

MINUTES, REGULAR MEETING
CITY COUNCIL, CITY OF LA CRESCENT, MINNESOTA
AUGUST 25, 2014

Pursuant to due call and notice thereof, the second meeting of the City Council of the City of La Crescent for the month of August was called to order by Mayor Mike Poellinger at 5:30 PM in the La Crescent City Hall, La Crescent, Minnesota, on Monday, August 25, 2014, followed by the Pledge of Allegiance.

Upon a roll call taken and tallied by the City Attorney, the following members were present: Members Bernie Buehler, John Graf, Greg Husmann, 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. It was requested to add #3.11 – Thank you for Neighbor Night Out. Member Williams made a motion, seconded by Member Graf, as follows:

A MOTION TO APPROVE AFOREMENTIONED ADDITION TO THE PRINTED AGENDA

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

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

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 payable, for this regular meeting:

- 1.1 MINUTES – AUGUST 11, 2014
- 1.2 BILLS PAYABLE THROUGH AUGUST 21, 2014
- 1.3 CASH BALANCE/ACTIVITY REPORT – JULY 2014
- 1.4 LIBRARY REPORT – JULY 2014

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 Williams, 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
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.0 – PROPOSED 2015 LIBRARY BUDGET

LaVonne Beach, Director of the La Crescent Library, gave an overview to City Council of the proposed 2015 Library Budget and reviewed materials distributed at the meeting. Three options were presented for funding. No action was taken. Funding will be included in the 2015 general fund budget.

ITEM 3.1 – MONTE CARLO ROAD

City Attorney Wieser gave an overview to City Council on the purchase of Monte Carlo Road which will close on September 8 without acquiring the easements. Following discussion, Member Husmann made a motion, seconded by Member Graf, as follows:

MOTION TO AUTHORIZE THE CITY ADMINISTRATOR AND CITY MAYOR TO SIGN THE CLOSING DOCUMENTS REGARDING THE PURCHASE OF MONTE CARLO ROAD ON SEPTEMBER 8, 2014 WITHOUT ACQUIRING EASEMENTS.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.2 – AUGUST 4 CITY COUNCIL MEETING MINUTES

City Administrator Waller gave an overview to City Council of the August 4 Special City Council meeting regarding the hiring of Doug Stavenau as Chief of Police. It was recommended that Council consider the following modifications to the Motion:

1. That the background and reference check be deleted.
2. That in addition to the six month review, that a three month and nine month review be added.
3. That a provision be included that if for some reason Doug Stavenau not successfully complete the probationary period, that he would return to a patrol position within the Police Department. This would not have application if he were terminated for cause during the probationary period.

Following discussion, Member Husmann made a motion, seconded by Member Graf, as follows:

MOTION TO MODIFY THE MINUTES OF THE AUGUST 4, 2014 SPECIAL CITY COUNCIL MEETING REGARDING THE HIRING OF DOUG STAVENAU AS CHIEF OF POLICE TO INCLUDE THE FOLLOWING: THAT THE BACKGROUND AND REFERENCE CHECK BE DELETED; THAT IN ADDITION TO THE SIX MONTH REVIEW, THAT A THREE MONTH AND NINE MONTH REVIEW BE ADDED; AND THAT IF FOR SOME REASON DOUG STAVENAU NOT SUCCESSFULLY COMPLETE THE PROBATIONARY PERIOD, THAT HE WOULD RETURN TO A PATROL POSITION WITHIN THE POLICE DEPARTMENT BUT THIS WOULD NOT HAVE APPLICATION IF HE WERE TERMINATED FOR CAUSE DURING THE PROBATIONARY PERIOD.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.3 – ECONOMIC DEVELOPMENT COMMISSION

It was recommended to City Council to appoint the following individuals to an Economic Development Commission: Larry Stryker, Eileen Krenz, John Poling, Steve Bissen, Troy Nolop, Todd Wieser and Bernie Buehler. This would be an advisory commission only. The Ad Hoc Commission would make recommendations to the City Council but would have no independent authority. Following discussion, Member Williams made a motion, seconded by Member Graf, as follows:

MOTION TO APPOINT MEMBERSHIP TO AN ADVISORY ECONOMIC DEVELOPMENT COMMISSION TO INCLUDE: LARRY STRYKER, EILEEN KRENZ, JOHN POLING, STEVE BISSEN, TROY NOLOP, TODD WIESER AND BERNIE BUEHLER.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.4 – ANNEXATION UPDATE

City Attorney Wieser reviewed with City Council an update on the annexation of the various Township of La Crescent properties. It was recommended to Council to change the public hearing regarding properties that are completely surrounded by the City to October 13, 2014 at 5:35 p.m. Following discussion, Member Husmann made a motion, seconded by Member Williams, as follows:

MOTION TO SET THE PUBLIC HEARING ON THE ANNEXATION OF PROPERTIES COMPLETELY SURROUNDED BY THE CITY TO OCTOBER 13, 2014 AT 5:35 P.M.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.5 – AUTHORIZE ANNEXATION REVIEW

City Attorney Wieser gave an overview to City Council regarding recommending the Council to authorize the City Attorney and City Engineer to complete a further review of the City’s boundaries which would include all of the areas north of what has been previously presented to Council. Based on this review, the Council will have the opportunity in the future to make additional decisions regarding annexation of land areas contiguous or surrounded by the City. Following discussion, Member Husmann made a motion, seconded by Member Williams, as follows:

MOTION TO AUTHORIZE THE CITY ATTORNEY AND CITY ENGINEER TO REVIEW THE BALANCE OF THE CITY’S BOUNDARIES WHICH WOULD INCLUDE ALL OF THE AREAS NORTH OF PREVIOUS REVIEW.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.6 – AUTHORIZE ENGINEERING REVIEW

City Administrator Waller gave a review to City Council regarding storm water runoff in a portion of the Eagles Landing Development. There are a number of new homes in the area, and it was recommended to Council to authorize the City Engineer to complete a review, and develop recommendations to improve storm water in this area. It would not be a commitment to make any improvements or expend any funds, beyond the cost of conducting the review. The estimated cost for this review is \$1,000.00. Following discussion, Member Buehler made a motion, seconded by Member Williams, as follows:

MOTION TO AUTHORIZE AN ENGINEERING REVIEW BY WHKS OF THE EAGLES LANDING DEVELOPMENT REGARDING STORM WATER RUNOFF AND TO MAKE A RECOMMENDATION WITHOUT OBLIGATING THE CITY OF LA CRESCENT.

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

Bernie Buehler	Yes
John Graff	Yes
Dale Williams	Yes
Mike Poellinger	Yes

And Member Greg Husmann voted against the same. The motion was declared duly carried by a vote of 4-1.

ITEM 3.7 – AFSCME – NOTICE OF DESIRE TO NEGOTIATE

City Council reviewed a notice of desire to negotiate from the AFSCME Union. It was recommended to Council that this matter will be referred to the Personnel Committee. Following discussion, Member Husmann made a motion, seconded by Member Williams, as follows:

MOTION TO REFER THE NOTICE OF DESIRE TO NEGOTIATE FROM THE AFSCME UNION TO THE PERSONNEL COMMITTEE.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.8 – TRI-COUNTY LOAN AGREEMENT

City Administrator Waller gave an overview to City Council regarding the Fire Cooperative working to secure a USDA loan for renovation/repairs and improvements at the Community Building. Tri-County Electric, on

behalf of the Fire Cooperative submitted an application to USDA that was ultimately approved. The loan is for \$360,000, is for 10 years, at 0% interest. There are funds in the Fire Cooperatives annual operating budget to offset these loan payments. The loan agreement will be between the City of La Crescent and Tri-County Electric. This loan agreement has been reviewed by the City Attorney. It was recommended to Council to approve the loan agreement and authorize the required signatures. Following discussion, Member Buehler made a motion, seconded by Member Graf, as follows:

MOTION TO APPROVE THE TRI-COUNTY LOAN AGREEMENT IN THE AMOUNT OF \$360,000.00 FOR 10 YEARS AT 0% INTEREST WITH PAYMENTS TO BE MADE FROM THE FIRE COOPERATIVES ANNUAL OPERATING BUDGET AND TO AUTHORIZE THE REQUIRED SIGNATURES FOR THE LOAN AGREEMENT.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.9 – GOLF COMMISSION MINUTES – AUGUST 7, 2014

City Council reviewed the minutes from the August 7, 2014 Golf Commission Meeting. The Golf Commission recommended the following items for Council consideration:

1. Accept the low bid of \$7,475.00 submitted by A. Allen Construction to replace the roof at the golf course. There are funds in the 2014 golf course budget for this expenditure.
2. Approve the purchase of 5 used, 2008 model year golf carts. There are funds in the 2013 Capital Equipment bond for this expenditure.
3. Recommends the purchase of additional items that were also included in the Capital Equipment bond consisting of a greens mower and tee mower at a cost of approximately \$60,000.00. It was recommended that additional alternatives be evaluated and a recommendation be presented at a future City Council meeting.

Following discussion, the following Motions were made:

Member Graf made a motion, seconded by Member Williams, as follows:

MOTION TO ACCEPT THE LOW BID OF \$7,475.00 SUBMITTED BY A. ALLEN CONSTRUCTION TO REPLACE THE ROOF AT THE GOLF COURSE USING FUNDS IN THE 2014 GOLF COURSE BUDGET FOR THIS EXPENDITURE.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

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

MOTION TO APPROVE THE PURCHASE OF 5 USED, 2008 MODEL YEAR GOLF CARTS USING FUNDS IN THE 2013 CAPITAL EQUIPMENT BOND FOR THIS EXPENDITURE.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

Member Graf made a motion, seconded by Member Buehler, as follows:

MOTION TO WAIT ON THE PURCHASE OF A GREENS MOWER AND TEE MOWER AND HAVE ADDITIONAL ALTERNATIVES BE EVALUATED AND RECOMMENDED TO COUNCIL AT A FUTURE MEETING.

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

Bernie Buehler	Yes
John Graff	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.10 – STREET CLOSURE REQUEST

City Council reviewed a request from the La Crescent Chamber of Commerce for approval to close off the streets for the Applefest Car Show on Saturday, April 20, 2014 between Oak Street and Elm Street and extend the street closure on South 4th to Maple Street due to the increasing popularity of the event. The Chamber also requested cones to block off the street for the duration of the Car Show. Following discussion, Member Buehler made a motion, seconded by Member Williams, as follows:

MOTION TO APPROVE THE CLOSURE BETWEEN OAK STREET AND ELM STREET AND EXTEND THE STREET CLOSURE ON SOUTH 4TH TO MAPLE STREET IN THE CITY OF LA CRESCENT FOR THE CHAMBER SPONSORED APPLEFEST CAR SHOW ON SATURDAY, SEPTEMBER 20, 2014 AND TO PROVIDE CONES FOR THE STREET CLOSURE.

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

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.11 – NATIONAL NIGHT OUT THANK YOU

Member Buehler would like the City to send a thank you letter to La Crescent Police Chief Stavenau and the police reserve for hosting national night out. Following discussion, Member Buehler made a motion, seconded by Member Williams, as follows:

MOTION TO AUTHORIZE THE CITY TO SEND A THANK YOU LETTER TO LA CRESCENT POLICE CHIEF STAVENAU AND THE POLICE RESERVE FOR HOSTING NATIONAL NIGHT OUT.

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

Bernie Buehler	Yes
John Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 6.1 – COMMITTEE UPDATES – LIBRARY BOARD MINUTES – JUNE 10, 2014

Council reviewed the Minutes from the June 10, 2014 La Crescent Public Library Board Meeting. No action taken.

ITEM 6.2 – COMMITTEE UPDATES – FIRE COOPERATIVE MEETING MINUTES – AUGUST 20, 2014

Council reviewed the Minutes from the August 20, 2014 La Crescent Community Fire Cooperative meeting. No action taken.

ITEM 7.1 – CORRESPONDENCE – MN DEPARTMENT OF PUBLIC SAFETY

Council reviewed a correspondence from the Minnesota Department of Public Safety dated August 14, 2014 regarding the Option Notice for Lease PS0278. No action taken.

ITEM 7.2 – CORRESPONDENCE – CHARTER

Council reviewed a correspondence from Charter Communications dated August 8, 2014 regarding customers in the community being notified of a price adjustment. No action taken.

ITEM 8 – CHAMBER OF COMMERCE

The Chamber reported there will be a city wide garage sale on Labor Day weekend.

There being no further business to come before the Council at this time, Member Buehler made a motion, seconded by Member Williams, 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
John Graf	Yes
Greg Husmann	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 6:10 PM.

APPROVAL DATE: _____

SIGNED:

Mayor

ATTEST:

City Administrator