

CITY OF MONTEVIDEO  
CITY COUNCIL PROCEEDINGS  
July 19, 2010

The city council met in regular session Monday, July 19, 2010 in the council chambers at city hall. President Hodge called the meeting to order at 7:00 P.M. with the Pledge of Allegiance.

Council members present: Marvin Garbe, Bryce Curtiss, Karen Nieuwbeerta and Sandra Hodge.  
Absent: Al Johnsrud. Mayor Jim Curtiss present.

Also present were: City Manager Steven C. Jones, City Engineer David Berryman, City Attorney Janice M. Nelson and City Clerk Glennis Lauritsen.

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed to approve the agenda, with the following modifications:

**MODIFY:**

**5(A) CONSIDER APPROVAL OF VERIFIED CLAIMS FOR THE PERIOD ENDING JULY 16, 2010 IN THE AMOUNT OF ~~\$1,508,903.33~~ \$1,513,639.14.**

Modified amount reflects the following additional items:

MISCELLANEOUS

|                    |                          |             |
|--------------------|--------------------------|-------------|
| Delta Dental of MN | Dental insurance premium | \$ 1,809.98 |
|--------------------|--------------------------|-------------|

FLOOD

|                                 |                               |          |
|---------------------------------|-------------------------------|----------|
| Short Elliott Hendrickson, Inc. | Lagoon Park bridge inspection | 2,925.83 |
|---------------------------------|-------------------------------|----------|

**7(E) CONSIDER RESOLUTION ACCEPTING ~~\$200.00~~ GIFTS/GRANTS FROM HENNING-ERICKSON VFW POST #380 FOR CRAZY MONTE DAYZ KID'S ACTIVITIES VARIOUS ORGANIZATIONS AND INDIVIDUALS.**

This item has been amended to reflect a number of gifts/donations received, as follows:

| <u>Name</u>                | <u>Description</u>          | <u>Amount</u> |
|----------------------------|-----------------------------|---------------|
| Henning-Erickson Auxiliary | Crazy Days Kid's Activities | 200.00        |

  

| <u>Name</u> | <u>Description</u> | <u>Amount</u> |
|-------------|--------------------|---------------|
|-------------|--------------------|---------------|

|  |          |
|--|----------|
| Montevideo Fire Relief Assn. Monte Youth Sports    | 8,500.00 |
| Hormel Foods Corporation Fire Department equipment | 1,500.00 |

**ADD:**

**5(B) CONSIDER APPLICATION FOR USE OF CITY PROPERTY (6<sup>TH</sup> STREET, FROM BLACK OAK AVENUE TO EUREKA AVENUE) BY THE CHURCH OF ST. JOSEPH FOR THEIR FALL FESTIVAL ON SEPTEMBER 19, 2010, BETWEEN THE HOURS OF 8:00 A.M. TO 4:00 P.M.**

It was moved by Nieuwbeerta, seconded by Curtiss and unanimously passed to approve the minutes of the regular meeting of July 6, 2010, as presented.

4. Notices/Communications/Announcements or Appearance of Interested Citizens.

- None.

5. Consent Agenda.

It was moved by Curtiss, seconded by Garbe and unanimously passed to approve the following consent agenda items:

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING JULY 16, 2010 IN THE (MODIFIED) AMOUNT OF \$1,513,639.14.

5(B) APPROVAL OF APPLICATION FOR USE OF 6<sup>TH</sup> STREET, FROM BLACK OAK AVENUE TO EUREKA AVENUE, BY THE CHURCH OF ST. JOSEPH FOR THEIR FALL FESTIVAL ON SEPTEMBER 19, 2010, BETWEEN THE HOURS OF 8:00 A.M. TO 4:00 P.M.

6. Public Hearings.

- None.

7. General Business.

7(A) 2009 AUDIT REVIEW.

Nancy Aagesen, Dana F. Cole & Company, LLC, was on hand to present and review the 2009 Audited Financial Statements and Supplemental Information. Aagesen highlighted areas of interest and addressed questions/concerns raised by the council.

7(B) USE OF CITY PARKING LOT - RAYO DE LUZ CHRISTIAN CHURCH.

An application was submitted by Armando Castaneda, on behalf of the Rayo de Luz Christian Church, for the use of the city parking lot south of Inn Like Flinn to conduct a car wash on Saturday, July 24<sup>th</sup>, during the annual Crazy Days. Hours of the event would be from 10:00 A.M. to 4:00 P.M. The car wash is a fundraising activity for the church youth.

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed to approve the request, as submitted.

7(C) TEMPORARY LIQUOR LICENSE FOR VFW.

The VFW wishes to submit an application to the State of Minnesota for a temporary on-sale liquor license to serve liquor at a wedding reception at the TACC on September 4, 2010. All activities will be taking place indoors; therefore, no special conditions need to be considered.

It was moved by Nieuwbeerta, seconded by Curtiss and unanimously passed to approve submission of the application to the state, as presented.

7(D) FIRE RELIEF LUMP SUM PENSION PLAN.

The Fire Relief Association is required to present its Schedule Form for Lump Sum Pension Plans Reporting Year 2010 (determination of plan liabilities and required municipal contribution for 2011) to the city yearly, prior to August 1<sup>st</sup>. The report was submitted to the city clerk on Wednesday, July 14<sup>th</sup>. There is no scheduled contribution required from the city in 2011.

It was moved by Curtiss, seconded by Garbe and unanimously passed to approve the report, as submitted.

7(E) ACCEPTANCE OF GIFTS.

A number of gifts/donations have been received, as follows:

| <u>Name</u>                  | <u>Description</u>          | <u>Amount</u> |
|------------------------------|-----------------------------|---------------|
| Henning-Erickson Auxiliary   | Crazy Days Kid's Activities | 200.00        |
| Montevideo Fire Relief Assn. | Monte Youth Sports          | 8,500.00      |
| Hormel Foods Corporation     | Fire Department equipment   | 1,500.00      |

MARVIN GARBE OFFERED RESOLUTION NO. 2988, A RESOLUTION ACCEPTING GIFTS/GRANTS, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 2988 WAS SECONDED BY BRYCE CURTISS. THOSE VOTING IN FAVOR OF MOTION: MARVIN GARBE, BRYCE CURTISS, KAREN NIEUWBEERTA AND SANDRA HODGE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 4-0.

7(F) SUMMARY ORDINANCE NO. 899.

Ordinance No. 899 was adopted by the council on July 6<sup>th</sup>. Due to the length of the ordinance, staff requested that council authorize publication of a summary ordinance, as prepared by the city attorney.

It was moved by Curtiss, seconded by Nieuwbeerta and unanimously passed to authorize publication of a summary ordinance, as requested by staff.

7(G) ENGINEERING SERVICES WITH SEH FOR RUNWAY 14/32 RECONSTRUCTION.

In order to proceed with the reconstruction of the main runway at the airport, plans and specifications need to be completed. Even though actual reconstruction will (probably) not take place until 2013, funds are now available to complete the engineering portion of the project. Estimated city cost for the engineering portion of the project is \$3,000, with the county cost being the same.

It was moved by Nieuwbeerta, seconded by Curtiss and unanimously passed to authorize the city manager and mayor to sign the engineering agreement on behalf of the airport commission, the city and the county, contingent upon state and FAA funding/approval of the project.

7(H) 2:00 A.M. CLOSING RENEWAL - INN LIKE FLINN, INC.

Inn Like Flinn, Inc., 305 South 1<sup>st</sup> Street, wishes to submit a renewal application to the State of Minnesota for the optional 2:00 A.M. closing of their liquor establishment. The application must first be approved in an official meeting by the governing body of the city approving the sale of alcoholic beverages until 2:00 A.M. Their current permit expires 9/4/10. An incident log generated by the police department was supplied to the council for review.

It was moved by Garbe and seconded by Nieuwbeerta to approve the renewal. Those voting in favor of motion: Garbe, Nieuwbeerta and Curtiss. Those voting against motion: Hodge. Motion passed 3-1.

8. Ordinances.

8(A) MOBILE HOME PARKS EMERGENCY SHELTER/EVALUATION PLANS.

Mobile home parks are required to provide to the city emergency shelter or evacuation plans. Staff and the county emergency management director had recommended reviewing this issue and discussing whether the existing plans are adequate. The issue was discussed at the July 6<sup>th</sup> city council meeting, with consensus being that the city attorney draft an ordinance to address mobile home park storm shelters. An ordinance was drafted and provided to the council for its review and consideration.

FOLLOWING DISCUSSION, MARVIN GARBE INTRODUCED ORDINANCE NO. 900, AN ORDINANCE AMENDING SECTION 17, PARAGRAPH C(10) OF CHAPTER 13 OF TITLE 11 OF THE MONTEVIDEO CITY CODE, MANUFACTURED HOME PARK.

9. Discussion and Miscellaneous.

- ▶ City Engineer Berryman gave a brief update on the 2010 street projects and the levee project..
- ▶ City Attorney Nelson explained that she and the city manager had been working on language for a proposed ordinance to address truck traffic on Coleman Avenue. The council discussed how to define “truck traffic,” i.e., over 1 ton? trailer included? exceptions for garbage trucks/school buses/utility vehicles? A suggestion was made for “no through truck traffic, with the exception of service vehicles.”

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- ▶ Mayor Curtiss commented on the landscaping in front of the Private Industry Council building (former post office) and thanked those responsible for enhancing the downtown area.
- ▶ President Hodge discussed ATV usage within city limits. She had been approached by a couple of individuals asking about local regulations. Hodge asked that staff research the issue and report back to the council.

Meeting adjourned at 8:03 P.M.

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Glennis Lauritsen, Secretary

Approved by council August 2, 2010:

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Sandra Hodge - President