

CITY OF MONTEVIDEO
CITY COUNCIL PROCEEDINGS
April 7, 2014

The city council met in regular session Monday, April 7, 2014 in the council chambers at city hall. President Garbe called the meeting to order at 7:00 P.M. with the Pledge of Allegiance.

Council members present: Marvin Garbe, Bryce Curtiss, Todd Hay, Nathan Schmidt and Karen Nieuwbeerta. Absent: None. 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 A. Lauritsen.

President Garbe welcomed high school students in attendance to observe the proceedings.

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

MODIFY: 5(A) **CONSIDER APPROVAL OF VERIFIED CLAIMS FOR THE PERIOD ENDING APRIL 4, 2014 IN THE AMOUNT OF ~~\$370,000.86~~ \$381,888.55.**

Revised amount reflects the following additional claims:

MISCELLANEOUS

Farmer's Union Oil Company - Fuel	9,653.25
Orbitcom - Phone bill	1,934.44

ADD: 5(C) **CONSIDER APPLICATION FROM DANCE HAVEN PARENTS ORGANIZATION FOR EXEMPTION FROM LAWFUL GAMBLING LICENSE REQUIREMENTS TO ALLOW RAFFLE ACTIVITY AT THE DANCE STUDIO, 521 SOUTH 1ST STREET, ON SEPTEMBER 1, 2014.**

ADD: 7(K) **CONSIDER AUTHORIZING ISSUANCE OF A TEMPORARY ON-SALE LIQUOR LICENSE TO THE VFW POST #380 TO ALLOW THE SERVING OF LIQUOR AT AN EVENT AT THE HOLLYWOOD THEATER ON MAY 30, 2014.**

It was moved by Schmidt, seconded by Hay and unanimously passed to approve the minutes of the regular meeting of March 17, 2014.

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

4(A) INTRODUCTION OF NEW POLICE OFFICERS.

This item was delayed until such time as both officers were in attendance.

5. Consent Agenda.

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

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING APRIL 4, 2014 IN THE (MODIFIED) AMOUNT OF \$381,888.55.

5(B) SALE OF SEIZED/SURPLUS ITEMS FOR SALE BY THE POLICE DEPARTMENT.

5(C) APPLICATION FROM DANCE HAVEN PARENTS ORGANIZATION FOR EXEMPTION FROM LAWFUL GAMBLING LICENSE REQUIREMENTS TO ALLOW RAFFLE ACTIVITY AT THE DANCE STUDIO, 521 SOUTH 1ST STREET, ON SEPTEMBER 1, 2014.

6. Public Hearings.

- None.

7. General Business.

7(A) FUTURE RAILYARD USE ISSUES.

In a worksession held just prior to the meeting, the council discussed future rail yard use issues. Inasmuch as the council cannot take any action at a worksession, staff now requested the council's direction on how to proceed. Possible actions include:

- ▶ Request further information;
- ▶ Hold a public hearing to get community input;
- ▶ Request proposals from anyone interested in using the site;
- ▶ Direct staff to begin negotiations on renewing a lease with the MRHC;
- ▶ Direct staff to inform the MRHCF a lease will not be renewed;
- ▶ Investigate possible commercial/industrial uses;

- ▶ Consider the site for municipal uses;
- ▶ Investigate creating a community rail facility (like an airport);
- ▶ Cancel the lease and proceed with negotiations with interested industrial users; or
- ▶ Other.

It was moved by Hay, seconded by Nieuwbeerta and unanimously passed to set a public hearing for 7:00 P.M., Monday, April 21, 2014 to hear public comment.

7(B) ANNUAL REPORT REVIEWS.

The following department heads reviewed their 2013 Annual Report information:

- ▶ Tom Ryman, Liquor Store Manager
- ▶ Diane Ostlie, Community Center Director
- ▶ Adam Christopher, Police Chief

At this time, Item 4(B) was considered.

4(B) INTRODUCTION OF NEW POLICE OFFICERS.

Police Chief Adam Christopher introduced two new full-time police officers - Officer Brent Schroeder who started full-time in January and Officer Joshua Walker who started March 31st.

The officers were officially sworn in by Mayor Fader and welcomed by the council.

The order of the agenda resumed.

7(C) COMPOST SITE BRUSH PILE CHIPPING.

Public Works Director Greg Schwaegerl was present to explain that the city has been attempting to find alternative options to take care of the brush pile at the compost site. Staff has obtained a price quote from Heritage Transfer Co., LLC to chip the brush pile in the amount of \$7,500. Monies could be taken out of the CIP set aside for seal coating (with some seal coating still able to be completed.)

It was moved by Hay, seconded by Curtiss and unanimously passed to accept the price quote from Heritage Transfer Co., LLC and authorize the expenditure to be taken from monies previously set aside in the CIP for seal coating purposes.

7(D) 2014 POOL SEASON DATES/FEES.

Staff has prepared the 2014 Outdoor Pool Information for review and consideration by the council. The proposed season is scheduled to run from June 9-August 24, open daily from 1:00 P.M. to 8:00 P.M., with fees remaining the same as 2013. If council is agreeable, a “free swim” day could also be provided on Friday, June 13th, in conjunction with the Fiesta Days celebration.

It was moved by Nieuwebeerta, seconded by Schmidt and unanimously passed to approve the 2014 pool information and “free swim” day.

7(E) 2014 STREET/UTILITY IMPROVEMENT BIDS.

Bids were received on Thursday, March 27, 2014 for the 2014 Street & Utility Improvement Projects, as follows:

	Breitbach Constr. Elrosa, MN	Duininck, Inc. Prinsburg, MN	States Border Constr. Graceville, MN	Quam Constr.
TOTAL BASE BID	\$ 792,811.82	\$824,506.75	\$853,472.25	\$873,278.00

Engineer Berryman noted that work is estimated to start on June 1st.

Based on the favorable bids received, it was the consensus of the council to proceed with the final assessment hearing, after which the bid could be awarded (May 19, 2014.)

7(F) ASSESSED COSTS - 2014 STREET/UTILITY IMPROVEMENTS.

Bids have been received for the 2014 Street & Utility Improvement Projects, and the total cost of the improvement has been determined to be \$951,374.18. The portion of the cost to be assessed against benefitted property owners has been determined to be \$210,119.98.

NATHAN SCHMIDT OFFERED RESOLUTION NO. 3214, A RESOLUTION DECLARING COST TO BE ASSESSED, AND ORDERING PREPARATION OF PROPOSED ASSESSMENT, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3214 WAS SECONDED BY BRYCE CURTISS. THOSE VOTING IN FAVOR OF MOTION: NATHAN SCHMIDT, BRYCE CURTISS, KAREN NIEUWBEERTA, TODD HAY AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(G) FINAL PUBLIC HEARING SCHEDULED - 2014 STREET/UTILITY PROJECTS.

TODD HAY OFFERED RESOLUTION NO. 3215, A RESOLUTION FOR HEARING ON PROPOSED ASSESSMENT FOR THE 2014 STREET & UTILITY IMPROVEMENT PROJECTS (MAY 19, 2014), AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3215 WAS SECONDED BY KAREN NIEUWBEERTA. THOSE VOTING IN FAVOR OF MOTION: TODD HAY, KAREN NIEUWBEERTA, BRYCE CURTISS, NATHAN SCHMIDT AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(H) CHANNEL 8 DESIGNATION.

Charter Communications has requested that the city agree to let them change the Channel 8 designation to another channel. Charter has indicated that they would pay for and arrange for all advertising and community notifications.

It was moved by Schmidt, seconded by Hay and unanimously passed to allow Charter to make the proposed channel designation change.

7(I) SALE OF CHANNEL 8 EQUIPMENT.

An equipment inventory has been conducted at Channel 8 Studios and staff has suggested putting all outdated or unused equipment up for sale on MinnBid.

It was moved by Nieuwbeerta, seconded by Curtiss and unanimously passed to approve the sale of the excess Channel 8 equipment on MinnBid.

7(J) AIRPORT LIGHTING PROJECT.

A Grant Agreement and accompanying resolution have been prepared in conjunction with the Airport Security Lighting Project. The resolution accepts the agreement and authorizes execution by the mayor and city manager.

TODD HAY OFFERED RESOLUTION NO. 3216, A RESOLUTION AUTHORIZING EXECUTION OF MN/DOT GRANT AGREEMENT NO. 04682 FOR THE AIRPORT SECURITY LIGHTING PROJECT, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3216 WAS SECONDED BY NATHAN SCHMIDT. THOSE VOTING IN FAVOR OF MOTION: TODD HAY, NATHAN

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SCHMIDT, BRYCE CURTISS, KAREN NIEUWBEERTA AND MARVIN GARBE.
THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(K) VFW TEMPORARY ON-SALE LICENSE FOR MAY 30, 2014.

It was moved by Schmidt, seconded by Curtiss and unanimously passed to approve an application to the State of Minnesota by the VFW Post #380 to allow them to serve liquor at an event at the Hollywood Theater on May 30, 2014.

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

- ▶ City Attorney Nelson stated that the condemnation proceedings went well on the fire hall site eminent domain issue. The city will officially own the property on Friday, April 11th.

Meeting adjourned at 8:05 P.M.

Glennis A. Lauritsen, Secretary

Approved by council April 21, 2014:

Marvin E. Garbe, President