

CITY OF MONTEVIDEO
CITY COUNCIL PROCEEDINGS
May 3, 2010

The city council met in regular session Monday, May 3, 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, Sandra Hodge, Bryce Curtiss, Al Johnsrud and Karen Nieuwbeerta. Absent: None. Mayor Jim Curtiss present.

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

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

MODIFY:

7(B) CONSIDER ENTERING INTO A WETLANDS MITIGATION AGREEMENT WITH LYON COUNTY FOR ACQUISITION OF ACRES FROM WETLAND BANK FOR LEVEE PROJECT.

Purchase Agreement attached.

ADD:

9(A) UPDATED 2010 STREET & UTILITY IMPROVEMENTS TIME LINE.

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed to approve the minutes of the regular meeting of April 19, 2010, Board of Equalization meeting of April 26, 2010 and worksession of April 26, 2010.

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

- None.

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 APRIL 30, 2010 IN THE AMOUNT OF \$673,014.11.

6. Public Hearings.

- None.

7. General Business.

7(A) WWTP PROJECT - CHANGE ORDERS 9 & 10 AND LAB EQUIPMENT.

Utilities Superintendent Byron Hayunga was present to discuss two change orders and one additional cost to the WWTP Project for consideration by the council.

Change Order #9: Underground air lines installed in 1993 from the control building to the aeration tanks have failed at the joints, thus leaking air. Hayunga stated that staff looked at a number of options and recommends replacement of the pipes and joints. Even though some lower cost options were available, it was determined that complete replacement would garner the highest degree of certainty of success. The proposed work was not part of the original project, but it came up as a needed repair to the existing plant. The Public Facilities Authority (PFA) will allow the work within the existing funding agreement, and the city has sufficient funds in the project contingency line item to fund the additional work. Total cost is \$307,910.00.

Change Order #10: Hayunga explained that this change order involves the replacement of two existing RAS (return activated sludge) pumps with VFDs (variable frequency drives). This was also not in the original contract, but existing pumps need to be upgraded. Total cost is \$19,914.00.

Lab Equipment: Hayunga explained that this was an anticipated cost and is included in the amount to be financed through the PFA for the project. Quotes were received from two vendors - North Central Laboratories in the amount of \$15,819.00 and Hach Company in the amount of \$15,321.00. Staff recommends accepting the North Central Laboratories quote inasmuch as the size of the BOD incubator from Hach Company is smaller and they also do not handle a moisture balance which is needed for the sludge thicken test and which would be an additional \$1,800.00.

It was moved by Garbe, seconded by Johnsrud and unanimously passed to approve Change Order #9, Change Order #10 and the purchase of lab equipment through North Central Laboratories, for the reasons cited above.

7(B) WETLAND MITIGATION AGREEMENT WITH LYON COUNTY.

City Engineer Berryman explained that the city needs to mitigate 14.7 acres of wetland for the levee project which must be mitigated at a 2:1 ratio, for a total of 29.4 acres. The city has previously entered into an agreement with Tom Ryman which accounts for 25.6 acres, leaving a shortfall of 3.8 acres. There is no additional acreage available locally; therefore, the additional acreage will need to be purchased from the wetland bank. Lyon County currently shows acreage available that would qualify for this project. The purchase price would be \$20,253.60 per acre, or a total of \$76,963.68. There is also a review fee of 6.5% of the calculated rate of \$16,878.00 per acre, or \$4,168.87.

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to approve the purchase agreement with Lyon County, as presented.

7(C) ASSESSMENT SERVICES WITH CHIPPEWA COUNTY.

An agreement for assessment services for the period June 1, 2010 through May 31, 2012 has been prepared and verbally approved by Chippewa County for a total agreed fee of \$47,382 for 2011 and \$48,322 for 2012. The costs represent a 2.5% increase for the 2011 assessment and a 2.0% increase for 2012. It was noted that last year the city paid \$51,965 for a one-year contract, to accommodate the need for the exempt property valuation in 2010 which is conducted every six years.

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

7(D) WARNING SIREN UPGRADE.

The radio systems on the city's sirens must be upgraded by 2013. A recent grant obtained by Chippewa County will help buy down the costs of these upgrades and would result in substantial savings (\$4,521.00 per unit). Total cost for four (4) sirens @ \$1,400.00 each is \$5,600.00.

It was moved by Johnsrud, seconded by Nieuwbeerta and unanimously passed to authorize the purchase, using council contingency funds.

7(E) DECLARATION OF INTENT TO BOND.

In accordance with IRS issued treasury regulations, the city is required to make a declaration of intent to reimburse itself for expenditures paid out on the 2010 Street Improvement project prior to bonds being issued.

It was moved by Garbe, seconded by Curtiss and unanimously passed to authorize the city clerk to execute the "Declaration of Official Intent."

7(F) CITY OFFICE COPIER UPGRADE.

City Clerk Lauritsen explained that the city is nearing the end of a 60-month lease with The Document Company Xerox for the existing DC460 office copier. She discussed a recent proposal received from Xerox to upgrade to a ColorQube 9201. The proposal is based off of the state contract and would result in a new 60-month lease at \$444.48/month, with varying print charges ranging from \$0.0064-\$0.0845, depending on the amount of color used. Lauritsen also discussed some of the features of the machine and cost savings/advantages that would be realized. She noted that she had participated in a demo of the machine and had also contacted a reference. Staff recommended entering into a new lease with Xerox.

It was moved by Garbe, seconded by Johnsrud and unanimously passed to authorize a lease with The Document Company Xerox, as outlined.

7(G) \$9,100.00 GIFT FROM AMERICAN LEGION.

The American Legion Post #59 submitted Form LG555 Government Approval or Acknowledgment For Use of Gambling Funds for a \$9,100.00 donation. Their wish is that those funds then be given to the Montevideo-Chippewa County Ambulance Association for equipment/expenses.

MARVIN GARBE OFFERED RESOLUTION NO. 2972, A RESOLUTION ACCEPTING GIFT, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 2972 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. RESOLUTION PASSED 5-0.

7(H) TRADITIONAL SHOOTERS NIGHT AT THE ARCHERY RANGE.

A letter was submitted to the city from Stan Meyer and Jon Dahlvang requesting that Thursday nights be reserved for “traditional” shooters (long and recurve bows) at the archery range located at the south end of Chippewa Street in Smith Addition. The letter explained that traditional and compound shooters do not mix very well and over half of the traditional shooters do not show up if they know that the compound shooters are there. Staff explained that the traditional users group have agreed to provide an appropriate sign on the site for the designation.

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

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

9(A) UPDATED 2010 STREET IMPROVEMENTS TIME LINE.

Advertisement for bids for the project was not published in the local paper in time to meet the city’s previous time line. Therefore, staff has revised the time line, as follows:

- May 27 - Bid opening date
- June 7 - Council reviews and awards bid, sets assessment rate, calls for final assessment hearing and calls for bond sale
- June 21 - No action needed.
- July 6 - Council holds final assessment hearing and adopts final assessment roll.

City Manager Jones reviewed the time line and noted that the major change results in holding the assessment hearing AFTER award of bid vs. how the hearing has been scheduled over the past several years (by holding the final assessment hearing BEFORE award of bid.) Either way is acceptable; however, due to the lack of publication, the city must proceed now in this manner.

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No formal action was required of the council.

- ▶ Council member Garbe asked about the installation of lights at Central Park and William/County Road 15, as previously approved by the council. City Manager Jones explained that the Central Park lights have been installed. Jones will check with the public works director on the status of the William Avenue/County Road 15 lights.

Meeting adjourned at 7:38 P.M.

Glennis A. Lauritsen, Secretary

Approved by council May 17, 2010:

Sandra Hodge - President