



## **Horace City Council Special Meeting Minutes**

The Horace City Council met on November 18, 2020 @ 5:30 pm at Horace City Hall. Those present were Mayor Kory Peterson, Councilmember Chelsey Johnson, and Councilmember Fenelon. Councilmember Schmidt joined the meeting virtually via Teams. Councilmember John Koerselman was absent. Others present included: Brenton Holper, Russ Sahr, Barrett Voigt (Teams) and Lukas Croaker (Teams).

Mayor Peterson called the meeting to order at 5:30 pm

Mayor Peterson forwent the pledge of allegiance.

### **Agenda Item #3: Approve regular agenda**

**Motion:** Approve the Regular Agenda.

**1<sup>st</sup> Motion:** Councilmember Fenelon

**2<sup>nd</sup> Motion:** Councilmember Johnson

**Action taken:** All in favor, none opposed. Motion carried.

### **Agenda Item #4: Sahr Conditional Use Permit – Wind Turbine | Brenton Holper, City Administrator**

Councilmember Koerselman would like to see the injunction against Mr. Sahr dropped. Mr. Sahr stated that he needed to install a concrete base for the turbine, but that the turbine itself would be left in pieces. He would only assemble the wind turbine during an extensive power outage. The conditional use permit would be for two weeks and then Mr. Sahr would take down the wind turbine. Since Mr. Sahr withdrew his previous conditional use permit application, he would need to submit a new one and have it approved to be able to proceed. Council suggested to skip the executive session.

Mr. Croaker provided three options for Council to consider. Council could ask for a stipulated judgement in which both parties agree. The second options would be a settlement agreement in which Mr. Sahr agrees to not install the wind turbine without City Council's approval. If the agreement is violated, the action would be viewed as a breach of contract. The last option would be a default judgement which would grant the injunction. Council agreed on a settlement agreement.

**Motion:** Approve Drafting a Settlement Agreement and Stop the Injunction Filed Against Mr. Sahr.

**1<sup>st</sup> Motion:** Councilmember Fenelon

**2<sup>nd</sup> Motion:** Councilmember Johnson

**Action taken:** All in favor, none opposed. Motion carried.

### **Agenda Item #5: Adjourn**

**Motion:** Approve Meeting Adjourn at 6:01 pm.

**1st Motion:** Councilmember Fenelon

**2nd Motion:** Councilmember Johnson

**Action taken:** All in favor, none opposed. Motion carried.

Next Regular City Council Meeting is **December 7, 2020** at 6:00 pm

