

LOWELL TOWN COUNCIL
REGULAR MEETING
SEPTEMBER 12, 2022

The regular meeting of the Lowell Town Council was called to order on Monday, September 12, 2022 at 7:00 P.M. by President Todd Angerman. The Pledge of Allegiance was recited followed by a moment of silence. Clerk-Treasurer Judith Walters called the roll. Members present were Todd Angerman, Michael Gruszka, John Alessia, Shane Tucker, and John Yelkich. Also present were Town Manager Craig Hendrix, Police Chief James Woestman, GIS Director Greg White, and Attorney David Westland. Also present were Building Administrator Tim Henke, EMS Director Corey Wietbrock, one member of the press, and nine interested citizens present.

TREASURER'S REPORT - August 2022

Councilman Tucker made a motion to approve the August 2022 Treasurer's Report, seconded by Councilman Alessia and carried with five ayes.

APPROVAL OF MINUTES

Councilman Alessia made a motion to approve the regular meeting and work session minutes from August 22nd, seconded by Councilman Tucker and carried with five ayes.

APPROVAL OF VOUCHERS

President Angerman stated he had reviewed the following vouchers: White Vouchers #10937 - #11025, White- Police - #1124-#1131, Water #2244 #2254, Waste Water #4603- #4656, and Stormwater Utility #6115 - #6126. Councilman Alessia made a motion to approve the vouchers as listed, seconded by Councilman Tucker and carried with five ayes on roll call vote.

**PETITIONS, COMMUNICATIONS, REMONSTRANCES,
PROCLAMATIONS**

Project Lifesaver - Tri-Creek EMS - Corey Wietbrock, Co- Director, asked permission to place signage near the Welcome to Lowell signs on the east and west sides of town that announce the program in Lowell that helps with children and adults who have disorders that are prone to wander by registering to wear a small transmitter on their wrist or ankle. Councilman Alessia moved to approve the signage, seconded by Councilman Tucker and carried with five ayes. Mr. Wietbrock also announced the Lowell Volunteer Fire Department was awarded a FEMA grant in the amount of \$510,857 to replace expiring air packs.

ORDINANCES & RESOLUTIONS

Ordinance #2022-18 - PUD - Kingston Ridge - Act on favorable recommendation from Plan Commission/preliminary plan/plat and PUD

Ordinance - Councilman Alessia moved to accept the favorable recommendation from the Plan Commission of the preliminary plan/plat and adopt Ordinance #2022-18 - PUD - Kingston Ridge by name and title only, seconded by Councilman Yelkich, and carried with five ayes on roll call vote.

Resolution #2022-11 - Transfer of Funds - M.V.H. Fund and Freedom Park Fund for appropriation line items - Councilman Tucker moved to adopt Resolution #2022-11, seconded by Councilman Yelkich and carried with five ayes on roll call vote.

UNFINISHED BUSINESS

NEW BUSINESS

Enter into agreement with Barnes & Thornburg LLP - Investment Opportunities - Attorney Westland stated the firm does legislative work for the State Treasury Board and knows the rules and laws of the recent legislation change for the sale of the water utility. The firm may help the Town on the rules of how the principal can be spent and has already done a few hours of work by answering questions about the new law. Councilman Alessia moved to enter into an agreement at an hourly rate with Barnes & Thornburg, seconded by Councilman Yelkich and carried with five ayes.

Enter into agreement with Austen Equipment for storm sewer project - 171st Avenue - Town Manager Hendrix had solicited three quotes and recommend the project be awarded to Austgen Equipment in the amount of \$80,541.00. Councilman Alessia moved to approve the agreement with Austgen Equipment in the amount of \$80,541 with the understanding that Saco will be contacted to reimburse for the cost of the culvert, seconded by Councilman Tucker and carried with five ayes.

Added to agenda:

Purchase Street and Police Equipment - As discussed during the work session, the Police would like to order two Dodge Ram trucks at \$45,000 each and one Dodge Charger at \$44,000 each and the Street Department would like to purchase a 2022 GMC Sierra in the amount of \$72,000. The funds are available in the Cumulative Capital Development Fund. Councilman Tucker moved to approve the police vehicle purchases, seconded by Councilman Alessia and carried with five ayes on roll call vote. Councilman Yelkich moved to approve the purchase of the 2022 GMC Sierra in the amount of \$72,000, seconded by Councilman Tucker and carried with five ayes on roll call vote.

ANNOUNCEMENTS

President Angerman announced the next regular meeting will be held on Monday, September 26th, at 7:00 P.M.

MEDIA QUESTIONS/PUBLIC COMMENTS

Chuck Abraham, Lowell Tribune asked if Ordinance #2022-18 for Kingston Ridge was for the development on south Nichols.

Jim Zwiers, 17599 Susan Lane and Thomas Janes, 17582 Susan Lane, were present to request a three way stop sign be place on Susan Lane and where the children wait for the school bus to slow down traffic. Mr. Zwiers stated that the traffic is coming on Susan Lane to avoid Brookwood that has stop signs. Police Chief Woestman agreed it is an issue in the subdivision. Council agreed and signs will be ordered and the ordinance to amend stop signs/speed limit will be amended for council to act on.

Tina Michaels, Andrew Avenue, stated she was concerned about unlawful obstructions on streets and sidewalks. She stated her son was a passenger in the car that hit a huge pile of rock that was left on 177th Avenue by a contractor and ended on top of the rock pile. She asked why it was put in the road and not the driveway and felt the contractors attitude was very concerning. She stated she has also seen dumpsters in the roadway. President Angerman stated that it is against ordinance and the contractor was cited by the Police Department. Ms. Michaels asked if the homeowner was cited. Attorney Westland stated the contractor was cited but stated you could argue if the homeowner directed the obstruction to be placed in the roadway they could also be cited. Ms. Michaels said that she hoped in the future the contractor will be directed to move the obstruction right of way.

Mary Stinnett, 231 Idlewild Street, asked how she could get resident parking only on her street. President Angerman stated it is a public right of way and they could only have no parking, but then the homeowners would not be able to park on the street. Ms. Stinnett stated that the Pop Warner football parents are parking on her street and blocking driveways while their children are practicing on the school property. Police Chief Jim Woestman stated they have received no complaints and she should call the police when it is happening as they can't be obstructing the street. Ms. Stinnett said she is also planning to attend a school board meeting. It was suggested the Pop Warner League be contacted about the problem.

ADJOURNMENT

No further business, Councilman Alessia made a motion to adjourn at 7:30 P.M., seconded by Councilman Toker and carried with five ayes.



Todd Angerman, President

Attest:



Judith Walters, Clerk-Treasurer