

CITY OF MONTEVIDEO  
CITY COUNCIL PROCEEDINGS  
September 20, 2021

The city council met in regular session Monday, September 20, 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, Bryce Curtiss, Steve Sulflow, Dan Sanborn and Beverly Olson. Absent: None. Mayor Erich Winter present.

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

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

**MODIFY:**    3)    **CONSIDER APPROVAL OF MINUTES OF THE REGULAR MEETING OF SEPTEMBER 7, 2021.**

Corrected page 2 provided. Verified Claims - Category heading modified - ~~VETERANS HOME/LAND~~ UTILITY.

**MODIFY:**    5A)    **CONSIDER APPROVAL OF VERIFIED CLAIMS FOR THE PERIOD ENDING SEPTEMBER 17, 2021 IN THE AMOUNT OF ~~\$291,442.67~~ \$386,095.36.**

2020 CIP CONSTRUCTION - PW BUILDING

RJM Construction, LLC - Application #12	\$ 72,882.14
RJM Construction, LLC - Application #13	19,955.55

MISCELLANEOUS

Moss & Barnett - Professional Svcs/Franchise Renewal	1,815.00
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**ADD:**        7E)    **CONSIDER APPROVAL OF TEMPORARY ON-SALE ACCESSORY USE: OUTDOOR AREA BY THE AMERICAN LEGION POST #59.**

It was moved by Sulflow, seconded by Olson and unanimously passed to approve the minutes of the Regular Meeting of September 7, 2021, as modified.

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

- None.

5. Consent Agenda.

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

5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING SEPTEMBER 17, 2021 IN THE (MODIFIED) AMOUNT OF \$386,095.36.

5(B) APPLICATION FOR USE OF CITY STREETS (12<sup>TH</sup>, 17<sup>TH</sup> & SHERIDAN AVENUE) FOR THE MONTEVIDEO HIGH SCHOOL HOMECOMING PARADE ON FRIDAY, OCTOBER 8, 2021, BEGINNING AT 4:45 P.M.

5(C) APPLICATION FROM THE MONTEVIDEO AREA CHAMBER OF COMMERCE FOR USE OF A PORTION OF CITY-OWNED PARKING LOTS (SOUTHTOWN PLAZA | MAIN STREET) FOR THEIR “TRUNK-OR-TREAT” HALLOWEEN EVENT ON FRIDAY, OCTOBER 29<sup>TH</sup>, 1:30-6:00 P.M.

6. Public Hearings.

- None.

7. General Business.

7(A) NUISANCE ABATEMENT - 417 NORTH 2<sup>ND</sup> STREET.

It was explained that notices were sent to the property owner of 417 North 2<sup>nd</sup> Street which cited nuisance items that needed to be abated, specifically referring to vehicles parked on the grass, a bath tub alongside the house, building materials in the yard and on the porch, as well as other miscellaneous junk/debris present on the property that are in violation of city code. The notices asked that the property owner clean-up/remove the items. No action was taken by the property owner to correct the deficiencies. Therefore, a resolution was prepared to direct the property owner to abate the nuisance by October 29, 2021.

City Manager Wolfington stated that he had spoken with the property owner, who stated that some of the materials have been removed and that they continue to work on it. In checking with the building official, it was found that no building permit has been issued. Staff recommended moving forward with the resolution so that the situation continues to be monitored for a timely resolve to the issue.

BRYCE CURTISS OFFERED RESOLUTION NO. 3739, A RESOLUTION DIRECTING ABATEMENT OF NUISANCE, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3729 WAS SECONDED BY DAN SANBORN. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, DAN SANBORN, STEVE SULFLOW, BEVERLY OLSON AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(B) NUISANCE ABATEMENT - 533 NORTH 4<sup>TH</sup> STREET.

It was explained that notices were sent to the property owner of 533 North 4<sup>th</sup> Street which cited nuisance items that needed to be abated, specifically referring to vehicles with expired registrations, a lawn mower, snowmobile, tires and an accumulation of other miscellaneous junk/trash present on the property that are in violation of city code. The notices asked that the property owner clean-up/remove the items. No action was taken by the property owner to correct the deficiencies. Therefore, a resolution was prepared to direct the property owner to abate the nuisance by October 29, 2021.

STEVE SULFLOW OFFERED RESOLUTION NO. 3740, A RESOLUTION DIRECTING ABATEMENT OF NUISANCE, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3740 WAS SECONDED BY DAN SANBORN. THOSE VOTING IN FAVOR OF MOTION: STEVE SULFLOW, DAN SANBORN, BEVERLY OLSON, BRYCE CURTISS AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(C) ACCEPTANCE OF GIFTS/GRANTS.

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

<u>Name</u>	<u>Description</u>	<u>Amount/Value</u>
Terry Dolven	Donation - DARE Program	\$ 25.00

DAN SANBORN OFFERED RESOLUTION NO. 3741, A RESOLUTION ACCEPTING GIFTS/GRANTS, AND MOVED ITS ADOPTION. MOTION FOR

ADOPTION OF RESOLUTION NO. 3741 WAS SECONDED BY BEVERLY OLSON. THOSE VOTING IN FAVOR OF MOTION: DAN SANBORN, BEVERLY OLSON, STEVE SULFLOW, BRYCE CURTISS AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(D) LINCOLN AVENUE LAND ACQUISITION.

City Manager Wolfington reported that at the direction of the council, staff had met with Dennis Larson, Double D Development of Montevideo, to discuss options on the development of the 19<sup>th</sup>/Lincoln Avenue area. Double D Development owns half of what would be needed for an extension of Lincoln Avenue, if the city was to ever want to move forward. The city owns 33' of right-of-way, which is roughly half of what would be needed for a full street. Therefore, staff had discussed with Larson the possibility of the city acquiring the 33' owned by Double D for the right-of-way in preparation for a future Lincoln Avenue extension. Whether or not the city moved forward with the construction of Lincoln Avenue extension at this time, or looks to do it in the future, an additional 33' would be needed.

Double D Development is proposing to develop housing along 19<sup>th</sup> Street and, therefore, time is of the essence. If they were to incorporate their 33' strip of land into the housing development, it would not be available for Lincoln Avenue extension purposes, whether that be immediately or in the future. Therefore, staff would like to negotiate with Double D Development for acquisition of the portion they own along Lincoln Avenue so that adequate footage is available for a possible future extension of Lincoln Avenue.

It was the consensus of the council that it is worth negotiating with Double D Development for acquisition of the property in question.

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

- ▶ Council member Curtiss asked that staff review the Carey Field property at 1209 Black Oak Avenue. A number of mattresses are present on the east side of the property.
- ▶ City Manager Wolfington stated that he and the community development director had recently met with the school superintendent to discuss a number of topics. As a result of the conversation, it was suggested that a group be comprised of county, school board and

city representatives to continue discussion on items of common interests and to promote a good working relationship among the entities. Wolfington asked for a volunteer from the council; both council member Sanborn and council member Olson expressed an interest.

- ▶ City Manager Wolfington reported on an issue at the public works building regarding the floor sealant. The floor is affected by gas spills in that it bubbles up and creates a sticky substance. The company is willing to provide the materials to fix the problem but not the labor charge, which is estimated at \$53,000. Wolfington stated that staff will continue to work on a remedy to the situation.

Meeting adjourned at 7:16 P.M.

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Glennis A. Lauritsen, Secretary

Approved by council October 4, 2021:

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President - City Council