

Pursuant to due call and notice thereof, a City Council Meeting was duly held in the City Council chambers at 7:00 p.m. on the 10th day of March 2020. The following members were present: Mayor Doug Henke, Council Members, Dan Rehtzigel, Tom Gard, and John Mortensen. Also, present: Attorney Scott Riggs, Administrator Mark Vahlsing, Administrative Assistant Holli Gudknecht, Police Chief Lee Sjolander, Engineer Joe Rhein, Engineer Derek Olinger, Public Works Director Wayne Ehrich, Nate Craig
Other present: David Jacobson, Jessica Seide, Mike Nguyen, Scott McConkey, and George Eilertson

CITIZEN COMMENT

None

ADOPT AGENDA

Addition: / VII / Engineering / C / 2 / Northland Securities - Projections for Red Wing Avenue Project
Motion by Rehtzigel second by Mortensen to approve the amended agenda. Motion carried 4-0-0.

CONSENT AGENDA

Motion by Mortensen seconded by Gard to approve the Consent Agenda, which includes payment of check numbers, 70736 through 70813; 3439E through 3460E; and additional checks 70814 through 70837.
Motion carried 4-0-0.

PRESENTATIONS/PUBLIC HEARINGS/RECOGNITIONS/PROLAMATIONS

Annual Municipal Prosecution Report – David Jacobsen, Attorney

Attorney David Jacobson presented a summary of the annual prosecution activity for the City provided by Hero, Jorstad & Jacobsen Law Firm, P.A. in 2019. Attorney Jacobsen reported that the number of prosecuted offenses were down for 2019. He prosecuted 40 cases from January 1, 2019 to December 31, 2019, which was down 25 from 2018 and the lowest number in the past five years. He noted that forty-five percent of the offenses were traffic violations. When compared to 2018, the number of prosecuted traffic offenses remained the same. Community offenses dropped from 47 in 2018 to 22 in 2019. Fine revenue was also down as a result of the decreased number of offenses. Two-thirds of the base fine is remitted back to the city of Kenyon, which amounted to \$4,345.48 for 2019.

Letter from Resident Concerning Allowing Chickens in Residential Areas

Administrator Vahlsing stated that a letter had been received from a resident who would like to have chickens allowed in residential areas. The council consensus was to uphold the current ordinance restricting chickens in the residential area. The ordinance was made for a reason and it is for the good of the community as a whole.

ENGINEERING

Wastewater NPDES/SNS Permit Update

Engineer Rhein stated that a letter was sent to the MPVA to officially notify them that our mercury concentration in the treated wastewater is in compliance with discharge limits. Since the City of Kenyon owns and operates our own sewer plant, we are required to renew the permit every five years. The MPCA is still processing our permit application. Our current permit, that expired at the end of February 2020, will remain in effect until the new permit is issued.

Update on Kenyon Business park

Engineer Rhein stated that the final plat for the business park was approved in February. Since then, the final plans have been 70% completed. The plans should be ready for approval at the April Council meeting. Before advertising for bids on the project, easements for the northern utility extension need to be secured from the three property owners and right-of-way permits need to be secured from Goodhue County. The bids should be ready to be awarded at the May Council meeting.

Red Wing Ave Update

Engineer Rhein reviewed the bids for the Red Wing Avenue project that were opened on March 5. Four bids were received.

1. *Wencl Construction, Owatonna, MN - \$3,214,979*
2. *A-1 Excavating, Bloomer, WI - \$3,297,838*
3. *BCM Construction, Faribault, MN - \$3,413,014*
4. *Elcor Construction, Rochester, MN - \$4,068,289*

The engineer's estimate for total construction costs, including the alternates, was \$2,938,111. The low total bid was 9% higher than the engineer's estimate. Engineer Olinger noted that there were several reasons for the increase including: increased price of the storm sewer concrete, the risks associated with the depth of the sanitary sewer, and the fact that there are a lot of projects out there and contractors are not hungry for work. The low bid amount was applied to the assessment formula and most assessments went down slightly. The Council considered the options and decided it was in the City's best interest to proceed with the project including the 4th Street and alley alternates.

Resolution 2020-09: Awarding Bid for Red Wing Ave Street and Utility Improvements including the 4th Street and Alley Alternates.

Motion by Mortensen second by Gard to adopt Resolution 2020-09. Motion carried 4-0-0.

Northland Securities - Projections for Red Wing Avenue Project

George Eilertson, Northland Securities, reviewed the bonding options for the Red Wing Avenue project based on the low bid for the project. The repayment terms were shown for 15, 20 and 25 years. Interest rates are very favorable right now. No action needed to be taken at this time. The bonds can be issued in May and the money would be available in time for the first contractor payment.

LEGAL

2020 Agreement with Luis Tellez – Taco Express

City Administrator Vahlsing stated that Luis Tellez, owner of Taco Express has submitted the Annual Lease Agreement for his mobile food truck to operate on city owned space directly east of the Municipal Liquor Store. The agreement period is Thursday – Saturday from April 30 - October 17, 2020.

Motion by Rehtzigel seconded by Gard to approve the 2020 agreement with Luis Tellez – Taco Express. Motion carried 4-0-0.

OLD BUSINESS

Update on Toward Zero Death Program - Officer Mike Nguyen and Jessica Schleck MNDOT TZD Coordinator

Jessica Seide, SE MN TZD Coordinator, Scott McConkey, SEMN Law Enforcement Liaison, and Officer Mike Nguyen, Kenyon Police Department presented a summary of the 2019 Toward Zero Deaths Program activities. The goal of the TZD program is to reduce injuries and deaths due to speeding, impaired and drunk driving and other preventable causes on Minnesota Roads.

Update on Former Ambulance Garage Renovations

Officer Sjolander stated that L&M Construction has begun renovations on the former ambulance building. The carpet has been removed and framing of the office area has been started. During renovations last week moisture damage was found in the walls under 3 windows. The damage is to the sheet rock, insulation and wall boards between the floor and bottom of the windows on the north and east sides of the building. Other areas of the building were subsequently checked and do not have moisture damage.

NEW BUSINESS

Kenyon Country Club Liquor License Renewal

Motion by Gard second by Mortensen to renew Kenyon Country Club's liquor license. Motion carried

4-0-0.

KW Schools Request for Kenyon PD Coverage Starting in 2020-21 School Year.

Officer Sjolander reported that the KW Schools is considering the discontinuation of a full-time school resource officer for the 2020-21 school year, due to a proposed increase in the contract cost from the Sheriff's Department and overall budget issues. The school district contacted the City to gauge interest in providing limited police coverage to the school. The school district suggested an annual contract to provide 5-6 hours a week of coverage at the Middle-High School building for a stipend. This is still in the preliminary stages and the school district has made no final decisions.

OTHER BUSINESS

None

Schedule of Upcoming Meetings

KMU Meeting: Wednesday, March 18 @ 6:00 p.m.

City Council Meeting: Tuesday, April 14th @ 7 p.m.

Board of Appeal and Equalization Meeting: Tuesday, April 21st @ 5:00 p.m.

COUNCIL AND STAFF GENERAL COMMENTS

Councilman Mortensen reported that they had a great Park and Recreation meeting last night. A new member joined and a lot of upcoming events were planned.

Motion by Mortensen second by Gard to adjourn the meeting at 9:00 p.m. Motion Carried 4-0-0.

Holli Gudknecht, Administrative Assistant

Douglas Henke, Mayor