

A G E N D A
CITY COUNCIL MEETING
MONDAY, NOVEMBER 18, 2024
5:30 P.M.
COUNCIL CHAMBERS

Call to Order.

Pledge of Allegiance.

Roll Call.

- (mot) 1. Adoption of Agenda
- (mot) 2. Approving Minutes from November 4, 2024
- 3. Recognitions and Awards
Assistant City Engineer Mitch Wenum
- (mot) 4. *Consent Agenda

Licenses:

Right of Way: Landmark Concrete and Landscaping, LLC, Albert Lea, MN

Liquor Catering: ALGM, LLC, Albert Lea, MN

Exempt Gambling (raffle): United Catholic Schools Foundation of Austin, MN on January 25, 2025

Exempt Gambling (raffle): United Catholic Schools Foundation of Austin, MN on multiple dates in 2025

Claims:

- a. Pre-list of Bills
- b. Financial and Credit Card Reports
- c. Investment Report

Event Applications:

PUBLIC HEARINGS:

AWARDING BID:

PETITIONS AND REQUESTS:

- (res) 5. Certifying the Results of the November 5, 2024 General Election
- (mot) 6. Setting a Public Hearing for December 16, 2024 on the Adoption of the 5-year Capital Improvement Plan
- (res) 7. Granting 2025 Off-Sale Liquor Licenses, Club On-Sale Licenses and Wine On-Sale
- (res) 8. Approving Donations

CITIZENS ADDRESSING THE COUNCIL

HONORARY COUNCIL MEMBER COMMENTS

REPORTS AND RECOMMENDATIONS:

City Administrator

City Council

(mot) Adjourn to **Monday, December 2, 2024** 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
November 4, 2024
5:30 PM
Council Chambers

MEMBERS PRESENT: Mayor Steve King. Council Members Paul Fischer, Laura Helle, Michael Postma, Joyce Poshusta, Geoff Baker and Council Member-at-Large Jeff Austin

MEMBERS ABSENT: Council Member Jason Baskin

STAFF PRESENT: City Administrator Craig Clark, Director of Administrative Services Tom Dankert, Police Chief David McKichan, Fire Chief Jim McCoy, Public Works Director Steven Lang, Planning and Zoning Administrator Holly Wallace, Park and Rec Director Jason Sehon, City Attorney Craig Byram, Library Director Julie Clinefelter, Director of Human Resources Trish Wiechmann, and City Clerk Brianne Wolf

APPEARING IN PERSON: Austin Daily Herald, Honorary Council Member James Arop Majak

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

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

Moved by Council Member Baker, seconded by Council Member Poshusta, approving Council minutes from October 21, 2024. Carried.

AWARDS AND RECOGNITIONS

Mayor King recognized the American Legion and the VFW Color Guard. The City Council thanked them for their service to the City of Austin and their commitment to the Veterans of this community. Each attendee was awarded a City of Austin Key to the City keychain.

CONSENT AGENDA

Moved by Council Member Baker, seconded by Council Member Fischer, approving the consent agenda as follows:

Licenses:

Temporary Gambling (raffle): Whitetails Unlimited Southern MN Deer Camp on January 11, 2025

Claims:

a. Pre-list of bills

Carried.

PUBLIC HEARINGS

A public hearing was held for a tax abatement requested by Bigelow & Lennon Construction. They are proposing to build a single-family home at 2203 9th Place SW valued at approximately \$366,000.00. City Administrator Craig Clark stated the application is in conformance with the City's policy for tax abatement.

There were no comments from the public.

Moved by Council Member Baker, seconded by Council Member Poshusta, approving the tax abatement. Carried. 6-0.

A continuation of the October 21, 2024 public hearing for 2024 grass and weed removal assessments was held related to parcels 34.916.0310, 34.916.0300, 34.916.0260, 34.916.0250, 34.916.0220, all of which are owned by the same person. Council thanked Park and Rec Director Jason Sehon for the additional backup.

There were no comments from the public.

Moved by Council Member Baker, seconded by Council Member Fischer, adopting a resolution for assessments for 2024 grass and weed removal related to parcels 34.916.0310, 34.916.0300, 34.916.0260, 34.916.0250, 34.916.0220. Carried 6-0.

PETITIONS AND REQUESTS

Public Works Director Steven Lang stated that in the previous work session discussion the Council rescinded the request to have a consulting company look at the possibilities for additional cost-saving automation at the Waste Water Treatment Plant.

Moved by Council Member Fischer, seconded by Council Member-at-Large Austin, to rescind the request to have a consulting company look at additional cost-saving automation at the Waste Water Treatment Plant. Carried 5-1. (Baker-Nay)

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

Moved by Council Member Fischer, seconded by Council Member-at-Large Austin, to grant the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 504 18th Street NW, Lindahl Property. Carried.

Moved by Council Member Baker, seconded by Council Member Fischer, to grant the Planning and Zoning Department the power to contract for the removal of junk and/or illegally stored vehicles at 1005 8th Street NW, Fink Property. Carried.

City Clerk Brianne Wolf thanked the election judges for their hard work and commitment, which make the election process possible in the City of Austin. She also thanked Wanda Hatfield for her hard work and dedication to the Clerk's office over the last year.

Public Works Director Steven Lang stated the 4th Street Bridge Demolition will occur this week and will continue for approximately 12 months.

COUNCIL REPORTS

Council Member Poshusta thanked the Austin Human Rights Commission for the recent event they put on for All Souls' Day.

Council Member Helle thanked all the election workers. She reminded citizens to please be kind to each other on election day. She also reminded citizens the deer hunt is still going on at the Nature Center and although you are safe to walk the trails it does not hurt to wear bright colored clothing.

Council Member Postma thanked all the election workers. He thanked all the individuals that collaborated to make the 1st and 3rd Apartments a success.

Council Member Baker recognized Joe Bower, from the Chamber of Commerce. He stated Mr. Bower is a great advocate for businesses in Austin.

Mayor King thanked Human Resources Director Tricia Wiechmann for conducting the chili cook-off and the efforts of the Wellness Committee.

Moved by Council Member Baker, seconded by Council Member-at-Large Austin, adjourning the meeting to November 18, 2024. Carried.

Adjourned: 5:56 p.m.

Approved: November 18, 2024

Mayor: _____

City Recorder: _____

City of Austin
Brianne Wolf,
City Clerk



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TO: Mayor and City Council Members

FROM: Brianne D. Wolf, City Clerk

DATE: November 14, 2024

RE: Election Results 2024

Attached is a resolution with the 2024 election results for your review and adoption. The following candidates were elected to public office:

Mayor	Steve King
Council Member First Ward	Rebecca Waller
Council Member Second Ward	Michael Postma
Council Member Third Ward	Paul Fischer
Utility Board Member	Jay Lutz
Utility Board Member	Kristin S. Johnson
Utility Board Member	Tyler Hulsebus

Thank you to all the election judges for their hard work and commitment, which made the election process possible in the City of Austin. Thank you to Mower County for their diligent work and support during this election season. And thank you to the citizens of Austin for a great election turnout.

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

RESOLUTION NO.

RELATIVE TO THE CITY ELECTION HELD ON NOVEMBER 5, 2024

WHEREAS, the City Council of the City of Austin has heretofore and by resolution provided for the City Election for the election of City Officers, and notice of said election having been published and posted as provided by the Charter and said election having been duly held on Tuesday, November 5, 2024.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Austin, that a canvass of the returns of said election as the same appear upon the face of the return, as submitted by the Election Boards of said City shows the following votes cast for the following named persons:

		<u># OF VOTES</u>
MAYOR	Steve King	5048
	Bradley Johnson	4790
	Write-Ins	47
COUNCIL MEMBER FIRST WARD	Miguel Garate	1243
	Rebecca Waller	1658
	Write-Ins	13
COUNCIL MEMBER SECOND WARD	Michael Postma	3091
	Write-Ins	31
COUNCIL MEMBER THIRD WARD	Paul Fischer	1800
	Brian Prentis	875
	Write-Ins	30
UTILITY BOARD MEMBER	Jay Lutz	5680
	Kristin S. Johnson	6458
	Tyler Hulsebus	5488
	Write-Ins	100

BE IT FURTHER RESOLVED, that the following named candidates are hereby declared elected to the following named offices and the City Recorder is hereby directed to notify each of said persons of his election, and the City Recorder shall issue to said persons a Certificate of Election, showing the name of said person, the office to which elected and the term of said office. The officers declared elected are as follows:

Mayor	Steve King
Council Member First Ward	Rebecca Waller
Council Member Second Ward	Michael Postma
Council Member Third Ward	Paul Fischer
Utility Board Member	Jay Lutz
Utility Board Member	Kristin S. Johnson
Utility Board Member	Tyler Hulsebus

Passed by a vote of Yeas and Nays this 18th day of November, 2024.

YEAS

NAYS

ATTEST:

APPROVED:

City Recorder

Mayor

CITY OF AUSTIN
STATE OF MINNESOTA

RESOLUTION NO.

RESOLUTION CALLING FOR A PUBLIC HEARING ON THE
ADOPTION OF THE 5-YEAR CAPITAL IMPROVEMENT PLAN
PURSUANT TO MINNESOTA STATUTES, SECTION 475.521

BE IT RESOLVED by the City Council of the City of Austin, Minnesota (the City), as follows:

1. Adoption of the 5-Year Capital Improvement Plan 2025-2029. A 5-Year Capital Improvement Plan 2025-2029 (the CIP) has been prepared pursuant to Minnesota Statutes, Section 475.521. The CIP covers a five-year period beginning with the date of its adoption; sets forth the estimated schedule, timing, and details of specific capital improvements by year, together with the estimated cost, the need for the improvement, and sources of revenue to pay for the improvement. The CIP must be approved by the City Council following published notice and a public hearing. Accordingly, it has been proposed that the City Council hold a public hearing, on December 16, 2024 in order to adopt the CIP.

2. Public Hearing. A public hearing is hereby scheduled to be held on the adoption of the CIP at 5:30 pm on Monday, December 16, 2024 in the City Council Chambers, at City Hall, 500 Fourth Avenue NE, Austin, Minnesota. The Director of Administrative Services is hereby authorized and directed to cause notice of such public hearing to be published in the official newspaper of the City not less than fourteen (14) days nor more than twenty-eight (28) days prior to the date of the hearing.

Approved by the City Council this 18th day of November, 2024.

YEAS

NAYS

Approved:

Mayor

Attest:

City Recorder

RESOLUTION NO.**GRANTING OFF-SALE LIQUOR LICENSES, CLUB ON-SALE LICENSES, WINE /STRONG BEER ON-SALE LICENSES, AND BREWER OFF-SALE MALT LIQUOR LICENSES**

WHEREAS, the persons hereinafter named have applied to the City Council at Austin, Minnesota, for licenses to sell off-sale hard liquor, club on-sale hard liquor, wine/strong beer on-sale and brewer off-sale malt liquor at the respective addresses listed below; and

WHEREAS, after due investigation, it appears said applicants for said licenses for sale of off-sale hard liquor, club on-sale hard liquor, wine/strong beer on-sale and brewer off-sale malt liquor licenses have complied with all the provisions of the law relative thereto and are entitled to have licenses issued to them for the addresses listed opposite their names.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Austin, Minnesota does hereby grant licenses for the sale of off-sale hard liquor, club on-sale, wine/strong beer on-sale and brewer off-sale malt liquor to the following named licenses at the following locations in Austin, Minnesota, which licenses shall expire December 31, 2025, subject, however, to approval of the Minnesota Alcohol & Gambling Enforcement Division.

OFF-SALE HARD LIQUOR LICENSES:

CARS Enterprise LLC	dba Bell Liquor Store 200 S. Main Street
Everest Apollo Gas & Liquor, LLC	dba Apollo Liquor 903 W. Oakland Avenue
RAS Enterprise LLC	dba Cheers Liquor 502 12th Avenue NW
Walmart Stores, Inc.	dba Walmart Supercenter #4257 1000 18th Avenue NW
Hy-Vee, Inc.	dba Hy-Vee Wine & Spirits 1307 18th Avenue NW, Suite B
Star Liquor of Austin, Inc.	dba Star Liquor 205 11th Street NE
Radhe Shyam Corp	dba One Stop Liquor and Tobacco 902 12th Street SW

CLUB ON-SALE HARD LIQUOR LICENSES

American Legion Post 91	809 12th Street SW & east parking lot
Austin Area Commission for the Arts	300 North Main Street
Austin Country Club, Inc.	1202 28th Street NE
Fraternal Order of Eagles 703	107 11th Street NE & patio on north
Veterans of Foreign Wars Post 1216	300 4th Avenue NE & owned parking lot
Hormel Historic Home, Inc.	208 4th Avenue NW & outdoor fenced patio and garden area

WINE ON-SALE/ STRONG BEER LICENSES

Steve's Pizza, LLC	dba Steve's Pizza 421 North Main Street
Piggy Blue's Bar-B-Que, Inc.	dba Piggy Blue's Bar-B-Que 323 North Main Street
Tienda Y Taqueria Guerrero, Inc.	dba Tienda Y Taqueria Guerrero 301-D 4th Avenue NE
George's Pizza LLC	dba George's Pizza 209 North Main Street
Everbright, Inc.	dba China Star 1906 8 th Street NW, Suite G

BREWER OFF-SALE MALT LIQUOR LICENSE

K & J Holdings, LLC	dba Angry Hog Brewery & Taproom 500 23 rd Avenue NW and fenced patio & deck area
Gravity Storm Brewery Cooperative	309 N. Main Street

Passed by a vote of yeas and nays this 18th day of November, 2024.

YEAS

NAYS

ATTEST:

APPROVED:

City Recorder

Mayor

RESOLUTION NO.

ACCEPTING DONATIONS TO THE CITY OF AUSTIN

WHEREAS, the City has received the following gifts:

<u>Gift</u>	<u>Donor</u>	<u>For</u>
\$ 4,326.34	Austin Area Foundation/Worleins	Worlein Park
\$ 200.00	Library Floral Club	2025 Flower Program

NOW THEREFORE, BE IT RESOLVED that the Austin City Council accepts said gifts to the City of Austin.

Passed by a vote of yeas and nays this 18th day of November, 2024.

YEAS

NAYS

ATTEST:

APPROVED:

 City Recorder

 Mayor