

**ELYSIAN CITY COUNCIL
REGULAR MEETING
JUNE 13, 2022**

The Elysian City Council met in regular session on Monday, June 13, 2022 at City Hall at 6:00 pm.

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

On motion by Suemnick, seconded by Schnoor, all voting in favor, to approve the minutes of the May 9, 2022 Regular Meeting and May 17, 2022 Emergency Meeting as presented.

On motion by McBroom, seconded by Schnoor, all voting in favor, to approve the agenda of the June 13, 2022 Regular Meeting as presented.

Amy Fessel, Boardmember, WEM Moving Forward Foundation, presented Mayor McBroom with a donation to the City of Elysian in the amount of \$10,000.00 toward improvements to the tennis courts. The Council thanked the Foundation for their continued support of the WEM Community.

Le Sueur County Captain Bruce Collins noted there have been a couple significant medical emergencies in the area. All else has been good. Council requested enforcement of the no parking signs on Frank Avenue between 2nd and 3rd Street NW during little league games.

Public Comment: None.

On motion by McBroom, seconded by Schnoor, all voting in favor, to close the regular meeting and open the public hearing at 6:05 pm.

The purpose of the hearing is to allow public input from citizens on the request of Ahavah Drops, LLC, 510 State Highway 60, Elysian, MN 56028, for an Off Sale, On Sale, and Sunday Intoxicating Liquor License and Soft Drink License.

Leslie Sheehy Lee and Tiffany Olson, owners of Ahavah Drops, LLC, have submitted all required paperwork, passed required background checks, and paid required fees. They plan to supply catering services to the Ahavah Cottage. They also hope to be open to the public one night per week.

There was no public comment. No written comment was received.

On motion by McBroom, seconded by Schnoor, all voting in favor, to close the public hearing and reopen the regular meeting at 6:07 pm.

Mayor McBroom introduced the resolution and was seconded by Councilmember Suemnick.

STATE OF MINNESOTA
COUNTY OF LE SUEUR
CITY OF ELYSIAN, MINNESOTA
RESOLUTION #799/22
RESOLUTION TO ACCEPT AND APPROVE THE LIQUOR AND SOFT DRINK
LICENSE APPLICATION FROM AHAVAH DROPS LLC

THE CITY COUNCIL FOR THE CITY OF ELYSIAN, MINNESOTA, DOES HEREBY RESOLVE AS FOLLOWS:

WHEREAS, the On Sale, Off Sale, Sunday Intoxicating Liquor License and the Soft Drink License is for the term of one (1) year from January 1, 2022 to December 31, 2022; and

WHEREAS, this application is for the following area: Inside area and patio area of the Ahavah Cottage located at 510 State Highway 60 W, Elysian, Minnesota in the County of Le Sueur, Minnesota, and;

WHEREAS, the applications will result in the one (1) year license for the remainder of 2022 renewal required January 1, 2023, and;

WHEREAS, the cost of the On Sale Liquor License is \$1,500.00, Off Sale Liquor License is \$100.00, the Sunday Liquor License is \$200.00, and the Soft Drink License is \$3.00, and;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF ELYSIAN, LE SUEUR COUNTY, MINNESOTA, approves the Liquor License Application from Ahavah Drops, LLC.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick

Councilmembers voting in the negative: None

Adopted by the City Council for the City of Elysian, Minnesota this 13th day of June 2022.

Approved:

Thomas McBroom, Sr., Mayor

Attest:

Lorri Kopischke, City Administrator

Steve Mohr, Project Director, MetroNet, presented a Letter Agreement for consideration. City Council had approved a Letter Agreement with Metro Fibernet, LLC in December 2021. The revised Letter Agreement dated May 31, 2022 does not include traditional linear video programming services (i.e. "cable"). MetroNet is not able to provide cable programming at a competitive price so it will not be offered with this Agreement. Most households now stream their movie and local channels and are moving away from traditional cable.

On motion by Houlihan, seconded by Suemnick, all voting in favor, to approve the Letter Agreement with Metro Fibernet, LLC (MetroNet) to provide services in the City of Elysian.

Mohr presented three options for placement of the fiber cabinet - #1 in City right of way near Lift Station A, #2 in Le Sueur County right of way on County Road #11 near Lakeview Manor Townhomes, and #3 in City / County right of way at the intersection of Shoreview Drive and County Road #11. This will require a 12 by 25 foot utility easement.

Greenwald stated his preferred location is #3. Mohr noted that is the location preferred by MetroNet as well. It is the location that is most easily accessible.

On motion by McBroom, seconded by Houlihan, all voting in favor, to allow MetroNet to proceed with survey and easement agreements to place a fiber cabinet in the City right of way at the intersection of Shoreview Drive and County Road #11 near 171 Shoreview Drive.

The Council considered Resolution No. 792/22 – Approval of Variance Application of Ryan Mohr, 207 Francis Circle South.

Ryan Mohr has applied for a variance for property located at 207 Francis Circle South to build a 14 foot by 15 foot 6 inch deck on the south side of his home. A minimum side yard setback of 8 feet is required. Construction of the deck in this location will result in a 4 foot side yard setback. The property is on a cul-de-sac and the lot is “pie shaped” with the narrowest part of the lot in the front. The house was built with the deck roughed in on the south side to include the patio, patio door, and deck plate so it would not be practical to build the deck on the north side of the house. There is a garage on the lot next to the proposed deck location and a wooded area next to that lot.

The Planning and Zoning Commission held a public hearing on June 7, 2022 and are recommending approval of the variance request based on the following facts.

1. The requested variance is in harmony with the purposes and intent of the ordinance.
2. The requested variance is consistent with the comprehensive plan.
3. The property owner does propose to use the property in a reasonable manner because the patio, patio door, and deck plate are located on the south side of the house. This is a reasonable sized deck. The deck would provide the only access to the backyard which is a safety issue.
4. There are unique circumstances to the property not created by the landowner because it is located on a cul-de-sac and is “pie” shaped being much narrower at the street side. The patio door and deck plate are already built into the house so the location of the deck cannot be changed.
5. The variance will maintain the essential character of the locality because most all of the homes in the neighborhood have decks. A garage is built on the adjoining property where the deck will be located, and the deck will face a wooded area.

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

CITY OF ELYSIAN
LE SUEUR COUNTY, MINNESOTA
RESOLUTION NO. 792/22

RESOLUTION ADOPTING FINDINGS OF FACT AND REASONS FOR
APPROVAL FOR VARIANCE APPLICATION OF RYAN MOHR
AT 207 FRANCIS CIRCLE SOUTH

FACTS

1. Ryan Mohr is the owner of a parcel of land located at 207 Francis Circle South (PID# 16.457.0060), Elysian, Minnesota; and,
2. The subject property is legally described as Lot 6, Block 1, Sakatah Trails Estate, Le Sueur County, Minnesota; and,
3. Ryan Mohr has applied to the City for a variance to build 14 foot by 15 foot 6 inch deck on the south side of his existing house as described on Exhibit A.

4. The proposal would vary from City of Elysian Code of Ordinance §156.065 R-1, General Residential Zone, (E)(2) Side yards: minimum of (8) eight feet in that it would result in a side yard setback of (4) four feet.
5. Following a public hearing on the application, the Elysian Planning and Zoning Commission has recommended approval of the variance on June 7, 2022.
6. The City Council of the City of Elysian reviewed the requested variance at its Meeting of June 13, 2022.

APPLICABLE LAW

7. Minnesota Statute Section 462.357, subd. 6 provides:
 - a. Variances shall only be permitted (a) when they are in harmony with the general purposes and intent of the ordinance and (b) when the variances are consistent with the comprehensive plan.
 - b. Variances may be granted when the applicant for the variance establishes that there are practical difficulties in complying with the zoning ordinance. "Practical difficulties," as used in connection with the granting of a variance, means that (a) the property owner proposes to use the property in a reasonable manner not permitted by the zoning ordinance; (b) the plight of the landowner is due to circumstances unique to the property not created by the landowner; and (c) the variance, if granted, will not alter the essential character of the locality.

CONCLUSIONS OF LAW

8. The requested variance is in harmony with the purposes and intent of the ordinance.
9. The requested variance is consistent with the comprehensive plan.
10. The property owner does propose to use the property in a reasonable manner because the patio, patio door, and deck plate are located on the south side of the house. This is a reasonable sized deck. The deck would provide the only access to the backyard which is a safety issue.
11. There are unique circumstances to the property not created by the landowner because it is located on a cul-de-sac and is "pie" shaped being much narrower at the street side. The patio door and deck plate are already built into the house so the location of the deck cannot be changed.
12. The variance will maintain the essential character of the locality because most all of the homes in the neighborhood have decks. A garage is built on the adjoining property where the deck will be located, and the deck will face a wooded area.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elysian, Minnesota, that the application to issue a variance to allow Ryan Mohr to build a 14 foot by 15 foot 6 inch deck on the south side of his existing house so as to deviate from City of Elysian Code of Ordinance §156.065 R-1, General Residential Zone, (E)(2) Side yards: minimum of (8) eight feet in that it would result in a side yard setback of (4) four feet is hereby Approved.

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick
Councilmember voting in the negative: None.

Adopted by the City Council of Elysian on this 13th day of June 2022.

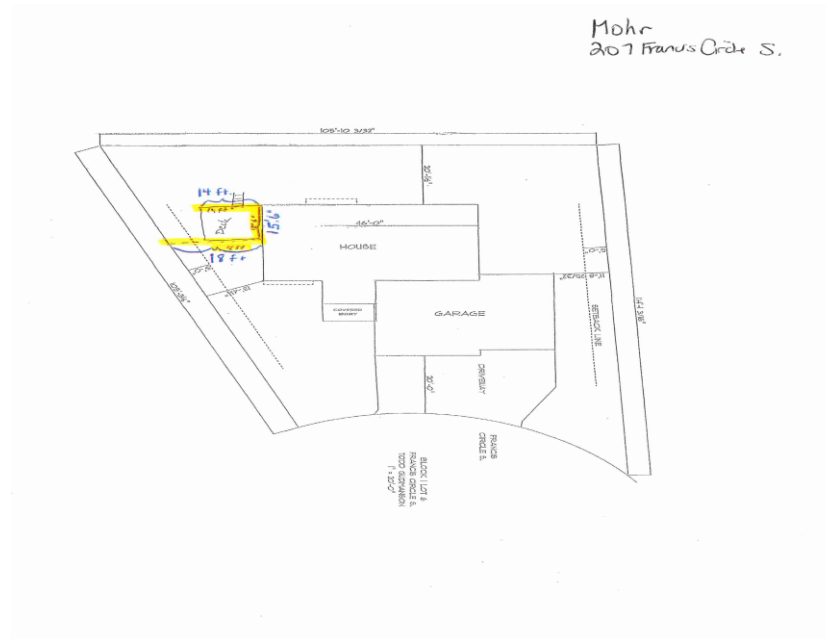
Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

Exhibit A – Resolution #792/22



The Council considered Resolution No. 793/22 – Approval of Variance Application of Dave and Sue Balzer, 4 Roots Beach Lane.

Dave and Susan Balzer have applied for a variance for the property located at 4 Roots Beach Lane to construct a 32 foot by 24 foot attached garage which will result in a total lot coverage of 43.5%. This property is located in the R-1 Shoreland District and a maximum of 25% lot coverage is allowed.

The Balzers would like to expand their cabin as they would like to move to this property full time. The lot is 6,000 square feet. The current cabin, existing garage (which is being used as a bedroom), lakeside patio, and small utility shed result in a lot coverage of 1,842 square feet or 30.7%. The Balzers would like to save the two large oak trees on the property which limits the location of the proposed new garage.

The Planning and Zoning Commission held a public hearing to consider this request on June 7, 2022.

Todd Piepho, Area Hydrologist, Minnesota Department of Natural Resources (MN DNR), commented as follows: “Thanks for sending the info. As with all other impervious surface coverage variance requests the Department recommends looking at alternatives. This lot is unique, as it is small and already very developed, appearing to be already non-conforming with today’s requirements for impervious surface coverage (maximum of 25%).”

If this application is reviewed and approved by the board, it is the Departments recommendation that a condition be added to the permit requiring the applicant to trap and hold the additional water above the allowed 25%, as recommended in other impervious surface coverage variance requests. This could be done via a raingarden, rain barrels (however in this case it would likely take many barrels), or a large bulk tank of some sort to hold the water and use it for other purpose or meter it out slowly after a large rain event. This retention-whatever it may be would need to be sized accordingly-looked at by an engineer to determine the area (holding capacity) needed for the volume above the 25% allowed per the shoreland ordinance.

This might be tough to do on this lot, due to size and amount of impervious area currently onsite. As always, the department never recommends making an already non- conforming lot, more non-conforming. If you have any questions, please let me know. Thank you.”

The Planning and Zoning Commission did not approve the request as submitted and worked with the Balzers to amend the request taking the comments from the MN DNR, the Shoreland Ordinance and Variance Laws into consideration.

After lengthy discussion, the Planning and Zoning Commission voted unanimously to recommend approval of the variance request as follows:

A variance request to build a 24 foot by 24 foot attached garage resulting in a lot coverage of 2,298 square feet or 38.3% with the following conditions:

1. The garage will be no larger than 24 feet by 24 feet.
2. The driveway will always remain gravel or a pervious surface.
3. The grading of the addition will slope to move the water runoff toward the road.
4. The 10 by 12 foot shed on the north side of the property will be permanently removed.

Based on the following findings of fact:

1. The requested variance is in harmony with the purposes and intent of the ordinance.
2. The requested variance is consistent with the comprehensive plan.
3. The property owner does propose to use the property in a reasonable manner because there currently is no garage for use in increment weather. A garage is necessary in Minnesota climate.
4. There are unique circumstances to the property not created by the landowner because the lot is 6,000 square feet and was platted long before the Zoning Ordinance was adopted. The owner is trying to save two giant oak trees on the lot.
5. The variance will maintain the essential character of the locality because the addition of a garage will match the other properties on Roots Beach Lane that have garages.

Schnoor asked if the grading to divert the water runoff to the road would damage the roadway. Greenwald stated he did not believe there would be enough runoff to damage the road.

Mayor McBroom introduced the resolution and was seconded by Councilmember Schnoor.

CITY OF ELYSIAN
LE SUEUR COUNTY, MINNESOTA
RESOLUTION NO. 793/22

RESOLUTION ADOPTING FINDINGS OF FACT AND REASONS FOR
APPROVAL FOR VARIANCE APPLICATION OF
DAVE AND SUSAN BALZER AT 4 ROOTS BEACH LANE

FACTS

1. Dave and Susan Balzer are the owners of a parcel of land located at 4 Roots Beach Lane (PID# 16.455.0150), Elysian, Minnesota; and,
2. The subject property is legally described as Lot 17, Roots Beach, Le Sueur County, Minnesota; and,
3. Dave and Susan Balzer have applied to the City for a variance to build a 24 foot by 24 foot attached garage on the north side of their existing cabin as described on Exhibit A.
4. The proposal would vary from City of Elysian Code of Ordinance §156.091 General Standards (1) Shoreland Standards (Residential Zone R-1 and R-2), (a) Recreational development lakes (Elysian/Frances/Rays) - sewerred areas, Lot coverage 25% maximum in that it would result in a lot coverage of 2,298 square feet or 38.3%.
5. Following a public hearing on the application, the Elysian Planning and Zoning Commission has recommended approval of the variance on June 7, 2022 with the following conditions:
 - a. The garage will be no larger than 24 feet by 24 feet.
 - b. The driveway will always remain gravel or a pervious surface.
 - c. The grading of the addition will slope to move the water runoff toward the road.
 - d. The 10 by 12 foot shed on the north side of the property will be permanently removed.
6. The City Council of the City of Elysian reviewed the requested variance at its Meeting of June 13, 2022.

APPLICABLE LAW

7. Minnesota Statute Section 462.357, subd. 6 provides:
 - a. Variances shall only be permitted (a) when they are in harmony with the general purposes and intent of the ordinance and (b) when the variances are consistent with the comprehensive plan.
 - b. Variances may be granted when the applicant for the variance establishes that there are practical difficulties in complying with the zoning ordinance. "Practical difficulties," as used in connection with the granting of a variance, means that (a) the property owner proposes to use the property in a reasonable manner not permitted by the zoning ordinance; (b) the plight of the landowner is due to circumstances unique to the property not created by the landowner; and (c) the variance, if granted, will not alter the essential character of the locality.

CONCLUSIONS OF LAW

8. The requested variance is in harmony with the purposes and intent of the ordinance.
9. The requested variance is consistent with the comprehensive plan because.
10. The property owner does propose to use the property in a reasonable manner because there currently is no garage for use in increment weather. A garage is necessary in Minnesota climate.
11. There are unique circumstances to the property not created by the landowner because the lot is 6,000 square feet and was platted long before the Zoning Ordinance was adopted. The owner is trying to save two giant oak trees on the lot.

12. The variance will maintain the essential character of the locality because the addition of a garage will match the other properties on Roots Beach Lane that have garages.
13. NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elysian, Minnesota, that the application to issue a variance to allow Dave and Susan Balzer to build a 24 foot by 24 foot attached garage on the north side of their existing cabin so as to deviate from City of Elysian Code of Ordinance §156.091 General Standards (1) Shoreland Standards (Residential Zone R-1 and R-2), (a) Recreational development lakes (Elysian/Frances/Rays) - sewerred areas, Lot coverage 25% maximum in that it would result in a lot coverage of 2,298 square feet or 38.3% is hereby Approved subject to the following conditions:
- a. The garage will be no larger than 24 feet by 24 feet.
 - b. The driveway will always remain gravel or a pervious surface.
 - c. The grading of the addition will slope to move the water runoff toward the road.
 - d. The 10 by 12 foot shed on the north side of the property will be permanently removed.

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick

Councilmember voting in the negative: None

Adopted by the City Council of Elysian on this 13th day of June 2022.

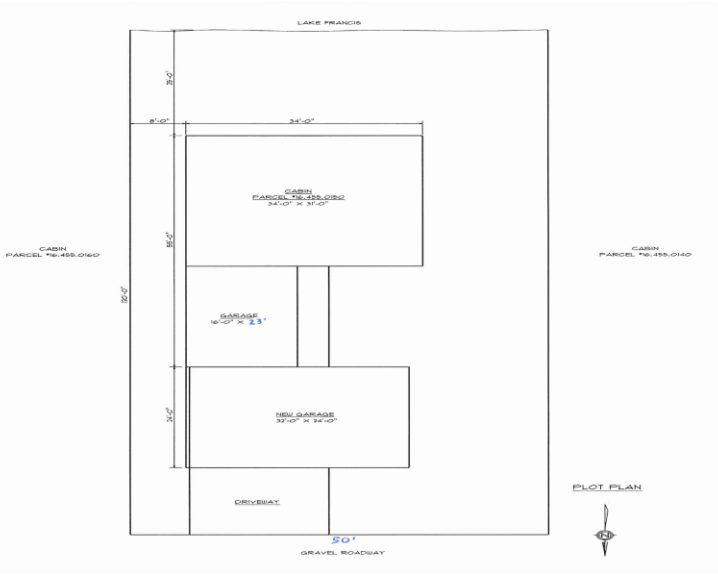
Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

Resolution No. 793/22 – Exhibit A



Shelby Meyer, owner of 107 Main Street West (PID# 16.035.0200) stated that the City of Elysian owns a small 32 foot by 32 foot square of land on the northwest corner of her property. She asked if the City would be willing to sell that property.

It was noted that the City had previously piled snow on the property but has discontinued that several years ago. The City does not use the property for any purpose.

On motion by McBroom, seconded by Suemnick, all voting in favor, to authorize the City Administrator and City Attorney to negotiate a purchase agreement for the City owned property PID# 16.999.0150 with the owners of 107 Main Street West for Council consideration at the July 11, 2022 meeting.

John and Janice Manning updated the Council on progress with goose eradication. The goose population is down one quarter to one third from where it was one year ago. There are still a lot of little ones popping up and bachelors flying around for potential breeding pairs. Manning explained the shoreline fences are generally put up in the evening and removed during the daytime. Manning asked: PLEASE DO NOT FEED THE GEESE.

The Council thanked the Mannings and stated there have been a lot of compliments on their efforts. There was no COVID-19 update.

Brent Kavitz, SEH Engineering, stated that at the May 2022 Council meeting the 2015 Capital Improvement Plan was reviewed. The City Council indicated their interest to move forward with a feasibility study for Project D, the area south of State Highway 60. SEH has prepared and is presenting for approval Resolution No. 794/22 Ordering the Preparation of the Report and an Engineering Services Agreement with SEH for preparation of the Feasibility Study (Phase 1).

The Council discussed the condition of the roads and lack of storm sewer in this project area. It was noted that the Feasibility Report will need to be completed whether the City is able to do the project next year or in future years.

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

CITY OF ELYSIAN
 ELYSIAN, MINNESOTA

RESOLUTION NO. 794/22
RESOLUTION ORDERING PREPARATION OF REPORT
2023 STREET AND UTILITY IMPROVEMENT PROJECT

WHEREAS, it is proposed to make improvements to the 2023 Street and Utility Improvement Project as proposed in the 2015 City’s Capital Improvement Plan (CIP); and

WHEREAS, it is recommended that the report also include the area streets planned for 2022 in the CIP; and

WHEREAS, the streets in the study will include the following:

1. Maple Street, from 5th St SW to 1st St S
2. Lewis Lane, from 5th St SW to Dead End
3. G Avenue SE, from 1st St S to Jason Dr
4. Jason Drive, from G Ave SE to Dead End
5. 5th Street SW, from Maple St to Hwy 60
6. 3rd Street SW, from Maple St to Hwy 60
7. 1st Street S, from Maple St to Hwy 60

WHEREAS, the City of Elysian intends to assess the benefited property for all or a portion of the cost of the improvement, pursuant to Minnesota Statutes, Chapter 429,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ELYSIAN, MINNESOTA:

That the proposed improvement be referred to the city engineer for study and that the engineer is instructed to report to the council with all convenient speed advising the council in a preliminary way as to whether the proposed improvement is necessary, cost effective and feasible; whether it should best be made as proposed or in connection with some other improvement; the estimated cost of the improvement as recommended; and a description of the methodology used to calculate individual assessments for affected parcels.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick

Councilmembers voting in the negative: None

Adopted by the City Council of the City of Elysian this 13th day of June, 2022.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

The Council then discussed the SEH Agreement for Professional Services – Feasibility Study 2023 Street and Utility Project. The current proposal will include preliminary designs, preliminary stormwater

management design, feasibility level cost estimates, field investigations, data collection and topographic field surveying of the 2023 project area. It will include preparation of a Feasibility Report and one neighborhood meeting, and one public hearing meeting in the fall of 2022.

The project study will assume the full reconstruction of the streets, water main and storm sewer. The sanitary sewer is expected to be PVC and to be in good condition as observed during the 2016 and 2018 projects. The sanitary sewer will require televising to map service locations and to verify pipe conditions and any sewer repair needs. This proposal does not include the cost of sewer televising or geotechnical services (soil borings), which would be contracted separately as needed.

Services will include a recommendation of the proposed 2023 assessment rates to be considered by the City Council. The current proposal and scope of services will take the project through the public hearing and City Council consideration of ordering the improvement, which would be in November of 2022.

The proposed fees are Preliminary Engineering and Feasibility Study \$39,600 and Topographic Survey \$20,900 for a total Proposed Fee (Phase 1 – Feasibility Phase) of \$60,500.

Greenwald asked if there will be any research as to what is there now for storm sewer, etc. Kavitz stated the proposal includes an analysis of existing to make it work with new and will include a more in depth drain study.

On motion by Schnoor, seconded by Houlihan, all voting in favor, to approve the Agreement for Professional Services with Short Elliott Hendrickson Inc. for preliminary engineering services for the 2023 Street and Utility Improvement Project (2023 CIP) as outlined in the Supplemental Letter Agreement and on the Task Hour Budget.

The Council considered quotes for mill and overlay for the streets that will not be included in the 2023 Street and Utility Improvement Project.

Greenwald reported the streets in the worst condition are Lake Avenue NE and Frank Avenue NE at the intersection of Third Street NE.

Bids received as follows: M & W Blacktopping, LLC – Lake Avenue NE \$15,200 and Frank Avenue NE \$18,350. W W Blacktopping – Lake Avenue NE \$13,779.70 and Frank Avenue NE \$17,015.44.

On motion by Schnoor, seconded by Houlihan, all voting in favor, to accept the proposal and award the bid for mill and overlay of Lake Avenue NE and Frank Avenue NE to W W Blacktopping, Inc. in the amounts of \$13,779.70 and \$17,015.44.

The Council considered quotes for the tennis courts overlay: M & W Blacktopping, LLC - \$15,850. W W Blacktopping, Inc. - \$13,985.

Schnoor asked if the tennis courts were in good enough shape to require just an overlay. Greenwald stated the tennis courts are in good shape. There are no real high or low areas.

On motion by Suemnick, seconded by Schnoor, all voting in favor, to accept the proposal and award the bid for overlay of the tennis courts to W W Blacktopping, LLC in the amount of \$13,985.

Greenwald presented two quotes from Minnesota Pump Works for an ABS Pump for Lift Station 2 located at the Pit Stop on State Highway 60. In Shop Repair \$5,317.89. New \$11,495. The repair would have no warranty. The new pump would include a three year warranty.

Greenwald explained that during a recent power outage one of the impellers was knocked out but the other two continued to work. This burnt out the stator and the winding inside the pump. The pump

was installed between 1994 and 1997. The City does not have a backup for this pump. The lift station is operating with a pump on loan from Minnesota Pump Works.

Greenwald explained that the reason this happened is that there is not a surge protector on the pump. This is needed on this lift station, three other lift stations, and both wells. These power outages are happening more often and a Variable Speed Drive which provides a soft start and a surge protector would protect against this damage.

On motion by Schnoor, seconded by Suemnick, all voting in favor, to approve the quote from Minnesota Pump Works in the amount of \$5,317.89 to repair the damaged pump from Lift Station #2 and the quote from Minnesota Pump Works in the amount of \$11,495 to purchase a new pump for Lift Station #2.

The Council directed Greenwald to obtain additional quotes for the purchase and install of the Variable Frequency Drive to present at the July 2022 Council Meeting.

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION NO. 795/22
RESOLUTION APPROVING 2022 ELECTION JUDGES
FOR BOTH THE STATE PRIMARY AND GENERAL ELECTIONS

BE IT RESOLVED, by the Council of the City of Elysian, County of Le Sueur and County of Waseca, State of Minnesota, that the following persons are appointed as 2022 Election Judges for the August 9th State Primary and the November 8th General Election contingent upon receiving necessary training hours as required by the MN Secretary of State. Their hourly rate of pay will be \$12.00, and they will receive mileage reimbursement for training if applicable. The City will provide election judges with snacks along with one meal per shift.

Judges for Elections: Janice Evans, James Hansen, Elizabeth Hartzler, Charlene Howe, Lorri Kopischke, Nicole Lamont, Patricia Nusbaum, Judith Quiram, Roger Quiram, Mark Sybilrud, and Brian Van Asperen.

BE IT FURTHER RESOLVED, head election judge duties will be performed by Mark Sybilrud, Brian Van Asperen and Lorri Kopischke, Elysian City Clerk/Administrator. Head Election Judge(s) shall have authority to designate additional election judges should an emergency arise.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick

Councilmembers voting in the negative: None.

Adopted by the City Council of the City of Elysian this 13th day of June, 2022.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

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

STATE OF MINNESOTA
COUNTY OF LE SUEUR
CITY OF ELYSIAN, MINNESOTA
RESOLUTION #796/22
RESOLUTION APPROVING CONSENT ASSESSMENT

THE CITY COUNCIL FOR THE CITY OF ELYSIAN, MINNESOTA, DOES HEREBY RESOLVE AS FOLLOWS:

WHEREAS, the City Council for the City of Elysian met at its regularly scheduled meeting on June 13, 2022; and

WHEREAS, the Executive Board of the American Legion Post #311 represented by Commander Dale Walton, supervisors of the finance of a parcel of real estate located at 104 Main Street East, Elysian, MN 56028, Parcel Identification Number R16.440.0560 petitioned the City for a consent assessment for blacktop pavement cost due to alleyway improvement. Said improvement directly benefits the American Legion Post #311's property. Said improvement cost is \$6,672.25.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF ELYSIAN, LE SUEUR COUNTY, MINNESOTA, that a Consent Agreement Regarding Special Assessment for that property legally described on attached Exhibit A hereto be recorded. Repayment shall be based on base amount of \$6,672.25, a 5 year repayment term, interest of 4.5% which shall be compounded annually, and the same levied against the tax roll and collected as part of the tax collection. Prepayment of the assessment is authorized. If any sale of the property occurs the amount of unpaid Special Assessment shall then automatically be due and payable at that closing.

BE IT FURTHER RESOLVED, that the Mayor and City Administrator are hereby authorized to sign all documents necessary to effectuate the intent of this Resolution.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick

Councilmembers voting in the negative: None.

Adopted by the City Council for the City of Elysian, Minnesota this 13th day of June, 2022.

Approved:

Thomas McBroom, Sr., Mayor

Attest:

Lorri Kopischke, City Administrator

Resolution #796/22

Exhibit A

Legal Description:

Lot 12, Block 13, Logan Elysian in the City of Elysian, Le Sueur County, Minnesota.

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION NO. 797/22
RESOLUTION ACKNOWLEDGING A DONATION FROM
ELYSIAN FIRE RELIEF ASSOCIATION

WHEREAS, the City of Elysian has received a donation in the amount of \$13,000.00 from the Elysian Fire Relief Association to be used toward the purchase of a battery-powered Jaws of Life tool;

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 \$13,000.00 to be used toward the purchase of a battery-powered Jaws of Life tool.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick

Councilmembers voting in the negative: None

Adopted by the City Council of the City of Elysian this 13th day of June, 2022.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION NO. 798/22
RESOLUTION ACKNOWLEDGING A PARK MEMORIAL DONATION
FROM THE THOMAS E CRAWMER, SR. FAMILY

WHEREAS, the City of Elysian has received a donation to the Park Donation and Memorial Program in the amount of \$250.00 from the Thomas E. Cramer, Sr. Family to be used to purchase and plant a tree at the park in memory of Thomas E. Crawmer, Sr.;

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 to the Park Donation and Memorial Program in the amount of \$250.00 from the Thomas E. Crawmer, Sr. Family to be used to purchase and plant a tree at the park in memory of Thomas E. Crawmer, Sr.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick

Councilmembers voting in the negative: None

Adopted by the City Council of the City of Elysian this 13th day of June, 2022.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION NO. 800/22
RESOLUTION ACKNOWLEDGING A DONATION FROM
WEM MOVING FORWARD FOUNDATION

WHEREAS, the City of Elysian has received a donation in the amount of \$10,000.00 from the WEM Moving Forward Foundation toward the rehabilitation of the tennis court area next to the WEM Elysian Elementary School Building.

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 WEM Moving Forward Foundation in the amount of \$10,000.00 to be used toward the rehabilitation of the tennis court area next to the WEM Elysian Elementary School Building.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Schnoor, Suemnick

Councilmembers voting in the negative: None

Adopted by the City Council of the City of Elysian this 13th day of June, 2022.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator

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

STATE OF MINNESOTA
COUNTY OF LE SUEUR
CITY OF ELYSIAN, MINNESOTA
RESOLUTION NO. 801/22
RESOLUTION APPROVING CITY ACQUISITION OF STREET LIGHT
308 MAPLE AVENUE SW

THE CITY COUNCIL FOR THE CITY OF ELYSIAN, MINNESOTA, DOES HEREBY RESOLVE AS FOLLOWS:

WHEREAS, there is a security light located on the electric pole of the property owned by Dennis and Colleen Schnoor located at 308 Maple Avenue SW. The property owner no longer wishes to pay the cost to have the security light located on the pole and has requested that the City take ownership of the light and pay the monthly associated fee; and

WHEREAS, Xcel Energy has been consulted and the security light can be switched to a standard streetlight at no cost to the property owner or the City. The City would then be responsible for the monthly fee of approximately \$10.00; and

WHEREAS, there are no other streetlights on this block of Maple Avenue SW, and it would be in the best interest of the residents along this street to retain a light on this block.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF ELYSIAN, LE SUEUR COUNTY, MINNESOTA, that Xcel Energy be directed to remove the security light located at 308 Maple Avenue SW and replace it with a standard streetlight. The City of Elysian will be responsible for payment of the monthly charge for that service once the new streetlight has been installed.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Suemnick

Councilmembers voting in the negative: None.

Councilmembers abstain: Schnoor

Adopted by the City Council for the City of Elysian, Minnesota this 13th day of June 2022.

Approved:

Thomas McBroom, Sr., Mayor

Attest:

Lorri Kopischke, City Administrator

Xcel Energy was contacted in regard to an upgrade of the decorative lights on Main Street. The (10) ten lights were installed in 1993 with a 25 year contract. The contract is for the maintenance of the lights in excess of replacement of a fuse or a light bulb. The contract expired in 2018. If there is any failure in the system, Xcel will not repair. It will be the responsibility of the City.

The City has several options:

1. Do nothing.
2. The City can continue as is and hope that nothing happens. Replace the bulbs with LED bulbs. Xcel will provide this service. The cost is \$650 per pole. The fixtures are old and there is a chance that there will be some minor or possibly major damage when they work on the lights. Xcel would not repair.
3. Upgrade to new deco style lights with LED bulbs and enter into a new 25 year contract with Xcel. The cost will be approximately \$9,400 per fixture. There will also be a cost to replace the concrete panels around the fixtures. The monthly cost going forward would be approximately \$5 and all repair/replacement would be included.

The Xcel representative noted that the City owns the tall lights at the intersections and is responsible for maintenance of those lights. If the City would like, those lights could be replaced at the same time and entered into the same contract with Xcel being responsible for maintenance and repair.

There is a possibility that the cost of the upgrade/replacement could be added to the 2023 Street and Utility Improvement Project Bonds.

Council will discuss this further during the budget process.

It was noted that Council had approved the Elysian Area Chamber of Commerce (EACC) Farmers Market to be located at the Tourism on Saturdays. The EACC has now requested to hold the Farmers Market in the City Shop parking lot. The Council discussed the safety issues and the congestion at that intersection on Food Shelf Saturdays.

On motion by McBroom, seconded by Houlihan, all voting in favor, to NOT allow the Elysian Area Chamber of Commerce to hold the Farmers Market in the City Shop parking lot.

The Elysian Area Chamber of Commerce (EACC) will no longer be paying for the landline at the Tourism Center. The Emergency Management Director would like to keep the landline and has asked if the landline can be part of the Civil Defense budget. Staff has researched alternatives to Frontier and was not able to obtain a less expensive rate.

On motion by Schnoor, seconded by McBroom, all voting in favor, to transfer the responsible party for the landline at the Tourism Center from the Elysian Area Chamber of Commerce to the City of Elysian.

Thank you to Lake Area Women for donating the flowers for the pots on Main Street.

Thank you to Jerry and Cheryl Ellingsworth for planting and weeding the flower beds at the east and west entrance to the City on State Highway 60.

Thank you to Farmers Friends 4-H Club for planting the flowers at the Tourism Center, Lake Francis Park, and Main Street/County Road 11 intersection.

The Spring 2021 Lake Francis Association Newsletter was distributed to Council.

On motion by Schnoor, seconded by Suemnick, all voting in favor, to approve the appointment of Shayne Danielson-Copeland to the Elysian Park Board for a one-year term.

On motion by McBroom, seconded by Suemnick, all voting in favor, bills, payroll, and transfers were approved in the amount of \$132,990.12.

Public Comment: None.

On motion by McBroom, seconded by Houlihan, all voting in favor, to adjourn the meeting at 7:30 pm.

Approved:

Tom McBroom, Mayor

Attested:

Lorri Kopischke, City Administrator