

CITY OF MONTEVIDEO  
CITY COUNCIL PROCEEDINGS  
August 2, 2010

The city council met in regular session Monday, August 2, 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, Al Johnsrud and Sandra Hodge. Absent: None. Mayor Jim Curtiss absent.

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

It was moved by Curtiss, seconded by Nieuwbeerta and unanimously passed to approve the agenda, as presented.

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to approve the minutes of the regular meeting of July 19, 2010, as presented.

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

- None.

5. Consent Agenda.

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

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING JULY 30, 2010 IN THE AMOUNT OF \$704,859.62.

6. Public Hearings.

- None.

7. General Business.

7(A) BID FOR DEMOLITION OF 313 PARK AVENUE.

A court order to repair/remove/demolish 313 Park Avenue gave the City of Montevideo the right to enforce the order on or after May 10<sup>th</sup>. The property is owned by Tom Worden. On June 16, 2010, an asbestos assessment was completed on the structure at 313 Park Avenue and the results came back negative. RFP's for demolition were sought, with a return deadline of July 9, 2010. The only bid received was from Dennis Larson, dba/MAAC, Inc., in the amount of \$16,100. Bid is good for 60 days, or September 7<sup>th</sup>.

Community Development Director Nick Haggemiller was present to explain that Mr. Worden has been working on his property since the May 10<sup>th</sup> deadline. In review of the nine (9) items represented on the Repair/Remove/Demolish Order, he has not completed the majority. Haggemiller stated that Building Official Don Fischer had conducted a progress inspection of the property earlier today and prepared an update report, which he distributed to the council for review. The update indicated (among other items) that the back porch has been completely removed; however, the front porch has been only partially removed. The front porch renders the property a hazard to public safety.

Mr. Worden was present to address the council. He stated that he has removed approximately four tons from the property and, with the front porch removal, that will increase to approximately six tons. He said he continues to work on the property daily, in order to make the property safe and is making good progress. He added that he has hired a contractor to help with the floor joists. He then requested additional time to address the remaining issues.

It was moved by Nieuwbeerta, seconded by Garbe and unanimously passed to table action on this item for two weeks, for progress to be further reviewed at the August 19<sup>th</sup> city council meeting.

7(B) CHANGE ORDER #12 - WWTP MODIFICATIONS.

Utilities Superintendent Byron Hayunga was present to explain that some issues have been identified with wiring in the existing chlorine contact tank and aeration basin. Conduits and conductors in these areas need to be replaced. This was not part of the contract and would result in an additional \$8,815.00. Hayunga recommended going ahead with the replacement.

It was moved by Garbe, seconded by Johnsrud and unanimously passed to approve Change order #12, as presented.

7(C) UTILITY SERVICES TO WATSON.

Staff was contacted by Todd Vogel, Mayor of the City of Watson, who inquired about the possibility of Montevideo supplying services/oversight of their water and wastewater utilities. Staff believes it worthwhile to see whether something can be worked out that is beneficial to both parties and asked permission of the council to begin talks with Watson representatives.

It was the consensus of the council that staff meet with Watson for this purpose.

7(D) COLEMAN AVENUE TRUCK TRAFFIC.

In response to concerns raised by property owners along Coleman Avenue, staff has drafted suggested ordinance language changes to address the issue of truck traffic/restrictions. The proposed language would allow the council to designate "substandard streets" with additional weight/truck restrictions.

City Manager Jones stated that staff has some concerns about enforcing new weight restrictions on just one road. There are also concerns about enforcement measures. He added that even though Coleman Avenue has some unique issues (proximity to the fairgrounds), some other city streets also are substandard or have their own issues. Jones explained that weight restrictions are already in place on most city streets (5-ton limit on all residential streets unless posted). Haul roads have 9-ton limits, i.e., state-aid streets. In cases where trucks are repeatedly using city streets for commercial uses, attempts are made to reroute them to the 9-ton streets.

Following discussion, it was the consensus of the council that the proposed language be incorporated into ordinance form, for consideration at the next council meeting.

7(E) INOPERABLE CURB BOXES.

MARVIN GARBE OFFERED RESOLUTION NO. 2989, A RESOLUTION ORDERING REPAIR OF INOPERABLE CURB BOXES AT 205 BLACK OAK AVENUE AND 1108 NORTH 15<sup>TH</sup> STREET, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 2989 WAS SECONDED BY

BRYCE CURTISS. THOSE VOTING IN FAVOR OF MOTION: MARVIN GARBE, BRYCE CURTISS, AL JOHNSRUD, KAREN NIEUWBEERTA AND SANDRA HODGE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

8. Ordinances.

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

IT WAS MOVED BY AL JOHNSRUD THAT 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, BE ADOPTED. MOTION FOR ADOPTION OF ORDINANCE NO. 900 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. ORDINANCE PASSED 5-0.

It was noted that the ordinance will take effect 30 days after its publication. Once in effect, a copy will be sent to Countryside Public Health and the Chippewa County Emergency Management Director.

9. Discussion and Miscellaneous.

- ▶ Burdell Johnson was present in the audience and addressed the council on two issues: 1) noxious weeds in Chinhinta Park; and, 2) unsightly structure and trees behind Topper's Bar & Grill. City staff indicated that the city has been working with Mr. Frommel on the issues behind Topper's. Mr. Frommel is aware of the situation and has plans to address both issues. Staff also stated the city would check and take care of the weeds in the park.
- ▶ Al Johnsrud commented on the lack of downtown hanging baskets this year. He had noticed them in other communities, noting how nice they looked. It was his hope that perhaps there will be a way to bring them back in 2011.

At 7:52 P.M., President Hodge announced that council would be taking a brief recess prior to going into closed session to discuss labor negotiations.

At 7:55 P.M., council went into closed session for the purpose of discussing labor negotiations.

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The closed session ended at 8:05 P.M. President Hodge stated that no action was taken; only an update by the city manager was provided.

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed that the meeting be adjourned.

Meeting adjourned at 8:06 P.M.

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Glennis Lauritsen, Secretary

Approved by council August 16, 2010:

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Sandra Hodge - President