

**SAUK CENTRE CITY COUNCIL
REGULAR MEETING
WEDNESDAY, JANUARY 2, 2020**

1. CALL TO ORDER/ROLL CALL/PLEDGE OF ALLEGIANCE

The Sauk Centre City Council met in a Regular Meeting on Wednesday, January 2, 2020 at 6:30 p.m. in the City Hall Council Chambers pursuant to due notice being given thereof. Present were Council Members Joe Fuechtmann, Heidi Leach, Diane Kelly and Mayor Warren Stone. Also present was City Administrator Vicki Willer, City Planner Sarah Morton, Police Chief Bryon Friedrichs, Public Works Supervisor Ben Clink and Administrative Assistant Nicki Vogt. Mayor Stone presided thereat.

2. APPROVAL OF AGENDA

A motion was made by Council Member Kelly and was seconded by Council Member Fuechtmann to approve the agenda, with changes. A vote being recorded as follows: For: Council Members Kelly, Fuechtmann, Leach and Mayor Stone. Against: None. The motion passed.

3. APPROVAL OF MINUTES

A motion was made by Council Member Leach and was seconded by Council Member Fuechtmann to approve the December 18, 2019 Regular Meeting Minutes. A vote being recorded as follows: For: Council Members Leach, Fuechtmann, Kelly and Mayor Stone. Against: None. The motion passed.

4. PUBLIC OPEN FORUM (Comments Limited to 3 Minutes)

None.

5. PUBLIC HEARINGS

- a. Michael Anton Kessler applied for a Peddler, Solicitors & Transient Merchant Permit to allow him to sell insurance door to door for Family Heritage Insurance.

Kessler provided all necessary documentation, including a consent to authorize a criminal history check which was done through the public courts system website.

Upon review of the documentation, and after consultation with the Chief of Police, the permit was denied by the City Administrator.

The City can deny a permit based upon the following citation from the City Code:

§117.03 The following shall be grounds for denying a license under this chapter:

- (c) The conviction of the applicant within the past five years from the date of application for any violation of any federal or state statute or regulation, or of any local ordinance, which adversely reflects on the person's ability to conduct business for which the license is being sought in an honest and legal manner or which will not adversely affect the health, safety and welfare of the residents of the city. Such violations shall include, but not be

limited to: burglary, theft, larceny, swindling, fraud, unlawful business practices and any form of actual or threatened physical harm against another person.

The permit was denied due to the misdemeanor conviction of the applicant in 2016 for 5th Degree Assault for Inflicting or Attempting to Inflict Bodily Harm and also to the general character of the applicant based upon his history obtained.

The applicant has requested an audience in front of the City Council to explain the issue and to request the permit be issued.

A copy of the application and related information was provided to the Council for their review.

Mr. Kessler stated that a lot of things have changed for the positive in his life since his conviction. He noted that he was incarcerated for a non-violent offense and at that time, got into an altercation in jail. He feels that he is now rehabilitated and that he has completed drug therapy. He is a licensed provider in MN and stated he would love to protect MN families.

A motion was made by Council Member Kelly and was seconded by Council Member Fuechtmann to deny Mr. Kessler's request for a Peddler, Solicitors & Transient Merchant Permit. A vote being recorded as follows: For: Kelly, Fuechtmann, Leach and Mayor Stone. Against: None. The motion passed.

6. REPORTS/PRESENTATIONS

None.

7. ACTION ITEMS

- a. Every calendar year the City Council must conduct an Annual meeting. The first regular meeting of the year is considered Sauk Centre's Annual Meeting. At the annual meeting the council must adopt Rules of Order and at a minimum appoint the Official Newspaper, Acting Mayor and Depository.

The first action of the City Council for the year is to adopt Rules of Order for the conduct of meetings.

Resolution No. 2020-01 outlines the Rules adopted previous years.

A motion was made by Council Member Fuechtmann and was seconded by Council Member Kelly to approve Resolution No. 2020-01, Resolution Adopting Rules of Order for City Council Meetings. A vote being recorded as follows: For: Council Members Fuechtmann, Kelly, Leach and Mayor Stone. Against: None. The motion passed.

- b. Mayor Stone submitted the annual Mayoral appointments for 2020:

Acting Mayor
Engineer

Stantec

City Attorney	_____
HRA Board Liaison	_____
Park Board	<u>Diane Kelly</u>
Planning Commission	<u>Warren Stone</u>
EDA (1) Expires 2020	<u>Heidi Leach</u>
(2) Expires 2024	<u>Joe Fuechtmann</u>
Senior Center Liaison	<u>Diane Kelly</u>
Airport Commission	_____
CVB Board	<u>Warren Stone</u>
Policy/Planning Committee	<u>Joe Fuechtmann</u>
Operations Committee	_____
	<u>Diane Kelly</u>
Personnel/Finance Committee	<u>Warren Stone</u>
	<u>Heidi Leach</u>
Official Newspaper	<u>Sauk Centre Herald</u>
Depositories	<u>MN National Bank-Sauk Centre</u>
	<u>First State Bank-Sauk Centre</u>
	<u>Central MN Credit Union</u>
	<u>4M Fund</u>
	<u>Multi Bank Securities (MBS)</u>
	<u>Bremer Bank</u>
Official Signatories	<u>Vicki Willer</u>
	<u>Jacquelyn Kirckof</u>
	<u>Warren Stone</u>

Council Member Leach introduced Resolution No. 2020-02, Resolution Appointing Council Members to Serve on Various Boards and Commissions and Also Making Annual Appointments. The motion was seconded by Council Member Kelly. A vote being recorded as follows: For: Council Members Leach, Kelly, Fuechtmann and Mayor Stone. Against: None. The motion passed.

- c. The City has incurred costs for the proposed 2020 Street Projects. If the City were to proceed with the project with the issuance of Bonds and wishes to reimburse itself with costs incurred prior to the issuance, it must declare its intent to do so to comply with IRS Regulations.

At this time, the Council does not foresee the issuance of bonds for 2020; however, this resolution would authorize the Council to reimburse itself if later in the year it decides to do so.

Resolution No. 2020-03 sets forth the procedures relating to compliance with the IRS regulations.

Council Member Fuechtmann introduced Resolution No. 2020-03, Resolution Establishing Procedures Relating to Compliance with Reimbursement Bond Regulations Under the Internal Revenue Code. The motion was seconded by Council Member Leach. A vote being recorded as follows: For: Council Members Fuechtmann, Leach, Kelly and Mayor Stone. Against: None. The motion passed.

- d. In 2010 the City entered into an agreement with Catholic Charities for the use of the Senior Center for Senior Dining and Meals on Wheels. In exchange for use of the facility, Catholic Charities reimbursed the City for added cleaning and refuse removal costs of \$225 per month. That amount was increased to \$275 per month (\$3,300 annually) in 2018 and \$285 per month (\$3,420 annually) for 2019.

A motion was made by Council Member Kelly and was seconded by Council Member Fuechtmann to approve the Agreement with Catholic Charities for the use of the Senior Center for Senior Dining and Meals on Wheels with an expense reimbursement rate of \$285/month. A vote being recorded as follows: For: Council Members Kelly, Fuechtmann, Leach and Mayor Stone. Against: None. The motion passed.

- e. Stearns County Attorney's Office has released to the City a forfeited vehicle - 2007 Honda Pilot.

Council Member Kelly introduced Resolution No. 2020-04, Resolution Declaring Property as Excess and Authorizing Advertisement for Sale. The motion was seconded by Council Member Leach. A vote being recorded as follows: For: Council Members Kelly, Leach, Fuechtmann and Mayor Stone. Against: None. The motion passed.

- f. Ben Clink, Public Works Supervisor requested that the City authorize that the City's Snow Pusher be sold.

Nuss Truck, who secured the bid for the sale of the Four-In-One Blade to the City in December has offered \$3,000 for the Pusher to be applied toward the purchase approved by Resolution 2019-108.

Council Member Leach introduced Resolution No. 2020-06, Resolution Declaring Property as Excess and Authorizing Advertisement for Sale. The motion was seconded by Council Member Fuechtmann. A vote being recorded as follows: For: Council Members Leach, Fuechtmann, Kelly and Mayor Stone. Against: None. The motion passed.

8. UNFINISHED BUSINESS

- a. The City of Sauk Centre vs. Teamsters Local 320 (Police and Public Works Departments) Grievance that was elevated to Arbitration status will be heard by an Arbitrator on January 23, 2020 at City Hall. This grievance was filed as a Class Action Grievance regarding the insurance deductible to be paid by Blue Cross in December of 2018.

A representative from the Personnel Committee and City Administrator Willer will attend to provide testimony.

9. NEW BUSINESS

- a. The PUC has conducted three candidate interviews for a City Attorney. City Administrator Willer and Mayor Stone were present.

Staff will arrange a meeting with the three candidates.

- b. There have been candidates interested in the Rental Registration Inspector position. Personnel Committee will review and make recommendation.
- c. A Public Meeting will be conducted regarding the Policy of Use of Body Cameras by the Police Department. A meeting date will be set at a future date.
- d. Prior to the meeting, David Thomas submitted his letter of resignation, effective immediately.

A motion was made by Council Member Kelly and was seconded by Council Member Leach to accept the resignation of David Thomas and declare the vacancy. A vote being recorded as follows: For: Council Members Kelly, Leach, Fuechtmann and Mayor Stone. Against: None. The motion passed.

10. CONSENT AGENDA

The Council considered the following Consent Agenda Items:

a.	Schedule of Claims - Unpaid Claims	\$834,702.22
	Paid Claims (Dec. 31)	<u>\$157,879.69</u>
	Total	<u>\$992,581.91</u>

- b. Resolution No. 2020-05, Resolution Accepting Contributions. The contributions are as follows:

The Men’s Card Playing Group	\$132.50	Senior Center
Fire Relief Association	\$55,000.00	Fire Department
Walmart	\$1,000.00	Police Dept.
Coborns	\$250.00	Police Dept. – Drone
Kenneth Gamradt	100.00	Police Dept.

A motion was made by Council Member Kelly and was seconded by Council Member Fuechtmann to approve the Consent Agenda as presented. A vote being recorded as follows: For: Council Members Kelly, Fuechtmann, Leach and Mayor Stone. Against: None. The motion passed.

The Council thanked the Men’s Card Playing Group, Fire Relief Association, Wal-Mart, Coborn’s and Kenneth Gamradt for their donations.

11. INFORMATIONAL ITEMS

- a. Gary Nelson, SCPD, has been with the City under full time status as of January 2, 2020. He will receive the Longevity Step on that date.
- b. Reminder – Public Hearing on Improvement and Assessments for 2020 Projects is January 15, 2020 at 6:30 at regular City Council meeting.
- c. 2020 Meeting Calendar.

12. ADJOURNMENT

A motion was made by Council Member Fuechtmann and seconded by Council Member Kelly to adjourn the meeting. A vote being recorded as follows: For: Council Members Fuechtmann, Kelly, Leach and Mayor Stone. Against: None. The motion passed.

With no further business to come before the Council, Mayor Stone adjourned the meeting at 7:02 p.m.

Respectfully submitted,

Mayor Warren Stone

City Administrator Vicki Willer