

MEETING MINUTES
ASHLAND CITY COUNCIL
Tuesday, October 11, 2022 – 6:00 PM
Ashland City Hall Council Chambers

1. CALL TO ORDER

The Tuesday, October 11, 2022 Ashland City Council meeting was called to order by Mayor Matt Mac Kenzie at 5:30 p.m.

A. Roll Call, Moment of Silence and Pledge of Allegiance

Roll call was taken, a Moment of Silence was held, and the Pledge of Allegiance was recited.

PRESENT: Kevin Seefeldt, Sarah Jackson, Eric Lindell, Charlie Ortman, Dick Pufall

ABSENT: Ana Tochtermann (excused) , Laura Graf (excused)

ALSO PRESENT: Mayor Matthew MacKenzie, City Administrator Brant Kucera, City Clerk Denise Oliphant, City Attorney Tyler Wickman, Public Works Director John Butler, Parks Director Sara Hudson, Main Street Manager Jaclynn Findlay, and other concerned citizens.

2. APPROVAL OF AGENDA

Lindell moved, seconded by Pufall to approve the agenda. The motion carried unanimously by voice vote.

3. APPROVAL OF MINUTES

A. September 22, 2022 Committee of the Whole Budget Work Session

B. September 27, 2022 City Council and Committee of the Whole Budget Meetings

Lindell moved, seconded by Seefeldt to approve the minutes. The motion carried unanimously by voice vote.

4. CITIZEN PARTICIPATION PERIOD

The Clerk read the Rules for Citizen Participation, and the following offered their comments to the Council:

John Radloff, Beaser Avenue, had concerns regarding snow removal around the hydrants during the winter, and that there are numerous valve covers in the streets that are in need of repair.

Zygmund Jablonski, 906 6th Avenue West, commented regarding the City paying excess attorney fees, and stated that he "has never been approached" for discussion by City staff.

Elise Kehle, 322 Beaser Avenue, expressed her interest in the housing development proposed for the Beaser Avenue site.

5. MAYOR'S REPORT

A. Announcements

MacKenzie made a proclamation recognizing October 15, 2022 as White Cane Safety Day. Enbridge has invited the public to an open house at the Bohemian Hall on November 2, 2022. The Ashland Foundation has sponsored the Ashland Chamber Music Society's upcoming seasonal events.

B. Appointments

Pufall moved, seconded by Seefeldt to approve the appointment of Robert Klamerous to the Public Works Committee, for a term to expire on September 30, 2027. The motion carried 4-0 by voice vote; Lindell abstained.

6. OLD BUSINESS

A. Approve a Resolution to Establish Community Gardens in the City of Ashland, and Approve an Ordinance to Amend Chapter 47 (2015-1915) Parks and Recreation Committee, Ashland City Ordinances (*Parks Director*) Roll

Lindell moved, seconded by Seefeldt to approve the resolution and ordinance. The motion passed unanimously by roll call vote. **File #17698**

B. Approve to Accept a Facility Condition Assessment Proposal from Kraus-Anderson Construction Company for a Building Facilities Master Plan, Phase 1 (*Public Works*) Roll

Seefeldt moved, seconded by Lindell to approve the proposal for \$24,900. The motion passed unanimously by roll call vote.

C. Approve the Implementation of a Well Operation Permit Fee (*Public Works*) Roll

Lindell moved, seconded by Ortman to approve. The motion passed unanimously by roll call vote.

7. NEW BUSINESS

A. Approve to Accept a Proposal for Wastewater Treatment Plant Pretreatment Facilities Equipment Repair (*Public Works*) Roll

Ortman moved, seconded by Seefeldt to approve to accept the proposal for \$41,342.35. The motion passed unanimously by roll call vote.

B. Approve a Resolution Authorizing the Issuance and Sale of Up to \$1,716,132 Sewerage System Revenue Bonds, Series 2022B, and Providing For Other Details and Covenants With Respect Thereto, and Approval of Related \$2,466,132 Financial Assistance Agreement (*Public Works, Finance*) Roll

Jackson moved, seconded by Lindell to approve the resolution. The motion passed unanimously by roll call vote. **File #17699**

C. Approve to Waive the Advertisement Requirement Set Forth in Chapter 194.04, Procurement of Goods and services, Ashland City Ordinances, and Approve the Purchase of Cross Connection Devices (*Public Works*) Roll

Seefeldt moved, seconded by Lindell to approve the purchase for \$71,717.00. The motion passed unanimously by roll call vote.

D. Approve the State Municipal Agreement (SMA) Dated July 31, 2022 for the Prentice Avenue Phase 2 (USH2-6th Street East) Reconstruction Project (*Public Works*) Roll

Seefeldt moved, seconded by Lindell to approve the agreement. The motion passed unanimously by roll call vote.

E. Approve Final Payment to Ritola Inc. for the 2022 Lead Service Lateral Replacement Project (*Public Works*) Roll

Jackson moved, seconded by Lindell to approve the final payment for \$13,953.32. The motion passed unanimously by roll call vote.

F. Approve Final Payment to Northern Interstate Construction, Inc for the Waterfront Access Road Project (*Public Works*) Roll

Jackson moved, seconded by Seefeldt to approve the final payment for \$74,616.98. The motion passed unanimously by roll call vote.

G. Approve a Development Agreement with Jeanne Aspensen for a Development Incentive to Support Buildout of a Wedding/Event Venue and Two Short-Term Rental Units at 100 Main Street West, Ashland (*Planning*) Roll

Seefeldt moved, seconded by Ortman to approve the development agreement and assistance of \$50,000. The motion passed unanimously by roll call vote.

H. Approve a Beaser Avenue Redevelopment Plan (*Administration*) Roll

After the item was introduced by Scott Bretting, Ortman moved, seconded by Seefeldt to approve the redevelopment plan. The motion passed unanimously by roll call vote.

8. CLOSED SESSION

A. ENTER INTO CLOSED SESSION: PURSUANT TO SEC> 19.85(1)(g): conferring with legal counsel who either orally or in writing will advise governmental body on strategy to be adopted with respect to current to likely litigation. (*City Attorney*) A to Z Plumbing & Heating Inc/Z. Jablonski Notice of Claim (Roll)

Lindell moved, seconded by Ortman to move into Closed Session. Lindell moved, seconded by Ortman to enter into Closed Session. The motion passed unanimously by roll call vote.

Council was asked and allowed for John Butler and Attorney Anthony Wachewicz to remain during Closed Session.

B. Return to Open Session (Voice)

Lindell moved, seconded by Ortman to return to Open Session. The motion passed unanimously by voice vote.

C. Report of Action Taken during Closed Session

MacKenzie announced there was no action taken during closed session.

Lindell moved, seconded by Jackson to approve the Resolution No. 17700. The motion carried unanimously by roll call vote. **File #17700**

9. ADJOURNMENT

Ortman moved, seconded by Seefeldt to adjourn. The motion carried unanimously by voice vote.

Respectfully Submitted,

Denise Oliphant,
City Clerk