

**CITY OF LE CENTER  
REGULAR COUNCIL MEETING  
TUESDAY, FEBRUARY 12, 2013 - 7:00 PM**

**\*\* MINUTES \*\***

**I. CALL TO ORDER**

Present: Mayor Fredrickson, B. Emmers, C. Harmeyer, G. Meidlinger Jr., D. Woelfel  
Absent: None

**II. APPROVAL OF MINUTES**

- A) Motion by Emmers, Seconded by Meidlinger, Minutes from January 8, 2013 Regular Council Meeting be approved . Approved unanimously.
- B) Motion by Meidlinger, Seconded by Harmeyer, Notes from January 22, 2013 Workshop Meeting be approved. Approved unanimously.
- C) Council changes to Agenda: None

**III. APPROVAL OF BILLS TO BE PAID**

Council reviewed the bills to be paid. Motion by Emmers, Seconded by Woelfel, to pay the bills listed and due. Approved unanimously.

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

A) E.D.A. Report

- 1) Director Collins explained how The Overland Group was unable to secure a direct entrance off Hwy 99 into Lot 2 in Horizon Addition. This allowed them to cancel the signed purchase agreement with the city. Now they wished to purchase Lot 4 of Block 5 in Horizon Addition for the same \$89,900.00 price to build a Dollar General Store. EDA Board had unanimously approved signing a new purchase agreement for Lot 4. Motion by Meidlinger, Seconded by Woelfel, to sell/ sign a new purchase agreement with The Overland Group for Lot 4 of Block 5 in Horizon Addition for the same \$89,900.00 price to build a Dollar General Store. Approved unanimously.
- 2) Director Collins explained the decision by the EDA Board to change the WAC/SAC rebate program being offered. They hoped to 1) promote more of a “building permit reduction” type program, 2) at the time a building permit is applied for; EDA would pay the \$2500 WAC/SAC fee directly to the City, 3) change expiration date to July 1, 2014, and 4) advertise the program on the city website and other places. Motion by Harmeyer, Seconded by Woelfel, to change program as recommended by the EDA Board. Approved unanimously.

## B) P &amp; Z Report

Building Official Block reported: P & Z will call a meeting to approve the façade of the Dollar General Store as required by the zoning ordinance. Councilman Woelfel questioned why the city had a “Rental Inspection Program”? Staff stated a past council had approved the program 8-10 years earlier and thus it must be enforced. Discussed metal roofs on homes: where allowed, types allowed, etc.

## C) Municipal Liquor Store

Manager Mike Nelson gave the January report: Sales were \$62,562: down \$21,800 from December, and up \$3,700 from Jan. '12. Nelson also reported: TRS System delayed; will go to a training session to determine which system best for us.

## D) Police Department

Police Chief Pfarr reported on the police activities for month of January: 117 calls/ 2,206 miles patrolled. Pfarr also reported: many gun permits “to acquire” being applied for.

- 1) Motion by Emmers, Seconded by Woelfel, to adopt Resolution No. 2013A, thereby approving the “Joint Powers Agreement” between City & State. Approved unanimous.

## E) Water, Sewer, Streets, Parks

Public Works Supt. Curt Roemhildt gave the monthly reports:

- ❖ Water- third water-main break fixed today/ Well #1 waiting for warm weather and a part to put back together again.
- ❖ Streets- rain and sleet problems; opened up all the storm sewers to let water run.
- ❖ Parks- skating rink to host a “Boot Hockey Tourney” on Feb. 16<sup>th</sup>.

## F) Bolton &amp; Menk Engineering (Joel Hawbaker, Engineer)

- 1) 2010 Minnesota Street & Waterville Ave. Project- Hawbaker reported 95% of the sanitary sewer repairs were completed; waiting for the televised tapes.
- 2) Note: court dates for assessment hearing changed again to April 29, 30, May 1<sup>st</sup>.

**V. PUBLIC FORUM**

There were no comments, questions, or statements from the general public.

**VI. OLD BUSINESS**

- A) Motion by Fredrickson, Seconded by Meidlinger, to set a Public Hearing for Guardian Inn Motel request for a Conditional Use Permit in front of the city council on March 12, 2013 @ 6:00 pm. Approved unanimously.

- B) Jose Munguia explained his Minn. River Valley Shock summer amateur football team of the Southern Plains Football League: request to play football on the city baseball field during the summer/ 150-200 spectators to shop LC businesses/ 3-4 home games/ late April, May, June, July. Council generally agreed to allow them to use the city field: use PVC goal-posts/ no white lines during baseball- use the yard markers.

## VII. NEW BUSINESS

- A) T.C.U. High School Superintendent Matt Helgerson gave a “State of the School” presentation: an overview of the intended building projects to come; the costs, and the means to pay for such. Lisa Hoefs gave an “Agriculture Career Academy” presentation.
- 1) After much debate with the school officials about the number of varsity and B squad games being played in Le Center; Motion by Fredrickson, Seconded by Woelfel, to enter into a new field-use agreement with TCU School, and waiving the \$5,000 fee. Approved by 4-1 vote, Meidlinger voting No.
- B) Safe Routes To School: Supt. Helgerson explained the joint venture program between the city and the school to apply for a planning grant to study plans for safer routes to school for the children of the community; same as in Montgomery and Lonsdale.
- C) Councilman Gary Meidlinger Jr. is contesting the legal residency of Councilman Dennis Woelfel to be a city council member. Mr. Woelfel was elected as a write-in candidate in the Nov. 6, 2012 General Election for a 2-yr. open council seat; therefore he did not fill out the “Affidavit of Candidacy” required of persons filing to run for office.

Mr. Meidlinger explained his position; referring to his Dec. 26 letter sent to the council-members/ compared his city water-use bills vs. Mr. Woelfel’s water-use bills for 2012. Meidlinger contends that Woelfel actually lives at his second home outside of Le Center city limits and therefore is not eligible to be a city council-member. Woelfel stated that he votes in City of Le Center and his home in Le Center is homesteaded as his legal place of residence.

After much discussion by the council; Motion by Meidlinger to remove Woelfel from the city council based on his non-residency. No second, motion fails.

## VIII. ADMINISTRATION & MISC.

- A) Motion by Emmers, Seconded by Harmeyer, to approve (2) temporary warrants for \$232,981.27 and \$139,356.25 until state & county money arrives. Approved unan.
- B) Collins explained a written proposal from Ehlers Inc. to provide a Financial Management Plan and Utility & Debt Analysis. Council took under advisement.

## IX. ADJOURNMENT

There being no further business, Motion by Emmers, Seconded by Woelfel, for Mayor Fredrickson to adjourn the meeting. Approved unanimously. 9:19 pm.