

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 9th day of June 2020. The following members were present: Mayor Doug Henke, Council Member Dan Rechtzigel, John Mortensen, and Tom Gard. Also, present: Administrator Mark Vahlsing, Administrative Assistant Holli Gudknecht, Police Chief Lee Sjolander, Engineer Derek Olinger, Engineer Joe Rhein, Attorney Scott Riggs, Public Works Director Wayne Ehrich, Keith Allen, Joe and Briana Jensen
Via Teleconference: Richard Nielsen

CITIZEN COMMENT

Briana and Joe Jensen voiced their concerns about the spraying of lawn chemicals at the Depot Park, which was sprayed 10 days ago. Briana stated that the spraying would have adverse health effects on the children, pets, and other people who used the park. Jensen had a petition with 52 signatures of people wanting to eliminate the spraying of the entire park. The Jensen's did not have a problem with spot spraying the park, but did not agree with spraying the entire lawn where children played. Administrator Vahlsing stated that the spraying of the park was based on complaints received about the appearance of the park. Public Works Director Ehrich stated that they have spot sprayed in the past around trees, fences, and cement cracks, but this was the first year they had sprayed the entire park due to excessive weeds. Vahlsing stated he would look into solutions to help address this issue including using a chemical with less residual and alternative options to spraying the entire park. He will also check with the League of MN Cities to see how other cities handle controlling weeds in their parks.

ADOPT AGENDA

Motion by Nielsen second by Mortensen to approve the agenda. Motion carried 5-0-0.

CONSENT AGENDA

Motion by Rechtzigel seconded by Gard to approve the Consent Agenda, which includes payment of check numbers, 71033 through 71107; 3501E through 3513E; and additional checks 71108 through 71128. Motion carried 5-0-0.

PRESENTATIONS/PUBLIC HEARINGS/RECOGNITIONS/PROLAMATIONS

Kenyon Business Park Improvement Public Hearing

Public hearing opened at 7:26 pm.

Administrator Vahlsing stated that this Public Hearing was required for the business park utility extension project per State Statute, since it is possible that assessments will be used to finance this project. No residents attended the Public Hearing.

Motion by Mortensen second by Gard to close the Public Hearing at 7:32 p.m. Motion carried 5-0-0.

ENGINEERING

Red Wing Avenue Update

Engineer Olinger stated that construction is running ahead of schedule on Phase 1 of the Red Wing Avenue project. Sanitary and water services are completed and work is continuing on the storm sewer on the North end of the project. Street construction in this area should begin later this week.

Pay Request #1 - Wencil Construction

Motion by Henke second by Nielsen to approve pay request No. 1 to Wencil Construction in the amount of \$393,600.20, Motion carried 5-0-0.

Kenyon Business Park Project Status Update

Engineer Olinger stated that the Business Park project bids were received and opened at City Hall on May 27th. A record number of interested contractors bid on the project, creating a competitive bidding environment. Eleven bids were received with nine of those bids coming in under the Engineer's cost estimate, which should result in a substantial savings for the City. Bolton & Menk are continuing to work on the utility easements with the property owners to the North. The easements are about 97% completed and should be finalized soon.

Resolution 2020-16 Ordering Improvement

This resolution would order the implementation of the Business Park/Utility Extension project, allowing construction to begin.

Motion by Mortensen second by Gard to adopt Resolution 2020-16 ordering improvement.

Motion carried 5-0-0.

Resolution 2020-15 Awarding Bid for Kenyon Business Park/Utility Extension Project

The lowest bid on the Business Park project was received from A-1 Excavating, Inc. from Bloomer, WI with a bid of \$1,369,693.63. This amount includes the base bid, alternate 1-CASH 12 right turn lane, and alternate 2-storm sewer extension. The A-1 Excavating bid was 21% below the Engineer's cost estimate of \$1,735,000.00.

Motion by Rehtzigel second by Gard to adopt Resolution 2020-15 awarding the Base Bid, Alternate 1, and Alternate 2 to A-1 Excavating, Inc., the lowest bidder, for a total of \$1,369,693.63 contingent on approval of all the easements. Motion carried 5-0-0.

Construction Engineering Proposal

Engineer Olinger requested authorization to proceed with the engineering services related to the Business Park project construction. The overall cost of construction engineering is \$188,409, which was included in the overall project budget.

Motion by Rehtzigel second by Gard to approve the construction engineering proposal to Bolton & Menk for \$188,409.00. Motion carried 5-0-0.

LEGAL

Update on Easements related to the Business Park/Utility Extension Project

City Attorney Riggs provided an update on the easement acquisitions related to the Utility Extension project. The proposed easements for the Business Park/Utility Extension project have been negotiated with the affected landowners and are nearly complete. Following is a list of 12 required easements:

#641778 Temporary Construction Easement-Goodhue County

#653577 Easement Purchase Agreement-Traxler

#654445 Easement Purchase Agreement-Festal Farms

#641808 Permanent Utility Easement-Goodhue County

#641821 Permanent Utility Easement #1-Festal Farms

#641828 Permanent Utility Easement #2-Festal Farms

#641796 Permanent Utility Easement - Traxler

#641678 Temporary Construction Easement #2 - Festal Farms

#641670 Temporary Construction Easement #1 - Festal Farms

#641850 Declaration of Easement - Kenyon Property

#641417 Temporary Construction Easement - Traxler

#642008 Consent to Easement-Traxler

Motion by Mortensen second by Gard to approve items #1-12, easement documentation, relating to the Business Park Utility Extension project contingent on approving signatures from all parties. Motion carried 5-0-0.

Discuss Possible Amendments to Section 515.01 Flag Lots Ag District

Attorney Riggs and Administrator Vahlsing expressed concern with the language in the Kenyon City Code section 510.11 and section 515.01 addressing flag lots and zoning districts. Vahlsing explained that flag lots are currently permitted as a Conditional Use Permit in the Ag Zoning District. Flag lots do not have a direct access to a public street. The language used in the City code needs to be revised to be clearer.

Motion by Mortensen second by Gard to authorize the City Attorney and Administrator to work together to revise the language for Section 510.11 and 515.01 of the Kenyon City Code. Motion carried 5-0-0.

OLD BUSINESS

Update on Former Ambulance Garage Renovations

Police Chief Sjolander stated that the new windows and doors are in, the electrical work is almost finished, and the crew is now working on the siding. The inside of the building is expected to be completed by mid-July.

NEW BUSINESS

Pool Opening

Administrator Vahlsing reported that the Governor has lifted the closure of public pools effective June 10. Vahlsing reviewed the pool changes needed due to the restrictions. The pool will be allowed to open at 50% capacity, which is 80 people. Public Works Director Ehrich has been working to expedite the pool opening. The pool manager and staff are working on the plans, process, and schedules for open swim, swimming lessons and other classes. The pool opening is planned for Friday, June 12.

OTHER BUSINESS

None

Schedule of Upcoming Meetings

KMU Meeting: Wednesday, June 17th @ 6:00 p.m.

Special Council Meeting: Tuesday, June 23rd at 7:00 p.m.

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

COUNCIL AND STAFF GENERAL COMMENTS

Engineer Rhein stated that it was nice to see everyone in person again.

Attorney Riggs stated it was nice to be back and the Council accomplished a lot of business tonight. Administrator Vahlsing thanked Cheryl Dahl, Siri Quam, and Wayne Ehrich for their work in getting the pool ready. He also thanked the consultants, employees, Council, supervisors, and public for cooperating with the changes due to COVID-19.

Councilman Mortensen also thanked Wayne & Cheryl for their great work with the pool. He also reminded residents not to blow grass clippings into the gutters,

Councilman Gard agreed with all that had been said and wanted to ask residents to clean out the sewer grates by their houses.

Councilman Rehtzigel dittoed the other comments.

Mayor Henke hoped the Council could continue meeting together in person.

Motion by Nielsen second by Rechtzigel to adjourn the meeting at 8:21 p.m.

Motion carried 5-0-0.

Holli Gudknecht, Administrative Assistant

Douglas Henke, Mayor