



**REGULAR COUNCIL MEETING
TUESDAY, JUNE 09, 2009 - 7:00 PM**

**** MINUTES ****

I. CALL TO ORDER

Present: Mayor Wetzel, Emmett Krenik, Dorothy Dinwiddie, Josh Fredrickson, Jason Squires
Absent: None

II. APPROVAL OF MINUTES

- A) Motion by Krenik, Second by Dinwiddie, minutes from May 12, 2009
TIF Public Hearing be approved. Approved unanimously.
- B) Motion by Dinwiddie, Second by Squires, notes from May 12, 2009
Regular Council Meeting be approved. Approved unanimously.
- C) Council change to proposed Agenda: ADD: IV. REPORTS G) City Web Site
and MOVE: IV. REPORTS F) Bolton & Menk 1) 2006 Street Project to last.

III. APPROVAL OF BILLS TO BE PAID

Council reviewed the bills to be paid. Motion by Dinwiddie, Second by Squires,
to pay the bills listed and due. Approved unanimously.

IV. REPORTS OF OFFICERS, BOARDS, COMMITTEES, & DEPARTMENTS

A) E.D.A. Report- Don Hayden

- 1) Fiberglass Fabricators- Director Hayden reported speaking with the owner of
company who stated business should pick up this summer and then they could
possibly make a payment(s). Council agreed: give them a few more months.
- 2) Menu Inspirations- Attorney Moran reported promissory note for their assessment
has been signed by Menu- first \$20,000 check should come within 2-3 weeks.

B) P & Z Report- Corey Block

- 1) Motion by Squires, Second by Krenik, to Waive Reading & Adopt Ordinance
No. 2009-4; thereby allowing larger business signs in B-2 District along Hwy 99.
Approved unanimously.
- 2) Motion by Krenik, Second by Dinwiddie, to Waive Reading & Adopt Ordinance
No. 2009-5; thereby addressing & establishing damage % to existing buildings.

Approved unanimously.

C) Municipal Liquor Store

On-Sale Manager Mike Nelson gave the May report: Sales were \$77,095.00; up \$2,300 from April. Nelson reported: Still a struggle for bar sales, but off-sale still strong/ August 8 for Back Alley Bash/ trying to get the help out sooner each night.

D) Police Department

Police Chief Pfarr reported on the police activities for month of May: 150 calls/ 2,762 miles patrolled. Pfarr reported: issued many warnings to trailers parked on streets/ many clean-up abatements based on neighbor complaints/ calls are up across the board compared to 2008/ yes- city will enforce the new seatbelt law that went into effect that day.

- 1) Resolution No. 2009J – Administrative Fines introduced by staff. Council agreed: hold adoption and study until State comes up with an official ticket and procedure.

E) Water, Sewer, Streets, Parks

Public Works Superintendent Curt Roemhildt gave his monthly report:

- Pool is ready to go- waiting for warm weather/ passed county pool inspection.
- Water- with recent rains, water usage is now down.
- Parks- much destruction in park bathrooms (especially North)/ lots of usage of the athletic fields/ Men's Softball Assn. will re-shingle the West Park pavilion, city crew will help where they can.
- Streets- bids going out for blacktop seal-coating in Horizon Addition.

F) Bolton & Menk Engineering- Joel Hawbaker

- 1) 2006 Street & Utility Project: Moved to closed discussion at end of meeting.
- 2) 2009 Street Project (proposed): Bolton & Menk working on the Environmental Report and Engineering Report.
- 3) 2010 Minnesota Street Project: Finalizing needed at next Workshop Meeting.

G) City Web Site- Rob Storberg

Mr. Storberg reported the city website was up and running/ gave a brief presentation of the site/ need agendas and minutes to be on-line yet/ simple to update, but who will be doing the updates? Council agreed: revisit in December as to who will update the site/ domain name and hosting cost will always be a cost to the website.

V. PUBLIC FORUM

There were no petitions, requests, or communications from the general public.

VI. OLD BUSINESS

- A) Rental inspection at Center Mall: Inspector Block reported that this project was moving forward/ apartment building has been inspected- apartments are now compliant. No reason to keep monthly updates unless something happens there. City Attorney Moran will send letters to the 4-5 property owners who have not responded yet to inspection.
- B) Robert Selly zoning issue- trailers and equipment for sale stored in the front of the property. Staff reported: old zoning allowed for this 10 years ago, but not the new zoning of the property, set in 1999-2000. However, the new zoning was needed to be able to run the current construction business on the property. Mr. Selly has moved the trailers to the back end of the property, but were they still for sale? Council generally agreed- leave as is; staff keep monitoring the property.

VII. NEW BUSINESS

- A) Courthouse Park electrical repairs: recent tree removals had damaged some of the wiring. County Maintenance Supervisor Jim McMillen was seeking bids to repair the wiring and would approach organizations to help pay for it. However, the County was not willing to put money towards the project because only the City organizations used the outlets. Chamber Director Hayden stated the Chamber already pays \$1300 yearly on the park. Councilman Krenik gave a brief chronological order of the park const. thru the years. Council generally agreed: due to time constraints, Clerk Collins and Supt. Roemhildt help make the decision on the bids and get it fixed before Emergency Day.
- B) Weather siren in West Park: with the cost of a new pole installed with a rotating siren @ est. \$18,000- could we do this much cheaper with an existing light pole and a stationary siren? American Red Cross may have some money available at the county level to help do this. Council will continue to study for 2010.
- C) Centennial Plaza request for handicap parking: representatives explained their problem- 40 rooms but only 15 parking spots in the lot and no handicap parking. They have spoke to Rademacher's about their employees parking along the Plaza; empty spots around the building fill up within 10-15 minutes. They were requesting 4 handicap parking spots on the public street. After much discussion, Council generally agreed: the property owners are responsible for the parking issue, they should present a written plan to the city starting with the handicap spots placed inside their own lot. City staff would help out with a letter to the apartment owners stating the City position and suggestions.

VIII. ADMINISTRATION & MISC.

- A) Motion by Wetzel, Second by Squires, to assess the \$1,722.50 in clean-up costs to the foreclosed property at 276 North Lexington Avenue so it may be collected when the property sells. Approved unanimously.
- B) Streetlights installed on Commerce Drive: Alliant Energy will not install our lights. Council agreed: Yes- get bids to do this project and get it done.
- C) Set Workshop Meeting to discuss 2010 Project and USRDA Grant application with Andy Kehren of Bolton & Menk. Council directed Clerk Collins to set it up.

D) 2006 Street Project: Sharon Street and Minnesota Street problems. Two patches on Sharon are an issue/ whole street is sagging/ patch at Sharon & Maple intersection is gone. BCM Construction is denying any responsibility. Motion by Squires, Second by Krenik, to close meeting to discuss possible litigation vs. BCM Construction. Approved unanimously. **Meeting Closed.** Discussed during the closure were:

- * Discussion about Minnesota Street. Seems to be holding up ok.
- * Much study of the Sharon Street map. Segment 2 shows some 400 ft. of variance from the desired design elevation. In a letter dated June 3, 2009, BCM had offered to mill & overlay that section at no cost to the city. BCM did not offer to fix any other sections of either Sharon Street nor Minnesota Street.
- * Intersection of Sharon Street & Maple Avenue: the ponding of water at the match point. BCM blamed the County for undertaking improvements during the middle of the City construction. BCM does not feel the cost to repair is their responsibility. The patch installed last fall did not hold up nor solve the problem, but can be redone.

Motion by Squires, Second by Dinwiddie, to re-open the meeting. Approved unanimously.

Meeting re-opened. Motion by Fredrickson, Second by Squires, mill & overlay Segment 2 on Sharon Street (approx. 400 ft.) at no cost to city and also re-do the patch at intersection of Maple Avenue & Sharon Street. Approved by 4-1 vote, Mayor Wetzel voting no.

IX. ADJOURNMENT

There being no further business, Motion by Krenik, Second by Dinwiddie, for Mayor Wetzel to adjourn the meeting. Approved unanimously.

Chris L. Collins, City Clerk, City of Le Center, MN