

MINUTES, REGULAR MEETING
CITY COUNCIL, CITY OF LA CRESCENT, MINNESOTA
MAY 22, 2017

Pursuant to due call and notice thereof, the second meeting of the City Council of the City of La Crescent for the month of May was called to order by Mayor Mike Poellinger at 5:30 PM in the La Crescent City Hall, La Crescent, Minnesota, on Monday, May 22, 2017, followed by the Pledge of Allegiance.

Upon a roll call taken and tallied by the City Administrator, the following members were present: Members Bernie Buehler, Ryan Hutchinson, Brian Krenz (arrived at 5:33 PM), 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 for this regular meeting:

- 1.1 MINUTES – MAY 8, 2017
- 1.2 BILLS PAYABLE THROUGH MAY 18, 2017
- 1.3 CASH BALANCE/ACTIVITY REPORT – MARCH 2017
- 1.4 LIBRARY REPORT – MARCH 2017

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 Hutchinson, 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 – MAND AWARD – HEALTHY COMMUNITY PARTNERSHIP

The Minnesota Academy of Nutrition and Dietetics has awarded the La Crescent Area Healthy Community Partnership its Golden Apple award. The purpose of this award is to recognize organizations and businesses that have made significant contributions to the profession of dietetics in Minnesota. The award helps the

Minnesota Academy of Nutrition & Dietetics show its appreciation to organizations and businesses for their support of the dietetics profession. Representatives from La Crescent Area Healthy Community Partnership were in attendance to review with the City Council. No action taken.

ITEM 3.2 – SOLAR GARDEN SUBSCRIPTION AGREEMENT

City Attorney Wieser reviewed with City Council various documents regarding the SolarStone project. Attorney Wieser reviewed the documents on behalf of the City and provided various questions and proposed changes to the Developer. The documents included the contract and the following items that need to be finalized with the Developer: termination provisions; ongoing system maintenance; consistency involving subscribers (City's remedies); and any conflicts with potential net metering projects currently contemplated by the City. Attorney Wieser reviewed with City Council that this is contemplated to be a twenty-five (25) year contract wherein the City would be purchasing approximately 931,000 kWh of electricity. Discussion was held regarding policy considerations if there is a continued decrease in kWh consumption over time and future opportunities for cost savings. Following discussion, Member Krenz made a motion, seconded by Member Hutchinson, as follows:

MOTION TO APPROVE THE CONTRACT WITH SOLARSTONE CONTINGENT UPON SATISFACTORY TERMS AND TO AUTHORIZE THE CITY ADMINISTRATOR AND CITY ATTORNEY TO EXECUTE THE CONTRACT WITH A COMMITMENT OF 600,000 kWh.

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 3.3 – ACENTEK FRANCHISE AGREEMENT

City Attorney Wieser reviewed with City Council a request to renegotiate its existing Franchise Agreement with AcenTek Technologies (formerly Ace Telephone). The existing contract is set to expire in July 2017. City Council reviewed a draft contract and ordinance relating to the proposed franchise. The draft contract was presented to AcenTek and the City is expecting to have the Agreement in final form in June 2017. One issue being addressed is the past and future annexations and how these areas are included in the franchise fee. In 2016 the City received \$42,361.16 in cable franchise fees; \$26,799.83 from AcenTek, and \$15,561.33 from Charter. It was the consensus of City Council that no action be taken pending review and comment from AcenTek.

ITEM 3.4 – ANNEXATION PETITION

City Attorney Wieser reviewed with City Council a Petition requesting annexation by property owners at 1323 Valley Lane. Before the adoption of an Ordinance the City will need to hold a public hearing and provide 30 days written notice to La Crescent Township and contiguous property owners. It was recommended that the

Petition be accepted and that a Public Hearing be scheduled for July 10, 2017 at 5:35 p.m. Following discussion, Member Williams made a motion, seconded by Member Buehler, as follows:

MOTION TO ACCEPT THE PETITION FOR ANNEXATION FROM THE PROPERTY OWNERS AT 1323 VALLEY LANE AND CALL FOR A PUBLIC HEARING ON JULY 10, 2017 AT 5:35 PM AT CITY HALL.

Upon a roll call vote taken and tallied by the City Attorney, 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 3.5 – TREE PROPOSALS

City Administrator Waller reviewed with City Council an \$8,000 grant from MnDOT for a 2017 landscape partnership improvement project. City Council reviewed the proposed planting plan which includes 64 trees, and 19 different varieties of trees. The City requested proposals from three vendors, but only received one proposal in response to the request. It was recommended to City Council to accept the proposal from Hoffman & McNamara in the amount of \$9,978. Hoffman & McNamara has provided the materials for many of the City's landscape improvement projects, and the City has always been satisfied with the quality of the product that they have provided to the city. Following discussion, Member Hutchinson made a motion, seconded by Member Buehler, as follows:

MOTION TO ACCEPT THE PROPOSAL FROM HOFFMAN & MCNAMARA IN THE AMOUNT OF \$9,978.00 FOR THE 2017 LANDSCAPE PARTNERSHIP IMPROVEMENT PROJECT.

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 3.6 CONCRETE PROPOSALS

City Administrator Waller reviewed with City Council a proposal to extend the sidewalk from the street right-of-way to the playground area as part of the replacement of the playground equipment at John S. Harris Park. The city received proposals to perform the work from Voss & Sons in the amount of \$5,729.00 and from Wieser Brothers in the amount of \$7,854.00. It was recommended to City Council to proceed with the

project, and accept the proposal submitted by Voss & Sons. Following discussion, Member Buehler made a motion, seconded by Member Krenz, as follows:

MOTION TO APPROVE THE PROJECT TO EXTEND THE SIDEWALK FROM THE STREET RIGHT-OF-WAY TO THE PLAYGROUND AREA AS PART OF THE REPLACEMENT OF THE PLAYGROUND EQUIPMENT AT JOHN S. HARRIS PARK AND ACCEPT THE PROPOSAL FROM VOSS & SONS IN THE AMOUNT OF \$5,729.00

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 3.7 – PRESCRIPTION DRUG DROP BOX

City Council reviewed a correspondence from La Crescent Police Chief, Doug Stavenau, announcing the community can now bring their unused and expired prescription medications to La Crescent City Hall to have the items properly disposed of by the La Crescent Police Department. A secure collection box has been anonymously donated to the City of La Crescent and has been installed in a public area of the building just outside of the Police Department office. By providing a secure receptacle in City Hall the medications can be removed from homes and properly disposed of without falling into the wrong hands or contaminating our landfills and water supplies. This item was informational and no action was taken.

ITEM 9 – CHAMBER OF COMMERCE

There were no new updates from the La Crescent Chamber.

There being no further business to come before the Council at this time, Member Buehler made a motion, seconded by Member Hutchinson, 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 5:55 PM.

APPROVAL DATE: _____

SIGNED:

Mayor

ATTEST:

City Administrator