

**ROUGH DRAFT FOR JUNE
PUBLIC HEARING TO CONSIDER
BIDS FOR COUNTY ROAD #10, #142,
PARK AVE., AND MAIN STREET
PROJECT**

June 7, 2012

Public Hearing called to order at 7:00 P.M. Present were Roger Ihrke, Michelle Peterson, Jerome Dyba, Aaron Nicklay, Mark Welch from GGG Inc., Mr. & Mrs. Holman, Mr. & Mrs. Engrav, Rianne Flury, Jeff Fishbarger, Mr. & Mrs. Allan Hayes, Richard Maki, Judy Dyba, gentleman from the Rochester Post Bulletin, and the gentleman from the Olmsted County Journal. Not present was Teresa Hackler.

Bids for the proposed projects were presented by Mark Welch. 1) Elcor 2) S & L Contractor 3) Blitz. The Elcor bid was the lowest:

**CSAH #10 Bid - \$1,085,006.65
Engineering - 217,001.33
Total \$1,302,007.98**

**County Input - \$835,023.00
Assessments - 87,943.00
City - 379,041.98
Total \$1,302,007.98**

CR #142 Bid -	\$403,358.50
Engineering -	80,671.70
Total	\$ 484,030.20

County Input -	\$261,376.00
Assessments -	40,400.00
City -	182,254.20
Total	\$484,030.20

Park Ave Bid -	\$100,833.55
Engineering	20,166.71
Total	\$121,000.26

Assessments -	\$ 3,500.00
City Input -	117,500.26
Total	\$121,000.26

Main Street Bid-	\$ 93,912.00
Engineering	18,782.40
Total	\$ 112,694.40

Assessments -	\$ 15,000.00
City Input -	97,694.40
Total	\$112,694.40

After a brief discussion, the council felt that the City could afford to do only the County Rd. #10 project at this time,with the assessments. Allan Hayes asked where the project ends and starts. It would be on the corner of Maple Street and South on #10 down to the North side of the bridge on County #10 south

of Highway #14, where the previous project ended. The project would start after the July Fourth Holiday with approximately 2 months of work, ending the earliest of October 15, 2012.

The engineering cost would be payable over a 5 year period starting in the year of 2013.

With no further comments, Jerome Dyba made a motion to adopt the Resolution and award the contract to Elcor for the County Road #10 project. There would be a contingency, that we receive a firm written agreement with Olmsted County to receive the funds of \$835,023.00. The motion was seconded by Michelle Peterson. All agreed. Motion carried.

Mayor Ihrke asked the public 3 times for any further comments. Allan Hayes stated that County Road #142 should be awarded also. No other comments were made.

Presentation of the Resolution Adopting Assessments: The assessment charge for Curb and Gutter would be \$25.00/foot. Mayor Ihrke read a letter from Phyllis Nesler being that she could not be present at the hearing. She states: "I am about to be 90 years old soon. I can not walk out side on my front lawn. At present, I have to use a walker. I live alone so I hope you will consider and note the expense to me for the approval of this strip of cement. I think there are other ways that would benefit more." Her assessment would be a total of \$3,000.00. If she does not pay it in full it will go on to

her taxes. Jerome Dyba asked if there was away around this? The answer was no, the council cannot help. A motion was made by Jerome Dyba to adopt this Resolution for the Assessments. The motion was seconded by Michelle Peterson. All agreed. Motion carried. Mayor Ihrke asked the public 3 times for comments. None were presented.

A motion was made by Aaron Nicklay to approve the amount and enter into an agreement between the City of Dover and Olmsted County to get the cash right away for the County Road #10 project. 5% will be held back until the project is completed. Michelle Peterson made a second to the motion. Motion carried.

A discussion on the alignment of Park Street Ave. in Dover. This is now on the South side of the right of way. If we leave it where it is now, it will be a future problem or we could move it over about 12 to 14 feet. The council needs to decide. Jerome Dyba would like more details . Roger Ihrke made a motion to leave it the way it is. A second was made to the motion by Michelle Peterson. All agreed. Motion carried.

Richard Maki, who resides at 300 5th Ave. S.E. in Dover is requesting permission to build a chain link fence and a shed. He would make it so that the water would drain correctly. If he doesn't put it in the water easement, he would lose 16' of his property. It was stated that the drainage easement in the back is just a soup hole. This could be filled in with dirt and

grated to get the water to run through. Roger Ihrke made a motion that he could go 112' and keep 8' of the back yard with a contingency that if this creates a problem it would have to be moved. Motion was seconded by Michelle Peterson. All agreed. Motion carried.

Opening of the Public Hearing for the Variance request by Jerome and Judy Dyba. They are asking for approval to build an addition on an existing Townhome located at 393 5th Way, Dover, MN.

The legal description is Lot 1 Block 1 Henry Estates Third Replat. This property is located within the R-2 Multiple Family Residential District. This addition would include a bedroom and bathroom which would come out about 12'. There is 20' from the house line now to the street line The setback for an Townhome is 30' and a Residential setback is 25'.

Mayor Ihrke reads a letter from Geoff Griffin regarding this request. He states: "Up to 15' seems excessive. Variances are for a couple of feet with under hardships. This request does not seem to meet either criteria. I am working very hard with a local builder to close a deal for a custom-built home on the adjacent lot. Please take the marketability of the adjacent lots into account when making your decision."

Rhiann Flury asks if there is a sidewalk on that side of the street? Yes there is. A motion was made by Michelle Peterson to allow a variance of up to 10'. This motion was seconded by Aaron Nicklay. Roger Ihrke voted no,

Jerome Dyba abstained. Motion was carried. Mayor Ihrke for public comment 3 times. None were presented. Variance needs to be drafted, signed and recorded.

Rhiann Flury asked if HBC was done installing the fiber optic lines within the City. We have had some problems. 1) A bulge in the blacktop on 3rd Way SE in front of the Magnuson residence was reported. If this does not improve in 6 weeks , HBC needs to come back and repair this. There is a cracked curb and a corner of a driveway gone at 418 4th Way SE. The holes made in the alley need to be patched also.

The June Agenda and May meeting minutes presented for approval. Motion was made by Aaron Nicklay to approve. Motion was seconded by Jerome Dyba. All agreed. Motion carried.

Bills presented for approval. Motion was made by Aaron Nicklay to approve, seconded by Michelle Peterson. All agreed. Motion carried.

The year end books for 2011 are at the Auditors Office of Wolter and Raak.

Update on the Starnes property. The property owner did not appear at the hearing with Judge Lund at Olmsted County. The judge approved the clean up of the property as directed by the City of Dover. All costs incurred will be brought back to the judge.

Roger read the quotes that were submitted for the above property cleanup to the Council. They are as follows:

- 1) Barth Construction: \$8,547.00 which was submitted by telephone**
- 2) John Shea Construction : \$6,200.00, includes removal of the sidewalk**
- 3) Marvin Ihrke Construction : \$6,500.00, which does not include removal of the sidewalk.**

Motion was made by Jerome to approve the bid submitted by John Shea Construction for the amount of \$6,200.00. Motion was seconded by Aaron Nicklay. All agreed. Motion carried. Roger Ihrke abstained.

The cost to update the camera's behind the Firehall is \$5,000.00. This update will not be done at this time.

The council received a dog complaint which was involved in previous instances.

The Fireworks for July 3, 2012 are all set. A permit from the City of Dover needs to be submitted to the vendor. A motion was made by Michelle Peterson to approve the Fireworks, seconded by Aaron Nicklay. All agreed. Motion carried.

The Fire Hydrants in town have all been flushed.

With no further business, a motion was made by Jerome Dyba to adjourn the meeting, seconded by Michelle Peterson. All agreed.

Meeting adjourned at 8:45 P.M.

Karen Henry

Clerk of Dover