

1) CALL TO ORDER

The meeting was called to order by Mayor Julius at 6:00 p.m.

Members Present: Mayor Julius, Councilmembers Berg and Timmerman

Members Absent: Councilmember Novak

Also Present: City Administrator/Clerk Terry, Senior Planner Christianson, City Planner Skluzacek, City Attorney Poehler, Police Chief Juell, City Engineer Revering, Deputy Clerk Jirak, Jodi Lucast, Gene Meger, Scott County Commissioner Wolf and Patrick Fischer

2) PLEDGE OF ALLEGIANCE

Mayor Julius led the Council and audience in the Pledge of Allegiance.

3) ADOPT/APPROVE AGENDA

City Administrator/Clerk Terry advised the Council of a revised agenda adding update on Recreational Cannabis under Administration Reports.

MOTION by Councilmember Berg, second by Councilmember Timmerman to approve the revised agenda.

APIF, MOTION CARRIED

4) PRESENTATION, PROCLAMATIONS AND ACKNOWLEDGEMENTS (PP&A)

Recognize Jane Stone

Mayor Julius, on behalf of the City Council, provided a brief background on Jane Stone's accomplishments and presented Stone with a plaque of recognition and appreciation.

5) PUBLIC COMMENT

Scott County Commissioner Wolf gave the Council a brief update on current discussions being held at Scott County.

6) CONSENT AGENDA

MOTION by Councilmember Berg, second by Councilmember Timmerman to approve the Consent Agenda.

a. Approve Minutes of the July 13, 2023 City Council Meeting

b. Approve Payment of Claims and Electronic Transfer of Funds

c. Adopt Resolution 23-47 Amending Business Subsidy Agreement between the City of Elko New Market and Niagara Bottling LLC

APIF, MOTION CARRIED

7) PUBLIC HEARINGS

None.

8) GENERAL BUSINESS

Firehouse Grille LLC Events

This item was placed on the Business Agenda because of a conflict of interest for Councilmember Timmerman as owner of Firehouse Grille LLC.

MOTION by Councilmember Berg, second by Mayor Julius to approve:

- Resolution 23-48 approving the Outdoor Concert & Event Permit for Firehouse Grille LLC to hold their 10 Year Anniversary Party.
- Resolution 23-49 approving a Temporary Liquor Area Expansion for Firehouse Grille LLC to hold their 10 Year Anniversary Party.

2 AYES, COUNCILMEMBER TIMMERMAN ABSTAINED, MOTION CARRIED

Fence and Shed Encroachment – 26782 Meadow Ridge Drive

Planner Skluzacek provided a brief background on a fence and shed encroaching City property located at 26782 Meadow Ridge Drive. Staff is seeking council feedback and direction regarding the request for an encroachment agreement into City owned Outlot A, Windrose 8th Addition.

Gene Meger, 41 West Louis Street, approached the podium and stated his opinion for turning down the encroachment agreement.

After Council discussion, the Council directed Staff that they would not approve an encroachment agreement.

MOTION by Councilmember Timmerman, second by Mayor Julius to deny an encroachment agreement to allow a fence and shed encroachment at 26782 Meadow Ridge Drive into the City property.

APIF, MOTION CARRIED

MOTION by Councilmember Timmerman, second by Councilmember Berg to close the public meeting of the City Council Business Meeting at 6:25 pm.

APIF, MOTION CARRIED

9) CLOSED MEETING

Closed meeting pursuant to Minn. Stat. 13D.05, subd. 3(c)(3) to discuss offer for purchase of the real property located at 251 Main Street

Mayor Julius opened the Closed Meeting at 6:27 pm.

Mayor Julius closed the Closed Meeting at 6:48 pm.

Mayor Julius reopened the Business Meeting at 6:49 pm.

10) REPORTS

a) Administration

Ordinances Related to Recreational Cannabis

City Administrator/Clerk Terry updated the Council on the expected timing related to Council discussion on various aspects of Recreational Cannabis regulation and confirmed with the Council that the City will not be pursuing a moratorium on the sale of Recreational Cannabis. Terry mentioned that future Council discussions on Cannabis will include public consumption and Municipal Cannabis Dispensary, and nuisance issues.

- b) Public Works
City Administrator/Clerk Terry updated Council that the City Administrator from Credit River came to discuss Elko New Market's experience with building a Public Works Department with Public Works Director Schweich and City Administrator Terry.
- c) Police Department
Police Chief Juell updated Council on the new modified Scott County Sheriff response times and Night to Unite.
- d) Engineering
No report.
- e) Community Development
Senior Planner Christianson updated Council on Public Hearings held at the July 25, 2023 Planning Commission Meeting regarding two new land proposals for development. The developments included The Preserve, located on the east side of Natchez Avenue/CSAH 91 and north of Whispering Hills, and Old Town Apartments, located north of Old Town Road and west of Dakota Avenue, Outlot A, Old Town.

City Administrator/Clerk Terry updated Council on City Planner 1 applications received and interview schedule for the position.

- f) Parks Department
None.
- g) Community & Civic Events Committee (CCEC)
Draft Community & Civic Events Committee Minutes of the July 18, 2023 Meeting included in packet.

Deputy Clerk Jirak updated the Council on the last CCEC meeting.

- h) Other Committee and Board Reports
 - i) Scott County Association for Leadership and Efficiency (SCALE)
No report.
 - 1. Executive Committee
No report.
 - 2. Service Delivery Committee
No report.
 - ii) I35 Solutions Alliance
None.

11) DISCUSSION BY COUNCIL

Councilmember Berg updated Council on the Policy Committee Meetings for the League of MN and Metro Cities he has been participating in.

12) ADJOURNMENT

MOTION by Councilmember Timmerman, second by Councilmember Berg to adjourn the meeting at 7:13 p.m.

APIF, MOTION CARRIED.

Respectfully submitted by

Lynda Jirak, Deputy Clerk