

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 13<sup>th</sup> day of July 2021. The meeting was called to order by Mayor Henke. The following members were present: Mayor Doug Henke, Council Members Molly Ryan, Mary Bailey, and Tom Gard.

Absent: Dan Rehtzigel

Also, present: Administrator Mark Vahlsing, Administrative Assistant Holli Gudknecht, Engineer Derek Olinger, Engineer Joe Rhein, KMU Superintendent Randy Eggert, Public Works Director Wayne Ehrich, Michelle Vlasak reporter for Kenyon Leader, Attorney Scott Riggs, Linda Bean, Chris Knopik

The meeting opened with the Pledge of Allegiance.

## **CITIZEN COMMENT**

### **ADOPT AGENDA**

Addition: / XI / New Business / C / 5 / Approval for Wrestling to be Held at Fire Hall and Authorize Temporary Liquor License to Fire Dept. for August 18

Motion by Ryan second by Bailey to approve the amended agenda. Motion carried 4-0-0.

### **CONSENT AGENDA**

Motion by Henke second by Ryan to approve the Consent Agenda, which includes payment of check numbers 72426 through 72531; 3749E through 3766E; and additional checks 72532 through 72552.

Motion carried 4-0-0.

## **PRESENTATIONS/PUBLIC HEARINGS/ RECOGNITIONS/PROLAMATIONS**

### **2020 Audit Summary – Chris Knopik of Clifton, Larson, Allen LLC**

Chris Knopik presented a summary of the 2020 City and KMU audits and an overview of the overall City financial conditions. The city received an “Unmodified” or clean opinion on the audit, which is the highest rating achievable.

## **ENGINEERING**

### **Red Wing Avenue Construction Update**

Engineer Olinger stated that Red Wing Avenue has been paved and a majority of the punch list items have been completed. Wencil Construction requested that the project final completion date be extended from June 26 to October 1. This would allow additional time to reseed areas with poor growth, since the optimal window for late season seeding is mid-August to mid-September. Attorney Riggs recommended that no change order be done until the work has been performed and the terms have been met. Olinger suggested that the City look at the actual liquidated damages that have incurred. This can be discussed more at the August meeting.

### **Pay Request #10 – Wencil Construction**

Motion by Ryan second by Gard to approve pay request No. 10 to Wencil Construction in the amount of \$203,973.96 for work completed through June 26<sup>th</sup>. Motion carried 4-0-0.

### **Business Park/Utility Extension Project Update**

Engineer Olinger stated that A-1 Excavating has completed the curb, pavement, and turn lane for Engel Drive. A-1 Excavating is requesting a change order to extend the completion date of July 2, due to the additional utility service work at the north end of the project that was added in May. The MnDOT permit has not been issued yet for this project. Once the permit is received and the time line is known, the Engineers can work with the contractor to extend the completion date. Questions concerning the seeding of alfalfa and

the heavy infestation of weed growth were addressed.

#### Pay Request #5 – A-1 Excavating

Motion by Bailey second by Henke to approve pay request No. 5 to A-1 Excavating in the amount of \$57,513.00 for work completed through June 26<sup>th</sup>. Motion carried 4-0-0.

#### 4<sup>th</sup> Street Alley Paving

Engineer Olinger stated that there is an on-going issue with the drainage from the alley west of Red Wing Avenue between 4<sup>th</sup> and 6<sup>th</sup> Street. Paving this alley would be the only way to fully resolve this issue. Vahlsing recommended paving the entire two blocks of the alley to paid for out of the “Street Department Capital” fund. Crane Creek submitted the low bid for paving the two blocks of alley.

Motion by Gard second by Ryan to accept the low bid from Crane Creek Asphalt to pave the 4<sup>th</sup> Street alley between 4<sup>th</sup> and 6<sup>th</sup> Street. Motion Carried 4-0-0.

#### FEMA Flood Repairs

Engineer Olinger reviewed the quotes that were received for the FEMA Flood repairs. Griffin Construction from Chatfield, MN submitted the low bid at \$77,448.80. The city was awarded a FEMA Grant of \$89,922.50 for this project.

Motion by Henke second by Bailey to accept the low bid of \$77,448.80 from Griffin Construction for the FEMA Flood repairs. Motion carried 4-0-0.

### LEGAL

#### MetroNet Agreement

Administrator Vahlsing stated that MetroNet requested approval to begin construction of a City-wide fiber optic system including internet, phone, and video services. MetroNet agreed to pay KMU a pole fee of \$30 per pole annually and pay a five percent fee based on subscribers. Attorney Riggs recommended moving forward with the agreement.

Motion by Gard second by Ryan to approve the MetroNet Agreement contingent on MetroNet posting a bond or letter of credit and providing detailed installation and GIS maps and a block-by-block schedule for construction for each area of the city they plan on working.

Motion carried 4-0-0.

#### Rezoning Request – Robert Kylo

Attorney Riggs reviewed the request from Robert Kylo to rezone two parcels (PID# 66.540.1380 and #66.660.0101) he owns from I-1 (General Industrial) to C-2 (General Commercial). The Planning Commission held a public hearing on June 30, 2021 and approved the rezoning change. There were no public comments.

Motion by Bailey seconded by Henke to adopt Ordinance 98: An Ordinance to Rezone a Parcel of Land Owned by Robert Kylo from I-1 (General Industrial) to C-2 (General Commercial).

Motion carried 4-0-0.

### OLD BUSINESS

#### Police Chief Hiring

Administrator Vahlsing reported that 23 police chief applications have been received. The Personnel Committee reviewed the applications on June 30. The committee will interview 10 applicants on June 21<sup>st</sup> and 22<sup>nd</sup>. Seven out of state applicants will interview via zoom and three Minnesota applicants will interview in person.

## **NEW BUSINESS**

### **Ten-Minute Parking in Front of Post Office**

Administrator Vahlsing stated that the Post Office has requested a 10-minute parking area in front of their building. This request was reviewed by the police department and public works. Public works recommended a 15-minute parking zone due to the signs already being in inventory.

Motion by Bailey second by Gard to approve a 15-minute parking zone in front of the post office.

Motion carried 4-0-0.

### **Resolution 2021-11 Accepting the Coronavirus Local Fiscal Recovery Fund Established Under the American Rescue Plan Act**

Administrator Vahlsing stated that the City of Kenyon would receive an estimated \$203,000 in federal funding over the next two years. The funds must be accepted by resolution.

Motion by Gard second by Ryan to adopt Resolution 2021-11. Motion carried 4-0-0.

### **Rose Fest Requests**

Motion by Henke second by Mortensen to approve the Rose Fest requests including; Street Dance Permit - Municipal Liquor Store and VFW, parade permit, street closures, 5K run/walk route, wrestling to be held at the fire hall, and a temporary liquor license to the fire department. Motion carried 4-0-0.

### **Schedule of Upcoming Meetings**

KMU Meeting: Tuesday, July 20 @ 2:00 p.m.

EDA Meeting: Tuesday, July 27 @ 8:00 a.m.

City Council Meeting: Tuesday, August 10 @ 7 p.m.

### **COUNCIL AND STAFF GENERAL COMMENTS**

Councilman Gard commented that the water tower painting turned out nice.

Administrator Vahlsing thanked the Rose Fest committee for all their work.

Motion by Ryan second by Bailey to adjourn the meeting at 8:45 p.m. Motion carried 4-0-0.

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*Holli Gudknecht, Administrative Assistant*

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*Douglas Henke, Mayor*