

CITY OF BALATON
REGULAR CITY COUNCIL MEETING
August 12, 2024, 7pm

- 1) **CALL TO ORDER:** The regular meeting of the Balaton City Council was called to order at 7pm on Monday August 12, 2024, by Mayor Lonnie Lambertus
- 2) **ROLL CALL**
- a) **Present:** Lonnie Lambertus, Council Members: Dylan Fricke, Scott Wood, Greg Erickson, Curt Paradis
- b) **Absent:** None
- c) **Also Present:** Lyon County Sheriff's Department-Adam Connor, Kasey Holm-Fire Chief, Josh Torgeson-Public Works Superintendent, Kimberly Wall-Clerk/Treasurer, Theresa Zaske, Tracy McCloud, Sophie Gaul and Jamie Bauleke, Richard Lamb, Troy Jones, Tracy Headlight Herald.
- 3) **APPROVE MINUTES:** A motion was made by Curt Paradis and seconded by Dylan Fricke to approve the minutes of the Regular Meeting on July 11, 2024.
- 4) **FINANCIALS:**
- No questions or corrections. A motion was made by Dylan Fricke seconded by Greg Erickson to approve the bills as presented. Motion carried by all present.
- 5) **REQUESTS AND COMMUNICATIONS:** Nothing.
- 6) **PUBLIC COMMENT PERIOD** -Nothing.
- 7) **REPORTS – OFFICERS, BOARDS, COMMITTEES**
- a) **Water/Sewer/Garbage Delinquent Accounts** – Nothing.
- b) **City Personnel** – Employee Hours YTD – Wood requesting the two latest time sheets to be dropped on the one drive. City Clerk advised that the file was dropped and will drop the file again.
- c) **Public Works:**
- 1) **Lawn Mower:** Josh informed the council that the 2019 lawn mower has over six hundred (600+) hours and continues to need additional maintenance. Josh provided the council two (2) quotes for a newer Grasshopper mower. Kesteloot Enterprises Inc. quoted a model 727T-EFI with 3761 RPF for \$8,999 plus trade in (2019 Grasshopper). Miller Sellner quoted a 2024 Grasshopper 727EIF with a 3761 rear discharge deck, grammar seat, folding rops, trash shield and turf tires for \$10,000.00 plus trade in (2019 Grasshopper). A motion was made by Curt Paradis and seconded by Dylan Fricke to approve the purchase of a 727T-EFI with a 3761 RPF from Kesteloot for \$,8999 plus trade in of the 2019 Grasshopper this year. Motion carried by all present.
- d) **Parks**
- 1) Scott Wood informed the council that Mark (from the post office) told him that they are putting up a new roof and questioned if the city could trim down or remove the trees that are located between the post office and the city hall. He stated that the leaves continuously fill the gutters. After council discussion, a motion was made by Curt Paradis and seconded by Scott Wood to have the public works cut down the trees located just east of the city hall and then get bids to grind the stumps. Motion carried by all present.
- e) Zoning – Nothing.
- f) **EDA** –Scott Wood informed the council that residents have been asking him if the EDA were going to put up duplex homes in Eastbay. Dylan Fricke stated that the EDA has priced them out and at this time, it's not feasible. Tara continues to keep an eye out for different grants.
- g) **Lyon County Sheriff Department**
- 1) Adam Connor reviewed the incident report. Incidents were up from last month but nothing out of the usual. Adam said they are trying to cover the detour with the increase of traffic due to the detour. The council discussed the Lyon County Sheriff Department contract. A motion was made by Scott Wood and seconded by Greg Erickson to accept the three (3) year contract with the Lyon County Sheriff Department. 2025 annual rate \$78,984, 2026 annual rate \$81,475.20 and 2027 annual rate \$84,110.40. Motion carried by all present. The contract was signed by Mayor Lonnie Lambertus and City Clerk-Treasurer Kimberly Wall. Adam Connor said he would bring the contract back to the Lyon County Sheriff Department. Scott Wood informed Adam Connor that there has been vandalism (spray painting) at Yankton Park, particularly the gazebo (top portion) and the picnic area. Josh informed Adam that there are people living in the top portion of the gazebo. Adam said he would do additional walk throughs. Curt mentioned that kids are driving golf carts on and behind the ball field on Maple Street driving recklessly and fast.
- h) **Liquor Store:**
- 1) Scott Wood and Dylan Fricke informed the council that Jessica Waltz has narrowed the selection of the Point of Sale down to two (2). Options are Square (most common); initial one-time fee is \$420 with a \$60 monthly charge. The second option is Toast; initial one-time fee \$1,700 with a \$290 monthly charge. The council did not make a decision but leaning toward Toast because it focuses on the restaurant business with twenty-four hour support. Lonnie said that the decision was Jessica's as it's coming out of her budget.
- i) **Community Center** – The city clerk informed the council that the new oven/stove (paid by donations from the Balaton Area Community Center) has been ordered. The cost is \$2,999 and a check will be mailed on August 13, 2024. When the check payment has been received, the oven/stove will be delivered. (oven/stove was ordered from Webstaurants) The council decided to take bids on the old stove.
- j) **Fire/Ambulance Department**
- 1) Kasey Holm informed the council that the Fire Department was granted a FEMA grant for \$73,238.09 with a match of five (5) percent (funds from Capital Outlay) for turnout gear to be used between now and next year. Kasey asked the council if the office could change the wording on the Balaton Fire Department charge form. For billing purposes (insurance companies), he is asking to remove 'no equipment used' from the Accident line for \$500.00. The council discussed and agreed to remove 'no equipment used' from the charge sheet.
- 2) **Ambulance** – Kasey informed the council that the Lifepak has been received and is in service. The clerk is working on the billing to get paid. Ambulance crew requested an increase for on call hours from one dollar and hour for weekday hours and two dollars an hour for nights/weekend to a straight three dollars across the board. Kasey said he would bring this up during the budget meeting. The three dollars an hour for on call would be a thirty thousand dollar increase per year.
- k) **Nuisance:** Went over resolutions

8) Resolutions:

- 1) Resolution 2024-24 A Resolution Declaring a Nuisance Violation and Ordering Abatement for parcel 21-114008-0 130 Maple St N Balaton MN 56115
 - (i) A motion was made by Curt Paradis and seconded by Greg Erickson to accept declaring a nuisance violation and ordering abatement. Motion was carried by all present.
- 2) Resolution 2024-25 A Resolution Declaring a Nuisance Violation and Ordering Abatement for parcel 21-114011-0 140 Maple St N Balaton MN 56115
 - (i) A motion was made by Scott Wood and seconded by Greg Erickson to accept declaring a nuisance violation and ordering abatement. Motion was carried by all present.
- 3) Resolution 2024-26 A Resolution Declaring a Nuisance Violation and Ordering Abatement for parcel 21-100079-0 100 Summit Ave N Balaton MN 56115
 - (i) A motion was made by Scott Wood and seconded by Dylan Fricke to accept declaring a nuisance violation and ordering abatement. Motion was carried by all present.
- 4) Resolution 2024-27 A Resolution Declaring a Nuisance Violation and Ordering Abatement for parcel 21-102005-0 121 Lake Ave N Balaton MN 56115
 - (i) A motion was made by Curt Paradis and seconded by Greg Erickson to accept declaring a nuisance violation and ordering abatement. Motion was carried by all present.
- 5) Resolution 2024-28 A Resolution Declaring a Nuisance Violation and Ordering Abatement for parcel 21-106012-0 131 Central Ave N Balaton MN 56115
 - (i) A motion was made by Dylan Fricke and seconded by Greg Erickson to accept declaring a nuisance violation and ordering abatement. Motion was carried by all present.
- 6) Resolution 2024-29 Resolution Certifying Unpaid Charges
 - (i) A motion was made by Curt Paradis and seconded by Dylan Fricke to accept the resolution for certifying unpaid charges. Motion was carried by all present.
- 7) Resolution 2024-30 Resolution Accepting Foundations to the City of Balaton
 - (i) A motion was made by Greg Erickson and seconded by Scott Wood to accept the donation of three thousand five hundred (\$3,500) from the Balaton Area Community Foundation for the Community Center oven/stove. Motion was carried by all present.
- 8) Resolution 2024-31 Resolution Accepting Foundations of the City of Balaton
 - (i) A motion was made by Curt Paradis and seconded by Scott Wood to accept the donation of twenty-five dollars (\$25.00) from Daryl Swan for the Community Center oven/stove. Motion was carried by all present.

9) NEW BUSINESS:

- a) 21-100036-0 Water Main Break (Dental Clinic)
 - 1) Dr Richard Brown explained that the water main that broke is split service between parcel 21-100036-0 and 21-100034-0. He is requesting that the charges to fix the break be split between him and Advanced Security Products DBA. Josh also informed the council that the line that broke is a shared line and the bill totals \$2943. A motion was made by Greg Erickson and seconded by Scott Wood to split the bill 50/50 between owners of parcel 21-100036-0 and 21-100034-0. Motion was passed by all present.
- b) Richard Lamb spoke with the council about the increase of traffic on County five (5) due to the detour. He asked the council if they could divert the traffic or put in a radar speed photo enforcement camera. Lonnie advised that the State of MN has decided the route and council can't change. Adam Connor informed the council and Lamb that the state pays the county to maintain County five (5) and that's why the state picked County five (5) for the detour to Murray County. The council agreed that the traffic on County five (5) has picked up and speeding is an issue. Lamb questioned when construction should be completed, he was informed mid to late October.
- c) Matt Gross informed the council that the resolutions signed and passed for property abatements must be given to the Lyon County Sheriff's Office to be personally served. Josh asked Matt about the next steps – Matt informed Josh that once they are served, the property owner has thirty (30) days to be compliant with the city code. If the property is not compliant after thirty (30) days of being served, the council will need to decide what steps they would like to take and inform Matt Gross. Matt informed the council that if the sheriff's department cannot serve the property owner (not able to find/locate owner), the city office will need to publish the notice in the local newspaper. Adam Connor said they typically try for two (2) weeks to serve people. Dylan asked Adam Connor about the vacant homes and how to serve them. Adam Connor advised that they would attempt to serve if they are aware of any new current address. Matt Gross informed Adam Connor that this is only an abatement process and the only thing that needs to be served is the resolution signed and passed August 12, 2024.

10) Budget – the council will meet August 21, 2024 (6pm) at the city hall to discuss the preliminary budget.

11) UNFINISHED BUSINESS:

- a) **SW MN UKAI** – The council agreed that the classes will be charged twenty dollars including the testing classes. Jaime asked about the BACF using the facility at the same price, the council advised yes. Lonnie advised that the council will look at the schedule fee for next year and clarify the wording for a clear understanding. Jamie asked if the fees would remain the same for the following year. Lonnie told Jamie that they won't have that answer until the end of the year when the council discusses the schedule fee. Jamie advised that she would start using the community center toward the end of the year again.

12) **MISCELLANEOUS:** nothing

13) **ADJOURNMENT:** With no further business, a motion to adjourn was made by Greg Erickson and seconded by Curt Paradis. Motion was carried by all present. The meeting was adjourned at 7:45pm.



Kimberly Wall, City Clerk-Treasurer



Lonnie Lambertus, Mayor