

**MINUTES of the ST. CHARLES CITY COUNCIL  
for Tuesday June 8, 2010 held at 7:00 p.m. at  
830 Whitewater Avenue  
St. Charles, Minnesota**

**MEMBERS PRESENT:**

Councilmen:  
John Schaber  
Dave Braun  
Orv Dahl  
Wayne Getz  
Mayor Bill Spitzer

**STAFF PRESENT:**

Nick Koverman, Administrator  
Kyle Karger, Superintendent

**OTHERS IN ATTENDANCE:** Nancy Heim.

**1). ESTABLISH QUORUM/CALL TO ORDER**

Quorum was established with Mayor Spitzer calling the meeting to order at 7:00 p.m.

**2). PLEDGE of ALLEGIANCE**

**3). APPROVAL of the AGENDA with the following additions:**

**19. June 22 Regular Meeting Schedule**

Motion to approve the agenda: John Schaber

Seconded by: Dave Braun

Motion carried.

**4). APPROVAL of the MINUTES**

**May 11, 2010**

Motion to approve: Dave Braun

Seconded by: Orv Dahl

Motion declared carried

**May 25, 2010**

Motion to approve: John Schaber

Seconded by: Wayne Getz

Motion declared carried

**5. June Payables.** Reviewed.

Motion to approve: John Schaber

Seconded by: Dave Braun

Motion declared carried.

**6. Notices and Communications.**

**7. Reports of Boards and Commissions.** Various reports were given. EDA, Park Board, and School board were not given.

**8. Decker Minor Subdivision / Resolution #21-2010 Variance.** A motion was made to approve the variance and recommended by the Planning and Zoning Commission. Mayor Spitzer read Resolution #21-2010 aloud as well as the Findings of Fact. The Council agreed with the findings and had no further discussion.

**Motion to approve: Wayne Getz**

**Seconded by: John Schaber**

**Motion declared carried.**

The request for a minor subdivision was discussed and Clm. Schaber discussed the recommendation of the Planning and Zoning and found that there were no issues with the minor subdivision. A motion was made to approve the minor subdivision to John Decker at 1761 Whitewater Avenue.

**Motion to approve: John Schaber**

**Seconded by: Orv Dahl**

**Motion declared carried.**

A motion was then made to approve the Findings of Fact as stated in the resolution, listed in the June 3 minutes from Planning & Zoning, as well as the memo from the Winona County planner.

**Motion to approve: John Schaber**

**Seconded by: Dave Braun**

**Motion declared carried.**

**9 Utility Waiver Request-John Decker.** Supt. Karger discussed that Alliant had not provided a notice of whether or not they could help, but he was looking into other alternatives with only a week to go. He expressed he was hoping to lift the lines, but would not know until that evening. Clm. Getz then asked about time off and comp time for the move. Supt. Karger cautioned the Council as the City would be left with only 2 on-call servicemen. He continued to state that if an incident occurs currently the crew will help to respond to help additional members, however that may change as more members may not be available to help. Clm. Getz expressed that in emergency situations he understood the need for comp time and did not begrudge the crew, however he continued to say that following the storm at the end of 40 hours the crew should be sent home. Supt. Karger tried to reiterate that after sending a man home following 40 hours the chances of getting them to return may not be there. Clm. Braun offered the suggestion of having allowing 4 of the crew members to receive comp time with the other four going home in order to provide coverage during the day for any other activities or problems. No discussion was held. Mayor Spitzer relayed that because the event was a planned outage in an effort to try and minimize comp time he proposed the crew beginning their work shift at the start of the move and ending in the morning. Supt. Karger again reiterated that the crew was worried about the requests escalating and questioned that since it was not on the Council agenda why it was being discussed. Clm Dahl did not see an issue with special events and thought it warranted discussion. Mayor Spitzer agreed that it could be brought up at a later date, but that it also related to this move. Clm Schaber expressed that he could see both sides of the matter. Supt. Karger offered the suggestion of reviewing what other utility cities in the Minnesota Municipal Utility Association group do as well as the League. Clm. Getz reiterated that he was in favor of beginning their shift at 1:30 a.m. barring any emergencies. A motion was then made upon further discussion that Supt. Karger was instructed to have the crew begin their 8 hour shift at the starting time designated by Supt. Karger.

**Motion to approve: Wayne Getz**

**Seconded by: Orv Dahl**

Clm. Schaber called for a friendly amendment to bring information that compared other cities and showed the practices of others to the Council at a later date.

**Motion passed 3-1 in favor.**

With regard to the utility waiver, Clm. Schaber expressed that he was in favor of waiving the City's time and any expenses above and beyond the expenses from the city would be the responsibility of Mr. Decker. Some discussion took place as far as labor versus trucks versus administrative resources, etc. Clm. Schaber withdrew his motion. Mayor Spitzer tried to restate the motion with the idea that the benefit to Mr. Decker be shown. Clm. Schaber reformulated his motion to state that the City will pay labor, equipment, electrical materials, and materials for letters, administrative labor and not pay for any external costs to the City and to calculate the costs to Mr. Decker and provide him that information.

**Motion to approve: John Schaber**

**Seconded by: Orv Dahl**

**Motion declared carried.**

**10. Resolution #20-2010 Mergen Hills Preliminary and Final Plat.** Admin. Koverman highlighted the reasoning for the City requesting the platting of the land as the bank asked the city what it needed to do to

divide the land. This process happened after the building permit was issued and Admin. Koverman explained that initially the owners of the property simply wanted to remove an existing home on the property and build a new one. Subsequently due to the mortgage market they could not take the full 28 acre parcel onto the secondary market, thus needing to split the property. After reviewing the file and talking with the owner it was discovered that previous subdivisions had taken place and that his only option was to plat the parcel to provide a future road map of divisions. After review the City Engineer requested various utility and drainage easements that were agreed upon. A motion was made to approve Resolution #20-2010 with the various proposed easements.

**Motion to approve: John Schaber**

**Seconded by: Dave Braun**

**Motion declared carried.**

**11. Minor Subdivision DJ Liquor/St. Charles Cold Storage.** A motion was made to table the discussion until all of the information could be collected according to Admin. Koverman

**Motion to table: John Schaber**

**Seconded by: Wayne Getz**

**Motion declared carried.**

**12. Winona County Recycling Shed.** Admin. Koverman explained that he attended the Winona County Fairboard meeting on Tuesday, June 1 and learned that the board did not want to see the recycling shed remain at the current location. He tried to impress the greater vision of the community it was serving and how it was being used. He expressed that he offered the city's help in trying to maintain or pick up some of the other items in order to contact Winona County Environmental to try and help keep the area in better shape and keep the shed in its same location. The board had made its decision and thus Admin. Koverman wanted to share with the Council the result and to see if the Council was interested in partnering with the County. The Council sees the value in the service, but did not want to be left with a headache either. It was agreed that the City should request conditions of the service if it were to be moved to the old City shop property at Richland. Fencing, gravel, and painting the shed were the initial steps. The Council agreed to allow Admin. Koverman to work with the County to continue the service in St. Charles.

**13. Resolution #16-2010** One Day Liquor License-Saints Touchdown Club Gladiolus Days. A motion was made to approve the resolution and license.

**Motion to approve: Wayne Getz**

**Seconded by: John Schaber**

**Motion declared carried.**

**14. Resolution #17-2010** One Day Liquor License-Saints Touchdown Club July 8 Fair. A motion was made to approve the resolution and license.

**Motion to approve: John Schaber**

**Seconded by: Orv Dahl**

**Motion declared carried.**

**15. Resolution #18-2010.** One Day Liquor License St. Charles Wrestling Club – Gladiolus Days.

**Motion to approve: Dave Braun**

**Seconded by: John Schaber**

**Motion declared carried.**

**16. Resolution #19-2010 Award Tanker Bid.** The winning bid was from Leonard Millard after all bids were tabulated. A motion to approve the bid was made.

**Motion to approve: Wayne Getz**

**Seconded by: Orv Dahl**

**Motion declared carried.**

**17. Project Fine Dinner.** Recommendation was to see if staff was interested after Council indicated no attendees.

**18. Ronald McDonald Ride July 25.** Mayor Spitzer highlighted the July 25<sup>th</sup> event and how various organizations were going to work together to welcome over 1,400 riders to St. Charles. Clm. Schaber and Braun volunteered to help during the event. A motion was made to close 11<sup>th</sup> Street as overflow parking for the ride.

**Motion to approve: John Schaber**

**Seconded by: Dave Braun**

**Motion declared carried.**

**19. June 22 Regular Meeting Schedule.** A motion was made to change the work session meeting to a regular meeting for June 22.

**Motion to approve: John Schaber**

**Seconded by: Dave Braun**

**Motion declared carried.**

**Motion to adjourn at 8:12 p.m.**

Motion: John Schaber

Seconded by: Wayne Getz

Motion declared carried.

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**William J. Spitzer, Mayor**

ATTEST

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**Janell Dahl, Deputy City Clerk**