178 votes. So, it is resolved that Mayor Dave Johannes will remain, with new Council members Carissa Blagborne and Brian Koetz being elected. Lisa Gibbs made a motion to accept the resolution, with a second from Travis McElmury. Motion passed unanimously.

CITY MAINTENANCE

- MPCA stated we need to rip-rap the ponds and Tim Stockman is trying to get a plan put together but has a list of questions for Mark Hugeback of the MPCA but has not heard back. Currently there would be 250 cubic yards per pond, with a total cost of \$47,000.
- Chad got prices for a bucket, weight box and skid steer adapter, from John Deere. He did also look for cheaper pricing at a cost of \$1634 for bucket, \$389 for weight box, and \$580 on adapter. John Deere will charge for freight, but he will go with the cheaper pricing.
- Chad says the pump on one of the Lift Station #3 has a crack in the pump, and needs to be replaced, there are also 3 more will need to be replaced.
- **City Hall Cleaner:** The job has been posted for 2 weeks on the Access Channel, website, and Clerk's office with only one response. Deb Anderson for \$20 per hour. Mark Potter made a motion to accept Deb Anderson as the cleaner, with Neil Hjelmeland seconding the motion. Motion carried.

COMPLAINT: Paperwork is with the Sheriff's Department for Nick Meyers, 8220 E. Main Street. He will have 20 days to come into compliance, neither the Council nor staff can have any communication with him at this point.

Travis McElmury made a motion to close the Stockton City Council meeting, with a second from Neil Hjelmeland. Motion passed unanimously; meeting adjourned at 8:10 PM.