

MINUTES, REGULAR MEETING
CITY COUNCIL, CITY OF LA CRESCENT, MINNESOTA
AUGUST 26, 2013

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 26, 2013, 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, 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 amend #3.7 to include Request for Street Closure for Chamber Applefest Car Show. Member Husmann made a motion, seconded by Member Buehler, as follows:

A MOTION TO APPROVE AFOREMENTIONED CHANGES 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 for this regular meeting:

- 1.1 MINUTES – AUGUST 12, 2013
- 1.2 BILLS PAYABLE THROUGH AUGUST 22, 2013
- 1.3 CASH BALANCE / ACTIVITY REPORT – JULY 2013
- 1.4 LIBRARY REPORT – JULY 2013

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 Graf, 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 Graf	Yes
Greg Husmann	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.1 – 2014 MINNESOTA TRANSIT RESOLUTION

Keith Carlson from the La Crosse MTU reviewed with Council the resolution regarding the City’s 2014 transit assistance from the State of Minnesota. Following discussion, Member Husmann introduced the following resolution and moved its passage and adoption:

RESOLUTION NO. 08-13-16

**RESOLUTION OF THE GOVERNING BODY OF THE CITY OF LA CRESCENT
ENTERING INTO AN AGREEMENT WITH THE STATE OF MINNESOTA TO
PROVIDE PUBLIC TRANSPORTATION IN THE CITY OF LA CRESCENT**

WHEREAS, the City of La Crescent, Minnesota, enters into an Agreement with the State of Minnesota to provide public transportation in the City of La Crescent.

FURTHER RESOLVED that the City of La Crescent, Minnesota agrees to provide (20%) percent of the total operating cost from local funds and (20%) percent of the total capital costs.

FURTHER RESOLVED that authorization to execute the aforementioned Agreement and any amendments thereto is hereby given to the Mayor or the City Clerk/Administrator.

FURTHER resolved that the City Administrator or Transit Manager is hereby authorized to execute requests for reimbursement to the Minnesota Department of Transportation.

ADOPTED this 26th day of August, 2013.

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 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 and the resolution duly passed and adopted.

ITEM 3.2 – BEACON VALLEY STORM WATER

City Attorney Wieser reviewed with Council a correspondence from the League of Minnesota Cities Insurance Trust regarding claims filed by property owners of Beacon Valley Road. The investigation by the claims adjustor failed to show legal liability on the part of the City of La Crescent. Therefore they denied liability and payment. City Resident Doreen Gile and various other neighbors and residents spoke regarding the issue. The City Administrator will follow-up with Building Official regarding regulations on above-ground pipes and below-ground pipes. Concern was expressed regarding record keeping and follow-up of the Building Official. No action taken.

ITEM 3-3 – RESIDENTIAL DUMPSTERS

City Resident Sharon Thill addressed Council regarding the issue of allowing dumpsters in residential districts. Following extended discussion, Member Husmann made a motion to grandfather existing dumpsters in residential areas but to not allow new dumpsters. Motion failed for lack of a second. An extended discussion ensued regarding grandfather restrictions including fire code compliance and visibility from streets. Following discussion, Member Husmann made a motion, seconded by Member Williams, as follows:

MOTION TO ADD DUMPSTERS IN RESIDENTIAL AREAS AND DEVELOPING POLICY TO GRANDFATHER RESTRICTIONS OF FIRE CODE TO SEPTEMBER 23, 2013 CITY COUNCIL MEETING AGENDA.

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 3.4 – 2012 AUDIT REVIEW

Mike Temp of Tostrud & Temp, S.C., Certified Public Accountants was in attendance to give an overview to Council of the 2012 audit records. He reviewed the net positive change in general fund. No action taken.

ITEM 3.5 – ACE TELEPHONE – PROJECT REVIEW

Brian Jerviss and Darren Moser from Ace Telephone reviewed with Council a project that Ace is planning for the Spring of 2014 to bring fiber to every home. They will start north of the Elementary School and were inquiring as to if will use existing utility easement. No action taken.

ITEM 3.6 – WAGON WHEEL PROJECT BIDS

Administrator Waller gave an overview of the bid results for the Wagon Wheel Improvement Project. The information is currently being reviewed by the Minnesota Department of Transportation. Council cannot take action on the bid results until the State has given formal approval to proceed. No action taken.

ITEM 3.7 – APPLEFEST PARADE REQUEST AND STREET CLOSURE FOR CHAMBER CAR SHOW

City Council reviewed a request from La Crescent Apple Festival, Inc. for approval of the 2013 Applefest King Apple parade route for September 22, 2013. The parade route will be unchanged from previous year. Council also reviewed a request from the La Crescent Chamber of Commerce for approval to close off both ends of South 4th Street between Maple Street and Oak Street for the Applefest Car Show on Saturday, September 21, 2013. Following discussion, Member Buehler made a motion, seconded by Member Graf, as follows:

MOTION TO APPROVE THE PARADE ROUTE FOR THE 2013 APPLEFEST KING APPLE PARADE ON SEPTEMBER 22, 2013 AND TO APPROVE THE CLOSURE OF SOUTH 4TH STREET BETWEEN OAK STREET AND MAPLE STREET IN THE CITY OF LA CRESCENT FOR THE CHAMBER SPONSORED APPLEFEST CAR SHOW ON SATURDAY, SEPTEMBER 21, 2013.

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 3.8 – PERSONNEL COMMITTEE RECOMMENDATION

The Personnel Committee recommended to Council to approve Jay Gillette being promoted to the position of Utility Maintenance Supervisor. Mr. Gillette has worked for the City for approximately 28 years and has been employed as the Assistant Utility Maintenance Supervisor since 1996. The union contract specifies that all employees promoted or transferred to a new position serve a three month trial period. It was also recommended

that Mr. Gillette start at step 3 of the wage scale. Following discussion, Member Husmann made a motion, seconded by Member Williams, as follows:

MOTION TO APPROVE THE PROMOTION OF JAY GILLETTE TO THE POSITION OF UTILITY MAINTENANCE SUPERVISOR FOR THE CITY OF LA CRESCENT AND TO START AT STEP 3 OF THE WAGE SCALE.

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 3.9 – RAFFLE LAW REVIEW

City Attorney Wieser gave an overview of the recent changes in State law regarding the conduct of raffles. No action taken.

ITEM 3.10 – PLANNING COMMISSION MINUTES – JULY 30, 2013

Council reviewed the minutes from the July 30, 2013 meeting of the Planning Commission. City Administrator Waller gave an overview and one of the questions of the Planning Commission is does the City want to regulate electronic billboards. It was the consensus of the Council to add this as a future agenda item. No action taken.

ITEM 6.1 – LIBRARY BOARD MEETING MINUTES – APRIL 9, 2013

Council reviewed the April 9, 2013 La Crescent Public Library Board Meeting minutes. No action taken.

ITEM 7.1 – CORRESPONDENCE – JENNIE STEINHAUSER

Council reviewed August 10, 2013 correspondence to John Steffes from Jennie Steinhauser complementing the city on the new pool and the pool staff. No action taken.

ITEM 8.1 – CHAMBER OF COMMERCE

The Chamber of Commerce noted they will be holding the city wide garage sale this weekend.

There being no further business to come before the Council at this time, Member Husmann 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 6:45 PM.

APPROVAL DATE: _____

SIGNED:

Mayor

ATTEST:

City Administrator