

**ELYSIAN CITY COUNCIL
REGULAR MEETING
MAY 8, 2017**

The Elysian City Council met in regular session on Monday, May 8, 2017, at City Hall at 6:00 pm.

Roll Call: Mayor Clinton Stoen; Councilmembers Robert Houlihan, Tom McBroom, Mary Opsahl, and Dennis Schnoor; City Administrator Lorri Kopischke; Public Works Director Ron Greenwald; City Utility Clerk Nicole Lamont; and City Attorney Jason Moran. Absent: None.

On motion by McBroom, seconded by Schnoor, all voting in favor, to approve the minutes of the April 10, 2017 Regular Meeting as presented.

On motion by McBroom, seconded by Houlihan, all voting in favor, to approve the agenda of the May 8, 2017 Regular Meeting with the following additions:

1. Consideration of Resolution 571/17 – A Resolution Approving a request from St. Andrew's Catholic Church for one day lawful gambling event: raffle and bingo, on August 13, 2017.
2. 24-hour parking.
3. Mowing.

Public Comment: None.

The Council considered a variance request to lot coverage from Donna and Timothy Henninger for a property they own at 105 Willow Point Drive, PID# 16.415.0060. The current lot coverage is 39% and the variance request would allow lot coverage of 42%. The Henningers would like to enlarge their existing kitchen area by 14 feet x 15 feet x 6 feet (342 square feet). They are also planning a future porch addition of 328 square feet. The kitchen expansion and porch addition would meet setback and all other zoning requirements.

The Planning and Zoning Commission considered the request at their May 2, 2017 meeting. Comment in favor of the proposal was received from the two adjacent neighboring property owners. Additional neighbor comment was received and all spoke in favor of the proposal. Todd Piepho, Area Hydrologist, Minnesota Department of Natural Resources submitted written comment that it would be nice to see that the additional roof water be directed either into a temporary storage basin like a small rain garden or directed back away from the lake into a wetland basin for settling.

The Planning and Zoning Commission has recommended approval of the proposed kitchen expansion and porch addition resulting in an increase in lot coverage from 39% to 42% based on the following findings of fact:

1. Reasonableness: This is a minimal request that will result in a lake cabin being modified to a full-time residence. The water runs to the rear and not to the lake due to the landscaping of the adjacent house and the position of this house on the lot.
2. Uniqueness: The lot is odd-shaped and has a road running through the middle of the lot.
3. Essential character: This will not change the character of the neighborhood and will enhance the neighborhood as it is an improvement to the house.

And with the following condition:

1. Addition of gutters and landscaping to direct the water run off away from the lake.

McBroom stated he believes the request is doable being that the neighbors are good with it and there is no conflict, and the Henningers agree to meet the conditions required by the Planning and Zoning Commission.

Stoen stated he had expressed concerns with drainage but that this has been addressed with the condition imposed by the Planning and Zoning Commission so he was also in support of granting the variance.

Schnoor stated he had walked the property and he did not see a problem. Especially if the Henningers will be installing rain gutters and diverting the water away from the lake.

Houlihan stated he was alright with the request as long as it was acceptable to the neighbors.

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

RESOLUTION NO. 565/17
RESOLUTION ADOPTING FINDINGS OF FACT AND REASONS
FOR APPROVAL FOR VARIANCE APPLICATION OF
DONNA AND TIMOTHY HENNINGER, 105 WILLOW POINT DRIVE

FACTS

1. Donna and Timothy Henninger are the owners of a parcel of land located at 105 Willow Point Drive, Elysian, Minnesota; and,
2. The subject property is known as Le Sueur County Parcel Identification R16.415.0060, and legally described as: (See Exhibit A); and,
3. Donna and Timothy Henninger have submitted a variance request to increase the lot coverage from 39% to 42% in the Shoreland District to allow for a kitchen expansion and future porch addition.
4. The proposal would vary from the City of Elysian's Zoning Ordinance Section 13.0 Shoreland Overlay Zone – Shoreland Standards General – Residential (R1 & R2) Recreational Development Lakes – Sewered Areas, Lot Coverage – 25% maximum as this would result in a lot coverage of 42%.
5. That following a public hearing on the Application held on May 2, 2017 the Elysian Planning Commission has recommended Approval of the Variance.
6. That the City Council for the City of Elysian reviewed the requested Variance at its Meeting on May 8, 2017.

APPLICABLE LAW

7. Minnesota Statute Section 462.357, subd. 6 provides:
 - a. Variances shall only be permitted (a) when they are in harmony with the general purposes and intent of the ordinance and (b) when the Variances are consistent with the comprehensive plan.
 - b. Variances may be granted when the applicant for the Variance establishes that there are practical difficulties in complying with the Zoning Ordinance. "Practical

difficulties," as used in connection with the granting of a Variance, means that (a) the property owner proposes to use the property in a reasonable manner not permitted by the zoning ordinance; (b) the plight of the landowner is due to circumstances unique to the property not created by the landowner; and (c) the Variance, if granted, will not alter the essential character of the locality.

CONCLUSIONS OF LAW

8. The property owner does propose to use the property in a reasonable manner because this is a minimal request that will result in a lake cabin being modified to a full-time residence. The water runs to the rear of the property and not to the lake due to the landscaping of the adjacent house and the position of this house on the lot.
9. There are unique circumstances to the property not created by the landowner because the lot is odd-shaped and has a road running through the middle of the lot.
10. Finally, the Variance will maintain the essential character of the locality because this will not change the character of the neighborhood and will enhance the neighborhood as it is an improvement to the house.
11. And with the following Condition: Addition of gutters and landscaping to direct the water runoff away from the lake.
12. NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Elysian, Minnesota, that the application to issue a variance to Donna and Timothy Henninger for the property at 105 Willow Point Drive, legally described as: (See Exhibit A), Le Sueur County Minnesota, shall be, and is hereby granted a Variance to allow 42% lot coverage to allow for a kitchen expansion and future porch addition.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Opsahl, Schnoor, Stoen.

Councilmembers voting in the negative: None.

Whereupon said resolution was declared duly passed and adopted.

Dated this 8th day of May, 2017.

Approved:

Clinton Stoen, Mayor

Attested:

Lorri Kopischke, City Administrator

Exhibit A

Lot 1, in Block 2 of Chesnut's Lakeshore Subdivision, Le Sueur County, Minnesota, according to the Plat of such Subdivision on file and of record in the Office of the Register of Deeds in and for the said County and State;

AND ALSO The One-half of Lot 7, in Block 1, which is adjacent to Lot 1, in Block 2 Chesnut's Lakeshore Subdivision, Le Sueur County, Minnesota; the one-half of said Lot 7 to be 30 feet lake frontage but to run to center of the rear of lot as platted so as to be exactly one-half of entire lot.

AND ALSO That part of the driveway and utility easement according to the plat of Chesnut's Lakeshore Subdivision, on file and of record with the Le Sueur County Recorder, described as: Beginning at the northwest corner of Lot 1, Block 2, Chesnut's Lakeshore Subdivision thence South 72 degrees 16 minutes 00 seconds East, (assumed bearing), along the northerly line of said Lot 1, Block 2 and along the northerly line of Lot 7, Block 1, Chesnut's Lakeshore Subdivision, 75.00 feet; thence North 01 degrees 31 minutes 16 seconds East 41.66 feet to a point on the northerly line of the driveway and utility easement; thence North 72 degrees 16 minutes 00 seconds West, along said northerly line, 54.11 feet; thence South 30 degrees 46 minutes 00 seconds West, 41.06 feet to the point of beginning.

INCLUDING AN ACCESS EASEMENT AS FOLLOWS:

An access easement for access purposes over and across that part of Lot 7, Block 1, Chesnut's Lakeshore Subdivision, according to the plat thereof on file and of record with the Le Sueur County Recorder, described as: Commencing at the northwest corner of Lot 1, Block 2, Chesnut's Lakeshore Subdivision; thence South 72 degrees 16 minutes 00 seconds East (assumed bearing), along the northerly line of said Lot 1, Block 2, and along the northerly line of Lot 7, Block 1, Chesnut's Lakeshore Subdivision, 75.00 feet to the point of beginning; thence continuing south 72 degrees 16 minutes 00 seconds East, along the northerly line of said Lot 7, Block 1, a distance of 9.00 feet; thence South 17 degrees 44 minutes 00 seconds West, 31.13 feet; thence North 01 degrees 31 minutes 16 seconds East, 32.40 feet to the point of beginning. Containing 140 square feet.

AND ALSO

Commencing at the NW corner of Section 35-109-24, thence South on the West line of said Section 35 a distance of 1094.94 feet, thence South 89 degrees East 90.00 feet to place of beginning; thence South 21 degrees 32 minutes West 245.18 feet, thence South 71 degrees 19 minutes East 57.00 feet, thence North 13 degrees 46 minutes East 253.42 feet, thence North 89 degrees West 25.00 feet to the place of beginning. Being part of Government Lot 7 of said Section 35, according to the recorded maps or plats on file and of record in the Office of the County Recorder in and for LeSueur County, Minnesota.

The Council considered a variance request from Elde and Matt Kretlow to construct a 36 foot x 36 foot – 2 story garage on the property they own at 128 Willow Point Drive, PID# R16.415.0300. The proposed garage as designed would result in a lot coverage of 50%, would exceed the maximum height allowed for an accessory structure by 9 feet at the peak, and would exceed the total building area allowed by 792 total square feet.

This property is split down the middle by two large roadway and utility easements (40 foot and 60 foot). There is also a water line easement on the north and east side of the proposed garage

property which limits his area in which to build. Also, at one point his neighbor to the south built his garage 15 feet onto Mr. Kretlow's property which has resulted in the lot being smaller yet. Mr. Kretlow has provided a survey of the property. He also owns the two lots east of this parcel. Mr. Kretlow has worked diligently with staff to find a way to fit the garage on the property so it meets the setbacks. However, the garage as proposed does cross over the property line to the north which is property owned by Mr. Kretlow.

Public Works has expressed some concern regarding the water coming down the hill to this property. The Kretlows have stated that the water comes down the hill, turns, and runs down Willow Point Drive. It does not flow into the lake.

There are several other garages in the area that exceed the maximum height allowed including 113 Willow Point Drive (30 feet) and 122 Willow Point Drive (20 feet).

The Planning and Zoning Commission considered the request at their May 2, 2017 meeting. Comment in favor of the proposal was received from the two adjacent neighboring property owners. Additional neighbor comment was received and all spoke in favor of the proposal. Todd Piepho, Area Hydrologist, Minnesota Department of Natural Resources submitted written comment that it would be nice to see that the additional roof water be directed either into a temporary storage basin like a small rain garden or directed back away from the lake into a wetland basin for settling.

The Planning and Zoning Commission has recommended approval of the variance request to allow a 36 foot by 36 foot – 2 story garage on the property located at 128 Willow Point Drive as presented, which will result in a lot coverage of 50%, and a height of 26 feet which is 9 feet taller than allowed by the zoning ordinance and a total building area of 2,592 square feet which is 792 square feet larger than allowed by the zoning ordinance based on the following findings of fact:

1. Reasonableness: The request to build this size garage is reasonable as there are several similar sized structures in the area with the same use.
2. Uniqueness: The uniqueness of the property is not caused by the landowner. There is a large roadway and utility easement to the west of the property and water line easements on the north and east of his property. Also, that the neighbor built his garage 15 feet onto the Kretlow lot.
3. Essential character: The proposed garage will fit in well with the other structures in the area.

City Attorney Moran encouraged Mr. Kretlow to have the lots combined and to determine which easements are no longer necessary and ask the City of Elysian to eliminate those easements.

Matt Kretlow stated the main purpose of this structure is for overflow. It will serve the same purpose as the camper and shed that are there now and also provide extra space for storage over the winter months. The garage will be hooked to water and sewer and will provide additional revenue in the form of those service fees and also property taxes generated by the increased value.

Councilmember McBroom introduced the resolution and was seconded by Councilmember Opsahl.

RESOLUTION NO. 566/17
RESOLUTION ADOPTING FINDINGS OF FACT AND REASONS
FOR APPROVAL FOR VARIANCE APPLICATION OF
ELDE AND MATT KRETLOW, 128 WILLOW POINT DRIVE

FACTS

1. Elde and Matt Kretlow are the owners of a parcel of land located at 128 Willow Point Drive, Elysian, Minnesota; and,
2. The subject property is known as Le Sueur County Parcel Identification R16.415.0300, and legally described as: Lot Numbered Thirty-Seven (37), in Block Numbered Two (2), of "Chestnut's Lakeshore Subdivision", being a part of Government Lots Five (5) of Section 34, and Government Lot Seven (7) of Section 35, all in Township 109 North of Range 24 West, according to the recorded Plat thereof on file and of record in the Office of the LeSueur County Recorder; and,
3. Elde and Matt Kretlow have submitted a variance request to increase the lot coverage from 32% to 50%, to exceed the height requirement of a detached structure by 9 feet, and to exceed the total building area allowed by 792 square feet in the Shoreland District to allow for construction of a two-story 36 feet x 36 feet detached accessory structure.
4. The proposal would vary from the City of Elysian's Zoning Ordinance Section 13.0 Shoreland Overlay Zone – Shoreland Standards General – Residential (R1 & R2) Recreational Development Lakes – Sewered Areas, Lot Coverage – 25% maximum and Section 15.0. Performance Standards. Subd. Q. Accessory Structure Standards. Dimensional Limits: Attached and detached accessory structures are subject to the dimensional limits established below: a. Maximum height: seventeen feet (17') and a maximum side wall height of a detached structure shall not exceed ten feet (10'); and c. Accessory structure(s) total building area allowed per lot: 1,800 square feet.
5. That following a public hearing on the Application held on May 2, 2017 the Elysian Planning Commission has recommended Approval of the Variance.
6. That the City Council for the City of Elysian reviewed the requested Variance at its Meeting on May 8, 2017.

APPLICABLE LAW

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

CONCLUSIONS OF LAW

8. The property owner does propose to use the property in a reasonable manner because the request to build this size garage is reasonable as there are several similar sized structures in the area with the same use.

9. There are unique circumstances to the property not created by the landowner because there are large roadway and utility easements to the west of the property and there are water line easements on the north and east of this property. Also, that the neighbor built his garage 15 feet onto the Kretlow lot.
10. Finally, the Variance will maintain the essential character of the locality because the proposed garage will fit in well with the other structures in the area.
11. NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Elysian, Minnesota, that the application to issue a variance to Elde and Matt Kretlow for the property at 128 Willow Point Drive, legally described as: Lot Numbered Thirty-Seven (37), in Block Numbered Two (2), of "Chestnut's Lakeshore Subdivision", being a part of Government Lots Five (5) of Section 34, and Government Lot Seven (7) of Section 35, all in Township 109 North of Range 24 West, according to the recorded Plat thereof on file and of record in the Office of the LeSueur County Recorder; Le Sueur County Minnesota, shall be, and is hereby granted a Variance to allow 50% lot coverage, a structure height of 26 feet, and a total building area of 2,592 square feet to allow for a 36 foot by 36 foot two-story detached garage on this property.

Upon vote being taken:

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

Councilmembers voting in the negative: Stoen.

Whereupon said resolution was declared duly passed and adopted.

Dated this 8th day of May, 2017.

Approved:

Clinton Stoen, Mayor

Attested:

Lorri Kopischke, City Administrator

Le Sueur County Sheriff Brett Mason was present to update the Council and introduce Chief Deputy Nick Greenig. Mason stated the Sheriff's Department is in transition with a total of eight position changes. The Justice Center project continues to move forward and the Sheriff's Department has been retained to provide a supervisory role for the Montgomery Police Department.

Chief Deputy Nick Greenig stated it was a pleasure to meet the Council. He encouraged the Council to keep the lines of communication open and to contact him if anything was needed.

Brad Zimbrich, owner of Tucker's Tavern, was present to request that Main Street West be closed from County Road 11 (First Street North) to Second Street NW from 4:00 to 8:00 pm on Wednesday evenings from May 10 to August 30, 2017. Zimbrich explained he will be sponsoring car, motorcycle and tractor roll-ins and would like to use that area of the street for parking. He plans to have outdoor

food and music and to involve other businesses in the area as sponsors. He has talked with Davis Marketplace, the Chamber of Commerce and Country 103.5 Radio Station. He has contacted his insurance and is insured for these types of events. He believes these types of events will bring people to town and will be good for all the businesses in Elysian.

Zimbrich stated he is also planning a wrestling event similar to AWA Wrestling for June 24, 2017 from 7:00 to 9:00 pm. This event will be held in the Tucker's Tavern parking lot. The lot will be partitioned off and the event contained. This should be a good event that will again bring a lot of people to town.

City Attorney agreed it would be appropriate to request that the City of Elysian be added to Zimbrich's insurance as an additional insured.

On motion by Stoen, seconded by McBroom, all voting in favor, to close Main Street West from County Road 11 (First Street North) to Second Street NW from 4:00 to 8:00 pm on Wednesday evenings from May 10 to August 30, 2017.

Chris Cavett, City Engineer, SEH Engineering, noted that at the April City Council meeting the Council approved moving forward with the feasibility study for the proposed 2018 Street and Utility Improvement Project. Preparation of the feasibility study is the first required step in the public improvement process (MN Statute 429).

Cavett stated SEH will begin the study with an introductory letter this month to the residents within the project area. Field surveys and collection of field data will be done this summer. Neighborhood meetings will be held in September, completion of the report by October, and the public hearing will be held by November. Completion of the public hearing will complete the phase 1 services (Feasibility Phase).

Cavett noted that there will be some consideration of including the cost of the proposed park improvements in the report and including those costs in the financing plan. However, the current proposal does not include any surveying, design or cost estimating related to park improvements. If SEH is asked to provide surveying or design work for the park, an amendment to the proposal will be required.

Stoen stated the Council may want to pave the alley behind city hall and a small parking area.

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION 567/17
2018 STREET AND UTILITY IMPROVEMENT PROJECT
ORDERING PREPARATION OF REPORT

WHEREAS, it is proposed to make improvements to the 2018 Street and Utility Improvement Project as proposed in the 2015 City's Capital Improvement Plan (CIP); and

WHEREAS, it is recommended that the report also include the area streets planned for 2018 in the CIP; and

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

1. Second Street NW, from Main Street to Frank Avenue NW
2. Third Street SW/NW, from TH 60 to Frank Avenue NW

3. Fourth Street SW, from TH 60 to Main Street
4. Frank Avenue NW, from 4th Street NW to 1st Street
5. Park Avenue NW, from 4th Street NW to 1st Street
6. Second Street SE, from Main Street to dead end; and

WHEREAS, it is recommended that the project and report also include consideration for park improvements; and

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

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

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

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Opsahl, Schnoor, Stoen.

Councilmembers voting in the negative: None.

Adopted by the City Council of the City of Elysian this 8th day of May, 2017.

Approved:

Clinton Stoen, Mayor

Attested:

Lorri Kopischke, City Administrator

On motion by Stoen, seconded by Houlihan, all voting in favor, to approve the Engineering Service Agreement with SEH for preparation of the feasibility study (Phase 1) for the 2018 Street and Utility Improvement Project.

Ron Greenwald, Public Works Director, stated applications had been received from four good candidates for the summer mowing position. Based on experience and availability, his recommended hire is Matt Oswald. On motion by Houlihan, seconded by McBroom, all voting in favor, to approve the hire of Matt Oswald for the summer mowing position.

Greenwald reported that Jerry Ellingsworth has requested Council consideration of an increase to his hourly wage. He has been with the city since 2005 and is a good summer mower. His current rate is \$10.00 per hour. On motion by Schnoor, seconded by Opsahl, all voting in favor, to approve a \$1.00 per hour increase in wages for Jerry Ellingsworth effective today May 8, 2017.

Greenwald stated he would like to apply a fertilizer/weed killer to the grass at the Lake Francis Park and also at the new Sixth Street Park. The cost would be approximately \$900 for each park or a total cost of \$1,800. On motion by Stoen, seconded by McBroom, all voting in favor, to approve the application of fertilizer/weed killer to the grass at the Lake Francis Park and the Sixth Street Park for an approximate cost of \$1,800.

Greenwald reported that there is one non-city owned strip along the Highway 60 corridor that is currently being mowed by the city. This strip is from Casey's General Store to Erdy's Carwash. There was Council direction to discontinue mowing of that strip and send a letter to the property owner informing them that the city will no longer be mowing the property.

The Council considered a letter received from Michael Kauss, 6 Egret Lane, requesting a reduction in the water and sewer bill for service period of March 1 to March 31, 2017. In his letter Kauss states that he was away from the home on vacation until March 18 and does not know how the water could have been used. The water service was not shut off while Kauss was away and there were people in and out of the home during that time. The City software program does indicate that the water did indeed run through the meter and Greenwald stated he had provided Kauss with a printout of the dates and times the water had run through the meter. There was Council consensus to not reduce the charges as the City equipment does show that the water was used.

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION 568/17
RESOLUTION ACKNOWLEDGING A DONATION FROM
LAWRENCE MARTY

WHEREAS, the City of Elysian has received a donation in the amount of \$430.00 from Lawrence Marty to the Elysian Fire Department in the memory of Phyllis Marty;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ELYSIAN, MINNESOTA THAT: the City Council of the City of Elysian acknowledges and accepts a donation in the amount of \$430.00 from Lawrence Marty to the Elysian Fire Department in the memory of Phyllis Marty.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Opsahl, Schnoor, Stoen.

Councilmembers voting in the negative: None.

Adopted by the City Council of the City of Elysian this 8th day of May, 2017.

Approved:

Clinton Stoen, Mayor

Attested:

Lorri Kopischke, City Administrator

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION 569/17
RESOLUTION ACKNOWLEDGING A DONATION FROM
SANDRA OLSON

WHEREAS, the City of Elysian has received a donation in the amount of \$20.00 from Sandra Olson to the Elysian Fire Department in the memory of Phyllis Marty;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ELYSIAN, MINNESOTA THAT: the City Council of the City of Elysian acknowledges and accepts a donation in the amount of \$20.00 from Sandra Olson to the Elysian Fire Department in the memory of Phyllis Marty.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Opsahl, Schnoor, Stoen.

Councilmembers voting in the negative: None.

Adopted by the City Council of the City of Elysian this 8th day of May, 2017.

Approved:

Clinton Stoen, Mayor

Attested:

Lorri Kopischke, City Administrator

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION 570/17
RESOLUTION ACKNOWLEDGING A DONATION FROM
RICHARD AND JEAN WIECHMANN

WHEREAS, the City of Elysian has received a donation in the amount of \$50.00 from Richard and Jean Wiechmann to the Elysian Fire Department in the memory of Phyllis Marty;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ELYSIAN, MINNESOTA THAT: the City Council of the City of Elysian acknowledges and accepts a donation in the amount of \$50.00 from Richard and Jean Wiechmann to the Elysian Fire Department in the memory of Phyllis Marty.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Opsahl, Schnoor, Stoen.

Councilmembers voting in the negative: None.

Adopted by the City Council of the City of Elysian this 8th day of May, 2017.

Approved:

Clinton Stoen, Mayor

Attested:

Lorri Kopischke, City Administrator

Kopischke reported that there is a signed purchase agreement for the sale of the EDA-owned lots at 105, 107 and 109 Park Avenue NE. Closing on the lots will be prior to May 19, 2017.

Kopischke provided samples of various city driveway restrictions. Possible regulations include a maximum driveway width. Currently Elysian does not address this in the zoning ordinance. Also, consideration of a requirement to pave driveways that are gravel or dirt as a condition of sale of the property.

Following Council discussion, on motion by Stoen, seconded by McBroom, to refer to Planning and Zoning Commission for consideration of an amendment to the zoning ordinance to address driveway restrictions including driveway width and the requirement to pave driveways as a condition of sale of the property. Voting on the motion: Aye – Houlihan, McBroom, Opsahl, Stoen. Nay – Schnoor.

The City-wide Garage Sales will be held Saturday, May 13 with the City-wide Clean-Up on May 20 from 8:30 to 11:00 am at the Lake Francis Parking Lot.

Sip & Shop will be held at the American Legion Saturday, May 13 from 9 am to 2 pm. Come and support local businesses.

Wine & Beer Tasting Event will be held at Tucker's Tavern, Thursday, May 18 from 6 to 8 pm. This is a fundraiser for the Elysian Area Chamber of Commerce and proceeds will go towards the 4th of July fireworks display costs.

The Le Sueur County Governmental Official Association Meeting will be held Wednesday, May 24, 2017 in Waterville (location to be announced) – Meal 6:30 pm, Meeting 7:00 pm.

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

CITY OF ELYSIAN
ELYSIAN, MINNESOTA
RESOLUTION 571/17
REQUEST FOR LAWFUL GAMBLING
ST ANDREWS CHURCH BINGO/RAFFLE

WHEREAS: the Elysian City Council was presented with a request from St. Andrew's Catholic Church for one day lawful gambling event: raffle and bingo, on August 13, 2017.

WHEREAS: St. Andrew's Catholic Church is a nonprofit organization conducting lawful gambling in the City of Elysian.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ELYSIAN, MINNESOTA THAT: the Elysian City Council grants approval to St. Andrew's Catholic Church for one day lawful gambling event: raffle and bingo, on August 13, 2017.

Upon vote being taken:

Councilmembers voting in the affirmative: Houlihan, McBroom, Opsahl, Schnoor, Stoen.
Councilmembers voting in the negative: None.

Adopted by the City Council of the City of Elysian this 8th day of May, 2017.

Approved:

Clinton Stoen, Mayor

Attested:

Lorri Kopischke, City Administrator

Schnoor reported he has received two calls complaining that there is a truck with boat and trailer that has been parking on the corner of Lake Avenue NE and County Road 11 (First Avenue N). This will be reported to the sheriff.

Two applications were received for the Park Board – Becky Kelley and Kris Miller. On motion by Stoen, seconded by Houlihan, all voting in favor, to appoint Becky Kelley and Kris Miller to the Elysian Park Board for a one-year term.

On motion by McBroom, seconded by Stoen, all voting in favor, bills, payroll, and transfers were approved in the amount of \$83,572.15

Public Comment:

Mark Sybilrud, 514 Lake Avenue NW, asked who was responsible to spray the park at the school. The Council referred him to Scott Allen, Waterville Elysian Morristown School.

Sybilrud asked what was being done for the big holes on the road by the ball park? Greenwald stated the holes would be patched but there will not be an overlay or any further repair as this street is included in the 2018 Street and Utility Project.

On motion by Stoen, seconded by McBroom, all voting in favor, to adjourn the meeting at 7:17 pm.

Approved:

Clinton Stoen, Mayor

Attested:

Lorri Kopschke, City Administrator