The city council met in regular session Tuesday, February 21, 2017 in the council chambers at city hall. Council President Garbe called the meeting to order at 7:00 P.M. with the Pledge of Allegiance. Following the Pledge, a moment of silence was observed in honor of the three fallen Montevideo National Guard soldiers during the War in Afghanistan.


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

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

**MODIFY: 5A) CONSIDER APPROVAL OF VERIFIED CLAIMS FOR THE PERIOD ENDING FEBRUARY 17, 2017 IN THE AMOUNT OF $98,727.55 $126,572.84.**

Revised amount reflects the following additional claims:

**LIQUOR**
Bellboy Corporation - Inventory $ 2,177.52
Breakthru Beverage - Inventory 5,579.12
Johnson Brothers Liquor Co. - Inventory 5,774.22
Phillips Wine & Spirits - Inventory 8,459.02
Southern Glazer’s of MN - Inventory 3,201.16

**MISCELLANEOUS**
Delta Dental of MN - March premium 2,654.25

**ADD: 7J) CONSIDER RESOLUTION ACCEPTING $3,000.00 GIFT FROM THE MONTEVIDEO LIONS CLUB FOR THE PURCHASE OF ADDITIONAL LIGHTS/LIGHTED FIGURES FOR THE CHRISTMAS DISPLAY IN SMITH PARK.**
It was moved by Curtiss, seconded by Nieuwbeerta and unanimously passed to approve the minutes of the regular meeting of February 6, 2017, as presented.

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

- None.

5. Consent Agenda.

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

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING FEBRUARY 17, 2017 IN THE (MODIFIED) AMOUNT OF $126,572.84.

5(B) APPLICATION FROM DANCE HAVEN PARENTS ORGANIZATION FOR AN EXEMPTION FROM LAWFUL GAMBLING LICENSE REQUIREMENTS TO ALLOW RAFFLE ACTIVITY APRIL 1-3 (CALENDAR-TYPE RAFFLE) AT THE DANCE HAVEN STUDIO, 521 SOUTH 1ST STREET.


- None.

7. General Business.

7(A) MAP PROJECT.

A new Montevideo Arts Project #3 (MAP) is proposed for 2017. The project involves adding six (6) stained glass panels to a late 1920's/early 1930's era International Harvester McCormick Deering 10-20 tractor. Each panel would have LED lighting for illumination. The tractor was a 2016 donation from the MN Valley Antique Farm Power & Machinery Association and would be placed in the grassy area on public right-of-way (1st Street/1st Street SW and County Road 42/Gravel Road intersection) - by Southtown Plaza.

The project will cost $25,000-$30,000 and will not go forward unless a grant is received. A $20,000 grant is expected, which would require a 20% match. MAP has about $14,000
on hand, and expects to raise another $10,000-$15,000 this year. In addition, MAP will begin funding a capital reserve for upkeep of all of the existing projects. They have agreed to immediately transfer $750 ($250 for each project) into the city’s CIP for 2017 and will continue as policy to fund $250/year for each artwork that is completed.

It was moved by Curtiss, seconded by Nieuwbeerta and unanimously passed to approve proceeding with the project and grant application.

7(B) ANNEXATION FOR SOLAR ENERGY PROJECT.

At the February 6th meeting, the council passed Resolution No. 3417 annexing land to accommodate the sale of land to Taurus CSG for a solar energy project. Since that time, however, errors were identified in the resolution language and the accompanying exhibit. Therefore, a corrected resolution was prepared.

TODD HAY OFFERED RESOLUTION NO. 3423, A RESOLUTION ANNEXING PROPERTY, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3423 WAS SECONDED BY NATHAN SCHMIDT. THOSE VOTING IN FAVOR OF MOTION: TODD HAY, NATHAN SCHMIDT, BRYCE CURTISS, KAREN NIEUWBEERTA AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(C) POWER RAKE PURCHASE.

Public Works Director Aaron Blom was on hand to discuss quotes received for a new 6' power rake for use by the department. Blom explained that the new rake would replace the existing 2007 Frontier power rake. He added there are funds available for this purchase within the park department’s capital improvements budget. Two quotes were received, as follows:

- Kibble Equipment
  Montevideo, MN
  $ 5,000

- Amundson Peterson
  Elbow Lake, MN
  $ 9,500
It was moved by Nieuwbeerta, seconded by Hay and unanimously passed to authorize the purchase of a PR1172 - 72” power rake from Kibble Equipment, in the total amount of $5,000 (with trade).

7(D) DEPOT EXPENSES.

The Milwaukee Road Heritage Center (MRHC) leases the depot building from the city. They recently completed some improvements (refinished the floors) that could have been considered a city expense. Therefore, staff suggested the council consider reimbursing the MRHC for all or part of the expense, estimated to be $5,000. The city has two reserves in the CIP for the depot: 1) Sublease fees (money set aside from rents received by the city on the depot) in the amount of $2,740, and 2) CIP reserves in the amount of $6,000.

It was moved by Hay, seconded by Curtiss and unanimously passed to authorize assistance with costs incurred by the MRHC for depot improvements, up to $5,000, with the understanding that staff will convey to them the need to coordinate major repairs with the city prior to the improvements being made.

7(E) SURPLUS EQUIPMENT DONATIONS.

Staff explained that a change in Minnesota State Law in 2016 now allows cities to have a policy that would allow the donation of surplus property to a non-profit organization. There is already authority for cities to sell or give away equipment to another governmental unit. From time to time, the city has equipment that has little value and may be discarded. In some cases, however, this equipment could be given away rather than destroyed (i.e., old computer equipment.)

The council was provided with a sample policy that was drafted by the League of MN Cities, with changes incorporated by city staff.

It was moved by Curtiss, seconded by Hay and unanimously passed to approve the Policy for Donation of Surplus Equipment to a Nonprofit Organization, as presented.

7(F) URUGUAYAN REQUEST.

The American Embassy in Uruguay has requested the city take part in events commemorating the 150th anniversary of diplomatic relations between the United States
and Uruguay. Events highlighted included a picture exchange between citizens in the sister cities and a collaborative choir performance video. Also noted was the possibility of a special envoy from Minnesota to Uruguay for the anniversary events.

It was moved by Hay, seconded by Schmidt and unanimously passed to further investigate the participation possibilities.

7(G) 2016 ANNUAL REPORT.

It was moved by Schmidt, seconded by Curtiss and unanimously passed to accept the 2016 Annual Report document.

7(H) HEARING OFFICER APPOINTMENT.

As a part of its organizational meeting on January 9, 2017, the council had appointed Attorney Stacey L. Lee from Dawson, Minnesota, to serve as the city’s Administrative Hearing Officer. Staff was recently informed by Ms. Lee that she is no longer able to serve in that capacity. The police chief contacted Attorney Rebecca Trapp, Swenson-Nelson Law Firm of Madison, MN, who has indicated an interest in this appointment at the same rate previously paid to Ms. Lee ($125.00/hour including windshield time to/from Montevideo).

It was moved by Nieuwbeerta, seconded by Hay and unanimously passed to appoint Rebecca Trapp as the city’s Administrative Hearing Officer, for the remainder of 2017.

7(I) 2017 BOARD OF APPEAL MEETING.

It was moved by Curtiss, seconded by Nieuwbeerta and unanimously passed to designate the date of Monday, April 24, 2017, 6:00-6:30 P.M. for the purpose of holding the Board of Appeal & Equalization meeting.

7(J) LIONS CLUB LIGHTING DONATION.

The Montevideo Lions Club has donated $3,000 from its gambling funds proceeds for the purchase of additional Christmas lights/lighted figures for Smith Park holiday displays.

NATHAN SCHMIDT OFFERED RESOLUTION NO. 3424, A RESOLUTION ACCEPTING GIFT, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF
RESOLUTION NO. 3424 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.

8. **Ordinances.**

- None.

9. **Discussion and Miscellaneous.**

- President Garbe recapped his visit to the Capitol on Monday, the 20th, to testify before the Senate on the VA Home. He said that there was a local contingent of about 20 people who traveled to the Capitol for this purpose. The issue was passed onto the Finance Committee. Garbe thanked the participants, including city staff, veterans and other community members.

- The council was reminded of the Township Fire Supper scheduled for Thursday, February 23rd, at the fire hall.

- Council was also reminded of the worksession scheduled for Monday, February 27th.

Meeting adjourned at 7:20 P.M.

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Glennis A. Lauritsen, Secretary

Approved by council March 6, 2017:

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Marvin E. Garbe, President