

MINUTES, REGULAR MEETING
CITY COUNCIL, CITY OF LA CRESCENT, MINNESOTA
JANUARY 12, 2015

Pursuant to due call and notice thereof, the first meeting of the City Council of the City of La Crescent for the month of January was called to order by Mayor Mike Poellinger at 5:30 PM in the La Crescent City Hall, La Crescent, Minnesota, on Monday, January 12, 2015, followed by the Pledge of Allegiance.

City Administrator Bill Waller then administered the oath of office to newly elected Mayor Mikel Poellinger and Council Members Ryan Hutchinson and Brian Krenz.

Upon a roll call taken and tallied by the City Administrator, the following members were present: Members Bernie Buehler, Ryan Hutchinson, Brian Krenz, Dale Williams and Mayor Mike Poellinger. Members absent: None. Also present was City Administrator Bill Waller and City Attorney Skip Wieser.

Mayor Poellinger asked if anyone wished to take action to change the agenda as presented. There were no changes requested.

ITEM 1 – CONSENT AGENDA

At this time, the Mayor read the following items to be considered as part of the Consent Agenda, including additional bills, for this regular meeting:

- 1.1 MINUTES – DECEMBER 22, 2014
- 1.2 BILLS PAYABLE THROUGH JANUARY 8, 2015

At the conclusion of the reading of the Consent Agenda, Mayor Poellinger asked if the Council wished to have any of the items removed from the Consent Agenda for further discussion. Member Buehler made a motion, seconded by Member Krenz, as follows:

A MOTION TO APPROVE THE CONSENT AGENDA AS PRESENTED

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.1 – SWEARING IN OF MAYOR - See Above

ITEM 3.2 – SWEARING IN OF CITY COUNCIL MEMBERS - See Above

ITEM 3.3 – ANNUAL APPOINTMENTS

City Council took up discussion of the annual appointments for 2015 following which Member Buehler made a motion, seconded by Member Krenz, to approve the following motion:

A MOTION TO APPROVE DALE WILLIAMS AS THE ACTING MAYOR

Upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

Upon recommendation of Finance Director Debbie Shimshak, Member Williams made a motion, seconded by Member Hutchinson, to approve the following motion:

A MOTION DESIGNATING THE FOLLOWING DEPOSITORIES FOR ALL CITY BANKING FUNCTIONS AND INVESTMENTS:

All Banking Functions: **Wells Fargo**
 Merchants Bank, La Crescent
 Home Federal Savings, La Crescent
 State Bank, La Crescent
 Lynn Reynolds of Edward Jones
 Northland Securities, Inc.
 4M Fund (sponsored by the League of Minnesota Cities)
 Morgan Stanley Smith Barney
 Institutional CD's Inc/ICD Securities, Inc. – Broker
 Floridian – Custody Service
 Altra Federal Credit Union, La Crescent
 Multi-Banks Securities
 Peninsula Bank – Custody Service

Upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

Regarding the Official Newspaper, Member Williams made a motion, seconded by Member Krenz, to approve the following motion:

A MOTION APPOINTING THE HOUSTON COUNTY NEWS AS THE OFFICIAL NEWSPAPER FOR THE CITY OF LA CRESCENT

Upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

Regarding Assistant Weed Inspector, Member Krenz made a motion, seconded by Member Hutchinson, to approve the following motion:

A MOTION APPOINTING SHAWN WETTERLIN AS ASSISTANT WEED INSPECTOR FOR THE CITY OF LA CRESCENT

Upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

Member Buehler then introduced the following resolution and moved its passage and adoption:

RESOLUTION NO. 01-15-01

A RESOLUTION APPOINTING A RESPONSIBLE AUTHORITY AND ASSIGNING DUTIES, STATE OF MINNESOTA

WHEREAS, Minnesota Statutes, Section 13.02 Subdivision 16, as amended, requires that the City of La Crescent appoint one person as the Responsible Authority to administer the requirements for collection, storage, use, and dissemination of data on individuals, within the City, and

WHEREAS, the City Council shares concern expressed by the Legislature on the responsible use of all City data and wishes to satisfy this concern by immediately appointing an administratively qualified Responsible Authority as required under the statutes,

BE IT RESOLVED, that the City Council of La Crescent appoints Debbie Shimshak as the Responsible Authority for the purposes of meeting all requirements of Minnesota Statutes, Chapter 13, as amended, and with rules as lawfully promulgated by the Commissioner of Administration.

FURTHER BE IT RESOLVED, the Responsible Authority shall require the requesting party to pay the actual costs of making, certifying, and compiling copies and of preparing summary data.

ADOPTED this 12th day of January, 2015.

SIGNED:

Mayor

ATTEST:

City Administrator

The foregoing motion was duly seconded by Member Williams and upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried and the resolution duly passed and adopted.

ITEM 2.0 – PUBLIC HEARING – ANNEXATION – 32 CRESCENT AVENUE & 100 KINDER ROAD

At 5:35 PM the City Council held a public hearing to consider input on the proposed annexation of the properties located at 32 Crescent Avenue and 100 Kinder Road that the owners had requested to be annexed and the adoption of Ordinance No. 491 annexing these properties. City Attorney Wieser reviewed the maps and findings for the Ordinance. Mayor Poellinger opened the meeting for public comment. Cheri Olson and Doug Nelson commented on the annexation. City Attorney Wieser addressed and answered these questions. Following further discussion, Member Williams introduced the following Ordinance, and moved its passage and adoption:

ORDINANCE NO. 491

**AN ORDINANCE OF THE CITY OF LA CRESCENT, MINNESOTA ANNEXING
LAND LOCATED IN LA CRESCENT TOWNSHIP, HOUSTON COUNTY,
MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033 SUBDIVISION 2(3),
PERMITTING ANNEXATION BY ORDINANCE**

WHEREAS, a petition signed by all the property owners, requesting that property legally described herein be annexed to the City of La Crescent, Minnesota, was duly presented to the Council of the City of La Crescent on the 24th day of November, 2014; and

WHEREAS, said property is unincorporated and abuts the City of La Crescent; is less than 120 acres; is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

WHEREAS, said property is not located within a flood plain or shoreland area; and

WHEREAS, said property is currently residential and annexation is requested to facilitate the extension of city services; and

WHEREAS, the City of La Crescent held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on January 12, 2015, following thirty (30) days written notice by certified mail to the Town of La Crescent and to all landowners within and contiguous to the area legally described herein, to be annexed; and

WHEREAS, provisions of Minnesota Statutes § 414.033 Subd. 13 are not applicable in that there will be no change in the electric utility service provider resulting from the annexation of the territory to the municipality.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LA CRESCENT HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature in that residential use is being proposed for said property which requires or will need city services, including public sewer facilities.
2. None of the property is now included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minnesota Statute § 414.0325.
3. The corporate limits of the City of La Crescent, Minnesota, are hereby extended to include the following described property, said land abutting the City of La Crescent and being 120 acres or less in area, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and the City having received a petition for annexation from all the property owners of the land, to wit:

Parcel No. 08.0449.000:

LOT ONE (1) IN BLOCK ONE (1) OF CRESCENT VALLEY SUBDIVISION
TO THE TOWNSHIP OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA.

Parcel No. 08.0126.000:

PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 9,
TOWNSHIP 104 NORTH, RANGE 4 WEST, HOUSTON COUNTY, MINNESOTA, DESCRIBED AS
FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 9; THENCE WEST
ALONG THE SOUTH LINE THEREOF 169.51 FEET; THENCE NORTH 3°23'31" WEST ALONG

THE EXTENDED WEST LINE OF CRESCENT VALLEY SUBDIVISION 59.53 FEET TO THE NORTH LINE OF C.S.A.H. 25 AND THE POINT OF BEGINNING; THENCE CONTINUING NORTH 3°23'31" WEST ALONG SAID WEST LINE AND EXTENDED WEST LINE 331.05 FEET; THENCE SOUTH 86°36'29" WEST 83.93 FEET; THENCE NORTH 68°16'56" WEST 89.18 FEET; THENCE SOUTH 83°41'31" WEST 83.69 FEET; THENCE SOUTH 12°27'38" WEST 139.97 FEET; THENCE SOUTH 12°41'37" EAST 68.05 FEET; THENCE SOUTH 43°46'36" EAST 199.56 FEET TO THE NORTH LINE OF C.S.A.H 25; THENCE SOUTH 89°08'59" EAST ALONG SAID NORTH LINE 146.60 FEET TO THE POINT OF BEGINNING. CONTAINS 1.93 ACRES.

SUBJECT TO A DRIVE EASEMENT OVER THE EAST 30 FEET OF THE ABOVE DESCRIBED PARCEL.

TOGETHER WITH A DRIVE EASEMENT ACROSS LOT 1, BLOCK 1, CRESCENT VALLEY SUBDIVISION.

INCLUDING ALL OF THE ROAD RIGHT OF WAY OF COUNTY HIGHWAY NO. 25 BEING ADJACENT TO THE ABOVE DESCRIBED PARCELS AND CONTINUING EAST TO THE INTERSECTION OF COUNTY HIGHWAY NO. 25 AND THE CENTERLINE OF JANELL AVENUE AND THERE TERMINATING.

The above described property consists of a total of 3.86 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps are attached hereto.

4. The City of La Crescent, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described herein, hereby annexed, shall make a cash payment to the Town of La Crescent in accordance with the following schedule:

- a. In the first year following the year in which the City of La Crescent could first levy on the annexed area, an amount equal to \$1,885.39; and
- b. In the second and final year, an amount equal to \$1,885.39.

5. That pursuant to Minnesota Statutes § 414.036 with respect to any special assessments assigned by the Town to the annexed property and any portion of debt incurred by the Town prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described herein there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

6. That the City Administrator of the City of La Crescent is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Houston County Auditor, and the La Crescent Township Clerk.

7. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

PASSED AND ADOPTED by the City Council of the City of La Crescent, Minnesota, this 12th day January, 2015.

Mayor

ATTEST:

City Administrator

In approving the above Motion, the City Council made the following findings of facts:

1. All interested parties have signed a Petition requesting that the property be annexed to the City of La Crescent;
2. The property is not presently served by public sewer facilities and public sewer facilities are not otherwise available;
3. The property is not located within a flood plain or shoreland area;
4. The property is currently residential;
5. Minnesota Statutes § 414.033 Subd. 13 is not applicable as there will be no change in the electric utility service provider; and
6. More than 30 days written notice was provided to the Town of La Crescent and to contiguous landowners by certified mail.

The foregoing motion was duly seconded by Member Buehler and upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The ordinance was declared duly passed and adopted.

City Attorney Wieser then reviewed with Council the Summary Ordinance for publication. The Council made the following findings of facts: that publication of the summary informs the public of the intent and effect of the Ordinance.

Member Williams then made a motion, seconded by Member Krenz as follows:

MOTION THAT A PRÉCIS FORMAT OF SAID ORDINANCE 491 BE PUBLISHED IN THE OFFICIAL NEWSPAPER OF THE CITY AND WITH “OFFICIAL COPY” SO MARKED BE KEPT ON FILE IN THE OFFICE OF THE CITY ADMINISTRATOR

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

After the adoption of the Ordinance, the Council reconvened with the schedule of the Regular City Council Meeting.

ITEM 3.4 – ADVISORY COMMISSION APPOINTMENTS

City Council discussed the various City of La Crescent standing commission appointments for 2015 following which Member Krenz made a motion, seconded by Member Hutchinson, as follows:

MOTION APPROVING THE FOLLOWING INDIVIDUALS TO CITY OF LA CRESCENT STANDING COMMISSIONS FOR 2013:

PLANNING COMMISSION

- 1. Patti Dockendorff – 2016**
- 2. Mani Edpuganti – 2016**
- 3. Dave Hanifl – 2016**
- 4. Dick Wieser – 2015**
- 5. Donald Smith – 2015**
- 6. Linda Larson – 2015**
- 7. Jerry Steffes - 2015**

PARK AND RECREATION COMMISSION

- 1. Jon Steffes – 2016**
- 2. Sue Howe – 2016**
- 3. Randy Dobbs – 2016**
- 4. Mike Limberg – 2017**
- 5. Sarah Wetterlin – 2017**
- 6. Diana Adamski – 2015**
- 7. Eileen Krenz -2015**

GOLF COMMISSION

- 1. Garry Hill – 2016**
- 2. Ben Rudert – 2015**
- 3. Mani Edpuganti – 2016**
- 4. Larry Jankowski – 2017**
- 5. Scott Yeiter - 2017**

HISTORIC BLUFF COUNTRY COMMISSION

- 1. Eileen Krenz – 2015**

LIBRARY BOARD

- 1. Dale Williams - 2015
- 2. Joy Rockwell – 2016
- 3. Lisa Docken – 2015
- 4. Sarah Riess – 2015
- 5. Logan Colby – 2016
- 6. Robin Yeshe – 2017
- 7. Eileen Krenz – 2015

ECONOMIC DEVELOPMENT COMMISSION

- 1. Larry Stryker – 2015
- 2. Eileen Krenz – 2015
- 3. Steve Bissen – 2015
- 4. Troy Nolop – 2015
- 5. Bernie Buehler – 2015
- 6. Todd Wieser – 2015
- 7. Brett Kemmer – 2015

Upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.5 – CITY COUNCIL APPOINTMENTS

City Council discussed the various commission appointments for 2015 following which Member Hutchinson made a motion, seconded by Member Buehler, as follows:

MOTION APPOINTING THE FOLLOWING INDIVIDUALS TO CITY COMMISSIONS FOR 2015:

Park and Recreation Commission	Ryan Hutchinson
Planning Commission	Brian Krenz
Emergency Services Commission	Mike Poellinger
Library Board	Dale Williams
Golf Commission	Brian Krenz
Personnel Committee	Bernie Buehler and Dale Williams
La Crescent Animal Rescue	Ryan Hutchinson and Bernie Buehler
Fire Cooperative	Mike Poellinger and Bernie Buehler
Economic Development Commission	Bernie Buehler

Upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.6 – REVIEW CITY COUNCIL RULES AND PROCEDURES and
ITEM 3.7 – REVIEW CITY CODE OF CONDUCT

City Attorney Wieser reviewed with City Council Resolution No. 2-12-03 which sets forth the groundwork for orderly and respectful communication and to promote efficient working of the public’s interest at Council Meetings. This is reviewed annually at the first meeting of the year. City Attorney Wieser proposed some minor changes to the Resolution. Following discussion, Member Williams made a motion, seconded by Member Krenz, as follows:

MOTION TO APPROVE THE PROPOSED CHANGES TO RESOLUTION NO. 2-12-03, A RESOLUTION ESTABLISHING RULES FOR THE ORGANIZATION AND PROCEDURE OF THE CITY COUNCIL OF THE CITY OF LA CRESCENT.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

City Attorney Wieser then reviewed with City Council the Code of Conduct which provides standards for conduct in City matters. There were no proposed changes to this Code of Conduct. Following discussion, Member Buehler made a motion, seconded by Member Hutchinson, as follows:

MOTION TO APPROVE THE CODE OF CONDUCT.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.8 – HOTEL STUDY REVIEW

Economic Development Director, Terry Erickson, reviewed with City Council the Hotel Study Review conducted by Hospitality Marketers International. The report recommended enough interest to move forward with Phase II, recommended a motel with 40 units or less and to send to developers to see if interest. This was for informational purposes only and no action was taken.

ITEM 3.9 – BALLISTIC VEST POLICY

City Council reviewed a memo from La Crescent Police Chief, Doug Stavenau, regarding a federal government program to reimburse the City of La Crescent for a portion of the costs to equip officers with ballistic vests. This is a program that is administered in conjunction with the State of Minnesota which results in no direct costs to the City for the protective equipment. In order to receiving funding, the La Crescent Police Department shall create a policy regarding officers wearing the equipment. City Council reviewed the proposed policy. Following discussion, Member Buehler then introduced the following resolution and moved its passage and adoption:

RESOLUTION NO. 01-15-02

A RESOLUTION APPROVING THE BALLISTIC VESTS POLICY FOR THE CITY OF LA CRESCENT POLICE DEPARTMENT

WHEREAS, the La Crescent Chief of Police, Doug Stavenau, has established the following policy regarding Ballistic Vests for the La Crescent Police Department:

430 Ballistic Vests

It is the policy of the La Crescent Police Department to maximize officer safety through the use of body armor (ballistic vests) in combination with prescribed safety procedures.

430.1 Body Armor

430.1.1 All body armor issued must comply with protective and related requirements prescribed under current standards of the National Institute of Justice.

430.1.2 All officers shall be issued agency-approved body armor

430.1.3 Body armor that is worn or damaged shall be replaced by the agency. Body armor that must be replaced due to misuse or intentional neglect by the officer shall be paid for by the officer.

430.2 Use of Body Armor

430.2.1 Officers shall wear only agency-approved body armor.

430.2.2 Officers that are assigned to a uniformed function are required to wear body armor while engaged in field activities unless exempt as follows:

a. When a physician determines that an officer has a medical condition that would preclude wearing body armor.

b. When the officer is involved in undercover or plain clothes work.

c. When the department or City determines that circumstances make it inappropriate to mandate wearing body armor.

430.3 Care, Maintenance and Replacement of Body Armor

- 430.3.1 Officers shall routinely inspect personal body armor for signs of damage and general cleanliness.
- 430.3.2 As dirt and perspiration may compromise ballistic panels, each officer shall be responsible for cleaning personal body armor in accordance with manufacturer's instructions.
- 430.3.3 Officers are responsible for the proper storage, maintenance and care of body armor in accordance with manufacturer's instructions.
- 430.3.4 Officers are responsible for reporting damage or excessive wear to the Chief of Police.
- 430.3.5 Body armor will be replaced in accordance with guidelines and protocols established by the National Institute of Justice and the recommendation of the body armor manufacturers.

430 BALLISTIC VESTS

In accordance with state law, the City of La Crescent shall pay ½ the cost of a bulletproof vest, not to exceed \$300.00. The state is also obligated to pay ½ of the cost, not to exceed \$300.00. If any officer purchases a vest and the City pays for any portion of the vest, the officer should wear the vest at all times while on regular patrol duty.

WHEREAS, the City of La Crescent finds it is in the best interest of the La Crescent Police Department to adopt the policy for Ballistic Vests as stated above.

NOW THEREFORE BE IT RESOLVED, by the La Crescent City Council:

1. That the City of La Crescent hereby approves the Ballistic Vests Policy stated above for the La Crescent Police Department as established by La Crescent Police Chief, Doug Stavenau.

ADOPTED this 12th day of January, 2015.

SIGNED:

Mayor

ATTEST:

City Administrator

The foregoing motion was duly seconded by Member Hutchinson and upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried and the resolution duly passed and adopted.

ITEM 3.10 – POLICE OFFICER RESIGNATION

City Council reviewed the January 1, 2015 letter of resignation to La Crescent Police Chief, Doug Stavenau, from Officer Travis Lapham of the La Crescent Police Department. Officer Lapham’s last day will be on or shortly after January 14, 2015. It was recommended to City Council to accept the resignation and authorize that the position be advertised with the expectation that the Personnel Committee would conduct the interviews and make a hiring recommendation to the City Council at a future meeting. Following discussion, Member Williams made a motion, seconded by Member Hutchinson, as follows:

MOTION TO ACCEPT THE LETTER OF RESIGNATION FROM OFFICER TRAVIS LAPHAM OF THE LA CRESCENT POLICE DEPARTMENT EFFECTIVE ON OR ABOUT JANUARY 14, 2015 AND TO AUTHORIZE THE POSITION BE ADVERTISED.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.11 – PLANNING COMMISSION MINUTES – JANUARY 7, 2015

City Council reviewed the Minutes of the January 7, 2015 Planning Commission Minutes. Don Smith, Planning Commission Chairman, reviewed with Council the comprehensive plan recommendation and findings and also the recommendation of annexation of larger tracts of land. This was informational and no action was taken.

It was recommended to City Council to call for a Special City Council/Planning Commission Meeting on February 3, 2015. This would be a joint meeting between City Council and the Planning Commission to discuss the comprehensive plan, an Annexation Policy and senior housing. Following discussion, Member Williams made a motion, seconded by Member Buehler, as follows:

MOTION TO CALL FOR A SPECIAL CITY COUNCIL MEETING ON FEBRUARY 3, 2015 AT 5:30 P.M. THAT WOULD BE A JOINT MEETING BETWEEN CITY COUNCIL AND THE PLANNING COMMISSION TO DISCUSS THE COMPREHENSIVE PLAN, AN ANNEXATION POLICY AND SENIOR HOUSING.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.12 – EAB GRANT AMENDMENT

City Council reviewed an amendment to the grant agreement with the Minnesota Department of Natural Resources (DNR) regarding the emerald ash borer (EAB) infested trees in the City. The City had inquired about the possibility of acquiring additional funding assistance in the future. The City was informed that the DNR did not receive any bonding funds for 2014-16, but that there may be a possibility to amend the existing grant agreement. There is a stipulation that all work will need to be completed by June 20, 2015, which the City intends to comply with. The grant amendment will provide an additional \$51,300. It is recommended to Council to approve the grant amendment, and authorize the required signatures. It is estimated that the additional funding will allow for approximately 150 more ash trees to be removed and replaced. It was also recommended that the City Council authorize the City Attorney to prepare an amendment to the contract with Today's Tree Service to perform the additional tree removal. Following discussion, Member Krenz made a motion, seconded by Member Hutchinson, as follows:

MOTION TO APPROVE AMENDMENT #1 FOR GRANT AGREEMENT #70057 BETWEEN THE CITY OF LA CRESCENT AND THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES REGARDING ADDITIONAL FUNDING TO BE USED TO MITIGATE THE SPREAD OF EMERALD ASH BORER AND TO AUTHORIZE THE REQUIRED SIGNATURES FOR THIS AMENDMENT AND TO ALSO AUTHORIZE THE CITY ATTORNEY TO AMEND THE SCOPE OF SERVICES WITH TODAY'S TREE SERVICE TO PERFORM ADDITIONAL TREE REMOVAL SERVICES.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.13 – ABNET FIELD LEASE AGREEMENT

City Attorney Wieser reviewed with City Council the proposed Lease Addendum and original Lease Addendum regarding Abnet Field. The purpose of the changes are to permit the continued use of the Community Ice Arena with Lancer Youth Hockey during the full duration of the original Lease Agreement and the Addendum without further action by the School District. This was informational and no action was taken.

ITEM 3.14 – ANIMAL RESCUE AGREEMENT

City Attorney Wieser reviewed with City Council an agreement between the City of La Crescent and the La Crescent Animal Rescue (LAR). The current agreement was implemented in March, 2012 and was implemented in order to address ongoing issues at that time. City Council also reviewed an amendment to that agreement which will permit LAR from accepting animals (cats and dogs) from La Crescent Township. The Township would pay the sum of \$125.00 for animals brought in from the Township of which LAR would remit \$25.00 to the City. Following discussion, it was the consensus of Council to be considered at a future meeting. No action taken.

ITEM 3.15 – GOLF COMMISSION MINUTES – DECEMBER 11, 2014

City Council reviewed the Minutes from the December 11, 2014 Golf Commission Meeting. City Administrator Waller gave an overview of the following recommendations from the Golf Commission

1. That the City Council approve the purchase of three (3) used/reconditioned pieces of equipment from Cutter Equipment Company in Canton, OH. The total purchase price is \$60,930 for a greens mower, tee mower and rough mower. The 2013 Capital Equipment Certificate included \$108,400 for the purchase of this equipment, which was based on the purchase of new equipment. It should be noted that the Capital Equipment Certificate included funds for a fairway mower, which are proposed to be substituted for the rough mower.
2. That the City Council approve a copy of the proposed 2015 fee schedule, which includes a \$1.00 increase across the board from the 2014 rates. These fees will then be incorporated into the overall 2015 fee schedule which will be presented at the January 26, 2015 City Council Meeting.
3. That the City Council authorize the sale of the existing greens mower, tee mower and gang mowers.

Following discussion, Member Buehler made a motion, seconded by Member Williams, as follows:

MOTION TO:

1. **APPROVE THE PURCHASE OF THREE (3) USED/RECONDITIONED PIECES OF EQUIPMENT FROM CUTTER EQUIPMENT COMPANY IN CANTON, OH AT A TOTAL COST OF \$60,930 FOR A GREENS MOWER, TEE MOWER AND ROUGH MOWER WITH THE USE OF THE 2013 CAPITAL EQUIPMENT CERTIFICATE WHICH WOULD SUBSTITUTE THE ROUGH MOWER FOR THE FAIRWAY MOWER;**
2. **APPROVE A COPY OF THE PROPOSED 2015 FEE SCHEDULE, WHICH INCLUDES A \$1.00 INCREASE ACROSS THE BOARD FROM THE 2014 RATES; AND**

3. AUTHORIZE THE SALE OF THE EXISTING GREENS MOWER, TEE MOWER AND GANG MOWERS.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.16 – 2015 LICENSE RENEWALS

Council reviewed a listing presented at the meeting for additional license renewals for 2015. The applications appear to be in order and it is recommended the City Council approve the license applications as presented. Following discussion, Member Hutchinson made a motion, seconded by Member Buehler, as follows:

MOTION TO APPROVE THE SOLID WASTE LICENSE RENEWALS FOR HARTER’S TRASH AND RECYCLING AND WASTE MANAGEMENT AND THESE LICENSES DO NOT INCLUDE RESIDENTIAL BAG OR RESIDENTIAL RECYCLING SERVICES.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

Member Williams then made a motion, seconded by Member Hutchinson, as follows:

MOTION TO APPROVE THE BALANCE OF THE PRESENTED LIST OF LICENSE RENEWALS FOR 2015 FOR THE FOLLOWING: SOFT DRINK TO APPLE VILLAGE LIQUOR AND ABC WORKS; CIGARETTES TO APPLE VILLAGE LIQUOR; AND GAS INSTALLERS TO ADVANCED COMFORT SPECIALISTS, SCHMITZ REFRIGERATION/HTG & AIR.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.17 – EMPLOYEE RETIREMENT NOTICE

City Council reviewed the January 1, 2015 letter of retirement from Steve Welke as a Laborer in the Maintenance Department for the City of La Crescent. Mr. Welke’s last day will be on May 31, 2015. It was recommended to City Council to accept the retirement notice and authorize that the position be advertised with the expectation that the Personnel Committee would conduct the interviews and make a hiring recommendation to the City Council at a future meeting. Following discussion, Member Krenz made a motion, seconded by Member Buehler, as follows:

MOTION TO ACCEPT THE LETTER OF RETIREMENT FROM STEVE WELKE AS A LABORER IN THE MAINTENANCE DEPARTMENT FOR THE CITY OF LA CRESCENT EFFECTIVE MAY 31, 2015 AND TO AUTHORIZE THE POSITION BE ADVERTISED.

Upon a roll call vote taken and tallied by the City Administrator, all Members present voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried.

ITEM 3.18 – ANNEXATION UPDATE

City Attorney Wieser gave an overview to City Council regarding the current annexation matters. A Scheduling Conference was held on January 5, 2015 regarding the annexation of properties 60% or more surrounded by the City generally located around County Hwy 25. Mediation is scheduled for February 24, 2015 and City Attorney Wieser asked for volunteers to participate in the mediation. Member Williams and Member Buehler volunteered to attend the mediation. If the matters do not resolve at mediation, a Prehearing Conference is scheduled for March 5, 2015. No action taken.

ITEM 3.19 – 2014 BUDGET ADJUSTMENTS

This Item will be added to the January 26, 2015 City Council agenda. No action taken.

ITEM 6.1 – STAFF CORRESPONDENCES/COMMITTEE UPDATES –
FIRE COOPERATIVE MEETING MINUTES – 12/19/2014
ECONOMIC DEVELOPMENT COMMISSION MINUTES – 12/10/2014

Council reviewed the Minutes from the December 19, 2014 La Crescent Community Fire Cooperative meeting and the December 10, 2014 La Crescent Economic Development Commission meeting. No action taken.

ITEM 8 – CHAMBER OF COMMERCE

The La Crescent Chamber of Commerce reported that they will be having their annual meeting on February 28, 2015 at 5:30 p.m. at Pettibone Resort.

There being no further business to come before the Council at this time, Member Williams made a motion, seconded by Member Krenz, to adjourn the meeting. Upon a roll call vote taken and tallied by the City Administrator, all Members voted in favor thereof, viz;

Bernie Buehler	Yes
Ryan Hutchinson	Yes
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried and the meeting duly adjourned at 6:35 PM.

APPROVAL DATE: _____

SIGNED:

Mayor

ATTEST:

City Administrator