

The January 14, 2019 Wahkon City Council meeting was called to order by Mayor Sandy Reichel at 6:00 pm. Councilmembers present were Ronda Bjornson and Kim Tyson; absent were Rick Roberts and Tony Button. Employees present were Chris Weinreich and Karrie Roeschlein. Meeting began with the Pledge of Allegiance.

CITY GOVERNMENT ANNUAL REORGANIZATION: Administer Oath of Office to Ronda Bjornson & Mayor Sandy Reichel: Clerk administered oath to Bjornson & Main. Absent members Button and Roberts were sworn in previously in the clerk's office.

Motion by Tyson, seconded by Bjornson to make the following 2019 commissioner appointments and designate city representatives as recommended by the Mayor. Bjornson, Acting Mayor & Wastewater Commissioner; Reichel, Weed Inspector; Weinreich, Assistant Weed Inspector; Button, Street & Sidewalk Commissioner; Tyson, Municipal Buildings Commissioner; and Roberts, Park Commissioner. First National Bank (FNB) of Milaca, Isle Branch and League of MN Cities 4M Fund Minnesota Municipal Money Market Fund, Depositories; Mille Lacs Messenger, Newspaper; Althoff & Nordquist LLC, Accountant; Kennedy & Graven Chartered and Mille Lacs County (MLC) Attorney's Office, Attorneys; Rinke Noonan, Special Legal Counsel; Short Elliot Hendrickson (S.E.H) Inc., Engineers; Sourcewell, Zoning Administrator; David Drown Associates Inc., Financial Advisors; and Oberfeld Insurance, Insurance Agency. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

Reschedule November Council Meeting Due to Veterans Day Observed Holiday; Tues. 11/12 @ 6 pm? Motion by Tyson, seconded by Bjornson to reschedule November's monthly meeting to Tues. 11/12 at 6 pm due to regular date being Veterans Day Observed Holiday. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Tyson, seconded by Bjornson to approve consent agenda as written. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

- A) Meeting Minutes: 12/10/18 Council
- B) City Hall Closed Mon. 1/21 Martin Luther King Jr. Day
- C) WAVE 8<sup>th</sup> Annual Beef Chili Cook Off & Community Input Meeting, Sat. 1/26 @ Izatys Resort
- D) Morrison County Animal Humane Society (MCAHS) Donation Thank You
- E) Mille Lacs Area Health Foundation Donation Thank You
- F) East Central Regional Development Commission (ECRDC) Board Nomination for City Representative
- G) League of MN Cities (LMC) Experienced Officials 2019 Leadership Conference
- H) 2018 League of MN Cities Insurance Trust (LMCIT) Property/Casualty Dividend \$315
- I) Onamia Lions Club LG555: WAVE \$200 Donation
- J) Charitable Gambling Report: 11/2018 Mille Lacs Drift Skippers (MLDS) \$565.60
- K) Treasurer's Report 2018 Year End Unaudited Ending Balance \$770,326.24
- L) Treasurer's Report 1/7/2019 Ending Balance \$767,588.15
- M) Interim Financial Monthly Analysis Report
- N) Disbursement Register 1/14/19 Date Range 12/11/18 – 1/14/19 Total \$237,152.91; Balance Less Transfers \$44,750.41

REPORTS: Wastewater: Weinreich had nothing to report.

Zoning: One permit issued in December to Steve Scepaniak. Bjorn Bjornson has yet to complete his application and there are three violations still pending.

Employee, Committee & Councilmember Updates: Weinreich: Dump truck has recapped tires on the front which must be replaced per DOT inspection. Truck was brought to Mora for used tires but one couldn't be replaced due to loose lug nut bolts; \$280 approximately per tire. C&D Mechanical can come onsite to fix the bolts and install tire. Motion by Tyson, seconded by Bjornson to authorize up to \$1500 to repair and replace the two front tires on the dump truck. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

Keith Vanderpoel isn't able to replace shop door and windows until spring due to health reasons.

Appeldoorns Apartment Tenant Parking: Roeschlein: An email was promptly sent after December council meeting to Jodi and Paul regarding parking on Chippewa and it has helped as they have been parking parallel.

UNFINISHED BUSINESS: Street Light Near Launch at Veterans Park Electric Use by City & Resort and Beachside Resort Street Parking: Lapinski wasn't present as he can't attend evening meetings during school year. Clerk memo was two pages long giving details and history. Walleye Dundee's used to flip a switch inside the resort café but something happened to the overhead line just before Beachside purchased. East Central Energy (ECE) approved city burying electric line to illuminate new flag pole. Sometime thereafter, city installed outlets for park renovation work which technically shouldn't have occurred without a meter. Beachside was using this electric for lake camera and ice fishing house/office. ECE gave Beachside some time to drop his own metered line and has since locked the outlets. Weinreich recommends we remove them entirely showing good stewardship. Dale Matte was present and hopes the lake camera is up and running soon as he used it daily to check lake conditions. Beachside's new line across the street must be high enough to accommodate plow truck when sanding. Reichel remembered her line was low which caused issue for some parade units.

Parking: Ice fishing house/office used to collect fees was originally parked on the sidewalk and Mayor asked that it be removed. It was moved to one of the two handicap spots, which was brought up at last month's meeting. Lapinski explained to the clerk it was further north last year but it caused drifting across the access. He thought the spot was ok as it is in front of the existing permanent water accessory shed located in front of the park. Technically his resort Lease Area B doesn't include the storage shed or ice fishing office; it begins at the launch and heads north. However, the storage shed is mentioned in his lease along with lease area B. He previously stated they would plow the area as they are using it but per Weinreich none has been done. Park or sidewalk isn't used during winter thus Lapinski doesn't see need for handicap spots. No one has signed an official complaint. Street use and parking is a city safety issue. Bjornson said it doesn't look good. City has been allowing Appeldoorn's apartment tenants to park parallel on Chippewa on city right of way, which technically is against ordinance prohibiting any overnight parking during the winter.

Mayor Reichel contacted local business owners of Morning Star Market, Mugg's and Wahkon Inn, all of which were very complimentary regarding the ice fishing business. They see extra customers and have worked together on his fishing contest. MSM added bait. In all the years Reichel owned the resort there was no issue with parking there. Recent park and street improvements could be reason why. Several main street buildings are empty and there are only two resort left in town. Can he find a place on leased property next year? Discussion continued. Require Lapinski to include this ice fishing office area on his insurance for liability reasons as well as the water accessory building.

Grant Application Awarded for City of Wahkon Stormwater Management Plan: Mille Lacs Soil & Water Conservation District (MLSWCD): City was warned this may not occur as no grant funds were awarded last year which meant competition would be fierce. Wahkon was awarded the grant but the amount isn't known yet. Project estimated cost of \$66,666 with grant request for \$53,333 with \$13,333 being city 25% portion.

Tax Forfeited Land Acquisition: Several years back city obtained tax forfeited parcels for drainage, Soo Line Trail access and natural buffer around main lift station via a conditional use deed without issue. Applications go through MLC and State has authority. MLC isn't sure why, but State claims we must get a conservation deed instead. This would require purchasing parcels, paying 3% assurance fee, \$25 state deed fee, state deed tax and recording fee for each parcel. Current value of parcel #25-040-0580 is \$1900 and #25-040-0890 is \$2900; with fees and taxes \$2034.27 and \$3067.57 respectively for a total of \$5,101.84. At the end of thirty years property reverts back to the State and we would need to go through the process again. MLC suggested we contact city attorney for further information. Button contacted Reichel that his opinion is to obtain these parcels. Future stormwater plan would give more details of specific needs. Clerk to get more information regarding tax forfeiture auction planned for this summer. State reimbursed \$150 of the \$250 application fee.

Transportation Resources for You (TRY) Meet & Greets and Update: Clerk explained this was TRY's second round of meet & greets to find volunteer drivers. City will purchase gas cards and pay for dinner at Da Boathouse meet & greet in Isle, which will be fully reimbursed through Lakes & Pines, fiscal agent of Easterseals remaining transportation grant funds. Meet & greet was conducted in Onamia, Isle's will be 1/15 and in Milaca on 1/23.

NEW BUSINESS: Initiative Foundation \$250 Donation Request: Motion by Bjornson, seconded by Tyson to donate \$500 to Initiative Foundation from Charitable Gambling Fund. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

2018 Small City Street & Ditch State Assistance \$7259: Second and final payment was received 12/26 for \$3629.50, for a total of \$7259. All past funds were invested through LMC 4M Fund which currently has an interest rate of 2.15%. Motion by Tyson, seconded by Bjornson to invest \$7259 through LMC 4M Fund. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

LMC 2019 Legislative Conference for Cities at the Capitol \$99, Wed 2/20 – Thurs. 2/21: Motion by Tyson, seconded by Bjornson authorizing clerk to attend LMC legislative conference. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

MN Association of Small Cities (MAOSC) Newsletter Legislative Preview: Informational

Mille Lacs County (MLC) 2019 Legislative Platform Draft & MN Rural Counties (MRC) Priorities: MLC has hired lobbying firm to (1) secure financial assistance for unfunded mandates, (2) replace lost revenue from land transferred into federal trust, (3) secure legislation for MLC to appoint county auditor, and (4) funds for establishment of drug court. Item (2) gave further details that 65 parcels have been placed in trust with a value of \$184,431,400 for a loss of \$4,471,823 in tax revenue. There is an application for two more parcels to be placed in trust with a land value of \$2,404,100 and estimated tax value of \$38,0872. "A legislative solution to reimburse the County for these losses is essential." Mayor stated MLC has the city's full support and is appreciative of their efforts.

ADJOURNMENT: Motion by Bjornson, seconded by Tyson to adjourn. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously. Meeting adjourned at 6:50 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The February 11, 2019 Wahkon City Council meeting was called to order by Mayor Sandy Reichel at 6:02 pm. Councilmembers present were Ronda Bjornson and Kim Tyson, absent were Tony Button and Rick Roberts. Employees present were Chris Weinreich and Karrie Roeschlein. Meeting began with the Pledge of Allegiance.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Tyson, seconded by Bjornson to approve consent agenda as written. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

- A) Meeting Minutes: 1/14 Council Meeting
- B) City Hall Closed for Presidents' Day Mon. 2/18
- C) City Hall Closed Wed. 2/20 @ 1 pm, all day Thurs. 2/21 & Fri. 2/22; League of MN Cities Legislative Conference & Vacation Day
- D) Regional Transportation Coordination Councils (RTCC) Public Transportation Meetings: Milaca 2/12, Mora 2/13 & Sandstone 2/19
- E) Charitable Gambling Report: 12/2018 Mille Lacs Drift Skippers (MLDS) \$2695.08
- F) Treasurer's Report Ending Balance \$702,748.67
- G) Mille Lacs County (MLC) Tax Settlement Report \$2145.63
- H) Interim Financial Monthly Analysis Reports
- I) Disbursement 2/11 Register Date Range 1/15 – 2/11 Total \$24,872.02

REPORTS: Mille Lacs County Deputy Report: Not officially on the agenda but when Deputy Tony Erholtz has time, he attends to update council. January had twelve calls for service of which about half were self-initiated. Bobby Copper is the new Boat & Water Deputy upon Dennis Boser's retirement and there is a new DNR officer in the area, Ben Karon.

Wastewater: Weinreich has been in contact with Tim Hagemeyer from MN Rural Water Association (MRWA) who is working with the MN Pollution Control Agency (MPCA) in reviewing thirty sewer systems throughout the state of which Wahkon will be included. Measuring sludge depth began last week but was too cold to continue. There is about 20" of ice on the ponds.

Nelson Sanitation & Rental Inc. gave quote to televise sewer lines, including Mille Lacs Island Resort. Previously done in phases, last of which was 2010. Today's price is about 25% less. Nelson Sanitation is located in Rice MN and would be willing to do the work and wait for payment to accommodate the budget. Engineer David Blommel should be involved in this discussion relative the preliminary engineering report (PER). Weinreich noted this is maintenance. This topic will be discussed with MLIR at the annual spring meeting to be scheduled soon.

Employee, Committee & Councilmember Updates: Roeschlein will be attending the League of MN Cities (LMC) legislative conference in St. Paul next week.

Zoning: One permit issued in January, two on hold until spring and two violations still pending.

Savage Communications Franchise 2018 Report \$2643.80: Per cable franchise ordinance they must pay 3%.

UNFINISHED BUSINESS: W.A.V. E Beef Chili Cook Off & Community Meeting 1/26 Results: Mayor thanked the volunteers for an exceptional event at Izatys. First place went to Mugg's of Mille Lacs for commercial and Linda Jablonski for individual. Community meeting of two cents voting had 7/4 fireworks as number one with 47 votes, Wahkon Days with 45, City Dock 17, Main Street Upgrade

16, Trails 10 for a total of 135 votes. Suggestions are to add at least one more judge and to get all new judges as they have been doing it for several years.

NEW BUSINESS: Crooked Tree Development Sewer Usage Fees: Midge Robinson was present to ensure Lot 8 parcel continues without an active sewer account as there are no buildings. Lot 7 doesn't have a renter at this time and the line is frozen, but she is aware the charges will continue as any parcel with a connection must pay one usage fee year-round.

Premier Pyrotechnics & Independence Day Fireworks Date: Clerk took a poll of the businesses as to what date they prefer but forgot that due to requiring pyrotechnic assistance, our city budget is too small to warrant Premier to do them on the fourth. Businesses that replied all said 7/4. When Isle Fire Department (IFD) did them for us it was always on the fourth. Clerk to ask IFD if they would consider doing them again. Some people commented that our display didn't compare to Isle's during Isle Days. Due to high water levels, display area was the Bare Ass Beach road. Premier representative Tony Ramberg explained via email that some difference can be attributed to having different shooters but mostly because of our site. "On a site that we can use smaller diameter cakes you get more shots and they are less expensive per shot. For instance, a 100 shot cake can last 30 seconds and can be as low as 40 dollars. This is the case with Isle. We can use these smaller shells to get more shots in the air but they don't go high enough for you guys to see on your site so we have to use all shells which are higher per shot." Button hopes to find a barge to use in the future. Weinreich recalled when IFD used the point on Petty's property, which needed to be mowed but had a better view for spectators. Bjornson will ask Luke or Sara Petty about using their property again and as another option suggested community parking lot on 2<sup>nd</sup> St. W. Would need to verify distance to buildings and spectators. It was mentioned that Wahkon businesses should raise funds for even a larger event. Clerk to verify deadline for actual purchase as inventory will depend upon site location. Motion by Tyson, seconded by Bjornson to make payment by 3/1 to receive additional 10% product. Ayes: Tyson, Bjornson, and Reichel Motion carried unanimously.

Charitable Gambling Fund Lawful Expense: IFD 2019 Contract: Clerk recalled when this fund was initiated, she was informed fire protection was an expense cities were required to pay from the budget. Recently it was verified through Charitable Gambling it is an approved expense (excluding pension obligations). Fund balance is \$13,350 and 2019 fire protection is \$9375.04. Motion by Tyson, seconded by Bjornson to pay \$9375.04 to IFD for 2019 fire protection in four installments from Charitable Gambling Fund. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously. Checks must be written directly to IFD.

MN Dept. of Transportation (MnDOT) Email: Received 1/25 stating that as indicated last snow season piling of snow on highway right of way is not allowed. "If it is absolutely necessary to pile the snow and leave it overnight it must have a 5 cone taper and cones around the pile in addition to road work ahead signs for both directions of travel on state highway 27." Council had previously requested the windrows be cleaned up into low piles placed in front of non-operating businesses to allow citizens easy access with the intent they would be removed by our contractor RC Habeck Excavating promptly when his schedule allowed. From now on windrows will remain in place until Habeck can remove the snow. Council agreed this year has gone better than last year. Reichel and Bjornson work in Isle and have dealt with windrows and shoveling and agreed Wahkon isn't so bad after all. Council commended Weinreich on the great job he is doing this plowing season.

Clean Up Day 8 – 11 am Sat. 5/4: Jim’s Mille Lacs Disposal sent a letter with preliminary fees; final prices will be locked in by 4/1. East Central Solid Waste (ECSW) will still deliver the mattress and box spring recycling bin but it won’t be paid for by MLC. They covered this expense since inception but can’t as it isn’t open to all county residents. Recycle fee is less than disposal fee. Council questioned if there was another collection event that citizens could utilize, example, tire collection. Clerk has asked that question in the past but MLC can’t guarantee there will be one annually. If there was another event, Wahkon could possibly limit quantity. Last year’s total was \$3,477.35 with top expenses for 58 computer monitors and televisions at a cost of \$1740 and tires were \$813. Council agreed no dumpsters will be delivered and picked up from private residences as was done last year for two properties at \$40 each; total of \$120. We do have volunteers that will pick up items.

ADJOURNMENT: Motion by Tyson, seconded by Bjornson to adjourn. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously. Meeting adjourned at 6:44 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The March 11, 2019 Wahkon City Council meeting was called to order by Mayor Sandy Reichel at 6:01 pm. Councilmembers present were Kim Tyson and Ronda Bjornson; absent were Rick Roberts and Tony Button. Employees Chris Weinreich and Karrie Roeschlein were present. Meeting began with the Pledge of Allegiance.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Tyson, seconded by Bjornson to approve consent agenda as written. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

- A) Meeting Minutes: 2/11 Council Meeting
- B) Wahkon Letter to MN Association of Small Cities Supporting Small Cities Street Aid Payments
- C) Fire Warden Training & Appreciation Dinner, 11:30 am - 2:30 pm Thurs. 3/14 @ Northern Lights Ballroom, Milaca: Roeschlein & Weinreich will attend
- D) Mille Lacs County Assessor's Meeting 10 am – Noon Wed. 4/3: Roeschlein will attend
- E) W.A.V. E Prom, Sat. 4/27 @ Wahkon Inn \$10 Donation
- F) Sally Doran Memorial Wahkon Clean Up Day, 8 – 11 am Sat. 5/4
- G) Charitable Gambling Report: 1/2019 Mille Lacs Drift Skippers (MLDS) \$434.11
- H) Treasurer's Report Ending Balance \$704,911.65
- I) Interim Financial Monthly Analysis Reports
- J) Disbursement 3/11 Register Date Range 2/12 – 3/11 Total \$31,602.76

REPORTS: Wastewater & MN Pollution Control Agency (MPCA) WW Treatment Facility Operation Award: Mayor congratulated Weinreich on another award and how fortunate we are to have such a dedicated employee. Weinreich: Fall is best time to look for I&I due to lower flows. We'll discuss at budget meeting and hope to do some this fall. Tim Hagemeyer will be onsite this spring to finish sludge testing. During MN Rural Water Association (MRWA) conference here this summer, there may be a field trip out to our stabilization ponds for a Team Lab presentation.

Employee, Committee & Councilmember Updates: Weinreich: MN Department of Health is pushing us to do something with the capped City Park well. It should be opened again and used or permanently capped. It has been about ten years since it didn't pass testing standards thus council instructed removal of the hand pump and capping it. After park camping ceased it didn't get used enough and became stagnant. Too costly to run electric under the creek but there is a pole at the launch. Could also add electric GFI receptacles for city and citizen use. Once Park Commissioner Roberts is back, this will be discussed further. Bids will be obtained. Council agreed they don't want to see it go away.

Weinreich will contact Mille Lacs County Sheriff's Department non-emergency for welfare check regarding a truck still at the City Park since yesterday morning. Tie down straps are evident so it appears they are on a snowmobile.

Varidesk: Roeschlein profusely thanked council. Cost was a bit more as she didn't realize arms to hold two monitors is best practice for viewing and per company suggestion, a mat to alleviate cement floor impact to feet and knees.

Zoning: No permits issued. Violation permit check from a handyman service was received with note "permit extortion" along with application, which was forwarded to Darrin Welle, Zoning Administrator.

UNFINISHED BUSINESS: Independence Day Fireworks: Premier Pyrotechnics' salesman Tony Ramberg has done an excellent job for Wahkon and is willing to lose us as a customer if a 7/4 display is wanted. Three local businesses replied 7/4 would be best date this year. Premier doesn't have operator's that day and offered additional 10% of product if held on another date. He verified with Flashing Thunder Fireworks their availability for 7/4 and emailed clerk our 2018 shell inventory for an apple to apple comparison in price. Quote hasn't been received yet. Last month a letter was sent to the Isle Fire Department requesting they once again do our display for a donation. However, it became apparent they no longer have any mortars and don't do Isle Days either. Per Co-Chief Tim Schug, volunteers seem willing to help when asked, but closer to the event he is usually scrambling to get enough help. With this in mind, Council agreed Isle FD isn't an option and awaits Flashing Thunder quote. It is our goal to go back to having fireworks on the actual fourth, as was customary for decades.

NEW BUSINESS: Isle Fire Department Annual Fire Protection Contract: Tyson mentioned how snow/ice falling from their commercial roof broke the board protection and the gas meter on Saturday. They immediately evacuated and Isle FD was onsite promptly. CenterPoint energy took over an hour. Thankfully one of her customer's husband retired from a gas company and was able to immediately shut off the gas. Motion by Bjornson, seconded by Tyson to renew annual fire protection contract with Isle FD for \$9,375.04 in four payments through Charitable Gambling Fund. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously. This is an allowable expense per State Gambling Board.

MN Rural Water Assoc. (MRWA) Annual Renewal & Donations: Great organization that helps all MN cities. Motion by Bjornson, seconded by Tyson to renew MRWA membership for \$250 from General Fund and to donate \$50 to their Equipment Fund and \$50 to Lyle Trautman Scholarship Fund from Charitable Gambling Fund. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

Family Pathways Donation Request: This non-profit organization does a lot for the area. MN Statute 465.039 allows governing bodies to appropriate general fund monies to organizations distributing food. Wahkon may also use Charitable Gambling funds to donate to a non-profit. Motion by Tyson, seconded by Bjornson to donate \$250 from Charitable Gambling Fund to Family Pathways. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

After Prom Party Donation Request: Great event for youth to be safe and have fun after prom with approximate budget of \$10,000. Motion by Bjornson, seconded by Tyson to donate \$500 from Charitable Gambling to After Prom Party c/o Tura Eye. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

Scenic Byway Leader Training May 7 – 8, Audubon Center of the North Woods in Sandstone \$95: Sponsored by National Scenic Byway Foundation, hosted by the East Central Regional Development Commission (ECRDC), The St. Croix Scenic Byway, Veteran's Evergreen Byway, Lake Mille Lacs Scenic Byway, and their partners. Lodging will be approximately \$25. Council agreed Roeschlein has been involved in getting the Lake Mille Lacs Scenic Byway designation and should attend. Motion by Bjornson, seconded by Tyson for Roeschlein to attend Scenic Byway Leader Training in Sandstone. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously.

ADJOURNMENT: Motion by Tyson, seconded by Bjornson to adjourn. Ayes: Tyson, Bjornson, and Reichel. Motion carried unanimously. Meeting adjourned at 6:25 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The April 8, 2019 Wahkon City Council meeting was called to order by Mayor Sandy Reichel at 6:00 pm. Councilmembers present were Kim Tyson and Rick Roberts, Councilmembers Tony Button and Ronda Bjornson were absent. Employees Chris Weinreich and Karrie Roeschlein were present. Meeting began with the Pledge of Allegiance.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Tyson, seconded by Roberts to approve the consent agenda as written. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously.

A) Meeting Minutes: 3/11 Council Meeting

B) Wahkon Letter to Representative Jerry Hertaus Re: New Legislative Initiative to Reform Local Government Aid (LGA) Formula

C) Family Pathways Donation Thank You

D) Mille Lacs Area Health Foundation (MLAHF) Spring Fling Fundraiser Event Sat. 4/13 @ Izatys Resort 5 – 10 pm

E) Low Cost Vaccinations Clinic for Cats & Dogs, Sat. 4/27 @ Wahkon Inn 9 am – 1 pm

F) W.A.V. E Prom, Sat. 4/27 @ Wahkon Inn \$10 Donation

G) Sally Doran Memorial Wahkon Clean Up Day, 8 – 11 am Sat. 5/4

H) League of MN Cities (LMC) 2019 Annual Conference, Duluth Entertainment Convention Center, \$150 June 26 – 28

I) Charitable Gambling Report: 2/2019 Mille Lacs Drift Skippers (MLDS) \$ Zero

J) Treasurer's Report Ending Balance \$681,578.79

K) Interim Financial Monthly Analysis Reports

L) Disbursement 4/5 Register Date Range 3/12 – 4/8 Total \$29,215.13

M) Seven County Senior Federation 46<sup>th</sup> Annual Convention 9 am – 2:15 pm Thurs. 5/16

ORDINANCES, RESOLUTIONS & POLICIES: Resolution No. 2019-0408 Requesting Comprehensive Road and Transit Funding: LMC has requested adoption of this resolution supporting an omnibus transportation funding bill that provides additional dedicated state funding for city streets, including funding that can be used for non-MSA city street maintenance, construction, and reconstruction. Tyson expressed concern that by adopting the resolution it appears Wahkon supports the .20 cents gasoline tax being proposed. Motion by Tyson, seconded by Roberts to table this matter until next month. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously. Clerk to contact LMC for further information.

REPORTS: Wastewater: Weinreich: Ice is still on the ponds. Mille Lacs Island Resort (MLIR) annual meeting is scheduled for Wednesday and maintenance will be discussed. Hope to do I&I phases in town and at MLIR. No lift station alarms thus far due to slow snow melt and freezing temps at night.

Employee, Committee & Councilmember Updates: Weinreich: Streets: When Street Commissioner Tony Button returns, they'll discuss 2019 blacktopping needs and will report to council at May meeting.

Parks: Still plan on trimming trees in walking path and new park area lot once weather allows. Weinreich is working on obtaining quotes to get the City park well operational again. Roberts offered to contact his neighbor Beau Dupre regarding varnishing fishing pier and dock as it is needed this year.

Building: Window replacement is forthcoming and contractor will honor his 2018 bid; he has been recuperating and should be available soon.

Clerk provided her update in memo form. Main issues: USDA representative has changed to Doug Grindberg, who will meet with city engineer and staff tomorrow to discuss next steps for wastewater force main replacement project.

Lake Mille Lacs Scenic Byway: Paul Bunyan National Byway Tour all day on 4/24 and National Scenic Byway Training at Audubon Center of the North Woods 5/8 & 5/9. City hall will be closed those days.

Zoning: Two permits were issued in March. Bjornson and Zumwalt pending issues are on hold until spring. One violation still pending and final letter sent with deadline. If unresolved, council will be notified and city attorney may need to become involved.

Mille Lacs County (MLC) Sheriff's 1<sup>st</sup> Quarter Report for Wahkon: Citizen Mike Temte (retired police chief) requested quarterly reports which will be supplied quarterly.

2018 Financial Statements, Independent Auditor's Report & Management Letter: There were journal entries this year, one of which can't be done per State Auditor Office due to new CTAS. The other two are relative to investments and per auditor, clerk doesn't need to enter them. CTAS has investment module, but there have been problems and per auditor recommendation we don't use it. Investments have their own fund and journal entries are used. For the past several years there haven't been journal entries so the Clerk closed out 2018 before audit was complete. This won't occur again as it can't be assumed there won't be any. Audit and clerk's ending balances match. Motion by Tyson, seconded by Roberts to acknowledge receipt of 2018 audit reports. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously.

NEW BUSINESS: Park Pavilion Use for Family Reunion: Patrick & Cyrilla Bauer were present and hope to use it on 7/4 for their large family reunion. We don't have a set policy and usually it is first come first serve, however there is a need for it to be reserved in this instance. Council approved Bauer's use of pavilion on 7/4 and staff will post reserved sign a few days in advance. Clerk to contact City of Milaca and others for their policies and forms in order to initiate a policy here. Several weddings have been held over the years at our parks.

MLAHF Donation Request: Motion by Tyson, seconded by Roberts to donate \$1000 to Mille Lacs Area Health Foundation (MLAHF) from Charitable Gambling Fund. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously.

League of MN Cities Insurance Trust (LMCIT) Premium/Dividend History & Liability Coverage Waiver Form: Motion by Tyson, seconded by Roberts that the City of Wahkon does not waive the monetary limits on municipal tort liability established by Minn. Stat. 466.04 as recommended by Oberfeld Insurance and LMCIT. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously.

Reciprocal Mutual Aid Agreement for Utility Personnel & Equipment Between City of Isle and Wahkon: First agreement was signed in October 2013 for utility personnel only and both city clerks thought it would be wise to add clerk/treasurer services and utility billing should either city be in need of assistance. Five-year duration clause was added indicating both councils will review the agreement prior to expiration. Isle Council has already approved this and an article "City Clerks Agree to Back Each Other Up" was published in the Minnesota Cities Magazine. Council agreed it is wise to help our neighbors. Motion by Tyson, seconded by Roberts to enter into the Reciprocal Mutual Aid Agreement with the City of Isle. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously.

Wahkon Inn Noise Ordinance Waiver Request Sat. 7/6: Motion by Tyson, seconded by Roberts to waive Noise Ordinance restrictions relative to the 7/6/2019 ATV ride whereas afterward there will be musical entertainment in the parking lot of Wahkon Inn until midnight. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously.

Wahkon Days 2019 Memo: Motion by Tyson, seconded by Roberts to contract with Mallrats for \$1900, authorize necessary street and alley closures, and annual celebration events held Aug. 14-18 will not be applicable to Noise Ordinance restrictions. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously.

ADJOURNMENT: Motion by Roberts, seconded Tyson to adjourn. Ayes: Roberts, Tyson, and Reichel. Motion carried unanimously. Meeting adjourned at 6:17 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The April 22, 2019 special meeting of the Wahkon City Council was called to order by Mayor Sandy Reichel at 6:00 pm and public notice was properly posted. Councilmembers present were Rick Roberts and Ronda Bjornson; absent were Kim Tyson and Tony Button. Employees present were Chris Weinreich and Karrie Roeschlein, as well as, City Engineer Dave Blommel from S.E.H. Meeting began with the Pledge of Allegiance.

2019 Sanitary Sewer Improvement Project: City Engineer David Blommel: Preliminary Engineering Report: Very fact-based report detailing the project, options, and conclusion. MPCA hasn't officially mandated our force main to the ponds be replaced but is encouraging it due to several recent breaks and this is being proactive. Report has been approved by USDA as is, but changes can be made if necessary. Clerk noted the report states the project is all within city limits, but technically some of the force main isn't. Further in the process there will be a right of way map required, which will identify that fact. Under "Growth Areas & Population Trends" explains Wahkon population has declined 32% from 2000 to 2016 with significant drop from 2009 to 2010. "This almost 40% drop is expected to be due to the census area becoming smaller." Wahkon corporate limits have remain unchanged during this time frame. Blommel received this information from the state demographer and wasn't sure exactly what they were referencing. City believes the 2010 census takers provided by Mille Lacs Band of Ojibwe did an inadequate job; one example was the mayor's residence where five people weren't counted. Meters placed on private wells are included in this report in order to bill wastewater accurately and of which USDA funding could be used. It appears residential rates are subsidizing portion of commercial. Also, as incentive to save water and keep lines in good repair.

Environmental Report: The Gray Wolf and Northern Long Eared Bat are in this area but the project won't have adverse impact. USDA has approved this report and concluded "categorical exclusion" which is a good thing.

Per USDA Wahkon is within the Mille Lacs Band of Ojibwe reservation. See 5/3/2018 letter to Ms. Sarah Beimers of MN Historical Society within the report. Wahkon sent a letter of rebuttal to the Historical Society along with copies of resolutions indicating the City of Wahkon, County of Mille Lacs, and State of Minnesota all agree the reservation was disestablished. Clerk read portion of 2/18/2009 letter to Census Bureau from Philip Thompson, MLC Auditor/Treasurer, respectfully disagreeing with the reservation boundary. "While over a century ago the shaded area was recognized as an Indian Reservation (as created by the Treaty of 1855), later treaties and federal laws clearly disestablished that reservation. In 1913, in a case brought against the United States by the Mille Lacs Band of Chippewa Indians, the United States Supreme Court stated in its ruling: The Commission, the Secretary of Interior and the President, in seeking, obtaining and approving the relinquishment of that reservation, all treated it within the purview of the act (1989 Nelson Act), and the Mille Lacs did the same." Census responded 8/16/2011 "The Census Bureau collects and stores the boundaries of American Indian reservations solely for the purpose of tabulating and reporting statistical data and it is beyond the scope of our mission to interpret government treaties and court decisions." "We were referred to the Twin Cities Field Solicitor who confirmed that there have been no new legal opinions that affect the boundary of the Mille Lacs Reservation. Until a new opinion is issued, the Census Bureau's policy is to continue to depict the Mille Lacs Reservation boundary as it is shown on the 2011 BAS maps. We encourage you to contact the Solicitor's Office directly for a resolution to your dispute."

Clerk contacted MLC Attorney Joe Walsh and was directed to Section 18 "Jurisdiction, Defenses and Positions Not Prejudiced or Waived" of the recent tribal law enforcement agreement. City Attorney Dave Anderson doesn't believe by accepting USDA funds it negates Wahkon's legal

stance and technically we must adhere to their rules. However, he offered to draft a resolution for 5/13 council meeting reflecting our position. Blommel agreed that would be similar to our letter of rebuttal to the Historical Society detailing Wahkon's position and would show consistency. Motion by Bjornson, seconded by Roberts to have our city attorney draft a resolution explaining Wahkon's position relative to the USDA designation that we are part of an Indian Reservation. Ayes: Roberts, Bjornson, and Reichel. Motion carried unanimously.

USDA Rural Development Project General Process: There are several stages of required documents, largest two (PER & ER) were already approved. Affordable utility rates are calculated at 1.5% of median household income, which is \$47.66 per month; current city rate is \$35.65. Part of the process will be agreeing to raise rates to their benchmark within 3-5-year period, and/or through assessments. Council agrees with Blommel the assessment process is difficult on citizens and staff so hopefully that won't be necessary. USDA requires recipients to begin a savings account for items that have a finite life and wear out to ensure they'll be replaced. Project estimate is \$1,805,000.00 with a grant need of \$734,264.96 or 40.68%.

USDA Rural Development Application Process: Before the application can be finalized a public hearing would be held sometime in June when snowbirds are back and Blommel will present information. Process is moving along well. Is the program worth the process? A Letter of Conditions details what is being offered as a grant and loan package from USDA and what are our responsibilities. In Blommel's experience federal requirements are easier than state. Finalization wouldn't be until acceptance of their requirements by council, up until then City could decline. Engineer fees have been expended for the above reports so we should move forward to see what they have to offer. Staff will work on completing the application process, thereafter the public hearing. Funding would be available approximately in August. Timeline could be having survey crew begin fall 2019 with project completion spring 2021, thereafter the loan would be closed. Interim funds to pay contractors could be obtained through MN Rural Water Association.

Resolution No. 2019-0422 Notice of Intent to File USDA Rural Development Application: Motion by Bjornson, seconded by Roberts to adopt Resolution No. 2019-0422. Ayes: Bjornson, Roberts, and Reichel. Motion carried unanimously.

Set Next Special Meeting Date & Topic: Council agreed on Monday 5/6 at 6 pm to review the first four chapters of the MN Basic Code 2019 Edition; General Provisions, Administration, Public Works and Traffic Code. League of MN Cities (LMC) has impressed the need to update our code which is the 2004 Edition as many laws have changed.

Adjournment: Motion by Roberts, seconded by Bjornson to adjourn. Ayes: Roberts, Bjornson, and Reichel. Motion carried unanimously. Meeting adjourned at 7:00 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The May 6, 2019 special meeting of the Wahkon City Council was called to order by Mayor Sandy Reichel at 6:00 pm. This special meeting was called by the council and notice properly posted to begin the process of reviewing the Minnesota Basic Code (MBC) of Ordinances 2019 Edition based upon recommendation by the League of MN Cities due to Wahkon's current MBC 2004 Edition being outdated. Councilmembers present were Tony Button, Ronda Bjornson, Rick Roberts, and Kim Tyson. Employees present were Chris Weinreich and Karrie Roeschlein. The meeting began with the Pledge of Allegiance

Minnesota Basic Code of Ordinances 2019 Edition Review: Title I: General Provisions: Chapter 10: General Provisions: Council wants city attorney opinion on Section 10.19 Adoption of Statutes and Rules and Supplements by Reference: (A) It is the intention of the City Council that, when adopting this Minnesota Basic Code of Ordinances, all future amendments to any state or federal rules and statutes adopted by reference in the code or referenced in this code are hereby adopted by reference or referenced as if they had been in existence at the time this code was adopted, unless there is clear intention expressed in the code to the contrary. Example: Windows require 99 nails and new statute requires 400. They don't want to adopt more restrictive rules just by reference. Clerk gave example that if misdemeanor fines were changed after adoption, it was be referenced and thus applicable.

Section 10.20 Enforcement: (B) Gives City Clerk authority to administer and enforce this code. "All and any person or persons designated may issue a citation in lieu of arrest or continued detention to enforce any provision of the code." Verify with city attorney.

Title III: Administration: Chapter 30: General Provisions: Leave as is. Chapter 31: Departments, Boards & Commissions: Omit. Chapter 32: Emergency Management: Omit.

Title V: Public Works: Chapter 50: Garbage & Rubbish: Omit. Chapter 51: Sewer Regulations: Current MBC 2004 Edition was amended with two additions; 51.037 (B) Assessment and 51.064 (C) relative to contractors and both should be added. Chapter 52: Water Regulations: Omit. Chapter 53: Storm Water Drainage Utility: Send to Lynn Gallice at ML Soil & Water Conservation District to see if this should be adopted in preparation for a city-wide stormwater plan that is in the beginning stages. Chapter 54: Rates & Charges: Leave as is.

Set Next Special Meeting Date & Topic: Mon. June 3<sup>rd</sup> at 6 pm to review Title VII Traffic Code and Title IX General Regulations.

Adjournment: Motion by Bjornson, seconded by Button to adjourn. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 7:05 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The May 13, 2019 Wahkon City Council meeting was called to order by Mayor Reichel at 6:00 pm. Councilmembers present were Rick Roberts, Tony Button, Ronda Bjornson and Kim Tyson. Employees Chris Weinreich and Karrie Roeschlein were present. Meeting began with the Pledge of Allegiance.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Button, seconded by Tyson to approve consent agenda as written with exception of removing (B) for further discussion. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

A) Meeting Minutes: 4/8 Council & 4/22 Special Council Meetings

C) Mille Lacs Area Health Foundation Donation Thank You

D) Seven County Senior Federation 46<sup>th</sup> Annual Convention 9 am – 2:15 pm Thurs. 5/16

E) Bridges Out of Poverty Training 9 am – 3 pm Thurs. 5/16 @ Holy Cross Center: City Hall Closed

F) Mille Lacs County (MLC) Spring Cleanup 2019 Household Hazardous Waste Materials, Electronics & Appliance Collections @ Public Works Building in Wahkon 3 - 7 pm Thurs. 6/6

G) Special Council Workshop Meeting Mon. 6/3 @ 6 pm

H) Charitable Gambling Report: 3/2019 Mille Lacs Drift Skippers (MLDS) \$ 772.21

I) Treasurer's Report Ending Balance \$689,200.77

J) Interim Financial Monthly Analysis Reports

K) Disbursement 5/13 Register Date Range 4/9 – 5/13 Total \$44,271.76

B) Representative Sondra Erickson 4/17 Letter: Button explained how taxes are collected from the sale of snowmobiles and ATV's but nothing from bicycles, but yet gas tax funds are spent on bicycles lanes and trails. Money is drying up and there should be a MN Department of Transportation (MnDOT) group specifically for ATV's and snowmobiles to ensure money is appropriately directed for their trails. As a MLDS member this has been discussed on many occasions. MnDOT has staff that will come onsite to discuss pedestrian and bicycle routes relative to this project. Motion by Button, seconded by Tyson to draft a letter to Representative Erickson requesting MnDOT designate a team to represent snowmobile and ATV needs. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

ORDINANCES, RESOLUTIONS & POLICIES: Resolution No. 2019-0513 Reaffirming City's Position Regarding Mille Lacs Reservation Boundary: After reviewing the USDA grant application and reports, the federal government recognizes and makes note that Wahkon is located upon an Indian Reservation. Per council request, city attorney drafted this resolution to reiterate city's position. (1) "The City Council reiterates and reaffirms the position of the State of Minnesota and Mille Lacs County that the Mille Lacs Reservation boundaries are not appropriate for use today in determining jurisdiction of the Mille Lacs Band in relation to state and local authority. (2) As previously resolved, the City Council will continue to make efforts to prevent the City of Wahkon from becoming part of the Mille Lacs Band's government and/or part of its sovereign state." Motion by Tyson, seconded by Bjornson to adopt Resolution No. 2019-0513 Reaffirming City's Position Regarding Mille Lacs Reservation Boundary. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

Resolution Requesting Comprehensive Road and Transit Funding: Council reviewed this last month and was apprehensive to adopt it as it could be construed as approval to increase the gas tax. Gas taxes should stay within the county where they are generated. Small cities, including Wahkon, have received funds for street & ditch improvements over the past few years, which have been invested pending Main Street Beautification project with MnDOT. Clerk was informed recently this project will be

delayed until 2024 due to budget restraints. Motion by Button, seconded by Bjornson to adopt Resolution No. 2019-0513A. Opposed: Tyson and Roberts. Bjornson and Reichel had yet to vote when council began discussing amending the resolution. Motion died. Motion by Button, seconded by Bjornson to adopt Resolution. No. 2019-0513A with the addition of “Adoption of this resolution in no way is approval for an increase to the gas tax as no additional taxes should be required for the State to do this.” Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

REPORTS: Wastewater: Weinreich: Two new sewer connections were made on South Main utilizing two separate lines in one trench. Blacktop will be split by property owners. Ponds are being discharged.

Employee, Committee & Councilmember Updates: Weinreich: Calling Keith Vanderpoel to see when hall windows will be installed. Street blacktopping bids are coming in Wednesday. Streets are still settling from frost. Unfortunately, the extra hitch purchased for the Tool Cat for an offset mower isn't functioning as planned and has caused damage requiring \$650 to fix it. More research will be done for other options.

Parks: Weinreich showed Park Commissioner Roberts the new message boards. Mayor Reichel was informed seasonal employee Lee Hohlen is having knee surgeries and won't be available this summer to mow; Jeff Packer will be interim employee. Per Department of Labor, large employer hourly pay is \$9.86 based on yearly receipts and we exceed threshold when you combine General & Wastewater receipts. Motion by Tyson, seconded by Roberts to pay Jeff Packer \$10 per hour. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

Roeschlein: Burning restrictions will be lifted 5/15. City Hall closed over Memorial Day weekend, including Friday 5/24. Refit instructor Joanna Crocker is conducting exercise classes in the community hall at no charge for community health. Transportation Resources for You (TRY) is holding a Car Fit event in Onamia on 5/23 where drivers are informed about mirrors, safety belts, and occupational therapy tools for driving safer.

Button: WAVE will pay half the cost for a pontoon to shoot fireworks display from the lake. Old 24' pontoon was found for \$450 and would need new platform, approximate cost of \$400. Tom Cardwell supplied information on how to build floating platforms; pyrotechnics company thought they were too small. Del Freichels offered place to store it in his field. City storage yard doesn't have much room and elevation at ponds isn't very level. Contact county water patrol Deputy Bobbi Copper to discuss. Motion by Tyson, seconded by Roberts to expend up to \$500 to get a pontoon ready for July fireworks display provided county water patrol assists day of display. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

Zoning: April report from Darrin Welle was part of the agenda. Motion by Tyson, seconded by Button to get city attorney involved regarding Tramm small porch violation. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

Isle Fire Department Calls 1/2017-10/2018: It has been years since we've seen a report like this. MLC Sheriff's Dept. gives us quarterly reports now as well.

UNFINISHED BUSINESS: 4<sup>th</sup> Street W Ditch Issues: Marj Hoyt & Tom Johnson: Marj was present that something more needs to be done as water pools close to house when it rains hard. There are many other ditches that can't be mowed and pictures were included by Mayor Reichel. There are more areas but these were a few. Working on city-wide stormwater plan with MLSWCD. It is a shallow ditch for drainage and city has tried numerous times to make it better but with all the rains it has been difficult. Main Street/highway drainage and sidewalk is humped on the end. Council agreed that to do anything more would be throwing away money until the stormwater plan is finalized. We recognize there is problem but what more can be done? Marj left the meeting. Hoyt has two sump pumps, one of which was directly in the culvert hindering drainage. MLSWCD is working on our grant for the stormwater plan; all engineer request for proposals will go through them. Ditches are usually wet and protect integrity of our roads. Once plan is finalized work will begin in phases. Assessments may need to be used in the future to get the plan implemented. Only have \$10,000 for ditches this year. Mosquitos? This ditch isn't as bad as others with more standing water. Council agreed this issue is tabled until stormwater plan is finalized.

2018-2019 Plow Season Recap & Possible Plow and/or Truck Purchase: Our 1995 truck plow needs to be replaced before winter. Can we retrofit one? At least \$10,000. Truck has 45,000 hard miles on it. Weinreich has adapted well and made our equipment work but most instances he uses two pieces of equipment to plow. Having a wing plow would require the frame be reinforced. Belly blade would be useful for plowing and also used for grading in some instances. Frame is getting rusty and could become unsafe; it has passed DOT contingent on lug nuts being replaced. Having good equipment makes the job easier, especially for one person.

City of Taylor Falls is ordering brand new plow truck and will be selling their 2009 model with 20,000 miles, stainless steel sander, straight plow, wing and grader. They are offering us the truck for \$49,500 with a letter of intent. Wahkon's truck could be sold out right. New truck would be around \$175,000, the 2009 truck value is about \$70-80,000. City has spent \$23,000 for two trucks during Weinreich's tenure. Last truck was purchased during snow plowing season as previous one broke down. Council agreed we can't afford new but it is their responsibility to have relatively current equipment. Motion by Tyson, seconded by Button to write letter of intent for possible purchase of City of Taylor Falls 2009 truck contingent that Weinreich inspects the truck before beginning negotiations. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. Weinreich will report back to council at next meeting.

Bare Ass Beach Sign Revisited: Button spoke of a park named "Bear Affair" that had issues with patrons taking their tops off and when police were called, they blamed the name of the park for the predicament. He hasn't made the beach sign yet and wanted to discuss it further. Do we take name suggestions utilizing Isle Harbor as it is the corporate limits between us and them? Or should we not erect a sign? Bjornson suggested we don't do anything. How much attention do we want to bring to the name? Improvements were made to the road last year and it looks beautiful. Where you drive in is on the city side of the corporate limits. Do we call it a public beach? Sign states it closes at 10 pm. Part of Weinreich's weekly rounds it to keep it clean. One sided parking seems to be working as patrons aren't blocking Petty property access as often. Motion by Bjornson, seconded by Roberts to leave as is, no sign will be erected. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

NEW BUSINESS: MN Association of Small Cities (MAOSC) 2019-2020 Renewal: Motion by Bjornson, seconded by Button to pay renewal MAOSC dues in the amount of \$212.70. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

Municipal Clerks Finance Officers Association (MCFOA) 2019-2020 Renewal: Motion by Tyson, seconded by Bjornson to pay \$50 to renew Clerk's MCFOA dues. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. MCFOA has great training and wonderful networking opportunities.

Open Forum: Bjornson questioned if sump pump inspections should have been part of this meeting's agenda. Previously council agreed to wait until USDA wastewater grant funding and loan package information is known.

ADJOURNMENT: Motion by Tyson, seconded by Roberts to adjourn. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 7:05 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The June 3, 2019 special meeting of the Wahkon City Council was called to order by Mayor Sandy Reichel at 6:01 pm. This special meeting was called by council and notice properly posted to review the Minnesota Basic Code (MBC) of Ordinances 2019 Edition based upon recommendation by the League of MN Cities due to Wahkon's current MBC 2004 Edition being outdated. Councilmembers present were Tony Button, Ronda Bjornson, Rick Roberts and Kim Tyson Employees present were Chris Weinreich and Karrie Roeschlein. The meeting began with the Pledge of Allegiance

Clerk read City Attorney David Anderson response to council questions from 5/6 special meeting, which began the MBC review process. Title I General Provisions, Chapter 10 General Provisions, Section 10.19 Adoption of Statutes and Rules and Supplements by Reference: Council was concerned about (A) wherein it states "all future amendments to any state or federal rules and statutes adopted by reference in this code or referenced in this code are hereby adopted by reference or referenced as if they had been in existence at the time this code was adopted, unless there is clear intention expressed in the code to the contrary." Anderson wrote "There is some debate about whether a city council can incorporate future statutory amendments into their code and although there is room for debate on this, I take the position that they cannot. That doesn't mean that cities don't still try to do it, though I think there might be some vulnerability if you ever needed to enforce a future statutory amendment that was made after your ordinance was adopted. I think it's cleaner to take that "as may be amended" language out of the code altogether." Council agreed.

Section 10.20 Enforcement: (B) authorizes City Clerk to enforce the code and further states "All and any person or persons designated may issue a citation in lieu of arrest or continued detention to enforce any provision of the code." Per attorney, city staff can handle civil enforcement, send letters, etc. but they would need to coordinate criminal charges with local law enforcement.

Minnesota Basic Code of Ordinances 2019 Edition Review: Title VII: Traffic Code, Chapter 70 Traffic Regulations: Entire chapter was omitted in existing 2004 MBC Edition. Council agreed to omit Sections 70.05 Turning Restrictions and 70.06 U-Turns Restricted.

Chapter 71 Parking Regulations: Chapters 71.05 Parking certain semi-trailers or tractors on public streets prohibited, 71.06 Overnight parking, and 71.08 Prohibiting parking areas in front yards in residential zones were omitted in 2004 MBC. 71.08 prompted discussion of Jost property where several vehicles and construction equipment are parked in their front yard. City attorney will be contacted regarding 71.08 and whether that section would be applicable to control situations as mentioned above.

Chapter 72 Snowmobiles: Soo Line Trail runs through the city and we have a groomed snowmobile route entering town. Want them to stop at our businesses. Council wants attorney opinion on Section 72.04 Restrictions (A) (8) "... closer than 100 feet from any residence." Section 72.07 Equipment (E) requiring pennant flag will be omitted.

Chapter 73 Recreational & Other Vehicles: Omit Section 73.03 Operation Requirements (K) and 73.05 Hours of Operation. Omit "and city streets shall be unlawful" from Section 73.07 (B). Isle began requiring citizens to obtain a permit for golf carts and off highway vehicles (side by sides, rangers and gators), which has caused some upset. They also verify driver licenses. Safety is the main concern as many owners allow young children to drive them and/or there are multiple riders. Clerk to discuss Section 73.08 Motorized Golf Carts, Utility Task Vehicles and Mini Trucks permit process

with MLC Sheriff's department and there will be a future public hearing prior to deciding whether to require a permit. Section 73.08 (7) add "unless equipped with head lights" at the end of first sentence. Omit Section 73.08 (9) requiring wing style rear view mirror.

Chapters 74 Bicycles, Roller Blades, Roller Skates, Roller Skis & Skateboards: Keep as is.

Title IX General Provisions Chapter 90 Abandoned Property: Keep as is.

Chapter 91 Animals: City has stand alone ordinance regulating animals with inclusion of farm animals and fowl which was adopted not too long ago. Animal licenses are not required, which is requirement of this chapter. At next review meeting, give council City Animal Ordinance to compare with Chapter 91.

Chapter 92 Health & Safety; Nuisances: Omit Section 92.01 Assessable Current Services (D) Installation and repair of water service lines. Omit "...which are not rodent-free or fly-tight or" from Section 92.16 Public Nuisances Affecting Health and (L) of Section 92.18 Public Nuisances Affecting Peace and Safety. Section 92.19 Nuisance Parking and Storage (B) (1) and (3) (c) omit. Open Burning Section 92.61 Prohibited Materials (D) omit. Check with city attorney regarding Section 92.64 Permit Application For Open Burning; Permit Fees (A) requires permit application to be processed by Fire Chief, Fire Marshal, and Assistant Fire Marshals which Wahkon doesn't have. City is authorized as a State Fire Warden site.

Chapter 93 Streets & Sidewalks: Under Right-Of-Way Construction Regulations, Section 93.21 Definitions and Adoption of Rules by Reference, Council wants to review referenced material: Minn. Rules Ch. 7819, definitions included in M.S. 237.162, Minn. Rules 7819.0100 subps. 1 through 23, and Minn. Rules 75600.0100 subps. 1 through 12 as per code it is "adopted by reference and are incorporated into this chapter as if set out in full."

Set Next Special Meeting Date & Topic: Mon. 7/1 at 6 pm to review Title XI Business Regulations and Title XIII General Offenses.

Adjournment: Motion by Bjornson, seconded by Tyson to adjourn. Ayes: Roberts, Tyson, Bjornson, Button and Reichel. Motion carried unanimously. Meeting adjourned at 7:05 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The June 10, 2019 Wahkon City Council meeting was called to order by Mayor Sandy Reichel at 6:01pm. Councilmembers present were Ronda Bjornson, Tony Button, Rick Roberts and Kim Tyson. Employees present were Chris Weinreich and Karrie Roeschlein. Meeting began with the Pledge of Allegiance.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Tyson, seconded by Bjornson to approve consent agenda. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

- A) Meeting Minutes: 5/6 Special Council Meeting
- B) League of MN Cities (LMC) 3% Maximum Dues Increase
- C) Coalition Against Bigger Trucks (CABT) Truck Size & Weight Legislative Update Email
- D) East Central Regional Development Commission (ECRDC) Fiscal Year 2019-2010 Budget, Notice of Pubic Hearing for 6/24 @ Eddy's Resort @ 5:45 pm
- E) Special Council Workshop Meeting Mon. 7/1 @ 6 pm
- F) Mille Lacs Equal Rights Foundation (MERF) 9/18 Raffle LG220 Exempt Permit Application; Signed as acknowledged with no waiting period as usual practice.
- G) Charitable Gambling Report: 4/2019 Mille Lacs Drift Skippers (MLDS) \$404.80
- H) Treasurer's Report Ending Balance \$674,551.76
- I) Interim Financial Monthly Analysis Reports
- J) Disbursement 6/10 Register Date Range 5/14 – 6/10 Total \$22,299.03

ORDINANCES, RESOLUTIONS & POLICIES: Resolution No. 2019-0610 Approving Charitable Gambling Within the City Limits of Wahkon: Motion by Bjornson, seconded by Tyson to adopt Resolution No. 2019-0610 for Isle Lions Club Class B gambling license to be used at Wahkon Inn commencing 7/1 or upon a date as approved by the State. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

NEW BUSINESS: MN School Trust Fund Parcel Use Discussion: DNR & Steve Dubbs: Dubbs passed out map of 440 acres adjacent to Soo Line Trail for one mile. MLC parks & trail plan has this parcel noted for possible use. Looking for letters of support to research possibilities. Friends of Soo Line Trail, Friends of Hennepin State Park, Wahkon Inn, MSM, Mugg's, Beachside Resort, and MLDS have indicated support. Wahkon is important to MLDS and they want something good for the town. Representative Sondra Erickson is supportive as well. Trail likely only for snowmobile use which would be up to DNR. There is a 35-40-foot change in elevation, one of the highest points in MLC. It may not be feasible either. Button noted MLDS considered rustic camping, but it is really wet. Ed was with a crew that did a field trip earlier this year. Very beautiful back there and it could bring more business to Wahkon. Bjornson would hate to see it torn up. Bog and wetlands would be protected. Possibilities could include multi-purpose ski trail. All plans are conceptional only; there would be public hearings requirements. Motion by Button, seconded by Roberts to send letter of support relative to DNR review of development potential for multi-purpose recreational trails within the 440 acres of State Trust property along the Soo Line trail in Wahkon. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. Council thanked Dubbs for his involvement.

2019 Blacktop Bids: Weinreich contacted three contractors, only received two with one-line item difference between bids which was adjusted for apples to apples comparison; Anderson Brothers \$57,685 and North Central Paving \$49,155 with shouldering. Both contractors have worked for

City before and would get job done promptly. No reclamation this year only patching due to limited budget finances. Winter was hard on streets causing severe cracking. Motion by Button, seconded by Tyson to recommend we extend the contract to Anderson Brothers if they are willing to reduce \$20,000 mobilization fee by 50% or more, if not, contract awarded to North Central Paving. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

UNFINISHED BUSINESS: City Plow Trucks History & Possible Purchase: Reichel believes having one capable truck will save time instead of Weinreich using three pieces of equipment. Good for city and for employees, also for future employees. Clerk memo gave history outline. Since 2001 city has owned two plow trucks. Second was purchased 1/2010 in desperation during plow season; 1995 International with 50K miles for \$18,470 included \$1800 for trade in of 1981 Ford. After adding truck utility items \$2,850, problems were found; expended \$30,722 total in 2010 alone on this truck, which is still in use. New plow will be needed for this season and frame may not accommodate it well with 60k miles. Jim Connelly from Crysteel Truck Equipment was present to discuss 2009 Sterling L-8500 plow truck package with 19k miles for \$49,500. City of Taylor Falls bought it new, all repairs have been documented and they are waiting for delivery of new truck. They do ten-year rotation and spent about \$205k. Wahkon's old 1995 truck could possibly sell for \$10k. Motion by Tyson, seconded by Button authorizing hold payment of \$2500 to Crysteel Truck Equipment toward the purchase of 2009 Sterling L-8500 plow truck package for \$49,500 not including title transfer and sales tax if applicable. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. End of September final payment will be required. Last truck purchase was split between General and Wastewater Funds. Council will discuss allocation at 2020 budget meeting. Weinreich will advertise for bids to sell our truck after delivery of Sterling truck.

REPORTS: Wastewater: Weinreich gave report early in order to leave council meeting to discuss details of truck purchase with Connelly. Discharge is still occurring. Lynn Gallice from Mille Lacs Soil & Water Conservation District (MLSWCD) is working on updating our city park plan to also address creek embankment issue. Contractor William Schmiede will pull rip rap from creek. Not just kids rolling rocks down, slope of bed is causing top rocks to fall and block creek. Plan likely to include plantings. Will coordinate with Vanderpoel to get hall windows replaced.

Proper Economic Resource Management (PERM) Letter to President Donald Trump Requesting Presidential Order Terminating the 1837 Hunting & Fishing Privilege of the Chippewa: "In 1998, this lawsuit reached the United States Supreme Court, where an activist Court erroneously and improperly overruled the 1850 Presidential Order of Zachary Taylor that had revoked the temporary 1837 hunting and fishing privileges, which were defined as being "during the pleasure of the President of the United States." "The four conservative Justices, writing in dissent, summarized their opposition to the Court's decision: "The Court today invalidates for no principled reason a 149-year-old Executive Order, ignores the plain meaning of a 144-year-old treaty provision, and overrules sub silentio a 103-year-old precedent of this Court." "Chief Justice Rehnquist dissenting, *Minnesota v. Mille Lacs Band of Chippewa Indians*, 526 U.S. 172, 220 (1999)."

"The 1837 Treaty entrusted to the President of the United States – not the courts – the decision of whether or not to terminate the 1837 hunting and fishing privilege. But it wasn't just President Zachary Taylor that had revoked the 1837 hunting and fishing privilege: his decision to revoke the privilege was affirmed by President Franklin Roosevelt in a 1938 letter. 526 U.S. at 216-217. Instead of giving heightened deference and wide latitude to the Executive Order, the Supreme Court improperly usurped the power granted to the President under the 1837 privilege. In doing so, the United States Supreme Court, in its majority opinion, states: "We do not mean to suggest that a President, now or in the future, cannot revoke Chippewa usufructuary rights in accordance with the terms of the 1837 Treaty." 526 U.S. at 194"

Letter concludes with “Mr. President, we have no one to turn to but you. We humbly implore you to hear our plea for action.” If people agree, sign their name to a copy along with mailing address underneath and envelope must also have return address or they will be thrown.

REPORTS: Wastewater: Weinreich gave his report earlier, right after unfinished business.

Employee, Committee & Councilmember Updates: With Mayor approval, Roeschlein changed agenda putting reports last and putting “business” items first so professionals and citizens won’t need to wait through staff reports.

Button is working on fireworks display pontoon which Roberts and him picked up; cost will be under \$2000 split between City and WAVE. Pyrotechnic company will select appropriate spot in the bay giving best view to Wahkon. Bjornson believes we should raise funds for larger fireworks display. City attorney memo should be reviewed relative to any future fund-raising efforts.

Roberts looked under the Stone Bridge and rocks appear to be in a straight line as if someone placed them there. Vegetation is packed and 90% of embankment rocks are in the stream. Should rocks be laid in concrete? Want it natural. WAVE volunteers did that eight years ago. Weinreich previously mentioned that MLSWCD is developing a plan.

Reichel reminded staff to erect “reserved” sign on City Park pavilion for Bauer on 7/4.

Zoning: May report was part of the agenda with no approved permits. Tramm violation was resolved. Zumwalt camper won’t see much use this summer and likely won’t go over the 14-day limit but will still work on connecting utilities. This was conveyed via email from Tom Johnson, previous property owner who is assisting Zumwalt.

Bjorn Bjornson: Welle hasn’t heard “...any updates, changes, or progress regarding a septic or wetland plan. Therefore, the garage is still in non-compliance due to not having a primary structure or a dwelling that is permissible with a septic plan.” He suggests getting city attorney involved. Bjornson will abstain from this conversation. Motion by Tyson, seconded by Button for City to send Bjornson a letter giving him 30 days to reply with a plan of action and if no reply is received to involve city attorney. Ayes: Roberts, Tyson, Button, and Reichel. Abstain: Bjornson. Motion carried.

Open Forum: Limited to 3 minutes. Council may place issue on next month’s agenda for review. Barb Faegre spoke to council of her desire to add a 10x24 screened porch onto the 12x24 fish house bunk house she erected in 2015 with council approval, without a foundation. It is used as extra sleeping quarters for grandkids. Application will go through Zoning Administrator Darrin Welle. Council appreciates her going through the process and believes it will be nice.

ADJOURNMENT: Motion by Bjornson, seconded by Tyson to adjourn. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 6:46 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The July 1, 2019 special meeting of the Wahkon Council was called to order by Mayor Sandy Reichel at 6:00 pm. Councilmembers present were Rick Roberts, Tony Button, and Ronda Bjornson; Kim Tyson was absent. Employees present were Chris Weinreich and Karrie Roeschlein. This special meeting was called for by the council with legal notice properly posted. Meeting began with the Pledge of Allegiance.

Minnesota Basic Code of Ordinances 2019 Edition Review: Title XI: Business Regulations: Chapter 110: General Licensing Provisions: Leave as is.

Chapter 111: Commercial Amusements: Section 111.01 Bowling; Billiards and Pool: Both bars have a pool table, would annual license be required?

Chapter 112: Liquor Regulations: Section 112.05 Consumption in Public Places: Intoxicating liquor or 3.2 percent malt liquor consumption prohibited “in a public park, on any public street, sidewalk, parking lot or alley, or in any public place than on the premises of an establishment licensed under this chapter...” Park pavilion is used for parties and beer is likely consumed. Should a fisherman be allowed a cooler of beer while on the pier? If not regulated, could it cause serious issues? “...or, where the consumption and display of liquor is lawfully permitted.” Will that cover sidewalk tables in front of Mugg’s?

Section 112.23 License Fees; Pro Rata: (F) (1) – (4) reduction of annual license fee if they do these four things to help prevent underage drinking. Great incentive. What reduction would be appropriate? We’ve never had this before.

Chapter 113: Peddlers & Solicitors: Leave as is.

Chapter 114-115: Reserved: Nothing to be reviewed. Reserved for future regulations.

Chapter 116: Regulating Lawful Gambling: 116:05 Applicability (B) Raffles, if the value of all prizes awarded by the organization in a calendar year does not exceed \$1,500. Mille Lacs Equal Rights Foundation (MERF) and Isle Sportsman’s Club exceed \$1,500. Possibly even Sacred Heart bazaar. First sentence states “This chapter shall be construed to regulate all forms of lawful gambling within the city except:” so anything under \$1,500 is exempt.

Section 116.13 Contribution of Net Profits to Fund Administered by City: (C) requires council to determine use of these funds, currently 10% per ordinance, at the time of budget adoption.

Chapter 117: Garage & Rummage Sales: Leave as is.

Chapter 118: Regulation of Public Dances & Special Events: Section 118.03 Permit Required: “No person shall conduct a public dance in this city unless a permit has been obtained.” Wahkon Area Vision Effusion (WAVE) has annual prom. What about wedding dances at Wahkon Inn? Permits haven’t been required. Section 118.05 Insurance: calls for two million, current sidewalk café ordinance requires 1.5 million.

Section 118.22 Permit Required: “No person shall hold, conduct or participate in a special event within the city, unless a permit has been issued for such event upon timely written application made to the city.” Never required this before. Council isn’t sure about this chapter; discuss with city attorney.

Section 118.25 Exceptions to the Permit (A): events sponsored and managed by the city are exempt.

Chapter 119: Sexually Oriented Businesses: Council questioned whether we actually need this chapter.

Title XIII: General Offenses: Chapter 130: General Offenses: Leave as is.

Set Next Special Meeting Date & Topic: Council agreed to add Title XV Land Usage review to the August council meeting. Give them current zoning ordinance along with their 7/8 agenda to compare with Title XV in preparation to review and discuss at their 8/12 council meeting.

Adjournment: Motion by Button, seconded by Roberts to adjourn. Ayes: Roberts, Bjornson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 6:35 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The July 8, 2019 Wahkon City Council meeting was called to order by mayor Sandy Reichel at 6:00 pm. Councilmembers present were Tony Button, Kim Tyson, Rick Roberts, and Ronda Bjornson. Employees Chris Weinreich and Karrie Roeschlein were present. Meeting began with the Pledge of Allegiance.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Tyson, seconded by Bjornson to approve consent agenda as written. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

A) Meeting Minutes: None

B) MN Rural Water Assoc. Thank You

C) MN State Demographic Center 2018 Population & Household Estimate

D) Notice of Public Hearing on an Interim Use Permit Application for a Vacation Rental Dwelling for Katherine Rich: Tues. 7/23 @ 5:45 pm

E) Sacred Heart Church Temporary 3.2 On Sale Liquor License for 8/11/19 Bazaar

F) Charitable Gambling Report: 5/2019 Mille Lacs Drift Skippers (MLDS) \$302.70

G) Treasurer's Report Ending Balance \$667,102.85

H) Interim Financial Monthly Analysis Reports

I) Disbursement 7/8 Register Date Range 6/11 – 7/8 Total \$40,181.25; Less Transfer Between Funds Total \$33,601.25

NEW BUSINESS: Mille Lacs Equal Rights Foundation (MERF) Donation Request: Roberts recused himself from this discussion as a MERF member. Mille Lacs Band of Ojibwe have purchased several Main Street businesses, none have re-opened to the public; they do have a government office on Main Street. Detrimental to economic development. Wahkon was partner in filing Amicus Brief along with MERF written by attorneys from Rinke Noonan. Council affirmed that attorney bill for their attendance at our meeting is our responsibility. It was paid by MERF initially and may be forthcoming for reimbursement. Motion by Button, seconded by Tyson to donate \$500 to MERF from Charitable Gambling Fund. Ayes: Tyson, Bjornson, Button, and Reichel. Abstain: Roberts. Motion carried.

Motion by Tyson, seconded by Button to authorize Mayor Reichel and Clerk Roeschlein to attend MERF meeting on 7/17 for Amicus Brief legal update. Ayes: Tyson, Button, and Bjornson. Abstain: Roberts and Reichel. Motion carried.

Roberts has been asked to be a MERF board member and would like city attorney legal opinion. Motion by Button, seconded by Tyson to obtain city attorney opinion regarding councilmember Roberts being a MERF board member. Ayes: Tyson, Bjornson, Button, and Reichel. Abstain: Roberts. Motion carried.

Friends of the Soo Line Trail Request for Maintenance Assistance: Memo explained organization history and how Clerk Roeschlein is helping them with annual meeting and scheduling trail cleaning as it is important to Wahkon to have a safe trail. Friends pay MLDS dues for volunteers to use their equipment to clean the trail, which can take up to 6-8 hours depending on trail condition and number of riders encountered. Asking all three cities, Isle, Onamia & Wahkon to authorize staff to do monthly cleaning. "Thanks for considering our request and we look forward to having a working relationship with all three cities to continue providing a venue for all styles of recreational transportation to thrive for economic reasons, as well as the stress relieving health benefits for our citizens, their families, and welcomed tourists." Motion by Bjornson, seconded by Tyson to authorize employees Weinreich and Packer to clean the Soo Line Trail monthly as long as it doesn't involve overtime. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

UNFINISHED BUSINESS: Spring Clean Up Day Cost & Donations; Schedule 2020 Date: 5/2/2020? This year's cost was \$2665.74 with donations received of \$803; 2018 was \$3477.35 with only \$310 in donations. TVs & monitors are highest expense at \$35 each for total of \$1050. Council agreed with Bjornson's suggestion to allow citizens one free TV or monitor and to charge \$20 each for additional. Recycle bin for mattresses and box springs will no longer be available, even for a fee, which will add cost to disposal bill. Next clean-up day will be 5/2/2020 utilizing Jim's Mille Lacs Disposal.

REPORTS: Wastewater: Weinreich needs to replace contactor for \$1900 and will rebuild old one for approximately \$300 in order to have extra one; will get estimate. MN Pump Works will be here Wednesday; will discuss new product line and means to monitor MLIR flows, which could cost \$5000.

Employee, Committee & Councilmember Updates: Weinreich: North Central Paving will be here next week to do blacktopping. There was an informal request from homeowner to provide access to their alley utilizing Meshigun Avenue extended that currently is used as city storage yard. Council agreed such an improvement would need to be done at their cost. Major drop in elevation will add to cost and there may be wetland issues. Access from Hennepin Avenue would require tree removal and there is a manhole in this alley.

City Park: Should power be brought to the pavilion? Could bore line under the creek for approximate cost of \$1500. MN Dept. of Health (MDH) required city well to be closed a few years back and are now pushing us for a more permanent plan of use or closing it permanently. Weinreich is looking at pump options, costs, and obtaining MDH approval.

Hall building replacement windows have arrived and Weinreich will coordinate with contractor to get them installed promptly. Gopher State One Call locates are needed to install new message boards at city hall and Ellen Ruth Park. Curt Halverson will be hired to drill the holes.

City Park Camping: Button was approached about bringing back camping in the park, tent camping for ATVers. Resorts don't have drop in sites for campers. Who would manage it? City of Pierz allows it. If there is interest, it should be put on a future meeting agenda for further discussion.

Highway Curve: Tyson has safety concerns regarding shrubs on the inside curve affecting vision of drivers when leaving 1<sup>st</sup> Street E and turning left onto South Main or onto Highway. Weinreich will see if he can cut the brush.

Fireworks: Reichel commended everyone involved with the wonderful 7/4 fireworks display shot from Wahkon Bay. It was amazing to see all the boats and patrons on shore enjoying the show. Button explained how some boat viewers said the Pledge of Allegiance as prompted by volunteer Jake Shetka. Next year we need to figure out how to get those on shore to say it as well, maybe after the first explosion.

IPads: Reichel reminded clerk to investigate cost for fall budget meeting to purchase iPads or something similar for council meeting use instead of paper. City of Isle loves theirs and received donation from MLDS. Agenda delivery wouldn't be necessary and copier costs would be less.

Zoning: June report was part of the agenda with seven permit applications received of which six were approved. No reply received from Bjornson yet, city letter was dated 6/11 which gave him 30 days to respond. Council agreed they would rather discuss issue with Bjornson then turn over to city attorney and technically he has until 7/11. Place on next month's agenda.

Vacation rental interim use permit public hearing will be held on 7/23 at 5:45 pm during a planning commission meeting.

Johnston Penalty Permit: They paid their \$300 penalty permit under protest for building a structure without approval and are still very upset. When Button recently asked them to help with a new event for Wahkon Days it was stated the City is fast to call for volunteers but didn't call to prevent and/or help with penalty permit. They have been great volunteers; Artic Blast, WAVE meat raffle, Wahkon Days, etc. Can't council give citizens a break when a mistake is made? No reduction requests have been granted in the past and it would open a can of worms. Could WAVE pay some if it? Reichel and Bjornson didn't think that would be appropriate and this is the exact reason why an outside professional was hired. Tyson offered \$25 personal donation, as did Bjornson. Clerk stated it is unfair citizens become disgruntled with the City which can affect volunteerism when the committee had nothing to do with it. Button stated Johnston didn't ask him to discuss this on their behalf but he wanted to personally bring it up.

Open Forum: Paula & Munday Maxson were present. Paula is a girl scout leader of Troop #55398 and they will be doing community work in our parks. Reichel asked if our lighted trailer sign could say "welcome troop 55398", which council full heartedly agreed. Maxsons and some girl scouts have helped with kids' games during Wahkon Days in the past and will again this year. Thank you very much for all your help!

Tom Jackson: School Trust Land Trail Endorsement: Believes council rushed to judgement in sending their support letter to DNR. Steve Dubbs attended last month's meeting to discuss possible trail using school trust land, some of which abuts Soo Line Trail in Wahkon. Bog is 15,000 years old and filters water before entering the lake. Pollution from snowmobiles & ATV's will ruin it. Council should have questioned potential negative impact. Reichel explained this is preliminary and assumption was trails would be on higher dryer land. Jackson owns two parcels in this area and his legacy to his children is the land. If frost is driven down by snowmobiles that will have major detrimental impact.

He gave council background that this has been ongoing for 3 years now. Originally MLDS wanted to re-open the trail utilizing his driveway, old stage coach road to Mora that Wahkon thought was 1<sup>st</sup> Street E extended but was actually private property. Trail was used for years prior but items were stolen from him and there were accidents as well so they stopped granting permission and blocked it. Afterward he was told there was an easement or contract for that trail, which was proven inaccurate. He thought this was over but obviously MLDS is trying to establish new trails and they haven't been invited to the discussion. Per Jackson, Lez Pinz informed DNR there would be no wetland impact at a recent meeting here. How can that be? The plan is preliminary and could take years to decide. Council thanked Jackson for his opinion and when this topic is on the agenda he will be informed. Jacksons are gathering information which will be passed along to council.

ADJOURNMENT: Motion by Bjornson, seconded by Tyson to adjourn. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 7:56 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The July 23, 2019 Wahkon Planning Commission (PC) meeting, comprised of the City Council, was called to order by Mayor Sandy Reichel at 5:45 pm. Members present were Tony Button, Kim Tyson, Ronda Bjornson, and Rick Roberts. Employee Karrie Roeschlein was present and Zoning Administrator Darrin Welle from Sourcewell. Meeting began with the Pledge of Allegiance.

Approval of Agenda: Motion by Bjornson, seconded by Tyson to approve the agenda. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

Minutes: 10/29/2018 Planning Commission Meeting: Procedure is PC meeting minutes are approved at the next PC meeting. Motion by Tyson, seconded by Roberts to approve the 10/29/2018 PC meeting minutes. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

Staff Report: Darrin Welle: Applicant Katherine Rich is requesting an interim use permit (IUP) to operate a vacation rental. To rent property for less than 30 days, zoning ordinance requires a permit. Dwelling has 5 bedrooms, thus a 10-person maximum allowance. Applicant limits guests to 8 and doesn't allow group parties. Applicant owns several parcels, approximately 5 acres, with one residence. Welle recommends limiting permit to applicant or significant other as current owners. New owner would require new permit.

Public Hearing: Vacation Rental Property Interim Use Permit Request: Katherine Rich was present with her son Matthew. Mayor Reichel opened the public hearing. Rich explained how her family decided this was the best means to generate funds to maintain this third-generation property. Approximately 3-4 rentals per year, which are screened by them. College kids or large parties are prohibited as they don't want maintenance issues. One letter in opposition was received from Denise & Bryan Weis, included in agenda. Patricia Hicks explained there is ongoing property dispute of garage location. Garage isn't being rented. Ann "Cilia" Moseley questioned screening process and stated one renter came into her yard with a poodle. Shirley Shearen asked who should they contact with a complaint? Kevin Fitzsimmons is totally against this. Renters were shooting guns early one morning. Soo Line Trail is located behind this property. He had rental properties in the past and seen many problems. Matthew expressed their disappointment that this occurred. That isn't acceptable to bring a gun and shoot it. We would need written rules so they know. They have rented for reunions and graduations, which may explain why many vehicles were seen coming and going. None of this is what they want to happen and they'll do everything in their power to prevent it. Outside camera is on the property. They haven't received one letter of complaint and Katherine is at the house at least once a week. They would appreciate a call promptly if issues arise in order to deal with the renters. Motion by Bjornson, seconded by Tyson to close the public hearing. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously.

Discussion and Recommendations: Motion to Council: Section 5.6 Vacation Rentals is part of current ordinance and this use is allowed with conditions. Welle made note of audience concerns. Noise ordinance is applicable to all properties and should be given to renters. Provide contact name and phone number to neighbors should issues arise. Provide map of property to renters along with rules and regulations.

Findings of Fact questions must be answered yes or no along with reasons why. Answers dictate whether permit is approved. (1) Be detrimental to or endanger the public health, safety, comfort, convenience or general welfare of the neighborhood or the City? (2) Be designed, constructed, operated and maintained to be compatible in appearance with the existing or intended character of the general vicinity and will not change the essential character of that area? (3) Be

hazardous or disturbing to existing or future neighboring uses? (4) Involve uses, activities, processes, materials equipment and conditions of operation that will be detrimental to any persons, property or the general welfare because of excessive production of traffic, noise, smoke, fumes, scenic blight, glare or odors? (5) Involve lighting, including lighted signs, that would impair the enjoyment of property and/or property owners in the vicinity or the safety of the traveling public? (6) Be in conformance with the provisions of this Ordinance, and would not unreasonably interfere with the health, safety, and welfare of the surrounding owners and the public, if conducted in compliance with the conditions imposed on the permit? (7) Adequately provide for parking, current and anticipated traffic congestion, and traffic safety so the use does not become or create a nuisance. (8) The proposed use will not impose additional costs on the public if it is necessary for the public to take the property in the future?

Rich agreed to the eight conditions read by Welle. Motion by Bjornson, seconded by Tyson to recommend approval to council of Katherine Rich vacation rental IUP at 815 Highway 27 West to rent their residence on a transient basis, less than 30 days. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. Welle will draft resolution documenting findings of fact, reasons for approval, and the eight conditions, which will be presented to council at their upcoming 8/12 meeting.

Moseley questioned why council didn't come back to the audience after their discussion? She was a planning commission member in another community and they always opened it back up to the public for additional comments. Reichel explained that doesn't occur here as once the hearing is closed, then council makes their decision based upon what they heard. Concerns can be brought to council in the future by attending a meeting or submitting letters through the clerk. If conditions of the permit were violated through documented proof and remedial measures failed, revocation could occur. New findings of facts would be required.

Adjournment: Motion by Bjornson, seconded by Tyson to adjourn. Ayes: Roberts, Tyson, Bjornson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 7:10 p.m.

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Karrie Roeschlein, Clerk/Treasurer

The July 29, 2019 special meeting of the Wahkon Council was called to order by Mayor Sandy Reichel at 6:00 pm. Councilmembers present were Tony Button, Rick Roberts, and Kim Tyson; absent was Ronda Bjornson. Employees present were Chris Weinreich and Karrie Roeschlein. This special meeting was called for by Button and Roberts with legal notice properly posted. Meeting began with the Pledge of Allegiance.

Elected Officials Out-of-State Travel Policy: One-page policy was drafted by City Attorney Dave Anderson and was reviewed by council.

Resolution No. 2019-0729 Resolution Adopting Policy for Out-of-State Travel by Elected Officials Pursuant to Minn. Stat. 471.661: Motion by Button, seconded by Tyson to adopt Resolution No. 2019-0729. Ayes: Roberts, Tyson, Button, and Reichel. Motion carried unanimously.

White House Office of Intergovernmental Affairs invitation to Mayor Sandy Reichel to attend the Regional State Leadership Day with local elected officials from Illinois, Indiana, Minnesota, and Wisconsin on Tuesday August 20: Two Mille Lacs County (MLC) board members will be attending. Believe this is first opportunity extended to city mayors; there have been others with county commissioners. Great opportunity for Wahkon; Mayor Reichel is willing to attend and able to get work off. Motion by Tyson, seconded by Roberts to authorize Mayor Reichel to attend Leadership Day 8/20/2019 in D.C. with expenses not to exceed two thousand dollars (\$2,000). Ayes: Roberts, Tyson, and Button. Abstain: Reichel. Motion carried.

Clerk to compile list of our concerns and include it with 8/12 council meeting agenda: reservation boundary issue and Federal Indian policy to top the list. Check with MLC and Mille Lacs Equal Rights Foundation as well. Mayor is allowed to hand out said list to White House staff.

Bare Ass Beach Huge Floating Bog Removal/Relocation Plan: Weinreich is working with DNR on a plan of action. Huge bog blocking beach area entirely and extending in front of Petty property, beyond their gate. Staking option on hard sand won't last long and bog will be afloat again. If disposed of on land, can't be near other water sources. Won't allow it to be disposed of on DNR property immediately to the west and we must not disturb bull rushes. Jim Staricha, Northland Towing, gave price of \$110 per hour for backhoe and \$75 for 40-yard end dump. Unsure how many hours it will take to remove the bog. Jeff Nelson has authorized the city to dispose of it on his field near beach area. He wants Milton Construction to be paid later to spread it out after drying out some. Council agreed the beach is priceless for citizens and visitors. This area is corporate limits between Wahkon and Isle Harbor Township. Weinreich cleans the area weekly and township improves the road. Motion by Tyson, seconded by Roberts to approve up to \$5000 to remove the entire bog after obtaining necessary DNR approval, and hiring Northland Towing and Milton Construction. Ayes: Roberts, Tyson, Button, and Reichel. Motion carried unanimously.

Adjournment: Motion by Button, seconded by Tyson to adjourn. Ayes: Roberts, Tyson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 6:30 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The August 12, 2019 Wahkon City Council meeting was called to order at 6:00 pm by Mayor Sandy Reichel. Meeting began with the Pledge of Allegiance.

Roll Call: Councilmembers Tony Button, Rick Roberts and Ronda Bjornson were present; Kim Tyson was absent. Employees Chris Weinreich and Karrie Roeschlein were present.

Approval of Agenda: Motion by Bjornson, seconded by Button to approve the agenda. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Button, seconded by Roberts to remove item E for further discussion and to approve remainder of consent agenda. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

A) Meeting Minutes: None

B) Wahkon Days 8/14 - 18

C) City Hall Closed Labor Day Weekend 8/30 – 9/2

D) Mille Lacs Health System (MLHS) USDA Letter of Support from Wahkon

F) CenterPoint Energy Notification of Natural Gas Min Installation: 3<sup>rd</sup> Street E to Tom & Kathy Jackson

G) Charitable Gambling Report: 6/2019 Mille Lacs Drift Skippers (MLDS) \$12.34; \$1950 WAVE H) Meat Raffle Volunteers; \$500 Sunday in the Park Kids Fishing Contest; Total \$2462.34

H) Treasurer's Report Ending Balance \$808,246.86

I) Interim Financial Monthly Analysis Reports

J) Disbursement 8/12 Register Date Range 7/9 – 8/12 Total \$

K) Mille Lacs County (MLC) Tax Settlement Report \$136,601.72

L) MLC 2<sup>nd</sup> Quarter Sheriff's Report for Wahkon

M) MnDOT Road Projects Help Two Small Cities Revitalize Downtown: League of MN Cities (LMC) Minnesota Cities Jul/Aug 2019 Magazine Article

E) Coalition Against Bigger Trucks (CABT) Letter: Button thanked CABT for their efforts to reduce truck weight classes as our roads can't handle them.

ORDINANCES, RESOLUTIONS & POLICIES: Resolution No. 2019-0812 Accepting 2019 July Fourth Celebration Donations: Names were read aloud. Thanks everyone for donating \$2714.13 toward this event. Motion by Bjornson, seconded by Button to adopt Res. No. 2019-0812. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously. Suggestion is to have speakers in the park next year.

Resolution No. 2019-0812A Adopting Findings of Fact and Reasons for Approval/Denial for an Interim Use Application of Katherine Rich at 815 Hwy 27 West: Planning Commission recommends approval of a vacation rental with eight conditions. IUP will terminate when Katherine Rich no longer owns the property. Motion by Bjornson, seconded by Roberts to adopt Res. No. 2019-0812 Approving Katherine Rich Interim Use Application. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously. No one spoke when asked by Mayor for comments. Allowing this was mentioned after 7/23 public hearing. At the hearing Zoning Administrator Darrin Welle explained it wasn't usual practice to receive public comments after drafting findings of facts.

NEW BUSINESS: Meshigun Avenue City Storage Yard: Tabled until neighbor arrives.

Minnesota Assistance Council for Veterans (MACV) 2<sup>nd</sup> Annual Comedy Dinner Fundraiser Donation Request: Fri. 10/19 @ Northern Lights Banquet & Ballroom, Milaca: MACV helps homeless veterans and families. Motion by Button, seconded by Roberts to donate \$500 from Charitable Gambling Fund. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

Button wanted to convey to all veterans there are services available. His wife's friend died last week and never went to the VA for help. Our Veterans Park was used for an advertisement per Kathy Kraft of MACV as suggested by Representative Sondra Erickson.

Set Date for Budget Meeting: September \_\_\_? Council agreed on Fri. 9/20 @ 9 am

UNFINISHED BUSINESS: MN Basic Code Review: Title XV: Land Usage: i) Chapter 150 General Provisions; ii) Chapter 151 Zoning; iii) Chapter 152 Subdivision Control; iv) Chapter 153 Anti-Blight Regulations: Reichel is perfectly happy with our current zoning ordinance which was recently adopted with help from Zoning Administrator Welle and city attorney. Council wants Welle to review above sections for anything missing from current ordinance that could be useful.

v) Possible Golf Cart Regulations and/or Permit Public Hearing: Date? Check with Isle to see how their permit program is going. Sticker should be larger. Who will do enforcement here? If we have an ordinance than we can call Sheriff. Would they still issue ticket if we don't have the ordinance? Bring information to next meeting and then plan for October public hearing before snowbirds leave.

Request for Proposals for City Wide Stormwater Plan: Mille Lacs Soil & Water Conservation District (MLSWCD): A requirement is to get three bids from engineering firms. Motion by Button, seconded by Bjornson to solicit three engineering bids with 8/30 deadline. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

Button questioned how Isle received funds from Army Corp of Engineers for their water & sewer project. Clerk will ask city engineer relative to our future sewer improvement project.

Issues Important to Wahkon: Mayor's Trip to Washington D.C: Leadership conference is 8/20 and issues are tribal lawsuits with MLC, federal trust land, and Main Street economic downturn due to "continued debate over the disestablished 61,000-acre reservation and restrictive fishing regulations due to tribal harvest from Lake Mille Lacs." Reichel stated it isn't wrong to state our beliefs and both sides can be just as passionate. Could also add CABT issue. Per Button we need to invest in railroad if more transportation is needed, not larger trucks.

Bare Ass Beach Bog Removal: Luke Petty contacted clerk after city hired contractor for removal stating some of the bog was placed on their property. When Chris and Karrie were on speaker phone with Luke, contractor Jim Staricha came to city hall and assured Luke all parts of the huge bog were removed. Approximately 30% of the bog was in front of Petty property but city felt it was right to remove it all at city expense. Weinreich stated smaller bogs are still floating in which he can deal with. Beverly Jost lives in this area and there are always bogs floating around. Nothing you can do if it lands on your property but hope it floats away. Roberts went onsite and some are already drying and can be pulled out by Petty.

NEW BUSINESS: Meshigun Avenue City Storage Yard: Was tabled earlier in agenda but Linder never arrived. Private garage was built and they can't readily get to the back of their property anymore. Why did the city take over the street as a storage yard? Because city has no other property to store class five, black dirt, equipment attachments, etc. Reichel explained per city attorney it is fine unless someone brings a petition to formally open it. Weinreich could move piles over to accommodate passage but what exactly is she looking for? RV parking in the rear? Linder had approached neighbor Bauer about using the alley by them. This wasn't received well and began the conversation regarding the city storage yard. Alley and street right of ways are for public use. To be officially opened petition should be received of which all cost would be their responsibility to build to specific standards. Linder

needs to replace sewer lines and contractor will need access which Weinreich will accommodate. Button questioned opening alley on 3<sup>rd</sup> St. E that has higher elevation. If Linder wants to pursue this, formal request must be made and neighbors informed. Nothing has been received.

REPORTS: Wastewater: Weinreich is getting ready to discharge. Lots of weeds and algae this year. Televising and jetting of lines can't be done during busy summer months. He is looking at costs, which will be discussed at budget meeting. Pump is in for repair; if more than \$2500 we should buy a new pump. Parts for our 2003 Pumpex pumps are obsolete. Holding on until our improvement project begins which would upgrade them.

Employee, Committee & Councilmember Updates: Weinreich: Two windows replaced in community hall. Kitchen window was enlarged a bit. Two more pending in clerk's office. Both outdoor message bulletin boards look great. North Central Paving should be done before Wahkon Days. City plow truck will be sold via advertised bid once delivery date of our new used truck is known. Button suggested hands on training using plow wing either through neighboring cities or MLC as he has have never plowed using one.

Roeschlein noted dates she will be closed. Acting Mayor Bjornson will run 9/9 meeting as Mayor Reichel will be out of town. Per council direction, contact our IT department regarding notebooks for council use instead of paper agendas. MLDS donated funds to Isle for theirs.

Button invited everyone to attend WAVE's Sunday in the Park including kids fishing contest and free picnic. He thanked all volunteers. Clerk to check with Mugg's regarding tips left for Veterans Park.

Zoning & Bjorn Bjornson Response Letter: City's 6/11 letter requested response within 30 days. Bjornson letter dated 7/27 explained how retirement has been placed on hold due to health issues for him and his wife and overwhelming medical bills. "I may have jumped the gun a little on the permit process but my sister needed to get that garage off her property in order to build her new garage so we needed to move it on to my property before I was ready. My plan is to work with this property in the next 5 years. I hope that you will work with me on this and have patience and understanding.

Zoning Administrator Welle's 4/25 letter explained options as their house & garage permit application was deemed incomplete last year. Interim use permit may be an option if they don't plan on building a residence within a year. If building a house, a septic system must be designed and approved. Wetlands may also be an issue. Council discussed this further. Could escrow be waived for IUP? Have fundraiser for them? Clerk to send reply outlining options presented by Welle.

Open Forum: Beverly Jost informed council there is a large funeral at noon this Saturday during Wahkon Days, as well as evening mass. Won't be able to use Sacred Heart Church parking lot until after 6 pm. City will erect signs. She also thought it was disrespectful to Councilmember Roberts when the Messenger article said he gave his "two cents worth" as that is what he was elected to do.

ADJOURNMENT: Motion by Bjornson, seconded by Roberts to adjourn. Ayes: Roberts, Bjornson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 7:03 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The September 9, 2019 Wahkon City Council meeting was called to order by Acting Mayor Ronda Bjornson at 6:01 pm. Meeting began with the Pledge of Allegiance.

Roll Call: Councilmembers Rick Roberts and Tony Button were present. Mayor Sandy Reichel and Councilmember Kim Tyson were absent. Employees present were Chris Weinreich and Karrie Roeschlein, as well as City Engineer Dave Blommel from S.E.H.

Approval of Agenda: Motion by Button, seconded by Roberts to add 5C) Possible Land Purchase per Bjornson's request. Ayes: Roberts, Button and Bjornson. Motion carried unanimously.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Button, seconded by Roberts to approve consent agenda as written. Ayes: Roberts, Button and Bjornson. Motion carried unanimously.

A) Meeting Minutes: 5/13, 6/10 & 7/8 Council

B) City Hall Closed Fri. 9/13

C) Onamia Depot Library Open House 1-3 pm Sun. 9/15

D) Special Budget Meeting Fri. 9/20 @ 9 am

E) Mille Lacs Area Health Foundation Autumn Harvest Fundraiser @ Eddy's Resort Fri. 10/4 @ 7 pm

F) LG555 Isle Lions Club Wahkon Days \$500 Donation

G) Charitable Gambling Report: 7/2019 Mille Lacs Drift Skippers (MLDS) \$2045.20

H) Treasurer's Report Ending Balance \$789,323.69

I) Interim Financial Monthly Analysis Reports

J) Disbursement 9/9 Register Date Range 8/13 – 9/9 Total \$93,783.22

K) League of MN Cities (LMC) \$408 & MN Mayors Assoc. (MMA) \$30 Annual Renewal Dues

L) Snowfest 2nd St. E & Alley Abutting Mugg's of Mille Lacs Closure Request Sat. 12/14

UNFINISHED BUSINESS: Request for Proposals for City Wide Stormwater Plan: Mille Lacs Soil & Water Conservation District (MLSWCD): Council agreed to move this item to top of agenda as engineers from S.E.H. and Widseth, Smith, Nolting (WSN) were present in order to get them on their way promptly. Clerk explained how there is confusion on whether bids were required or not. City engineering firm S.E.H helped MLSWCD and city at no cost to fill out grant application, approximately 40 hours. Application states several times S.E.H will do the plan. MLSWCD is being informed by their superiors that bids are required, but S.E.H shared email from a separate local board conservationist stating if the grant recipient is a soil & water district, "there is no formal requirement for an RFP/RFQ." Five requests were made to engineering firms and two were received; S.E.H hourly rate not to exceed \$43,800 and WSN \$26,500 with additional work suggested for \$2800 and \$3500. Blommel and Trent spoke on behalf of S.E.H. and Tim was from WSN.

S.E.H: This plan would also compliment our wastewater grant and future capital improvement plan. Trent explained importance of having a great plan to obtain grant funds for implementation. Example given of St. Cloud where \$2 million was found to do project phases. Their quote includes boots on the ground and not just pulling GIS data, but talking with city staff and residents to verify where the water is flowing. Button brought up large reclamation street project where S.E.H had boots on the ground but still contractor laid cold blacktop mix needing replacement, which took almost two years to resolve. Blommel wasn't the engineer at that time.

WSN: Is the City of Isle engineering firm and their bid includes using Lidar data to identify drainage and hot spots as well as pollutants strength, which is requirement of the plan as well. Some survey effort to identify culverts and size to ascertain flows. They propose to use MIDS calculator to quantify pollutants which is key data when looking for grant funds for phase implementation.

Both firms are reputable and can do the work. Button acknowledged S.E.H has vested time in the grant application which likely is figured into their quote. Bjornson stated we have history with our city engineering firm. Roberts has no experience with either firm as the newest councilmember. Weinreich has worked well with Blommel on the wastewater improvement plan as Blommel is able to put engineering aside and listen to his concerns, which is very useful. Motion by Button, seconded by Roberts to select S.E.H quote for stormwater management plan not to exceed \$43,800. Ayes: Roberts, Button and Bjornson. Motion carried unanimously.

NEW BUSINESS: Wild & Free Wildlife Program Donation Request: They did a wonderful presentation during Wahkon Days. Motion by Button to donate \$250. Motion was amended by Button to donate \$500 from Charitable Gambling Fund, seconded by Roberts. Ayes: Roberts, Button and Bjornson. Motion carried unanimously.

Ellen Ruth Park Fencing: WAVE Project Authorization: Button handed out worksheet of pricing from five companies for jumbo split rail. Red Beard Lumber and Isle Discount Lumber had best prices, with Red Beard being the lowest. During Wahkon Days a kid was climbing on the tree limb fence which is deteriorating. Preliminary discussion with Tyson is they would help remove and install the fence along with volunteers as their contribution. She will purchase two sections herself for near the quilt store in order to have uniformity. Fence distinguishes park property from private. Gate would be installed same as alley width of 20 feet. WAVE agreed to pay up to \$2000 for this fence. Will rent auger attachment for \$100 per day to drill holes using Toolcat, which will be backfilled with pea rock to prolong life of posts. Meat raffle proceeds are used for community improvement including parks. Motion by Button, seconded by Roberts to authorize WAVE to expend \$2000 for a split rail fence at the Ellen Ruth Park. Ayes: Roberts, Button and Bjornson. Motion carried unanimously. Motion by Roberts, seconded by Button to authorize up to \$500 for additional fence supplies. Ayes: Roberts, Button and Bjornson. Motion carried unanimously.

Possible Land Purchase: Three lots on Main Street owned by Jim & Roxanne Staricha have been for sale for a long time. One structure was recently demoed and the green building should be removed soon. Bjornson believes it is in best interest of city for possible business development, to address safety concerns such as right of way encroachments and for additional 2<sup>nd</sup> Street E parking. Sidewalk could be added along 2<sup>nd</sup> Street and/or parcel could also be a green space on Main Street. Motion by Button, seconded by Roberts to pursue possible land purchase of Lots 10-12 Block 9, Plat of Wahkon after green building is removed. Ayes: Roberts, Button and Bjornson. Motion carried unanimously. Clerk to get asking price, discuss procedure with city attorney and bring back information to council at next month's meeting.

UNFINISHED BUSINESS: Request for Proposals for City Wide Stormwater Plan: Mille Lacs Soil & Water Conservation District (MLSWCD): Was discussed right after consent agenda.

Mayor's Trip to Washington D.C. Report & Issues Important to Wahkon: Mayor Reichel wasn't in attendance but gave council a memo outlining her trip which concluded with "My experience at the conference was very enlightening. One thing I can say is that each of the speakers showed they truly believe in this administration and are all part of a team working together for the American people. It was truly an honor to represent our city at this amazing conference." Mayor received contact list of intergovernmental affairs departments and our list of issues was to be given to applicable departments. Motion by Button, seconded by Roberts to pay Reichel representative pay of \$50 each for the four days she was in Washington D.C., total of \$200. Ayes: Roberts, Button and Bjornson. Motion carried unanimously.

Fee to Trust Land Application Opposition: Wahkon Letter of Support to City of Isle: Mayor sent letter per Isle's request by 8/23 deadline imposed by U.S. Department of Interior. Mille Lacs Band of Ojibwe are requesting approximately 40 acres of fee land be placed into trust. "Losing tax base in rural America is more detrimental than in larger cities where the displaced tax burden, utility assessments and service fees can more easily be absorbed by a much larger population." "Fee to trust is a crisis, not only financially if approved, but it also affects the moral of the Isle council and its citizens, which reverberates to Wahkon and the entire lake region." "May we even go further and put it on record that something needs to be done to stop the fee to trust process, wherein tax parcels cities have relayed on for decades are ripped from underneath them, leaving a gapping financial hole." "The State of Minnesota, Mille Lacs County and the three cities of Isle, Onamia and Wahkon have been and will continue to be adversely affected in an already hostile and economically frustrated atmosphere, which is why the City of Wahkon fully supports the City of Isle and we beseech the BIA to oppose the application of fee to trust."

Minnesota Assistance Council for Veterans (MACV) 2<sup>nd</sup> Annual Comedy Dinner Fundraiser Fri. 10/19 @ Northern Lights Banquet & Ballroom, Milaca: Donation Thank You & Tickets: MACV sent eight tickets after receiving our \$500 donation. Council agreed Button will distribute them to veterans, especially those that have done volunteer work for Wahkon.

REPORTS: Wastewater: Weinreich: Pond discharge is finished and another will begin soon. Spare pump in lift station will be pulled tomorrow. Prices to jet and televise sewer lines will be discussed at budget mtg.

Employee, Committee & Councilmember Update: Weinreich: Last windows to be replaced will be done soon in clerk's office, which is why city hall will be closed on Fri. 10/13. Blacktopping is about done, which ran over the \$50,000 budget figure; North Central Paving bill was \$58,400. In some instances, it made more sense to do larger area than piece meal. Maintenance and drainage were also considered. Ditching budget may help with overage as only the North Main/highway ditch will be done this year by Habeck. There will be a paving bill for that as well.

Discussed Wahkon Inn sump pump drainage that flows over their parking lot, out to the alley and across manhole. It flows year-round and freezes which is hazardous. Clerk to obtain pictures of this and send letter for plan of action to rectify the situation.

City Park well plan still needs MN Department of Health approval. Will discuss costs at budget meeting on Fri. 9/20 at 9 am. Button added that if fence works well at Ellen Ruth Park, WAVE may look at erecting one in the City Park to define public land from private next year.

Zoning: One permit was approved for rip rap. Bjorn Bjornson accessory structure placement without a primary structure is still unresolved. Clerk must still write second letter as requested by council at last meeting.

ADJOURNMENT: Motion by Roberts, seconded by Button to adjourn. Ayes: Roberts, Button and Bjornson. Motion carried unanimously. Meeting adjourned at 6:59 pm

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Karrie Roeschlein, Clerk/Treasurer

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Ronda Bjornson, Acting Mayor

The September 20, 2019 special meeting of the Wahkon City Council was called to order by Mayor Sandy Reichel at 9:00 am. Councilmembers present were Ronda Bjornson, Tony Button, and Rick Roberts; Kim Tyson was absent. Employees Chris Weinreich and Karrie Roeschlein were present. This special meeting was called for by Council with legal notice properly posted. Meeting began with the Pledge of Allegiance.

**CLOSED SESSION: MAIN STREET LAND PURCHASE:** Closed session pursuant to Minnesota Statutes, Section 13D.05, subdivision 3(c)(3) to discuss an offer and possible counteroffer regarding the City’s potential purchase of two parcels of real property located at 180 North Main and 190 North Main, Wahkon, MN. Closed session was finished and Mayor opened the special meeting.

**REVIEW GENERAL & WASTEWATER 2020 BUDGETS:** Council reviewed proposed budgets line by line. Wastewater rates will be increased by 3% per ordinance requirement; \$36.72 per month beginning 1/1/2010. Tax levy will remain the same.

Tablets for council 2020 agendas were discussed. Isle purchased through Amazon during black Friday for \$299 each, today’s price is \$390. They have contract with IT company, run by MLC personnel for all computers. Wahkon has been unsuccessful in using this company in the past as they don’t return phone calls. Wahkon now contracts with MCSI and the partnership has been great. MCSI quoted convertible laptops for \$552 each. Clerk asked MCSI why the difference in price and read their answers to council. Apple products were discussed but per MCSI they don’t allow anyone but them to repair them. Council agreed to purchase six laptops through MCSI in the amount of \$3312 contingent that MCSI doesn’t begin charging \$10 per laptop monthly IT fee until 1/2021 and that their staff would show council how to use them. Having a great IT partnership with MCSI was main reason for purchasing through them. This purchase is reflected in 2020 budget.

Upcoming public hearings: 10/14 for golf carts, ATV & UTV possible permit policy; USDA Wastewater Improvement Project at the rescheduled 11/12 council meeting due to Veterans Day holiday on Mon. 11/11 when no meetings can be conducted. USDA affordable utility rate based upon Wahkon’s median household income is \$47.66 as compared to our current rate of \$35.65 and 2020 rate of \$36.72. Council wants this noted on 1<sup>st</sup> quarter’s 2020 wastewater bill in the memo section to inform citizens. Weinreich will coordinate phase I of inflow & infiltration (I&I) this fall as it has been almost ten years since lines were jetted and televised.

Clerk explained how engineering firms manage streets through designation of a number from 1 to 5, with 1 being a great new street or reclamation and 5 being a street that needs to have major improvements such as a new road base. Having such designation can then be formulated into actual costs that would help to budget street repairs accordingly. Goal is to not allow streets to become a 5 as that is the costliest to bring back to good condition.

Lake Mille Lacs Scenic Byway (LMLSB) will have a designated kayak water trail from Wahkon to Isle to Malmo. Maybe sections of the park could be implemented for kayakers.

Clerk to make following changes to proposed General and Wastewater budgets.

Streets			
	43125-240	Tools, Parts & Equipment	\$6,000.
Wastewater			
	49475-401	R/M Contract Mains	3900.
	49490-240	Tools, Parts & Equipment	2000.

Motion by Bjornson, seconded by Button to adopt budgets with the above changes: General Fund receipts \$279,835 and disbursements \$279,850; Wastewater Operating Fund receipts \$232,300 and disbursements \$148,250. Remaining projected WW receipts of \$84,050 will be applied to \$87,279 bond payment, remainder to be paid out of WW Emergency/Improvement Fund. Ayes: Roberts, Bjornson, Button, and Reichel. Motion carried unanimously.

RESOLUTION NO. 2019-0920 “APPROVING FINAL 2019 TAX LEVY COLLECTIBLE IN 2020”:  
Motion by Bjornson, seconded by Button to adopt Resolution No. 2019-0920 in the amount of \$247,020. Ayes: Roberts, Bjornson, Button, and Reichel. Motion carried unanimously. This has been the third consecutive year tax levy has remained the same. Citizen 2020 taxes may not be exactly the same as 2019 as market values and tax formulas fluctuate from year to year.

ADJOURNMENT: Motion by Bjornson, seconded by Roberts to adjourn. Ayes: Roberts, Bjornson, Button, and Reichel. Motion carried unanimously. Meeting adjourned at 10:55 am.

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The October 14, 2019 Wahkon City Council meeting was called to order by Mayor Sandy Reichel at 6:00 pm. Meeting began with the Pledge of Allegiance. Roll Call: Councilmembers present were Ronda Bjornson, Tony Button, and Rick Roberts; Kim Tyson was absent. Employees Chris Weinreich and Karrie Roeschlein were present. Approval of Agenda: Motion by Button, seconded by Bjornson to approve agenda. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Bjornson, seconded by Roberts to approve consent agenda as written. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

A) Meeting Minutes: 8/12 & 9/9 Council; 6/3, 7/1 & 7/29 Special Council

B) City Hall Closed 10/15 & 16 MN Scenic Byway Workshop, 10/25 Vacation and 11/11 Veterans Day

C) Rescheduled Council Meeting Tues. 11/12 @ 6 pm & WW USDA/Improvement Project Public Hearing

D) Wild & Free Wildlife Program Donation Thank You

E) 2020 Annual Liquor License Renewals: BC Niesen Inc. dba Morning Star Market Wine & Spirits, South Shore Hospitality LLC dba Mugg's of Mille Lacs, and Wahkon Inn Bar & Restaurant LLC

F) 3.2 One Day On Sale Liquor License: Sacred Heart Church Bazaar 8/9/2020

G) LG220 Mille Lacs Equal Rights Foundation Raffle 5/13/2020 Application Acknowledged with No Waiting Period

H) Charitable Gambling Report: 8/2019 Mille Lacs Drift Skippers (MLDS) \$1354.17

I) Treasurer's Report Ending Balance \$715,899.82

J) Interim Financial Monthly Analysis Reports

K) Disbursement 10/14 Register Date Range 9/10 – 10/14 Total \$29,635.88

PUBLIC HEARINGS, PETITIONS & PRESENTATIONS: Mille Lacs Health System (MLHS) Next Chapter Building our Healthy Future Presentation: Bill Nelson and Elaine Litke: Council was provided previously with packet full of information for tonight's presentation of MLHS past, present and future chapters. Critical areas of need are acute care in-patient beds, enlarging ER, update kitchen and cafeteria. Plan is to have onsite day care for employees and possibly for community as well. Invitation to join their Gemstone Circle with an investment of \$10,000 or more, with up to 10 years to pay. Messenger reporter Bob Statz gave testimonial of the importance of having such a wonderful asset in our community. Mr. & Mrs. Statz will donate \$10,000 over five years. "We really need to do this project to keep up with the other area hospitals." MLHS has 460 employees and there is need for additional area housing. Council agreed MLHS next chapter is very exciting. Motion by Bjornson to donate \$10,000 over 10 years through Charitable Gambling. Motion died for lack of a second. Council agreed to review Charitable Gambling Fund history to see if said donation is feasible. Put topic on next month's agenda.

Golf Cart, ATV & UTV Possible City Permits Public Hearing: Many persons were in attendance regarding this issue. Something needs to be done about minors driving all over town before someone is seriously injured. Alley near MSM and Soo Line Trail are extremely busy with traffic. Negligent parents hand over keys to use as babysitter. Tammy Johnston has been here 10 years and has heard nothing about this. Rather than passing a law, you need to inform people. This is only a discussion as council wanted public input into the possibility. Not achieving the goal unless you have a way to enforce it, especially on holiday weekends when deputies are extremely busy. Law abiding citizens would follow it. Golf carts aren't legal on the Soo Line Trail technically. ATV rules aren't routinely enforced and if adults don't know the rules how can they teach the kids. Isle recently began requiring

permits. Why punish all the people for 5-10% of those doing wrong? Is there a compromise? Has there been anything in the newspaper? Only as part of city council meeting review. Any reported accidents? Two summers ago, 6-8 kids doing donuts ran into each other and parents worked it out. Ounce of prevention is worth pound of cure. Biggest issue is how do we teach parents to parent? Contact Izatys for their rules. Something should be on the books before something happens. If we have rules, everyone should help get the word out, be informative and proactive. Tammy Johnston questioned if it applies to those visiting the bars/restaurants from outside the area? Don't want to stop people from coming to Wahkon businesses or to be hard core police on this, just want to be safe. How do we permit citizens but not weekend visitors?

MN Basic Code (MBC) of Ordinances are being reviewed by council to see which fit our city best. One chapter is "Recreational & Other Vehicles" with a section specific to "Motorized Golf Carts, Utility Task Vehicles & Mini Trucks" requiring city permit with driver & vehicle requirements. Council agreed they don't see requiring a permit at this time based upon tonight's discussion. City attorney will be asked if MBC chapter could be adopted without city permit requirement. What liability does the city actually have? Adoption of the MBC requires public hearing.

ORDINANCES, RESOLUTIONS & POLICIES: Resolution No. 2019-1014 Recognizing National Pregnancy and Infant Loss Awareness Day Oct. 15: Motion by Bjornson, seconded by Button to adopt Resolution No. 2019-1014. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

Resolution No. 2019-1014A Accepting Donations Toward 2019 Wahkon Days Festivities: Mayor Reichel expressed city's thankfulness for donations and volunteers in making this year's event such a success. Motion by Button, seconded by Bjornson. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

Resolution No. 2019-1014B Approving the Purchase by the City of Certain Real Property: Council reviewed attorney information. Phase 1 would involve exploratory findings and dependent upon what is found, could lead to more intense investigation to dig deeper. Do we need to do extensive environmental tests? MN Dept. of Health confirmation was found when city required underground fuel tank be removed that was in city right of way. Gift shop parcel used to have a two-story building there, which Joe Mengelkoch tore down. Due diligence period is through 11/15/2019 with projected closing date of 12/1/19. Council agreed extensive environmental tests aren't required at this time. Taxes won't be raised for this purchase which will clean up a prime corner parcel on 2<sup>nd</sup> Street E and North Main/Hwy 27 currently owed by James Staricha & Roxanne Sanftner. Sellers are to remove all structures and level property. Motion by Button, seconded by Bjornson to adopt Resolution No. 2019-1014B Approving the Purchase by the City of Certain Real Property located at 180 and 190 North Main for \$69,000. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

NEW BUSINESS: Isle High School Drum Line Donation Request: Jon Thompson: Reichel spoke on his behalf. They need equipment and he is excited about this new venue for kids. A kid friendly community attracts people as residents. Per Button, Thompson has received donations from MLDS for band instruments as some at the school are from the 1950's. Motion by Bjornson, seconded by Roberts to donate \$500 to Isle High School Drum Line from Charitable Gambling Fund. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

REPORTS: Wastewater: Weinreich: Lots of extra water at the ponds requiring additional discharge. Will know soon if alum treatment is required. Nelson Sanitation & Rental Inc. is doing Phase 1 televising and jetting. Details will be provided on a thumb drive. It was about 10 years ago when last televising was done through several phases. Mille Lacs Island Resort (MLIR) hasn't returned his calls, as they should do the same to find their inflow & infiltration areas.

Employee, Committee & Councilmember Update: Weinreich: Window project is finished. North shop garage door spring broke just before Wahkon Days, which he repaired, but it broke again. Contractor will install new return spring and commercial drive door opener. Current one is from 1970's. Shop service door will be replaced soon.

Gary Schlitz at the end of Bennett Street abuts Meshigun Point Properties (MPP) and drainage is a concern for him. Drainage swell was made, but now arborvitaes were planted there. North Central Paving looked at area and Schlitz is willing to cost share with city. City needs to protect street integrity. MPP planned unit development (PUD) required drainage plan, including holding basin, where trees have now been planted. MPP hasn't accomplished what the approved engineered plan requires. Council agreed Zoning Administrator Darrin Welle shall send letter addressing this issue.

Beaudry Propane was contacted by Weinreich regarding outside diesel fuel tank. Weinreich must go to Isle for diesel. New used plow truck has two saddle tanks, tool cat and trash pump all use diesel. Placement was discussed near the detached garage. Bjornson requested fencing be erected to block view. Weinreich will get more details regarding containment measures in case of leaking. City Park hand pump will be installed next spring as MN Dept. of Health has approved it.

Byway Training: Roeschlein will attend scenic byway training at Eddy's Resort 10/15 & 10/16.

Del Freichels: Button asked council if a proclamation could be made in honor of Del Freichels birthday 1/29? He recently passed away and was involved with WAVE from onsite. Even though Freichels couldn't do volunteer work anymore, he was always there for guidance and loaned his equipment for city projects. Motion by Button, seconded by Roberts to move forward with a proclamation to make 1/29/2020 as Del Freichels Day in the City of Wahkon. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously. Proclamation will be framed and presented to Elaine Freichels at December's council meeting.

Zoning: In September three permits were approved. Permit pending for Eric Anderson; waiting on confirmation of elevation. Another letter was sent to Bjorn Bjornson, detailing options to rectify the shed violation.

Snyder & Wiedewitsch Subdivision: Phil Wiedewitsch: No one was in attendance but clerk gave summary. Phil and his sister bought the property three years ago and this is step one to clean it up. Previous owners were family members with separate living quarters, comprised of an old cabin and manufactured homes. They removed one manufactured home, which was full of mold. His plan is to build a cabin next spring and his sister will build when she can. Subdivision meets current size standards for buildable lots. Per survey, shed is entirely on Field Street, which will be relocated. Most buildings will be removed with exception of the shed and the manufactured home closest to Field Street, a corner of which is also in right of way. There is a lot of standing water in this area as the driveway blocks drainage. Owners should consider using Field Street instead. Weinreich has spoken with Wiedewitsch specifically on wastewater, as their lateral line is shallow and taking on water as

evidenced in the manhole. Motion by Bjornson, seconded by Button to approve Philip Wiedewitsch and Katie Snyder subdivision of PID #25-561-0010 per certificate of survey into two separate and buildable parcels with the conditions that the shed be removed from Field Street and the manufactured home currently encroaching upon Field Street may continue to be used, but that nothing more can be built within the right of way. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

WAVE Good Deeds List & History: WAVE Chair Button expressed gratitude for all the projects that have been accomplished due to the dedication of volunteers. The list is impressive and begins in the fall of 2006. Ellen Ruth fences will be erected this week. Council agreed and thanked Button personally for all that he does. Button conveyed he has been chairman for eight years and if anyone is interested to take his place to please let him know. Council agreed, if it isn't broken don't fix it! Someone drove through the City Park early one Sunday morning damaging the lawn. Police were contacted by neighbor. WAVE may consider erecting fencing next spring.

Mille Lacs Sheriff's Dept. 3<sup>rd</sup> Quarter Call List: This report is vague compared to weekly report in the Messenger. Report has been sent consistently every quarter and has basic call information. Reichel and Roeschlein attended Sheriff's meeting and viewed all aspects of the county jail. Thank you to all MLC deputies and staff for your hard work and dedication to our communities. Motion by Button, seconded by Roberts to issue representative pay to Mayor Reichel for attendance at the county sheriff's meeting. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously.

Open Forum: Tom & Kathy Jackson asked about the recent ATV accident, which hasn't received much coverage. It was a roll over with critical injuries per newspaper. Speed limits need to be enforced in town. Morrison county has speed limit signs, why can't we? Friends of the Soo Line Trail had similar conversation. Email MLC and offer that Tony Button is willing to attend board meeting to convey need for safety measures in Wahkon, such as speed limit signage.

EMPLOYEE REVIEWS: Chris Weinreich & Karrie Roeschlein: Closed per employees' request. Mayor Reichel informed public the meeting would be closed for reviews; meeting closed at 7:48 pm. Council sat down individually with Weinreich first, then Roeschlein. Council deliberated on their own and called both employees back in. Motion by Bjornson, seconded by Roberts to increase employee hourly pay 3% across the board; Weinreich \$25.07 and Roeschlein \$26.52 effective immediately and to be reflected on upcoming payroll. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously. Mayor Reichel opened the closed meeting at 8:38 pm.

Clerk reminded Mayor of invite to Mille Lacs Equal Rights Foundation (MERF) meeting 10/16 at 7 pm to discuss legal issues relative to Wahkon's amicus brief filed on their behalf. Clerk and Mayor to attend. Motion by Button, seconded by Bjornson to authorize representative pay to Mayor Reichel to attend 10/16 MERF meeting. Ayes: Roberts, Bjornson and Button. Abstain: Reichel. Motion carried.

ADJOURNMENT: Motion by Bjornson, seconded by Roberts to adjourn. Ayes: Roberts, Bjornson, Button and Reichel. Motion carried unanimously. Meeting adjourned at 8:41 pm

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Karrie Roeschlein, Clerk/Treasurer

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Sandy Reichel, Mayor

The November 12, 2019 special rescheduled Wahkon City Council meeting was called to order by Mayor Sandy Reichel at 6:00 pm. Veterans Day Holiday 11/11 observed required regular monthly meeting to be rescheduled of which public notice was properly posted. Meeting began with the Pledge of Allegiance.

Roll Call: Councilmembers present were Tony Button, Sandy Reichel and Ronda Bjornson; absent were Kim Tyson and Rick Roberts. Employees Chris Weinreich and Karrie Roeschlein were present.

Approval of Agenda: Motion by Button, seconded by Bjornson to approve the agenda. Ayes: Bjornson, Button and Reichel. Motion carried unanimously.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Button, seconded by Bjornson to approve consent agenda. Ayes: Bjornson, Button and Reichel. Motion carried unanimously.

A) Meeting Minutes: 9/20 Council

B) Charitable Gambling Report: 9/2019 Mille Lacs Drift Skippers (MLDS) \$325.26

C) WAVE Beef Chili Cook Off, Sat. 1/25/2020 @ Wahkon Inn

D) Notice of 2020 Presidential Nomination Primary Tues. 3/3/2020

E) Treasurer's Report Ending Balance \$726,304.63

F) Interim Financial Monthly Analysis Reports

G) Disbursement 11/12 Register Date Range 10/15 – 11/12 Total \$43,327.44

**PUBLIC HEARINGS, PETITIONS & PRESENTATIONS:** Wahkon/USDA Wastewater Improvement Project Public Hearing: City Engineer David Blommel: Mayor opened the hearing at 6:01 pm. Only two citizens attended, Mr. & Mrs. Dean Peterson, along with Kirk Haakinson from MN Rural Water Association (MRWA). Blommel went through his PowerPoint presentation. Nothing to vote on yet as USDA hasn't formerly decided loan and grant ratio. When known, letter of conditions will be sent and at that time council must make final decision.

We have pond capacity if clean water doesn't flow in. Force main is our number one problem. Breaks aren't good for environment and MPCA hasn't required repair yet, in fact our pond permit is in process of approval. No way to know where the next break may occur. Plans include directional boring using HDPE pipe, which isn't brittle and accommodates rocking soils better. Current force main is 6" and we could possible go up to 8". Replace force main from lift station #1 out to ponds. Plan includes improving all lift stations. Can't get pump impellers from contractors anymore. Will replace pumps that aren't interchangeable. Top two feet of rails in the lift stations are rusted, as when originally installed they were short and galvanized pipe was added. Lift station structures are in great shape due to Weinreich's excellent maintenance. Per Blommel he hasn't seen such clean structures, it is fantastic! Replace rails and chains, control panel upgrades due to aging.

Mille Lacs Island Resort (MLIR) contract states they must be treated the same as a citizen and they are an asset to our community. We don't own their system nor do we want their system. Goal is to receive less gallons. Their system needs improvement and we need to collaboratively help. MLIR sent 1.4 million gallons in October, which is very high; usage can't be that high, thus there is a lot of inflow & infiltration (I&I). Wahkon has I&I also; in the past we completed three phases of televising and jetting of the city. It is time to do it again and phase I was just completed this fall, with other phases occurring in 2020. Installing flow monitoring equipment to quantify flows after the force main reaches Stevens Road will calculate how much their force main through the swamp is leaking. As a significant user, they will need to pay their share of the loan based on their percentage. Blommel will help but attorney will be required too. USDA loan and grant funds can't be used for privately-owned recreational resort. Need better mapping of their system as well.

Currently single person pays the same as a large family, as all residents are charged one usage fee per household, currently \$35.65. USDA wants fair billing and installing meters on private wells can be part of the plan at a cost of \$300-\$500. City will not charge for the water, only the gallons going out as wastewater fee. Water used for gardening can be documented with a second meter if necessary, which would reduce gallons being charged for wastewater. Meter readings could flag excess gallons from running toilet, dripping faucet or broken pipes, which several have occurred this year. City can require meters; some will protest. Encourage it through billing if necessary. Would request meter contractor to make note of sump pumps connected to sewer, city would need to do the enforcement. Gallons would determine wastewater fee, base fee plus gallons. Project cost 1.8 million, total spent to date \$40K of which USDA reimbursed Wahkon \$30k for the plan. USDA loan and grant figures for Wahkon aren't known yet. Loan would be over forty years, payable through assessments, user rates, and/or tax levy funds.

This public hearing is last step then USDA will formulate loan and grant package, at which time council will need to officially accept or reject their letter of conditions. Unsure when USDA will process our loan; reports have been approved. First thing should be MLIR flow meter installation unless force main dictates being replaced through a future break. We can install MLIR flow meter even before everything is finalized. Get people to understand this is great for everyone. City is being proactive instead of reacting to a large force main break which would cost much more. Blommel concluded that we are making progress. Haakinson stated MRWA staff and expertise is an asset that could help MLIR. Let us all team up together to work on a fair billing for all citizens, including MLIR.

Mr. & Mrs. Peterson are retirees that believe their bill would be less as they don't use much water or garden. The two bars are charged three usage fees, which isn't factually based on anything at this time. Motion by Bjornson, seconded by Button to close the public hearing. Ayes: Bjornson, Button and Reichel. Motion carried unanimously. Public hearing closed at 6:45pm.

ORDINANCES, RESOLUTIONS & POLICIES: Resolution No. 2019-1112 Annual Designation of Election Polling Places: Motion by Bjornson, seconded by Button to adopt Resolution No. 2019-1112. Ayes: Bjornson, Button and Reichel. Motion carried unanimously.

Resolution No. 2019-1112A Adopting 2020 Special Assessments for 2019 Delinquent Utility Fees: Motion by Bjornson, seconded by Button to adopt Resolution No. 2019-1112A. Ayes: Bjornson, Button and Reichel. Motion carried unanimously. Clerk comprised list after opening mail today; total amount of \$7,291.78 for 24 past due accounts. Owners can make payments through year end and thereafter final list will be compiled and sent to Mille Lacs County for assessment.

NEW BUSINESS: WAVE Information for Council: Button estimates Veterans Park 100<sup>th</sup> year anniversary will be in 2020 and has plans for re-dedication on Sat. 5/23/2020 with naming ceremony of all Veterans' pavers. WWI ended in 11/11/1918 and the bronze plaque sitting atop the stairs lists forty men from Wahkon that served. WAVE will place paver ads to strike up interest again at a \$90 reduced price. Ceremony includes 21-gun salute with pyrotechnic company to amplify it. Will invite area color guards from Isle, Onamia, Garrison and Mille Lacs Band of Ojibwe.

1967 Lake Mille Lacs Resort Map: Copyright is non-applicable as clerk contacted author's family and daughter-in-law won't contest it. Author Joel Nyquist of Deer River is deceased as is his son. Motion by Button, seconded by Bjornson to approve WAVE purchase of 100 maps at \$8 each to sell for \$20 donation as fundraiser for park and trail improvements. Ayes: Bjornson, Button and Reichel. Motion carried unanimously. Hope to have available at 1/25/2020 chili cook off.

Tool Cat Snow Blower Attachment: Tony Button: Investigated used ones ranging from \$1500 (junk) to \$3700 for 2016 plus \$400 shipping and handling. State government price for new one is \$4150 compared to retail of \$5300. Tool cat broke down and was towed to Crawford's and they have used one traded in from a hospital for \$2500. The Tool Cat side mower and off set hitch attachment didn't work as planned as it bent the boom, making it useless. Crawford thought it would work and is willing to trade mower for blower. They will mount it on the Tool Cat and ensure it is operational. Motion by Button, seconded by Bjornson to trade mower for snow blower attachment with Crawford's Equipment. Ayes: Bjornson, Button and Reichel. Motion carried unanimously.

1995 International 4900 Dump Truck for Sale Bids: Advertised in Messenger, Bargain Hunter, Kanabec Times newspapers, League of MN Cities (LMC) and MN Rural Water Assoc. websites and even parked it on Main Street. Purchased used for \$15,000 and trade in would be \$4000 max. Only one bid received from Al Knowlen for \$8505. Motion by Button, seconded by Bjornson to accept Al Knowlen's bid of \$8505 for the 1995 International 4900 dump truck. Ayes: Bjornson, Button and Reichel. Motion carried unanimously.

UNFINISHED BUSINESS: Mille Lacs Health System (MLHS) Next Chapter, Building our Healthy Future: Donation Discussion: Charitable Gambling (CG) Fund has always been used for donations until this year when it was verified fire protection could be paid, \$9375.04. Receipts for 2016 were \$5952.38 with the highest year of \$8,302.52 in 2018 and thus far in 2019 we received \$6,320.88. 2020 budget also includes paying for fire protection from CG Fund. After final fire payment is made this year balance projected to be \$3,532.64. Funds have accumulated over the years but now that fire protection will be expended from it, there won't be as much to donate. MLHS has received a donation this year from Wahkon and previous years as well. Council agreed we can't join the Gemstone Circle at this time but will keep them in mind for 2020.

REPORTS: Wastewater: Weinreich is discharging to frozen waters, which isn't best practice but ponds are full and we need to make room. Recently we sent 4.1 million gallons, average is just shy of 2 million. Averaging 44,000 gallons per month from MLIR and ponds were designed for a future max wet weather of 38,000 gallons.

Lift station (LS) service checks were completed. Pumpex pumps are 2003 which are obsolete thus parts are limited. Impellers cost \$1500 to custom fabricate and new pump is approximately \$4500. Limping along with pumps we have but recently one was replaced due to high repair cost. Gave update of Frontier fiber optic boring project on County Road 17 conducted by Mastek. Force main is in this area. Mastek will need to redo area near the ponds. Jasper Engineering is installing Omni Site upgrades. New are \$15,000 but we ordered end of life ones for \$3800. Smart light for LS #6 was ordered for \$800 as we don't need Omni there; Jasper will install if Weinreich can't.

Employee, Committee & Councilmember Update: Main Street Staricha Property Purchase: Purchase agreement has been signed. Make sure the last tank is removed and all buildings. Tank by old hotel was removed. Through locates, it was found the gas line had already been abandoned. Sewer lateral was capped behind house and city prefers it be capped as close to the main as possible, which is pending. Hopefully weather will allow all items to be completed. Staricha wants to come back next spring to fill low areas that may drop over the winter due to not being able to properly compact in this cold weather and suggested \$5,000 escrow. Per Bjornson, escrow is typically 1.5 times amount it would cost to hire someone to do it. Motion by Button, seconded by Bjornson to request \$10,000 escrow and have city attorney draft agreement. Ayes: Bjornson, Button and Reichel. Motion carried unanimously. Once purchased, will use property to store snow and snowmobile trial will be on other side of Ash tree alleviating congestion near 2<sup>nd</sup> St. E.

Shop ceiling nearest 2<sup>nd</sup> St. E is failing and needs to be addressed promptly. Weinreich will find licensed contractor to give estimate.

Beaudry Oil & Propane provided Weinreich with fuel tank safety information which Button had requested. Motion by Button, seconded by Bjornson to order a Beaudry fuel tank at no charge with condition all fuel is purchased through them, to be placed near dumpster with privacy fencing. Ayes: Bjornson, Button and Reichel. Motion carried unanimously.

Mayor reminded clerk to check on laptop tablets we ordered for council through MCSI as a date for training should be scheduled promptly.

Zoning: Three permits approved. Two letters sent to landowners currently renting dwellings as vacation rentals to stop as interim use permits (IUP) are required. No reply from Bjorn Bjornson regarding his shed. Fee schedule should be reviewed with possibility of lower escrows in some instances.

Bjornson explained how two parties were scared off from purchasing property after discussing zoning with city staff due to requirement to build primary structure first before accessory structures. Why make it so difficult to improve property? One reason is not to have huge garages to store items without residences, which isn't a neighborhood. Zoning Ordinance was amended to allow RV's connected to utilities to erect 10x16 shed. Why would we allow larger ones with no residence? Council is confused as they thought properties could be improved if accessory structure was hooked up to utilities, which isn't allowed at this time. New ordinance has IUP section thus variance process can't be used anymore as was policy in the past. Council requested Zoning Administrator Darrin Welle attend meeting to discuss further and to introduce new Z.A. that will be taking his place soon.

Open Forum: Limited to 3 minutes. Council may place issue on next month's agenda for review. Weinreich was informed new used plow truck will be here in two weeks. Won't let our truck go yet as we can't be without; bid winner will be informed. He is getting sand & salt put in our old truck until our truck arrives.

ADJOURNMENT: Motion by Bjornson, seconded by Button to adjourn. Ayes: Bjornson, Button and Reichel. Motion carried unanimously. Meeting adjourned at 7:44 pm.

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Karrie Roeschlein, City Clerk/Treasurer

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Sandy Reichel, Mayor

The December 9, 2019 Wahkon City Council meeting was called to order by Acting Mayor Ronda Bjornson at 6:01 pm. Meeting began with the Pledge of Allegiance. Roll Call: Present were Acting Mayor Ronda Bjornson, Councilmembers Tony Button, Rick Roberts and Kim Tyson; absent was Mayor Sandy Reichel. Employees Chris Weinreich and Karrie Roeschlein were present. Approval of Agenda: Motion by Button, seconded by Tyson to approve the agenda. Ayes: Roberts, Tyson, Button and Bjornson. Motion carried unanimously.

CONSENT AGENDA: All items listed shall be approved by one motion, unless removed. Motion by Button, seconded by Tyson to approve the consent agenda. Ayes: Roberts, Tyson, Button and Bjornson. Motion carried unanimously.

- A) Minutes: 11/12/2019 Special Rescheduled Council Meeting
- B) Charitable Gambling Report: 8/2019 Mille Lacs Drift Skippers (MLDS) \$229.75
- C) Treasurer's Report Ending Balance \$707,495.47
- D) Interim Financial Monthly Analysis Reports
- E) Mille Lacs County (MLC) Tax Settlement Report \$128,673.28
- F) Disbursement 12/9 Register Date Range 11/13 – 12/9 Total \$17,643.72
- G) City Hall Closed: 12/24 Christmas & 1/1 New Year's Day Holidays

PUBLIC HEARINGS, PETITIONS & PRESENTATIONS: Delroy "Del" Freichels Day Proclamation: Clerk read proclamation declaring "January 29, 2020 as the day of honor bestowed upon Del for his dedication to the City of Wahkon." The framed proclamation and flower bouquet were given to Elaine Freichels, Del's widow. Messenger reporter took pictures and Del's family were in attendance.

ORDINANCES, RESOLUTIONS & POLICIES: Resolution No. 2019-1209 Approving First Amendment to Purchase Agreement of North Main Street Staricha Parcel: Closing date was rescheduled from 12/1 to 12/13 and escrow of \$1155 given to Title Company to secure rough grading and leveling in the spring. Motion by Tyson, seconded by Roberts to adopt Resolution No. 2019-1209. Ayes: Roberts, Tyson, Button, and Bjornson. Motion carried unanimously.

NEW BUSINESS: Onamia Depot Library Donation Request: \$3762.39 in Charitable Gambling (CG) Fund and all of 2019 fire protection has been paid. Depending upon 2020 receipts we may not have enough to pay 2020 fire protection of \$9375. Council has been generous with these funds to outside worthy organizations, but now that it was confirmed the CG Fund could be used to pay for fire protection there may not be extra funds left to donate. Motion by Button, seconded by Roberts to donate \$100 to Onamia Depot Library from CG Fund. Ayes: Roberts, Tyson, Button and Bjornson. Motion carried unanimously.

UNFINISHED BUSINESS: Citizen's Response to Proposed Development of OHV Trails & Reframing Use of School Trust Section 16 (Bog) as Nature Preserve: Thurston & Jackson: Christina Thurston gave council a six-page memo, including references, along with pictures. "Our goal in coming before you today is to put forward another point of view regarding the 440-acre School Trust Land, Section 16, now under consideration for development of over 5 miles of OHV trails. We hope to provide you with a clear rationale for why we feel it is important to protect and preserve the land, and promote it as an ecotourism destination in addition to a rich site for education and research. The topics we want to touch on briefly are: 1) an overview on the bog and fen ecosystems and why they are extraordinary and unique; 2) the benefits to the community of having it become a nature preserve; 3) prospective sources of funding and support for potential collaborators; 4) the harmful effects of introducing OHV use; and 5) the actions we hope Council will consider." There is a clear rationale to

protect the land by making it an ecotourism, education and research destination. A fen is peat forming wetland that received nutrients from run off and ground water. Bogs have been overlooked in the science world. Rich opportunity to have this gift close-by. At least three school districts could have field trips there. There is economic power in non-powered recreation. Birders spend a lot of money, food, lodging, transportation, etc. Undeveloped/non-trail skiing is growing. Make it a sustainable and year-round attraction. Big Bog State Recreation Area was discussed as example to follow with boardwalks and viewing platforms. Initiative Foundation was contacted and are interested in helping and want to meet with potential partners. Lake Mille Lacs Scenic Byway and WAVE Committee could help bring people together to preserve the Bog. This ecosystem is very sensitive and was created over of thousands of years and a motorized trail would severely damage the bog, the plants and its inhabitants. They are asking Council to reconsider their letter of support that was sent to the DNR to review possibility of implementing an OHV trail. Steve & Robb Dubbs of Mugg's of Mille Lacs had made that request with support from MLDS. As a member, Button stated there isn't enough money to maintain the trails we already have. ATV's use the trails and can cause damage. Informational community meeting will be held 12/19. Bjornson has personally skied the bog "You can't go anywhere else to feel what you feel out there!" They would like to see it used in a way that is sustainable and an ecotourism destination.

Clerk read 6/11/19 letter from Wahkon to DNR supporting "review of the development potential of multi-purpose recreational trails within the 440 acres of State Trust property along the Soo Line Trail in Wahkon." Button believes five miles of snowmobile trail is a lot for that area. It would be good to establish skiing and snow shoeing trails. A business in Isle is renting bikes and kayaks and has begun renting snowshoes as well. We want people to come to our town and we support any and all efforts but they make good points. Tom Jackson explained how this area has never been officially studied and before anything is done it should be as these sensitive ecosystems are in danger of going extinct. Robb Dubbs of Mugg's of Mille Lacs stated DNR knows more than anyone how to protect the land and that snowmobile trails have very little environmental impact. Presentation states otherwise as far as impact. DNR and/or snowmobile club would need to pay to use this school trust land. There are plenty of snowmobile trails but only one bog in Wahkon; technically just outside Wahkon's corporate limits. This group is asking council to reconsider their support of the multi-purpose trail and to open up conversations to other options. Button believes we didn't have all the info on the impact when we made the decision to send the DNR letter. Council thanked Thurston for her presentation and asked to be kept informed.

REPORTS: Wastewater: Weinreich: Oversized pumps were rented and installed in one lift station which helped clear the line and they will be installed in another lift station soon; these stations have bends which become clogged and is less costly than hiring vacuum truck. Televising of phase one area was completed and contractor will give quote; 47 areas of concern were noted.

Employee, Committee & Councilmember Update: Weinreich met with Park Commissioner Roberts to discuss Lynn Gallice's plan to protect erosion of Veterans Park shoreline by using coir logs made with coconut fibers and natural plantings. Mille Lacs Soil Water Conservation District (MLSWCD) has funding available on first come first serve basis. City would be required to share some of the cost. Council agreed to ask Gallice to give a presentation next spring.

Justin Miller is an insured carpenter that charges \$40 per hour. Portion of shop ceiling above the city truck is about to fall down. Nails are letting go in other areas as well; another portion was repaired years ago. Miller will soon repair the worst area and give quote to enforce shop ceiling using roofing steel. Currently you must go outside to access attic area; will add inside hatch for easier access. Weinreich will attempt to get more than one quote. He is still waiting to find out when newer used plow truck will be delivered.

Clerk: Requested prayers for Mayor Reichel and her family. Jonah & the Whales will be Wahkon Days band for 2020. Computer training was conducted 12/5 in house by MCSI with some councilmembers on their new Lenovo notebooks. Motion by Button, seconded by Tyson to authorize representative pay to those that attended notebook training. Ayes: Roberts, Tyson, Button, and Reichel. Motion carried unanimously.

Button: Century 21 At Woods Mille Lacs is sponsoring community input gathering just before New Years' Eve Party at Izatys; speak easy roaring 20's theme. What can we do to make this area even better in the upcoming new year of 2020 and beyond?

Building Commissioner Tyson expressed need to get the shop ceiling fixed sooner than later.

Roberts: Met with Weinreich to discuss how to improve Bare Ass Beach; DNR parcel abuts this area as well. Isle Harbor Township has improved the road with new fill but with lake levels so high it is already eroding. Suggestion is to lay down stabilization fabric before adding more fill.

Zoning: Email received instead of a report this month noting there was a roof addition approved for Miller. City Engineer Dave Blommel's memo regarding Meshigun Point Properties (MPP) installation of an infiltration pond was included and will be fully discussed at the upcoming 12/16 special meeting to approve Meshigun Point Properties boundary line adjustment, review fee schedule and discuss allowed improvements to bare land. Primary building must be built first prior to accessory structures. Council agrees in principal to allow improvements to bare land in order to increase the tax base.

ADJOURNMENT: Motion by Button, seconded by Tyson to adjourn. Ayes: Roberts, Tyson, Button, and Bjornson. Motion carried unanimously. Meeting adjourned at 7:20 pm.

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Karrie Roeschlein, Clerk/Treasurer

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Ronda Bjornson, Acting Mayor

The December 16, 2019 special meeting of the Wahkon City Council was called to order by Acting Mayor Ronda Bjornson at 6:00 pm. Councilmembers present were Ronda Bjornson, Kim Tyson and Rick Roberts; absent were Tony Button and Mayor Sandy Reichel. Employees present were Chris Weinreich and Karrie Roeschlein, as well as, Zoning Administrator Darrin Welle of Sourcewell. This special meeting was called by the Acting Mayor and was properly posted. Meeting began with the Pledge of Allegiance.

Boundary Line Adjustment Discussion & Approval: Meshigun Point Properties (MPP): Chip & Gary "Shooter" Frederickson were present with approximately nine people in support. Need approval to move property line within one unit of the triplex, which was discussed a few years ago. Darrin gave his report and needs direction from council whether MPP should work with city engineer regarding construction of drainage pond. Council agreed drainage should be reviewed this spring, then a meeting with city engineer is warranted in order to expediate future permits. MPP doesn't want this to hold up future closings for unit #10, 11 & 12. We are being held hostage when the pond truly isn't necessary. Planned Unit Development (PUD) was approved with the pond. Approved triplex permit clearly required drainage pond. Frederickson thought he had additional year to construct pond but permit has expired as no extension was requested. Motion by Roberts, seconded by Tyson to approve the boundary line adjustment for MPP triplex. Ayes: Roberts, Tyson and Bjornson. Motion carried unanimously. Motion by Roberts, seconded by Tyson that MPP drainage be reviewed by city engineer before or by June 1, 2020. Ayes: Roberts, Tyson and Bjornson. Motion carried unanimously.

Chip: Second wettest season in history and there is never standing water in designated pond location. Our intent was to discuss different location. We don't want special meetings as they waste time and money. We both felt it could have been addressed at December council meeting, but special meeting was called. Didn't get anywhere in changing location and due to closing being held up, pond was constructed. Contractor hit electric line; power pulled out of middle unit, well computer brain was affected, and water was shut off to all units due to improper Gopher State One Call locates, which were called in by Weinreich. Street Commissioner instructed Weinreich to call in locate to verify pond location was viable in preparation for this meeting's discussion. MPP received \$900 repair invoice. Not asking city to pay it, but want city to pass it along to locator Rick Stromberg or ECE. Debate ensued on whether there are two types of locates, construction and investigative. Contractors and property owners are required to call in their own locates. Council agreed to put this issue on January agenda for further discussion. Unused escrow of approximately \$750 will be returned within thirty days.

Accessory Structure Zoning Discussion: Interim Use Permit (IUP) requires deadline. One way to allow accessory structure first is if primary is built within five years. Enforcement would be detailed in ordinance. On large parcels it could be allowed contingent sewer is available and/or ISTS system is installed. Small parcels could use conditional use permit (CUP) process. Primary is required to be built first in most cities as you don't want only accessory structures. Ordinance currently allows it but only through IUP and CUP would require public hearing. Improving property is best for city tax base, even if only an accessory structure. Per Welle most communities have something written to regulate them and if you feel it is time to redraft the ordinance to better serve the community it could be. Best if it is a permitted use with specific standards, such as leaving room for future primary structure. CUP should be kept for businesses. Council directed Welle to draft language for review at January meeting allowing accessory structure to be built first if certain requirements can be met. Before final adoption, public hearing is required.

Zoning Fee Schedule Discussion: Welle will compare our fees with other smaller communities and make sure they are sufficient to cover costs. Council agreed escrows could be lowered in some instances. Escrow must be replenished when it is \$300 or less and permits won't be completed unless city expenses are covered. Reduce escrow to \$500 for CUP or IUP's, request for zoning amendment, boundary line adjustment and minor subdivision. Increase fee to \$500 for preliminary plat, final plat and planned unit development. Add \$25 to the first four fees listed, but keep deck at \$75. Extension permit fee is \$50 and doesn't require additional time besides changing expiration date. Exterior must be completed otherwise an extension should be made. Completion of interior work doesn't warrant extension. Welle will draft new zoning fee schedule for review at January meeting. Public hearing is required thereafter prior to adoption.

Nate Keller will be our new zoning administrator due to redistricting of duties at Sourcewell. Welle would still be available if needed and will formerly introduce him to council when duties officially change.

Set Next Special Meeting Date & Topic: None at this time.

Adjournment: Motion by Roberts, seconded by Tyson to adjourn. Ayes: Roberts, Tyson and Bjornson. Motion carried unanimously. Meeting adjourned at 6:53 p.m.

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Karrie Roeschlein, Clerk/Treasurer

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Ronda Bjornson, Acting Mayor