



**CITY OF BLUE EARTH MINUTES
CITY COUNCIL MEETING
Monday, July 18th, 2022, at 5:00 P.M.**

The Blue Earth City Council convened on Monday, July 18, 2022, at 5:00pm at the Blue Earth City Council Chambers.

CALL TO ORDER

Mayor Scholtes called the meeting to order at 5:00 P.M.

ROLL CALL

Councilmembers Huisman, Erichsrud, Cassem, Cole and Hanna Present.

Absent: Councilmember Ristau

Staff: City Project Engineer, Ben Rosol; City Attorney, David Frundt; and City Administrator, Mary Kennedy.

Absent: City Engineer Wes Brown

DETERMINATION OF A QUORUM

Quorum present.

PLEDGE OF ALLEGIANCE

Mayor Scholtes led the Pledge of Allegiance.

CHANGES TO AGENDA

The agenda was reviewed with no changes made.

MEETING OPEN TO THE PUBLIC

Fiona Green, Faribault County Register.

MEETING OPEN TO THE PUBLIC

APPROVAL OF MINUTES

Minutes from the Work Session & Council Meeting of Tuesday, July 5th, 2022.

Motion by Huisman, second by Erichsrud to approve the Minutes from the Council Meeting of Tuesday, July 5, 2022.

Mayor Scholtes noted one change to Ordinance 360.04 roll call with it not being approved unanimously, vote was 4 to 3.

The motion was approved unanimously with change being made.

CONSENT AGENDA

No Consent to Agenda

CORRESPONDENCE

No Correspondence

PUBLIC HEARING

No Public Hearings

REPORTS FROM STAFF

City Attorney Frundt

Frundt addressed Ordinance to Amend Definition of Farm Animals (*First Reading*). Frundt reviewed the terms of the ordinance with the definitions of poultry vs fowl, poultry being turkeys and chickens and fowl being ducks and geese, advising the eliminations of what is allowed within the city. Frundt pointed out that the city doesn't allow roosters, turkeys, ducks, geese nor Vietnamese potbelly pigs.

Huisman reminded the Council not to be closed-minded and that children in Blue Earth don't live on farms but may want the opportunity to participate in 4H.

Frundt reminded the Council that anyone wanting chickens would need consent from the neighbors and if an applicant is unable to obtain this, the approval would be a Council determination, and that the keeping of honeybees needs approval from the Council.

Motion by Huisman, second by Cole to move forward to the second reading of the ordinance.

Mayor Scholtes requested a roll call.

Roll Call:

Councilmember Huisman	Aye
Councilmember Erichsrud	Aye
Councilmember Cassem	Aye
Councilmember Cole	Aye
Councilmember Hanna	Aye
Councilmember Ristau	Absent
Mayor Scholtes	Nye

The motion passed 5-1 with Mayor Scholtes voting nye.

City Project Engineer Ben Rosol:

2022 Street Project Updates:

Rosol gave 2022 Street Project updates, noting Holtmeier's crew is making good progress with the placement of gravel on the 1st Street Area, driveways have been ramped in this area and residents may use their driveways and the street for the time. It is anticipated that the concrete

crew will be in town the week of July 19th to begin curb, sidewalk, and driveway placement along this area with the weather pending.

SRT Project Railroad Crossing Update:

Rosol indicated that the progress is moving along with the final approval of the right of way permit with the Union Pacific railroad for the SRT Project with the sidewalk crossing. Rosol indicated that the contractor needed to provide the insurance for the contract agreement with the railroad, advising that it had taken time for the contractor to obtain the insurance.

Seal Coating of Streets:

Rosol advised that seal coating will take place the week of July 25th.

Liquor Store Report

Blue Earth Police Department Report Incident Analysis Calls for Service.

Huisman indicated that he had done a ride along with the Blue Earth Police Department commending them on performance.

Building Official 2022 Building Permits YTD

REPORTS FROM BOARDS AND COMMISSIONS

Library Board Minutes 6.13.22

Economic Development Authority Minutes 6.9.22

Housing and Redevelopment Authority Meeting Cancelled

Rural Entrepreneurial Venture Minutes 6.9.22

Parks and Recreation Subcommittee Meeting 8.4.22

Planning Commission Meeting 7.21.22

Motion by Huisman, second by Hanna to approve the reports from the Boards and Commissions. The motion was passed unanimously.

OLD BUSINESS

Garbage Haulers

Organized Collection City Feedback

Kennedy reviewed the memo of the organized collection city feedback advising the Council that she had received feedback only from four cities on Memberlink out of over 800 cities that are members of the League of MN Cities, suggesting that the feedback was good, but minimal. Frundt reviewed the state statute with the Council and what controls the city vs. garbage haulers have. The Council discussed pros & cons of the organized collection, recommending more research be done, additional feedback and truck impacts on streets.

NEW BUSINESS

Real Estate Transaction (*Closed Session pursuant to Minnesota Statutes, section 13D.01, subdivision 3*)

Motion by Huisman, second by Erichsrud to approve going into closed session for real estate transaction at 5:31pm. The motion was approved unanimously.

Motion by Huisman, second by Erichsrud to approve opening the closed session for real estate transaction at 5:43pm. The motion was approved unanimously.

Motion by Huisman, second by Cole to approve the drafting of the ordinance for the sale of city property with the first reading being August 1st. The motion was approved unanimously.

TRANSFER OF FUNDS AND OTHER BUDGETORY MATTERS

Investment Schedule

2nd Quarter Donations

YTD Budget Summary

Motion by Cassem, second by Hanna to except the 2nd quarter Donations. The motion was approved unanimously.

PAYMENT OF CLAIMS AND APPROVAL OF CLAIMS AND APPROPRIATIONS

Consideration of payment of the bills.

Motion by Hanna, second by Cole to pay the bills. The motion was approved unanimously.

CITY ADMINISTRATORS REPORT

Payroll Summary

Administrators Report

Kennedy addressed the cannabinoids in her report, reviewing that the Minnesota Legislature passed the law that changed rulings regarding to the sale of certain CBD products effective July 1st. Cities are still understanding the changes for employment, law enforcement, and business and the impacts that we as a city could face. Staff will be researching and following LMC guidance as they come out.

Kennedy advised the Council that the Active Living Coalition group met. Kennedy recommended to the Council that they review the decisions and recommendations that had been made by the Street Committee and approved by the Council in terms of sidewalk replacement being 100% homeowner responsibility.

NEXT WORKSESSION ITEMS

2023 CAPX

ADJOURN

Motion by Huisman, second by Hanna to adjourn the meeting. The motion was approved unanimously. Mayor Scholtes adjourned the City Council Meeting at 5:57 P.M.