

CITY OF MONTEVIDEO
CITY COUNCIL PROCEEDINGS
March 3, 2008

The city council met in regular session Monday, March 3, 2008 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, Mike Diggins, Marvin Garbe, Bryce Curtiss and Karen Nieuwbeerta (7:02 P.M.) Absent: None. Mayor Curtiss absent.

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

City staff present: Public Works Director Greg Schwaegerl.

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

Item Action

MODIFY:

7(C) **ANNUAL REPORT PRESENTATIONS BY ~~UTILITIES~~
SUPERINTENDENT BYRON HAYUNGA AND PUBLIC WORKS
DIRECTOR GREG SCHWAEGERL.**

ADD:

5(B) **CONSIDER APPLICATION FROM WEST 212 USBC ASSOCIATION
FOR AN EXEMPTION FROM LAWFUL GAMBLING LICENSE
REQUIREMENTS FOR RAFFLE/PADDLEWHEEL AND TIPBOARD
ACTIVITIES AT THE VFW POST 380 ON APRIL 26, 2008.**

Council member Nieuwbeerta arrived at 7:02 P.M.

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed to approve the minutes of the regular city council meeting of February 19, 2008, as presented.

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

4(A) APPEARANCE BY LIBRARY REPRESENTATIVES.

Local librarian David Lauritsen introduced Paul Setzepfandt, Chair of Pioneerland Library System. Both individuals were on hand to discuss the future of the Montevideo library and the benefits of its participation in the Pioneerland system. Lauritsen distributed several handouts - one which discussed the support services, dollars and benefits that would be lost if Montevideo is not a member of the Pioneerland system; one showing how the local levy is distributed; and, a 2008 library budget worksheet.

5. Consent Agenda.

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

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING FEBRUARY 29, 2008 IN THE AMOUNT OF \$189,934.86.

5(B) APPLICATION FROM WEST 212 USBC ASSOCIATION FOR AN EXEMPTION FROM LAWFUL GAMBLING LICENSE REQUIREMENTS FOR RAFFLE/PADDLEWHEEL AND TIPBOARD ACTIVITIES AT THE VFW POST 380 ON APRIL 26, 2008.

6. Public Hearings.

None.

7. General Business.

7(A) SITE PLAN REVIEW - CO-OP CREDIT UNION.

On Monday, February 25, 2008, the Montevideo Planning Commission conducted a site plan review for the new Co-Op Credit Union headquarters building to be located at 2407 East Highway 7. Following the review, the commission unanimously recommended its approval.

It was moved by Diggins, seconded by Curtiss and unanimously passed to approve the site plan review, as recommended by the planning commission.

7(B) V.F.W. TEMPORARY ON-SALE ACCESSORY USE/OUTDOOR AREA CONCERT.

Dan Anderson, V.F.W. Quartermaster, was present to discuss their request for a permit from the council to allow an on site outdoor event on Saturday, June 28, 2008, for a concert with the White Sidewalls. Anderson explained that the concert would take place in a fenced-in area, on property they own to the south of the building. A small portion of city-owned property would be utilized on the east side of the building (sidewalk/access). The V.F.W. would provide their own security; plastic glasses will be used; and a maximum of 300 tickets will be sold. In case of rain, the event would move indoors.

City code mentions a fee should be charged and set by resolution. There is currently no such fee and there have been other similar events allowed without a permit fee. It was suggested that this item be included in the city's Fees & Charges Schedule, listed as "no charge."

It was moved by Garbe, seconded by Diggins and unanimously passed to approve the request, with the provision that the premises be vacated by 12:30 A.M., rather than 1:00 A.M. as requested, which is consistent with beer garden events.

7(C) ANNUAL REPORT REVIEW - PUBLIC WORKS DEPARTMENT.

Public Works Director Schwaegerl was on hand to review his department's activities for 2007, which included street, parks, cemetery, transit and pool.

7(D) HIGHWAY 7 DETOUR.

An agreement has been proposed by the Minnesota Department of Transportation for use of 24th Street and Ashmore Avenue as a detour during the Highway 7 construction project. The agreement proposes to reimburse the city \$905.52.

Proposed agreement language was discussed briefly. According to the agreement, "The State will provide any necessary bituminous patching and ordinary maintenance on the roadway or shoulder of the city streets used for the T.H. 7 detour, at no cost or expense to the city."

Staff noted that parking along Ashmore Avenue may be an issue during the detour. The city engineer was directed to discuss this issue with Mn/DOT and request temporary signage be erected for “no parking” during this time.

BRYCE CURTISS OFFERED RESOLUTION NO. 2822, A RESOLUTION ENTERING INTO MN/DOT AGREEMENT NO. 92294, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 92294 WAS SECONDED BY MARVIN GARBE. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, MARVIN GARBE, KAREN NIEUWBEERTA, MIKE DIGGINS AND SANDRA HODGE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(E) MN VALLEY CO-OP VOTING DELEGATE.

It was moved by Garbe, seconded by Curtiss and unanimously passed that Mayor Curtiss be designated a voting delegate for the March 29, 2008 annual meeting of the MN Valley Co-Op Light & Power Association.

7(F) APPOINTMENT OF STEVE O’CONNELL TO THE LPA BOARD.

Mayor Curtiss has appointed Steve O’Connell to the vacant seat on the Local Public Authority (city’s HRA), term expiring June 4, 2009.

It was moved by Diggins, seconded by Garbe and unanimously passed to ratify the mayor’s appointment.

8. Ordinances.

None.

9. Discussion and Miscellaneous.

Prior to going into closed session for agenda item 9(A), (city manager performance evaluation), council members were asked whether they had additional items for discussion.

- ▶ Council member Garbe stated he would like to receive additional information relative to the Smith Addition dam removal - i.e., actual cost, residents’ viewpoints, effects of its removal, etc. City Manager Jones explained that this project is on the state’s list for funding; however, it is not currently a priority.

- ▶ Council member Garbe reminded council of the three public meetings sponsored by the Connected Communities Partners (CCP) and the Southwest Initiative Foundation to be held on Tuesday, March 4th, at 7:00-8:30 A.M., Noon-1:30 P.M. or 7:00-8:30 P.M. Garbe encouraged council members to attend one of the sessions.
- ▶ City Manager Jones updated the council on the monthly meeting held with SEH Representatives and staff on the WWTP Improvements.
- ▶ Board of Equalization training information had been distributed to the council. It was noted that Council members Curtiss and Hodge have the training necessary to conduct the city's Board of Equalization meeting on April 28th. Both Curtiss and Hodge plan to be in attendance and, therefore, the city is in compliance with training requirements.

President Hodge called a brief recess at 8:12 P.M.

9. Discussion and Miscellaneous

9(A) ANNUAL PERFORMANCE REVIEW/CITY MANAGER STEVE JONES.

President Hodge adjourned the meeting to closed session at 8:14 P.M. to conduct a performance evaluation of an employee subject to the council (City Manager Steve Jones.) Jones had been asked to leave the room during this discussion.

The entire closed session was recorded on tape and is on file and will be kept in accordance with the State Retention Schedule, after which time the tape will be reused.

President Hodge declared the closed session ended at 8:55 P.M., at which time Jones was invited back into the council chambers.

Council reconvened back to regular session at 8:56 P.M.

Council reviewed its findings with Jones, allowing him to respond to the various sections of the evaluation.

It was moved by Garbe, seconded by Curtiss and unanimously passed to authorize a 3.5% pay raise for Steve Jones, retroactive to January 1, 2008.

Minutes/City Council
March 3, 2008
Page No. 6

Council President Hodge stated she will make a public summary statement regarding the performance review at the March 17, 2008 city council meeting.

- ▶ Council member Garbe commented on the progress of a possible Veterans Home in Montevideo. Garbe stated the next hurdle is to clear the finance committee.

Meeting adjourned at 9:03 P.M.

Glennis A. Lauritsen, Secretary

Approved by council March 17, 2008:

Sandra Hodge, President