

CITY COUNCIL MEETING AGENDA

City of New Prague

Tuesday, January 02, 2024 at 6:00 PM

City Hall Council Chambers - 118 Central Ave N

OPTIONAL ONLINE CONNECTION. MEETINGS ARE IN PERSON.

Log in information for city councilmembers, staff and members of the public: Please join my meeting from your computer, tablet or smartphone: <u>https://meet.goto.com/617337493</u> You can also dial in using your phone: Access Code: 617-337-493 | United States: +1 (872) 240-3212 Get the app now and be ready when your first meeting starts: <u>https://meet.goto.com/install</u>

1. CALL TO ORDER

a. Pledge of Allegiance

2. APPROVAL OF REGULAR AGENDA

3. CONSENT AGENDA

(The following agenda items are considered to be non-controversial and routine in nature. They will be handled with one motion of the City Council. Council members may request that specific items be removed from the Consent Agenda and be acted upon separately.)

- a. Meeting Minutes
 - i. December 18, 2023, City Council Meeting Minutes
- b. Claims for Payment: \$183,584.18
- c. Approval of Hiring Electric Generation Operator
- d. <u>LG220</u> MN Lawful Gambling Application for Exempt Permit for the New Prague Clay Target Club on May 30, 2024, involving a raffle at Park Ballroom, 300 Lexington Avenue South
- e. 2023 Write-Offs

4. CITY ENGINEER PROJECTS UPDATE

- a. January 2, 2024
- **5. PUBLIC INVITED TO BE HEARD ON MATTERS NOT ON THE AGENDA** (Speakers limited to 5 minutes.)

6. PUBLIC HEARING(S) - 6:00 PM

a. The Broz LLC, 212 Main Street West - Approval of the Issuance of an On-Sale Intoxicating Liquor License, Sunday Liquor License, and 3.2% On-Sale Liquor License

7. ORDINANCE(S) FOR INTRODUCTION

8. ORDINANCE(S) FOR ADOPTION

9. **RESOLUTIONS**

a. <u>Resolution #24-01-02-01</u> - Appointing Official City Depositories

10. GENERAL BUSINESS

- a. 2024 Appointments
 - i. Mayoral Appointments to Boards and Commissions
 - ii. City Council Vice President
 - iii. 2024 Legal Representation City Attorney
 - iv. Consulting Professionals City Engineer and City Financial Advisor
 - v. New Prague Volunteer Fire Department Fire Chief and Officers
 - vi. Designate Official Newspaper
- b. Board and Commissioner Attendance Records
- c. Municipal State Aid Street (MSAS) Engineering Services Proposal for 2024 SEH

11. MISCELLANEOUS

a. Discussion of Items not on the Agenda

12. ADJOURNMENT

UPCOMING MEETINGS AND NOTICES:

January 8	12:00 p.m. Community Center Board
January 9	6:00 p.m. Park Board
January 10	7:30 a.m. EDA Board
January 15	Holiday – City Offices Closed
January 16	6:00 p.m. City Council
January 22	4:00 p.m. Joint Powers Board – Fitness & Aquatic Center
January 23	6:30 p.m. Golf Board
January 24	6:30 p.m. Planning Commission
January 29	3:30 p.m. Utilities Commission

CITY COUNCIL MEETING MINUTES

City of New Prague

Monday, December 18, 2023 at 6:00 PM

City Hall Council Chambers - 118 Central Ave N

1. CALL TO ORDER

Mayor Duane Jirik called the meeting to order at 6:00 p.m.

PRESENT Mayor Duane Jirik Councilmember Shawn Ryan Councilmember Maggie Bass Councilmember Bruce Wolf

ABSENT Councilmember Rik Seiler

Staff present: City Administrator Josh Tetzlaff, Finance Director Robin Pikal, Planning/Community Development Director Ken Ondich, General Manager Bruce Reimers, Police Chief Tim Applen, and Public Works Director Matt Rynda

a. Pledge of Allegiance

2. APPROVAL OF REGULAR AGENDA

Motion made by Councilmember Wolf, Seconded by Councilmember Ryan to approve the Regular Agenda. Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

3. CONSENT AGENDA

Motion made by Councilmember Bass, Seconded by Councilmember Wolf to approve the Consent Agenda. Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

- a. Meeting Minutes
 - i. November 20, 2023, Special City Council Meeting Minutes Closed
 - ii. November 30, 2023, Special City Council Meeting Minutes
 - ii. December 4, 2023, City Council Meeting Minutes
 - iii. December 11, 2023, Special City Council Meeting Minutes
- b. Claims for Payment: \$115,925.98
- <u>LG220</u> MN Lawful Gambling Application for Exempt Permit for the American Legion Post 45 on March 3, 2024, and April 28, 2024, involving a raffle at Park Ballroom, 300 Lexington Avenue South
- d. Adopt 2024 City Calendar
- e. 2024 Tobacco Licenses
- f. 2024 Commercial Refuse Hauler/Recyclable Collector Licenses
- g. 2024 THC Licenses
 - i. New Prague Tobacco



ii. South West Tobacco

4. CITY ENGINEER PROJECTS UPDATE

December 18, 2023
 Public Works Director Matt Rynda provided a brief update. No action was taken.

5. SOUTHWEST METRO DRUG TASK FORCE JOINT POWERS AGREEMENT

- John Howard, SWMDTF Commander
 SWMDTF Commander John Howard addressed the Council.
 Motion made by Councilmember Bass, Seconded by Mayor Jirik.
 Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf
 Motion carried (4-0).
- 6. PUBLIC INVITED TO BE HEARD ON MATTERS NOT ON THE AGENDA No members of the public spoke at this meeting.
- 7. PUBLIC HEARING(S) 6:00 PM

8. ORDINANCE(S) FOR INTRODUCTION

9. ORDINANCE(S) FOR ADOPTION

 <u>Ordinance #346</u> - Amending Chapter 53 of the City Code Regarding Refuse Collection Motion made by Councilmember Ryan, Seconded by Councilmember Bass to approve the Second Reading and Adoption of <u>Ordinance #346</u>.
 Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

10. RESOLUTIONS

- <u>Resolution #23-12-18-01</u> 2023 Amended City Budget
 Finance Director Robin Pikal addressed the Council. Motion made by Councilmember Wolf, Seconded by Councilmember Bass to approve <u>Resolution #23-12-18-01</u>.
 Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).
- <u>Resolution #23-12-18-02</u> Adopting 2024 City Budget
 City Administrator Josh Tetzlaff provided context and a few questions were addressed. Motion made by Mayor Jirik, Seconded by Councilmember Wolf to approve <u>Resolution #23-12-18-02</u>.
 Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).
- <u>Resolution #23-12-18-03</u> 2024 Official Fee Schedule General Manager Bruce Reimers advised of a few updates. Motion made by Councilmember Ryan, Seconded by Councilmember Bass to approve <u>Resolution #23-12-18-03</u>. Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).
- <u>Resolution #23-12-18-04</u> Authorizing Publication by Title and Summary of Ordinance 346 Related to Refuse Collection
 Motion made by Mayor Jirik, Seconded by Councilmember Ryan to approve <u>Resolution #23-12-18-04</u>. Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

11. GENERAL BUSINESS

a. Tax Levy Update

Upon the direction of Council, City Administrator Tetzlaff sent a letter signed by Mayor Jirik to Department of Revenue Commissioner Paul Marquart on December 12, 2023, requesting relief to certify the levy at \$5,114,295 as intended. City Administrator Tetzlaff and Mayor Jirik met with Commissioner Marquart on December 14, 2023. The Department of Revenue spoke with Scott County. Commissioner Marquart advised that for any sort of relief to happen, the County must be the body who petitions for the relief. Scott County has a County Board meeting Tuesday, December 19, 2023, and at that meeting the Board of Commissioners will consider a resolution authorizing a correction to the error of the proposed levy. If the resolution is not approved, the City can still choose to not certify the levy. Informational only; no action needed or taken.

b. Golf Management Contract

City Administrator Tetzlaff provided context. After discussion, Motion made by Councilmember Wolf, Seconded by Councilmember Bass to approve.

Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

c. Golf Fleet Vehicles

City Administrator Tetzlaff provided an overview. Motion to table this item made by Councilmember Ryan, Seconded by Mayor Jirik.

Voting Yea: Mayor Jirik, Councilmember Ryan

Voting Nay: Councilmember Bass, Councilmember Wolf

Motion failed (2-2).

Motion then made by Councilmember Wolf, Seconded by Councilmember Ryan to authorize the purchase of the golf carts for no more than the amount presented.

Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

Motion made by Councilmember Wolf to table the purchase of the utility vehicles, which was Seconded by Councilmember Bass.

Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

d. Compensation Pay Plan 2024

City Administrator Tetzlaff provided an overview. Motion made by Councilmember Bass, Seconded by Councilmember Wolf to approve.

Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

e. 2024 Visioning Document

City Administrator Tetzlaff provided context. Motion made made by Councilmember Bass to approve the 2024 Visioning Document, Seconded by Mayor Jirik.

Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

- f. 2024-2033 Capital Improvement Plan
 City Administrator Tetzlaff provided background. Motion made by Councilmember Bass, Seconded by Councilmember Wolf to approve the 2024-2033 Capital Improvement Plan.
 Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).
- g. Personnel Policy Handbook Updates
 Finance Director Pikal provided context. Motion made by Mayor Jirik, Seconded by Councilmember Ryan to approve.

Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

12. MISCELLANEOUS

- a. Meeting Minutes
 - i. Utilities
 - ii. Golf
 - iii. Park
 - iv. EDA
- b. Metropolitan Mosquito Control District
- c. Discussion of Items not on the Agenda

i. Public Works Director Rynda advised the City has posted for a Wastewater Treatment Operator. He also advised that the cost of the renovations at the Parks shop will be closer to \$80,000-\$84,000, when he previously estimated them to be around \$75,000. Council still supports him in moving forward.

ii. Finance Director Pikal informed Council that the auditors conducted their preliminary field work on-site at City Hall about one month ago, and they will return in February or March to complete their work.

iii. Councilmember Wolf shared that he attended a School Board meeting and the schools thanked the New Prague Police Department for being involved with their programming. Police Chief Applen reported that two of his officers attended the Community Education car seat safety certification class. Councilmember Wolf inquired of Police Chief Applen if he had anything additional to add to what SWMDTF Commander John Howard shared. Police Chief Applen stated he agrees that substance abuse is trending upward, especially regionally. The New Prague Police Department has worked more with the Task Force in the last year than they have previously. Improved staffing levels does attribute to this. Chief Applen stated it's difficult to place a trend line on the marijuana laws as they're so new right now. Fentanyl is still a big problem, and every officer carries Narcan with them. Chief Applen further advised that his department conducted a couple employment interviews recently.

13. ADJOURNMENT

Motion made by Councilmember Bass, Seconded by Councilmember Wolf to adjourn the meeting at approximately 7:50 p.m.

Voting Yea: Mayor Jirik, Councilmember Ryan, Councilmember Bass, Councilmember Wolf Motion carried (4-0).

ATTEST:

Duane J. Jirik Mayor

Joshua M. Tetzlaff City Administrator

CITY OF NEW PRAGUE ACCOUNTS PAYABLE 01/02/2024

Section 3, Item b.

	01/02/2024		
VENDOR	DESCRIPTION	AMOUNT	TOTAL
101 - GENERAL FUND			
RURAL FIRE - TO BE REIMBURSED MN STATE FIRE DEPARTMENT ASSOCIATION NEW PRAGUE UTILITIES VOYAGER FLEET SYSTEMS	2024 MSFDA MEMBERSHIP DUES RURAL FIRE - UTILITES MOTOR FUELS	\$145.00 \$590.65 \$622.56	
TOTAL:			\$1,358.21
COUNCIL AMAZON CAPITAL SERVICES TOTAL:	BINDER CLIPS	\$14.64	\$14.64
		=	
ADMINISTRATION SAFEASSURE CONSULTANTS TOTAL:	SAFETY TRAINING	\$1,072.30	\$1,072.30
ELECTIONS LE SUEUR COUNTY AUDITOR-TREASURER TOTAL:	2024 ANNUAL ELECTION FEE	\$1,200.00	\$1,200.00
ATTORNEY SCOTT COUNTY ATTORNEY'S OFFICE	NOVEMBER COURT FINES	= \$861.77	\$1,200.00
TOTAL:	NOVEMBER COOKTTINES		\$861.77
<u>PLANNING</u> SAFEASSURE CONSULTANTS TOTAL:	SAFETY TRAINING	<u>\$765.93</u>	\$765.93
<u>GOVERNMENT BUILDING</u> NEW PRAGUE UTILITIES NEW PRAGUE UTILITIES	GOVT BUILDING - WATER/SEWER GOVT BUILDING -ELECTRIC	\$155.84 \$1,169.25	
TOTAL:		=	\$1,325.09
POLICE ECKBERG LAMMERS P.C. JEFF BELZER NEW PRAGUE FORD LEXIPOL. LLC MSCIC SAFEASSURE CONSULTANTS SCOTT COUNTY TREASURER VOYAGER FLEET SYSTEMS TOTAL:	FTO CERTIFICATION COURSE LUBE, OIL, FILTER SERVICE POLICY MANUAL & BULLETINS TRAINING CONFERENCE SAFETY TRAINING 2023 JOINT PROSECUTION MOTOR FUELS	\$649.00 \$70.33 \$6,588.89 \$300.00 \$612.74 \$10,660.96 \$1,148.60	\$20,030.52
FIRE MN STATE FIRE DEPARTMENT ASSOCIATION NEW PRAGUE UTILITIES NEW PRAGUE UTILITIES VOYAGER FLEET SYSTEMS TOTAL:	2024 MSFDA MEMBERSHIP DUES FIRE - ELECTRIC FIRE - WATER/SEWER MOTOR FUELS	\$145.00 \$462.91 \$127.75 \$385.58	\$1,121.24
BUILDING INSPECTOR SAFEASSURE CONSULTANTS VOYAGER FLEET SYSTEMS TOTAL:	SAFETY TRAINING MOTOR FUELS	\$612.74 \$81.48 	\$694.22
ANIMAL CONTROL MINNESOTA CRITTER GETTER TOTAL:	ANIMAL CONTROL - QTR 1	\$3,900.00	\$3,900.00
PUBLIC WORKS SAFEASSURE CONSULTANTS	SAFETY TRAINING	= \$306.37_	
TOTAL:		=	\$306.37
			PAGE

CITY OF NEW PRAGUE ACCOUNTS PAYABLE 01/02/2024

Section 3, Item b.

	01/02/2024		Section 3, Item b
VENDOR	DESCRIPTION	AMOUNT	TOTAL
STREET		Alloon	TOTAL
AMAZON CAPITAL SERVICES	FURNANCE VENT SWITCH	\$38.49	
NEW PRAGUE UTILITIES	STREETS - ELECTRIC	\$433.44	
NEW PRAGUE UTILITIES	STREETS - WATER/SEWER	\$158.76	
RIVER COUNTRY COOP	DIESEL	\$1,939.57	
SAFEASSURE CONSULTANTS	SAFETY TRAINING	\$1,991.41	
VOYAGER FLEET SYSTEMS	MOTOR FUELS	\$893.13	
ZIEGLER INC.	CAT LOADER - WINDSHIELD	\$636.28	
ZORO TOOLS INC.	SHOVELS	\$76.27	
TOTAL:		=	\$6,167.35
STREET LIGHTS			
NEW PRAGUE UTILITIES	STREETLIGHTS	\$6,513.82	
TOTAL:		=	\$6,513.82
AQUATICS CENTER / FITNESS CENTER			
NEW PRAGUE AREA SCHOOLS	2024 FITNESS CAPITAL PAYMENT #6 OF 7	\$12,857.14	
TOTAL:		=	\$12,857.14
PARKS			
AMAZON CAPITAL SERVICES	LABEL MAKER, FOLDERS	\$96.02	
NEW PRAGUE UTILITIES	PARKS - WATER/SEWER	\$55.68	
NEW PRAGUE UTILITIES	PARKS -ELECTRIC	\$1,025.86	
RENT N SAVE PORTABLE SERVICES	PORTABLE RESTROOMS	\$155.00	
SAFEASSURE CONSULTANTS	SAFETY TRAINING	\$919.11	
VOYAGER FLEET SYSTEMS	MOTOR FUELS	\$720.83	* • • • •
TOTAL:		=	\$2,972.50
LIBRARY			
NEW PRAGUE UTILITIES	LIBRARY - ELECTRIC	\$689.73	
NEW PRAGUE UTILITIES	LIBRARY - WATER/SEWER	\$81.00	
TOTAL:			\$770.73
GENERAL FUND TOTAL:		C	\$61,931.83
FUND 233 - SPECIAL REVENUE - CRIME PREVENTION			
SCOTT COUNTY ATTORNEY'S OFFICE	FORFEITURE 16000748	\$150.00	
SCOTT COUNTY ATTORNEY'S OFFICE	FORFEITURE 17000201	\$642.47	
TOTAL:		=	\$792.47
FUND 421 - CAPITAL PROJECTS - CIP 2022			
HESELTON CONSTRUCTION LLC	2022 CIP	\$22,502.82	
TOTAL:		=	\$22,502.82
FUND 422 - CAPITAL PROJECTS - CIP 2023			
SEH	CIP 2023 - SUNRISE / SUNSET	\$2,359.00	
TOTAL:		=	\$2,359.00
FUND 423 - CAPITAL PROJECTS - CIP 2024			
SEH	CIP 2024	\$55,402.90	
TOTAL:		=	\$55,402.90
FUND 602 - ENTERPRISE - SANITARY SEWER			
GRAINGER	CHAIN	\$52.87	
GRAINGER	LUBRICANT	\$91.00	
GRAINGER	PLEXIGLASS	\$101.03	
MN VALLEY TESTING LABS	TESTING	\$135.08	
MN VALLEY TESTING LABS	TESTING ANALYSIS	\$253.66	
NEON LINK	ONLINE PAYMENT FEES	\$184.35	
NEW PRAGUE UTILITIES	WWTP - ELECTRIC	\$22,661.56	
NEW PRAGUE UTILITIES	WWTP - WATER/SEWER	\$297.63	
			1 8

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CITY OF NEW PRAGUE ACCOUNTS PAYABLE 01/02/2024

Section 3, Item b.

	01/02/2024		
VENDOR	DESCRIPTION	AMOUNT	TOTAL
PVS TECHNOLOGIES INC	FERRIC CHLORIDE	\$12,338.82	
QUALITY FLOW SYSTEMS INC.	INLET BAFFLE - 37 LIFT STATION	\$2,180.00	
RIVER COUNTRY COOP	LP GAS - FORKLIFT	\$35.75	
SAFEASSURE CONSULTANTS	SAFETY TRAINING	\$1,225.48	
SALTCO	MONTHLY SALT	\$70.00	
VOYAGER FLEET SYSTEMS	MOTOR FUELS	\$125.74	
ZIEGLER INC.	GENERATOR OIL SAMPLES	\$147.38	
ZORO TOOLS INC.	SAFETY SOLVENT	\$110.61	
TOTAL:			\$40,010.96
FUND 606 - ENTERPRISE - STORM UTILITY			
NEON LINK	ONLINE PAYMENT FEES	\$22.12	
VOYAGER FLEET SYSTEMS	MOTOR FUELS	\$3.55	
TOTAL:			\$25.67
UND 651 - ENTERPRISE - AMBULANCE			
NEW PRAGUE UTILITIES	AMBULANCE - ELECTRIC	\$462.91	
NEW PRAGUE UTILITIES	AMBULANCE - WATER/SEWER	\$95.62	
TOTAL:			\$558.53
OTAL ACCOUNTS PAYABLE FOR COUNCIL APPROV	AL:	С	\$183,584.18

9



MEMORANDUM

DATE: December 20, 2023

TO: New Prague Utilities Commissioners

- FROM: Bruce Reimers, General Manager
- **RE:** Approval of hiring Electric Generation Operator

On October 7, 2023, I received a written notice from Evan Fuller that it was his intent to end employment with the NPUC and would be taking a full-time job with a former employer.

In accordance with the City's personnel policy, General Manager Reimers posted the opening internally and publicly advertised the position. The Utility received seven applications. Two applicants met the minimum qualifications and received in-person interviews.

Following the interview process, staff and I have concluded that Zachary Schelhaas meets the qualifying criteria for the Electric Generation Operator position.

Mr. Schelhaas comes to us with several years of experience as a Master Diesel Technician with Nuss Truck & Equipment and other maintenance technician experience.

<u>Recommendation</u>: Commission approve the hiring of Zachary Schelhaas as Electric Generation Operator.



MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL
 FROM: JOSHUA TETZLAFF, CITY ADMINISTRATOR
 SUBJECT: NEW PRAGUE CLAY TARGET CLUB - MINNESOTA LAWFUL GAMBLING LG220 APPLICATION FOR EXEMPT PERMIT
 DATE: DECEMBER 22, 2023

Attached is a Minnesota Lawful Gambling LG220 Application for Exempt Permit for the New Prague Clay Target Club to conduct a raffle at an event on May 30, 2024, at Park Ballroom, located at 300 Lexington Avenue South, New Prague.

Recommendation

Staff recommends approval of the Lawful Gambling Permit for the New Prague Clay Target Club and recommends requesting a waiver of the waiting period.

Section 3, Item d.

MINNESO	TA LAWFUL GAME	LING	
LG220	Application	for Exe	empt Permit

4/23 Page 1 of 3

An exempt permit may be issued to a nonprofit organization that: • conducts lawful gambling on five or fewer days, and	Application Fee (non-refundable) Applications are processed in the order received. If the application
 awards less than \$50,000 in prizes during a calendar 	is postmarked or received 30 days or more before the event, the application fee is \$100 ; otherwise the fee is \$150 .
year. If total raffle prize value for the calendar year will be \$1,500 or less, contact the Licensing Specialist assigned to your county by calling 651-539-1900.	Due to the high volume of exempt applications, payment of additional fees prior to 30 days before your event will not expedite service, nor are telephone requests for expedited service accepted.
ORGANIZATION INFORMATION	
Organization Name: New Prague Clay Target Club	Previous Gambling Permit Number: X-92866-23-013
Minnesota Tax ID	Federal Employer ID
Number, if any:	Number (FEIN), if any: <u>45-1504438</u>
Mailing Address: 7551 240th St. E.	
City: Lakeville State: MI	NZip: <u>55044</u> County: <u>Scott</u>
Name of Chief Executive Officer (CEO): Kevin Drill	
CEO Daytime Phone: 952-297-5105 CEO Email:	kddrill@yahoo.com (permit will be emailed to this email address unless otherwise indicated below)
Email permit to (if other than the CEO):	(permit will be emailed to this email address unless otherwise indicated below)
NONPROFIT STATUS	
Type of Nonprofit Organization (check one):	
	eterans Other Nonprofit Organization
Attach a copy of one of the following showing proof of r	nonprofit status:
(DO NOT attach a sales tax exempt status or federal employe	r ID number, as they are not proof of nonprofit status.)
A current calendar year Certificate of Good Stand	ing
Don't have a copy? Obtain this certificate from: MN Secretary of State, Business Services Div	ision Secretary of State website, phone numbers:
60 Empire Drive, Suite 100 St. Paul, MN 55103	<u>www.sos.state.mn.us</u> 651-296-2803, or toll free 1-877-551-6767
IRS income tax exemption (501(c)) letter in your	organization's name al income tax exempt letter, have an organization officer contact the
IRS - Affiliate of national, statewide, or internation	onal parent nonprofit organization (charter)
If your organization falls under a parent organizati 1. IRS letter showing your parent organization is	a nonprofit 501(c) organization with a group ruling; and
2. the charter or letter from your parent organization	tion recognizing your organization as a subordinate.
GAMBLING PREMISES INFORMATION	
Name of premises where the gambling event will be conducte (for raffles, list the site where the drawing will take place):	d American Legion Post 45 / Park Ballroom
Physical Address (do not use P.O. box): 300 Lexington Ave	. <u>S.</u>
Check one:	Zine 56071 County LeSueur
	Zip: 56071 County: LeSueur Zip: County:
lownship:	Zip County
Date(s) of activity (for raffles, indicate the date of the drawin	g): <u>5/30/24</u>
Check each type of gambling activity that your organization w	vill conduct:
Bingo Paddlewheels Pull-Tabs	Tipboards V Raffle
Gambling equipment for bingo paper, bingo boards, raffle from a distributor licensed by the Minnesota Gambling Contr devices may be borrowed from another organization authoriz	boards, paddlewheels, pull-tabs, and tipboards must be obtained ol Board. EXCEPTION: Bingo hard cards and bingo ball selection zed to conduct bingo. To find a licensed distributor, go to

LG220 Application for Exempt Permit

LOCAL UNIT OF GOVERNMENT ACKNOWLEDGME the Minnesota Gambling Control Board)	NT (required before submitting application to	
CITY APPROVAL for a gambling premises located within city limits	COUNTY APPROVAL for a gambling premises located in a township	
The application is acknowledged with no waiting period.	The application is acknowledged with no waiting period.	
The application is acknowledged with a 30-day waiting period, and allows the Board to issue a permit after 30 days (60 days for a 1st class city). The application is denied. Print City Name: CITY OF NEW ProigMC	The application is acknowledged with a 30-day waiting period, and allows the Board to issue a permit after 30 days. The application is denied. Print County Name:	
Signature of City Personnel:	Signature of County Personnel:	
Title: City Administrator Date: 1/2/2024	Title:Date:	
The city or county must sign before submitting application to the Gambling Control Board.	TOWNSHIP (if required by the county) On behalf of the township, I acknowledge that the organization is applying for exempted gambling activity within the township limits. (A township has no statutory authority to approve or deny an application, per Minn. Statutes, section 349.213.) Print Township Name: Signature of Township Officer:	
	Title: Date:	
CHIEF EXECUTIVE OFFICER'S SIGNATURE (requ		
The information provided in this application is complete and accurreport will be completed and returned to the Board within 30 days Chief Executive Officer's Signature: (Signature must be CEO's signature) Print Name: Kevin Drill	Date: 12/18/23	
REQUIREMENTS	MAIL APPLICATION AND ATTACHMENTS	
 Complete a separate application for: all gambling conducted on two or more consecutive days; or all gambling conducted on one day. Only one application is required if one or more raffle drawings are conducted on the same day. Financial report to be completed within 30 days after the gambling activity is done: A financial report form will be mailed with your permit. Complete and return the financial report form to the Gambling Control Board. 	 application fee (non-refundable). If the application is postmarked or received 30 days or more before the event the application fee is \$100; otherwise the fee is \$150. Make check payable to State of Minnesota. To: Minnesota Gambling Control Board 	
Your organization must keep all exempt records and reports for 3-1/2 years (Minn. Statutes, section 349.166, subd. 2(f)).	Call the Licensing Section of the Gambling Control Board at 651-539-1900.	
Data privacy notice: The information requested on this form (and any attachments) will be used by the Gambling Control Board (Board) to determine your organization's qualifications to be involved in lawful gambling activities in Minnesota. Your organization has the right to refuse to supply the information; however, if your organization refuses to supply this information, the Board may not be able to determine your organization's qualifications and, as a consequence, may refuse to issue a permit. If your organization supplies the information requested, the Board will be able to process the	Tormation when received information provided will wur organization until the When the Board issues on provided will become is not issue a permit, all nains private, with the zation's name and in public. Private data are available to Board hose work requires	

This form will be made available in alternative format (i.e. large print, braille) upon request.



MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: ROBIN PIKAL, FINANCE DIRECTOR

CC: JOSHUA TETZLAFF, CITY ADMINISTRATOR

SUBJECT: 2023 PROPOSED WRITE-OFF'S

DATE: DECEMBER 28, 2023

At the end of the calendar/fiscal year, utility accounts that are no longer collectable are reviewed and presented to be expensed as a write-off. In 2023, the uncollectable amount is \$0.21.

SANITARY	STORM	TRASH	TOTAL
\$0.19	\$0.01	\$0.01	\$0.21

Recommendation

Staff recommends Council approve the write-off of \$0.21.



MEMORANDUM

- TO: Mayor and City Council Joshua Tetzlaff, City Administrator
- FROM: Chris Knutson, PE (Lic. MN)
- DATE: December 28, 2023
- RE: Project Updates

See below for updates on current SEH Projects for the City of New Prague.

2023 STREET AND UTILITY IMPROVEMENTS

The project has reached substantial completion and will be on hold until the spring.

2024 STREET AND UTILITY IMPROVEMENTS PROJECT

A 40% design meeting and private utility meeting have been held on the project. A field review of trees was conducted to determine required removals. The neighborhood open house meeting is scheduled for January 10th. A 90% review meeting will be held soon. It is expected that documents will be presented at the next council meeting for consideration of authorizing bidding of the project.

HSIP 10TH AVENUE SE-1ST STREET SE RRFB

The project is substantially complete. The contractor is waiting for the RRFB unit with delivery likely in February/March. A temporary crosswalk sign has been installed for now.

cdk x:\ko\n\newpr\common\council meetings\010224 cc project updates.docx



New Prague Police Department

City of New Prague In the Counties of Scott & Le Sueur 118 CENTRAL AVENUE NORTH, SUITE 3, NEW PRAGUE, MINNESOTA 56071

- Phone: (952) 758-2791 Fax: (952) 758-6279
 - Website: www.ci.new-prague.mn.us

Tim Applen, Chief of Police

MEMORANDUM

To: Honorable Mayor, Duane Jirik; Members of the City Council, Shawn Ryan, Maggie Bass, Bruce Wolf, Rik Seiler and City Administrator, Joshua Tetzlaff

- From: Tim Applen Chief of Police / Emergency Manager
- Date: Tuesday December 5, 2023
- Subject: On-Sale Liquor License with Sunday Sales Application to The Broz LLC, dba – The Broz LLC

The New Prague Police Department conducted a background check pursuant to City Ordinance 110.16(B) on the licensee(s), Christopher Ryan Davis, and Nichole Jill Davis issued to The Broz LLC, dba – The Broz LLC

Minnesota Criminal History: None Minnesota Driver's License Check: No Record Business Organization Inquiry, MN Secretary of State: Member Active in Good Standing

After reviewing Minnesota Administrative Rule 7515.0410 Eligibility Requirements, the background check did not reveal any disqualification.

- A. The applicants are over 21 years of age.
- B. No information to believe Applicant(s) is not of good, moral character and reputation.
- C. Applicant has not been convicted within five years of a license violation relating to alcoholic beverages or any felony.
- D. Parties with business interest did not have interest in a license which was revoked within the last five years.
- E. The premises are (will be) part of corporate assets.
- F. No information to believe discrimination of service would occur.

There were no disqualifiers identified in the investigation of Christopher Ryan Davis and Nichole Jill Davis issued to The Broz LLC.

Recommendation: Approve On-Sale intoxicating Liquor License and approve Sunday Liquor License application to The Broz LLC, dba – The Broz LLC.



Minnesota Department of Public Safety Alcohol and Gambling Enforcement Division (AGED) 445 Minnesota Street, Suite 1600, St. Paul, MN 55101 Telephone 651-201-7507 Fax 651-297-5259 TTY 651-282-6555

Certification of an On Sale Liquor License, 3.2% Liquor license, or Sunday Liquor License

Cities and Counties: You are required by law to complete and sign this form to certify the issuance of the following liquor 1) City issued on sale intoxicating and Sunday liquor licenses license types: 2) City and County issued 3.2% on and off sale malt liquor licenses

Name of City or County Issuing Liquor I	license New Prague	License Period From	: 12/01/2023 To: 3 31 2024
Circle One: New License License Tra	ansfer(former license		evocation Cancel(Give dates)
License type: (check all that apply) 📈 O	n Sale Intoxicating 📈	Sunday Liquor 📈 3.2%	On sale 🔲 3.2% Off Sale
Fee(s): On Sale License fee: \$ 1,060 Licensee Name: The Broz LLC (corporation, partnership	D	08 3.2% On Sale fee (prorated) OB Social S	: \$ 136, 3.2% Off Sale fee: \$ pvov 4 4 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
Business Trade Name The Broz LLC	Busin	ess Address 212 Main St W	City_New Prague
Zip Code 56071 County Le Sueur	Business Phone 952-29	0-3291 Home	Phone
Home Address	City		
Licensee's Federal Tax ID # 93-2604s (To apply c	117 all IRS 800-829-4933)	Licensee's MN Tax ID#	9141183
If above named licensee is a corporation,	, partnership, or LLC, c	complete the following for o	each partner/officer:
Christopher Ryan Davis	11/28/1983		27341 Balsa Ave, Webster, MN 55088
Partner/Officer Name (First Middle Last)	DOB	Social Security #	Home Address
Nichole Jill Davis	06/06/1984	·	27341 Balsa Ave, Webster, MN 55088
Partner/Officer Name (First Middle Last)	DOB	Social Security #	Home Address
Partner/Officer Name (First Middle Last)	DOB	Social Security #	Home Address
Intoxicating liquor licensees must attach contain all of the following:	a certificate of Liquor	Liability Insurance to this t	form. The insurance certificate must
 Show the exact licensee name (corp Cover completely the license period 			
\Box Yes \mathbf{V} No During the past year h	as a summons been iss	ued to the licensee under th	e Civil Liquor Liability Law?

Workers Compensation Insurance Company Name: Cluett Insurance

WIS111323A Policy #

I Certify that this license(s) has been approved in an official meeting by the governing body of the city or county.

City Clerk or County Auditor Signature

Date

(title) ON SALE INTOXICATING LIQUOR LICENSEES ONLY, must also purchase a \$20 Retailer Buyers Card. To obtain the application for the Buyers Card, please call 651-201-7507, or visit our website at https://dps.mn.gov/ divisions/age/Pages/default.aspx

State of Minnesota License Applicant Information

Under Minnesota law (M.S. 270.72), the agency issuing you this license is required to provide to the Minnesota Commissioner of Revenue your Minnesota business tax identification number and the Social Security number of each license applicant.

Under the Minnesota Government Data Practices Act and the Federal Privacy Act of 1974, we must advise you that:

- This information may be used to deny the issuance, renewal or transfer of your license if you owe the Minnesota Department of Revenue delinquent taxes, penalities, or interest;
- The licensing agency will supply it only to the Minnesota Department of Revenue. However, under the Federal Exchange of Information Act, the Department of Revenue is allowed to supply this information to the Internal Revenue Service;
- Failing to supply this information may jeopardize or delay the issuance of your license or processing your renewal application.

Please fill in the following information and return this form along with your application to the agency issuing the license. **DO NOT RETURN THIS FORM TO THE DEPARTMENT OF REVENUE**.

	Please print or type		
Name of license being applied for and licen	use number (if renewal): License Numl	ber#:	
on sale intoxicating,	Junday Liquor, 3.2°	1. bn	sale
Licensing Authority (name of city, county, or sta			
City of New Pragu	ne, State of Mini	nesoto	ז
License Renewal Date:			
PERSONAL INFORMATION:			
Davis	Christopher R.		
Applicant's last name	Applicant's first name and middle initial	Social Se	curity Number
27341 Balsa Ave	Mahadar	MANT	55088
Applicant's address	Webster MN 55088 City State Zip Code		
		Ender	Dip Codo _
BUSINESS INFORMATION:			
The Broz LLC			4.
Business name	5		
212 Main St W	New Prague	MN	56071
Business address	City	State	Zip Code
9141183	93-2604917		
Minnesota tax identification number Federal tax identification number			
	is not required, please explain on the rev		
If a Minnesota tax identification			
If a Minnesota tax identification			

Minnesota Department of Labor and Industry Construction Codes and Licensing Division Licensing and Certification Services 443 Lafayette Road North St. Paul, MN 55155

dli.license@state.mn.us

(651) 284-5034



Mailing Address: PO Box 64217 St. Paul, MN 55164-0217

Website: dli.mn.gov

Email:

Phone:

Certificate of Compliance Minnesota Workers' Compensation Law

This form must be completed by the business license applicant.

Print in ink or type

Minnesota Statutes § 176.182 requires every state and local licensing agency to withhold the issuance or renewal of a license or permit to operate a business in Minnesota until the applicant presents acceptable evidence of compliance with the workers' compensation insurance coverage requirement of Minn. Stat. chapter 176. If the required information is not provided or is falsely stated, it shall result in a \$2,000 penalty assessed against the applicant by the commissioner of the Department of Labor and Industry.

A valid workers' compensation policy must be kept in effect at all times by employers as required by law.

ense or certificate number (if applicable) 952-290-3291 Alternate telephone number					per
Business name (Provide the legal name of the business entity for example John Doe, or John Doe and Jane Doe.) The Broz	LLC Chris I	a sole proprietor c Davis & Nichole Dav			owner's name(s),
DBA ("doing business as" or "also known as" an assumed nan	ne), if applicable				ı
Business address (must be physical street address, no P.O. b 212 Main St W	oxes)	City New Prague		State MN	ZIP code 56071
County		Email address			
Le Sueur		events@thebroz.	com		
	omplete number				
Note: You must resubmit this form to the authority issuing you	ir license if any of t	he information you	I have provided c	hanges.	
1. 🗸 I have a workers' compensation insurance po	olicy.				
Insurance company name (not the insurance agent) Cluett Insurance					
WIS111323A 11/1	tive date: 13/2023		Expiration date: 11/13/2024		
I am self-insured for workers' compensation. (At Commerce; see <u>https://mn.gov/commerce/industries</u>)	tach a copy of the s/insurance/licensir	authorization to se	If-insure from the	Minneso	ta Department of
2. I am not required to have workers' compensation in	surance becaus	e:			
I only use independent contractors and do not have industries; Minn. Stat. § 181.723, subd. 4, for build	e employees. (See ing construction; a	Minn. Stat. § 176 Ind Minnesota Rul	.043 for trucking es chapter 5224 f	and mess for other i	senger courier industries.)
I do not use independent contractors and have no employee.)	I do not use independent contractors and have no employees. (See Minn. Stat. § 176.011, subd. 9, for the definition of an				finition of an
 I use independent contractors and I have employ (Explain below.) 	ees who are not r	equired to be cov	ered by the work	kers' com	pensation law.
I only have employees who are not required to be Stat. § 176.041 for a list of excluded employees.)	e covered by the w	vorkers' compens	ation law. (Expla	ain below	.) (See Minn.
Explain why your employees are not required to be covered					
T certify the information provided on this form is accurate and on behalf of the business.	complete. If I am si	gning on behalf of	a business, I cer	tify I am a	authorized to sign
Print name: Chris Davis					
Applicant signature (required)	Title Owner	*******************	Date 11/10/2023		

If you have questions about completing this form or to request this form in braille, large print or audio.

CC0515 Workers Comp

746G	E
MINNESTA DEPARTMENT	or Postor Bottor
Alcohol & Cambling	Euforenceut

DEPARTMENT OF PUBLIC SAFETY ALCOHOL AND GAMBLING ENFORCEMENT DIVISION 445 Minnesota Street Suite 1600 St. Paul, MN 55101 Phone (651) 201-7507 TDD (651) 282-6555 Fax (651) 297-5259

CARD N	Section	6,	Item	а
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(Office Use Only)

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APPLICATION FOR RETAILER'S (BUYER'S) CARD FOR LIQUOR AND WINE PLEASE RETURN THIS APPLICATION WITH FEE \$20.00

Issuing Authority	Type Code	Buyer's Card Expires	Identification #		
Print Name of Licensee (As shown on license)		Business Name (DBA)			
The Broz LLC					
Business Address		County	Business Phone		
212 Main St W		Le Sueur	952-290-3291		
City, State, Zip Code		Authorized Signature			
New Prague, MN 56071					



MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: JOSHUA TETZLAFF, CITY ADMINISTRATOR

SUBJECT: 2024 OFFICIAL DEPOSITORIES

DATE: DECEMBER 28, 2023

Under Minnesota Statute 118A.02, the governing body of each government entity shall designate, as a depository of its funds, one or more financial institutions.

Below is the list of official depositaries currently utilized by the City:

- First Bank & Trust of New Prague
- MinnWest of New Prague
- Wells Fargo Bank N.A. of New Prague
- Wells Fargo Advisors of New Prague
- 4M Fund Minnesota Municipal Money Market Fund

A draft of Resolution #24-01-02-01 has been included in your packet that includes designating these institutions for 2024 as the City's official depositories.

Recommendation

Staff recommends the approval of Resolution #24-01-02-01, Appointing the 2024 Official Depositories for City Funds.

CITY OF NEW PRAGUE RESOLUTION #24-01-02-01

RESOLUTION APPOINTING 2024 OFFICIAL DEPOSTORIES FOR CITY FUNDS

WHEREAS, Minnesota State Statute 118A.02 requires that the City Council designate Financial Institutions as depositories for City funds.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEW PRAGUE, COUNTIES OF SCOTT AND LE SUEUR, MINNESOTA THAT:

- The First Bank & Trust of New Prague be designated as the official general depository for 2024 for the City's general operating checking accounts.
- 2) The following be designated as official depositories for the City's temporary investment program for 2024:
 - a. First Bank & Trust of New Prague
 - b. MinnWest Bank of New Prague
 - c. Wells Fargo Bank N.A. of New Prague
 - d. Wells Fargo Advisors of New Prague
 - e. 4M Fund Minnesota Municipal Money Market Fund
- Investment counselors may be utilized during the 2024 year for the acquisition of commercial paper, banker's acceptances, and governmental securities.
- The designation of the foregoing depositories are contingent upon receipt by the City of New Prague of evidence of sufficient collateral in the amount and kinds as required by the State Statutes.
- 5) The City Administrator and Finance Director shall have authority to wire transfer funds from one official depository to another for the purpose of investing City funds.

Adopted by the City Council of the City of New Prague, Minnesota, this 2^{nd} day of January, 2024.

Duane J. Jirik Mayor

ATTEST:

Joshua M. Tetzlaff City Administrator



MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: JOSHUA TETZLAFF, CITY ADMINISTRATOR
SUBJECT: MAYORAL APPOINTMENTS TO BOARDS AND COMMISSIONS
DATE: DECEMBER 7, 2023

In accordance with City Charter Sections 2.02 and 3.05, there are Councilmembers that serve on various City Boards and Commissions.

The current representatives on the various Boards and Commissions are as follows:

Board/Commissions	Councilmember
Utility Commission	Bruce Wolf
Park Board	Maggie Bass
Planning Commission	Shawn Ryan
Golf Board	Shawn Ryan
EDA	Duane Jirik and Bruce Wolf
Cedar Lake Sanitary District	Rik Seiler
Ambulance Advisory Committee	Duane Jirik
New Prague Area Community Center Board	Rik Seiler
Joint Planning Commission w/ Helena Township	Shawn Ryan

If there are changes that need to be made, now would be the opportunity to make those changes for 2024.

Recommendation

Staff recommends the appointment of Council members to the above stated Boards and Commissions.



MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: JOSHUA TETZLAFF, CITY ADMINISTRATOR

SUBJECT: 2024 COUNCIL VICE PRESIDENT

DATE: DECEMBER 7, 2023

According to Section 2.06 of the City Charter, the City Council shall chose from its members a Vice President to serve as President in the Mayor's absence or if other need arises. While not specifically stated, this has generally been done by the City on an annual basis.

Currently, Shawn Ryan is serving as the Vice President, after being appointed to this position in January 2023.

Recommendation

Staff recommends discussing and appointmenting a Council Vice President for 2024.



MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: JOSHUA TETZLAFF, CITY ADMINISTRATOR
SUBJECT: APPOINTMENT OF CITY ATTORNEY
DATE: DECEMBER 21, 2023

According to City Charter Section 3.05, the City Council shall make appointments of various positions. When those positions are contract in nature and subject to change on a yearly basis, it is prudent for the City Council review any proposed changes and re-appoint those positions. When the positions are filled by City employees, yearly re-appointment isn't necessary, since each employee's continuing employment with the City acts as a continuous appointment to their position.

One of the positions that is filled by contracted service is the City Attorney. Scott J. Riggs of Kennedy & Graven has acted as the City's City Attorney since April 2003. For continued service, Mr. Riggs, is proposing an hourly rate of \$196 (up \$8 or 4.26%) for general civil and prosecution matters, \$231 (up \$9.50 or 4.29%) for litigation, general city development projects, real estate, cable and telecom matter, and employment matters, and \$276 (\$11 or 4.15%) for reimbursable/developer pass through matters.

I have attached a letter from Mr. Riggs outlining these proposed rates.

Recommendation

Staff recommends appointment of Kennedy & Graven as the City's legal counsel in 2023.



Fifth Street Towers 150 South Fifth Street, Suite 700 Minneapolis MN 55402-1299

(612) 337-9300 telephone (612) 337-9310 fax http://www.kennedy-graven.com Affirmative Action, Equal Opportunity Employer

> SCOTT J. RIGGS Attorney at Law Direct Dial (612) 337-9260 email: <u>sriggs@kennedy-graven.com</u>

> > VIA EMAIL

December 21, 2023

City of New Prague City Council c/o Mr. Joshua M. Tetzlaff City Administrator 118 Central Avenue North New Prague, MN 56071

RE: 2024 Rates for Legal Services

Dear Honorable Mayor and Council Members:

I am writing to thank you for allowing Kennedy & Graven, Chartered the opportunity to serve as legal counsel for the City of New Prague and in reference to proposed rates for legal services for the upcoming year.

For 2024, I propose that legal rates for the City of New Prague would be as follows: \$196.00 per hour for general civil and prosecution matters, \$231.00 per hour for litigation, general city development projects, real estate, cable and telecommunication related matters, and employment matters, and \$276.00 per hour for reimbursable/developer pass through matters (e.g., projects for which the City is to be reimbursed for legal costs by a developer). Rates for bond work would be charged in accordance with our regular governmental rates for this type of work. These are the same rates that I will be generally charging in 2024 to other clients that I serve as the city attorney.

I have thoroughly enjoyed both being involved in the growth and development of the City and working with the city council and staff members. Thank you once again for allowing Kennedy & Graven, Chartered to continue to serve the City as legal counsel.

Sincerely,

KENNEDY & GRAVEN, CHARTERED

Scott J. Riggs New Prague City Attorney

SJR:jms



MEMORANDUM

TO:HONORABLE MAYOR AND CITY COUNCILFROM:STEVE RYNDA, FIRE CHIEF
JOSHUA TETZLAFF, CITY ADMINISTRATORSUBJECT:APPOINTMENT OF 2024 FIRE DEPARTMENT OFFICERSDATE:DECEMBER 7, 2023

At the December 2023 meeting, the Fire Department voted to recommend the following members as officers:

Position	Recommendation
Chief	Steve Rynda (Not voted. In the second year of a two-year term)
1st Assistant Chief	Curt Novotny
2nd Assistant Chief	Greg Pint
Captain #1	Ryan Kubes
Captain #2	Brandon Busch
Captain #3	Mark Novak
Lieutenant #1	Jake Kartak
Lieutenant #2	Brandon Anderson
Training Officer	Jake Kartak
Secretary	Tim Dvorak

Recommendation

Staff recommends approving the Fire Department Officers for 2024.



MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: JOSHUA TETZLAFF, CITY ADMINISTRATOR

SUBJECT: 2024 OFFICIAL NEWSPAPER

DATE: DECEMBER 7, 2023

Under Minnesota Statute 412.831, the City Council is required to designate a local newspaper of general circulation in the City as its official newspaper. This will be the newspaper that publications of the City will take place, including ordinances and other matters that are required to be published. For 2023, the City designated the New Prague Times as the official newspaper.

Recommendation

Staff recommends designating the New Prague Times as the City's Official Newspaper for 2024.



MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: JOSHUA TETZLAFF, CITY ADMINISTRATOR
SUBJECT: 2023 BOARD AND COMMISSION ATTENDANCES
DATE: DECEMBER 28, 2023

Each spring, the City Council looks at openings on boards and commissions and appointments members to fill those openings. Sometimes the openings are filled by incumbents who wish to be re-appointed and other times, the Council places new members on these boards.

One of the main responsibilities of a board and commission member is to be present so that meetings are able to take place. Section 30.10(H) of the City Code addresses attendance for boards and commissions. According to City Code:

If a commission or board member misses three meetings within a year without being excused prior to the meeting, such member may be removed therefrom any time during or at the end of the appointive year. Any board or commission member may be removed by the City Council for misfeasance, malfeasance, nonfeasance, or without cause by a majority vote of the City Council. The removed person's position may be filled as in the case of any other vacancy. The removal process shall be without a hearing, and it shall not be necessary that the City Council establish cause for removal. This paragraph (H) does not apply to the removal of an Economic Development Authority commissioner, as the removal process shall instead be conduct pursuant to Minnesota statutes.

I am not bringing forward any recommendations at this time to remove any members from any boards. I wanted to merely bring forward attendance information so that the Council is more aware of the dealings of the various boards and commissions. This will allow the Council to better oversee the boards and commissions to which it appoints. I plan on bringing this forward each year in January for the City Council's information.

When looking at the attached attendance records, the letter "P" signifies that a person was either present, or able to be present if a meeting was canceled. Green boxes signify that a meeting was canceled due to either weather or lack of agenda items. Orange boxes signify meetings that were canceled due to a lack of quorum.

2023 Planning Commission Attendance

Section 10, Item b.

					Regular	Meetings						
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Dan Meyer	Р	***	Р	Р	Р	Р	Р	Р	Р	Р	Р	۸۸۸
Jason Bentson	Р	***	Р		Р	Р			Р		Р	۸۸۸
Brandon Pike	Р	***	Р	Р	Р	Р	Р	Р	Р		Р	۸۸۸
Ann Gengel		***	Р	Р	Р	Р		Р	Р			۸۸۸
Shawn Ryan		***	Р		Р	Р		Р	Р		Р	۸۸۸

Special Meetings

	Mar	May	Nov
Dan Meyer	Р		
Jason Bentson			
Brandon Pike	Р	Р	
Ann Gengel		Р	Р
Shawn Ryan		Р	

P = Present

Orange Box = Canceled due to lack of a quorum

*** Canceled due to inclement weather

^^^ Canceled due to no agenda items

2023 Park Board Attendance

Section 10, Item b.

					<u>Regular</u>	Meetings						
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Joe Barten	Р	Р	Р		Р	Р	Р		Р	Р	Р	Р
Alan Hansen		Р					Р					
Brian Molitor *		Р	Р	Р	Р		Р					
Matthew Becka	Р		Р	Р	Р	Р	Р	Р		Р	Р	Р
Jessica Dohm	Р	Р	Р	Р	Р		Р	Р	Р	Р	Р	Р
Christine Wolf	Р	Р	Р	Р	Р	Р	Р	Р		Р	Р	Р
Maggie Bass	Р	Р	Р	Р	Р	Р	Р		Р	Р	Р	Р
Youth Rep												

P = Present

Orange Box = Canceled due to lack of a quorum

* Resigned 9/10/2023

2023 EDA Attendance

Section 10, Item b.

					<u>Regular</u>	Meetings						
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Brent Quast	*	Р	Р	Р	Р	Р		Р	Р	Р		Р
Troy Pint	*	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р
Eric Krogman	*	Р	Р	Р	Р		Р	Р	Р	Р		Р
Nick Slavik	*	Р		Р	Р			Р	Р	Р		Р
Pete Sletten	*				Р							
Austin Reville						Р	Р	Р	Р	Р	Р	Р
Duane Jirik	*	Р	Р		Р	Р		Р	Р		Р	
Bruce Wolf	*			Р	Р	Р	Р	Р	Р			Р

Special Meetings

	Jul	Sep
Brent Quast		Р
Troy Pint	Р	Р
Eric Krogman	Р	Р
Nick Slavik		Р
Pete Sletten		
Austin Reville	Р	Р
Duane Jirik		Р
Bruce Wolf	Р	Р

P = Present

Orange Box = Canceled due to lack of a quorum

* Some data is incomplete due to not keeping attendance data on meetings that did not have a quorum prior to August 2023

2023 Golf Board Attendance

Section 10, Item b.

					<u>Regular</u>	Meetings						
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Den Gardner	Р	Р	Р	Р	Р	Р	Р	Р	Р		Р	
Tom Mach	Р	Р	Р	Р	Р							
Jennifer Berglund	Р		Р	Р	Р	Р	Р		Р		Р	
Adam Brister		Р	Р	Р		Р		Р	Р		Р	
Rich Carlson	Р	Р	Р	Р	Р		Р	Р	Р		Р	
Bob Cunniff		Р	Р	Р	Р	Р	Р	Р	Р		Р	Р
Adam Gill						Р	Р	Р	Р		Р	Р
Shawn Ryan					Р					Р		Р

P = Present

Orange Box = Canceled due to lack of a quorum

2023 Utilities Commission Attendance

Section 10, Item b.

					<u>Regular</u>	<u>Meetings</u>						
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Dan Bishop	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р
Richard Jordan	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р
Paul Busch		Р	Р	Р	Р	Р	Р	Р	Р		Р	Р
Tom Ewert	Р	Р		Р		Р	Р		Р		Р	Р
Bruce Wolf	Р	Р	Р	Р	Р	Р	Р		Р	Р	Р	Р

P = Present

Orange Box = Canceled due to lack of a quorum



MEMORANDUM

TO:	HONORABLE MAYOR AND CITY COUNCIL							
CC:	JOSHUA M. TETZLAFF, CITY ADMINISTRATOR							
FROM:	KEN ONDICH, PLANNING / COMMUNITY DEVELOPMENT DIRECTOR							
SUBJECT:	MUNICIPAL STATE AID STREET (MSAS) ENGINEERING SERVICES PROPOSAL FOR 2024 - SEH							
DATE:	DECEMBER 20, 2023							

In 2004, after the city's population reached 5,000 people, the City of New Prague became a designated state aid city. This designation allows the City access to the Highway Users Tax Distribution Fund (Gas Tax) for maintenance and construction of certain roadways within the City. The funds are a distribution of gas tax dollars allocated to municipalities and are distributed to state aid cities through MnDOT State Aid. The City is required to contract with a qualified engineering firm to complete the necessary services to benefit from the State Aid System dollars.

From 2004 through April 2009, the City contracted with Bonestroo, but since then has contracted with SEH. Most recently, the City contracted with SEH from January 1, 2023 through December 31, 2023 with a contract amount of \$6,800. The contract amount for services in 2022 was \$6,800.

The new proposal from SEH provides State Aid services from January 1, 2024 through December 31, 2024 in the amount of 6,800 for routine services (No increase from the 2023 proposal). For non-routine services, there is an additional 1,500 not to exceed fee proposed for adjustments to the state aid system related to possibly removing a portion of 1^{st} Street SE from the state aid system and adding the mileage elsewhere.

The 2023 budget for engineering, including the specific MSA related work, is \$20,000. It should also be noted that the City's annual allotment of State Aid Maintenance Funds (estimated at \$114,490 in 2024) covers the entire cost of the engineering services required by the state aid program, so gas tax dollars pay for the engineering services, not the City's general tax dollars. It is also notable that the City's allotment of construction funds is estimated to be \$343,472 for 2024.

Staff Recommendation

Staff recommends that the City Council approve the proposal for MSA Services with SEH as outlined in the December 20, 2023 proposal as attached.



December 20, 2023

RE: City of New Prague 2024 MSAS Administration

Ken Ondich Community Development Director City of New Prague 118 Central Avenue North New Prague, MN 56071

Dear Ken:

Attached is our proposal for engineering services as they relate to administration of the City's Municipal State Aid System (MSAS) during the 2024 calendar year.

BACKGROUND

The City of New Prague has been eligible to participate in the Municipal State Aid Street (MSAS) funding program since 2003 when the City's population first exceeded 5,000. The purpose of the MSAS system is to provide the community with financial resources from the Highway Users Tax Distribution Fund (State Gas Tax) for construction and maintenance of "highways and streets of interest" within the community.

As of July 28, 2023, the City had \$1,146,396 within the construction balance. The 2024 allocation is expected to be \$457,962 with \$343,472 (75%) going toward construction and \$114,490 (25%) toward maintenance. It is expected that much of the city's construction balance will be spent in 2024 and 2025 on planned capital improvements projects.

PROPOSED SERVICES AND FEES

The Municipal State Aid Street (MSAS) program of rules, procedures, and formulas (Needs) is set up and governed by representative City Engineers with oversight by the MnDOT Office of State Aid for Local Transportation, (SALT). The process was established to equitably apportion and distribute the municipal share of the State Aid Funding. The requirements of this program have not changed much over the years and we are able to split the services required to administer the program under routine and non-routine.

Task 1.0: Routine Services

These services relate to the routine services provided to the City related to the MSAS. This includes review and certification of mileage, mapping updates, annual review of the system MnDOT, Needs updates, attendance at Spring/Fall Board Meetings, and general discussions with staff regarding potential updates or changes. We propose to complete these services at a lump sum fee of \$6,800, the same as 2023.

Task 2.0: Non-Routine Services: Non-routine services might include any revisions to the designated state aid routes in the city. Changes are possible in 2024 as a portion of First Street SE has been discussed to be removed from the system and a different street segment added. This will require specific process to be followed for this modification. We propose to complete these services at an hourly not to exceed fee of \$1,500, only with prior approval by City staff.

Engineers | Architects | Planners | Scientists

Section 10, Item c.

Ken Ondich December 20, 2023 Page 2

Please contact me with any questions or comments.

Sincerely, SHORT ELLIOTT HENDRICKSON INC.

Chin Knoten

Chris Knutson, PE (Lic. MN) Project Manager / City Engineer x:ko\n\newpr\common\proposals\2024 msas\2023 msas proposal letter to ko.docx

Supplemental Letter Agreement

In accordance with the Master Agreement for Professional Services between City of New Prague ("Client"), and Short Elliott Hendrickson Inc. ("Consultant"), effective May 4, 2009, this Supplemental Letter Agreement dated December 20, 2023 authorizes and describes the scope, schedule, and payment conditions for Consultant's work on the Project described as: 2024 MSAS Administration.

Client's Auth	orized Representative:	Ken Ondich			
Address:	118 Central Ave N, New Pr	rague, Minnesota, 56071			
Telephone:	952.758.4401	email: kondich@ci.new-prague.mn.us			

Project Mana	ger: Chris Knutso	n
Address:	11 Civic Center Plaza, S	uite 200, Mankato, Minnesota 56001
Telephone:	507.237.8383	email: cknutson@sehinc.com

Scope: The Services to be provided by Consultant: See attached letter dated Dec 20, 2023.

Schedule: Services to be completed in calendar year 2024.

Payment:

For Task 1.0, the lump sum fee is \$6,800 including expenses and equipment.

For Task 2.0, the fee is hourly estimated to be \$1,500 including expenses and equipment. Work under this task will not be started without prior notification to the city.

The payment method, basis, frequency and other special conditions are set forth in attached Exhibit A-1 and A-2. Additional work, if required, shall be compensated in accordance with the standard rate schedule.

Other Terms and Conditions: Other or additional terms contrary to the Master Agreement for Professional Services that apply solely to this project as specifically agreed to by signature of the Parties and set forth herein: None.

City of New Prague

Short Elliott Hendrickson Inc.

By:

nt

Full Name: Title:

Chris Knutson, CSM

By:	[DocuSignSignature 2]
Full Name:	[DocuSigni 'uliName_2]]
Title:	IDocuSianTite 21
By:	IDocuSianSignature ZI
Full Name:	
Title:	

Exhibit A-1 to Supplemental Letter Agreement Between City of New Prague (Client) and Short Elliott Hendrickson Inc. (Consultant) Dated December 20, 2023

Payments to Consultant for Services and Expenses Using the Hourly Basis Option

The Agreement for Professional Services is amended and supplemented to include the following agreement of the parties:

A. Hourly Basis Option

The Client and Consultant select the hourly basis for payment for services provided by Consultant. Consultant shall be compensated monthly. Monthly charges for services shall be based on Consultant's current billing rates for applicable employees plus charges for expenses and equipment.

Consultant will provide an estimate of the costs for services in this Agreement. It is agreed that after 90% of the estimated compensation has been earned and if it appears that completion of the services cannot be accomplished within the remaining 10% of the estimated compensation, Consultant will notify the Client and confer with representatives of the Client to determine the basis for completing the work.

Compensation to Consultant based on the rates is conditioned on completion of the work within the effective period of the rates. Should the time required to complete the work be extended beyond this period, the rates shall be appropriately adjusted.

B. Expenses

The following items involve expenditures made by Consultant employees or professional consultants on behalf of the Client. Their costs are not included in the hourly charges made for services but instead are reimbursable expenses required in addition to hourly charges for services and shall be paid for as described in this Agreement:

- 1. Transportation and travel expenses.
- Long distance services, dedicated data and communication services, teleconferences, Project Web sites, and extranets.
- 3. Lodging and meal expense connected with the Project.
- Fees paid, in the name of the Client, for securing approval of authorities having jurisdiction over the Project.
- 5. Plots, Reports, plan and specification reproduction expenses.
- Postage, handling and delivery.
- 7. Expense of overtime work requiring higher than regular rates, if authorized in advance by the Client.
- Renderings, models, mock-ups, professional photography, and presentation materials requested by the Client.
- All taxes levied on professional services and on reimbursable expenses.
- 10. Other special expenses required in connection with the Project.
- 11. The cost of special consultants or technical services as required. The cost of subconsultant services shall include actual expenditure plus 10% markup for the cost of administration and insurance.

The Client shall pay Consultant monthly for expenses.

Short Elliott Hendrickson Inc.

C. Equipment Utilization

The utilization of specialized equipment, including automation equipment, is recognized as benefiting the Client. The Client, therefore, agrees to pay the cost for the use of such specialized equipment on the project. Consultant invoices to the Client will contain detailed information regarding the use of specialized equipment on the project and charges will be based on the standard rates for the equipment published by Consultant.

The Client shall pay Consultant monthly for equipment utilization.

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Exhibit A-2 to Supplemental Letter Agreement Between City of New Prague (Client) and Short Elliott Hendrickson Inc. (Consultant) Dated December 20, 2023

Payments to Consultant for Services and Expenses Using the Lump Sum Basis Option

The Agreement for Professional Services is amended and supplemented to include the following agreement of the parties:

A. Lump Sum Basis Option

The Client and Consultant select the Lump Sum Basis for Payment for services provided by Consultant. During the course of providing its services, Consultant shall be paid monthly based on Consultant's estimate of the percentage of the work completed. Necessary expenses and equipment are provided as a part of Consultant's services and are included in the initial Lump Sum amount for the agreed upon Scope of Work. Total payments to Consultant for work covered by the Lump Sum Agreement shall not exceed the Lump Sum amount without written authorization from the Client.

The Lump Sum amount includes compensation for Consultant's services and the services of Consultant's Consultants, if any for the agreed upon Scope of Work. Appropriate amounts have been incorporated in the initial Lump Sum to account for labor, overhead, profit, expenses and equipment charges. The Client agrees to pay for other additional services, equipment, and expenses that may become necessary by amendment to complete Consultant's services at their normal charge out rates as published by Consultant or as available commercially.

B. Expenses Not Included in the Lump Sum

The following items involve expenditures made by Consultant employees or professional consultants on behalf of the Client and shall be paid for as described in this Agreement.

- 1. Expense of overtime work requiring higher than regular rates, if authorized in advance by the Client.
- 2. Other special expenses required in connection with the Project.
- 3. The cost of special consultants or technical services as required. The cost of subconsultant services shall include actual expenditure plus 10% markup for the cost of administration and insurance.

The Client shall pay Consultant monthly for expenses not included in the Lump Sum amount.

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City of New Prague

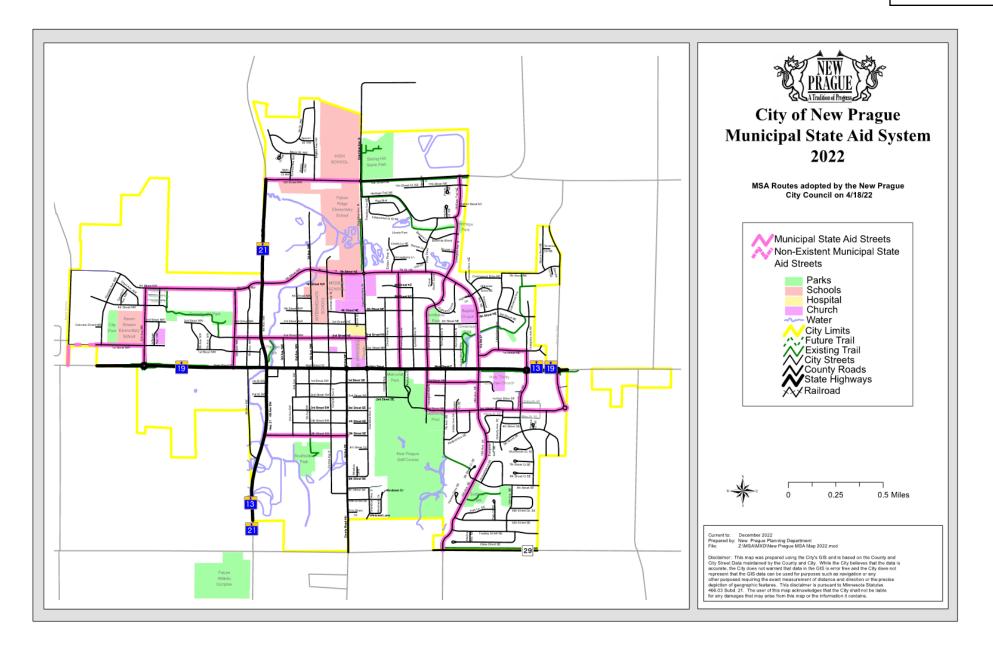
State Aid Construction Fund Balance Review

12/20/2022

		Total	%		aintenance		onstruction	יו	Estimated		
Year	A	Allocation	Increase	4	Allocation		Allocation	Draws		Balance	Projects
2004	\$	114,081		\$	28,520	\$	85,561	\$		\$85,561	
2005	\$	159,621	39.9%	\$	39,905	\$	119,716	\$	-	\$205,277	
2006	\$	163,909	2.7%	\$	40,977	\$	122,932			\$328,209	
2007	\$	169,669	3.5%	\$	42,417	\$	127,252	\$		\$455,461	
2008	\$	183,231	8.0%	\$	45,808	\$	137,423	\$	223,536.63	\$369,347	TH 21 / 6th Street: \$63,071.46 ; TH 19 East Roundabouts: \$160,465.17
2009	\$	197,012	7.5%	\$	49,253	\$	147,759	\$	514,024.79	\$3,082	5th Street SW: \$200,000 ; TH 19 / 11th Avenue: \$314,024.79
2010	\$	197,929	0.5%	\$	49,482	\$	148,447	\$		\$151,529	
2011	\$	217,115	9.7%	\$	54,279	\$	162,836	\$	90,040.54	\$224,324	2nd St. Box Culvert, (Eligible: \$121,456.86 less \$31,416.32 excess in 2009)
											2012 Allotment of \$184,918 + \$224,324 balance + Advance of \$814,000 = \$1,223,242 (Es
2012	\$	246,558	13.6%	\$	61,640	\$	184,918	\$1	,223,242.00	12	Eligible MSA > \$1.5M)
2013	\$	262,570	6.5%	\$	65,643		196,927			(\$617,073)	
2014	\$	272,531	3.8%	\$	68,133	\$	204,398			(\$412,675)	
2015	\$	289,914	6.4%	\$	72,479	\$	217,435	\$	303,502.50	(\$498,742)	Advance in 2015: \$303,502.50
2016	\$	293,383	1.2%	\$	73,346	\$	220,037	\$	33,705.39	(\$312,411)	Advance in 2016: \$33,705.39
2017	\$	292,951	-0.1%	\$	73,238	\$	219,713			(\$92,697)	
2018	\$	329,839	12.6%	\$	82,460	\$	247,379			\$154,682	
2019	\$	337,722	2.4%	\$	84,431	\$	253,292			\$407,973	
2020	\$	391,225	15.8%	\$	97,806	\$	293,419	\$	473,253.00	\$228,139	Off-system expenditure in 2020 for TH 19 project (95% request)
2021	\$	389,983	-0.3%	\$	97,496	\$	292,487			\$520,626	
2022	\$	439,030	12.6%	\$	109,758	\$	329,273			\$849,899	
											Off-system expenditure in 2020 for TH 19 project (5% balance). HSIP Costs ineligible and
2023	s	420,762	-4.2%	\$	105,191	s	315,572	\$	49,908.05	\$1,115,562	match. Expenditures for potential trail and sidewalk with AT grants not shown.
2024	Ś	424,970	1.0%	\$	106,242		318,727	_	,192,000.00		CIP Project (2024). Estimate to be updated. Schedule to be confirmed
2025	\$	429,219	1.0%	\$	107,305	\$	321,914	\$	870,000.00	(\$305,796)	CIP Project (2025). Estimate to be updated. Schedule to be confirmed. Advanceed.
2026	\$	433,512	1.0%	ŝ	108,378		325,134	Ľ		\$19,338	Potential 10th Avenue SE mill and overlay. Costs not shown. Timing may shift later.
2027	Ś	437,847	1.0%	Ŝ	109,462		328,385			\$347,723	
2028	Ś	442,225	1.0%	\$	110,556	<u> </u>	331,669	<u> </u>		\$679,391	
2029	\$	446,647	1.0%	\$	111,662		334,986	-		\$1,014,377	
2030	Ś		1.0%	Ś	112,778	Ś	338,335	-		\$1,352,712	
	Ť			-		-		-		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
	_										
2004 - 2022:	Ś	4.948.274		Ś	1.237.070	Ś	3,711,204	Ś	2,861,305	\$1,115,562	<=== Estimated construction fund balance 2023
LOOT LOLL	Ý	.,510,274		Ŷ	2,207,070	Ŷ	0,722,204	ŝ	, ,		5 SAAS Expenditure Detail (shows \$4,858.27 still encumbered for 237-104-001 on 6/22/2011)
								~	2,030,447	Heconomy a	s were entremente er en l'ennas balaners, sun enconnecco los esta tota out en distificanti
rojected											

2023 to 2030: \$ 3,486,295 \$ 871,574 \$ 2,614,721 \$ 2,111,908

= Estimated Values



Supporting Minnesota's Vital System of Transportation



Bridge 69A70, Duluth Township (St. Louis County)

Minnesota's economic strength and vitality depends on an effective transportation system. To support the state's system of streets, roads and bridges, the Minnesota Department of Transportation distributes funds for highway maintenance and construction to counties, cities and townships based on a formula determined by the legislature.

The department's State Aid for Local Transportation division works closely with local levels of government to ensure the state maintains a safe, effective and coordinated highway network.

Funding from the Minnesota Highway Users Tax Distribution Fund is used to support more than 142,000 miles of trunk highways, county state aid highways, municipal state aid streets and township roads.

The HUTDF is a dedicated funding source comprised primarily of fuel tax revenues, license fees, motor vehicle sales tax revenue and interest.

For fiscal year 2022, MnDOT distributed over \$1 billion to local governments from the HUTDF.

In addition to funding support, the SALT division provides technical assistance in highway and bridge design, construction and maintenance; authorizes grants for local road and bridge construction; coordinates local federally funded projects; and provides overall management of the state aid system.

SALT links MnDOT with city and county engineers to transfer technical expertise and determine ways to improve the state's transportation system. Minnesota Roads

7,939
19,382
55,548
13,855
3,767
30,671
11,703

¹ In 87 counties

² In 150 cities of population greater than 5,000

Bridges					
Trunk Highways	3,988				
County Roads	8,178				
City Streets	1,413				
Township Roads	6,250				
	19,829 bridges				

Reported bridges are on state trunk highways, county roads, city streets, and township roads, and do not reflect number of bridges owned by each agency type.

mndot.gov/stateaid 651-366-3800

DEPARTMENT OF TRANSPORTATION

Highway Users Tax Distribution Fund for local roads and bridges



STATE AID FOR LOCAL TRANSPORTATION

