

City of Norwood Young America - CITY COUNCIL AGENDA
September 26, 2016 – 6:00 p.m.

1. **Call Meeting of City Council Workshop to Order**
 - 1.1 Joint Meeting with Parks & Recreation Commission

2. **Adjournment**

1. **Call Meeting of Economic Development Authority to Order – 7:00 p.m.**

- 1.1 Pledge of Allegiance

2. **Approve Agenda**

- 2.1 Approve minutes of August 22, 2016 and September 12, 2016

3. **Adjournment**

1. **Call Meeting of City Council to Order**

2. **Approve Agenda**

3. **Introductions, Presentations, Proclamations, Awards, and Public Comment** (Individuals may address the City Council about any non-agenda item of concern. Speakers must state their name, address, and limit their remarks to three minutes. The City Council will not take official action on these items, but may refer the matter to staff for a future report or direct that the matter be scheduled for a future meeting agenda.)

4. **Consent Agenda** NOTE TO THE PUBLIC: All those items listed as part of the Consent Agenda will be approved by a single motion, unless a request to discuss one of those items is made prior to that time. Anyone present at the meeting may request an item to be removed from the consent agenda. Please inform the Council when they approve the agenda for this meeting.

- 4.1 Approve minutes of City Council September 12, 2016 Meeting

- 4.2 Approve payment of claims

- 4.3 Approve Southwest Carver Lions Club Temporary Liquor License – Harvest Moon Wine Tasting event

- 4.4 Manufacturers Week Proclamation

5. **Public Hearing**

6. **Old Business**

- 6.1 Resolution 2016-15, 309 First Street NE. Outdoor Storage

- 6.2 Ordinance No. 276, Accessory Solar Energy Systems

7. **New Business**

- 7.1 Central High School Raider Softball Boosters – Phase II Dugouts Project

- 7.2 Minnesota Minn-e-rod Club 2017 Event

- 7.3 Fourth Monday City Council Starting Time

- 7.4 Schedule Special City Council Meeting

8. **Council Member Reports**

9. **Mayor's Report**

10. **Adjournment**

The following informational items have been included in the City Council agenda packet for informational purposes, Council review and discussion. No action is required by the City Council:

UPCOMING MEETINGS/EVENTS

October 10 City Council – 6:30 p.m.

October 12 Economic Development Commission – 6:30 p.m.

October 13 Senior Advisory Committee – 9:00 a.m.

October 18 Parks and Rec. Commission – 5:30 p.m.; Planning Commission – 7:00 p.m.

October 24 City Council Workshop – 6:00 p.m.

October 24 EDA and City Council – 7:00 p.m.

City of Norwood Young America - CITY COUNCIL EDA MINUTES
August 22, 2016 – 6:00 p.m.

Council Members Present: Tina Diedrick, Craig Heher, Mike McPadden, Dick Stolz
Council Members Absent: Carol Lagergren
City Staff Present: City Administrator Steve Helget, City Clerk/Treasurer Kelly Hayes
Others Present: LaVonne Kroells, Bill Grundahl, Julie Kuenzel, Tom Sudheimer

1. Call Meeting of Economic Development Authority to Order

1.1 Pledge of Allegiance

Meeting was called to order by President Tina Diedrick at 6:32pm.

2. Approve Agenda

2.1 Approve minutes of July 25, 2016

Motion: McPadden to approve the agenda. Second Stolz. Vote 4 – 0. Motion carried.

Motion: McPadden to approve the minutes. Second Heher. Vote 4 – 0. Motion carried.

3. Adjournment

Motion: Stolz to adjourn at 6:33pm. Second McPadden. Vote 4 – 0. Motion carried.

Respectfully Submitted,

President

Kelly Hayes City Clerk / Treasurer

City of Norwood Young America – SPECIAL EDA MEETING MINUTES
September 12, 2016 – 6:30pm

Council Members Present: Tina Diedrick, Craig Heher, Carol Lagergren, Mike McPadden, Dick Stolz
City Staff Present: City Administrator Steve Helget, City Clerk/Treasurer Kelly Hayes
Others Present: Jessica Becker, Bill Grundahl, Adam Gronholz NYA Times

1. Call Meeting of EDA to Order

President Diederick called the EDA Meeting to order at 6:35pm.

1.1 Pledge of Allegiance

2. Approve Agenda

Motion: Stolz to approve the agenda. Second McPadden. Vote 5 – 0. Motion carried.

3. New Business

3.1 Resolution 1602, Authorize Special Benefit Levy

Motion: Stolz to adopt Resolution 1602, a Resolution Authorizing the Levy of a Special Benefit Levy, pursuant to Minnesota Statutes, Section 469.033, Subdivision 6. Second Lagergren. Vote 5 – 0. Motion carried.

4. Adjournment

Motion: McPadden to adjourn at 6:40pm. Second Heher. Vote 5 – 0. Motion carried.

Respectfully Submitted,

President

Kelly Hayes, City Clerk / Treasurer

City of Norwood Young America – CITY COUNCIL MINUTES
September 12, 2016 – 6:30pm

Council Members Present: Tina Diedrick, Craig Heher, Carol Lagergren, Mike McPadden, Dick Stolz

City Staff Present: City Administrator Steve Helget, City Clerk/Treasurer Kelly Hayes

Others Present: Jessica Becker, Bill Grundahl, Adam Gruenewald NYA Times

1. Call Meeting of City Council to Order

City Council meeting was called to order by Mayor Tina Diedrick at 6:40pm.

2. Approve Agenda

Motion: Lagergren to approve the agenda with the addition of a closed meeting at 9.1 Preliminary Consideration of Charges or Allegations Involving a City Employee. Second McPadden. Vote 5 – 0. Motion carried.

3. Introductions, Presentations, Proclamations, Awards, and Public Comment

Resident Jennifer Becker, 222 Reform Street, shared that her and her family have been going through a difficult time and that she did not feel that it was right for the City to hire someone to mow her lawn. She also stated that she doesn't always check her mail so she suggested writing a note and leaving it on the door.

4. Consent Agenda

4.1 Approve minutes of August 22, 2016 City Council and August 22, 2016 Workshop

4.2 Approve payment of claims

4.3 Street Closing Request – St. John's Church

Motion: Lagergren to approve the Consent Agenda. Second Heher. Vote 5 – 0. Motion carried.

5. Public Hearing

6. Old Business

7. New Business

7.1 Resolution 2016-17 Special Benefits Levy

7.2 Resolution 2016-18 – Approving 2016 Preliminary Property Tax Levy; Resolution 2016-19 - approving 2017 Preliminary Budget; Schedule Truth In Taxation Public Hearing

Motion: Heher to approve Resolution 2016-18, A Resolution adopting A Year 2016 Preliminary Property Tax Levy for the City of Norwood Young America For Collection in 2017. Stolz Second. Vote 5 – 0. Motion carried.

Motion: Stolz to approve Resolution 2016-19, A Resolution Adopting the 2017 Preliminary General Fund Operating Budget for the City of Norwood Young America. Second Lagergren. Vote 5-0. Motion carried.

Motion: Heher to schedule the Truth In Taxation public hearing on the 2017 Budget and Property Tax Levy for 6:30 p.m., December 12, 2016. Second McPadden. Vote 5 – 0. Motion carried.

8. Council Member Reports

McPadden: Stiftungsfest went well. Will get numbers at meeting next week. EDC – branding committee has been gathering information on City.

Stolz: Southwest Transportation Coalition final design will be completed in December (project to be completed in 2020). \$63 million for the four miles from Carver to Cologne. In Scott County, Hwy 41 and Hwy 169 reconfiguration of intersection will be completed in 2018.

Heher: Parks will be meeting tomorrow to discuss restrooms. Planning will be meeting on Sept 20.

Lagergren: Personnel Committee has met to discuss personnel issues. Pool had a great year.

9. Mayor's Report

Attended "Learn how to Seal Real Estate Deals in Carver County Commercial Broker Event" last week. Encouraged development in Carver County.

Motion: Lagergren to close the meeting for Preliminary Consideration of Charges or Allegations Involving a City Employee. Second Heher. Vote 5 – 0. Motion carried. 7:11pm

9.1 Preliminary Consideration of Charges or Allegations Involving a City Employee
Meeting opened at 7:44pm.

Motion: Lagergren to terminate the employment of Ryan Winter with the City of Norwood Young America. Stolz second. Vote 5 – 0. Motion carried.

Motion: Stolz to amend the agenda to add Contract Service Agreement with DWK Services. Heher second. Vote 5 – 0. Motion carried.

9.2 Contract Service Agreement with DWK Services

Motion: Heher to approve the contract service with DWK Clean Water Service LLC. Second Lagergren. Comment from McPadden: the owner of this company is the former person that the City has used in the past so he is very familiar with our system. Vote 5 – 0. Motion carried.

10. Adjournment

Motion: Lagergren to adjourn. Second McPadden. Vote 5 – 0. Motion carried. 7:47pm

Respectfully Submitted,

Mayor

Kelly Hayes City Clerk / Treasurer

UPCOMING MEETINGS/EVENTS

September 13	Special Parks & Recreation Commission – 6:00 p.m.
September 14	Economic Development Commission – 6:30 p.m.
September 20	Parks and Rec. Commission – 5:30 p.m.; Planning Commission – 7:00 p.m.
September 26	City Council Workshop – 6:00 p.m.
September 26	EDA and City Council – 7:00 p.m.



City of Norwood Young America
310 West Elm Street, PO Box 59
Norwood Young America, MN 55368
www.cityofnya.com
952/467-1800

TO: Mayor and City Council

FROM: Kelly Hayes, City Clerk / Treasurer

DATE: September 26, 2016

RE: Approve temporary liquor license for NYA West Carver Lions Club

The NYA West Carver Lions Club is requesting a temporary intoxicating on-sale liquor license. They have scheduled a Harvest Moon Wine Tasting event on Friday, October 28, 2016, at the Willkommen Memorial Park Pavilion. The Council is asked to approve the application pending receipt of certificate of insurance.

Recommendation: a motion approving a temporary intoxicating on-sale liquor license for the NYA West Carver Lions Club contingent on receipt of certificate of insurance.

**CITY OF NORWOOD YOUNG AMERICA
MANUFACTURER'S WEEK
PROCLAMATION**

WHEREAS, the manufacturing industry is a dynamic segment of Minnesota's economy, and an integral part of Minnesota's economic development strategy; and

WHEREAS, Manufacturing has the second largest total payroll among business sectors in Minnesota, providing \$20 billion in wages; and

WHEREAS, Manufacturing contributed almost \$48.2 billion to the Minnesota economy 2015, and is the second-largest industry (16 percent) contributing to our private gross domestic product; and

WHEREAS, Manufactured exports brought \$18.9 billion into the Minnesota economy in 2015; and

WHEREAS, Manufacturing provides over 317,200 highly skilled, high paying jobs, which significantly contribute to Minnesota's high standard of living and economic vitality.

NOW THEREFORE, I Tina Diedrick, Mayor of Norwood Young America, do hereby proclaim that the week of October 2 to October 8, 2016 shall be observed as **MANUFACTURER'S WEEK** in the City of Norwood Young America.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Norwood Young America on this 26th day of September Two Thousand Sixteen.

Tina Diedrick, Mayor



TO: Honorable Mayor Diedrick and City Council Members
FROM: Steven Helget, City Administrator
DATE: September 26, 2016
SUBJECT: Resolution 2016-15, 309 First Street NE. Outdoor Storage

In respect to the commercial outdoor storage at 309 First Street NE, at the July 25th regular City Council meeting, the Council approved Resolution 2016-15 with the condition that the defined storage area is fenced in. See page 2, item 7 of the attached Resolution 2016-15.

Commercial outdoor storage on the subject property is a nonconforming use. Staff determined earlier this year that a substantial decrease in the intensity of outdoor storage markedly occurred during the period of 2013 through 2015. Staff determined that the nonconforming use of the property has been terminated with the exception of 10% which is illustrated in the aerial photo attached to Resolution 2016-15.

Tim Anderson, the owner of the property and of Pioneer Storage and Rental will be present at the meeting to request the fencing be removed from the conditions of approval as stated in Resolution 2016-15. Mr. Anderson is in agreement with the 10% storage area but is asking for leniency with regards to the fencing due to the financial burden. Prior to purchasing the property Mr. Anderson attended a Planning Commission meeting and stated he planned to fence in the storage area, but upon researching the cost he's not in a financial position to make the investment at this time.

Possible Action:

1. **Enforce Resolution 2016-15 as approved.**

or

2. **Consent to amend Resolution 2016-15 removing the outdoor storage area fencing requirement or establish a deadline of when the fence is to be installed.**

RESOLUTION 2016-15

RESOLUTION DETERMINING CERTAIN OUTDOOR STORAGE AS A LEGAL NONCONFORMING USE AT 309 FIRST STREET NE

BE IT RESOLVED by the City Council of Norwood Young America, Carver County, Minnesota as follows:

WHEREAS, the property located at 309 First St. NE, including PID # 58.0510520 (the "Property") is zoned R-3 (Medium Density Mixed Residential); and

WHEREAS, the permitted uses for properties in the R-3 Zoning District include single-family dwellings; twin homes; two-family dwellings; townhomes up to 4 units per attached group; a State licensed residential facility serving six (6) or fewer persons, a State licensed day care facility serving 12 or fewer persons, and a group family day care facility licensed under Minnesota Rules, parts 9502.0315 to 9502.0445 to serve 14 or fewer children; and public parks, open spaces and other recreational uses, non-commercial in nature; and

WHEREAS, the Property has historically been utilized for commercial storage; and

WHEREAS, Tim Anderson and Wayne Anderson, Pioneer Storage & Rental LLC (the "Applicants") have requested a determination on the amount of business related outdoor storage that will be permissible at their property located at 309 First Street NE; and

WHEREAS, City staff have determined the property to be 1.05 acres or 45,738 and have researched the non-conforming use and the intensity of outdoor storage and determined that it decreased markedly between 2013 and 2015 .

THEREFORE BE IT RESOLVED that the City Council of Norwood Young America, Carver County, Minnesota, hereby makes and adopts the following Findings of Fact:

1. Outdoor Storage in the R-3 District is not a permitted or conditionally permitted use.
2. The Use appears to be consistent with the historical use of the property for commercial storage, subject to conditions listed below.
3. The Use appears that it will not result in an expansion of the legal nonconforming use of the Property, defined by Ordinance as an increase of outdoor storage or intensification of the performance standards listed in Section 1245.01 of Chapter 12- Zoning of the Norwood Young America City Code, subject to conditions listed below.

THEREFORE, BE IT FURTHER RESOLVED, that the City Council of Norwood Young America, Carver County, Minnesota, hereby determines that the Use of the Property meets the provisions of Section 1215 of Chapter 12-Zoning of the Norwood Young America City Code and hereby approves the Applicant's use of the Property for commercial storage, subject to the following conditions:

1. The Applicant shall not utilize more than 10% (4,574 square feet) of the entire parcel for outdoor storage.
2. All storage permitted must be maintained to the south of the existing building as illustrated on the attached aerial photograph and kept in a neat and tidy manner.
3. The materials stored outdoors shall be restricted to boats, campers, RVs, and fish houses.
4. The interior use of the existing buildings shall be limited to storage.
5. At no time shall there be storage of any vehicles, materials, equipment or similar that will result in the emission of noise or vibration, smoke and particulate matter, refuse, or odor, or any other performance standards as established in Chapter 12-Zoning or that create a nuisance as defined in Chapter 6-Nuisances of the Norwood Young America City Code.
6. This approval shall expire one year after the date of adoption unless the Applicants have commenced operation of the Use on-site.
7. This approval is subject to installation of fencing around the defined outdoor storage area as identified in the attached aerial photo and also to all applicable codes, regulations, ordinances, and conditions of this Resolution 2016-15 and violation thereof shall be ground for revocation.
8. The site shall be subject to inspection and review by the City for compliance with the provisions of this Resolution 2015-15.
9. The nonconforming continuance rights for the Property, approved under this Resolution 2016-15 shall be revoked if the Use ceases for more than 12 consecutive months.
10. The property owners have been consulted with and they are in agreement that the non-conforming use of the property for commercial outdoor storage has been terminated except for the 10% or 4,574 square feet and hereby agree to limit the storage area as illustrated in the attached aerial photograph.

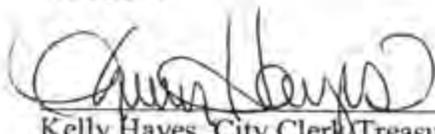
Adopted by the City Council this 25th day of July 2016.

CITY OF NORWOOD YOUNG AMERICA



Tina Diedrick, Mayor

ATTEST:



Kelly Hayes, City Clerk/Treasurer

309 1ST ST NE

1st St NE

Main St E

5th Ave NE

4th Ave NE

4th Ave NE

3rd Ave NE

3rd Ave NE

1st St NE

34

34





To: Honorable Mayor Diedrick
Members of the City Council
Administrator Helget

From: Cynthia Smith Strack, Consulting Planner

Date: September 26, 2016

Re: Accessory Solar Energy Systems Ordinance

BACKGROUND

On August 22nd the City Council postponed action on a proposed ordinance relating to accessory solar energy systems. The Council postponed action in favor of receiving clarification on several items from the Planning Commission.

The PC addressed comments from Council Members at their September 20th meeting. Please find attached an excerpt from the draft PC minutes for a summary of the discussion and associated information.

The PC recommended removing a proposed standard relating to maximum roof coverage by a solar array and further clarified a definition for a utility scale SES.

Staff has amended the draft Ordinance to reflect changes recommended by the PC. A revised copy of the draft Ordinance is attached for Council consideration.

ACTION

Consideration of the accessory solar ordinance is kindly requested. A MOTION to approve or deny the ordinance is in order. A request for summary publication is in order should the ordinance be approved.

5. Old Business.

A. Ordinance: Solar Accessory Uses.

Heher introduced the business discussion.

Heher stated the City Council requested the Planning Commission provide clarification of certain sections of the proposed accessory solar ordinance.

Strack noted she had viewed the meeting video and was prepared to address issues as discussed by the Council.

Strack stated the Council requested clarification regarding requirements to have photovoltaic panels set back one foot from all building valleys, peaks, ridges, and edges and second standard a maximum of 80% of the roof could be covered by solar panels. The Council noted the potential duplicate purpose of the standards. Strack noted both standards were included in the draft ordinance so as to err on the side of caution with regard to limiting the size of solar arrays. She stated that for larger roofs the limiting factor could be 80% coverage and for smaller roofs the limiting factor could be one foot of setback, but both were applicable. Strack stated the City could opt for either or both standards.

Members of the Council also requested clarification from the PC regarding the rationale for capping the maximum size of an SES at 120% of energy used on site. Larger accessory arrays would require an interim use permit. Strack stated the standard is a further attempt to ensure SES accessory uses are truly accessory to principal uses of property. She noted electric utility providers often limit SES output under net metering interconnection agreements. The standard limitation is 120%. Net metering means the portion of the energy produced on the property is offset by the energy used. If excess energy is fed into the grid the solar producer is credited.

Strack stated the Council also requested a clearer definition of "utility scale" SES. She welcomed PC input as a standard industry definition does not exist. She noted the distinction between an accessory SES and a 'utility scale' the ordinance intended was one of scale. Accessory uses are incidental to what use is occurring on the property, 'utility scale' is on the order of Geronimo. Strack stated that for comparison sake, according to the federal government the average annual electricity consumption for a U.S. residential utility customer is about 11,000 kilowatt hours (kWh) or 11 MW annually equating to an average of 912 kWh per month. The average size residential SES is 5kW which in Minnesota produces about 8,000 kWh annually or 666 kWh per month. She suggested an alternative add on to the definition of 'utility scale' could be a not to exceed rating based on average residential use.

The final item the Council requested clarification on related to solar access easements. Strack noted the Council alluded to a concern solar easements could restrict future development. She stated the purpose of the easement is to a protect property owner's

investment in an SES and to a certain extent encourage investment in solar. Typically communities provide for the protection of solar resources through one of three mechanisms: (1) solar easement, (2) solar access permit, and (3) solar "fences." Solar easements are negotiated between private property owners and they protect access to the sunlight needed by a solar energy system. Solar easements are then recorded against the applicable properties. The solar easement is not a public easement. As an alternative some communities regulate access to solar through a permit process wherein the City prescribes SES access to sunlight by constraining future growth on neighboring properties. A final strategy is to require a solar 'fence' at the time of subdivision which functions essentially as a 'solar setback'. Governmental units are required to provide for any of the protection measures.

The Commission discussed the definition of 'utility scale' SES. The PC favors adding a size limitation to the definition. The size limitation is 120% of the annual energy used on the subject property or the maximum allowed for an accessory system under an interim use permit. Commissioner Heher noted the concept of net metering is important in understanding the intent of the definition.

The Commission next discussed standards requiring a one foot setback from roof an edge, peak, valley, ridge and a second standard limiting panel coverage to 80% of roof. The Commission specifically discussed whether or not both standards were needed.

The Commission agreed the standards were for aesthetic purposes. Grundahl noted if the one foot setback was not applicable the solar array could be shifted from one side to another further calling attention to the array.

The Commission after further discussion agreed the one foot setback better addressed aesthetic concerns than did a maximum percentage.

Helget requested a motion be made.

Motion – Motion by Lagergren, second by Grundahl to amend the draft ordinance by deleting a standard relating to maximum roof coverage and amending the definition of 'utility scale' SES. Motion carried 5-0.

**CITY OF NORWOOD YOUNG AMERICA
ORDINANCE NO. 276**

**AN ORDINANCE ESTABLISHING SECTION 1245.10 OF THE CITY
CODE RELATING TO ENERGY SYSTEMS.**

- I. THE CITY COUNCIL OF THE CITY OF NORWOOD YOUNG AMERICA, MINNESOTA TO PROMOTE THE PUBLIC SAFETY, HEALTH, AND WELFARE, HEREBY ORDAINS CHAPTER 12, OF THE CITY CODE SHALL BE AMENDED BY ADDING SECTION 1245.10 RELATING TO ENERGY SYSTEMS AS FOLLOWS:**

1245.10 Energy Systems.

Subd. 1 Findings. The City finds accessory solar energy systems, subject to certain standards, promote the public safety, health, and welfare by:

- A. Investing in abundant, clean, and renewable energy resources, and
- B. Reducing greenhouse gas emissions, and
- C. Promoting utility cost savings, and
- D. Creating access to community-based solar energy.

Subd. 2 Purpose. The purpose of this Subdivision is to allow for rooftop and building integrated solar energy systems as accessory uses in all zoning classifications.

Subd. 3 Solar Energy Systems As Accessory Uses. Rooftop and building integrated solar energy systems are allowed in all zoning classifications, subject to the following:

- A. The solar energy system meets the definition of “Solar Energy System, Rooftop” and/or “Solar Energy System, Building Integrated as defined in Section 1245.10, Subd. 6.
- B. A maximum of one (1) solar energy system is allowed per lot.
- C. Rooftop solar energy system components:
 - 1. Shall not exceed the maximum height allowed in the applicable zoning district.
 - 2. Shall be setback at least one (1) foot from every roof edge, peak, ridge, and valley.

- D. Solar energy system components shall be placed to limit visibility from public rights-of-way provided that minimizing visibility shall still allow the owner to reasonably capture solar energy.
- E. Solar energy system components which visually impact buildings with local historic significance or character are discouraged.
- F. Glare from solar energy systems to adjacent or nearby properties shall be minimized. In the event there is a dispute regarding glare, the City may require the owner of the solar energy system produce a glare study. The Solar Glare Hazard Analysis Tool (SGHAT) or equivalent method may be used for the glare study.
- G. Solar energy system annual power output (kWh) shall be no more than one hundred twenty (120) percent of the total energy used by the lot or parcel over the previous year. The City, at its discretion, may allow an array designed to produce more than 120% of the energy used provided an interim use permit is issued.
- H. A building permit is required.
- I. An electrical permit is required.

Subd. 4 Prohibited Solar Energy Systems. The following solar energy systems are prohibited:

- A. Ground mounted solar energy systems.
- B. Wall mounted solar energy systems.
- C. Solar energy systems which are not accessory to the use of the property. Accessory means they are clearly subordinate and incidental to the principal use of the subject property.
- D. Utility scale solar energy systems.

Subd. 5 Solar Access Easements Allowed. The City elects to allow solar easements to be filed consistent with Minnesota Statutes, Chapter 500.30, as may be amended from time to time. Owners of land or solar skyspace are responsible for negotiating, drafting, and executing solar easements. Solar easements shall be filed with the City and the Carver County Recorder's Office.

Subd. 6 Definitions. For the purpose of this Section, certain terms and words are defined as follows:

- A. Solar Easement means an easement that limits the height or location or both of permissible development on land on which the easement is placed in terms of a structure or vegetation, or both, for the purpose of providing access for the benefited land to sunlight as defined in Minnesota Statutes Section 500.30, Subdivision 3 as may be amended.

- B. Solar Energy System means a device, combination of devices, or structural design feature, of which a substantial purpose is to provide for the collection, storage, use, and distribution of solar energy for electricity generation, space heating or cooling, or water heating.
- C. Solar Energy System, Building Integrated means an active solar energy system that is designed and fabricated as an integral part of a structure or structural component rather than a separate mechanical or mounted device.
- D. Solar Energy System, Ground Mounted means an solar energy system structurally mounted to the ground which is not roof mounted.
- E. Solar Energy System, Rooftop means an active solar energy system that is structurally mounted to a code-compliant roof of an existing building or structure.
- F. Solar Energy System, Wall-Mounted means an active solar energy system that is structurally mounted to a code-compliant wall of an existing building or structure.
- G. Solar Energy System, Utility Scale means a solar energy system designed solely for the purpose of producing large quantities of electricity for sale to an electric utility provider. Utility-scale systems are those exceeding limits defined under Section 1255.10, Subd. 3(G) as may be amended.

II. EFFECTIVE DATE: THIS ORDINANCE IS EFFECTIVE UPON ITS ADOPTION AND PUBLICATION AS PRESCRIBED BY LAW.

Adopted by the City of Norwood Young America on the 26th day of September, 2016.

Tina Diedrick, Mayor

ATTEST:

Kelly Hayes, City Clerk/Treasurer

(S E A L)

**City of Norwood Young America
Summary of Ordinance No. 276
Amending City Code Chapter 12, Zoning**

The City of Norwood Young America has adopted Ordinance No. 276 entitled "An Ordinance Establishing Section 1245.10 of the City Code Relating to Energy Systems". The following is a summary of the adopted ordinance:

The Ordinance provides for the establishment of rooftop and building integrated solar energy systems as accessory uses in the City of Norwood Young America. Ground mounted and wall mounted solar energy systems are prohibited. Solar energy systems as principal uses of a property are not allowed. Accessory solar energy systems are limited in terms of size and location. Building and electrical permits are required prior to solar system installations.

Effective Date: This ordinance becomes effective upon its passage and publication according to law. Ordinance No. 276 was adopted by the City Council on September 26, 2016.

A copy of the complete ordinance is available for review at the Norwood Young America City Offices, located at 310 Elm St. W. If you have any questions, please contact the City at (952) 467-1800.

Steven Helget
City Administrator



TO: Honorable Mayor Diedrick and City Council Members
FROM: Steven Helget, City Administrator
DATE: September 26, 2016
SUBJECT: Central High School Raider Softball Boosters – Phase II Dugouts Project

Representatives of the Central Raider Softball Boosters attended the Parks & Recreation Commission meeting held on September 20th and presented their proposal to commence Phase II of their Dugouts Project at the Sports Complex. The Softball Booster Club proposes to construct dugouts on the south softball field exactly as completed on the north field with the exception of no shed. Enclosed is a letter and supporting documents from the Softball Booster Club. In addition, enclosed is a proposed Recreation Agreement between the City and the Raider Softball Boosters.

Representatives of the Raider Softball Boosters will be present to review their proposed Dugouts Project. The Parks & Recreation Commission unanimously recommends approval of the project.

Suggested Motion:

Motion to approve the Recreation Agreement between the City of Norwood Young America and the Central Raider Softball Booster Club.

Central High School

Raider Softball Boosters



09/14/16

Dear Administrator Helget, NYA Park & Rec Commission & NYA City Council,

It is the intention of the Central Raiders Softball Booster Club to start Phase Two of the Norwood Sports Complex Dugout Project this October 2016.

As pictured in the attachments, Phase One (Varsity field) of the Dugout Project was completed in March 2016. This project was finished in approximately a one year time period and costed roughly \$10,000 to complete. Along with fundraising, the boosters received monetary support from multiple businesses, civic organizations and the City of NYA.

To date, the Softball Boosters have personally fundraised enough money to complete the estimated cost of \$9,000 for Phase Two of the Dugout Project in full. The reason for the lesser amount from Phase One is that the south field (JV field) will not have, nor need, an attached storage shed as on the Varsity field. Once again, we will also have donated labor and product from companies and individuals who are thrilled to be contributing to not only our softball program, but also help to increase value and visibility to our parks. All of the labored parties have their own business insurance.

The Softball Boosters are requesting from the NYA Park & Rec and NYA City Council to approve the start of Phase Two of the Dugout Project and also waive the building permit fees as you did in Phase One. We are asking for no other monetary commitment from the City.

Attached are pictures of the completed Phase One Dugouts, drawings and details of the proposed Phase Two Dugouts.

Also, our Softball Boosters will be applying for a Twins Community Fund Grant for upcoming safety improvements for the 2017/2018 season. Our goal is to increase spectator safety with some sort of netting or permanent canopy coverings and possible trees added for shade. We also plan on installing a flag pole by our current scoreboards.

Please let us know if you have any questions. We appreciate the collaboration our booster club has with the City in order to make improvements for our kids and community.

Kind Regards,

Two handwritten signatures in black ink. The first signature is 'Brian Crown' and the second is 'Karen Hallquist'. Both are written in a cursive, flowing style.

Brian Crown, Vice President CHS SB Boosters – Dugout Project Coordinator
Karen Hallquist, Summer SB Director – Dugout Project Coordinator

Norwood Sports Complex
Phase Two
South JV Dugout Project

Foundation of Dugouts

- *Dugout 30x7' slab x 2
- *Construction Permit for cement structure (waived by City of NYA)
- *Concrete work done by Bruch Concrete, Plato MN 3,000.00

Block Work/Masonry

- *All concrete block and labor donated by Rondeau Construction
- *Mortar for dugouts 400.00

Metal Support Posts

- *Used for front & rear dugout structure (4x4 steel posts) 1,000.00
- *Installation/labor donated by Brian Crown & Al Steinhagen (Steinhagen Enterprises)

Lumber Costs for the two South Dugouts

- *Includes benches, all hardware, molding
- *Wood framing, sheeting roofing materials via Mayer Lumber 3,500.00
- *Labor donated by Paul Ruud & Industrial Tech Students at CHS
- *Construction permit for permanent structure (waived by City of NYA)

Paint/trimming/bag hooks/bat rack for both Dugouts

- *Maroon/gray paint & hardware via Mayer Lumber 450.00

Total Estimated Expenses: \$8350.00

Finished "Home" Dugout Spring 2011e
North Field
Norwood Sports Complex



INNING	1	2	3	4	5	6	7	8	9
VISITOR	0	0	0	0	0	0	0	0	0
HOME	0	0	0	0	0	0	0	0	0

SCORES
FIELD 1



2012

*this is a pic of the Varsity dugout.

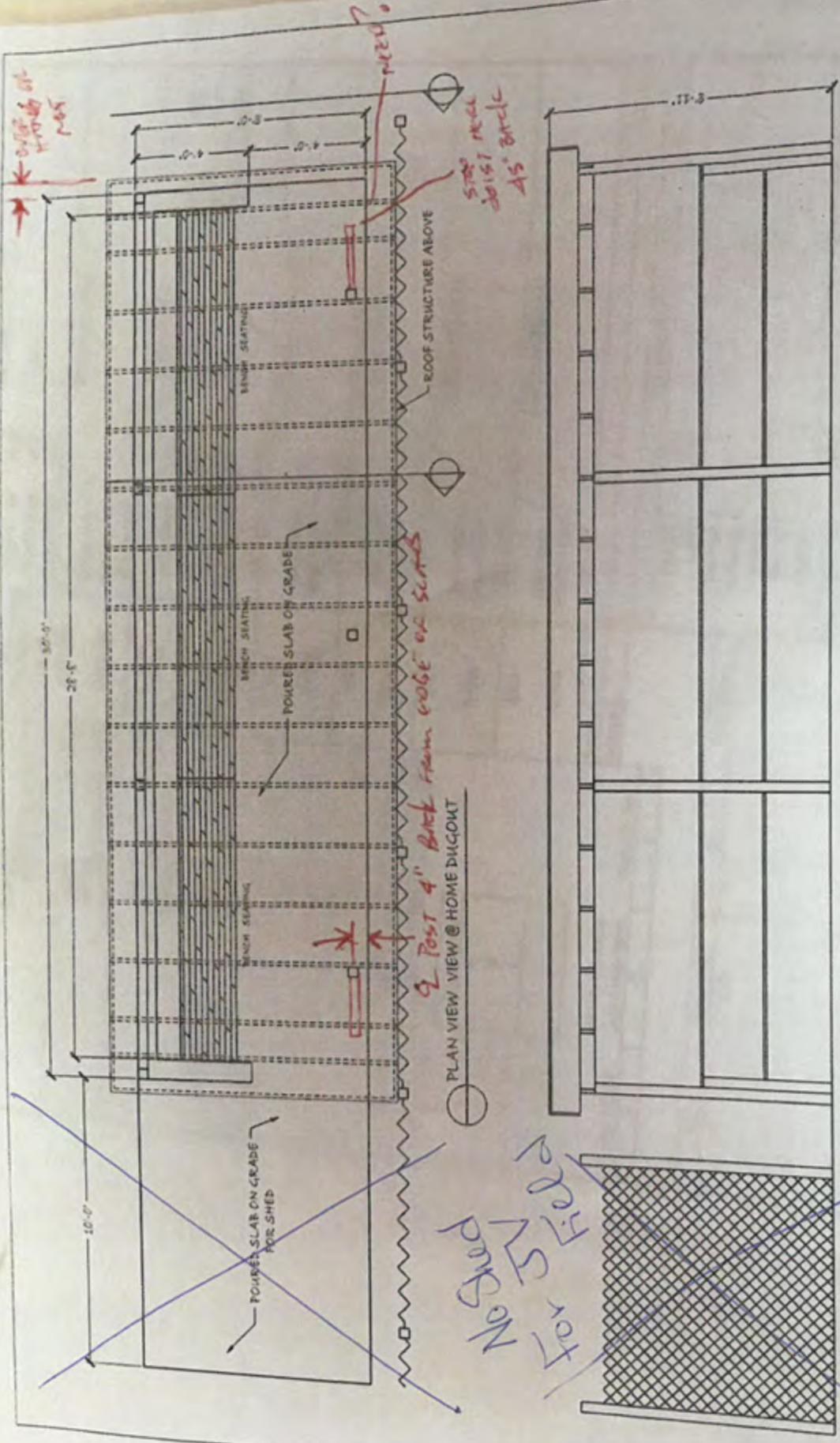
Intentions:
Fall 2016

- *Slab Poured
- *Block Layed

- Spring 2017

- *Steel Roof added
- *bat rack, bag hooks, benches





NORWOOD DUGOUTS 3-3-15

PROPOSED NORWOOD SPORTS COMPLEX HOME DUGOUT (Southfield)

DATE:

NOV. 18, 2014

SHEET:

1 OF 2

JV

RECREATION AGREEMENT

This **AGREEMENT** is made, pursuant to Minn. Stat. 471.15 et. seq, as of September 26, 2016, by and between **The City of Norwood Young America**, hereinafter "**City**", and Central Raiders Softball Booster Club, hereinafter "**Club**", a non-profit corporation organized and existing under the laws of the State of Minnesota.

The parties agree as follows:

I. **PURPOSE/DESCRIPTION OF PREMISES.** **City** and **Club** enter into and execute this Agreement for the purpose of documenting their respective roles in construction of dugout improvements (the "Improvements") to be located on the south softball field at the Sports Complex on property (the "Premises") owned by **City**. The Improvements are more particularly described in Exhibit A attached to and made part of this Agreement.

II. **CONSTRUCTION OF DUGOUT IMPROVEMENTS.**

A. *Plans and specifications.* On or before September 26, 2016, **Club** shall, at **Club's** sole expense, prepare plans and specifications for the Improvements. Such plans and specifications shall be provided to the **City** for **City's** approval.

B. *Work requirements.* Promptly upon **City's** approval of the plans and specifications for the Improvements, **Club** shall, at **Club's** sole expense, commence, and shall thereafter diligently pursue to completion, construction of the Improvements.

C. *Building Permit.* A building permit shall be required to be obtained prior to construction commencement. The **City** shall waive the permit fee.

III. **INSURANCE.** Club shall maintain the following insurances in effect through completion of the Improvements:

A. Comprehensive General Liability with policy limits of not less than \$1,500,000 for each occurrence and in the aggregate for bodily injury and property damage.

B. Builder's Risk Insurance covering the full replacement cost value of the Improvements.

The City shall be named as an additional insured on the CGL policy described above.

IV. **INDEMNIFICATION.** Club shall defend, indemnify, and hold City and its officers and employees harmless against any and all claims, liability, loss, or damage whatsoever, including reasonable attorney's fees and expenses recoverable under applicable law, which arise from or relate to or are caused by the negligent acts or omissions of Club or its employees or agents.

V. **PARTIES BOUND.** The covenants and conditions contained in this Agreement shall apply to and bind the successors and assigns of all of the parties to the Agreement.

VI. **ENTIRE AGREEMENT.** This Agreement shall constitute the entire agreement between the parties. Any prior understanding or representation of any nature preceding the date of this Agreement shall not be binding upon either party except to the extent incorporated in this Use Contract.

VII. **MODIFICATION OF AGREEMENT.** Any modification of this Agreement or additional obligation assumed by either party in connection with this Agreement shall be binding only if evidenced in a writing signed by each party or an authorized representative of each party.

IN WITNESS WHEREOF, each party to this Agreement has caused it to be executed on the date indicated below.

CITY OF NORWOOD YOUNG AMERICA

DATED: _____

By: _____

Its: _____

STATE OF MINNESOTA)

COUNTY OF CARVER)

The foregoing instrument was acknowledged before me this ____ day of ____ 2016, by _____ on behalf of **THE CITY OF NORWOOD YOUNG AMERICA.**

NOTARY PUBLIC

DATED: _____

By: _____

Its: _____

STATE OF MINNESOTA)

COUNTY OF CARVER)

The foregoing instrument was acknowledged before me this ____ day of ____ 2016, by _____ on behalf of _____.

EXHIBIT A

The Softball Booster Club will construct two enclosed dugouts on the south softball field at the Sports Complex and will follow the specifications and plans as included with the City of Norwood Young America Building Permit obtained for the project.



TO: Honorable Mayor Diedrick and City Council Members
FROM: Steven Helget, City Administrator
DATE: September 26, 2016
SUBJECT: Minnesota Minn-e-rod Club 2017 Event

The Minnesota Minn-e-rod Club is requesting permission to again host an event in Norwood Young America on Saturday, August 19, 2017 (see enclosed letter). Kermit Moe will be present at the meeting to discuss the event and answer any questions.

Suggested Motion:

Motion to approve the Minnesota Minn-e-rod Club event for August 19, 2017 contingent upon receiving Carver County approval and providing the City of Norwood Young America with proof of insurance for the event.



MIN. MINN-E-RODS

SEPT
~~October~~ 20 2016

Kermit Moe 320-212-9906

The Minnesota Minn-e-rod club is seeking permission again to close and use Main St. in Young America for a mini tractor pull on Aug. 19th from 12 pm to 5:30 pm. This will be one week before our Stiftungsfest . We will need the Main St. area from Central to 2nd Ave. We will stage the tractors on the block of the Pavilion and will pull west towards Uncle Thirstys and Last Call. This will be a sponsored event by many city businesses. The actual pull will run about 2.5 Hours from 2pm to 5:00pm approximately. Insurance is provided by our club. Safety is of up most important to the club.

Our club is family oriented with pullers ranging from 7 or 8 to well into the 60s.. Our tractors range in garden tractor type up to custom built rigs with v8 car engines. We pull a sled or skid like regular tractor pulls but a bit smaller. Our machines must meet many safety requirements in order to pull.

We had a very successful event in 2016 that brought many spectators to NYA. We look forward to making the 2017 program bigger and better.

Sincerely,

Kermit Moe



TO: Honorable Mayor Diedrick and City Council Members
FROM: Steven Helget, City Administrator
DATE: September 26, 2016
SUBJECT: Fourth Monday City Council Starting Time

On July 25, 2016 the City Council adopted Ordinance No. 272 which changed the starting time for the Council meetings held on the fourth Monday of each month from 6:30 to 7:00 p.m. The purpose of the change was to establish monthly Workshop meetings which commence at 6:00 p.m. and then are followed by the regular meeting at 7:00. Though generally no City Council action is taken during a workshop meeting, technically a workshop is still a meeting of the City Council and subject to the open meeting law and so the City Code should reflect a starting time of 6:00 p.m.

Proposed is to amend Chapter 2 of the City Code to state the City Council meeting held on the fourth Monday shall commence at 6:00 p.m. with a Workshop meeting and followed with the regular meeting at 7:00 p.m. In the event the workshop meeting is canceled the regular meeting will commence at 6:00 p.m.

Enclosed is a draft ordinance reflecting the proposed amendment. A public hearing is required prior to the Council taking action on the proposed ordinance.

Suggested Motion:

Motion to schedule a public hearing for 6:30 p.m., October 10, 2016, for the purpose of considering an amendment to Chapter 2, changing the regular City Council meeting starting time for the fourth Monday of each month from 7:00 to 6:00 p.m.

CITY OF NORWOOD YOUNG AMERICA
CARVER COUNTY, MINNESOTA

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE TEXT OF CHAPTER 2
SECTION 200 – IN GENERAL

THE CITY COUNCIL OF THE CITY OF NORWOOD YOUNG AMERICA HEREBY ORDAINS:

SECTION 1. AMENDMENTS. The text of Chapter 2, Administration, of the Norwood Young America City Code is hereby amended as follows:

SECTION 200 (MEETINGS OF THE COUNCIL) IS HEREBY AMENDED BY ADDING, DELETING, OR CHANGING THE FOLLOWING:

Section 200 – In General

200.01 Authority. The City of Norwood Young America, located in Carver County, Minnesota is a municipal corporation incorporated by the laws of the State of Minnesota on January 1, 1997 and incorporates the former independent municipalities of Norwood and Young America. By virtue of its incorporation under the laws of the State, the City operates under the Minnesota Statutes Chapter 412, and any other applicable State Statutes conferring powers and duties upon municipalities.

200.02 Optional Plan “A.” Having held an election on the subject, the City shall operate under the Optional Plan “A” form of government as authorized in Minnesota Statutes, Chapter 412.

200.03 Meetings of the Council.

Subd. 1 Regular Meetings. The City Council shall meet on the second and fourth Monday of every month in the City Hall. On the second Monday the meeting shall commence at 6:30 p.m. and on the fourth Monday the meeting shall commence at 7:00 6:00 p.m. with a Workshop and the regular meeting shall commence at 7:00 p.m. If the Workshop meeting is not held the regular meeting shall commence at 6:00 p.m.

Subd. 2 Special Meetings. A special meeting may be called by the Mayor or by any two councilmembers pursuant to the notice requirements of Minnesota Statutes § 471.705 at such time and place and for such purposes as stated in the notice of the meeting.

Subd. 3 Emergency Meetings. When the health, safety, or welfare of the city or its residents would be unduly endangered or subject to imminent harm by any delay, the Council may convene an emergency meeting without advance notice to discuss how to handle the emergency situation.

The ~~stricken~~ language is deleted; the underlined language is inserted.

200.04 Address. The official address for the City shall be:

City of Norwood Young America
310 Elm Street West
Norwood Young America, MN 55368

SECTION 2. EFFECTIVE DATE. This ordinance shall be in full force and effect upon its passage and publication.

Adopted by the Norwood Young America City Council this _____ day of _____, 2016.

Tina Diedrick, Mayor

ATTEST:

Kelly Hayes, City Clerk/Treasurer



TO: Honorable Mayor Diedrick and City Council Members

FROM: Steven Helget, City Administrator

DATE: September 26, 2016

SUBJECT: Schedule Special City Council Meeting

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Proposed is to schedule a special City Council meeting for the purpose of continuing the Council's and staff's discussion on the preliminary 2017 Budget. Possible meeting dates include: October, 3, 4, 5, 6, 11, 13, 17, and 19.

Suggested Motion:

Motion to schedule a special City Council meeting for 6:00 p.m., October _____, 2016.