

A G E N D A
CITY COUNCIL MEETING
MONDAY, JANUARY 3, 2022
5:30 P.M.
COUNCIL CHAMBERS

Call to Order.

Pledge of Allegiance.

Roll Call.

(mot) 1. Adoption of Agenda.

(mot) 2. Approving minutes from December 20, 2021

3. Recognitions and Awards.

(mot) 4. *Consent Agenda

Licenses:

Exempt Gambling: PayItForward, Inc. on January 15, 2022

Food: Loikaw21 Co., 209 11th Street NE

Food: Sterling Main Street, 1305 1st Avenue SW

Motel: Sterling Motel, 1507 W. Oakland Avenue

Right-of-Way: ACI Asphalt & Concrete, Inc., Maple Grove

Right-of-Way: Carl Bolander & Sons, LLC, St. Paul

Right-of-Way: MetroFibernet, LLC, Overland Park, Kansas

Tree Service: O'Connell Tree Service, LLC, Hollandale

Temporary Liquor: Austin Catholic Schools-January 2 2022

Claims:

a. Pre-list of bills

b. Credit Card Report.

PETITIONS AND REQUESTS:

(res) 5. Designating depositories for checking and investment of public funds for 2022.

(mot) 6. Designating the official newspaper for 2022.

(res) 7. Setting the mileage reimbursement rate for 2022.

(res) 8. Approving budget adjustment number 1.

(mot) 9. Appointing Mayor King and Director of Administrative Services Tom Dankert to the board of trustees for the part-time firefighter's relief association.

(res) 10. Receiving a feasibility report and calling for a public hearing on February 22, 2022 for street improvements on 21st Avenue NE – 8th Drive NE to 14th Street NE, Project 22101.

- (res) 11. Receiving a feasibility report and calling for a public hearing on February 22, 2022 for street improvements on 9th Street NW – 10th Avenue NW to 12th Avenue NW and 10th Street NW – 8th Avenue NW to 13th Avenue NW, Project 22102.
- (res) 12. Receiving a feasibility report and calling for a public hearing on February 22, 2022 for street improvements on 3rd Avenue NE – Oakland Place NE to 19th Street NE, Project 22103.
- (res) 13. Receiving a feasibility report and calling for a public hearing on February 22, 2022 for street improvements on 3rd Street NE – 16th Avenue NE to 18th Avenue NE, Project 22104.
- (res) 14. Receiving a feasibility report and calling for a public hearing on February 22, 2022 for street improvements on 5th Avenue SW – 27th Street SW to 29th Street SW and 16th Street SW – 16th Avenue SW to 19th Avenue SW, Project 22106.
- (res) 15. Receiving a feasibility report and calling for a public hearing on February 22, 2022 for street improvements on 7th Avenue SW – 23rd Street SW to 24th Street SW, 11th Avenue SW – 10th Avenue SW to 18th Street SW and 23rd Street SW – 9th Avenue SW to dead end, Project 22107.

CITIZENS ADDRESSING THE COUNCIL

HONORARY COUNCIL MEMBER COMMENTS

REPORTS AND RECOMMENDATIONS:

City Administrator
City Council

- (mot) Adjourn to **Tuesday, January 18, 2022** at 5:30 pm in the Council Chambers.

All items listed with an asterisk () are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a council member or citizen so requests in which event the item will be removed from the general order of business and considered in its normal sequence on the agenda.

M I N U T E S
CITY COUNCIL MEETING
December 20, 2021
5:30 PM
Council Chambers

MEMBERS PRESENT: Mayor King. Council Members Paul Fischer, Rebecca Waller, Jason Baskin, Oballa Oballa, Joyce Poshusta and Council Member-at-Large Jeff Austin

MEMBERS ABSENT: Council Member Michael Postma

STAFF PRESENT: City Administrator Craig Clark, Director of Administrative Services Tom Dankert, Police Chief David McKichan, Human Resources Director Trish Wiechmann

STAFF APPEARING ELECTRONICALLY: Public Works Director Steven Lang, Fire Chief Jim McCoy, Planning and Zoning Administrator Holly Wallace, Park and Rec Director Kevin Nelson, City Attorney Craig Byram, Library Director Julie Clinefelter, and City Clerk Ann Kasel

APPEARING IN PERSON: Austin Daily Herald, Cheryl and Randy Hays

Mayor King called the meeting to order at 5:30 p.m.

Additions to the Agenda:

Additional Backup

(res) 18. Approving an ICM agreement with G & R Truck Wash.

Consent Agenda Addition

4. Temporary Liquor: Austin Area Commission for the Arts on January 15, 2022 & February 18-19, 2022

Removed from the Agenda

13. Appointing Tyler White as the Honorary Council Member – January 2022 to March 2022.

Moved by Council Member Fischer, seconded by Council Member Waller, approving the agenda as amended. Carried.

Moved by Council Member Oballa, seconded by Council Member Waller, approving Council minutes from December 6, 2021 and December 8, 2021. Carried.

AWARDS AND RECOGNITIONS

Mayor King recognized and thanked the City employees that retired in 2021. They were John T. Mueller, Norbert Eggert, Bill Adams and Cheryl Hays.

CONSENT AGENDA

Moved by Council Member Baskin, seconded by Council Member Oballa, approving the consent agenda as follows:

Licenses:

2022 License renewals (complete list in the consent agenda folder)

Exempt Gambling: United Catholic Schools Foundation on March 12, 2022

Temporary Liquor: Austin Area Commission for the Arts on January 15, 2022 & February 18-19, 2022

Claims:

- a. Pre-list of bills
- b. Investment and Financial Report.

Event Applications:

Austin Congregation United Church of Christ 5 mile walk on June 11, 2022

Carried.

PUBLIC HEARING

A public hearing was for a proposed 5-year tax abatement for Bigelow & Lennon Construction. City Administrator Craig Clark stated a single-family home valued at \$310,000 is proposed to be built at 2100 14th Avenue NE. He said the application is in conformance with the City's policy.

There were no public comments.

Moved by Council Member Fischer, seconded by Council Member Baskin, adopting a resolution approving a 5-year tax abatement for Bigelow and Lennon Construction. Carried 6-0.

A public hearing was held for the 5-year Capital Improvement Plan. Director of Administrative Services Tom Dankert presented the document stating that the items for 2022 will be given approval for purchase with Council approval and it serves as a planning tool for future years.

There were no public comments.

Moved by Council Member Fischer, seconded by Council Member Waller, adopting the 5-year Capital Improvement Plan. Carried 6-0.

PETITIONS AND REQUESTS

Director of Administrative Services Tom Dankert requested the Council approve the 2022 tax levy at \$7,940,000 for the 2022 levy. He noted it was approved unanimously at the December 8, 2021 Truth in Taxation Hearing.

Moved by Council Member Poshusta, seconded by Council Member Waller, adopting a resolution approving the tax levy for 2022. Carried 6-0.

Director of Administrative Services Tom Dankert requested the Council approve the City's budget for 2022 at \$38,949,960.

Moved by Council Member Fischer, seconded by Council Member Waller, adopting a resolution adopting the budget for 2022. Carried 6-0.

Director of Administrative Services Tom Dankert requested the Council approve the cancellation of certain ad valorem tax levies for 2022. He stated the City does not need to levy these funds to the taxpayers because it has other revenue sources.

Moved by Council Member Baskin, seconded by Council Member Waller, adopting a resolution authorizing the cancellation of certain ad valorem tax levies. Carried 6-0.

Moved by Council Member Fischer, seconded by Council Member Waller, accepting donations to the City of Austin. Carried 6-0.

City Clerk Ann Kasel requested the Council approve 2022 liquor licenses.

Moved by Council Member Fischer, seconded by Council Member Waller, adopting a resolution granting 2021 licenses for sale of hard liquor on-sale, Sunday hard liquor on-sale, Sunday wine on-sale, and 3.2 beer on and off-sale. Carried 6-0.

Moved by Council Member Fischer, seconded by Council Member Waller, adopting a resolution granting a wine on-sale license and Sunday wine on-sale license to Everbright, Inc. Carried 6-0.

Planning and Zoning Administrator Holly Wallace reviewed an amended annexation ordinance. She stated the original ordinance was adopted on August 16, 2021 and was submitted to the State. The State requested some modifications to the legal descriptions.

Moved by Council Member Baskin, seconded by Council Member Fischer, for preparation of the ordinance. Carried 6-0.

Moved by Council Member-at-Large Austin, seconded by Council Member Waller, for adoption and publication of the ordinance. Carried 6-0.

Planning and Zoning Administrator Holly Wallace stated the City would like to annex I 90 into the City for planning purposes. The piece that is not in the City is bordered by Lansing Township and the City can give notice to the township of the intent to annex. If no response is received by the Township in 90 days, then the State will allow the City to move forward with the annexation.

Moved by Council Member Poshusta, seconded by Council Member Fischer, approving a notice of intent for annexation. Carried.

Public Works Director Steven Lang requested the Council approve an ICM agreement with Ralph Donkers. The property has a sump pump located on it that the MPCA requires to be discharged into the sanitary sewer because of contaminated groundwater. The owner of the property will be charged for the amount of water that is put in the sanitary sewer.

Moved by Council Member Fischer, seconded by Council Member Waller, adopting a resolution approving an ICM agreement with Ralph Donkers. Carried 6-0.

Public Works Director Steven Lang requested the Council approve an ICM agreement with WCI Austin Landfill for the leachate it brings to the Waste Water Treatment Plant.

Moved by Council Member Fischer, seconded by Council Member Oballa, adopting a resolution approving an ICM agreement with WCI Austin Landfill. Carried 6-0.

Public Works Director Steven Lang requested the Council approve an ICM agreement with G&R Truck Wash for the strong waste it sends to the Waste Water Treatment Plant.

Moved by Council Member Fischer, seconded by Council Member Waller, adopting a resolution approving an ICM agreement with G&R Truck Wash. Carried 6-0.

Human Resources Director Trish Wiechmann stated the Council recently policies in an attempt to increase recruitment for the police department. She stated the Council voted to eliminate the 30-minute response time requirement, offer an employee referral incentive program, a student loan reimbursement program and a relocation reimbursement program. Ms. Wiechmann reviewed the proposed policies and requested Council adoption.

Moved by Council Member Baskin, seconded by Council Member Oballa, eliminating the 30-minute response time for police officers. Carried.

Moved by Council Member Fischer, seconded by Council Member Baskin, approving an employee referral incentive program. Carried.

Moved by Council Member Baskin, seconded by Council Member Oballa, approving a student loan reimbursement incentive program. Carried.

Moved by Council Member Fischer, seconded by Council Member Baskin, approving a relocation reimbursement program. Carried.

Moved by Council Member Fischer, seconded by Council Member Waller, granting the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 1206 5th Street NW, Mehling Property. Carried.

Moved by Council Member Poshusta, seconded by Council Member Waller, granting the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 804 4th Avenue SW, Trzebiatowski and Goodyear Property. Carried.

REPORTS

City Administrator Craig Clark stated the Superintendent of schools was interested in having a joint meeting with the school district.

The Council wished the city residents a Merry Christmas and Happy New Year and expressed their appreciation for City staff.

Council Member Baskin stated he attended a community growth meeting with the DCA.

Mayor King thanked Marv Repinski for his service on the HRA board.

Moved by Council Member Fischer, seconded by Council Member Waller, adjourning the meeting to January 3, 2022. Carried.

Adjourned: 5:59 p.m.

Approved: January 3, 2022

Mayor: _____

City Recorder: _____

RESOLUTION NO.

RESOLUTION DESIGNATING DEPOSITORYES FOR
CHECKING AND INVESTMENTS OF PUBLIC FUNDS FOR 2022

WHEREAS, the depositories for public funds are designated annually for the City of Austin, Minnesota.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN,

1. Checking accounts for the City of Austin shall be as follows:

The legal depository for the City of Austin General Account shall be Wells Fargo of Austin, Minnesota for 2022. The City Recorder/Treasurer is hereby authorized to deposit all receipts of the City of Austin in Wells Fargo of Austin, Minnesota. All payroll transfers shall be deposited to Wells Fargo of Austin, Austin, Minnesota. The Direct Deposit of Retiree Benefits or Employee Payroll shall be processed through First Farmer's & Merchants Bank. All receipts of the Library, Police Department and Park and Recreation operations shall be deposited in the General Account.

BE IT FURTHER RESOLVED,

2. Investment of city funds shall be made with:

Wells Fargo, US Bank, Home Federal Savings Bank, Bremer Bank, First Farmers & Merchants State Bank, Sterling State Bank and Farmers & Merchants State Bank, all of Austin, Minnesota, are hereby declared to be legal depositories for the City of Austin's savings, money market savings, savings certificates and certificates of deposit. The market value of collateral filed by these institutions shall at all times exceed by 10% the City of Austin's deposits in these institutions. Wells Fargo Investment Services, Inc., US Bank Investment Services, RBC Dain Rauscher, UBS PaineWebber, Inc., Northland Securities, Wells Fargo Investment Advisors, Accentra Credit Union and the League of Minnesota Cities-sponsored 4M Fund are hereby declared to be firms with whom the City of Austin may do business for the purpose of purchasing and selling investments and for safekeeping such investments.

3. BE IT FURTHER RESOLVED, that all depositories, firms, agents and external managers acting as such for the City of Austin shall at all times comply with all provisions of Minnesota State Statutes applicable to the deposits and investments of public funds, and to the City of Austin's adopted investment policy and sound financial management practices.

Passed by a vote of yeas and nays this 3rd day of January, 2022.

YEAS

NAYS

ATTEST:

City Recorder

APPROVED:

Mayor

City of Austin
500 Fourth Avenue N.E.
Austin, Minnesota 55912-3773



Thomas Dankert
Director of
Administrative Services
507-437-9959
Fax 507-433-1693
tdankert@ci.austin.mn.us

TO: Mayor and City Council
FROM: Tom Dankert *TDD*
DATE: January 3, 2022
RE: 2022 Legal Publications
U:\Word\2021\Miscellaneous\2022 Legal Publications.doc

Attached is the quote from Crystal Miller at the Austin Daily Herald for our legal publications for 2022. The Austin Daily Herald is the only newspaper that we can designate as the official newspaper by law since there are no other newspapers home based in Austin.

Please note the increase for 2020 is 8% (from \$5.07 to \$5.47) and is just below the 10% maximum allowed by statute (Minnesota Statute 331A.06 subd. 2). This rate equates to \$0.29 per word (up from \$0.27 per word).

Please do not hesitate to give me a call if you have any questions.

Austin Newspapers, Inc.
Austin Daily Herald
310 2nd St. NE
Austin, MN 55912
(507) 434-2220 Fax (507)-437-8644
e-mail: Crystal.Miller@austindailyherald.com

December 13, 2021

Office of the Administrator
City of Austin
Austin, MN 55912

Dear Administrator,

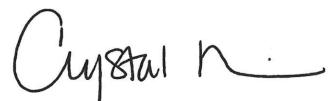
Thank you for the opportunity to bid for the designation of Official Newspaper for 2022. If selected, the Austin Daily Herald will publish City legal notices at a rate of \$5.47 per column inch for display ads and a rate of .29 per word for public notice line ads. At the Austin, Daily Herald we appreciate your continued support and look forward to serving our City for the 2022 notices.

6 Column width = 9 picas and 4.5 points or 1.5625 inches
8 point type
1 point of space between lines
9 lines per vertical inch

abcdefghijklmnopqrstuvwxyz – lower case 8pt.

If you have any questions or concerns please feel free to contact me at
507-434-2220.

Sincerely,



Crystal Miller
President and Publisher

City of Austin
500 Fourth Avenue N.E.
Austin, Minnesota 55912-3773



Phone: 507-437-9940

www.ci.austin.mn.us

MEMO

TO: Mayor and City Council

FROM: Tom Dankert *TOO*

DATE: January 3, 2022

SUBJECT: Mileage Reimbursement Rate - 2022
U:\Word\2021\Miscellaneous\2022 Mileage Rate.doc

Effective January 1, 2022 the federal mileage reimbursement rate is increasing from the current rate of 56.0 cents per mile to a new rate of **58.5** cents per mile (increasing 2.5 cents per mile)

The City of Austin has followed the federal rate for our reimbursement policy, and as such a resolution setting the mileage reimbursement rate should be set by Council. Please see the attached for the announcement from the IRS.

If you have any questions, please do not hesitate to give me a call at 437-9959.

Journal of Accountancy

Standard mileage rates to go up in 2022

By Paul Bonner

December 17, 2021

After decreasing two years in a row, the rate by which taxpayers may compute their deductions for costs of using an automobile for business purposes will go up to 58.5 cents per mile for the 2022 tax year, an increase of 2.5 cents per mile over the 2021 rate.

Notice 2022-03 (<https://www.irs.gov/pub/irs-drop/n-22-03.pdf>), in which the IRS announced the update on Friday, also provides the standard mileage rate for use of an automobile for purposes of obtaining medical care under Sec. 213, which will be 18 cents per mile, up 2 cents from 2021. The rate for providing services to a charitable organization remains the same, set by statute at 14 cents per mile (Sec. 170(i)).

The same rate as for medical care, 18 cents per mile, also applies to the deduction for moving and storage expenses under Sec. 217(g) by members of the armed forces on active duty who move pursuant to a military order and incident to a permanent change of station.

Taxpayers may use the business standard mileage rate for their use of an automobile as an ordinary and necessary business expense. Or they may claim actual allowable expense amounts if they substantiate the expenses, including by maintaining adequate records or other sufficient evidence.

The Tax Cuts and Jobs Act (TCJA), P.L. 115-97, suspended for tax years 2018 through 2025 the miscellaneous itemized deduction under Sec. 67 for unreimbursed employee business expenses, including those incurred in the use of an automobile. However, the business standard mileage rate can still be used during this period as the maximum amount an employer can reimburse an employee for operating an automobile for business purposes without substantiating the actual expense incurred.

The portion of the business standard mileage rate that is treated as depreciation for purposes of calculating reductions to basis will be 26 cents per mile for 2022, the same as for 2021.

Notice 2022-03 also provides the maximum standard automobile cost under a fixed-and-variable-rate (FAVR) plan of \$56,100 for automobiles (including trucks and vans), up \$5,000 from 2021. Under a FAVR plan, a standard amount is deemed substantiated for an employer's reimbursement to employees for expenses they incur in driving their vehicle in performing services as an employee for the employer. The same amount also applies as the

RESOLUTION NO.

RESOLUTION SETTING THE MILEAGE REIMBURSEMENT RATE

WHEREAS, effective January 1, 2022, the federal mileage reimbursement rate will increase to 58.5¢ cents per mile; and

WHEREAS, the City of Austin has followed the federal rate for its reimbursement policy; and

NOW THEREFORE, BE IT RESOLVED THAT:

The mileage reimbursement rate for official business use of private vehicles will be 58.5¢ per mile effective January 1, 2022.

Passed by a vote of yeas and nays this 3rd day of January, 2022.

YEAS

NAYS

ATTEST:

APPROVED:

City Recorder

Mayor

City of Austin
 500 Fourth Avenue N.E.
 Austin, Minnesota 55912-3773



Thomas Dankert
 Director of
 Administrative Services
 507-437-9959
 Fax 507-433-1693
 tdankert@ci.austin.mn.us

TO: Mayor King and City Council Members
 FROM: Tom Dankert
 DATE: January 3, 2022
 RE: **Budget Adjustment #1 – 2022 Budget Adjustment**
 U:\Word\2022\Miscellaneous\2022 Budget Adjustment #1.doc

I would request the approval of some changes within our budget for 2022 as part of Budget Adjustment #1, as follows:

1. The Hormel Foundation grants that have been approved for 2021.
2. Police Department for subscription to Icrimefighter and professional services for a “check up from the neck up” program.

General Fund (11000):

- Wildwood Park playground equipment, \$65,000 (**#1 Above**).
- Police Department Icrimefighter, \$15,000 (**#2 Above**).
- Police Department “check up from the neck up”, \$3,800 (**#2 Above**).

	<u>Debit</u>	<u>Credit</u>
49011.6540 Equipment	\$ 65,000	
42010.6433 Memberships & Subscriptions	\$ 15,000	
46500.6319 Professional Services	\$ 3,800	
42010.6319 Joint Powers Services		\$ 18,800
41110.5135 Contributions-Private		\$ 65,000
Total General Fund	\$ 83,800	\$ 83,800

Building Fund (48000):

- Affordable housing grant (**#1 Above**).

	<u>Debit</u>	<u>Credit</u>
41117.6530 Improvements Other Than Buildings	\$ 600,000	
48000.5135 Private Contributions		\$ 600,000
Total Risk Management Fund	\$ 600,000	\$ 600,000

Capital Improvements Revolving Fund (49000):

- I90 bridge replacement, \$630,000 (**#1 Above**).
- J.C. Hormel Nature Center bridge replacement, \$50,000 (**#1 Above**).
- Oakland Avenue West Trail, \$100,000 (**#1 Above**).
- Curb Appeal project, \$75,000 (**#1 Above**).
- Flashing crosswalk, \$25,000 (**#1 Above**).

	<u>Debit</u>	<u>Credit</u>
48225.6530 Improve. Other Than Bldg.	\$ 880,000	
49000.5135 Private Contributions		\$ 880,000
Total Capital Improve. Revolving Fund	\$ 880,000	\$ 880,000

By passing a Resolution, council will have then officially amended the budget for the 2022 year to account for items #1 and #2. There are other grants that were approved by The Hormel Foundation for 2022, but those grants will be received and expended out of funds that don't have legally adopted budgets, hence no budget to amend.

Please do not hesitate to give me a call if you have any questions.

City of Austin
500 Fourth Avenue N.E.
Austin, Minnesota 55912-3773



Phone: 507-437-9940

www.ci.austin.mn.us

MEMO

TO: Mayor and City Council

FROM: Tom Dankert *PD*

DATE: November 17, 2021

SUBJECT: Hormel Foundation Grants approved for 2022

<U:\Word\2021\Hormel Foundation 2021\Hormel Foundation 2022 Grants approved for CC.doc>

The listing below are the grants that have been approved by The Hormel Foundation for 2022:

1. I90 Bridge Replacement enhancements - \$630,000	<i>48225.6530</i>	49
2. Affordable Housing Grant - \$600,000	<i>41117.6530</i>	48
3. Jay C. Hormel Nature Center Bridge Replacement - \$50,000	<i>48225.6530</i>	49
4. Wildwood Park Playground - \$65,000	<i>49011.6540</i>	11
5. Oakland Avenue West Trail - \$100,000	<i>48225.6530</i>	49
6. Jay C. Hormel Nature Center Education Programs - \$45,000	✓	
7. Delivering the Data: Hotspot Data Plans 2022 - \$38,000	✓	
8. Fire Prevention and Education - \$5,000	✓	
9. Curb Appeal Project (CAP) - \$75,000	<i>48225.6530</i>	49
10. Tie - Flashing Crosswalk - \$25,000	<i>48225.6530</i>	49

Additionally, we were approved the following pass-thru grants:

- Quality of Life - \$93,826 (this includes \$2,000 for Leadership Austin; \$20,000 for the 4th of July festival; \$71,826 to the Austin Artworks Center for rent and property tax reimbursement).

We would request Council approve the above grants via resolution up front as opposed to when the funds are actually received in 2022. Additionally, in 2022 we will pass a budget amendment to include the revenues/expenses into our budgets.

We would also like to thank The Hormel Foundation for their generous grants to the City of Austin. In total we have been approved for \$1,726,826 (including pass-thru grants) for 2022!

Tom Dankert

From: David McKichan <davidm@CO.MOWER.MN.US>
Sent: Tuesday, November 30, 2021 8:07 AM
To: Tom Dankert; Craig Clark
Cc: Todd Clennon; Dustin Wollenburg
Subject: Budget adjustments

Per our earlier conversation I would like to make the following adjustments to the 2022 budget;

- 1.) Move \$15,000 from Police Admin 6319 "Joint Powers Services" to Police Admin 6433 "Memberships and subscriptions" to cover our 2022 enrollment in Icrimefighter, a service for hosting our audio and video files, sans Watchguard, that will improve both our productivity as well as that of records and the attorney's Offices. Albert Lea PD is using the trifecta of Watchguard, CIS, and Icrimefighter and are very happy with it. the MCSO is also moving to Icrimefighter in 2022 as well and it would be beneficial to our shared records unit to use the same systems.
- 2.) Move \$3800 from Police Admin 6319 "Joint Powers Services" to Police Patrol 6309 "Professional Services" to cover 2022 costs related to the start of a "check up from the neck up" program for all 38 of our employees. This is a request from our supervisory and patrol leadership. Again Albert Lea PD is using this provider and has set up a policy to follow, that we would likely adopt. Getting ahead of these potential issues would be beneficial to us and in this case the cost of the program is very reasonable. This is a worthwhile pilot program to try out.

Based on our conversation I know you had a plan on how to adjust this if the above is not the correct way. Also based on our talks, as of now I will have Todd and Dustin advance these two programs and enter into the agreements necessary to bring them to fruition.

Thank you,

Dave

RESOLUTION NO.

BUDGET ADJUSTMENT #1

**RESOLUTION AMENDING THE 202 OPERATING BUDGET
OF FUND 11 - GENERAL FUND, FUND 48 – BUILDING FUND AND
FUND 49 - CAPITAL IMPROVEMENTS REVOLVING FUND**

WHEREAS, the City Council of the City of Austin adopted Resolution No. 16432 on December 20, 2021 approving the 2022 operating budgets for the various city operations; and

WHEREAS, the following items have been approved for funding and require an amendment to the 2022 budget:

General Fund (11000):

1. Wildwood Park playground equipment, \$65,000.
2. Police Department Icrimefighter, \$15,000.
3. Police Department “check up from the neck up”, \$3,800.

	<u>Debit</u>	<u>Credit</u>
49011.6540 Equipment	\$ 65,000	
42010.6433 Memberships & Subscriptions	\$ 15,000	
46500.6319 Professional Services	\$ 3,800	
42010.6319 Joint Powers Services		\$ 18,800
41110.5135 Contributions-Private		\$ 65,000
Total General Fund	\$ 83,800	\$ 83,800

Building Fund (48000):

1. Affordable housing grant.

	<u>Debit</u>	<u>Credit</u>
41117.6530 Improvements Other Than Buildings	\$ 600,000	
48000.5135 Private Contributions		\$ 600,000
Total Risk Management Fund	\$ 600,000	\$ 600,000

Capital Improvements Revolving Fund (49000):

2. I90 bridge replacement, \$630,000.
3. J.C. Hormel Nature Center bridge replacement, \$50,000.
4. Oakland Avenue West Trail, \$100,000 .
5. Curb Appeal project, \$75,000.
6. Flashing crosswalk, \$25,000.

	<u>Debit</u>	<u>Credit</u>
48225.6530 Improve. Other Than Bldg.	\$ 880,000	
49000.5135 Private Contributions		\$ 880,000
Total Capital Improve. Revolving Fund	\$ 880,000	\$ 880,000

And;

WHEREAS, generally accepted accounting principles and reporting practices call for the amendment of the adopted budget to properly reflect these authorizations.

NOW THEREFORE, BE IT RESOLVED that the City Recorder shall record these authorized budget amendments upon the City's 2022 financial records.

Passed by a vote of yeas and nays this 3rd day of January, 2022.

YEAS

NAYS

ATTEST:

City Recorder

APPROVED:

Mayor

City of Austin
500 Fourth Avenue N.E.
Austin, Minnesota 55912-3773



Phone: 507-437-9940

www.ci.austin.mn.us

MEMO

TO: Mayor and City Council

FROM: Tom Dankert *TP*

DATE: January 3, 2022

SUBJECT: Austin Part-time Firefighters Relief Association
U:\Word\2021\Miscellaneous\2022 AFRA Trustees.doc

Minnesota Statute 424A.04 discusses the Board of Trustees for Volunteer Relief Associations. Part of this requirement is the need to have three municipal officers act as trustees, along with six members elected from the membership. The three municipal trustees (ex-officio) are to be:

1. The Fire Chief.
2. One elected municipal official (Mayor or Council Member).
3. One elected (Mayor or Council Member) or appointed official (City staff).

The elected official (#2 above) and the elected or appointed official (#3 above) need to be appointed annually. In the 1990's when the Austin Part-time Firefighters Relief Association was formed, the Mayor and Director of Administrative Services were appointed to this Board, but such action ANNUAL appointments have not happened since.

With that in mind, **we would request the Council annually appoint an elected official AND either an elected official or municipal official to such Board.** Currently, Mayor King and Director of Administrative Services Dankert are on the Board of Trustees.

If you have any questions, please do not hesitate to give me a call at 437-9959.

424A.04 VOLUNTEER RELIEF ASSOCIATIONS; BOARD OF TRUSTEES.

*Tom
Steve*

Subdivision 1. Membership. (a) A relief association that is directly associated with a municipal fire department must be managed by a board of trustees consisting of nine members. Six trustees must be elected from the membership of the relief association and three trustees must be drawn from the officials of the municipalities served by the fire department to which the relief association is directly associated. The bylaws of a relief association which provides a monthly benefit service pension may provide that one of the six trustees elected from the relief association membership may be a retired member receiving a monthly pension who is elected by the membership of the relief association. **The three municipal trustees must be one elected municipal official and one elected or appointed municipal official who are designated as municipal representatives by the municipal governing board annually and the chief of the municipal fire department.**

(b) A relief association that is a subsidiary of an independent nonprofit firefighting corporation must be managed by a board of trustees consisting of nine members. Six trustees must be elected from the membership of the relief association, two trustees must be drawn from the officials of the municipalities served by the fire department to which the relief association is directly associated, and one trustee must be the fire chief serving with the independent nonprofit firefighting corporation. The bylaws of a relief association may provide that one of the six trustees elected from the relief association membership may be a retired member receiving a monthly pension who is elected by the membership of the relief association. The two municipal trustees must be elected or appointed municipal officials, selected as follows:

(1) if only one municipality contracts with the independent nonprofit firefighting corporation, the municipal trustees must be two officials of the contracting municipality who are designated annually by the governing body of the municipality; or

(2) if two or more municipalities contract with the independent nonprofit corporation, the municipal trustees must be one official from each of the two largest municipalities in population who are designated annually by the governing bodies of the applicable municipalities.

(c) The municipal trustees for a relief association that is directly associated with a fire department operated as or by a joint powers entity must be the fire chief of the fire department and two trustees designated annually by the joint powers board. The municipal trustees for a relief association that is directly associated with a fire department service area township must be the fire chief of the fire department and two trustees designated by the township board.

(d) If a relief association lacks the municipal board members provided for in paragraph (a), (b), or (c) because the fire department is not located in or associated with a municipality or joint powers entity, the municipal board members must be the fire chief of the fire department and two board members appointed from the fire department service area by the board of commissioners of the applicable county.

(e) **The term of the appointed municipal board members is one year or until the person's successor is qualified, whichever is later.**

(f) A municipal trustee under paragraph (a), (b), (c), or (d) has all the rights and duties accorded to any other trustee, except the right to be an officer of the relief association board of trustees.

(g) A board must have at least three officers, who are a president, a secretary and a treasurer. These officers must be elected from among the elected trustees by either the full board of trustees or by the relief association membership, as specified in the bylaws. In no event may any trustee hold more than one officer position at any one time. The terms of the elected trustees and of the officers of the board must be specified in the bylaws of the relief association, but may not exceed three years. If the term of the elected trustees

exceeds one year, the election of the various trustees elected from the membership must be staggered on as equal a basis as is practicable.

Subd. 2. Fiduciary duty. The board of trustees of a relief association shall undertake their activities consistent with chapter 356A.

Subd. 2a. Fiduciary responsibility. In the discharge of their respective duties, the officers and trustees shall be held to the standard of care specified in section 11A.09. In addition, the trustees shall act in accordance with chapter 356A. Each member of the board is a fiduciary and shall undertake all fiduciary activities in accordance with the standard of care of section 11A.09, and in a manner consistent with chapter 356A. No fiduciary of a relief association shall cause a relief association to engage in a transaction if the fiduciary knows or should know that the transaction constitutes one of the following direct or indirect transactions:

- (1) sale or exchange or leasing of any real property between the relief association and a board member;
- (2) lending of money or other extension of credit between the relief association and a board member or member of the relief association;
- (3) furnishing of goods, services, or facilities between the relief association and a board member; or
- (4) transfer to a board member, or use by or for the benefit of a board member, of any assets of the relief association. A transfer of assets does not mean the payment of relief association benefits or administrative expenses permitted by law.

Subd. 3. Conditions on relief association consultants. (a) If a volunteer firefighter relief association employs or contracts with a consultant to provide legal or financial advice, the secretary of the relief association shall obtain and the consultant shall provide to the secretary of the relief association a copy of the consultant's certificate of insurance.

(b) A consultant is any person who is employed under contract to provide legal or financial advice and who is or who represents to the volunteer firefighters relief association that the person is:

- (1) an actuary;
- (2) a certified public accountant;
- (3) an attorney;
- (4) an investment advisor or manager, or an investment counselor;
- (5) an investment advisor or manager selection consultant;
- (6) a pension benefit design advisor or consultant; or
- (7) any other financial consultant.

History: 1979 c 201 s 14; 1980 c 607 art 15 s 12; 1981 c 224 s 210; 1983 c 219 s 8; 1989 c 319 art 8 s 27; 2000 c 461 art 15 s 10; 1Sp2001 c 10 art 16 s 1; 1Sp2005 c 8 art 9 s 14; 2009 c 169 art 10 s 38; 2012 c 286 art 12 s 16; 2018 c 211 art 14 s 19



JULIE BLAHA
STATE AUDITOR

STATE OF MINNESOTA OFFICE OF THE STATE AUDITOR

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Statement of Position Volunteer Fire Relief Association Governance

A volunteer fire relief association is governed by Minnesota law, its articles of incorporation, and its bylaws. A relief association must be managed by a board of trustees. The board's responsibilities include: determining plan benefits and eligibility for membership or benefits; determining the amount or duration of benefits; determining funding requirements and contribution amounts; maintaining necessary administrative records; reviewing expenditures; and investing pension plan assets.

The board consists of nine members: six trustees elected from the relief association's membership, and three trustees from the municipality or municipalities. The municipal trustees for a relief association directly associated with a municipal fire department serve a term of one year and are the fire chief, one elected municipal official, and one elected or appointed municipal official.¹ A municipal trustee has all the rights and duties of any other trustee, except the right to be an officer of the relief association board of trustees.

A board must have at least three officers elected by the full board or by the membership, as specified in the bylaws. The officers are elected from among the elected trustees. A trustee may hold only one elected office at a time on the board. Elected trustees and officers may be elected for terms not to exceed three years, but as specified in the bylaws. If the terms exceed one year, the elections should be staggered on an equal basis as is practicable.

All trustees, including the three municipal officials, are fiduciaries. Each trustee must act in good faith and exercise the degree of judgment and care that a person of prudence, discretion and intelligence would exercise in the management of that person's own affairs.²

¹ See Minn. Stat. § 424A.04 to determine how the municipal representatives are designated and who designates them. Both vary depending on the legal structure of the fire department with which the fire relief association is associated.

² Minn. Stat. § 424A.04, subd. 2 (referencing ch. 356A (Public Pension Fiduciary Responsibility)).

Reviewed: March 2020
Revised: September 2009

2008-2003

This Statement of Position is not legal advice and is subject to revision.

An Equal Opportunity Employer

City of Austin
500 Fourth Avenue N.E.
Austin, Minnesota 55912-3773



Steven J. Lang, P.E.
City Engineer/P.W. Director
507-437-9950
Fax 507-437-7101
slang@ci.austin.mn.us

Memorandum

To: Mayor & Council
From: Mitch Wenum, PE
Date: December 27, 2021
Subject: 2022 Construction Projects, Request for Feasibility Reports

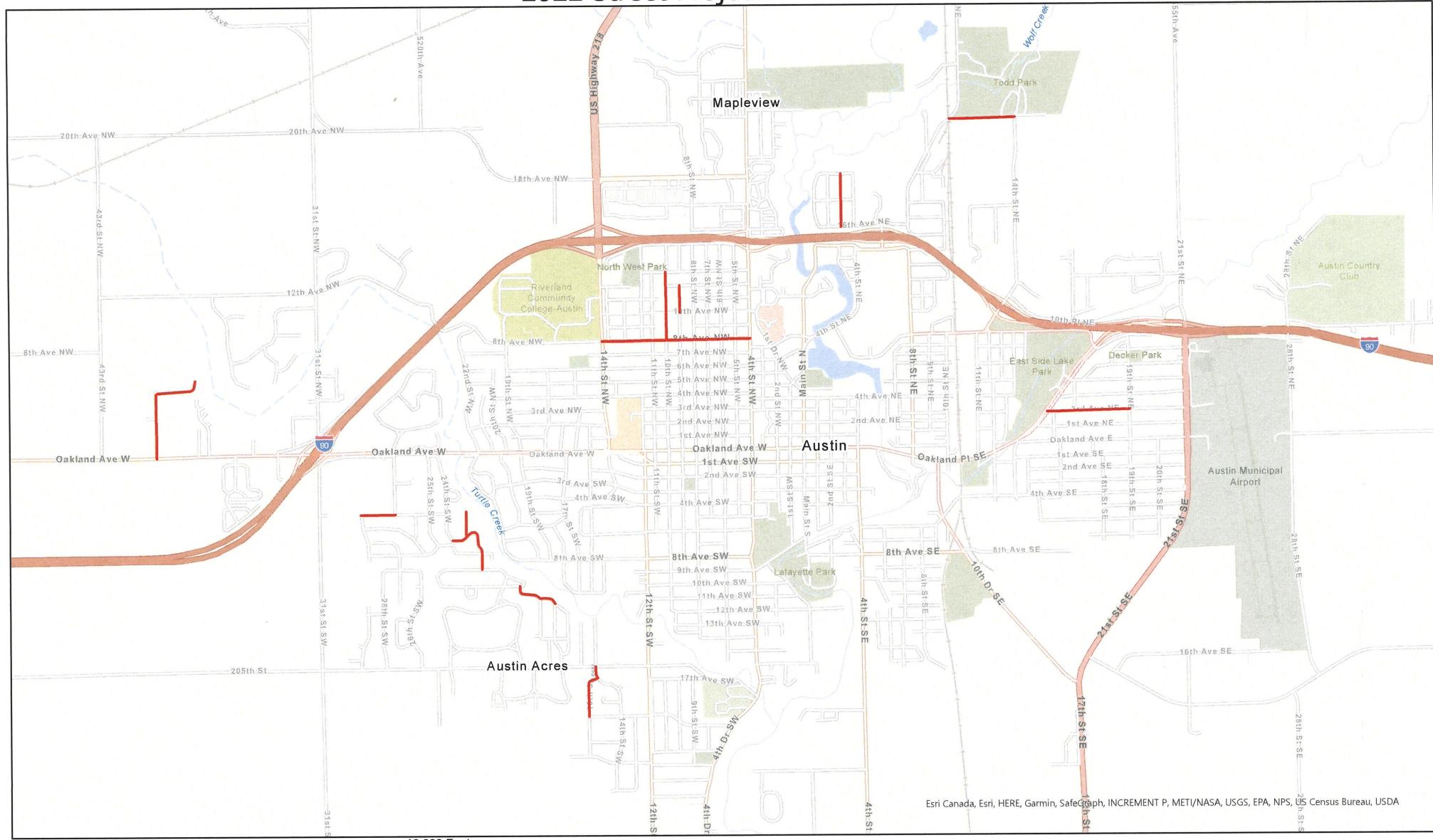
In preparation for 2022 construction projects, we have prepared the following feasibility reports:

	Project #
1) 21 st Avenue NE	22101
a. 21 st Avenue NE – 8 th Dr NE to 14 th St NE	
2) 9 th Street NW & 10 th Street NW	22102
a. 9 th Street NW – 10 th Ave NW to 12 th Ave NW	
b. 10 th Street NW – 8 th Ave NW to 13 th Ave NW	
3) 3 rd Avenue NE	22103
a. 3 rd Avenue NE – Oakland Pl NE to 19 th St NE	
4) 3 rd Street NE	22104
a. 3 rd Street NE – 16 th Ave NE to 18 th Ave NE	
5) 5 th Avenue SW & 16 th Street SW Mill & Overlay	22106
a. 5 th Avenue SW – 27 th St SW to 29 th St SW	
b. 16 th Street SW – 16 th Ave SW to 19 th Ave SW	
6) 7 th Avenue SW, 11 th Avenue SW & 23 rd Street SW Reclamation	22107
a. 7 th Avenue SW – 23 rd St SW to 24 th St SW	
b. 11 th Avenue SW – 10 th Ave SW to 18 th St SW	
c. 23 rd Street SW – 9 th Ave SW to Dead End	

If you have any questions, please feel free to contact me.

Construction Type	Local Project	Federal or State Aid Project
Asphalt Street	\$115,000	-
Concrete Street	-	\$215,000
Storm Sewer	\$65,000	\$65,000
Sanitary Sewer	\$50,000	\$50,000

City of Austin 2022 Street Projects



Date: 12/2/2021

DATE: December 22, 2021
PROJECT NO: 22101

REPORT ON FEASIBILITY OF PROPOSED LOCAL IMPROVEMENTS

Honorable Mayor & Members of the City Council
City of Austin, Minnesota

A resolution requesting a feasibility study for the reconstruction of 21st Avenue NE (11th St to 14th St NE) was referred to this office on December 6, 2021 for the Engineer's Preliminary Report.

We report that the improvements are feasible.

21st Avenue NE is a divided roadway made of concrete pavement with a tree lined center median. The road was last reconstructed in 1976. Parking is allowed on both sides of both streets. The proposed project will consist of the following:

21st Avenue NE (11th St to 14th St NE) – Proposed 40' wide

- 1) Removal of the existing concrete pavement and center median.
- 2) Realignment of 21st Ave at the 11th St NE intersection.
- 3) Replace concrete pavement and aggregate base.
- 4) Extension and widening of bike trail on the north side of 21st Ave NE.
- 5) Construction of bike/pedestrian railroad crossing on 11th Street NE
- 6) Pavement improvements to 11th Street NE railroad crossing.
- 7) Storm sewer will be upgraded with the addition of catch basins and the replacement of existing deteriorated structures.
- 8) Installation of drain tile and sump pump service stub outs.
- 9) Provide ADA pedestrian ramps at intersections.
- 10) Austin Utilities will perform water and electrical work on the project.

The estimated construction costs are as follows:

21 st Avenue NE	\$1,400,000
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The total estimated costs would be funded as follows:

Federal Funds	\$ 400,000
Municipal State Aid	\$1,000,000

Abutting property owners would be assessed based on the City's assessment policy.


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Steven Lang
Date: 2021.12.27
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City Engineer

The Council has considered the above project and recommends that a public hearing be scheduled for February 22, 2022, to consider the proposed project.

RESOLUTION NO.

**RESOLUTION CALLING
HEARING ON IMPROVEMENT**

WHEREAS, a report has been prepared by the City Engineer, with reference to the following improvement:

21st Avenue NE – 8th Dr NE to 14th St NE

and said report was received by the City Council on January 3, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Austin, Minnesota:

A. The Council will consider the improvement on the following street improvement project in accordance with the reports and assessments of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Section 429.011 and 429.111 as amended, at an estimated total cost of the improvements as follows:

\$1,400,000

B. A public hearing shall be held on such proposed improvement on the 22nd day of February, 2022 in the Council Chambers of the Municipal Building at 5:30 p.m., and the City Clerk shall give mailed and published notice of such hearing on improvement as required by law.

Passed by the Austin City Council on the 3rd day of January, 2022.

YEAS

NAYS

ATTEST:

APPROVED:

City Recorder

Mayor

DATE: December 22, 2021
PROJECT NO: 22102

REPORT ON FEASIBILITY OF PROPOSED LOCAL IMPROVEMENTS

Honorable Mayor & Members of the City Council
City of Austin, Minnesota

A resolution requesting a feasibility study for the reconstruction of 9th Street NW (10th Ave to 12th Ave NW) and 10th Street NW (8th Ave to 13th Ave NW) was referred to this office on December 6, 2021 for the Engineer's Preliminary Report.

We report that the improvements are feasible.

9th Street and 10th Street NW are made of asphalt pavement and are 30 feet wide. Parking is allowed on both sides of each street. These streets were likely last reconstructed in the 1950's. The proposed project will consist of the following:

9th Street NW (10th Ave to 12th Ave NW) – Proposed 34' wide

10th Street NW (8th Ave to 13th Ave NW) – Proposed 34' wide

- 1) Removal of the existing asphalt pavement, curb and gutter, and deficient sidewalk.
- 2) Replace with new curb and gutter, 4.5" of asphalt pavement and 6" aggregate base.
- 3) Storm sewer will be upgraded with the replacement of existing catch basins and manholes.
- 4) Sanitary sewer manholes will be replaced throughout the project. The existing sanitary mains will be spot repaired, as needed.
- 5) Installation of drain tile and sump pump service stub outs.
- 6) Provide ADA pedestrian ramps at intersections and upgrade existing deficient sidewalk.
- 7) Austin Utilities will perform water and electrical work on the project.

The estimated construction costs are as follows:

9 th Street and 10 th Street NW	\$ 930,000
---	------------

The total estimated costs would be funded as follows:

Assessment Bonds	\$ 805,000
WWTP Fund 61	\$ 75,000
SWUD Fund 67	\$ 50,000

Abutting property owners would be assessed based on the City's assessment policy.



Digitally signed by
Steven Lang
Date: 2021.12.27
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City Engineer

The Council has considered the above project and recommends that a public hearing be scheduled for February 22, 2022, to consider the proposed project.

RESOLUTION NO.

RESOLUTION CALLING HEARING ON IMPROVEMENT

WHEREAS, a report has been prepared by the City Engineer, with reference to the following improvement:

9th Street NW – 10th Ave NW to 12th Ave NW
10th Street NW – 8th Ave NW to 13th Ave NW

and said report was received by the City Council on January 3, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Austin, Minnesota:

A. The Council will consider the improvement on the following street improvement project in accordance with the reports and assessments of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Section 429.011 and 429.111 as amended, at an estimated total cost of the improvements as follows:

\$930,000

B. A public hearing shall be held on such proposed improvement on the 22nd day of February, 2022 in the Council Chambers of the Municipal Building at 5:30 p.m., and the City Clerk shall give mailed and published notice of such hearing on improvement as required by law.

Passed by the Austin City Council on the 3rd day of January, 2022.

YEAS

NAYS

ATTEST:

APPROVED:

City Recorder

DATE: December 22, 2021
PROJECT NO: 22103

REPORT ON FEASIBILITY OF PROPOSED LOCAL IMPROVEMENTS

Honorable Mayor & Members of the City Council
City of Austin, Minnesota

A resolution requesting a feasibility study for the reconstruction of 3rd Avenue NE (Oakland Pl NE to 19th St NE) was referred to this office on December 6, 2021 for the Engineer's Preliminary Report.

We report that the improvements are feasible.

3rd Avenue NE is made of asphalt pavement and is 34 feet wide. Parking is allowed on both sides of each street. This street was likely originally constructed in the 1960's. The proposed project will consist of the following:

3rd Avenue NE (Oakland Pl NE to 19th St NE) – Proposed 34' wide

- 1) Removal of the existing asphalt pavement, curb and gutter, and deficient sidewalk.
- 2) Replace with new curb and gutter, 4.5" of asphalt pavement and 6" aggregate base.
- 3) Replace storm sewer from Oakland Place NE to 17th St NE. Other catch basins and manholes would be replaced on the project
- 4) Replace sanitary sewer from Oakland Place NE to 17th St NE. The remaining sanitary manholes will be replaced on the project. The existing sanitary mains will be spot repaired, as needed.
- 5) Installation of drain tile and sump pump service stub outs.
- 6) Provide ADA pedestrian ramps at intersections and upgrade existing deficient sidewalk.
- 7) Austin Utilities will perform water and electrical work on the project.

The estimated construction costs are as follows:

3 rd Avenue NE	\$1,010,000
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The total estimated costs would be funded as follows:

Assessment Bonds	\$ 700,000
WWTP Fund 61	\$ 160,000
SWUD Fund 67	\$ 150,000

Abutting property owners would be assessed based on the City's assessment policy.



Digitally signed by
Steven Lang
Date: 2021.12.27
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City Engineer

The Council has considered the above project and recommends that a public hearing be scheduled for February 22, 2022, to consider the proposed project.

RESOLUTION NO.

RESOLUTION CALLING HEARING ON IMPROVEMENT

WHEREAS, a report has been prepared by the City Engineer, with reference to the following improvement:

3rd Avenue NE – Oakland Pl NE to 19th St NE

and said report was received by the City Council on January 3, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Austin, Minnesota:

A. The Council will consider the improvement on the following street improvement project in accordance with the reports and assessments of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Section 429.011 and 429.111 as amended, at an estimated total cost of the improvements as follows:

\$1,010,000

B. A public hearing shall be held on such proposed improvement on the 22nd day of February, 2022 in the Council Chambers of the Municipal Building at 5:30 p.m., and the City Clerk shall give mailed and published notice of such hearing on improvement as required by law.

Passed by the Austin City Council on the 3rd day of January, 2022.

YEAS

NAYS

ATTEST:

APPROVED:

City Recorder

DATE: December 22, 2021
PROJECT NO: 22104

REPORT ON FEASIBILITY OF PROPOSED LOCAL IMPROVEMENTS

Honorable Mayor & Members of the City Council
City of Austin, Minnesota

A resolution requesting a feasibility study for the reconstruction of 3rd Street NE (16th Ave to 18th Ave NE) was referred to this office on December 6, 2021 for the Engineer's Preliminary Report.

We report that the improvements are feasible.

3rd Street NE is made of asphalt pavement and is 36 feet wide. Parking is allowed on both sides of each street. This street was originally constructed in 1961. The proposed project will consist of the following:

3rd Street NE (16th Ave to 18th Ave NE) – Proposed 36' wide

- 1) Removal of the existing asphalt pavement, curb and gutter, and deficient sidewalk.
- 2) Replace with new curb and gutter, 4.5" of asphalt pavement and 6" aggregate base.
- 3) Replace catch basins and manholes, as needed.
- 4) Installation of drain tile and sump pump service stub outs.
- 5) Provide ADA pedestrian ramps at intersections and upgrade existing deficient sidewalk.
- 6) Austin Utilities does not have any work planned on the project.

The estimated construction costs are as follows:

3 rd Avenue NE	\$ 500,000
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The total estimated costs would be funded as follows:

Assessment Bonds	\$ 475,000
WWTP Fund 61	\$ 0
SWUD Fund 67	\$ 25,000

Abutting property owners would be assessed based on the City's assessment policy.



Digitally signed by
Steven Lang
Date: 2021.12.27
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City Engineer

The Council has considered the above project and recommends that a public hearing be scheduled for February 22, 2022, to consider the proposed project.

RESOLUTION NO.

RESOLUTION CALLING HEARING ON IMPROVEMENT

WHEREAS, a report has been prepared by the City Engineer, with reference to the following improvement:

3rd Street NE – 16th Ave NE to 18th Ave NE

and said report was received by the City Council on January 3, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Austin, Minnesota:

A. The Council will consider the improvement on the following street improvement project in accordance with the reports and assessments of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Section 429.011 and 429.111 as amended, at an estimated total cost of the improvements as follows:

\$500,000

B. A public hearing shall be held on such proposed improvement on the 22nd day of February, 2022 in the Council Chambers of the Municipal Building at 5:30 p.m., and the City Clerk shall give mailed and published notice of such hearing on improvement as required by law.

Passed by the Austin City Council on the 3rd day of January, 2022.

YEAS

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ATTEST:

APPROVED:

City Recorder

DATE: December 22, 2021
PROJECT NO: 22106

REPORT ON FEASIBILITY OF PROPOSED LOCAL IMPROVEMENTS

Honorable Mayor & Members of the City Council
City of Austin, Minnesota

A resolution requesting a feasibility study for construction on 16th Street SW (16th Ave to 19th Ave SW) and 5th Avenue SW (27th St to 29th St SW) were referred to this office on December 6, 2021 for the Engineer's Preliminary Report.

We report that the improvements are feasible.

16th Street SW and 5th Avenue SW are asphalt roads that were originally constructed in 1997 and 1980, respectively. The top surface of the road is deteriorating and in need of repair. The proposed project will consist of the following:

**16th Street SW (16th Ave to 19th Ave SW)
5th Avenue SW (27th St to 29th St SW)**

- 1) Milling off top surface of asphalt.
- 2) Paving new asphalt wearing course.
- 3) Austin Utilities does not have any work planned on the project.

The estimated construction costs are as follows:

16 th Street SW & 5 th Avenue SW	\$ 125,000
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The total estimated costs would be funded as follows:

Assessment Bonds	\$ 125,000
------------------	------------

Abutting property owners would be assessed based on the City's assessment policy.


Digitally signed
by Steven Lang
Date: 2021.12.27
11:51:18 -06'00'

City Engineer

The Council has considered the above project and recommends that a public hearing be scheduled for February 22, 2022, to consider the proposed project.

RESOLUTION NO.

RESOLUTION CALLING HEARING ON IMPROVEMENT

WHEREAS, a report has been prepared by the City Engineer, with reference to the following improvement:

5th Avenue SW – 27th St SW to 29th St SW
16th Street SW – 16th Ave SW to 19th Ave SW

and said report was received by the City Council on January 3, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Austin, Minnesota:

A. The Council will consider the improvement on the following street improvement project in accordance with the reports and assessments of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Section 429.011 and 429.111 as amended, at an estimated total cost of the improvements as follows:

\$125,000

B. A public hearing shall be held on such proposed improvement on the 22nd day of February, 2022 in the Council Chambers of the Municipal Building at 5:30 p.m., and the City Clerk shall give mailed and published notice of such hearing on improvement as required by law.

Passed by the Austin City Council on the 3rd day of January, 2022.

YEAS

NAYS

ATTEST:

APPROVED:

City Recorder

Mayor

DATE: December 22, 2021
PROJECT NO: 22107

REPORT ON FEASIBILITY OF PROPOSED LOCAL IMPROVEMENTS

Honorable Mayor & Members of the City Council
City of Austin, Minnesota

A resolution requesting a feasibility study for construction on 7th Avenue SW (23rd St to 24th St SW), 11th Avenue SW (10th Ave to 18th St SW) and 23rd Street SW (9th Ave SW to Dead End) were referred to this office on December 6, 2021 for the Engineer's Preliminary Report.

We report that the improvements are feasible.

7th Avenue SW, 11th Avenue SW and 23rd Street SW are asphalt roads that were last constructed 1997. The pavement is deteriorating and in need of repair. The proposed project will consist of the following:

**7th Avenue SW (23rd St to 24th St SW)
11th Avenue SW (10th Ave to 18th St SW)
23rd Street SW (9th Ave SW to Dead End)**

- 1) Reclaim asphalt pavement and incorporate it into the new road base.
- 2) Paving asphalt wearing course overlay.
- 3) Austin Utilities does not have any work planned on the project.

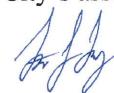
The estimated construction costs are as follows:

7 th Avenue SW, 11 th Avenue SW & 23 rd Street SW	\$ 250,000
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The total estimated costs would be funded as follows:

Assessment Bonds	\$ 250,000
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Abutting property owners would be assessed based on the City's assessment policy.


Digitally signed by
Steven Lang
Date: 2021.12.27
11:51:39 -06'00'

City Engineer

The Council has considered the above project and recommends that a public hearing be scheduled for February 22, 2022, to consider the proposed project.

RESOLUTION NO.

**RESOLUTION CALLING
HEARING ON IMPROVEMENT**

WHEREAS, a report has been prepared by the City Engineer, with reference to the following improvement:

7th Avenue SW – 23rd St SW to 24th St SW
11th Avenue SW – 10th Ave SW to 18th St SW
23rd Street SW – 9th Ave SW to Dead End

and said report was received by the City Council on January 3, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Austin, Minnesota:

A. The Council will consider the improvement on the following street improvement project in accordance with the reports and assessments of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Section 429.011 and 429.111 as amended, at an estimated total cost of the improvements as follows:

\$250,000

B. A public hearing shall be held on such proposed improvement on the 22nd day of February, 2022 in the Council Chambers of the Municipal Building at 5:30 p.m., and the City Clerk shall give mailed and published notice of such hearing on improvement as required by law.

Passed by the Austin City Council on the 3rd day of January, 2022.

YEAS

NAYS

ATTEST:

APPROVED:

City Recorder

Mayor