

**CITY OF NISSWA
MINUTES – REGULAR COUNCIL MEETING
TUESDAY, OCTOBER 19, 2021
7:00 P.M. – NISSWA CITY HALL**

The Regularly Scheduled Nisswa City Council meeting was held Tuesday, October 19, 2021, at 7:00 p.m. at City Hall. This meeting was also available on *YouTube Live*.

Members present: John Ryan, Mark Froehle, Don Jacobson, Ross Krautkremer, Mark Utzinger.

Members absent: none.

City staff present: Jenny Max, Amber M-Peterson, Terry Wallin, Brittney Cotner, Craig Taylor, Luke Hall, Kiki Lindberg.

Also Present: City Engineer-Joe Dubel; City Attorney-Tom Pearson; Nancy Vogt - Echo Newspaper.

Audience members: 8 members of the public were also present.

A. Call to Order - John Ryan called the meeting to order at 7:00PM. The pledge of allegiance was recited.

B. Approve Agenda – An addition to the Consent Agenda included the COVID-19 Business Plan for the City of Nisswa, and an additional submission for item F.7 - Nisswa Outdoor Rink Feasibility Study. Motion by Jacobson, seconded by Utzinger, to approve the amended Agenda for the Regularly Scheduled October 19, 2021 Council Meeting as presented. Motion carried unanimously.

C. Consent Calendar

1. Fire Department Report – September 2021
2. Police Department Report – September 2021
3. Parks and Recreation Report – October 2021
4. Planning & Zoning Department Report – October 2021
5. Public Works Report – October 2021
6. Spirits Report – September 2021
7. Police Department Donation Resolution – Firehouse Subs
8. Police Department Donation Resolution – Hillstrom
9. Fire Department Donation Resolution – Lion’s Club
10. Presentation of Claims – Check register #47487; 48740-48878 totaling \$700,620.70
11. City Council Meeting Minutes from September 21, 2021
12. City Council Workshop Minutes from September 21, 2021
13. Personnel Updates October 2021
14. Resolution for Joint Powers Agreement for Police Department-BCA-Prosecuting Attorney
15. Roundhouse Consumption & Display Liquor Permit
16. COVID-19 Business Plan for the City of Nisswa

Motion by Krautkremer, seconded by Froehle to approve the amended Consent Calendar as presented. Motion carried unanimously.

D. Open Forum:

1. Public Comment – none presented
2. Department Presentation - The Pickle – Terry Wallin began his annual presentation prefacing that even though the past two years have been unpredictable and difficult having to deal with closures and restrictions, the Pickle has had remarkable sales throughout. He noted what is working well – meat raffles, electronic pig races, beer/seltzer buckets, and having specials during all televised Minnesota sports games. Projected bar sales for the year are over \$1,280,000, and the off-sale department is nearing \$300,000 in sales. Wallin also noted that Community Center events have kept them busy, and he showed photos of the Center decorated for a recent wedding which accommodated over 270 guests. Favorite annual events include the Fall Festival Barbeque, and the Fire Department fundraiser which raised \$18,000 this year in funds for our local Nisswa Fire Department which is the highest amount for any community in the State. Goals for the Pickle include staying current with industry trends by visiting and cooperating with local establishments, going to trade shows, MMBA, Regional meetings, and attending the annual liquor convention.

E. Reports:

1. **City Administrator** – none; Max noted that her reports and updates will come later in the meeting.
2. **City Attorney** – none.
3. **City Engineer** – none.

F. New Business:

1. Nisswa Chamber Street Use Permit Application re: City of Lights Festival – Max noted this permit will also be routed through Public Works and Police Departments. Motion by Jacobson, seconded by Krautkremer to approve Nisswa Chamber’s Street Use Permit for the City of Lights Festival. Motion carried unanimously.
2. Approve Agreement between City of Nisswa and Teamsters for 1/1/2022 – 12/31/2023 - Motion by Krautkremer, seconded by Utzinger to approve the two-year Agreement between the City of Nisswa and Teamsters General Local Union No. 346, from 1/1/2022 – 12/31/2023. Motion carried unanimously.
3. Planning & Zoning Commission Recommendation – Ordinance Amendment Section 4.11.4 – Cotner explained the Ordinance Section and noted that the request involves modifying a portion of this Ordinance Section which has to do with 12% grade rules. She also noted that she polled similar cities and they all have similar Ordinance Rules regarding grades and slopes. The Planning Commission forwarded a recommendation of denial for this Ordinance amendment request. Discussion commenced; Council Members agreed that this can be discussed further in the future when considering other Ordinance amendments. Ryan noted that Ordinances can be reviewed, but if there is a request for an amendment to the existing language, then the requestor needs to provide valid reasoning and proof of why the proposed change should occur. Jacobson noted that Public Notice was made and a Public Hearing was held during the Planning Commission Meeting, at which all members of the public had the opportunity to make their comments known and discuss this proposal. He also noted that an Ordinance Amendment has implications for the entire city in the future, not just for one property, and he believes the Council should uphold the Planning Commission recommendation of denial for this request. Motion by Krautkremer, seconded by Jacobson, to accept the Planning Commission recommendation to deny the request for an amendment to Ordinance Section 4.11.4. Motion carried unanimously.
4. Approve Police Canine Unit Policy – Taylor noted that if changes to the policy are needed in the future it will be presented to the Council. Ryan expressed thanks to the Officer(s) and the Department for putting the Policy together. Jacobson asked for a clarification of some language in the Policy. Motion by Jacobson, seconded by Utzinger to approve the Canine Unit Policy for the City of Nisswa Police Department as presented. Motion carried unanimously.
5. Resolution regarding Police Squad Car Purchase – Taylor noted that there are some delays in production of vehicles and requested the order/purchase of a new squad car occur now in October 2021, so that the vehicle can be ready and available sometime in 2022. This vehicle will be outfitted specifically for the K-9, with a specialized cooling system. A bid for rigging and outfitting the squad came in today for \$7,974. Squad rotation will occur when the new K-9 squad car is ready. Motion by Utzinger, seconded by Jacobson to accept and approve the Resolution to approve the purchase of a new 2022 squad car at a cost of \$36,878.38 from Tenvoorde Ford. Motion carried unanimously.
6. Approve the purchase of a Canine from CanAm Tactical – Taylor noted compensation and grant applications are currently in progress; if awarded to the Nisswa Police Department, the total grant compensation could be close to the total cost of the dog. CanAm will require a deposit of \$2,000 to secure the purchase of the dog. After training and certification in drug identification and tracking, Taylor anticipates that the dog will be employed by the Spring of 2022. Motion by Utzinger, seconded by Krautkremer to approve the purchase of the Canine (K-9) in the amount of \$15,000. Motion carried unanimously.
7. Nisswa Outdoor Rink Feasibility Study Proposal – Amber Moon Peterson was present to explain the proposals received, one of which was received just this afternoon. She contacted four companies and asked for bids regarding a feasibility study, two were received. Discussion regarding the detail, costs, and features of each proposal commenced. Costs for this study will be paid from the newly created Parks and Recreation Capital Improvement Plan Fund. Motion by Jacobson, seconded by Krautkremer, to accept the Nisswa Outdoor Rink Feasibility Study proposal from American Arena at a cost not to exceed \$5,000. Motion carried 4-1 with Froehle opposed.

8. Community Center Lease Agreement – 2022 – The last update to this Lease Agreement occurred in 2016. Rates need to be updated due to inflation and increased costs. Motion by Krautkremer, seconded by Utzinger to approve the updated Community Center Lease Agreement for 2022, as presented. Motion carried unanimously.
9. Sports Facility Application for Reservation - 2022 – This application for reservation of Nisswa’s Sports Facilities was new in 2021. The only proposed update is to request that renters present proof of liability insurance. The reservation agreement provides some accountability for user groups, teams, and private rentals. Motion by Krautkremer, seconded by Jacobson, to approve the 2022 Sports Facility Application for Reservation as presented. Motion carried unanimously.
10. Payment Application #14 from Eagle Construction for \$50,870.83 - Motion by Jacobson, seconded by Utzinger, to approve Payment Application #14 to Eagle Construction in the amount of \$50,870.83, as presented. Motion carried unanimously.
11. Approve Recommendation to Accept Engineering Services RFP Proposal – Max briefly summarized three proposals for engineering services that were received for roundabout construction. She noted she met with ETOC/Grand View Lodge and County Officials to review, and they unanimously agreed to recommend the proposal done by Widseth. Discussion commenced regarding cost sharing; Max explained that costs for services will initially come out of City Reserve Funds, but will be partially reimbursed by cost sharing with ETOC/Grand View Lodge and the County. Overall, the City will be responsible for a portion of the costs. Construction costs for the project will be funded by the LRIP grant. Concerns were expressed regarding awarding too many contracts to any one particular company. Dubel and Max explained that sub-contractors will be responsible for a majority of the construction of the project. Motion by Krautkremer, seconded by Jacobson, to accept the proposal from Widseth for Engineering Services not to exceed \$179,678 for roundabout construction at CSAH 77 and Nokomis Avenue. Motion carried unanimously.
12. Discussion regarding Fire Service Agreement with City of Breezy Point – Discussion commenced and was focused upon the City of Nisswa being a “good neighbor” to both Breezy Point and Pequot Lakes. If Breezy Point decides not to contract with the City of Pequot Lakes’ Fire Department for services, a Notice of one-year must be given to Pequot Lakes, therefore services would not commence between Nisswa and Breezy Point until 2023, if Breezy opts to switch. Logistics favor Breezy Point using Pequot Lakes Fire Department for service. Council Members agreed to continue conversation with Breezy Point regarding service, but to encourage that Breezy Point also continue negotiations with Pequot. Council Members stressed to remain open and transparent with both Cities regarding any future discussion about Fire Services moving forward. Motion by Utzinger, seconded by Krautkremer, to continue discussion with the City of Breezy Point regarding any potential future Fire Department Service contract needs. Motion carried unanimously.

G. OLD BUSINESS – none presented.

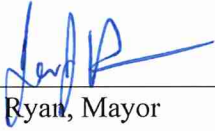
H. COUNCIL REPORTS

1. Mayor – John Ryan expressed appreciation for the Police Department and the Officers who have helped to secure substantial grant funding recently for radios, the K-9 unit, and new squad car/outfitting. He also commended the Officers for going above and beyond the Call of Duty very recently, even during personal time off, to help and to find others who are willing assist other citizens of Nisswa who are in need of some help. The good will of some Nisswa citizens, companies, and contractors should also be recognized.
2. Council Members – Ross Krautkremer also commended the Police Officers and noted the outstanding job they do with not over-policing, but protecting and assisting the residents and visitors of the City of Nisswa.

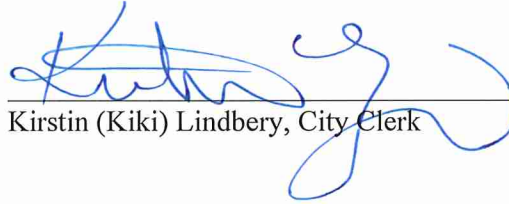
Ryan announced upcoming City Council Meeting dates, and noted that all meeting information is located on the City Website. He also encouraged audience members to sign up on the website for automated meeting and event notifications.

ADJOURN – There being no further business, Motion by Krautkremer, seconded by Utzinger to adjourn the regular Council meeting at 8:10p.m. Motion carried unanimously.

Respectfully Submitted,



John Ryan, Mayor



Kirstin (Kiki) Lindbery, City Clerk