

CITY OF MONTEVIDEO  
CITY COUNCIL PROCEEDINGS  
June 7, 2021

The city council met in regular session Monday, June 7, 2021 in the council chambers at city hall. President Schmidt called the meeting to order at 7:00 P.M. with the Pledge of Allegiance.

Council members present: Nathan Schmidt, Steve Sulflow, Beverly Olson, Dan Sanborn and Bryce Curtiss. Absent: None. Mayor Erich Winter present.

Staff present: City Manager Robert Wolfington, City Attorney Janice Nelson and City Clerk Glennis Lauritsen.

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

**MODIFY:**    5A)    **CONSIDER APPROVAL OF VERIFIED CLAIMS FOR THE PERIOD ENDING JUNE 4, 2021 IN THE AMOUNT OF ~~\$797,143.67~~ \$1,137,276.05.**

LIQUOR

Bellboy Corporation - Inventory	\$	2,737.21
Breakthru Beverage MN - Inventory		6,968.60
Johnson Brothers Liquor Co. - Inventory		4,677.33
Locher Brothers, Inc. - Inventory		15,313.30
MN Department of Revenue - Sales Tax		8,137.00
Phillips Wine & Spirits - Inventory		1,803.99
Southern Glazer's of MN - Inventory		4,118.02

2020 CUP CONSTRUCTION - PW FACILITY

RJM Construction, LLC - Application #9	70,500.67
RJM Construction, LLC - Application #10	91,306.72
RJM Construction, LLC - Application #11	29,091.08

CONVENTION & VISITORS BUREAU

Montevideo Area Chamber of Commerce - May Invoices	2,483.87
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LEGAL

Nelson Oyen Torvik - Legal Services	6,675.15
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MISCELLANEOUS

Farmers Union Oil Co. - Gas, etc.	7,181.23
Montevideo Publishing - Legal Notices/Advertising, etc.	1,628.71
SW/WC Service Co-Op - BC/BS Insurance Premium/July	67,059.50

UTILITY

MN Department of Revenue - Sales Tax	20,450.00
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**MODIFY: 7F) CONSIDER RESOLUTION ACCEPTING GIFTS/GRANTS.**

Revised resolution provided.

**ADD: 7G) CONSIDER RATIFYING MAYORAL REAPPOINTMENT OF JULIE REDEPENNING TO THE LOCAL PUBLIC AUTHORITY (CITY'S HRA).**

**ADD: 7H) CONSIDER APPROVAL OF THE FINAL 2020 COMMITTED AND ASSIGNED FUND BALANCES.**

**ADD: 7I) CONSIDER APPROVAL OF CHANGE ORDER NO. 10 FOR THE PUBLIC WORKS FACILITY PROJECT, TO ZERO-OUT THE REMAINING CONTINGENCY AND REMAINING ALLOWANCE.**

It was moved by Sanborn, seconded by Curtiss and unanimously passed to approve the minutes of the Regular Meeting of May 17, 2021 and Special Meeting of May 27, 2021, as presented.

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

- None.

5. Consent Agenda.

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

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING JUNE 4, 2021 IN THE (MODIFIED) AMOUNT OF \$1,137,276.05.

- 5(B) APPLICATION FROM CCM HEALTH FOR USE OF CITY PROPERTY (STREETS/BIKE TRAIL) FOR A FIESTA 5K RUN/WALK ON SATURDAY, JUNE 19, 2021, BEGINNING AT 8:00 A.M.
- 5(C) APPLICATION FROM CCM HEALTH FOR USE OF CITY PROPERTY TO ALLOW PARKING ALONG NORTH 16<sup>TH</sup> STREET AND THE NORTH HIGHWAY 7 FRONTAGE ROAD FOR A ONE-YEAR ANNIVERSARY CELEBRATION OF THE CCM WELLNESS CENTER, 1409 HIGHWAY 7 EAST, ON TUESDAY, SEPTEMBER 14, 2021, 4:00-7:30 P.M.

6. Public Hearings.

- None.

7. General Business.

7(A) HAZARDOUS STRUCTURE - 216 HUGHES AVENUE.

The house located at 216 Hughes Avenue and owned by Brian Paulson was identified as hazardous. A number of letters were sent to the property owner regarding the property, with no contact received and no building permit issued for the necessary repairs. Therefore, a letter dated 5/14/21 was sent to Paulson informing him that staff would be taking the matter to the city council at this meeting and recommending the council pass a resolution ordering the repair, removal or demolition of the hazardous structure. The order gives the property owner 30 days to take action.

BRYCE CURTISS OFFERED RESOLUTION NO. 3719, A RESOLUTION ADOPTING AN ORDER TO REPAIR, REMOVE OR DEMOLISH A HAZARDOUS BUILDING, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3719 WAS SECONDED BY BEVERLY OLSON. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, BEVERLY OLSON, DAN SANBORN, STEVE SULFLOW AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(B) TEMPORARY ON-SALE LICENSE - TALKING WATERS.

Ameriprise Financial has asked Talking Waters to submit an application to the State of Minnesota for a temporary on-sale liquor license to allow the brewery to take its product off site (Smith Park) for their Customer Appreciation Event on Wednesday, June 23, 2021, 5:00-9:00 P.M. Staff noted that as a part of the rental agreement completed by

Ameriprise for use of the Smith Park Shelter House, alcoholic beverages are allowed, as long as the source of the product is kept inside the building.

It was moved by Sanborn, seconded by Sulflow and unanimously passed to authorize the Brewery to submit the state application for this purpose.

7(C) TEMPORARY ON-SALE LICENSE - CHIPPEWA COUNTY FAIR ASSOCIATION.

Staff explained that the Chippewa County Fair Association wishes to submit an application to the State of Minnesota for a temporary, on-sale liquor license for the Chippewa County Fair July 28-31, 2021. The license would allow the sale of strong beer and liquor, which will be supplied by Madison Bottling Company.

It was moved by Sulflow, seconded by Olson and unanimously passed to authorize the Association to submit the state application for this purpose.

7(D) CHANGE ORDER NO. 1 - 2021 IMPROVEMENT PROJECT.

Each year, there are areas in the community that require a street bituminous patch caused by a utility repair or other utility installation. This year, there are five (5) locations that have been identified as needing to be patched. Riley Brothers Construction, Inc. is the contractor for the 2021 Street Improvement Project and are willing to do the spot repairs. Therefore, Change Order No. 1 has been prepared for this purpose, at a cost of \$8,130.95, increasing the contract price from \$337,393.40 to \$345,524.35. Funds will be taken from the Utilities budget for this expense.

It was moved by Sanborn, seconded by Curtiss and unanimously passed to approve Change Order No. 1, as presented.

7(E) CHIPPEWA RIVER RIFFLE REPAIR PROJECT.

The city applied for a Conservation Partners Legacy Grant through the Department of Natural Resources (DNR) to fix a riffle in the Chippewa River near Lagoon Park that was damaged by flooding in 2019. This is a matching grant; however, the contribution from the city would be in staff time and materials, including rocks the city has from the previous installation of the riffle. No new costs should be encountered with this grant. The grant would allow the city to move forward with restoration and improvements to the riffle to provide better flow in the area. The project would be completed later this year, and the city will need to seek bids for the project.

It was moved by Sanborn, seconded by Sulflow and unanimously passed to authorize proceeding with the grant and authorizing the mayor and city manager to execute the grant agreement.

7(F) ACCEPTANCE OF GIFTS/GRANTS.

The following gifts/grants have been received:

<u>Name</u>	<u>Description</u>	<u>Amount/Value</u>
Federal Aviation Administration	Airport Grant-COVID Response	\$ 9,000.00
Kolstad, Andrews & Thompson Families	Donation-Custom Metal Fire Department Sign	127.50

STEVE SULFLOW OFFERED RESOLUTION NO. 3720, A RESOLUTION ACCEPTING GIFTS/GRANTS, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3720 WAS SECONDED BY BRYCE CURTISS. THOSE VOTING IN FAVOR OF MOTION: STEVE SULFLOW, BRYCE CURTISS, BEVERLY OLSON, DAN SANBORN AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(G) LPA APPOINTMENT.

It was moved by Curtiss, seconded by Olson and unanimously passed to ratify the mayoral reappointment of Julie Redepenning to the Local Public Authority Board (City's HRA), term expiring June 4, 2026.

7(H) FINAL 2020 COMMITTED AND ASSIGNED FUND BALANCES.

Finance Director Jan Flaherty was present to review and discuss the final 2020 committed and assigned fund balances. Flaherty stated that these governmental funds are required to be approved as a part of the city's audit process. Enterprise Funds do not need approval.

It was moved by Sulflow, seconded by Curtiss and unanimously passed to approve the 2020 committed and assigned fund balances, as presented.

7(I) CHANGE ORDER 10 - P.W. FACILITY.

RJM Construction has proposed Change Order No. 10 for the public works facility project, to zero-out remaining Contingency and Allowance funds in the amounts of \$24,806.02 and \$32,000, respectively. The release of these funds would allow the city to

use the funds on other aspects of the project, including paving the parking area in front of the building.

It was moved by Curtiss, seconded by Sanborn and unanimously passed to approve Change Order No. 10, as presented.

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

- ▶ City Manager Wolfington informed the council that staff continues to work on a (100% funded) trails grant application for research to identify future needs.
- ▶ City Attorney Nelson stated that title has been transferred on the final property needed for the levee project. The property was acquired through condemnation proceedings. The value of the property will be determined by court appointed individuals.

Meeting adjourned at 7:23 P.M.

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Glennis A. Lauritsen, Secretary

Approved by council June 21, 2021:

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President - City Council