

Pursuant to due call and proper notice thereof, a meeting of the Breckenridge City Council was held on October 18, 2021, at 5:00 p.m., City Hall Council Chambers, Breckenridge, Minnesota.

Members Present: Mayor Russell Wilson; Council Members Rick Busko, Jason Butts, Reed Johnson, James Jawaski, Chris Vedder, and Scott Wermerskirchen. City Administrator Renae Smith.

Members Absent: None.

Mayor Wilson called the meeting to order at 5:00 p.m.

Council Member Jawaski moved to approve the agenda. Seconded by Council Member Vedder and carried unanimously.

Open Discussion: Peggy Materi was present to voice her concerns with the safety of people crossing Minnesota Avenue to the City parking lot. A person just got hit by a vehicle last week there. Various solutions were mentioned. Chief Karlgaard mentioned that this has also been on his radar as a concern. He is not sure what the solution is, but they will discuss this at the next Police Committee meeting.

Motion by Council Member Butts to approve the Consent Agenda. Seconded by Council Member Johnson and carried unanimously. The Consent Agenda included the following:

- A. Motion to approve the minutes of the regular City Council meeting on October 4, 2021.
- B. Motion to approve the filing of the minutes from the Breckenridge Public Utilities meeting of October 4, 2021.
- C. Motion approving the purchase of a trailer for decontamination station for the Fire Department from Sherven Sales, Inc. in the amount of \$6,500.
- D. Motion approving the purchase of a gate system for Pump Station #12 and for Pump Station #13 from Rodney Hunt in the amount of \$18,740 plus installation – estimated at \$20,000. (Should be reimbursed by DNR).
- E. Motion approving a Raffle Permit for the Post Prom of Breckenridge.

Motion by Council Member Butts to approve the second reading of Ordinance No. 518, an ordinance amending Chapter 54 – Animals and amending Chapter 118 – Nuisances. Seconded by Council Member Johnson. Police Chief Karlgaard explained why the ordinance was drafted by the City Attorneys. It came about when the City Building Official, Public Health officials, the landlord, and Police Department were all working to abate a situation where an apartment building was having issues with dozens of cats creating a strong urine smell throughout the

building and adjoining businesses. The Police Committee worked with the City Attorney and is recommending the proposed changes to the ordinance in order to enforce certain situations where warranted.

There were concerns from the Council regarding part of the ordinance dealing with the owner having to clean up urine if an animal urinates on public or private property. They were concerned with it applying to dogs, since it is difficult to control when a dog urinates. Chief Karlgaard informed them that his department uses common sense when enforcing ordinances.

Following considerable discussion and the calling of the motion, it was approved.

Council Member Butts then offered a Resolution adopting a summary publication of Ordinance No. 518, amending Chapter 54 – Animals and Chapter 118 – Nuisances. Seconded by Council Member Johnson. Upon roll call vote, members Butts and Johnson voted in favor of the resolution; members Busko, Vedder, and Wermerskirchen voted against the resolution; and member Jawaski abstained from voting. The roll call vote ended with the resolution failing.

Council Member Butts offered Resolution No. 13195-90/2021, **“A RESOLUTION DESIGNATING PROJECT NO. 317-21, 2022 MILL & OVERLAY PROJECT AS A CITY PROJECT AND AUTHORIZING THE CITY TO SEND OUT REQUESTS FOR PROPOSALS FOR ENGINEERING SERVICES,”** and moved for its adoption. Seconded by Council Member Wermerskirchen and carried unanimously.

Along with a meeting salary list, Council Member Wermerskirchen offered Resolution No. 13196-91/2021, **“A RESOLUTION APPROVING BILLS AND CLAIMS AGAINST THE CITY OF BRECKENRIDGE,”** and moved for its adoption. Seconded by Council Member Vedder and carried unanimously.

Minn-Kota Ag Products has petitioned to annex three parcels of property which they own on the south side of the City. They would like to expand their business. The petition only applies to the property they own. Motion by Council Member Wermerskirchen to approve the first reading of Ordinance No. 519, an ordinance extending the corporate limits of the City of Breckenridge. Seconded by Council Member Butts and carried unanimously.

Per the recommendation of the City Attorneys, the sale of two parcels of property in North Golf-View Heights was advertised, with one bid being received. Council Member Vedder offered Resolution No. 13197-92/2021, **“A RESOLUTION ACCEPTING A BID AND AUTHORIZING CITY STAFF TO DRAFT A PURCHASE AGREEMENT FOR PROPERTY IN NORTH GOLF-VIEW HEIGHTS,”** and moved for its adoption. Seconded by Council Member Busko and carried with Council Member Jawaski abstaining.

Mike Bassingthwaite was present to update the Council on the LOMR process. They thought in January they were on track to submit the remapping information to FEMA in the format which was requested. Upon FEMA, the Corps, and the DNR consulting with each other, a revision of the format was done once again. Interstate needed to perform some additional mapping prior

to the final submittal. Hopefully they will not be requesting any more information and a decision will be made soon. Council Member Johnson offered Resolution No. 13198-93/2021, **“A RESOLUTION APPROVING A SUPPLEMENTAL AGREEMENT FROM INTERSTATE ENGINEERING FOR THE FLOOD STUDY MODIFICATION TO BE USED IN THE LETTER OF MAP REVISION (LOMR) PROCESS,”** and moved for its adoption. Seconded by Council Member Wermerskirchen and carried unanimously.

Council Member Busko offered Resolution No. 13199-94/2021, **“A RESOLUTION APPROVING CHANGE ORDER NO. 1 IN THE AMOUNT OF \$2,688 FOR THE SANITARY SEWER EXTENSION FROM FLAX AVENUE TO LOTS ALONG NEW YORK AVENUE AS PART OF PROJECT NO. 308-17, SOUTH SIDE DRAINAGE FLOOD MITIGATION – PHASE II,”** and moved for its adoption. Seconded by Council Member Vedder and carried unanimously.

Mayor’s Comments: None.

Comments: None.

Motion by Council Member Jawaski to adjourn the meeting at 5:39 p.m. Seconded by Council Member Vedder and carried unanimously.

ATTEST:

RUSSELL WILSON, Mayor

RENAE SMITH, City Administrator