

**City Council Meeting  
February 3, 2020  
6:30 PM – City Hall**

Mayor Mark Peterson called the meeting to order at 6:30 p.m. and the Pledge of Allegiance was recited.

**Present:** Mayor Mark Peterson, Council Members Allyn Thurley, Eileen Moeller, Pamela Eyden, George Borzyskowski and Paul Schollmeier.

**Absent:** Council Member Michelle Alexander

**Mayor's Comments:**

Mayor Mark Peterson announced that the Frozen River Film Festival would be held this weekend. He thanked Lee Gundersheimer for producing the play recently held at the Masonic Theater and noted that the proceeds will be used for the theater improvements.

The Winona Area Historical Society will be hosting an open house on Sunday, Feb. 9, from noon – 4:00 p.m.

**City Manager's Comments:**

City Manager Stephen T. Sarvi reported that City staff is monitoring the high water levels on the Mississippi River, and the City will be involved in a regional approach to managing it.

**2.1 Consider Vacating Alley on Central School Block**

This is a public hearing pursuant was called to consider the vacation of the alley on Block 37, Plumer's Addition. Central Square Properties, LLC, is requesting this vacation for the redevelopment of the former Central School block. This public hearing will provide an opportunity to all persons affected wishing to speak for or against the vacation. It was noted that a previous vacation on this block did not include this portion of the alley.

A copy of the investigation report prepared by City Engineer Brian DeFrang was presented for the Council's review. The report is presented pursuant to requirements set forth under Winona City Code Section 25.26. In accordance with City Charter, this section of City Code requires officials to determine whether or not the proposed vacation will:

- (1) work a hardship on affected property owners;
- (2) deprive such owners of a substantial right appurtenant to their property; and
- (3) be in the best interests of the public.

Thereupon the Mayor opened the public hearing.

There being no one present to speak to the issue, the Mayor closed the public hearing. Borzyskowski then moved to introduce the ordinance, and the motion was seconded by Moeller. The motion carried with all voting aye.

**3.1 Request to Make an Honorary Designation of 2<sup>nd</sup> Street from Center Street to the East of Wall Street as Bytow Byway**

City Engineer Brian DeFrang received a request from the Kashubian Capital Centennial 2020 Campaign (KCC2020) that an Honorary Designation of 2<sup>nd</sup> Street from Center Street to east of Wall Street be "Bytow Byway". KCC2020 has requested that the signs be placed on every block from Center Street to the east at the top of the street sign.

This item was withdrawn at the request of the City Manager for further review.

**5.1 Appointment of Election Judges for 2020 Presidential Nomination Primary**

The City Clerk presented a list of proposed election judges for the Presidential Nomination Primary Election to be held on Tuesday, March 3. If the Council concurs, a motion to approve the following resolution which approves the list and authorizes the

City Clerk to make substitutions and to appoint additional judges as necessary would be in order. The following resolution was then presented for the Council's consideration.

**Resolution 2020 – 07**

**BE IT RESOLVED** by the City Council of the City of Winona, Minnesota, that the attached list of persons are hereby appointed as 2020 Election Judges for the March 3rd Presidential Nomination Primary contingent upon each person completing the required election judge training.

**BE IT FURTHER RESOLVED** that the City Clerk shall have the authority to make substitutions and to appoint additional election judges as necessary.

**2020 Presidential Nomination Primary Election Judges**

<u>Last Name</u>	<u>First Name</u>	<u>Address</u>	<u>PNP shift</u>
<b>1st Ward - 1st Precinct</b>		<b>Maplewood Townhomes</b>	
Anderson	Susan	121 West 4th St.	All
Davis	Judith	22559 County Road 15	All
Galke	Mary	1317 Wincrest Drive	Evening
Mohan	Emmalee	1271 Wincrest Dr	All
Mulyck	Albert	1134 West 4th St.	Morning
Singer	Mary	125 North Baker Street	Evening
<b>1st Ward - 2nd Precinct</b>		<b>Radiant Church</b>	
Bellman	Jean	320 Knopp Valley Drive	Evening/all
Brenner	Colleen	1763 Gilmore Avenue	Morning
Garrity	Gayle	397 Knopp Valley Drive	All
Gervais	Christopher	25000 Echodale Road	Evening
Mueller	Laurel	365 Junction Street	Evening
Schueler	Gracelyn	125 Sunnyside Lane	Morning
Wadewitz	Rosemary	317 Knopp Valley Drive	Morning
Wilmot	Christine	1776 Edgewood Road	All
<b>1st Ward - 3rd Precinct</b>		<b>Sauer Memorial Home</b>	
Terpstra	David	266 Oak Leaf Drive	All
Aldrich	Brian	1376 Skyline Drive	All
Edin	Becky	410 W. 6th Street	All
Jarvinen	Kathryn	1750 Gilmore Ave	All
<b>1st Ward - 4th Precinct</b>		<b>Faith Lutheran Church</b>	
Aldrich	Lynn	1376 Skyline Drive	All
Kronebusch	Claire	675 W Sarnia, #207	Evening
Looman	Jack	4155 West 6th St	Evening
Sheets	Deborah	1103 Gilmore Avenue	Evening
Tentis	Matt	2909 Greenbriar Drive	Morning
Wildenborg	Mary	1091 Gilmore Valley Road	All
<b>2nd Ward - 1st Precinct</b>		<b>St. Anne's Hospice</b>	
Cenfield	Raymond	1473 Park Lane	Evening
Dahl	Richard	1167 West 5th St.	Morning
Hoffmann	Thomas	1169 West Howard St.	Evening
Lehn	Steven	516 Collegeview St.	Evening
Olson	Joliene	416 West Howard St.	All
Walz	Renee	1221 Gilmore Valley Rd	All
<b>2nd Ward - 2nd Precinct</b>		<b>West Rec Center</b>	
Bjork	Joie	1743 Gilmore Valley Road	All
Hawkinson	Lisa	23022 Blackberry Road	All
Hegard	Teresa	1373 Sunset Drive	All
Johnson	Emily	174 East 5th Street; #2	All
Mulyck	Chris	180 North Baker	Evening

**2nd Ward - 3rd Precinct**

Simon Pamela  
 Mohan Madeline  
 Campbell John  
 Forsythe Barb

**Cotter Schools - St. Cecilia Commons**

422 West King St. All  
 1271 Wincrest Drive 4 - close  
 472 W. 6th St. Evening  
 765 West King Street 11 - close

**2nd Ward - 4th Precinct**

Grawe Robin  
 Hyma Jeffery  
 Olson-Ventura, Nancy  
 Warneke Jane

**Cotter Schools - St. Cecilia Commons**

678 Sioux Street All  
 554 West Lake Street Evening  
 764 West Broadway Morning  
 672 Harriet Street Morning

**3rd Ward - 1st Precinct**

Debnath Joyati  
 Krause Laura  
 Graff Sophia

**Kryzsko Commons, WSU**

64 White Oak Court All  
 713 Main Street All  
 703 Main Street 4 - close

**3rd Ward - 2nd Precinct**

Hennessy Barbara  
 Gorden Carole  
 Koenig Margaret  
 Sannerud Peggy  
 Troke Darlene

**Lake Lodge**

359 Ewing St, Apt. 11 All  
 1613 Gilmore Valley Rd All  
 63 Sharal Lane Evening  
 412 East Mark St. All  
 410 East Wabasha Morning

**3rd Ward - 3rd Precinct**

Olson Myrna  
 Hancock Cooper  
 Kramer Carol  
 Krause-Wohlfeil, Karla  
 Lee Frederick  
 Neitzke Arlene  
 Papenfuss Patricia

**Central Fire Station**

357 East 10th Street All  
 191 Sweetwater Drive 4 - close  
 366 East 5th Street All  
 20 Franklin St, Apt. 301 Evening  
 157 West 3rd St., Apt. 410 All  
 213 East Howard St. Morning  
 276 Pleasant Hill Drive Morning

**3rd Ward - 4th Precinct**

Banicki Jacquelyn  
 Doerr Judith  
 Gerdes Judith  
 Mueller Grace  
 Prudoehl Carole

**City Hall**

827 East 4th St Evening  
 1950 Gilmore Valley Road All  
 1262 West Broadway Evening  
 3525A West 7th St. Morning  
 1418 Brookview Drive All

**4th Ward - 1st Precinct**

Seppanen Linda  
 Looman Cheryl  
 Peterson Robert

**East Rec Center**

2225 Garvin Heights Road All  
 4155 West 6th Street Evening  
 23443 East Burns Valley Rd All

**4th Ward - 2nd Precinct**

Borzyskowski, Carol  
 Donahue Mary  
 Badciong Ruth  
 Foss Jason  
 Krause Fred  
 Lyons Polly

**East Rec Center**

128 Lohse Drive All  
 111 Mankato Avenue All  
 1419 Homer Road Morning  
 402 East Broadway All  
 713 Main Street All  
 163 Chatfield Street Morning

**4th Ward - 3rd Precinct**

VanGuilder Amy  
 Badciong Peter  
 Beck Linda  
 Hanson Jill  
 McManemy Terri  
 Moeller Jan

**Southeast Technical**

1435 49th Ave All  
 1419 Homer Road 4 - close  
 120 Glen Mary Rd All  
 250 Oak Leaf Dr. Morning  
 125 East Garvin Heights Rd All  
 25971 County Road 9 Evening

**4th Ward - 4th Precinct**

Terpstra Brenda  
 Charles Ruth  
 Klink Barbara  
 Knuesel Elizabeth  
 Rowekamp Betsy  
 Wilke Janet

**National Guard Armory**

266 Oak Leaf Drive  
 262 Wilson Street  
 1330 East Burns Valley Rd  
 813 Hickory Lane  
 79 Shady Oak Court  
 127 Lohse Drive

All  
 Evening  
 Morning  
 Morning  
 Evening  
 Evening

Thereupon Borzyskowski moved to waive the reading of the resolution and to adopt same. The motion was seconded by Schollmeier, and carried with all voting aye. Thereupon the Mayor declared the resolution duly adopted.

**5.2 Extend Cable Television Franchise Agreement – Charter Communications**

The City Clerk reported that in December 2015, the Council approved a new cable television franchise agreement with Hiawatha Broadband Communications, Inc. (HBC), and extended the current agreement with Charter Communications until June 30, 2016. The Council has since extended the franchise agreement with Charter several times for additional six month increments. The current extension expired on January 31, 2020.

Legal counsel and City staff have met most recently in December with representatives from Charter to draft the new agreement, but additional time is required to complete this process. Therefore, another extension of the old agreement is requested. Staff is recommending extending the agreement until July 31, 2020, or until such time as the new agreement has been fully executed.

The following resolution was then presented for the Council's consideration.

**Resolution 2020 – 08**

**WHEREAS**, on February 21, 2000, the City of Winona, Minnesota (“City”) adopted Cable Television Franchise Ordinance No. 3442 (“Franchise”), which is currently held by Spectrum Mid-America, LLC, d/b/a Charter Communications (“Charter”); and

**WHEREAS**, the initial term of the Franchise expired on December 31, 2015; and

**WHEREAS**, the City adopted Resolution No. 2015-118 on December 21, 2015 extending the term of the Franchise until June 30, 2016; and

**WHEREAS**, Charter executed said Resolution No. 2015-118 and agreed to continue complying with the Franchise, as amended by the Resolution; and

**WHEREAS**, the City adopted Resolution No. 2016-56 on June 6, 2016 extending the term of the Franchise until December 31, 2016; and

**WHEREAS**, Charter executed said Resolution No. 2016-56 and agreed to continue complying with the Franchise, as amended by the Resolution; and

**WHEREAS**, the City adopted Resolution No. 2016-103 on December 5, 2016 extending the term of the Franchise until June 30, 2017; and

**WHEREAS**, Charter executed said Resolution No. 2016-103 and agreed to continue complying with the Franchise, as amended by the Resolution; and

**WHEREAS**, the City adopted Resolution No. 2017-60 on June 5, 2017 extending the term of the Franchise until December 31, 2017; and

**WHEREAS**, Charter executed said Resolution No. 2017-60 and agreed to continue complying with the Franchise, as amended by the Resolution; and

**WHEREAS**, the City adopted Resolution No. 2017-149 on December 18, 2017 extending the term of the Franchise until July 16, 2018; and

**WHEREAS**, Charter executed said Resolution No. 2017-149 and agreed to continue complying with the Franchise, as amended by the Resolution; and

**WHEREAS**, the City adopted Resolution No. 2018-56 on July 2, 2018 extending the term of the Franchise until December 31, 2018; and

**WHEREAS**, Charter executed said Resolution No. 2018-56 and agreed to continue complying with the Franchise, as amended by the Resolution; and

**WHEREAS**, the City adopted Resolution No. 2018-106 on December 3, 2018 extending the term of the Franchise until June 30, 2019; and

**WHEREAS**, Charter executed said Resolution No. 2018-106 and agreed to continue complying with the Franchise, as amended by the Resolution; and

**WHEREAS**, the City adopted Resolution No. 2019-59 on July 1, 2019 extending the term of the Franchise until January 31, 2020; and

**WHEREAS**, Charter executed said Resolution No. 2019-59 and agreed to continue complying with the Franchise, as amended by the Resolution; and

**WHEREAS**, the City and Charter desire to extend the term of the Franchise to facilitate renewal negotiations under state and federal law.

**NOW, THEREFORE**, the City Council of the City of Winona, Minnesota hereby resolves as follows:

1. The Franchise is hereby amended by extending the term of the Franchise from February 1, 2020 through and including July 31, 2020 unless earlier renewed by the parties.
2. Except as specifically modified hereby, the Franchise shall remain in full force and effect.
3. The City and Charter hereby agree that neither waives any rights either may have under the Franchise or applicable law.
4. This Resolution shall become effective upon the occurrence of both of the following conditions: (1) The Resolution being passed and adopted by the Winona City Council and (2) Charter's acceptance of this Resolution.

Thereupon Borzyskowski moved to waive the reading of the resolution and to adopt same. The motion was seconded by Moeller, and carried with all voting aye. Thereupon the Mayor declared the resolution duly adopted.

### **5.3 Invasive Aquatic Plant Management Grant**

The Minnesota Department of Natural Resources periodically offers grant funds to aid in the control of invasive aquatic plant species. Lake Winona is known to harbor invasive aquatic plants such as curly leaf pondweed and Eurasian watermilfoil. The City's Natural Resources and Sustainability Coordinator recommends seeking these grant funds to help defray the cost of managing the invasive species.

Staff proposes using herbicide to kill curly leaf pondweed biomass in early June in order to remove the reproductive parts of the plant before they are mature. A later season application of herbicide could be utilized to control Eurasian watermilfoil.

State regulations limit the project size of a strictly herbicide application to 15% of a lake basin. Staff suggests starting with 15% of the smaller west basin, which would constitute about 11.5 acres.

A requirement of the grant is to do a lake inventory of aquatic plant species, and can be reimbursed up to \$1,000. The grant also funds the treatment at \$1,050 plus another \$50 per acre above 10 acres. Thus the City would likely receive funding of \$2,025. The total cost of the project would be about \$4,500, meaning the City would need to provide about \$2,475 in funding. Staff suggests utilizing the storm sewer fund for this expense.

Moeller moved to approve the request. Schollmeier seconded the motion, and after a brief discussion, it carried with all voting aye.

### **7.1 Council Concerns**

Moeller congratulated the Minnesota Marine Art Museum on their recent Shutterbug exhibit, and noted that it received media coverage throughout the state.

Thurley congratulated Visit Winona on their response to the Super Bowl ad which was filmed in Winona.

Schollmeier was concerned about potential flooding of the Mississippi River, and was glad to hear that staff is monitoring the situation. He echoed Thurley's comments about Visit Winona.

Borzyskowski noted the presence of Wincraft products made in Winona on the field at the end of the Super Bowl. He offered his condolences to the family of Mary Lou Pellowski, who recently passed away.

### **8.1 Consent Agenda**

The City Clerk presented the Consent Business Agenda as follows:

- Item No. 8.1: Approval of Minutes – January 21, 2020; and
- Item No. 8.2: Claim against the City by Shane Rasmussen.

Thurley moved to approve the consent agenda. Eyden seconded the motion, and it carried with all voting aye.

The time being 6:50 p.m. and there being no further business to come before the Council this evening, Borzyskowski moved to adjourn. Eyden seconded the motion, and it carried with all voting aye.

---

Monica Hennessy Mohan  
City Clerk

---

Mark F. Peterson  
Mayor