

CITY OF MONTEVIDEO
CITY COUNCIL PROCEEDINGS
September 4, 2018

The city council met in regular session Tuesday, September 4, 2018 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: Bryce Curtiss, Sandra Hodge, Todd Hay, Nathan Schmidt and Marvin Garbe. Absent: None. Mayor Debra Lee Fader present.

Also present were: City Manager Steven C. Jones, 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 AUGUST 31, 2018 IN THE AMOUNT OF ~~\$413,701.23~~ \$586,915.98.**

LIQUOR

Locher Brothers, Inc. - Inventory 12,566.70

AIRPORT

Swenson & Sons - Fuel System Replacement Project 147,287.05

MISCELLANEOUS

League of MN Cities - Membership Dues 5,628.00

UTILITY

MN Department of Revenue - Sales Tax 7,733.00

MODIFY: 7K) **CONSIDER RESOLUTION ACCEPTING GIFTS/GRANTS FROM VARIOUS ORGANIZATIONS & INDIVIDUALS.**

Updated resolution provided.

ADD: 7L) **CONSIDER QUOTES RECEIVED FOR 2018 SIDEWALK IMPROVEMENTS.**

ADD: 7M) CONSIDER QUOTES RECEIVED FOR HILLCREST PARK SITE IMPROVEMENTS.

It was moved by Hodge, seconded by Curtiss and unanimously passed to approve the minutes of the regular meeting of August 20, 2018, as presented.

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

4(A) PRESENTATION OF EMPLOYEE SERVICE AWARD.

Mayor Fader presented a Certificate of Appreciation to Dan Moe for 10 years of service to the City of Montevideo. Dan was hired September 1, 2008.

5. Consent Agenda.

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

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING AUGUST 31, 2018 IN THE (MODIFIED) AMOUNT OF \$586,915.98.

5(C) REQUEST FROM MATTHEW OLSON/MHS STUDENT COUNCIL, FOR USE OF CITY STREETS (12TH, SHERIDAN & 17TH STREET FOR THE ANNUAL HOMECOMING PARADE ON FRIDAY, SEPTEMBER 21ST, 4:45-6:30 P.M.

6. Public Hearings.

- None.

7. General Business.

7(A) NUISANCE ABATEMENT - 624 SOUTH 10TH STREET.

Staff had identified a nuisance on property at 624 South 10th Street owned by Laura Hansen. Hansen was notified of the issue by letters dated June 5 and June 18, 2018, each giving the owner 10 days to abate the items (garage door panels, an old rug, metal, buckets and miscellaneous junk/debris in the east side yard). In response to those letters, some of the items were removed; however, the majority of the items remain and the condition continues to be in violation of city codes. As a part of its meeting on August

20th, the council passed Resolution No. 3529 directing the property owner to abate the nuisance by August 31, 2018 and/or address the city council.

Staff indicated that the property was viewed earlier today, with no change. Staff had also visited with the current tenant, who indicated no ability to make the necessary changes. Therefore, it was recommended that a resolution be passed authorizing the city to abate the nuisance, assess the costs against the premises and certify the same to the county auditor for collection with 2019 taxes.

NATHAN SCHMIDT OFFERED RESOLUTION NO. 3531, A RESOLUTION DIRECTING ABATEMENT OF NUISANCE, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3531 WAS SECONDED BY TODD HAY. THOSE VOTING IN FAVOR OF MOTION: NATHAN SCHMIDT, TODD HAY, BRYCE CURTISS, SANDRA HODGE AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(B) 2019 PRELIMINARY TAX LEVY.

Minnesota Statutes require the city to adopt a preliminary 2019 tax levy and certify the levy to the county auditor by September 28, 2018. Finance Director Jan Flaherty presented the levy information, stating that the total proposed levy for 2019 is \$2,343,200, a 4% increase over 2018 (\$2,252,950).

Council was reminded that the preliminary 2019 levy is not necessarily the levy which will be proposed as the final levy in December. This amount cannot be raised in December, but it can be lowered.

BRYCE CURTISS OFFERED RESOLUTION NO. 3532, A RESOLUTION ESTABLISHING THE PRELIMINARY 2019 TAX LEVY, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3532 WAS SECONDED BY SANDRA HODGE. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, SANDRA HODGE, TODD HAY, NATHAN SCHMIDT AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(C) PRELIMINARY 2019 BUDGET.

Finance Director Jan Flaherty reviewed and discussed the 2019 proposed preliminary budget information. The 2019 Budget for all funds has total revenues of \$13,143,930 and

total expenditures of \$12,905,330. Flaherty discussed briefly the General Fund, Special Revenue Funds, Debt Service Funds, Construction Funds and Enterprise Funds.

BRYCE CURTISS OFFERED RESOLUTION NO. 3533, A RESOLUTION ADOPTING THE PRELIMINARY 2019 BUDGET, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3533 WAS SECONDED BY TODD HAY. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, TODD HAY, NATHAN SCHMIDT, SANDRA HODGE AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(D) 2019 EDA TAX LEVY.

The city has the authority to levy a tax for use by the EDA. This was approved by the city for 2018, and the EDA has requested it again for 2019. This tax is based on a maximum of .01813 of the market value of the city, which was \$43,750 for taxes payable 2018.

NATHAN SCHMIDT OFFERED RESOLUTION NO. 3534, A RESOLUTION ESTABLISHING AN EDA TAX LEVY FOR 2019, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3534 WAS SECONDED BY SANDRA HODGE. THOSE VOTING IN FAVOR OF MOTION: NATHAN SCHMIDT, SANDRA HODGE, BRYCE CURTISS, TODD HAY AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(E) 2019 BUDGET/LEVY PUBLIC COMMENT MEETING.

It was moved by Hodge, seconded by Curtiss and unanimously passed to set the required public comment meeting to discuss the 2019 Budget and Levy for Monday, December 3, 2018, at 7:00 P.M.

7(F) MCDC LOAN TO PRODUCTION, INC.

As a part of its meeting on Thursday, August 30th, the Montevideo Community Development Corporation approved a \$74,000 operating funds loan to Protoduction, Inc. This loan would be a part of a larger loan package, and the loan is contingent upon securing a primary lender.

It was moved by Hay, seconded by Hodge and unanimously passed to approve the loan, contingent upon receiving additional funding from a primary lender.

7(G) OFF-PREMISE ALCOHOL SALES OPPOSITION.

The Minnesota Municipal Beverage Association has asked for continued support from cities in opposing proposed legislation to allow wine, beer and spirits to be sold in grocery and convenience stores. A resolution has been prepared for this purpose.

NATHAN SCHMIDT OFFERED RESOLUTION NO. 3535, A RESOLUTION OPPOSING THE CONCEPT OF ALLOWING STRONG BEER, SPIRITS AND WINE TO BE SOLD, FOR OFF PREMISE CONSUMPTION, AT ANY OUTLET STORE OTHER THAN THE MUNICIPAL LIQUOR STORE, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3535 WAS SECONDED BY TODD HAY. THOSE VOTING IN FAVOR OF MOTION: NATHAN SCHMIDT, TODD HAY, SANDRA HODGE, BRYCE CURTISS AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(H) GRANT AGREEMENTS/AIRPORT TAXILANE PROJECT.

A grant agreement has been prepared with the FAA to construct taxi-lanes at the Montevideo-Chippewa County Airport. This project is part of the airport CIP and has been approved by the city and the county. This is a \$354,329 FAA Grant, which represents 90% of the project. Local share (city and county) is 10%, and 5% funding has been requested from the state to offset local costs.

It was moved by Hay, seconded by Curtiss and unanimously passed to authorize the mayor and city manager to execute grant agreements with the FAA and State of Minnesota for this project.

7(I) GENERAL ELECTION POLLING SITES/JUDGES.

SANDRA HODGE OFFERED RESOLUTION NO. 3536, A RESOLUTION DESIGNATING POLLING PLACE AND JUDGES FOR THE 2018 GENERAL ELECTION, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3536 WAS SECONDED BY NATHAN SCHMIDT. THOSE VOTING IN FAVOR OF MOTION: SANDRA HODGE, NATHAN SCHMIDT, BRYCE CURTISS, TODD HAY AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(J) POLICE & FIRE FUND PERA ELIGIBILITY - JOSHUA WALKER.

SANDRA HODGE OFFERED RESOLUTION NO. 3537, A RESOLUTION PROVIDING FOR ELIGIBILITY INTO PUBLIC EMPLOYEES RETIREMENT ASSOCIATION (PERA) POLICE & FIRE FUND FOR PART-TIME POLICE OFFICER JOSHUA WALKER, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3537 WAS SECONDED BY TODD HAY. THOSE VOTING IN FAVOR OF MOTION: SANDRA HODGE, TODD HAY, BRYCE CURTISS, NATHAN SCHMIDT AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(K) ACCEPTANCE OF GIFTS/GRANTS.

The following gifts have been received by the city:

<u>VA HOME DONATIONS/PLEDGES:</u>	<u>Amount/Value</u>
James & Janis Gabbert	\$ 200.00
Rodeberg & Berryman, Inc.	500.00
Tostenson, Inc.	5,000.00
Merlyn & Ruth Hanson	100.00
Mr. & Mrs. Ronald Molde	1,000.00
Glen & Jackie Herfurth	1,000.00
Jane Nerison	200.00
Lauren & Michelle Mulder	500.00
James Yackley	50.00
Beatrice Olson	25.00
Greg & Nancy Burgess	100.00
Darlene Black, in Memory of James Black	25.00
Robert & Susan Kempe	100.00
Randy & Traci Grussing, in Memory of Daniel Grussing Korean War POW	100.00
LaVonne Stegeman	25.00
David & Lana Dirksen	500.00
Dean Jansen	100.00
Angela & Jonathan Steinbach, in Memory of Victor Vernon Steinbach	250.00
Angela & Jonathan Steinbach, in Memory of Lester William Siegfried	250.00
Angela & Jonathan Steinbach, in Memory of Bradley Thomas Mace	250.00
Ardyce Spray	20.00
French Glass & Specialty, Inc.	1,000.00

VA HOME DONATIONS/PLEDGES:

Amount/Value

Watson Lions Club	1,000.00
Janet & Ken Kittelson	1,000.00
L.E. Henning	250.00
Dr. Thomas G. Birkey	250.00
Ralph & Ada Hunstad, on behalf of the "Legacy West Pioneers"	100.00
Marvin Jensen	1,000.00
Paul & Paula Sachariason	1,000.00
Pat Sederstrom	1,000.00
Dr. Daryl & Beverly Marcus	2,000.00
Hugh E. & Sharyn Smith	100.00
Kenneth & Delores Hill	500.00
Maurice Erickson	500.00
Patricia & Andrew Kubly	200.00
Raymond J. Golden Estate	25.00
David & Chris Jerve	500.00
MN Valley Cooperative Light & Power Assn.	5,000.00
Wayne & Janice Karels	500.00
Orville Meints	100.00
Byron & Shirley Zurn	500.00
Max & Carol Hinde	100.00
Gregory or Joy Thissen	50.00
Dorothy Nokleby	25.00
Minnwest Casual Wear Fund	100.00
Minnwest Casual Wear Fund	225.00
John or Stacy Keller	25.00
Mrs. Delmer Schmidt	50.00
James Iverson & Diann Copps	300.00
Donald & Alvina VanGorp	500.00
Noel Skonard	500.00
Disabled American Veterans Western Chapter 24 MN	10,000.00
Wallace & Susan Tesch	1,000.00
Diane Ruether	1,000.00
Citizens Alliance Bank	10,000.00
Co-Op Credit Union	4,000.00
Dennis & LaVonne Sundlee	500.00

TODD HAY OFFERED RESOLUTION NO. 3538, A RESOLUTION ACCEPTING GIFTS/GRANTS FROM VARIOUS ORGANIZATIONS & INDIVIDUALS, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3538 WAS SECONDED BY BRYCE CURTISS. THOSE VOTING IN FAVOR OF MOTION: TODD HAY, BRYCE CURTISS, SANDRA HODGE, NATHAN SCHMIDT AND MARVIN GARBE. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(L) 2018 SIDEWALK IMPROVEMENTS.

Public Works Director Aaron Blom was on hand to discuss quotes received for 2018 Sidewalk Improvements. The sidewalk work this year will be all city work; no private work was proposed. Two quotes were submitted for approximately 1,051.60 sq.ft., with the low quote submitted by E & J Bros. Concrete in the amount of \$6,300.

It was explained that in a separate process, quotes were also submitted for Hillcrest Park Improvements, which included approximately 312 sq.ft. of concrete work (see Agenda Item 7M). It is staff's recommendation to award the 2018 Sidewalk Improvement Project to E & J Bros. Concrete in the amount of \$6,300, plus an estimated \$1,422.72 for sidewalk at Hillcrest Park, for a total of \$7,722.72.

It was moved by Schmidt, seconded by Hay and unanimously passed to award the project to E & J Bros. Concrete in the amount of \$7,722.72, as recommended by staff.

7(M) HILLCREST PARK SITE IMPROVEMENTS.

Quotes were received on Friday, August 31st, for site improvements at Hillcrest Park. Improvements include a bituminous off-street parking lot with concrete sidewalks to a new playground and bathroom facility (porta-potty). Three quotes were received, with the low quote submitted by Duininck, Inc. in the amount of \$15,426.00. This amount included a dollar amount for the concrete sidewalk work; however, to save cost it was decided to remove the concrete portion from Duininck's quote and have the sidewalks done by the local contractor awarded the 2018 Sidewalk Improvements (see previous Agenda Item 7L). Therefore, staff recommended accepting the Duininck quote of \$9,810 to complete the bituminous parking lot portion of the project only.

It was moved by Hodge, seconded by Schmidt and unanimously passed to award the Hillcrest Park bituminous improvements to Duininck's, Inc., as recommended.

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

Prior to moving into Closed Session, council members were polled for additional items.

- Mayor Fader announced that she is rescinding her intent to run for mayor in the upcoming election because she will no longer be a resident of the City of Montevideo. Fader stated that she enjoyed serving in this capacity for the past eight years and thanked the community for its support.
- Council Member Hay commended those responsible for trimming the evergreens in the area of the high school baseball fields and Park Avenue tennis courts.
- City Manager Jones stated he had met with TC&W Railroad representatives last week on the proposed closure. Jones will work with the city attorney on the necessary paperwork. He also briefly updated the council on the Phase III levee project.
- Council President Garbe asked that staff insure that all of the boulevards be completed along Canyon Avenue during construction.
- Council President Garbe announced that an extension had been granted to September 28th for the VA Home fund raising efforts and encouraged the public to continue to donate. Garbe clarified that contrary to recent public perception, the project IS moving forward.....the VA Home WILL BE constructed, even though the \$707,000 for the land is not eligible to be included in the fund raising totals. He further explained that local funds will be matched 2-1 by the federal government, and this money will be used to provide more square footage and more amenities for the facility.

A short recess was taken at 7:55 P.M. prior to moving into Closed Session.

9(A) CLOSED SESSION - UNION NEGOTIATIONS.

A Closed Session was called to order at 7:59 P.M. for the purpose of discussing union negotiations. The entire Closed Session was recorded on audio tape, which will be kept in accordance with the city's adopted records retention schedule, after which time the tape will be destroyed.

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At 8:13 P.M., the council moved back into regular session and President Garbe declared the meeting adjourned.

Meeting adjourned at 8:13 P.M.

Glennis A. Lauritsen, Secretary

Approved by council September 17, 2018:

Marvin E. Garbe, President