

**CITY OF ELKO NEW MARKET  
CITY COUNCIL AGENDA  
ELKO NEW MARKET CITY HALL  
601 MAIN STREET  
ELKO NEW MARKET, MINNESOTA 55054  
MARCH 23, 2023  
7:00 PM**

**BUSINESS MEETING**

The City of Elko New Market provides for viewing and participation in the meeting through Zoom.

<https://us02web.zoom.us/j/86726394641>

**1. Call to Order**

**2. Pledge of Allegiance**

**3. Adopt/Approve Agenda**

**4. Presentations, Proclamations and Acknowledgements (PP&A)**

**5. Public Comment**

*Individuals may address the Council about any item not contained on the regular agenda. The Council may limit the time allotted to each individual speaker. A maximum of 15 minutes will be allotted for Public Comment. If the full 15 minutes are not needed for Public Comment, the City Council will continue with the agenda. The City Council will not normally take any official action on items discussed during Public Comment, with the exception of referral to staff or commission for future report.*

**6. Consent Agenda**

*All matters listed under consent agenda are considered routine by the City Council and will be acted on by one motion in the order listed below. There may be an explanation, but no separate discussion on these items. If discussion is desired, that item will be removed from the consent agenda and considered separately.*

- a. Approve Minutes of the March 9, 2023 City Council Meeting
- b. Approve Payment of Claims and Electronic Transfer of Funds
- c. Stormwater Management Ordinance
  - i. Adopt Ordinance 271 Amending City Code Regarding Stormwater Management
  - ii. Adopt Summary Ordinance 272 Concerning Stormwater Management
- d. Encroachment Agreement - 516 Saxon Drive – Joshua Joseph Kindelspire & Julie Yvonee Renee Kindelspire
- e. Amend Effective Date of Police Department Administrative Staff Restructuring
- f. Adopt Resolution 23-15 Amending City of Elko New Market Employee Handbook

**7. Public Hearings**

## 8. General Business

- a. Water Use and Service Ordinance
  - i. Ordinance No. 273 Amending City Code Concerning Water Use and Service
  - ii. Summary Ordinance No. 274 Concerning Water use and Service
- b. Overview of Park I-35 Industrial Park and Niagara Bottling LLC Project
  - i. Citizen Petition for Environmental Assessment Worksheet (EAW)
  - ii. Limitations on Water Use Proposed by Niagara Bottling and Prioritization of Water
  - iii. Noise Impacts of Proposed Niagara Bottling
  - iv. Lighting Impacts of Proposed Niagara Bottling
  - v. Site Renderings
  - vi. Natural Area Corridors
  - vii. Landscaping and Screening
  - viii. Oklahoma City Truck Stacking at Niagara Bottling Facility
  - ix. Pleasant Prairie, WI Truck Stacking at Niagara Bottling Facility
  - x. Lawsuits Involving Government Entities
  - xi. Review of Scott County and Lakeville Groundwater Studies
  - xii. Review of Carrie Jennings Presentation
  - xiii. Traffic
- c. Park I-35 Industrial Park
  - i. Resolution 23-16 Approving Notice of Decision on Wetland Replacement Plan for Park I-35 Industrial Park
  - ii. Resolution 23-17 Approving Preliminary Plat of Park I-35 Industrial Park
  - iii. Findings of Fact Regarding Rezoning
  - iv. Ordinance No. 275 Rezoning Property from UR to I-1
  - v. Grading Authorization Permit for Park I-35 Industrial Park
- d. Purple Rain Properties, LLC / Niagara Bottling
  - i. Resolution 23-18 Approving Notice of Decision on Wetland Replacement Plan for Purple Rain Properties, LLC
  - ii. Resolution 23-19 Approving Conditional Use Permit to Allow Construction of Silos Which Exceed the City's Maximum Height Requirement in the I-1 Zoning District
  - iii. Significant User Agreement with Niagara Bottling
  - iv. Minnesota Department of Employment and Economic Development (DEED) Business Subsidy Applications
    - Resolution 23-20 Authorizing the City to Apply to the Minnesota Department of Employment and Economic Development for a Minnesota Investment Fund Loan on Behalf of Niagara Bottling LLC and Authorizing the Execution of a Related Loan Agreement
    - Resolution 23-21 Regarding the Support of a Job Creation Fund Application in Connection With Niagara Bottling LLC
  - v. Business Subsidy Request - Reduction in Sewer and Water Availability Charge Connection Fees for Niagara Bottling LLC
    - Resolution 23-22 Approving Reduction in Sewer and Water Availability Charge Connection Fees for Niagara Bottling LLC
- e. Public Comment Received by City

## **9. Reports**

- a. Administration
- b. Public Works
- c. Police Department
- d. Engineering
  - i. Advisory Memo on Northern Long Eared Bat Endangered Species Designation
- e. Community Development
- f. Parks Department
  - i. Draft Parks & Recreation Commission Minutes of March 8, 2023 Meeting
- g. Community & Civic Events Committee (CCEC)
- h. Other Committee and Board Reports
  - i. Scott County Association for Leadership and Efficiency (SCALE)
    - Executive Committee
    - Service Delivery Committee
  - ii. I35 Solutions Alliance

## **10. Discussion by Council**

## **11. Adjournment**