

CITY OF MONTEVIDEO
CITY COUNCIL PROCEEDINGS
October 4, 2010

The city council met in regular session Monday, October 4, 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: Sandra Hodge, Marvin Garbe, Bryce Curtiss, Karen Nieuwbeerta and Al Johnsrud. Absent: None. Mayor Curtiss present.

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

It was moved by Garbe, seconded by Curtiss and unanimously passed to approve the agenda, as presented, with the exception of agenda item 7D being moved in front of 7A.

It was moved by Nieuwbeerta, seconded by Garbe, and unanimously passed to approve the minutes of the regular meeting of September 20, 2010, as presented, except under call to order, Hodge was absent and Garbe called the meeting to order.

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

4(A) INTRODUCTION OF NEW POLICE RECORDS CLERK NATASHA HAGEN AND ANNOUNCEMENT OF NEW SERGEANT (PROMOTION) JEFF EICKHOFF.

Natasha Hagen was absent due to a time conflict, but Chief Christopher introduced Sergeant Eickhoff and asked Police Commission Chair Steve Beals to update the council on the process used to promote an officer to a sergeant position. The process was very thorough (five candidates) and produced three finalists, whose names were then presented to the city manager. The process included review of felony case files, interviews with local citizens, one-on-one interviews, and a two-hour written exercise, and a locally produced video scenario. Commissioners Claudia Shemon and Scott Marquardt were also present and added that they felt the process was fair and produced good candidates.

5. Consent Agenda.

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

- 5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING OCTOBER 1, 2010 IN THE AMOUNT OF \$475,930.81.
- 5(B) APPLICATION FOR USE OF CITY PROPERTY SUBMITTED BY THE MONTEVIDEO HIGH SCHOOL STUDENT COUNCIL FOR THE ANNUAL HOMECOMING PARADE FRIDAY, OCTOBER 8TH.

Public Hearings.

- None.

7. General Business.

7 (D) ALL HAZARD MITIGATION PLAN PRESENTATION.

Kate Meyer, Upper Minnesota Valley Regional Development Commission (RDC) reviewed the All Hazard Mitigation Plan with the city council. Working hard with Chippewa County Emergency Management Director Marvin Garbe, and with assistance from other local citizens, staff, and city personnel (Nick Haggemiller), the plan was updated, which is necessary for not only its intrinsic value, but as a necessity to receive FEMA funding in the event of a disaster. During this review, the emphasis was placed on local input and addressing cost issues associated with events or proposed mitigation plans.

AL JOHNSRUD OFFERED RESOLUTION NO. 2995, A RESOLUTION ADOPTING THE CHIPPEWA COUNTY ALL-HAZARD MITIGATION PLAN, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 2995 WAS SECONDED BY BRYCE CURTISS. THOSE VOTING IN FAVOR OF MOTION: AL JOHNSRUD, BRYCE CURTISS, KAREN NIEUWBEERTA, MARVIN GARBE AND SANDRA HODGE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(A) LAURITSEN LAND RECLAMATION PROJECT CUP.

On September 27, 2010, the Montevideo Planning Commission held a public hearing to review the request for a conditional use permit to allow a land reclamation project along

County Road 15. There was no testimony against the project at the hearing, and staff feels that the plan, with conditions, meets all city guidelines.

It was moved by Garbe, seconded by Nieuwbeerta, and unanimously passed to approve the conditional use permit, with conditions 1-9 as outlined in the staff report.

7(B) REZONING OF 1343 WOLFE AVENUE (MEDIIEVAL MADNESS MINI-GOLF).

On September 27, 2010, the Montevideo Planning Commission held a public hearing to review an application for the rezoning of land adjacent to the airport industrial park, and north of Wolfe Avenue, from R1 (Residential) to I1 (Light Industrial). The request was submitted by the property owner, Robert Emery. The commission received no testimony against the plan, and it appears to meet the guidelines of the city comprehensive plan.

AL JOHNSRUD INTRODUCED ORDINANCE NO. 903, AN ORDINANCE REZONING LAND.

7(C) GO-CART TRACK IN I1 DISTRICT.

On September 27, 2010, the Montevideo Planning Commission held a public hearing to review a request from Bob Emery, dba/Medieval Madness Mini-Golf, for a conditional use permit to allow go-cart operations in an I1 District. The commission received no testimony against the proposal, and have recommended approval, with conditions (including being contingent upon the rezoning of the parcel to I1.)

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed to approve the conditional use permit, with the seven conditions as outlined in the report.

7(D) SEE ABOVE.

7(E) STREET SWEEPER PURCHASE.

The city's Capital Improvement Plan (CIP) shows the purchase of a street sweeper and a loader in 2010. Staff feels that it is vital and financially prudent to purchase a street sweeper now, but to hold off on the purchase of the loader for a few more years. Funds

are available for the purchase of the street sweeper in the CIP, and one is available through the state bid.

It was moved by Nieuwbeerta, seconded by Garbe and unanimously passed to approve the purchase of a street sweeper through the of state bid for the cost of \$144,737.00, plus trade.

7(F) USE OF CITY PROPERTY FOR DOMESTIC VIOLENCE AWARENESS MONTH.

Safe Avenues of Montevideo has requested permission to put ribbons and silhouettes on poles and on city property to mark October as Domestic Violence Awareness Month. Safe Avenues will be responsible for the removal of the ribbons and silhouettes at the end of the month. This will not be city wide, but will be directed to the downtown area, and along public buildings and property.

It was moved by Garbe, seconded by Johnsrud and unanimously passed to approve the use of city property for this purpose.

7(G) STATE AID ROAD DESIGNATIONS.

The city has state aid mileage available to add to its system. Staff has looked at the existing state aid map, and has made a recommendation for change and/or addition to the system map. The major change is in deleting 6th Street and adding Wolfe Avenue and Ridgeview Drive.

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to approve the proposed changes to the state aid plan.

7(H) MODIFICATION TO WATSON WASTEWATER SERVICES AGREEMENT.

Because the City of Watson proposed changes to the odor and corrosion control of the new line from Watson to Montevideo, staff requested they draft a change in the agreement. Such a change was drafted and approve by the City of Watson, and was made available for Montevideo to review. The changes include: 1) the odor control unit will be installed in Watson (versus the Friendship Homes lift station); 2) Watson staff will maintain the unit and add chemicals as needed; and, 3) if, in the future, odors do occur in

Montevideo because of the Watson line, Watson has agreed to take action to solve the problem.

It was moved by Nieuwbeerta, seconded by Curtiss and unanimously passed to approve the changes to the agreement as outlined in the letter from Watson dated September 14, 2010.

7(I) UTILITY ISSUES WORKSESSION.

Staff has requested a worksession to review a number of utility line, warranty and right-of-way issues.

It was moved by Garbe, seconded by Nieuwbeerta, and unanimously passed to set a worksession for 5:00 P.M. on Monday, November 15th.

8. Ordinances

8(A) ADOPTION OF ORDINANCE NO. 902.

The frontage road between 24th and 28th Streets, north of Highway 7, was unnamed. Previously, the city council had introduced an ordinance naming the street Washington Avenue.

IT WAS MOVED BY MARVIN GARBE THAT ORDINANCE NO. 902, AN ORDINANCE NAMING AN EXTENSION OF WASHINGTON AVENUE, BE ADOPTED. MOTION FOR ADOPTION OF ORDINANCE NO. 902 WAS SECONDED BY BRYCE CURTISS. THOSE VOTING IN FAVOR OF MOTION: MARVIN GARBE, BRYCE CURTISS, KAREN NIEUWBEERTA, AL JOHNSRUD AND SANDRA HODGE. THOSE VOTING AGAINST MOTION: NONE. ORDINANCE PASSED 5-0.

9. Discussion and Miscellaneous

- ▶ City Engineer Berryman provided a brief update on the status of the 2010 Street Improvements, noting that lights still needed to be replaced, and some landscaping still needed to be completed.

- ▶ Council member Curtiss reminded the council that the hospital open house is scheduled for October 28th from 3:00 P.M. to 7:00 P.M.
- ▶ Council member Garbe mentioned that he would like to see the city do more in completing flood mitigation work, and that the possibility of a flood next year may be high. He asked all council members to be proactive in talking with our state and federal representatives, and encouraged staff to use council members, if needed, to lobby for funding, and help with the easement issues on Highway 212.

Mayor Curtiss, Attorney Nelson and Engineer Berryman left the meeting at this time.

9(A) DISCUSSION-AFSCME UNION NEGOTIATIONS.

At 8:06 P.M., the council went into closed session to discuss union negotiations. The closed meeting was recorded on audio tape. The council came out of closed session at 8:39 PM. City Manager Jones was directed to continue to negotiate with AFSCME.

Meeting adjourned at 8:50 P.M.

Steven C. Jones, Acting Secretary

Approved by council October 18, 2010:

Sandra Hodge - President