

CITY OF MONTEVIDEO
CITY COUNCIL PROCEEDINGS
September 17, 2012

The city council met in regular session Monday, September 17, 2012 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: Al Johnsrud, Bryce Curtiss and Sandra Hodge. Absent: Karen Nieuwbeerta and Marvin Garbe. Mayor Debra Lee Fader present.

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

It was moved by Curtiss, seconded by Johnsrud 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 September 17, 2012, as presented.

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

- None.

5. Consent Agenda.

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

- 5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING SEPTEMBER 14, 2012 IN THE AMOUNT OF \$517,623.88.
- 5(B) USE OF CITY STREETS BY THE MONTEVIDEO HIGH SCHOOL FOR THE HOMECOMING PARADE OCTOBER 12, 2012.
- 5(C) USE OF SMITH PARK BY THE MONTEVIDEO NOON LIONS CLUB FOR A LIGHTING DISPLAY OVER THE HOLIDAY SEASONS.

6. Public Hearings.

- None.

7. General Business.

7(A) HOSPITAL AMBULANCE GARAGE.

Hospital Administrator Mark Paulson was present to discuss design and cost estimates for the construction of an ambulance garage and training center. Paulson explained that the garage will be constructed with four (4) bays, which will house the three (3) current ambulances while also allowing for storage and sleeping quarters (when necessary) for ambulance personnel. The building will be constructed on the east side of 13th Street, across from the VA Clinic, and he informed the council that its placement on the site differs slightly from the approved site plan, in that it has been moved 10' to the south to accommodate future expansion.

Paulson noted that cost is estimated at \$811,112.78, which will be financed through hospital funded depreciation and operating funds. No new debt will be necessary. He stated that the hospital commission had recommended advertising for bids, and he now requested approval from the city, with a similar request being presented to the county board on Tuesday.

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to grant approval to go ahead with bids for this project.

7(B) TOSTENSON REFUSE AGREEMENT.

The existing agreement with Tostenson's, Inc. for garbage removal in the city expires at the end of the year. City staff and Tostenson's had some preliminary discussions and Tostenson's subsequently drafted a letter to the city offering to agree to the same terms and conditions of the existing agreement, with a five-year contract and no rate increase. Lonny & Nancy Tostenson, Tostenson, Inc., were present for the discussion.

Mr. Tostenson presented their letter and rate information they had compiled from a number of communities for comparison purposes. He stated that it was difficult to obtain "apple-for-apple" comparisons inasmuch as there are hidden costs included in some of the rates, i.e., fuel fees, etc.

City Manager Jones stated that the council has a number of options: 1) Direct staff to draft a new agreement with Tostenson's, agreeing to the terms proposed; 2) open up the service to other contractor(s); and, 3) city provide garbage hauling services.

A question was raised relative to fees for recycling services. Tostensons explained that they provide those services through a separate contract with Chippewa County. Citizens pay a set annual fee which is collected through property taxes.

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to direct staff to draft a new five-year agreement with Tostenson, Inc., reflecting the same basic terms and conditions as the existing agreement, and no planned increase for the length of the agreement.

7(C) BRUSH TRUCK QUOTES.

Fire Chief Dave Roelike presented quotes received for replacement of a small "grass rig" that was damaged (totaled) earlier this year. The firefighting unit on the truck was taken off, and the city received an insurance settlement on the truck body. In order to reuse the existing grass firefighting equipment, a new (or used) truck body needs to be acquired. Quotes were solicited for used or new trucks, with only new trucks quoted as follows:

Bidder	Bid
Parkview Ford/Kruse Motors (new GMC)	\$23,469.00
Parkview Ford (Ford gas)	\$25,933.00
Parkview Ford (Ford diesel)	\$32,685.00
Adams Motors (Chevrolet)	\$24,835.00

Staff recommended approving the low bid from Parkview Ford/Kruse Motors in the amount of \$23,469.00, plus tax, with a recommendation for funding, as follows:

Insurance Received	\$ 5,000.00
Fire CIP for Grants	9,700.00
Fire CIP for Miscellaneous	2,500.00
Council Contingency Fund	6,169.00
Estimated Tax - Council Contingency Fund	<u>1,600.00</u>
	\$23,469.00

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to approve the low bid and financing method, as presented.

7(D) PUBLIC WORKS BUILDING ARCHITECTURAL STUDY.

City Manager Jones explained that because it does not seem feasible at this point to construct an entire new public works facility, city staff would like the city council to explore the alternative of adding a new building at the existing public works department site, and repairing the older building. A proposal has been submitted from Cities Edge Architects for professional services at a cost of \$6,650.00.

Jones stated that this may be the most cost effective manner to move forward on this issue and could be done in several ways: 1) Build a new adjacent storage building (then repair the old); 2) Repair the older building (then build a new adjacent storage building); or, 3) Do both at the same time.

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to approve the proposal from Cities Edge Architects, to fund the expenditure from the CIP, and to appoint Council member Curtiss to the small work group being created to explore the concept.

7(E) FIRE HALL ARCHITECTURAL STUDY.

City Manager Jones explained that if the city council wants to look at low cost alternatives to a new fire hall, the existing study must be updated to take alternative construction methods into consideration. Similar data would be utilized, but with an attempt to ascertain ways to build the facility less expensively (i.e., steel vs. masonry construction). Additional changes may also be necessary. A proposal has been submitted from Cities Edge Architects for professional services at a cost of \$6,380.00, plus incidentals.

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to approve the proposal from Cities Edge Architects, to fund the expenditure from the council contingency fund, and to appoint Council member Garbe to the small work group being created to develop this new concept.

7(F) USE OF CAMP RELEASE.

City Manager Jones explained that since the city issued a permit to Jon Willand to use Camp Release for an event on Sunday, September 23rd, Willand has asked the council to reconsider some of the items in his request that had been denied. The council reviewed each item separately and, following review, it was moved by Johnsrud, seconded by Curtiss and unanimously passed to make the following modifications to the use of the property:

3. "Parking must be on paved roads, no parking in the grass." There are no paved roads within the monument grounds. Although we'd still prefer to be able to put non-invasive parking on the Infantry Parade Grounds, we can now make use of the road shoulders on the gravel road leading to the monument grounds from the south since the city attorney is not taking a position against Lac qui Parle County's practice in allowing shoulder parking for farm auction sales, etc., plus the shortness of remaining time probably reducing attendance significantly. Even if the council continues to ban parking a city sprinkler truck should water any grass looking distressed. Everything was lush in April when photos were taken.

Council Response: THE ROADS ARE PAVED IN THE PARK. WITHIN THE PARK PLEASE LIMIT PARKING TO ROADS ONLY.

4. Please remove the limit of 100 in attendance or even the 125 later discussed. The shortness of time may well keep attendance within those limits, but as an original condition it would have prevented holding the commemoration.

Council Response: THE CITY COUNCIL HAS LIFTED THE LIMIT TO ATTENDANCE. THEIR REAL CONCERN IS WITH PARKING. THEY WILL LEAVE IT UP TO YOU TO ENSURE THAT THE ROADS WITHIN THE PARK ARE KEPT OPEN FOR EMERGENCY SERVICES AND THAT IF NECESSARY YOU WILL ARRANGE FOR OFF-SITE PARKING AND TRANSPORTATION.

5. "No food or merchandise vendors will be allowed." Please eliminate this restriction. We need to be able to provide availability for the sale of souvenir

medallions and publications of program presenters, one of whom has six books published. It may be too late to find an available fur trade artifact vendor, but we should be able to provide one as a public service if we can still find one. We also need to make available the service of a vendor of food and drink, the Moon Creek caterers of Montevideo. We suggest a compromise to allow these services to park on one side of the entrance road from the east. This would also serve the people taking the long uphill memorial walk preceding our part of the event.

Council Response: THE COUNCIL HAS APPROVED UP TO TWO FOOD VENDORS AND SIX MERCHANDISE VENDORS. THEY WILL ALLOW THEM TO SET-UP OFF THE ROAD AREAS. PLEASE MAKE SURE THE FOOD VENDORS HAVE HEALTH DEPARTMENT CERTIFICATIONS.

6. "No tents or tee-pees may be erected on the site." Since the South Dakota Indians are not likely to have an overnight stay the only tepees in question will be the three promised ones set to be placed on one side of the monument and one 1851 army model Sibley tent for the other side. We regard these as essential to the commemoration, both types of traveling tents being standard at the time. Please make an exception for these.

Council Response: THE CITY COUNCIL HAS APPROVED THE THREE TEPEES AND ARMY TENT AS DESCRIBED. THEY MAY BE SET UP IN THE PARK.

8. Please move the large city trash container from the north side of the circle to behind the south side seating. There shouldn't be much trash there and the trash container provided by the food vendor should be adequate located next to the vendor, who also provides his own utilities. We also plan to put one of the portable latrines by the vendor for the comfort of the public.

Council Response: THE CITY WILL LEAVE ITS TRASH CAN IN PLACE.

9. The fur trade presenter has to be able to fire a blank round from a flintlock of the type used by the Indians, so we need an exception for the presenter in addition to that given (as provided by pre-emptive state law) for the New Ulm Battery.

Council Response: THE ADDITION OF THE FUR TRADE PRESENTER (THE FIRING OF BLANKS) IS APPROVED. THE COUNCIL ASSUMES THIS WILL BE A CONTROLLED DEMONSTRATION.

- What we ask from the council at this time is both necessary and of minimal cost to the city mainly for watering the grass with a street sprinkler. What we need is enough flexibility to perform our function and to that end we ask the council's indulgence.

Council Response: THE CITY WILL NOT UNDERTAKE ANY WATERING OF THE SITE.

7(G) WARD LAWN SPRINKLER AGREEMENT.

In 2003, Jeff & Kathy Ward purchased the property at 617 North 9th Street. A lawn sprinkler system had been installed by the previous owners which was recently discovered. Because the system encroaches into the city's boulevard, an agreement is required.

It was moved by Johnsrud, seconded by Curtiss and unanimously passed to approve the Agreement for Installation of Sprinklers with the Wards, as presented.

8. Ordinances.

8(A) COMPENSATION OF MAYOR & COUNCIL MEMBERS.

As a part of the September 4th city council meeting, the council agreed to a 2% increase to the compensation of the mayor and council members. Current compensation is \$5,825.00/year, and this would increase that compensation to \$5,941.50/year. This can only be accomplished in an election year and, according to State Statute, an ordinance changing council salaries must be published by November 5th.

AL JOHNSRUD OFFERED ORDINANCE NO. 921, AN ORDINANCE AMENDING SECTION 1 OF CHAPTER 5 OF TITLE 1 OF THE MONTEVIDEO CITY CODE - COMPENSATION OF MAYOR AND COUNCIL MEMBERS.

9. Discussion and Miscellaneous.

- ▶ City Engineer Berryman briefly updated the council on the progress of the 2012 Street Improvement Projects. He also stated it is hoped that paving on the levee project will begin the first part of next week and that it is likely completion of the project will be closer to October 1st.

Meeting adjourned at 8:03 PM.

Glennis A. Lauritsen, Secretary

Approved by council October 1, 2012:

Sandra Hodge, President