BELLE PLAINE CITY COUNCIL
REGULAR MEETING
APRIL 15, 2024

1. PLEDGE OF ALLEGIANCE.

Mayor Woletz led those present in the Pledge of Allegiance.

2. CALL TO ORDER. 2.1. Roll Call.

The Belle Plaine City Council met in Regular Session on Monday, April 15, 2024 at 6:00 PM in the council chambers of City Hall, 218 North Meridian Street, Belle Plaine, MN. Mayor Woletz called the meeting to order with Councilmembers Cary Coop, James Evans, Patrica Krings and Ryan Ladd present.

Also present were City Administrator Meyer, Community Development Director Smith Strack, Public Works Superintendent Otto, City Attorney Vose, City Engineer Duncan and Sergeant Cayer. Finance Director Jirik was absent. Wanda Savage served as video recording operator. Fire Chief Otto was absent.

3. APPROVAL OF AGENDA.

MOTION by Councilmember Coop, second by Councilmember Krings, to approve the Agenda as presented. ALL VOTED AYE. MOTION CARRIED.

4. PUBLIC FORUM. None.

*****Anyone wishing to address the Council must submit in writing the subject and intent of request by 3:00 PM on the Tuesday prior to the scheduled Council meeting. Maximum of three (3) minutes per speaker. No official action will be taken.*

5. APPROVAL OF CONSENT AGENDA.

5.1. Regular Session Minutes of April 1, 2024.
5.2. Work Session Minutes of April 1, 2024.
5.3. Work Session Minutes of April 10, 2024.
5.4. Resolution 24-048 Approving Premise Permit for German Days Inc. at Neisen's Corner Bar, and Red Door.
5.5. Resolution 24-049 Appointing Timothy Eckstein, Larry Hanson, Justin Janssen and Gavin Peterson as Full Time Public Works Seasonal Employees for the 2024 Season.
5.6. Resolution 24-050 Appoint Roger Pivec and Colin Williams as Part Time Public Works Seasonal Employees.
5.7. Resolution 24-051 Re-Appointing Seasonal Life Guards, Water Safety Instructors and Aquatic Staff for the 2024 Belle Plaine Aquatic Center Season.
5.8. Call for Public Hearing for the Annual Renewal of Liquor Licenses.
5.9. Resolution 24-052 Accepting a Donation of Popsicles for the Belle Plaine Police Department Summer Series Popsicles in the Park from Coborns, Belle Plaine.
5.10. Resolution 24-056 Accepting a $100,000.00 Grant from the Minnesota Department of Public Safety, Office of Justice Programs for the Intensive Comprehensive Peace Officer Education and Training 2024 of Two Employees with the Belle Plaine Police Department.
5.11. Authorize a One Day Admission Fee of $5.00 per patron on Saturday, August 3, 2024 for the 5 Year Anniversary of the Belle Plaine Aquatic Center.
5.12. Resolution 24-058 Adopting the Special Assessment for Delinquent Fire Bills.
5.13. Resolution 24-059 Adopting Amended Professional Appointments for 2024.

MOTION by Councilmember Coop, second by Councilmember Evans, to approve the Consent Agenda as follows: 5.1. Regular Session Minutes of April 1, 2024; 5.2. Work Session Minutes of April 1, 2024; 5.3. Work Session Minutes of April 10, 2024; 5.4. Resolution 24-048 Approving Premise Permit for German Days Inc. at Neisen's Corner Bar, and Red Door; 5.5. Resolution 24-049 Appointing Timothy Eckstein, Larry Hanson, Justin Janssen and Gavin Peterson as Full Time Public Works Seasonal Employees for the 2024 Season; 5.6. Resolution 24-050 Appoint Roger Pivec and Colin Williams as Part Time Public Works Seasonal Employees; 5.7. Resolution 24-051 Re-Appointing Seasonal Life Guards, Water Safety Instructors and Aquatic Staff for the 2024 Belle Plaine Aquatic Center Season; 5.8. Call for Public Hearing for the Annual Renewal of Liquor Licenses; 5.9. Resolution 24-052 Accepting a Donation of Popsicles for the Belle Plaine Police Department Summer Series Popsicles in the Park from Coborns, Belle Plaine; 5.10. Resolution 24-056 Accepting a $100,000.00 Grant from the Minnesota Department of Public Safety, Office of Justice Programs for the Intensive Comprehensive Peace Officer Education and Training 2024 of Two Employees with the Belle Plaine Police Department; 5.11. Authorize a One Day Admission Fee of $5.00 per patron on Saturday, August 3, 2024 for the 5 Year Anniversary of the Belle Plaine Aquatic Center; 5.12. Resolution 24-058 Adopting the Special Assessment for Delinquent Fire Bills and 5.13. Resolution 24-059 Adopting Amended Professional Appointments for 2024. ALL VOTED AYE. MOTION CARRIED.

6. DEPARTMENT REPORTS.
6.1. Ambulance Department. (Report Only)

Ambulance Director Burton was not present. The Council acknowledged receipt of the Ambulance Report.

6.2. Fire Department.

Fire Chief Otto was not present. The Council acknowledged receipt of the Fire Department Report.

6.3. Police Department.

Sergeant Cayer was present. Vycital highlighted the Police Department Report.

6.4. Community Service. (Report Only)

Community Services Director Koller was not present. The Council acknowledged receipt of the Community Services Report.

6.5. Community Development Department.

Community Development Director Smith Strack was present. Smith Strack highlighted the Community Development Report.

7. PUBLIC HEARINGS.
7.1. Rezoning Brecken Place Second Addition. The City Council is to hold a public hearing on Ordinance 24-05 An Ordinance Rezoning Outlot B, Wildflower Ridge Subd. #2 from R-3 One and Two Family Low to Medium Residential to R-7 Mixed Housing Medium and High Density Residential District.

Community Development Director Smith Strack reviewed the Rezoning request for Brecken Place Second Addition with a brief slideshow.

Mayor Woletz opened the public hearing at 6:21 PM and asked for public comment.

No one stepped forward.

MOTION by Councilmember Evans, second by Councilmember Krings, to close the public hearing at 6:22 PM. ALL VOTED AYE. MOTION CARRIED.

7.1.1. Ordinance 24-05 An Ordinance Rezoning Outlot B, Wildflower Ridge Subd. #2 from R-3 One and Two Family Low to Medium Residential to R-7 Mixed Housing Medium and High Density Residential District.

MOTION by Councilmember Coop, second by Councilmember Krings, to approve Ordinance 24-05 An Ordinance Rezoning Outlot B, Wildflower Ridge Subd. #2 from R-3 One and Two Family Low to Medium Residential to R-7 Mixed Housing Medium and High Density Residential District. ROLL CALL VOTE. Councilmembers Coop, Krings, Woletz and Evans VOTED AYE. Councilmember Ladd VOTED NAY. MOTION CARRIED 4-1.

7.1.2. Resolution 24-053 Authorizing summary publication of Ordinance 24-05 An Ordinance Rezoning Outlot B, Wildflower Ridge Subd. #2 from R-3 One and Two Family Low to Medium Residential to R-7 Mixed Housing Medium and High Density Residential District.

MOTION by Councilmember Krings, second by Councilmember Coop, to approve Resolution 24-053 Authorizing summary publication of Ordinance 24-05 An Ordinance Rezoning Outlot B, Wildflower Ridge Subd. #2 from R-2 to Two Family Low to Medium Residential to R-7 Mixed Housing Medium and High Density Residential District. ROLL CALL VOTE. Councilmember Krings, Coop, Woletz and Evans VOTED AYE. Councilmember Ladd VOTED NAY. MOTION CARRIED 4-1.

7.2. Preliminary Plat and Development Stage Planned Unit Development Plan: Brecken Place Second Addition. The City Council is to hold a public hearing on requests for preliminary plat and development stage planned unit development plan relating to a townhome development.

Community Development Director Smith Strack was reviewed the Preliminary Plat and Development Stage Planned Unit Development Plan for Brecken Place Second Addition with a brief slideshow.

Mayor Woletz opened the public hearing at 6:45 PM and asked for public comment.

Charlotte Phillips, 932 S. Cedar Street spoke against the development. Phillips spoke against the berm removal and requested additional privacy landscaping if the berm is removed, requested additional information on drainage, run-off, retention pond, gutters, covenants for the development along with construction details for the start of the project, debris removal and designated delivery information.

Gosia McGowen, 944 S. Chestnut St. spoke against the development. McGowen spoke on Brecken Place First Addition’s property line variance, grade of the hill, lack of a park, few trees, lack of privacy, and light pollution to surrounding properties. McGowen requests the Council see accurate pictures of what the development will look like when finished noting what was delivered was very different then what was presented.

Michelle Jorgenson, 204 E. Century spoke against the development. Jorgenson spoke on concerns of losing two maple trees on the side of her home along with evergreens behind her home. Jorgenson spoke on the intensity and volume of the light pollution, quality of life issue with the development, traffic, wear and tear on streets from construction equipment, run off of the pond and requested assurances that property values will not go down.

Dan Stevens, 928 S. Cedar Street, spoke against the development. Stevens spoke in support of others who have spoken and noted concerns on the 24 vehicles headlights into his backyard without the berm.

MOTION by Councilmember Coop, second by Councilmember Ladd, to CONTINUE the public hearing at 7:04 PM to May 6 City Council meeting. ALL VOTED AYE. MOTION CARRIED.

Council held discussion with the Developer and Developments Engineer.

7.2.1. Resolution 24-054 Resolution Conditionally Approving a Preliminary Plat for Brecken Place Second Addition.

Action was continued until the May 6 City Council meeting.

7.2.2. Resolution 24-060 Resolution Conditionally Approving a Development Stage Planned Unit Development Plan for Brecken Place Second Addition.

Action was continued until the May 6 City Council meeting.

7.3. Variance Maximum Detached Accessory Structure Size: 1126 State Street West. The City Council is to hold a public hearing on a variance to allow a 1,280 square foot detached accessory structure at the subject address. Maximum detached accessory structure size allowed under Section 1105.07, Subd. 6(2)(c) of the city code is 900 square feet.

Community Development Director Smith Strack reviewed the Variance Maximum Detached Accessory Structure Size at 1126 West State Street with a brief slideshow.

Mayor Woletz opened the public hearing at 7:21 PM and asked for public comment.

Nathan Hanson, 1126 W. State Street, spoke in favor of his request.

MOTION by Councilmember Ladd, second by Councilmember Coop, to close the public hearing at 7:29 PM. ALL VOTED AYE. MOTION CARRIED.

7.3.1. Resolution 24-055(A) Resolution Conditionally Approving a Variance to Increase Maximum Allowable Floor Area of an Accessory Structure at 1126 State Street West.

MOTION by Councilmember Evans, second by Councilmember Coop, to approve Resolution 24-055(A) Resolution Conditionally Approving a Variance to Increase Maximum Allowable Floor Area of an Accessory Structure at 1126 State Street West. ALL VOTED AYE. MOTION CARRIED.

8. BUSINESS.
8.1. Presentation of Claims.

Council asked clarifying questions.

MOTION by Councilmember Evans, second by Councilmember Coop, to approve the reviewed claims as presented in the amount of $213,992.95. ROLL CALL VOTE. Councilmembers Evans, Coop, Krings and Woletz VOTED AYE. Councilmember Ladd VOTED NAY. MOTION CARRIED 4-1.

8.2. Resolution 24-057 Authorizing Preliminary Engineering Report for Haralson Drive as part of the Proposed 2025 Improvement Project.

City Administrator Meyer reviewed the recommendation from the Public Works Committee on Haralson Drive.

Council held discussion.

MOTION by Councilmember Evans, second by Councilmember Coop, to approve Resolution 24-057 Authorizing Preliminary Engineering Report for Haralson Drive as part of the Proposed 2025 Improvement Project. ROLL CALL VOTE. Councilmembers Evans, Coop, Woletz and Krings VOTED AYE. Councilmember Ladd VOTED NAY. MOTION CARRIED 4-1.

8.3. Resolution 24-061 Authorizing Extension of Operating Hours for the 2023 and 2024 Improvement Projects.

City Administrator Meyer reviewed the request from Ryan Companies on the extension of operating hours.

Council held discussion.

A correction was made to the resolution number on the agenda.

MOTION by Councilmember Woletz, second by Councilmember Krings, to approve Resolution 24-061 Authorizing Extension of Operating Hours for the 2023 and 2024 Improvement Projects. ROLL CALL VOTE. Councilmembers Woletz and Krings VOTED AYE. Councilmember Ladd, Coop and Evans VOTED NAY. MOTION FAILED 3-2.

9. ADMINISTRATION.

9.1. Upcoming Tentative Meetings.

1. Design, Monday, May 6, 5:00 PM
2. City Council, Monday, May 6, 6:00 PM
3. Work Session, Monday, May 6, 6:15 PM

The Council was reminded of the upcoming tentative meetings as listed and noted a Planning Commission meeting on Monday, May 6 at 5:00 PM.

10. ADJOURN.

MOTION by Councilmember Ladd, second by Councilmember Evans, to adjourn the regular session at 7:50 PM. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,
Renee Eyrich
Recording Secretary