

CITY OF MONTEVIDEO
CITY COUNCIL PROCEEDINGS
December 17, 2012

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

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 Nieuwbeerta, seconded by Curtiss and unanimously passed to approve the agenda, with the following modifications.

MODIFY: 5(A) **CONSIDER APPROVAL OF VERIFIED CLAIMS FOR THE PERIOD ENDING DECEMBER 14, 2012 IN THE AMOUNT OF ~~\$242,709.84~~ \$256,195.90.**

Revised amount reflects the following additional claims:

<u>SMALL CITIES DEVELOPMENT PROGRAM</u>	
SWMHP - Disbursement #1	\$4,942.00
UTILITY	
Henry's Waterworks, Inc. - water meters/repair lids, etc.	2,108.92
KHC Construction, Inc. - clarifier #1 installation	6,435.14

ADD: 7(K) **CONSIDER PLANNING COMMISSION RECOMMENDATION ON CONDITIONAL USE PERMIT REQUEST BY NATHAN FJERKENSTAD TO ALLOW A RENTAL SHOP/OUTDOOR DISPLAY CONDUCTED AS AN ACCESSORY USE TO A CONDITIONAL USE IN A B2 (HIGHWAY BUSINESS) DISTRICT TO BE LOCATED ON PROPERTY OWNED BY DAVID FJERKENSTAD AT 585 1ST STREET SW**

(The planning commission met at 6:30 P.M., just prior to the city council meeting and, therefore, its recommendation will be presented to the council by staff.)

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed to approve the minutes of the regular meeting of December 3, 2012 and Joint City Council/Planning Commission meeting of December 11, 2012.

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

4(A) COUNTRYSIDE PUBLIC HEALTH PRESENTATION.

Kris Boike, Countryside Public Health, presented a year-in-review of the organization's activities/funding for 2012-13.

4(B) PUBLIC STATEMENT - CITY MANAGER PERFORMANCE REVIEW.

Council president Hodge read a public statement summarizing the performance review of City Manager Steve Jones, conducted December 3, 2012.

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 NOVEMBER 30, 2012 IN THE (MODIFIED) AMOUNT OF \$256,195.90.

6. Public Hearings.

- None.

7. General Business.

7(A) PARK COMPREHENSIVE PLAN.

The Montevideo Park Board and city staff have worked on an update of the Park Comprehensive Plan. Surveys were conducted of the citizens and students, and the park

board has met several times to review and refine goals. If approved by the council, the information will also be incorporated into the city's updated comprehensive plan document.

City Manager Jones noted/clarified that the Windom tennis courts were a strong priority, if funds become available; therefore, this work is included in the priority goal of "Maintenance of Existing Facilities."

It was moved by Nieuwebeerta, seconded by Curtiss and unanimously passed to approve the park comprehensive plan, as developed by the park board and staff.

7(B) WINDOM BASEBALL FIELD IMPROVEMENTS.

A \$10,000 grant from the MN Twins was received by the city to improve both the senior high baseball field and Windom field. The cost of the project is approximately \$3,500 more than anticipated, and the park board would like to finish the project to make it safe for all users. The city does not have enough staff time available to complete the project, which is the installation of a new fence around Windom Field. Therefore, to complete the project, the city would need to hire a contractor. The project must be completed by May 2013.

It was moved by Garbe, seconded by Curtiss and unanimously passed to accept the park board's recommendation to complete the project (at a cost not to exceed \$3,500), using capital improvement funds from the park budget.

7(C) SALE OF 2006 BUS.

The city owns a third bus that was not part of the Letter of Understanding with Prairie Five Rides for the transfer of the city's bus system at the end of 2012. Prairie Five has now offered the city \$3,000 for the bus, and staff recommends accepting the offer.

City Manager Jones explained that the bus has 68,000 miles, and was recently damaged (bumper and some of the body). Repairs have not been made, and the city has received insurance money for the damage in the amount of \$2,600. If the city gets \$3,000 for the bus and "pockets" the \$2,600 in damage money, a \$5,600 return will be realized.

It was moved by Curtiss, seconded by Garbe and unanimously passed to approve the sale of the bus (as is) to Prairie Five Rides in the amount of \$3,000.

7(D) FARM LEASE WITH ROBERT KURTZBEIN.

The current farm lease with Robert Kurtzbein expires December 31, 2012. This land is located in the Ost Subdivision. Rent for 2013 has been calculated at \$182.17/acre, for a total lease amount of \$3,752.70. This rate is based on the average of bids the city received on the airport farm land.

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

7(E) FARM LEASE WITH LESLIE ENEVOLDSSEN.

The current farm lease with Leslie Enevoldsen expires December 31, 2012. This land is the former Evans property along William Avenue. Similar to the farm lease with Robert Kurtzbein, rent for 2013 has been calculated at \$182.17/acre for a total lease amount of \$2,441.08.

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

7(F) 2013 BUSINESS AND LIQUOR LICENSES.

The city clerk had prepared a listing of all license applications for 2013 for review and consideration. The listing provided showed which license applications had deficiencies (i.e., proof of insurance, etc.). It was noted that no license would be issued until such time as the deficiencies had been corrected.

It was moved by Garbe, seconded by Curtiss and unanimously passed to authorize the 2013 license applications, subject to the elimination of any deficiencies.

7(G) VFW TEMPORARY ON-SALE LICENSE.

It was moved by Nieuwbeerta, seconded by Curtiss and unanimously passed to approve an application by the VFW to the State of Minnesota for a temporary on-sale liquor license to serve strong beer at the Chippewa County Fair July 31-August 1 & 2, 2013.

7(H) INTENT TO BOND.

It was moved by Garbe, seconded by Nieuwbeerta and unanimously passed to approve the Declaration of Intent to Bond for the 2013 Street/Utility Improvements Project.

7(I) BAD DEBT WRITE-OFF.

It was moved by Curtiss, seconded by Nieuwbeerta and unanimously passed to authorize the writing off of bad/uncollectible debt in the total amount of \$1,146.50.

7(J) FIRE EQUIPMENT DONATION.

BRYCE CURTISS OFFERED RESOLUTION NO. 3142, A RESOLUTION ACCEPTING GIFT OF \$500.00 FROM DOUG DOTY (IN MEMORY OF HIS MOTHER, JILL DOTY), AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3142 WAS SECONDED BY KAREN NIEUWBEERTA. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, KAREN NIEUWBEERTA, MARVIN GARBE AND SANDRA HODGE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 4-0.

7(K) NATHAN FJERKENSTAD CONDITIONAL USE PERMIT.

Community Development Director Angela Steinbach presented a recommendation by the Montevideo Planning Commission for approval of a conditional use permit for Nathan Fjerkenstad. The conditional use permit would allow a rental shop/outdoor display to be conducted as an accessory use to a conditional use in a B2 (Highway Business) District to be located at 585 1st Street SW. Steinbach stated that the planning commission met just prior to the city council meeting and unanimously recommended approval, with the following conditions:

1. The city reserves the right to review this permit at any time and to add additional conditions to preserve and protect the character of the area.
2. The city reserves the right to review the parking conditions of this permit on a yearly basis, including the possible future need to pave the entry and parking lot areas.

It was moved by Garbe, seconded by Curtiss and unanimously passed to approve the conditional use permit, as recommended.

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

- ▶ Some discussion took place regarding a sewer issue in the Park Avenue/Lynsee Lane area, and staff reiterated the city's policy regarding ownership/responsibility of both sewer lines and water lines.

Meeting adjourned at 7:58 P.M.

Glennis A. Lauritsen, Secretary

Approved by council January 7, 2013:
