



City of Norwood Young America

City Council Agenda

August 14, 2017 – 6:00 p.m.

City Hall Council Chambers

310 Elm Street West, Norwood Young America

CITY COUNCIL

1. Call Meeting of the City Council to Order
 - 1.1 Pledge of Allegiance
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 July 24, 2017 meetings
 - 4.2 Approve payment of Claims
 - 4.3 Accept Jodi Miller Resignation
 - 4.4 Firefighters Hiring Recommendations
 - 4.5 Approve Temporary Fence Request - Last Call
 - 4.6 Unkle Thirsty's Outdoor Request during Stiftungsfest
5. Public Hearings
6. Old Business
 - 6.1 City Rental Buildings – Civic Organizations Definition
7. New Business
 - 7.1 Young America Corporation Donation – Park Bench Proposal
 - 7.2 Dustin Hoen Encroachment Request
 - 7.3 Willkommen Memorial Park Restrooms Project
 - 7.4 Custodian Position
8. City Council Members & Mayor Reports
9. Adjournment

The following informational items have been included in the Council packet for informational purposes, council review and discussion. No action is required by the City Council: July Building Permit Report; Carver County Sheriff's Office Monthly Report.

UPCOMING MEETINGS / EVENTS

- | | |
|--------------|---|
| August 15 | Parks and Rec. Commission – 5:30 p.m. |
| August 16 | Economic Development Commission – 6:30 p.m. |
| August 21 | City Council Special Meeting – 2018 Budget |
| August 28 | City Council Work Session – 6:00 p.m.; EDA and City Council to follow |
| September 6 | Planning Commission – 6:00 p.m. |
| September 14 | Senior Advisory Committee – 9:00 a.m. |



City of Norwood Young America

Work Session Minutes

July 24, 2017 – 6:00 p.m.

City Hall Council Chambers

310 Elm Street West, Norwood Young America

ATTENDEES: Craig Heher, Carol Lagergren, Mike McPadden, Charlie Storms, Dick Stolz
CITY STAFF: City Administrator Steve Helget, City Clerk Kelly Hayes, City Attorney Jay Squires, Planning Consultant Cynthia Smith-Strack
OTHERS: Mark Lagergren, Mike & Kim Eggers, Hil Hoof, Diane Bruers, Tricia Mackenthun, Sarah Alsleben, Mark Schneider, Kim & Eric Hawkinson, Chrissy Druley, Julie Schmidt, Brad Droege, Mike Villalva, Chris Glander, Steven Noll, Cara Otto, Eric Loomis, Theresa Peterman, Ryan Kromerek

WORK SESSION

1. Call Meeting of City Council Work Session to Order
Meeting was called to order by Mayor Lagergren at 6:00pm.

2. Approve Agenda
2.1 2018 Budget

Motion: CH/MM to approve the agenda. Vote 5 – 0. Motion carried

Discussed needing to schedule budget meetings. Preliminary budget must be submitted by September 15.

3. Adjournment

Motion: CH/MM to adjourn at 6:15pm. Vote 5 – 0. Motion carried.

Respectfully Submitted:

Kelly Hayes, City Clerk / Treasurer

Mayor



City of Norwood Young America
City Council Minutes

July 24, 2017 – 6:00pm

City Hall Council Chambers

310 Elm Street West, Norwood Young America

ATTENDEES: Craig Heher, Carol Lagergren, Mike McPadden, Charlie Storms, Dick Stolz
CITY STAFF: City Administrator Steve Helget, City Clerk Kelly Hayes, City Attorney Jay Squires, Planning Consultant Cynthia Smith-Strack
OTHERS: Mark Lagergren, Mike & Kim Eggers, Hil Hoof, Diane Bruers, Tricia Mackenthun, Sarah Alsleben, Mark Schneider, Kim & Eric Hawkinson, Chrissy Druley, Julie Schmidt, Brad Droege, Mike Villalva, Chris Glander, Steven Noll, Cara Otto, Eric Loomis, Theresa Peterman, Ryan Kromerek

CITY COUNCIL

1. Call Meeting of City Council to Order

Meeting was called to order by Mayor Lagergren at 6:17pm.

2. Approve Agenda

Changes: 6.2 the Preserve 5th Addition was inadvertently put under Old Business and should have been under New Business, move to 7.2.

Additions: 4.4 Knights of Columbus Bingo Permit. 7.3 Nuisance Abatement 793 Tacoma Avenue.

Motion: MM/CH to approve the agenda with said changes. Vote 5 – 0. Motion carried.

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

3A. Sherriff Deputy Dave Murphy Quarterly Report

863 calls for service from 2016 is down compared to this year's 503 calls. There is also a decline in accidents and traffic violations. Drug take-back was held in April at NYA City Hall. Another take-back will be held in the fall in Hamburg and Cologne. Sheriff's department will be at Legion Park for "Night to Unite" on August 1. Councilmember requested looking at Highway 212, many vehicles run the stop lights (especially semis).

Hilbert Hoof 740 Barnes Lake – Had difficulty trying to locate information regarding the meeting on the internet.

NYA Fire Department (Chris Glander, Mike Villalva, Brad Droege, Steve Noll) – "Duty Crew" a new program. Firefighters rotate taking shifts. Hope for this is to show more of a presence in the community, give firefighters a break so not all of them are responding to all calls.

4. Consent Agenda

4.1 Approve minutes of July 10, 2017 meeting

4.2 Approve payment of Claims

4.3 Accept Resignation from Planning Commission Member – Cassandra Kemp

4.4 Approve Knights of Columbus Bingo Permit

Motion: CH/MM to approve the Consent Agenda. Vote 5 – 0. Motion carried.

5. Public Hearings

5.1 Ordinance No. 291, 2017 Fee Schedule Amendment

Mayor Lagergren opened the Public Hearing.

Background: Currently Civic Groups are able to rent the City's rental facilities at a reduced rate. A request was made for the council to look at waiving the fee for NYA Civic Groups since they are doing things for the community. There was no public comment.

Motion: CS/MM to close the Public Hearing. Vote 5 – 0. Motion carried.

6. Old Business

6.1 Ordinance No. 291, 2017 Fee Schedule Amendment

Ordinance 291 is in regards to the Public Hearing that was just held for Civic Groups using the rental facilities at no charge. Questions from the City Staff included: who is going to be considered a Civic Group and concerns of civic groups using the Pavilion during the busy season (Apr – June and October).

Motion: CS/MM to approve Ordinance 291 an ordinance amending the fee schedule in chapter 20 of the Norwood Young America City Code regarding civic group city facility rentals to reflect no charge for rental properties upon publication of this ordinance. Vote 5 – 0. Motion carried.

6.2 ~~The Preserve 5th Addition~~

- ~~a) Ordinance No. 292, Rezone Part of Outlot A, The Preserve 4th Addition~~
- ~~b) Resolution 2017-12, Authorize Mayor and City Administrator to Execute Developer's Agreement~~
- ~~c) Resolution 2017-13, Approving Final Plat of The Preserve 5th Addition~~
- ~~d) Approve the Covenants for The Preserve 5th Addition~~

6.3 2040 Comprehensive Plan Update – Steering Committee Appointments

Motion: CH/MM to appoint the following citizens to the Comprehensive Plan Steering Committee: Lavonne Kroells, Bill Grundahl, Tina Diedrick, Sharilyn Feltmann, Karen Hallquist, Elroy Latzig, Connor Smither and to also appoint Carol Lagergren to represent the City Council. Vote 5 – 0. Motion carried.

6.4 Bus Drivers Hiring

Applications were accepted for the Bus Driver position. Six applicants were interviewed by the Personnel Committee.

Motion: CH/CS to approve hiring the following Bus Drivers: Dominic Fratus at a Pay Grade 5, Step 7 at an hourly rate of \$14.79, Dennis Paulson at a Pay Grade 5, Step 7 at an hourly rate of \$14.79, Steven Schesso at a Pay Grade 5, Step 8 at an hourly rate of \$15.16. Vote 5 – 0. Motion carried.

7. New Business

7.1 Schedule Special City Council Meetings – 2018 Budget

Motion: DS/MM to schedule two Special City Council Budget Meetings at 6:00pm on August 10, 2017 and August 21, 2017. Vote 5 – 0. Motion carried.

7.2 The Preserve 5th Addition

Planning Consultant Cynthia Smith-Strack provided information regarding the Preserve and each addition. The preliminary plat and final PUD for the entire development were approved in 2002. 5th addition property is owned by Loomis Homes and proposed to be developed. The project includes 3 blocks and installation of streets, trail path, storm water, water, and sanitary sewer for the area. A breakdown of each item on the agenda is as follows:

- a) Ordinance No. 292, Rezone Part of Outlot A, The Preserve 4th Addition
 - Rezoning from P-1 Parks and Open Space to R-1 Low Density Single Family Residential is requested
 - Rezoning will remedy an apparent error on the Official Zoning Map wherein privately owned property was inadvertently zoned P-1 Parks and Open Space in 2007 during a wholesale update of the zoning code and official zoning map
 - The area proposed for rezoning was previously rough-graded with a prior addition of The Preserve and was pre-platted as one-family residential lots
 - P-1 District when approved in 2007 specifically for public property
 - R-1 Low Density Single Family Residential is consistent with the Comprehensive Plan planned land use
 - Rezoning review criteria: public health, safety, and welfare
 - Public hearing notice published, mailed, and posted
 - Oral comments and written comments received at PC hearing June 6th
 - PC postponed action June 6th; Voted July 5th to recommend approval
 - Ordinance No. 292 in packet
- b) Resolution 2017-12, Authorize Mayor and City Administrator to Execute Developer's Agreement
 - Contract for development of public improvements
 - Financial guarantee for installation of improvements
 - Development fees due
 - Parkland dedication
 - Included in packet
 - If approved, recorded against all resulting lots
 - Resolution 2017-12 in packet
- c) Resolution 2017-13, Approving Final Plat of The Preserve 5th Addition
 - 5th Addition of the Preserve
 - PC postponed action on June 6th; recommended approval on July 5th
 - Resolution 2017-13 in packet
 - Proposed conditions:
 - Review recommendations from City Engineer & Consulting Planner to be incorporated
 - Securing of necessary permits
 - Title examination by the City Attorney.
 - Execution of a Developer's Agreement and filing of necessary items as required therein.
- d) Approve the Covenants for The Preserve 5th Addition
 - Applicable to private property
 - City review/approve – simple motion
 - Enforced by private property owners within the subdivision

- Recorded with all resulting lots of record

City Attorney Jay Squires noted the following:

Concurs with staff that there were no intentions of past City Councils to rezone the area from R1 to P1. In 2007 the City Planner had specifically noted that the rezoning to P1 was to ensure existing City Parks and that there was no developing on. Squires said that the City is able to require homes to be a certain size, but he believes it would be a stretch to require the houses to be a certain dollar amount.

Current Preserve resident, Julie Schmidt, gave the following concerns from the neighborhood:

When residents built homes in the Preserve, they were promised walking paths and parks, executive homes. They feel as though they have not been heard by City Staff. Loomis purchased the property that was zoned a park. Not enough parks for the number of children. She noted that those that built in the Preserve had to put money into a park fund. Also concerned about the construction of current homes that were built by Loomis Homes. In the 5th addition, why are there three lots that are under the required minimum of 10,000 square feet.

The council addressed a letter that was received from residents Mike and Kim Eggers with the following concerns:

- Minimum floor space of 1120 square feet.
 - Per Mr. Loomis, this is to remain consistent with the other Preserve covenants. The smallest home that Loomis building is 1350 square feet.
- Three lots are under the 10,000 square feet minimum.
 - This was approved in the development's PUD in 2002.
- Suggested to increase security deposit to ensure the builder will finish the job including the landscaping and fixing broken sidewalks.
 - There is an additional \$2000 deposit that is going to be required for this addition.
 - Mr. Eggers asked why the City would return the money for the current homes that Loomis has built prior to fixing the sidewalk that was broke.
 - Mr. Loomis addressed this and said that he has not received the deposits from these homes and will be repairing the sidewalks that they broke.
- Where is the park dedication money that residents that built homes in the other Preserve additions?
 - The City never collected a park dedication fee with the permits. The City received land from the developer that was specified for park/trail – but no money was ever received from the City.
 - Resident Diane Bruers said that she had to write out a separate check for \$1000 for a "Park Fee", however, she does not recall who she wrote the check out to.
 - Councilmember Heher, who also lives in the Preserve, recalls a letter from the builder that stated said something about a park dedication fee, however, this was from the builder – not from the City.
 - City Attorney Squires said that this "park fee" might have been the builder's and/ or developer's way of recouping the cost of the land that was donated to the City.

Resident Hilbert Hoof had concerns about the walking trails. City Planner Cynthia Smith-Strack said that the original plan didn't have a landscaping or park/trail plan.

Loomis Homes has applied for a permit from the MN Fish and Wildlife for the eagle's nest.

Loomis Homes is opening up lots 1 – 15 in block 3 for other builders to be able to purchase and build homes.

Loomis Homes will be using the "Three Rule". This ensures that not all of the homes will look exactly the same.

Councilmember Heher requested that the agreement includes this to make sure there is diversity. Attorney Squires suggested adding this to the final plat approval as #7 in the list of conditions: "Developers shall provide for a variation of housing styles and coloring within the development, housing and material plans shall be submitted to and approved administratively by the City."

Councilmember McPadden requested to add to the developer's agreement verbiage regarding the trash containers. Loomis Homes had been using a contractor that would use a wire fence for the trash and items would blow out and it doesn't look nice.

Motion: DS/CS to approve Ordinance No. 292, Rezone Part of Outlot A, The Preserve 4th Addition. Vote 5 – 0. Motion carried.

Motion: CH/DS to approve Resolution 2017-13, Approving Final Plat of The Preserve 5th Addition with the addition of item #7 Developers shall provide for a variation of housing styles and coloring within the development, housing style and material plans shall be submitted along with the building permit and approved administratively by the City. Vote 5 – 0. Motion carried.

Motion: CH/CS to approve Resolution 2017-12, Authorize and directing the Mayor and City Administrator to Execute Developer's Agreement for the Preserve 5th addition. Vote 5 – 0. Motion carried.

Changes for the Attorney Squires notes that the covenants need to read Lots 1-9, Block 2 (currently states lots 1-8, Block 2). Councilmember Heher is also recommending a change on page 5 Article II, Section 6, Subsection D, item 1 to change the minimum square feet for a rambler to 1350 square feet (currently states 1120 square feet).

Motion: CH/DS to approve the Declaration of Covenants, Conditions and Restrictions for Lots 1 – 5, block 1; Lots 1 – 9, block 2; Lots 1 – 23, Block 3 for The Preserve 5th Addition with the noted changes. Vote 5 – 0. Motion approved.

7.3 Nuisance Violation 793 Tacoma Ave N

First nuisance letter was sent to property owner, Donald Pallansch on March 28, 2017. Donald's son, Christian Pallansch, who resides at the property, came to the City Council on April 10, 2017 requesting additional time to complete work. The Council approved his request and Mr. Pallansch was given until May 8, 2017, to become compliant. On May 22, 2017, the City sent Mr. Pallansch a follow-up letter stating that the property was still not in compliance and that abatement procedures would be the next step. Mr. Pallansch was notified that this item was going to be on the agenda for this meeting. Mr. Pallansch was not in attendance.

Council discussed the amount of time that the owner has had to fix the nuisance. Council suggested that the deadline be August 15, 2017. Attorney Squires did note that sometimes it does take court action to achieve compliance.

Motion: CH/CS to order the property of 793 Tacoma Avenue N to bring the property into compliance with the City Code by August 15, 2017, and to have the staff broadly exercise all authority and options under the Code to achieve compliance. Vote 5 – 0. Motion carried.

8. Council Member & Mayor Reports

CH – Three openings on the Planning Commission.

MM – Come to the opening Stiftungsfest Ceremony at 5:30pm on Friday, August 25. EDC working on monument signs. Looking at having Manufacturer's Week at the old YAC building.

DS – Bus is a pilot program through the state. Graphics are finished. Senior Advisory received over 400 surveys back. Will be discussing results at next meeting.

CS – Parks & Recreation changed the YAC donation bench to two beer steins. Roof at ballpark was removed and the new roof will be this week.

CL – two ribbon cuttings coming up My Box and Lionshead both at YAC building. Receiving proposals for website.

Upcoming events

August 1	Planning Commission – 6:00pm
August 1	National Night Out
August 14	City Council – 6:00 p.m.
August 15	Parks and Rec. Commission – 5:30 p.m.
August 16	Economic Development Commission – 6:30 p.m.
August 17	Senior Advisory Committee – 9:00 a.m.
August 18	Start of Baseball Tournament
August 25	Start of Stiftungsfest
August 28	City Council Work Session – 6:00 p.m.; EDA and City Council to follow

9. Adjournment

Respectfully Submitted:

Kelly Hayes, City Clerk / Treasurer

Mayor



TO: Mayor Lagergren and Council Members

FROM: Kelly Hayes, City Clerk / Treasurer

DATE: August 14, 2017

RE: Resignation of Jodi Miller

On July 24, 2017, custodian Jodi Miller submitted a letter of resignation. Her last day will be on September 1, 2017. Jodi started working for the City of Norwood Young America in April 2017. We wish Jodi the best in her future endeavors.

RECOMMENDATION:

A motion to accept the resignation of custodian Jodi Miller.

Norwood Young America



TO: Mayor Lagergren and Council Members

FROM: Kelly Hayes, City Clerk / Treasurer

DATE: August 14, 2017

RE: Fire Fighters - Hiring Recommendation

The Personnel Committee, along with representatives from the fire department, interviewed three applicants for the position of fire fighter. Applicants included:

Thomas Warnock – 316 Wilson Street West, Unit 4, NYA

Lucas Silseth – 16895 County Road 31, NYA

Scott Blom – 15830 142nd Street, NYA

All applicants live within the required 8 minute radius of the fire station.

RECOMMENDATION:

A motion to hire Thomas Warnock, Lucas Silseth and Scott Blom as fire fighters contingent on the results of the individual Background Check and Fire Fighter Physical.

Norwood Young America



TO: Mayor Lagergren and City Council Members
FROM: Kelly Hayes, City Clerk / Treasurer
DATE: August 14, 2017
RE: Temporary fence request – Last Call Too

Last Call Too has submitted a letter and a drawing for a temporary bar area and fence to be put up during the Stiftungsfest celebration, August 25 – 27, 2017. Customers will need to enter the bar (at which time an employee will be checking the IDs) in order to enter the fenced in area. Last Call Too will also have two mini-biffs in the fenced in area. Signatures from the neighbors are also on the written request.

Recommendation:

A motion to approve the temporary fence/bar for Last Call Too through Monday, August 28, 2017.

Norwood Young America

STIFTUNGSFEST 2017

PERMISSION FOR OUTSIDE FENCE
 8' HIGH AND PEX: FENCE WILL BE
 TAKEN DOWN AS SOON AS POSSIBLE
 DATES: R AS AUGUST 25th 26th 27th
 HOURS: R FRIDAY 2nd 9-1PM
 SATURDAY 26th 9-1PM SUNDAY 11AM-12PM
 THERE WILL BE SECURITY ONLY WAY
 IN FENCE IS BY ENTERING BAR
 THERE WILL BE A EMPLOYEE CHECKING
 ID's... THERE WILL BE 2 BODYGUARDS.

THANK U!
 Dore HERRING
~~to HERRING~~
 Scott Callahan

Joe M and
 Jean Fabry

FATHER'S HOME

FORCED IN
 AREA

28



TO: Mayor Lagergren and City Council Members
FROM: Kelly Hayes, City Clerk / Treasurer
DATE: August 14, 2017
RE: Unkle Thirsty's Outdoor Request during Stiftungsfest

Unkle Thirsty's has submitted a letter requesting approval for events that will coincide with the Stiftungsfest festival. Below is a copy of the letter.

Recommendation:

A motion to approve Unkle Thirsty's request for outdoor events on Saturday, August 19 and Friday August 25 – Sunday, August 27, 2017.

Dear City of NYA,

We are coming up on anniversary and Stiftungsfest. We plan to celebrate.

Saturday Aug 19th 2017

We are planning on hosting another Pig roast Saturday Aug. 19th for our yearly anniversary. This will be combined with the Tractor pull that will be happening during the day. We intend to have outdoor festivities provided the weather cooperates. We will have outdoor entertainment in our back patio as we have had in previous years. We are anticipating our start time to be 1pm and go into the evening. We will not be having any live music for this event outdoors.

Friday August 25th- Sunday Aug 27th

Stiftungsfest being Aug 25th- August 27th. We intend to have outdoor festivities as well. We will have a portable outside bar in place for this event, as well as bean bag toss, outdoor games and entertainment. As last year we will have security at each entrance and among the entire property. We would possibly like to incorporate acoustic music outdoors as we did in the previous year.

If any questions or concerns, please contact Amber @ 612-963-7401 AJ @ 612-236-8971

Thank you



more than a place, it's home.

TO: Honorable Mayor Lagergren and City Council Members
FROM: Steven Helget, City Administrator
DATE: August 14, 2017
SUBJECT: City Rental Buildings – Civic Organizations Definition

The City Council adopted Ordinance No. 291 at its July 24th regular meeting which amended the fee schedule to no longer charge a fee to local civic organizations for renting any of the City's rental buildings.

Proposed is to discuss establishing a definition defining local civic organizations. Attached is a letter from Mayor Lagergren to the City Council dated June 26, 2017 which includes an optional definition for local civic organizations.

Suggested Motion:



June 26, 2017

To: Council Members
From: Carol Lagergren

Goal: To review current practice of charging civic organizations for rental properties in Norwood Young America.

Background: Currently, no groups are charged for monthly meetings. Instead they are given a cleaning checklist that they must complete before returning the key to the city. The city does not send janitorial services to re-clean the building.

Data:

Current Charge: \$150 for Pavilion, \$75 all other rental properties
Cleaning: 1-2 hours per building at \$20 per hour

Option: All civic organizations may use current rental properties without charge, if available. Organizations will be expected to use a cleaning checklist prior to leaving the building at the end of each event. *Civic organizations are any local service group, veterans' post, fraternal society or association, volunteer fire or rescue groups or local civic league or association of 10 or more persons not organized for profit but operated exclusively for educational or charitable purposes, including the promotion of community welfare, and the net earning of which are devoted exclusively to charitable, educational, recreational or social welfare purposes.*

Groups to include: Lions Groups, VFW and Legion, Chamber of Commerce, Yellow Ribbon Committee, Central Public Schools, Red Cross, Boy Scouts, Girl Scouts, and 4H groups

nonprofit
15 miles
around NYA
NYA civic
groups



more than a place, it's home.

TO: Honorable Mayor Lagergren and City Council Members
FROM: Steven Helget, City Administrator
DATE: August 14, 2017
SUBJECT: Young America Corporation Donation – Park Bench Proposal

In 2015, Young America Corporation donated \$5,000 to the City as a parting gift in recognition of the 40 plus years that they were a member of the community. Y.A. Corp. asked their donation be utilized in the City's parks and that they'd be recognized for the donation.

The Parks & Recreation Commission has considered many options for how to utilize the donation. They propose to have Storms Welding & Mfg. construct a German Man two seat park bench with a concrete pallet to be placed in Willkommen Memorial Park. Enclosed is an illustration of what the German Man would look like and also a brochure from Storms Welding which identifies some of the decorative items they've created (see Butterfly Benches). Also enclosed is a quote from Storms Welding for creating the decorative park bench. Proposed is to store the bench indoors during the winter months to help preserve the paint from fading prematurely.

The Parks Commission recommends utilizing the remaining donation balance for the Willkommen Memorial Park Restrooms Project.

Suggested Motion:

Motion to utilize Young America Corporation's donation to construct a decorative park bench and also for the Willkommen Memorial Park Restrooms Project.

Done

KARL-LOGOBlank.pdf



DECORATIVE ITEMS



Butterfly Benches



Business Signs



Building Ornaments



Personalized Signs
(Various Designs)



Fire Rings (Various Designs)



Mail Boxes

ABOUT US

Storms Welding & Mfg., a leading manufacturer of dairy equipment, traces its roots back to the well-established Louis Blacksmith Shop in Cologne, MN. In November of 1982, Charlie Storms purchased the company from his Uncle, Henry Louis.

The first items manufactured by Storms Welding were hog movers and bail throw racks. Charlie expanded the company's product line in 1993 to include dairy barn equipment such as crowd gates, free stalls, gates and parlors. Our manufacturing capabilities continued to grow, bringing on board trailers, truck beds, truck hoists, box liners, and skid steer attachments.

With new ownership in 2013, Storms Welding is looking forward to continued growth in the dairy industry, industrial manufacturing, agricultural repair, and private label production for other manufacturers. We will continue to add state of the art metal working tools and equipment, and continue to employ highly skilled welders and fabricators.

ADD THAT PERSONAL TOUCH TO YOUR HOME, BUSINESS, OR CABIN

Storms Welding has been building and repairing decorative items for over 30 years. We have several stock designs that can be personalized to your requests. We can adapt a design to accommodate changes. Or we can work with you to create a totally new product or design.

With our knowledgeable design staff, we can build what you need. If you have a design, we can work up a bid to make CAD files and then fabricate the actual piece. Stop in, or call (952) 466-3343 to see how we can help you.





(952) 466-3343
PO Box 76 513 W Lake St
Cologne, MN 55322

Storms Welding & Mfg.

513 Lake St W
PO Box 76
Cologne, MN 55322
Phone: 952-466-3343
Fax: 952-466-2268

Quotation

Quote City of Norwood/Young America
To: 10 First Avenue NE
Norwood, MN 55368
United States

Quote Number:	23899	Contact:	Steve Helget
Quote Date:	08/09/17	Expires:	09/08/17
Customer:	C467-1830	Inquiry:	
Salesman:	Charlie	Terms:	Net 30 Days
Ship Via:	CUSTOMER PICK-UP	Phone:	(952) 467-1805
FOB:	COLOGNE,MN.	FAX:	(952) 467-1818

Thank you for the opportunity to submit this quote. All prices and terms are valid for 30 days from the date of this quote.
This quote is FOB Cologne and does not include sales tax.

<u>Item</u>	<u>Part Number</u>	<u>Description</u>	<u>Revision</u>	<u>Quantity</u>	<u>Price</u>	<u>Total</u>
1	95-1000-80-W	Wilkomen Karl the German Man 2 Seat Bench With Concrete Pallet	A	1	\$3,496.381 /EA	\$3,496.38
Grand Total:						\$3,496.38

By Charles A Storms
Storms Welding & Mfg.



more than a place, it's home.

TO: Honorable Mayor Lagergren and City Council Members
FROM: Steven Helget, City Administrator
DATE: August 14, 2017
SUBJECT: Dustin Hoen Encroachment Request

In 2015, Dustin Hoen the owner of the properties at 905 and 915 Lakewood Trail contacted the City about developing a non-paved trail through his property at 905 Lakewood Trail for the purpose of gaining access to his dock on Barnes Lake. He was granted the right to install the non-paved trail and was also informed in order to access the dock/lake he'd have to cross private property which at that time was owned by Centra Homes. The property in question is now owned by Loomis Homes and is scheduled to be dedicated to the City as part of The Preserve 5th Addition park dedication requirement.

Mr. Hoen is requesting approval to encroach onto City property for the purpose of accessing Barnes Lake. Proposed is for the City Council to discuss whether or not to allow Mr. Hoen access to Barnes Lake through City property. In addition, when considering Mr. Hoen's request it would be appropriate to consider whether or not the City will allow future access requests to other property owners in The Preserve who wish to encroach onto City property to gain access to Barnes Lake and/or Young America Lake.

I've consulted with Jay Squires, City Attorney, and he stated the City could enter an Encroachment Agreement with Mr. Hoen to allow lake access through City property. The City would want the property owner to indemnify the City of any possible liability claims and provide proof of insurance of such.

Enclosed is a letter dated May 29, 2015 that I sent Mr. Hoen including the attachments. Also enclosed is a draft Encroachment Agreement between the City and Mr. Hoen.

No City Council action is required in order to deny the request. If the Council wishes to consider a motion to approve the Encroachment Agreement the following motion could be made:

Motion:

Motion to approve the Encroachment Agreement between the City and Dustin Hoen subject to Outlot A, The Preserve 5th Addition being deeded to the City of Norwood Young America.

May 29, 2015

Dustin Hoen
915 Lakewood Trail
Norwood Young America, MN 55368

Re: Use of Property at 905 Lakewood Trail

Dear Mr. Hoen:

In April we spoke about the use of your property at 905 Lakewood Trail. The purpose of this letter is to put in writing that conversation. As I stated to you last year when you first contacted me, the road that you've now installed through your property at 905 Lakewood Trail is permissible since it's not paved or concreted. In respect your future use of the lot, according to the City's zoning ordinance, no structure may be placed/built on a lot unless a house first exists on it. A structure would include, but may not be limited to a shed, garage, or other storage building. It also includes paved or hard surfaces such as driveways, roads, and sidewalks.

You shared with me that you put in a dock on Barnes Lake and that the main purpose of the road is to have access to the lake. Looking at Carver County's GIS website it appears you are crossing private property to access the lake. Attached are two aerial photos illustrating your property in relation to Centra Homes' property. My recommendation is you obtain permission from Centra Homes to continue access to the lake through their property. For your information I'm including a handout from the DNR on "Docks and Access in Public Waters."

Lastly, you mentioned that you'd like to install a fire pit. Recreational fires are permissible within the city limits if they are no larger than three feet in diameter and two feet in height. I'm attaching the section of our City Code that pertains to "Open Burning."

Please feel free to contact me with any questions or to discuss further.

Sincerely,


Steve Helget
City Administrator



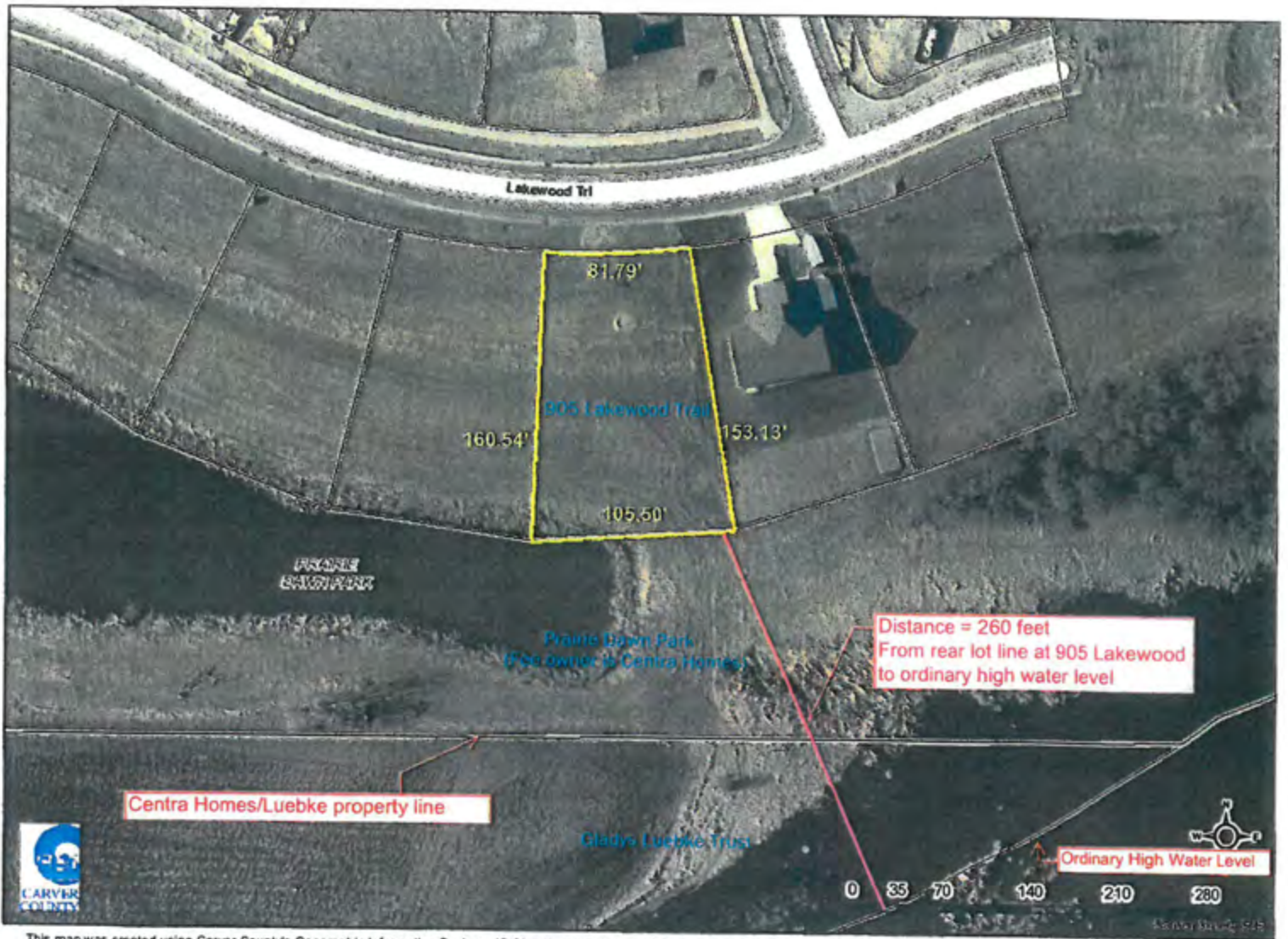
CITY OF NORWOOD YOUNG AMERICA

915 Lakewood Trail

more than a place, it's home.

Map Date: 6/6/2017





This map was created using Carver County's Geographic Information Systems (GIS), it is a compilation of information and data from various City, County, State, and Federal offices. This map is not a surveyed or legally recorded map and is intended to be used as a reference. Carver County is not responsible for any inaccuracies contained herein.

Map Date: 4/13/2015

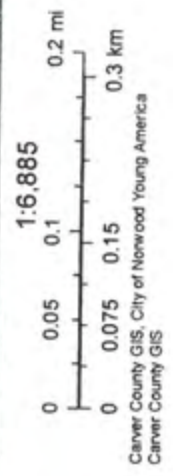
Centra Homes Property



May 29, 2015

☐ Parcels

*Centra Homes' property
is area within blue boundary.*



Docks and Access in Public Waters



Do I need a permit for my dock?*

No permit is needed to install, construct, or reconstruct your dock on shoreline property you own if you comply with the following:

- A dock is a narrow platform or structure extending toward the water from the shoreline. A dock may provide access to moored watercraft or deeper water for swimming, fishing, and other recreation.
- The structure, other than a watercraft lift or watercraft canopy, is **not more than 8 feet wide** and is not combined with other similar structures so as to create a larger structure.
- The dock is no longer than needed to achieve its intended use, including reaching navigable water depth.
- The structure is not a hazard to navigation, health, or safety.
- The structure will allow the free flow of water beneath it.
- The structure is not used or intended as a marina.
- The structure is consistent with the guidelines of the local unit of government.
- Docks placed on rock-filled cribs are located only on waters where the bed is predominantly bedrock.

Restrictions on docks and other structures

You may not place a dock or other structure in public waters if the structure:

- obstructs navigation or creates a hazard;
- is detrimental to fish or wildlife habitat or is placed in a posted fish spawning area;
- is intended to be used for human habitation;
- includes walls, a roof, or sewage facilities; or
- is located on property you do not own or have rights to use.

If you have questions concerning the contents of this brochure, contact your DNR Area Hydrologist. See contact information on reverse side.

*Based on Minnesota Rules, Chapter 6115.0210 and 6115.0211.

What you should know about docks and other water access structures

Docks and watercraft lifts are commonly used access structures on Minnesota lakes and rivers. If you own waterfront property, a temporary structure that provides access to a lake or river is preferred to a permanent structure. Permanent structures are more likely to sustain ice damage, and a snow-covered structure over the ice poses a hazard to recreational vehicle users.



The blue box to the left lists installation guidelines for docks and access structures like boat lifts. These guidelines are intended to minimize impacts on water resources and shoreline habitat. If you follow these guidelines, no permit is needed from the Department of Natural Resources (DNR). Local units of government may have additional dock rules related to public safety and other local issues and should be contacted.

A shoreline owner may request a permit to install a dock wider than 8 feet. The permit applicant must show a specific need and show that the wider dock represents the minimal impact solution to that need. Docks serving single-family homes or residential planned unit developments generally will not need a dock wider than 8 feet. Public docks and mooring structures that are otherwise not serving as a marina may need to be a wider structure and will be reviewed individually. Docks that have no permit and that exceed the 8-foot-wide limit are subject to enforcement action, including a citation, an order to remove the dock, and fines for both the landowner and the dock installer.

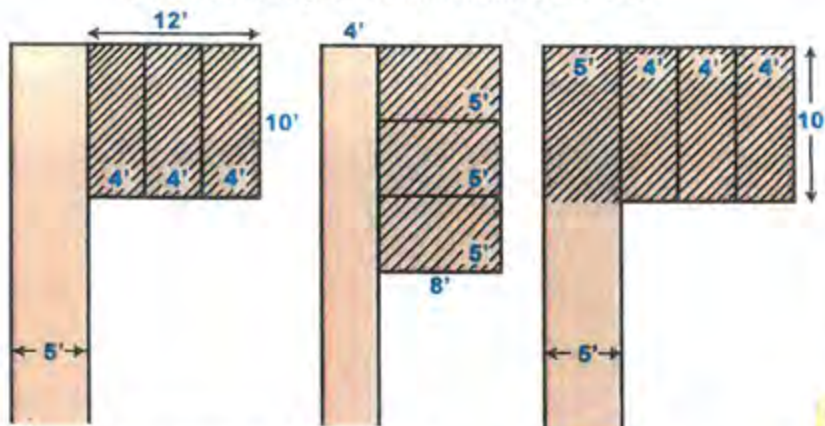
Design and locate your dock and boat lift to avoid interfering with your neighbor's use of the water. Docks and boat lifts should be placed so that mooring and maneuvering of watercraft can normally be confined within the property lines if they were extended into the water.

General Permit 2008-0401

A general permit was issued in 2008 to allow a modest platform at the lake end of a dock under certain conditions. This general permit allows a single, temporary platform up to 120 square feet measured separately from the access dock, or 170 square feet including the area of the adjacent access dock, if the following conditions exist: the access dock must be 5 feet or less in width and the dock must be on a lake with a shoreland classification of General Development or Recreational Development. See typical dock configurations on the next page. Refer to General Permit 2008-0401 at: mndnr.gov/waters/forms.html#generalpermits for more details.

Docks and Access in Public Waters

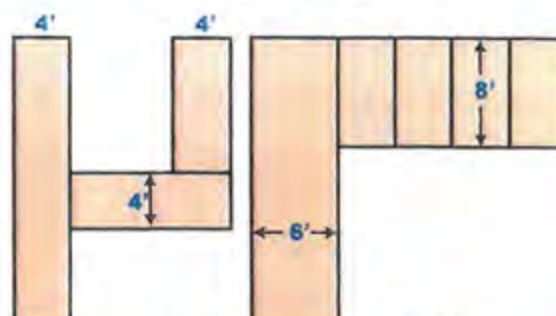
Authorized by General Permit 2008-0401



Platform area (not including walkway)
up to 120 square feet.

Platform area
(including walkway)
up to 170 square feet.

No Permit Required



No area of the dock is wider than 8 feet.

If buying, selling or moving a dock from one body of water to another, owners should make sure all zebra mussels, vegetation or other invasive species are removed and let dry for a minimum of 3 weeks before placing in another water. When using a business to place or remove your dock, make sure that they have a valid Lake Service Provider permit and the staff have an aquatic invasive species training certificate. For more information see: mndnr.gov/invasives

Purpose of the dock rules

Intensive shoreland development causes deterioration of a lake's ecosystem. Dock installations and their associated uses are factors in this deterioration. Studies of lakes in the Midwest show that docks and boat lifts may shade out important aquatic plants and eliminate critical habitat where fish spawn, feed, grow, and find shelter from predators. Shoreline views may also suffer when large dock systems are installed. Also, there is a growing concern about the private use of the water surface if docks and associated structures extend too far, cover too much surface area, or span the entire owned frontage. The proliferation of dock configurations and dimensions is a concern to the DNR, lake associations, anglers, lakehome owners, and others. Finding the appropriate balance between reasonable access and resource protection requires collaboration by all interests.

Another issue of concern is any attempt to control access to a lake bed or water surface. Even when land ownership extends into the lake bed, all who own land abutting the water or gain legal access have the right to use the entire surface of the water. For this reason, a dock configuration should never close off part of the lake to other users.

If the dock is designed and used for access to navigable water depth, a DNR permit will rarely be needed. A dock does not need a permit if it is no more than 8 feet wide, is designed to simply meet the need of reaching navigable depths, and follows the other guidelines on the front of this brochure.



The removal or destruction of aquatic plants is a regulated activity under the DNR Aquatic Plant Management Program. If your shoreline plans include removal of aquatic vegetation, please contact a regional DNR Fisheries office because a permit may be required. Removal of native plants may provide open space for invasive species to take hold.

DNR Contact Information



DNR Ecological and Water Resources
website and a listing of Area Hydrologists:
mndnr.gov/contact/ewr.html
DNR Ecological and Water Resources
500 Lafayette Road, Box 32
St. Paul, MN 55155
(651) 259-5100

For information about aquatic plant management permits:
mndnr.gov/eco/apm

DNR Information Center

Twin Cities: (651) 296-6157
Minnesota toll free: 1-888-646-6367
Telecommunication device for the deaf (TDD): (651) 296-5484
TDD toll free: 1-800-657-3929

Equal opportunity to participate in and benefit from programs of the Minnesota Department of Natural Resources is available regardless of race, color, national origin, sex, sexual orientation, marital status, status with regard to public assistance, age, or disability. Discrimination inquiries should be sent to Minnesota DNR, 500 Lafayette Road, St. Paul, MN 55155-4049, or the Equal Opportunity Office, Department of the Interior, Washington, DC 20240.

This information is available in an alternative format on request.

(b) Violation of Subdivision 4(d) or (e) is a misdemeanor.

Subd. 8. Severability.

If any court of competent jurisdiction adjudges any provisions of this Ordinance to be invalid, such judgement shall not affect any other provisions of this Ordinance not specifically included in said judgment.

Subd. 9. Effective Date.

The effective date of this Ordinance is February 1, 1996.

Section 650 – Open Burning

650.01 Purpose. The purpose of this Section shall be to establish permitted categories of open burn events for residences and businesses within the incorporated areas of the City and provide for burning defined as a "Recreational Fire" as prescribed in this Section.

650.02 Definitions. For the purposes of this Section, the terms in this Section have the meaning given them.

Subd. 1 Local Designated Authority. "Local Designated Authority" shall mean a representative of the city, or the fire chief, fire marshal, or fire warden, who has been trained and certified by the Department of Natural Resources (DNR).

Subd. 2 Open Burning. "Open Burning" shall mean the burning of any matter if the resultant combustion products are emitted directly into the atmosphere without passing through a stack, duct or chimney, except a Recreational Fire as defined in this Section.

Subd. 3 Recreational Fire. "Recreational Fire" shall mean a fire set with approved starter fuel, that is no larger than three feet in diameter by two feet in height, using dry, clean wood; producing little detectable smoke, odor or soot beyond the property line; for recreational, ceremonial, food preparation or social purposes; extinguished completely before quitting the occasion; and respecting weather conditions, neighbors, burning bans, and air quality so that nuisance, health or safety hazards shall not be created. Mobile cooking devices such as manufactured hibachis, charcoal grills, wood smokers and propane or natural gas devices shall not be defined as recreational fires, but shall be allowed under this Section. *(Amended by Ord. 253, 7-28-14)*

Subd. 4 Starter Fuels. "Starter Fuels" shall mean dry, untreated, unpainted kindling, branches, or cardboard, or charcoal fire starter. Paraffin candles and alcohols shall be permitted as starter fuels and as aids to ignition only.

Subd. 5 Wood. "Wood" shall mean dry, clean fuel only such as twigs, branches, limbs, "presto logs," charcoal, cordwood or untreated dimensional lumber. "Wood" shall not include wood that is green, with leaves or needles, rotten, wet, oil soaked, or treated with paint, glue or preservatives, nor, leaves and needles. Clean pallets may be used for recreational fires when cut into three foot lengths.

650.03 Prohibited Materials. No person shall conduct, cause or permit the open burning of any material, except as provided by definition in Subsection 650.02. This prohibition shall include but not be limited to the following:

- A. No person shall conduct, cause or permit open burning of oils, petro fuels, rubber, plastics, chemically treated materials, or other materials which produce excessive or noxious smoke such as tires, railroad ties, treated, painted or glued wood, composite shingles, tar paper, insulation, composition board, sheetrock, wiring, paint or paint fillers.
- B. No person shall conduct, cause or permit open burning of hazardous waste or salvage operations, or open burning of solid waste generated from an industrial or manufacturing process or from a service or commercial establishment or building material generated from demolition of commercial or institutional structures. No person shall conduct, cause or permit open burning of discarded material resulting from the handling, processing, storage, preparation, serving or consumption of food.
- C. No person shall conduct, cause, or permit the open burning of wetlands, grass lands, pastures, crop residue, or road right-of-ways except as provided in Subsection 650.05 of this Section.

650.04 Allowed Burning. Recreational fires contained in grills, hibachis, and similar devices as defined in Subsection 650.02, Subd. 3 shall be allowed.

Subd. 1 Minimum Requirements for Recreational Fires.

- A. Recreational fires must be at least 25 feet from all buildings, structures, and combustible materials. Combustible materials are things such as wood, paper, and plastics.
- B. Conditions which could cause a fire to spread within 25 feet of a structure shall be eliminated prior to ignition.
- C. Recreational fires must be constantly attended until the fire burns out completely or is extinguished.
- D. A minimum of one portable fire extinguisher complying with Minnesota State Fire Code or other approved on-site fire extinguishing equipment, such as dirt, sand, or garden hose shall be readily available at all times until the fire is extinguished.
- E. The only materials permitted in a recreational fire are wood from trees, small branches, brush, or charcoal. Treated lumber materials, construction debris, garbage, plastic materials, leaves, grass clippings, or waste materials are not allowed to be burned in recreational fires.
- F. Recreational fires must be immediately extinguished if they pose a fire safety risk, if they are not in compliance with the above, or when directed to do so by a law enforcement officer, firefighter, fire warden, or DNR officer. *(Amended by Ord. 253, 7-28-14)*

650.05 Burning Ban or Air Quality Alert. No recreational fire or open burn shall be permitted when the city, county, DNR, or local designated authority has officially declared a burning ban due to potential hazardous fire conditions or when the MPCA has declared an Air Quality Alert. Information regarding burning bans shall be obtained from the local fire department, DNR, or the MPCA before starting a permitted fire. *(Amended by Ord. 134, 4-24-2000)*

650.06 Penalty. Any person violating any provision of this Ordinance shall be guilty of a misdemeanor and upon conviction shall be punished by a fine and/or imprisonment.

(above space reserved for recording data)

ENCROACHMENT AGREEMENT

AGREEMENT made this ____ day of _____, 2017, by and between the City of Norwood Young America, a Minnesota municipal corporation ("City") and Dustin G. Hoen, a single person ("Owner").

1. **Background.** The Owner is the fee owner of Lot 7, Block 4, The Preserve 4th Addition, and Lot 8, Block 4, The Preserve 4th Addition, which property is located in the City of Norwood Young America, County of Carver, State of Minnesota (hereinafter the "Subject Property").

Unpaved roads constructed by Owner connect the Subject Property to Barnes Lake and currently encroach onto the property owned by the City, described as Outlot A, the Preserve 4th Addition (hereinafter the "Encroachment Area"), as depicted in the attached Exhibit A.

2. **ENCROACHMENT AUTHORIZATION.** The City hereby grants to the Owner of the Subject Property, and his successors and assigns, a permitted encroachment over the Encroachment Area for use and maintenance of the unpaved road, as shown and described in the attached Exhibit A. The Owner may not expand the road or encroach further into the City's property more than depicted in Exhibit A. The duration of the permitted encroachment shall be perpetual except as provided in this paragraph. Said permitted encroachment shall expire upon removal of the road.

3. **ACCESS.** Subject to the terms of this Agreement, the City maintains the right to have full access and use of the Encroachment Area. All provisions of this instrument, including the benefits and burdens, run with the land and are binding upon and inure to the successors and assigns of the parties hereto.
4. **INSURANCE.** The Owner shall provide insurance against all liability, bodily injury, and property damage associated with its use of the Encroachment Area. The Owner's insurance coverage must be primary and written on an "occurrence" basis. The Owner shall provide evidence of the existence of such insurance to the City.
5. **DEFEND, INDEMNIFY, AND HOLD HARMLESS.** In consideration of being allowed to encroach on the City's property, the Owner, his successors, heirs, and assigns, hereby agree to defend, indemnify, and hold the City harmless from any claims, demands, losses, or injuries (collectively "claims") to persons or property which arise from or in connection with the use of the Encroachment Area, which claims shall include, without limitation: loss, injury, or death to any licensee, invitee, agent, or employee of Owner. The Owner, his successors, heirs, and assigns also agree to defend, indemnify, and hold the City harmless from all injuries and losses of third parties caused by the Owner's use of the Encroachment Area.
6. **RECORDING.** This Agreement shall be recorded against the title to the Subject Property.

[signature page to follow]

CITY OF NORWOOD YOUNG AMERICA

Its Mayor

Dated: _____

Its Clerk

Dated: _____

STATE OF MINNESOTA)
) SS
COUNTY OF CARVER)

The foregoing instrument was acknowledged before me this ____ day of _____, 2017, by _____ and _____, respectively the Mayor and City Clerk for the City of Norwood Young America, a Minnesota municipal corporation, on behalf of the corporation and pursuant to the authority granted by its City Council.

Notary Public

DUSTIN G. HOEN

Dated: _____

STATE OF MINNESOTA)
) SS
COUNTY OF CARVER)

The foregoing instrument was acknowledged before me this ____ day of _____, 2017, by Dustin G. Hoen, a single person.

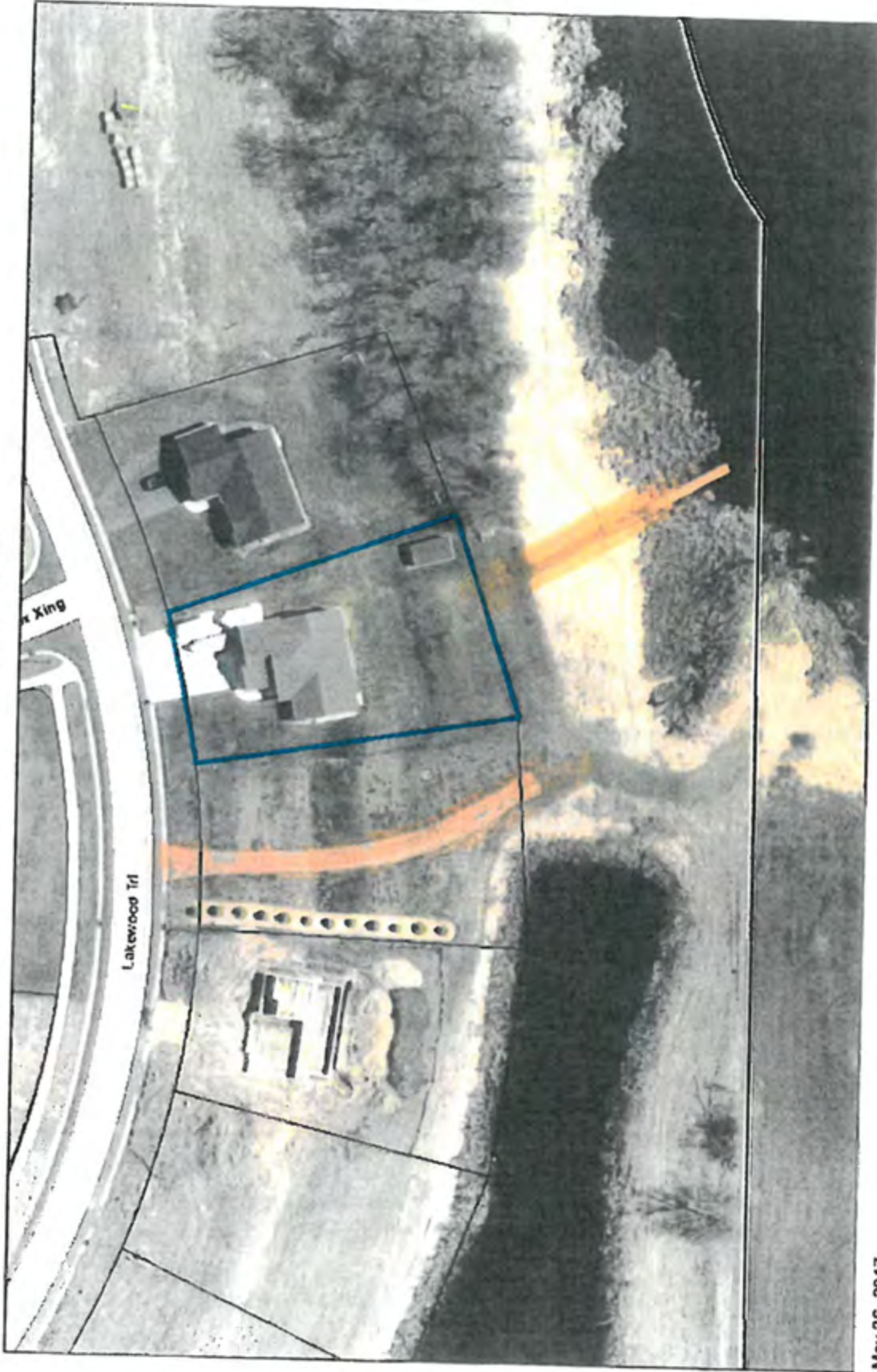
Notary Public

This instrument was drafted by:

Rupp, Anderson, Squires & Waldspurger, P.A.
333 South Seventh Street, Suite 2800
Minneapolis, MN 55402
(612) 436-4300

RASW: 92182

915 Lakewood Trail



May 26, 2017

☐ Parcels

1:1,128
0 0.0075 0.015 0.03 mi
0 0.015 0.03 0.06 km

Source: 2016
City of Norwood Young America

City of NYA
Driver County GIS | City of Norwood Young America | Summer 2016



TO: Honorable Mayor Lagergren and City Council Members
FROM: Steven Helget, City Administrator
DATE: August 14, 2017
SUBJECT: Willkommen Memorial Park Restrooms Project

The Willkommen Memorial Park Restrooms Project has been completed. Enclosed is Change Order No. 2 which reduces the overall project cost by \$5,268. The epoxy floor coating was removed from the project and in respect to the building permit Shanahan Construction was not charged for the City's portion of the permit.

Enclosed is the Final Payment Request in the amount of \$25,432.

In respect to the total project cost and its financing, to include the two project Change Orders, the total project cost was \$115,432.00. The City Council budgeted \$80,000 for the project and to date about \$19,700 has been received in donations/pledges. This leaves a project budget overrun of about \$15,700. The Council approved financing this project utilizing equally both the Park Dedication Fund and the Capital Equipment/Outlay Fund. The project overrun could be financed utilizing either funds or just one. At the conclusion of the Restrooms Project the Park Dedication Fund will have a balance of about \$50,000.

Proposed is the Capital Equipment/Outlay Fund be utilized solely finance the project overrun. In 2017, the City purchased a Jacobsen lawn mower. The original budget for this purchase was \$80,000 and it cost \$63,500 leaving a balance of \$16,500 which could be utilized for another project/purchase.

Suggested Motion:

Motion to approve Change Order No. 2 for the Willkommen Memorial Park Restrooms Project.

Motion to approve the Final Payment Request to Shanahan Construction.

Motion to utilize the Capital Equipment/Outlay Fund to finance the Willkommen Memorial Park Restrooms Project budget overrun.



Date: August 14, 2017

Owner: City of Norwood Young America

Contractor: Shanahan Construction

Project Name: Willkommen Memorial Park Restrooms Project

Change Order Number: 2

Change(s) to original Contract: Eliminate epoxy floor coating from the project at a cost of \$4,000; and reduce the building permit fee \$1,268 as per Contractor's project proposal.

The original contract sum was: \$119,500.00

Net amount of previous change orders:	\$120,700.00
---------------------------------------	--------------

Total amount of this change order: (\$5,268.00)

Total original contract amount plus or minus net change orders: \$115,432.00

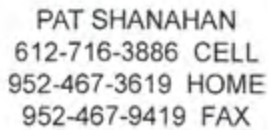
The contract time will be changed by the following number of days: (0) days

The date of completion as of the date of this change order is: July 31, 2017

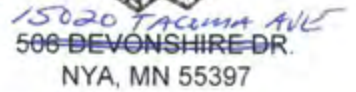
Owner:

City of Norwood Young America

Date _____



GENERAL CONTRACTOR
NEW HOMES - GARAGES
ADDITIONS - REMODELING
WINDOWS - RESIDING - DECKS
ALL TYPES OF ROOFING



8/10 20 12

CITY OF NYA / WILLKOMMEN MEMORIAL PARK RESTROOM PROJECT
21 MAIN STREET EAST

	FINAL PAYMENT REQUEST		\$25,432.00
	Note: Your Prompt Payment Insures Our Prompt Service		

FINANCE CHARGE. 1½% per month; which is an Annual Percentage Rate of 18% applied to all balances not paid by 30 days from first of month of Statement. Minimum Charge \$1.00



TO: Mayor Lagergren and Council Members

FROM: Kelly Hayes, City Clerk / Treasurer

DATE: August 14, 2017

RE: Custodian position

Jodi Miller was hired as a Custodian on April 10, 2017. The City Council approved her resignation on July 24, 2017, and her last day of working will be September 1, 2017. On May 22, 2017, the council approved to post and accept applications for the Custodian position.

Prior to this City Council meeting, the Personnel Committee held an interview and also discussed a cleaning service proposal. A recommendation from the Personnel Committee is listed below.

RECOMMENDATION:

A motion to _____.

Norwood Young America