

**ELYSIAN CITY COUNCIL
REGULAR MEETING
MAY 10, 2021**

The Elysian City Council met in regular session on Monday, May 10, 2021 at City Hall at 6:00 pm.

Roll Call: Mayor Tom McBroom; Councilmembers Bobby Houlihan, Dennis Schnoor, Derek Westby; City Administrator Lorri Kopischke; Public Works Director Ron Greenwald; City Attorney Jason Moran. Absent: Councilmember Bryan Suemnick.

On motion by Westby, seconded by Houlihan, to approve the minutes of the April 12, 2021 Special Meeting (Auditor Report) and April 12, 2021 Regular Meeting as presented. Voting on the motion: (Aye: Houlihan, McBroom, Westby. Nay: None. Abstain: Schnoor.)

On motion by Westby, seconded by Houlihan, all voting in favor, to approve the agenda of the May 10, 2021 Regular Meeting with the following additions:

1. John Manning, Goose Eradication
2. Le Sueur County Chief Deputy Nick Greenig

John Manning reported the efforts toward goose eradication are going well. There are a lot less deposits in both parks. There has been a problem at Tustin Park with people carp fishing at night and damaging the fence and taking the fence down and not putting it back up. Also, people are feeding bread at the beach and encouraging the geese to eat there.

There was Council consensus to lock the gate at Lake Tustin Beach until such time as the fence no longer needs to be up as part of the goose eradication plan.

Nick Greenig, Le Sueur County Chief Deputy, reported there has been an arrest made in Iowa in connection with the stolen vehicle in Elysian. The Sheriff's Office will address the parking in the no parking zones during the Little League games and practices. Greenig will meet with organizers of Elysian Dayz to discuss the possible need for more water patrol, etc. during that event. Greenig reported the Sheriff Department is now back to being fully staffed.

Public Comment: None.

On motion by McBroom, seconded by Houlihan, all voting in favor, to close the meeting and open the Public Hearing at 6:15 pm.

The purpose of the hearing is to allow public input from citizens on proposed Ordinance No. 156.123A to amend Section 156.123 of the Elysian Code relating to recreational vehicles.

City Attorney Moran presented Ordinance 156.123A and noted the proposed underlined changes. The changes will clarify the intent of the Ordinance that recreational vehicles may only be parked on a parcel of real estate which has a separate primary residential dwelling which is being used as a primary residence. Also, that recreational vehicles are only allowed to be parked in the rear yard of a parcel.

There were no public comments. No written comments were received.

On motion by McBroom, seconded by Schnoor, all voting in favor, to close the public hearing and open the regular meeting at 6:18 pm.

On motion by Westby, seconded by Houlihan, all voting in favor, to approve Ordinance No. 156.123A as presented:

City of Elysian
Le Sueur County, Minnesota
Ordinance No.: 156.123A
AN ORDINANCE TO AMEND SECTION 156.123 OF THE ELYSIAN CITY CODE

The City Council for the City of Elysian, hereby and herein, pursuant to its general welfare powers to regulate land for the general welfare and benefit of the City and its residents, within the City's corporate limits, does hereby and herein Amend Section 156.123 to read as follows:

§ 156.123 RECREATIONAL VEHICLES AND DISTRICT STANDARDS.

- (A) In residential districts, no more than five recreational vehicles shall be permitted to be parked in the rear yard of a parcel of real estate and only then on parcels of real estate which have a separate primary residential dwelling being used as a primary residence constructed on the parcel and with that separate residential dwelling being owned and occupied by the parcel property owner as the persons primary residence. There shall be ten feet required between the recreational vehicle and any other recreational vehicle or accessory structure. The recreational vehicle shall not be placed in such a manner that impedes pedestrian walkways or in any manner infringes on any driving lane line of sight. Any recreational vehicle parked in compliance with the provisions of the city code shall additionally be subject to any and all accessory building setback provisions. No recreational vehicle shall be parked, stored, or allowed on vacant lots or lots which do not contain a separate primary residential dwelling on it. For the purposes of this Section, "separate primary residential dwelling" is defined as any permanently constructed and permanently affixed building on the lot but does not include a tent, cabin, trailer coach, recreational vehicle, trailer, or any other structure or appurtenance that is not permanently affixed to the City's sewer and water infrastructure.
- (B) A recreational vehicle shall not, at any time, be used as a primary housing unit. A recreational vehicle may serve as a temporary place of occupancy in only the following specific instances:
 - (1) A recreational vehicle may be used to temporarily house non-paying guests of the primary residential homeowner between May 1 and September 30. Any such temporary occupancy shall not exceed 21 days per season; and
 - (2) A recreational vehicle may be used to temporarily house non-paying guests of the primary residential homeowner for a total of four days between October 1 and April 30. Any occupancy shall not exceed four days per season.
- (C) Recreational vehicles shall never be physically connected to any permanent or semi-permanent structures that would prevent the vehicle from being immediately towed or immediately moved from the parking space upon which it rests. In addition, all recreational vehicles shall be parked at least ten feet away from any permanent or semi-permanent structures including other recreational vehicles. No decking of any type will ever be allowed.

- (D) The only permitted connections to a legally compliant recreational vehicle shall be one garden hose for fresh water and one extension cord for electrical power. Any and all collected septage within the vehicle must be disposed of at an approved dump station. No connection to the city's sewage collection system, or the city's water main system, or any private service line or private wells is permitted.
- (E) All recreational vehicles must be maintained in a clean, well-kept, orderly and operable condition. All recreational vehicles shall have license plates affixed thereto pursuant to state law, current license and current registration.
- (F) In commercial districts, recreational vehicles may be parked along the street for up to 12 hours within a 24-hour period.
- (G) The provisions of this chapter are applicable to the owner of the recreational vehicle in question and the owner of the real estate upon which the recreational vehicle sits. Owners of the real estate upon which a recreational vehicle sits shall ensure that the recreational vehicle on their respective property is in full compliance with terms and conditions of the city's ordinances.
- (H) This Ordinance shall be effective upon publication.

Upon vote being taken:

Council Members voting in the affirmative: Houlihan, McBroom, Suemnick, Westby.

Council Members voting in the negative: None.

Passed by the City Council for the City of Elysian this 10th day of May, 2021.

Thomas McBroom, Sr., Mayor

ATTEST:

Lorri Kopischke, City Administrator

Staff provided an update on COVID-19. The Federal Government has allocated funds for local government as part of the American Rescue Plan Act. The metropolitan cities are applying for their funds now. Elysian funds will be dispersed by the State of MN in the upcoming months.

Public Works Director Ron Greenwald reported that at the south end of Second Street SE abutting G Avenue, there is a waterway that was designed and included in the 2018 Street and Utility Project. The homeowner next to that waterway has noted that part of the waterway does run on her property. She would like that waterway moved so there is no city water running onto her property. The City Engineer has looked at this issue and would like direction from the City Council as to what to do. Greenwald stated the issue could be resolved by extending the curb a couple of feet, removing one tree and the installation of a berm.

Councilmember Houlihan stated he had visited the site and he agreed the water could be moved off the residential property and run entirely on City property by moving the water inlet further south and building a berm.

On motion by McBroom, seconded by Schnoor, all voting in favor, to extend the curb, remove a tree, and install a berm at the end of Second Street SE at the intersection of G Avenue, to route the storm water completely onto City property.

Greenwald reported that Councilmembers Houlihan and Suemnick had looked at the condition of the Main Street sidewalks. A list of the sidewalks in the worst condition has been compiled and they will be replaced this summer within the \$20,000 budget as approved. He asked if the Council would approve an additional amount to repair the cracks. The cost to repair the cracks is \$1.50 per foot.

On motion by Houlihan, seconded by McBroom, all voting in favor, to fill the cracks in the sidewalk on Main Street at the cost of \$1.50 per foot. This cost shall be in addition to the \$20,000 allocated for sidewalk replacement.

Greenwald presented quotes for gutters and downspouts on the pavilions at the Lake Francis Park. SEH is recommending this as part of the FEMA project. The gutters will reroute the rainwater to the parking lot and the storm sewer area, so it does not run across the sand and wash the sand out into the lake. The quotes are: Kopsichke Seamless Gutter LLC in the amount of \$1,640 and Lentz Seamless Gutters, LLC in the amount of \$1,835.

On motion by McBroom, seconded by Westby, all voting in favor, to approve the quote from Kopsichke Seamless Gutter LLC in the amount of \$1,640 to install gutters and downspouts on the pavilions at Lake Francis Park.

Greenwald reported that the SEH Water Survey will begin on May 17th. The test trailer is set up next to the wellhouse and ready to go. Once the testing on well #2 is complete, the trailer will be moved to well #3 and that water will be tested. The testing will take 2 – 3 weeks and the Council is invited to stop by and see the process of what is done and why.

Greenwald reported the goose eradication program is working excellent.

Greenwald reported the Elysian Dayz organizer has requested that a strip of grass around the Lake Francis Park concession stand be replaced. The area has been worked up and seeded but if the seed does not take it may have to be sodded for the event. The WEM Football team has agreed to work the event and oversee the garbage and clean up. The Elysian Fire Relief will have a boot for donations at the event.

Councilmember Schnoor introduced the resolution and was seconded by Councilmember Houlihan.

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION NO. 743/21
RESOLUTION ACKNOWLEDGING A DONATION FROM
ELYSIAN FIRE RELIEF ASSOCIATION

WHEREAS, the City of Elysian has received a donation in the amount of \$18,000.00 from the Elysian Fire Relief Association to be used toward purchase of turnout gear / equipment;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ELYSIAN, MINNESOTA THAT: the City Council of the City of Elysian acknowledges and accepts a donation from the Elysian Fire Relief Association in the amount of \$18,000.00 to be used toward purchase of turnout gear / equipment.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Westby.

Councilmembers voting in the negative: None.

Adopted by the City Council of the City of Elysian this 10th day of May, 2021.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

Council discussed the State Hwy 60 Project and the associated detours. Any questions or concerns should be directed to Todd Kjolstad, Construction Supervisor, MnDOT: 507-381-0307 or todd.kjolstad@state.mn.us.

There have been no new discussions with MN DNR with regard to the Wayside Rest and Alley property.

There were two (2) applications received for the summer seasonal position. Staff is recommending that Bryce Hermel be hired for the summer seasonal position.

On motion by McBroom, seconded by Schnoor, all voting in favor, to approve the hire of Bryce Hermel for the summer seasonal position at the rate of \$11.50 per hour 40 hours per week for 12 weeks.

Staff is recommending the hire of Robert Burgess for on-call summer seasonal public works employment.

On motion by Westby, seconded by Houlihan, all voting in favor, to approve the hire of Robert Burgess for on-call summer seasonal public works employment.

Reminder of Elysian City-Wide Clean Up at Lake Francis Park – May 22, 2021 8:30 to 11:00 am.

Le Sueur County Elected Officials Meeting will be held Wednesday, May 26, 2021 at 7:00 pm in Montgomery, MN.

On motion by Schnoor, seconded by Houlihan, all voting in favor, to provide police protection and porta-pots for the July 4th celebration in an amount up to \$3,000.

Councilmember Schnoor introduced the resolution and was seconded by Councilmember Westby.

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION NO. 744/21

ELYSIAN AREA CHAMBER OF COMMERCE
REQUEST FOR TEMPORARY 4-DAY LIQUOR LICENSE

WHEREAS, the Elysian City Council was presented with a request from Elysian Area Chamber of Commerce for a temporary 4-day Liquor License, in conjunction with the 2021 4th of July Community Celebration.

WHEREAS, State Laws of Minnesota require approval be granted by the local governing body, thus the City of Elysian.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ELYSIAN, MINNESOTA THAT: The Elysian City Council grants approval to the Elysian Area Chamber of Commerce for a temporary 4-day Liquor License in conjunction with the 2021 4th of July Community Celebration.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Westby.

Councilmembers voting in the negative: None.

Adopted by the City Council of the City of Elysian this 10th day of May 2021.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

On motion by Westby, seconded by Houlihan, all voting in favor, to approve street closings for the 4th of July celebration as follows:

JULY 4TH CELEBRATION 2021

JUNE 30TH. – JULY 6TH.

SECOND STREET NE FROM MAIN STREET TO THE ALLEY BETWEEN MAIN AND PARK AVENUE NE - LOCATION OF TENT

FRIDAY, JULY 2ND.

Second Street SW (in front of Bank) from Alley to Main Street – 3 pm to after Johnny Holm dance. (Police park vehicles in this area.)

MAIN STREET FROM COUNTY ROAD #11 TO FIRE HALL FROM 6:00 P.M. TO END OF JOHNNY HOLM DANCE.

SATURDAY, JULY 3RD.

SECOND STREET SW - IN FRONT OF BANK FROM ALLEY TO MAIN STREET – FROM 6:00 am UNTIL AFTER FIRE FIGHTERS DANCE. (Bank will not be open on Saturday.)

MAIN STREET CLOSED FROM COUNTY ROAD #11n EAST TO JUST PAST THE FIRE HALL AND MAIN STREET FROM COUNTY ROAD #11 WEST TO SECOND STREET NW FROM 6:00 A.M. TO AFTER CAR SHOW.

SUNDAY, JULY 4TH.

SECOND STREET SW - IN FRONT OF BANK FROM ALLEY TO MAIN STREET – FROM 6:00 A.M. UNTIL 6:00 PM.

MAIN STREET WEST FROM THIRD STREET NE TO COUNTY ROAD #11 AND WEST ON MAIN STREET FROM COUNTY ROAD #11 TO STATE HWY #60 UNTIL AFTER THE PARADE – From County Road #11 West on Main Street to HWY #60 will be opened after parade. From County Road #11 to past Fire Hall will remain closed until after 6:00 pm.

Detour signs will be placed on County Road #11 at Lake Avenue NE for incoming traffic from the North to Frank Avenue NE to Third Street NE to Lake Tustin Road.) Traffic from the North can get to Hwy #60 until 1:45 pm just prior to start of parade. (This is due to Le Sueur County Sheriff Department wanting County Road #11 at the intersection of Main Street and First Street to be closed during the parade. Traffic from the North can get to Hwy #60 until 1:45 pm just prior to start of parade.)

MONDAY, JULY 5TH.

Due to legal holiday, tent will remain until Tuesday, the 6th.

The Elysian Park Board received four (4) applications to serve on the Park Board. The Park Board is recommending the appointment of Julie Blackburn and Mark Thompson as Park Board members.

On motion by Westby, seconded by Houlihan, to appoint Julie Blackburn and Mark Thompson to the Elysian Park Board for a one-year term. Voting on the motion: Aye: Houlihan, McBroom, Westby. Nay: None. Abstain: Schnoor.

On motion by McBroom, seconded by Schnoor, all voting in favor, bills, payroll, and transfers were approved in the amount of \$143,497.30.

Public Comment: None.

On motion by McBroom, seconded by Schnoor, all voting in favor, to adjourn the meeting at 6:52 pm.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator