

CITY OF MONTEVIDEO
CITY COUNCIL PROCEEDINGS
July 6, 2009

The city council met in regular session Monday, July 6, 2009 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, Al Johnsrud, Karen Nieuwebeerta, Marvin Garbe (7:13 P.M.) and Bryce Curtiss. Absent: None. Mayor Jim Curtiss absent.

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

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

ADD:

**7(H) CONSIDER RESOLUTION REGARDING A.R.R.A. ASSISTANCE TO
FIREFIGHTERS FIRE STATION CONSTRUCTION GRANT.**

It was moved by Nieuwebeerta, seconded by Curtiss and unanimously passed to approve the minutes of the regular city council meeting of June 15, 2009, as presented.

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

None.

5. Consent Agenda.

It was moved by Curtiss and seconded by Johnsrud to approve the following consent agenda items:

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING JULY 2, 2009 IN THE AMOUNT OF \$853,061.07.

5(B) APPLICATION FROM THE CHURCH OF ST. JOSEPH FOR AN EXEMPTION FROM LAWFUL GAMBLING LICENSE REQUIREMENTS FOR BINGO AND RAFFLE ACTIVITIES AT THEIR FALL FESTIVAL ON SEPTEMBER 20, 2009.

6. Public Hearings.

- None.

7. General Business.

7(A) AUDIT REVIEW.

Nancy Aagesen, Dana F. Cole & Company, LLC. was present to review the 2008 Audited Financial Statements and Supplemental Information. Aagesen highlighted areas of interest and addressed questions/concerns raised by the council. In addition to the bound audit document, Aagesen distributed copies of a letter that contained additional required information related to the audit.

Council member Garbe arrived at 7:13 P.M.

Aagesen commended the city on another “clean” audit. The council echoed that commendation.

It was moved by Johnsrud, seconded by Garbe and unanimously passed to accept the audit, as presented.

7(B) TRANSIT BUS PURCHASE.

Community Development Director Nick Haggemiller was present to discuss the purchase of the new transit bus. By motion on March 2, 2009, the city council approved the purchase; however, the state requires a resolution for such purchase.

MARVIN GARBE OFFERED RESOLUTION NO. 2920, A RESOLUTION AUTHORIZING THE PURCHASE OF A NEW TRANSIT BUS FROM NORTH CENTRAL BUS SALES, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 2920 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.

7(C) BUDGET WORKSESSION DATES.

It was moved by Nieuwbeerta, seconded by Johnsrud and unanimously passed to set the following budget worksession dates:

- ▶ Monday, August 3, 2009, 5:00 P.M.
- ▶ Monday, August 10, 2009, 5:00 P.M.
- ▶ Monday, August 17, 2009, 5:00 P.M.

7(D) KNIGHTS OF COLUMBUS GAMBLING FUND SPENDING REQUIREMENT PENALTY.

The Knights of Columbus Council 1551 did not meet the 75% local spending requirement of gambling fund donations for 2008. City Code 3-3-14 states that, “any organization that does not

comply with Section 3-3-10 of this Chapter shall **donate** ten percent (10%) of the net profits from gambling to the city for each year in which it fails to comply with that Section.” Therefore, the organization has submitted Form LG555 Government Approval or Acknowledgment For Use of Gambling Funds for this donation in the amount of \$1,778.17. Donations/gifts must be accepted by formal resolution.

BRYCE CURTISS OFFERED RESOLUTION NO. 2921, A RESOLUTION ACCEPTING GIFT, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 2921 WAS SECONDED BY AL JOHNSRUD. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, AL JOHNSRUD, KAREN NIEUWBEERTA, MARVIN GARBE AND SANDRA HODGE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(E) CLAY PURCHASE AGREEMENT.

One of the requirements for the new levee project is for the city to provide the clay borrow for the project. An agreement with Arthur C. Starbeck has been drafted by the city attorney for one of the two sites the city expects to use.

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

7(F) IMPOUND LOT AGREEMENT WITH CHIPPEWA COUNTY.

Police Chief Adam Christopher was present to discuss a new impound lot agreement with Chippewa County. The current agreement expired June 20, 2009. Christopher explained that the agreement has been written to allow the city to operate the lot with no monthly fee being charged to the county. The city would collect and retain all fees and be responsible for potential sale of the vehicles at auction, with the exception county forfeiture vehicles. Christopher felt this would allow greater efficiency and is in the best interest of both parties.

Christopher noted that the Chippewa County Board of Commissioners would be considering the agreement at its meeting on Tuesday, July 7th.

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

7(G) CHANGE ORDER NO. 6 - WWTF MODIFICATIONS.

This change order addresses the installation of a project sign per PFA and A.R.R.A. guidelines. The change order results in an increase of \$500.00.

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed to approve Change Order No. 6.

7(H) FIRE STATION CONSTRUCTION GRANT.

City Manager Jones explained an opportunity for grant dollars to help fund a possible new fire hall for the community. A resolution has been developed to support the submission of an application for an "ARRA Assistance to Firefighters Fire Station Construction Grant." The application is due July 15th.

BRYCE CURTISS OFFERED RESOLUTION NO. 2922, A RESOLUTION REGARDING A.R.R.A. ASSISTANCE TO FIREFIGHTERS FIRE STATION CONSTRUCTION GRANT, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 2922 WAS SECONDED BY KAREN NIEUWBEERTA. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, KAREN NIEUWBEERTA, MARVIN GARBE, AL JOHNSRUD AND SANDRA HODGE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED
5-0.

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

9. (A) REGIONAL RECORDS GRANT.

Police Chief Christopher discussed with council the collaborative effort being undertaken amongst 11 counties in an application process for a regional records grant. The grant would fund 100% of the cost of equipment and new software for an updated police records system in the region. Once funded, however, maintenance agreements would be necessary and Christopher estimated that cost to be \$10,000-\$12,000/year.

No action by the council was necessary.

- ▶ City Engineer Berryman updated the council on the progress of the 2009 Street/Utility Improvement Projects. Berryman stated that the city attorney continues to work on easements necessary for the storm sewer project on Buckeye Drive/19th Street. Hopefully, work on this project and the Sherman Avenue project will be starting soon.
- ▶ City Manager Jones and City Engineer Berryman discussed the possible timeline for Phase II of the Army Corps of Engineers levee project. It was noted that advertisement may take place in September, with work beginning in 2010.

- ▶ City Manager Jones explained that the city's building official is out of the office yet this week. The manager, community development director and engineer have worked together to ensure that permits are obtained, inspections are conducted, etc. In addition, a state representative has been in the city offices one day per week to follow-up on the state projects within the community.
- ▶ City Manager Jones informed the council that a second wastewater treatment facility meeting had taken place. He noted that the Buy American waiver had been submitted. Jones added that he had been interviewed by a Canadian radio station on this issue.
- ▶ City Manager Jones commented on the work involved with the FEMA flood reimbursement grant, noting that they have required additional paperwork from the city this time around.

Meeting adjourned at 8:13 P.M.

Glennis A. Lauritsen, Secretary

Approved by council July 20, 2009:

Sandra Hodge, President