

The Pledge of Allegiance was recited by those in attendance.

The regular council meeting of the City of Browns Valley, MN was held at City Hall. Council members present were Mayor Harold Hansen, Neil Madison, Ken Warren, and Tony Miller. Also in attendance were Lloyd Heaney of Browns Valley Historical Society, Ken Westbrook, Public Works Director Tony Serocki, Librarian Bernice Piechowski, and City Administrator Tom Schmitz. The meeting was called to order at 5:30 p.m. by Mayor Hansen.

Additions to the Agenda

Additions to the agenda were:

- Copy of the Summons and Complaint in regard to Reiner Contracting, Inc. v. City of Browns Valley
- League of Minnesota Cities response regarding the Summons and Complaint in regard to Reiner Contracting, Inc. v. City of Browns Valley
- One claim from Border States Cooperative in the amount of \$408.66

Upon a motion by Warren with second by Madison, the Council approved the additions to the agenda 4-0.

Consent Agenda

Upon a motion from Madison and seconded by Miller, the council approved 4-0 the minutes of the Regular Council meetings of August 13 and August 27, 2018.

Financial Statement

A Financial Statement was not available for this meeting.

Bills

Following presentation and discussion of prepaid claim, claims to be paid, and employee wages, upon a motion by Warren and a second by Madison, the Council unanimously passed the following resolution:

BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Browns Valley that the payment of the following city bills and payroll be and is approved as presented.

Prepaid claims: \$0.00 Claims for approval: \$13,592.99

Visitors

Todd Johnson had asked to be placed on the agenda to discuss the need for rental inspections if the homes or apartment buildings are inspected by a housing authority. He also wanted to discuss how the City charges for garbage at the Todd didn't attend the meeting.

Building permits

Motion by Miller with second by Madison, council approved a building permit for Donald Ward to replace the shingles on his home.

Correspondence

- The Council reviewed a list of utility customers who are two months past due with their utility payment.
- The Council reviewed a Citizen's Complaint.

Unfinished Business

The Council discussed the request from Curt Powers that the City mitigate the situation of gravel from the alley washing onto the concrete apron of his rear garage. Council members, as well as Serocki, have investigated the area of concern. The Council decided that after a heavy rainfall, Serocki will utilize the skid steer and sweeper to distribute the gravel back onto the alley. Schmitz will notify Powers of the Council's decision.

Serocki requested permission to sell the overhead doors that were taken out of the fire hall. He stated, depending upon if a new shop is built and how it's configured, two larger doors will need to be purchased to accommodate the plow truck and payloader as the existing doors are not large enough. Hansen asked if the doors couldn't stand on end and be stored in the shop. Serocki replied that there wouldn't be enough room in the shop with the equipment configured for winter. Warren asked if the doors couldn't be stored at the City's landfill on pallets. Serocki replied that they doors would still have to sit outside due to the lack of room once the tractor is parked in the garage. Hansen expressed concern about the stability of the garage at the landfill.

Upon a motion by Miller with second by Madison, the Council approved 3-1 the sale of the overhead doors. The sale will be done by sealed bids. Hansen voted against the motion.

New Business

Upon a motion by Warren with second by Madison, the Council unanimously approved paying the membership dues in the League of Minnesota Cities and Minnesota Mayors Association.

At an earlier meeting, the Fire Department members approved Brook Yachim onto the roster of the Browns Valley Fire Department. The Council is being asked for its approval so that she can be covered under the City's insurance policy.

Upon a motion by Warren with second by Madison, the Council approved 4-0 Brook Yachim onto the roster of the Browns Valley Fire Department.

Schmitz was notified by Dianne Radermacher of the Upper Minnesota River Watershed District (UMRWD) that starting in 2019, the City will need to begin budgeting towards a bridge replacement fund for the replacement of the bridges on the flood diversion. He was told that the City is required to set aside \$8,000.00 per year for 50 years, which is the estimated life span of the bridges, and that the UMRWD will have a separate bridge maintenance fund to hold the money until it is needed. He stated that he forwarded the email to Jeff Backer and Mike Heck for verification. He had also corresponded with Tony Serocki regarding this information. All parties responded by saying that Roberts County is responsible for the bridges. Schmitz was also informed that a meeting was held in Pierre that identified the responsible party for the bridge's maintenance. Schmitz contacted the South Dakota Department of Transportation to ask if they had documentation from this meeting. Doug Kinniburgh of the South Dakota Department of Transportation responded saying, "Our only knowledge of these two structures was that in the fall of 2011, the County asked to have them added to the National Bridge Inventory. This means they have accepted jurisdictional control over the bridges, however, they may have a separate financial agreement with the city or other agency that we are not party to." In a later email, Dianne sent a Bridge Maintenance Agreement, signed and dated January 8, 2013, identifying that "Roberts County agreed to allow the construction of the Bridges, so long as UMRWD agreed to pay for the cost of construction, maintenance and inspection of the Bridges. Roberts County has agreed to list the Bridges on its Federal Bridge inventory, which make the Bridge inspection eligible for Federal funding." Radermacher informed Schmitz that, "The UMRWD is the payee for the City and that they made the agreement for the City of Browns Valley, so you should be putting money away for this purpose."

Upon a motion by Warren with second by Miller, the Council approved 4-0 not to budget for bridge replacement.

Administrator's Report

Schmitz reported that during the September 24th Regular Council Meeting the Council will be required to pass a preliminary budget, so that he can submit it to the County Auditor by the end of the month. Schmitz stated that he will be contacting Members Warren and Madison to review the budget prior to the next meeting.

Schmitz reported that he will be in Wheaton on September 5th for a hearing regarding Wayne Hoffart's residence.

Council

Hansen asked if everyone that has a golf cart has purchased a permit. He mentioned that someone's kids are driving two golf carts on the North side of town and that they don't have a sticker or slow moving permit on them. Schmitz will send the owner(s) a letter informing them of the ordinance and include two applications in the letter. If the party doesn't respond by a certain date Schmitz will then notify the Sheriff.

Warren stated concerns regarding department overruns on their budgets. Schmitz replied that he has already talked to Piechowski and Serocki regarding their approval of the budget. Piechowski asked to have the Library levy remain the same and Serocki has asked about setting monies aside for the replacement of water valves at intersections. Schmitz will be asking Chief Bartz and Ambulance Manager Metz to discuss, during their next meeting, if any special purchases are planned for 2019.

Moved by Warren to adjourn the meeting at 6:08pm.

Minutes submitted by:

Approved by:

Thomas A Schmitz, Clerk

Harold Hanses, Mayor