

It was moved by Nieuwbeerta, seconded by Schmidt and unanimously passed to approve the minutes of the regular meeting of May 5, 2014.

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

- ▶ Jim Ruether, President Milwaukee Road Heritage Center (MRHC) & Museum, was present to request council input on color scheme for painting the depot building. City Manager Jones informed Ruether that this issue could be discussed during Agenda Item 7(F).
- ▶ Public Works Director Greg Schwaegerl & public works employee Aaron Blom were on hand to present the “Friends of Education Award” to the council. The city was selected by ISD #129 as the 2014 recipient and Schwaegerl had accepted the award on the city’s behalf at the school district’s annual staff recognition dinner held May 7th.

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 MAY 15, 2014 IN THE (MODIFIED) AMOUNT OF \$224,473.42.

6. Public Hearings.

- 6(A) FINAL PUBLIC HEARING - 2014 IMPROVEMENTS.

President Garbe called a public hearing to order at 7:05 P.M. for the purpose of providing the final public hearing on the proposed assessment roll for the 2014 Street & Utility Improvements. The entire public hearing was recorded on video tape and will be kept in accordance with the adopted Minnesota State Retention Schedule, after which time the tape will be destroyed.

City Engineer Berryman briefly reviewed the handout prepared by his office, which discussed the city’s assessment policy and provided assessment costs for the projects. He noted that the cost per lineal foot for both projects came in less than estimated.

Darrin Hatletvedt, 7043 Highway 7 SW, was present representing the property at 1204 North 4th Street. He asked about the condition of the sewer line. City Engineer Berryman and Utilities Superintendent Byron Hayunga addressed his questions/concerns.

Hatletvedt also asked about accessibility during the construction, inasmuch as there is a daycare at this property so this is a particularly important issue. Berryman stated that he would be working with the contractor on accessibility issues throughout the construction period.

Marvin Dehne, 1433 North 4th Street, asked whether any work would be taking place on Eichelberger Avenue. City Engineer Berryman stated no; the construction goes through the intersection only.

President Garbe asked that specific attention be given to the George Stai property at 1233 North 4th Street inasmuch as this property experienced a frozen water line this past winter.

There were no other interested persons present to speak to this issue; therefore, President Garbe closed the public hearing at 7:13 P.M.

NATHAN SCHMIDT OFFERED RESOLUTION NO. 3222, A RESOLUTION ADOPTING ASSESSMENT, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3222 WAS SECONDED BY TODD HAY. THOSE VOTING IN FAVOR OF MOTION: NATHAN SCHMIDT, TODD HAY, BRYCE CURTISS, KAREN NIEUWBEERTA AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

At this time, Item 7(I) was pulled forward for consideration.

7. General Business.

7(I) MEDICAL CANNABIS FACILITY.

Jeremy Pauling addressed the council to request support for the construction of a medical cannabis manufacturing & distribution facility within the City of Montevideo. He explained that his daughter suffers from Battins Disease and experiences 50-60 seizures each day. Therefore, the Pauling family has been active in lobbying for the legalization of medical marijuana. He encouraged the city council to show its support as well, noting that the facility would create a number of jobs for the community.

City Manager Steve Jones indicated that there are sites available within the community that are properly zoned to accommodate such a facility.

BRYCE CURTISS OFFERED RESOLUTION NO. 3223, A RESOLUTION IN SUPPORT OF THE CONSTRUCTION OF A MEDICAL CANNABIS

MANUFACTURING & DISTRIBUTION FACILITY, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3223 WAS SECONDED BY KAREN NIEUWBEERTA. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, KAREN NIEUWBEERTA, NATHAN SCHMIDT, TODD HAY AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

At this time, the order of the agenda resumed.

7(A) BID AWARD - 2014 STREET/UTILITY PROJECT.

Bids were received on May 27, 2014 for the proposed 2014 improvement projects, as follows:

<u>Bidder</u>	<u>Bid</u>
Brietbach Construction Co. Elrosa, MN	\$792,811.82
Duininck, Inc. Prinsburg, MN	\$824,506.75
States Border Construction Graceville, MN	\$853,472.25
Quam Construction Co. Willmar, MN	\$873,278.00

It was moved by Schmidt, seconded by Hay and unanimously passed to award the bid for the 2014 Street & Utility Improvement Projects to Breitbach Construction Company, in the amount of \$792,811.82, and authorize the mayor and city manager to execute all of the necessary project documents associated with the project.

7(B) EMERGENCY UTILITY REPAIRS.

Two of the city's key watermain experienced damage over the harsh winter. One is on Sheridan Avenue, between 7th & 8th Streets, and the second is under Highway 7, from Smith Addition to Smith Park. Utilities Superintendent Byron Hayunga was present to address questions/concerns raised by the council.

Staff has secured three quotes for the Sheridan Avenue repairs, with the low quote being submitted by Hjerpe Contracting, Inc., Hutchinson, MN, in the amount of \$20,656.00. Due to the emergency nature of the issue, only one quote was received for the Highway 7 watermain repairs, in the amount of \$41,510.00 from Hjerpe Contracting, Inc.

It was moved by Hay, seconded by Curtiss and unaimously passed to accept the low quotes from Hjerpe Contracting for these repairs.

7(C) ENGINEERING - RAW WATER SUPPLY LINE REHABILITATION.

In order to proceed with the well transmission line project, Short Elliott Hendrickson (SEH) was asked to provide a proposal for services. This is another step in the city's plan to complete rehabilitation of the well transmission line.

It was moved by Hay, seconded by Nieuwbeerta and unanimously passed to approve the Supplemental Letter of Agreement with SEH to provide engineering services for this project, at a cost not to exceed \$111,220.

7(D) FLOOD DAMAGE MITIGATION GRANT.

Property along Town Road owned by Jeff Donahue recently had a fire. Because of the flood plain issues, rebuilding is not an option. Therefore, city staff has asked them to consider taking part in a buyout. The Department of Natural Resources has given the city tentative approval for the project. In order to apply for a Flood Damage Mitigation Grant through the DNR, a resolution is required.

NATHAN SCHMIDT OFFERED RESOLUTION NO. 3224, A RESOLUTION DESIGNATING THE CITY OF MONTEVIDEO AS SPONSORING UNIT OF GOVERNMENT, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3224 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(E) STATEMENTS OF QUALIFICATION - AIRPORT GIS CONSULTANT.

The airport is in the process of updating its Master Plan. One component of the plan includes GIS planning and analysis. To complete this portion of the plan, a GIS consultant needs to be hired. Statements of Qualifications were secured from three (3) firms, with the city's engineers (SEH) recommending that the city work with Quantum

Spatial, Inc., because they have an in-state office, have experience with working with similar sized airports, and because SEH has been happy with their work in the past.

It was moved by Hay, seconded by Schmidt and unanimously passed to accept the Statement of Qualification from Quantum Spatial, Inc., contingent upon being compatible with the city and county GIS systems and dependent upon the plan of action approved by the FAA and Mn/DOT and agreed to by the city and county (with any fees paid at the 90/10 split.)

7(F) MILWAUKEE ROAD HERITAGE CENTER LEASE AGREEMENT.

Jim Ruether, President of the Milwaukee Road Heritage Center (MRHC) & Museum, was present to discuss painting the depot building and to request that the city work with them on the color scheme. Their group is interested in changing the color of the depot to an orange/maroon color scheme. City Manager Jones explained that the last time the depot was painted, there was a great deal of research conducted and discussions with the MN State Historical Society. Based on that discussion and research, the gray color scheme was selected because it was reminiscent of the era of the building (1927-1928).

Brief discussion was then held on the current lease with the MRHC, which expires at the end of this year. Following the discussion, it was moved by Schmidt, seconded by Nieuwbeerta and unanimously passed to direct staff to begin discussions with representatives of MRHC to draft a new proposed agreement.

7(G) CHIPPEWA COUNTY HAZARD MITIGATION TASK FORCE.

The city has been asked to appoint representatives to the Chippewa County Hazard Mitigation Task Force for the purpose of completing a County Hazard Mitigation Plan Update for 2015.

It was moved by Hay and seconded by Nieuwbeerta to appoint Council President Marvin Garbe, Mayor Debra Lee Fader, City Manager Steve Jones and Community Development Director Angela Steinbach to the positions. Those voting in favor of motion: Todd Hay, Karen Nieuwbeerta, Bryce Curtiss and Nathan Schmidt. Those voting against motion: None. Marvin Garbe abstained. Motion passed 4-0-1.

7(H) ACCEPTANCE OF GIFTS/GRANTS.

The following gifts/grants have been received by the city:

<u>Name</u>	<u>Description</u>	<u>Amount</u>
Knights of Columbus Gambling Acct.	Pool scholarships	\$ 250.00
Knights of Columbus Gambling Acct.	Downtown flower baskets	225.00
Various individuals/organizations	Downtown flower baskets	1,835.00

NATHAN SCHMIDT OFFERED RESOLUTION NO. 3225, A RESOLUTION ACCEPTING GIFTS/GRANTS, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3225 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(I) CONSIDERED PREVIOUSLY.

7(J) CHIPPEWA COUNTY ASSESSMENT SERVICES.

An agreement for assessment services for the period June 1, 2014 through May 31, 2015 has been prepared and verbally approved by Chippewa County for a total agreed fee of \$52,474 for the 2015 assessment.

It was moved by Schmidt, seconded by Curtiss and unanimously passed to approve the one-year agreement, as presented.

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

- ▶ Mayor Fader publicly thanked the Public Works Department for its care and maintenance of the city's park system - and congratulated them for the role they played in the city being the recipient of the Friends of Education Award.
- ▶ Council discussed speed limits in the area of Ashmore Avenue (east of County Road 41), along County Road 41 and along Benson Road.
- ▶ City Manager Jones informed the council that he had received a telephone call regarding the State Bonding Bill. Based on the call received, it looks good that the city will receive

funding to complete the levee system. Moorhead & Montevideo were specifically listed in the Bill.

- ▶ President Garbe asked about widening the trackbed for a sidewalk on First Street by the depot. City Manager Jones indicated that this issue had been discussed in the past, and his recollection is that the city could undertake the project at any time, at its own expense. Staff will do some additional research on the issue.
- ▶ President Garbe passed along a citizen complaint he had received regarding the use of North 6th Street for parking construction equipment. Staff will check into the matter.

Meeting adjourned at 7:52 P.M.

Glennis A. Lauritsen, Secretary

Approved by council June 2, 2014:

Marvin E. Garbe, President