

MISCELLANEOUS

Monte Youth Sports - Recreational activities 7,000.00
Lyle Pringnitz - IT services 10,500.00

UTILITY

Hawkins, Inc. - aluminum sulfate liquid 8,606.01

MODIFY: 6A) 7:00 P.M. - PROVIDE PUBLIC HEARING ON PROPOSED INCREASE IN THE CHARGES TO BE MADE FOR THE COLLECTION OF GARBAGE AND RUBBISH AND CONSIDER NEW FIVE-YEAR CONTRACT WITH TOSTENSON, INC. FOR REFUSE SERVICES.

Revised agreement provided which deletes reference to “32-gallon cans” on pages 2 and 5.

MODIFY: 7J) CONSIDER APPOINTMENT OF HEARING OFFICER FOR ADMINISTRATIVE CITATION APPEAL PROCESSES.

Revised/corrected cover page provided.

It was moved by Sulflow, seconded by Olson and unanimously passed to approve the minutes of the Regular Meeting of December 19, 2022, as presented.

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

4(A) PUBLIC SUMMARY - CITY MANAGER PERFORMANCE REVIEW.

President Schmidt gave a public summary of the performance review of City Manager Robert Wolfington, conducted by the council in closed session Monday, December 19, 2022. The review was favorable and resulted in a unanimous motion that Wolfington be given a 5% wage increase for 2023, the same amount that had been given to other non-union employees and department heads.

- Public Works Director Aaron Blom was on hand to give a brief report on the most recent snowfall event and snow plowing efforts by the city and provided snowfall statistics for this year to date in comparison to prior years. Blom indicated that the department would be focusing this week on cleaning corners and fire hydrant areas.

5. Consent Agenda.

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

- 5(A) VERIFIED CLAIMS FOR THE PERIOD ENDING JANUARY 5, 2023 IN THE (MODIFIED) AMOUNT OF \$3,392,114.34.
- 5(B) SALE OF SEIZED/SURPLUS ITEMS FROM THE POLICE DEPARTMENT (2006 FORD EXPLORER | 1997 VOLKSWAGEN GOLF | 1995 DODGE RAM 1500 | 1998 VOLVO | 2007 CHEVY UPLANDER | 2002 CHEVY CAVALIER | 2005 CHRYSLER TOWN & COUNTRY | 2003 BUICK LESABRE | 1991 HYUNDAI SCOUPE | 1997 CHEVROLET PICKUP.)

6. Public Hearings.

- 6(A) 7:00 P.M. - REFUSE RATE INCREASE/TOSTENSON, INC. CONTRACT.

The Municipal Rubbish & Garbage Disposal Agreement with Tostenson, Inc. expired on December 31, 2022. As a part of the December 5th meeting, the council had directed staff to develop a new five-year agreement with Tostenson, Inc., based on the terms discussed. Those terms included a proposed increase in the refuse rates, as follows:

2023 rates: 35-gallon - increase from \$18.09/month to \$18.94/month
 65-gallon - increase from \$22.94/month to \$24.02/month
 95-gallon - increase from \$27.87/month to \$29.18/month

2024-2027: Rolling average percentage change of the previous 12 months in the Water, Sewer, Trash Collection Consumer Price Index (WST/CPI).

Code 4-2-8D requires that a public hearing be held to consider “proposed increase in the charges to be made for the collection of garbage and rubbish.” Therefore, a public hearing was set for this date and a notice published in the local newspaper on December 29, 2022.

President Schmidt called a public hearing to order at 7:08 P.M. Derek & Marie Tostenson were present to address questions/concerns raised.

There were no interested persons present to speak to this issue; therefore, the public hearing was closed at 7:09 P.M. The entire public hearing was recorded on a zip drive, which will be kept in accordance with the city’s adopted records retention schedule, after which time the component will be destroyed.

It was moved by Curtiss, seconded by Olson and unanimously passed to approve the new Municipal Rubbish & Garbage Disposal Agreement with Tostenson, Inc., as presented.

7. General Business.

ORGANIZATIONAL ITEMS OF BUSINESS:

7(A) SECRETARY TO COUNCIL/2023.

It was moved by Sanborn, seconded by Sulflow and unanimously passed to appoint Glennis A. Lauritsen as secretary to the council for 2023.

7(B) ACTING CITY MANAGER / ACTING CITY CLERK FOR 2023.

DAN SANBORN OFFERED RESOLUTION NO. 3841, A RESOLUTION PROVIDING FOR AN ACTING CITY MANAGER (GLENNIS LAURITSEN) AND ACTING CITY CLERK (JILL STRAND) WHEN SUCH MAY BE REQUIRED, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3841 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(C) DEPOSITORIES FOR 2023.

It was moved by Curtiss, seconded by Sulflow and unanimously passed to designate the following institutions as depositories for city funds:

Old National Bank, Montevideo
Minnwest Bank, Montevideo
Co-Op Credit Union, Montevideo
4M Fund/League of Minnesota Cities
Multi-Bank Securities, Inc.
RBC Capital Markets, LLC

7(D) WIRE TRANSFER OF FUNDS.

BRYCE CURTISS OFFERED RESOLUTION NO. 3842, A RESOLUTION AUTHORIZING WIRE TRANSFER OF FUNDS, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3842 WAS SECONDED BY DAN SANBORN. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, DAN SANBORN, BEVERLY OLSON, STEVE

SULFLOW AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE.
RESOLUTION PASSED 5-0.

7(E) ACTING MAYOR /2023.

STEVE SULFLOW OFFERED RESOLUTION NO. 3843, A RESOLUTION PROVIDING FOR AN ACTING MAYOR (BRYCE CURTISS), AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3843 WAS SECONDED BY BEVERLY OLSON. THOSE VOTING IN FAVOR OF MOTION: STEVE SULFLOW, BEVERLY OLSON, DAN SANBORN, BRYCE CURTISS AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(F) ACTING CITY ATTORNEY/2023.

DAN SANBORN OFFERED RESOLUTION NO. 3844, A RESOLUTION PROVIDING FOR AN ACTING CITY ATTORNEY (MATT HAUGEN) WHEN SUCH MAY BE REQUIRED, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3844 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(G) APPOINTMENT OF LICENSE INSPECTOR FOR 2023.

It was moved by Curtiss, seconded by Sulflow and unanimously passed to appoint the police chief as license inspector for 2023.

7(H) OFFICIAL NEWSPAPER DESIGNATION/2023.

It was moved by Sanborn, seconded by Olson and unanimously passed to designate the Montevideo American-News as the city's official newspaper for 2023.

7(I) HUMAN RIGHTS OFFICER/ALTERNATES FOR 2023.

It was moved by Curtiss, seconded by Olson and unanimously passed to appoint the city manager as the human rights officer, with the city clerk and police chief designated as alternate human rights officers.

7(J) APPOINTMENT OF HEARING OFFICER FOR 2023.

It was moved by Sanborn, seconded by Sulflow and unanimously passed to appoint Jeremy Blackwelder, Granite Falls, Minnesota, as administrative hearing officer for 2023, at the rate of \$200.00/hour, including windshield time to/from Montevideo.

7(K) INSURANCE PACKAGE PRESENTATION.

Jon Kuhlmann, Citizen Alliance Agency, presented the city's 2023 Insurance Package for review and discussion, comparing 2022 coverages/rates to 2023. Also reviewed were the dividend amounts for the past 4 years.

This was informational only - no action needed.

7(L) NUISANCE ABATEMENT - 1012 NORTH 6TH STREET.

Staff reported that notices had been sent to the property owner of 1012 North 6th Street on November 1, November 14 and November 29, 2022 concerning nuisance items that needed to be abated, specifically referring to a variety of items throughout the yard of the property, including but not limited to, garbage, a pile of bricks and rocks, building materials, tires, a mattress, construction material, indoor furniture outside, RV awning, carpet, metal, an inoperable vehicle and other miscellaneous junk/debris present on the property. Each letter asked that the property owner clean-up/remove the materials. No action was taken by the property owner to correct the deficiencies. Therefore, a resolution was prepared which gives the property owner until February 1, 2023 to abate the nuisance and/or address the city council at its January 17th meeting.

DAN SANBORN OFFERED RESOLUTION NO. 3845, A RESOLUTION DIRECTING ABATEMENT OF NUISANCE, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3845 WAS SECONDED BY STEVE SULFLOW. THOSE VOTING IN FAVOR OF MOTION: DAN SANBORN, STEVE SULFLOW, BRYCE CURTISS, BEVERLY OLSON AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

7(M) PURCHASE OF CLAY MATERIAL FROM DUININCK, INC.

The city has an agreement with Duininck, Inc. to purchase certified clay material to be used in constructing the final phases of the levee improvements. The U.S. Army Corps of Engineers (USACE) is responsible for determining the amount of clay material used during construction and in return, the city purchases that amount from Duininck's at a rate of \$1.00/Cubic Yard.

The contractor hauled a total of 39,922.10 cubic yards of material through the construction of Phase 3B from the Duininck pit. This total was determined using pre and post survey data of the site. Of this total, 7,352 cubic yards were taken during the fall of 2021. Therefore, the final quantity due for payment is 32,570.10 cubic yards.

BRYCE CURTISS OFFERED RESOLUTION NO. 3846, A RESOLUTION AUTHORIZING THE PURCHASE OF CLAY MATERIAL FOR LEVEE CONSTRUCTION, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3846 WAS SECONDED BY BEVERLY OLSON. THOSE VOTING IN FAVOR OF MOTION: BRYCE CURTISS, BEVERLY OLSON, STEVE SULFLOW, DAN SANBORN AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: RESOLUTION PASSED 5-0.

7(N) BOARD/COMMISSION APPOINTMENTS.

It was moved by Sulflow, seconded by Olson and unanimously passed to appoint the following slate of candidates to the various city boards/commissions:

PLANNING COMMISSION: (three-year terms, expiring January 2026): Michael Groothuis.

AIRPORT COMMISSION: (two-year terms, expiring January 2025): Dave Arneson and Marvin Garbe.

POLICE CIVIL SERVICE COMMISSION (three-year term, expiring January 2026: Nora Guerra.

TRAFFIC SAFETY IMPROVEMENT COMMITTEE (annual terms): Marv Dehne, Lyle Henning, Daniel Sanborn, Greg Schwaegerl and Nathan Schmidt.

CONVENTION & VISITOR'S BUREAU (two-year terms expiring December 31, 2024): Donna Krueger and Erich Winter.

BUILDING & HOUSING ADVISORY APPEALS BOARD (three-year term to December 31, 2025): Mark Peters.

7(O) COUNCIL MEMBER APPOINTMENTS TO BOARDS/COMMISSIONS.

It was moved by Curtiss, seconded by Olson and unanimously passed to appoint the following council members to the various city boards/commissions:

HOSPITAL COMMISSION (annual appointment): Steve Sulflow & Nathan Schmidt.

MONTEVIDEO COMMUNITY DEVELOPMENT CORPORATION (MCDC): Beverly Olson, term expiring December 31, 2024.

JOINT CITY/COUNTY AIRPORT ZONING BOARD (annual appointments): Dan Sanborn and Beverly Olson.

COUNTY ELECTED OFFICIALS COMMITTEE (annual appointment): Erich Winter.

COUNTY LIBRARY BOARD: Dan Sanborn, term expiring December 31, 2025.

7(P) MAYORAL APPOINTMENT TO EDA.

Mayor Erich Winter appointed Steve Sulflow to the Montevideo Economic Development Authority (EDA), term expiring December 31, 2028. This action requires ratification by the council.

It was moved by Sanborn, seconded by Olson and unanimously passed to ratify the mayoral appointment of Sulflow, as presented.

7(Q) ACCEPTANCE GIFTS/GRANTS.

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

<u>Name</u>	<u>Description</u>	<u>Amount/Value</u>
Nicholas & Donna Krueger	Donation - MAP Arts Project Mtce.	\$ 500.00
Betty Jane Johnson Trust	Donation - Fire Department Equipment	38,500.00
Fire Relief Assn. Gambling Acct.	Donation - Fire Prevention Education	5,275.00
Fire Relief Assn. Gambling Acct.	Donations:	
	Youth Activities	7,000.00
	Fire Equipment Fund	29,800.00

DAN SANBORN OFFERED RESOLUTION NO. 3847, A RESOLUTION ACCEPTING GIFTS/GRANTS, AND MOVED ITS ADOPTION. MOTION FOR ADOPTION OF RESOLUTION NO. 3847 WAS SECONDED BY STEVE SULFLOW. THOSE VOTING IN FAVOR OF MOTION: DAN SANBORN, STEVE SULFLOW, BRYCE CURTISS, BEVERLY OLSON AND NATHAN SCHMIDT. THOSE VOTING AGAINST MOTION: NONE. RESOLUTION PASSED 5-0.

8. Ordinances.

- None.

9. Discussion and Miscellaneous.

- None.

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Meeting adjourned at 7:30 P.M.

Glennis A. Lauritsen, Secretary

Approved by council January 17, 2023:

President - City Council