

MINUTES, REGULAR MEETING  
CITY COUNCIL, CITY OF LA CRESCENT, MINNESOTA  
SEPTEMBER 12, 2016

Pursuant to due call and notice thereof, the first meeting of the City Council of the City of La Crescent for the month of September was called to order by Mayor Mike Poellinger at 5:30 PM in the La Crescent City Hall, La Crescent, Minnesota, on Monday, September 12, 2016, 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, Ryan Hutchinson, Brian Krenz, Dale Williams and Mayor Mike Poellinger. Members absent: None. Also present was 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 – AUGUST 22, 2016
- 1.2 BILLS PAYABLE THROUGH SEPTEMBER 8, 2016
- 1.3 CASH BALANCE ACTIVITY REPORT – AUGUST 2016
- 1.4 LIBRARY REPORT – AUGUST 2016

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

**MOTION TO APPROVE THE CONSENT AGENDA AS PRESENTED.**

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 by 4-0 vote.

**ITEM 3.1 – PLANNING COMMISSION MINUTES – AUGUST 30, 2016**

City Planning Commission Chairman, Don Smith, reviewed with City Council the Minutes of the August 30, 2016 Planning Commission Meeting. This was informational and no action was taken.

**ITEM 3.2 – PLANNING COMMISSION MINUTES – SEPTEMBER 6, 2016.**

City Planning Commission Chairman, Don Smith, gave an extended overview to City Council the Minutes of the September 6, 2016 Planning Commission Meeting. The Planning Commission considered two items that require action by the City Council. The Planning Commission is recommending amendments to the City’s Zoning Ordinance. City Council reviewed the amendments to the City’s Zoning Ordinance, Chapter 12.08 as presented by the Planning Commission. Following discussion, Member William made a motion, seconded by Member Buehler, as follows:

**MOTION TO ADOPT THE PROPOSED AMENDMENTS TO THE CITY’S ZONING ORDINANCE, CHAPTER 12.08 AS PRESENTED BY THE CITY’S PLANNING COMMISSION.**

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.

The second item was the adoption of rules governing interim use permits for natural resource extraction. Following further discussion, Member Buehler introduced the following Ordinance, and moved its passage and adoption:

**ORDINANCE NO. 508**

**AN ORDINANCE OF THE CITY OF LA CRESCENT REGULATING THE EXTRACTION OF NATURAL RESOURCES BY INTERIM USE PERMIT**

**WHEREAS**, recent annexations finalized between the City of La Crescent and La Crescent Township have included undeveloped parcels of land;

**WHEREAS**, portions of the undeveloped parcels will require the extraction of clay or other natural resources prior to the initiating of residential development;

**WHEREAS**, the City of La Crescent finds it is in the best interest of the City to regulate this activity.

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

For the purpose of this section Natural resource extraction is the removal and any related on site processing of sand, fill dirt, clay, or topsoil (but not including sod production and/or removal) in quantities greater than 500 Cubic yards. Such removal may be permitted by Interim Use Permit provided the removal is pursuant to a development agreement, an approved planned unit development or other end use preparation for residential or commercial development. This regulation is not intended to apply to excavations for basements or footings nor

where the Subdivision and Stormwater Pollution and Erosion Control ordinances are sufficient in the opinion of the City Engineer. The Planning Commission may examine the following factors in addition to general considerations for Interim Use Permits prior to recommending to the City Council the granting of an Interim Use Permit:

- I. The relationship of extraction and associated activities with existing land use(s) already taking place on the property:
  - A. The use must be reasonably related to existing or future land use plans;
  - B. A natural resources protection map and approved sketch plan may be required in advance of granting a permit and shall be considered in both the removal and reclamation plans;
  
- II. The impact on existing land uses in the vicinity of the property:
  - A. The use must not create an excessive burden on existing parks, schools, streets and other public facilities and utilities that serve or are proposed to serve the area;
  - B. Existing land uses nearby must not be adversely affected unreasonably by intrusion of noise, vibrations, glare or general unsightliness;
  
- III. Adverse impact on the properties in the vicinity of the property and along the proposed hauling route serving the property (based on credible evidence):
  - A. The use must be sufficiently compatible or separated by distance or screening from adjacent agricultural or residentially zoned or used land so that existing homes will not be depreciated in value and there will be no deterrence to development of vacant land;
  - B. The structure and site must have an appearance that will not unreasonably create an adverse effect upon adjacent residential properties;
  
- IV. The impact on pedestrian and traffic safety in the vicinity of the property and along the proposed hauling route serving the property:
  - A. The use must not cause traffic hazard or congestion;
  - B. The location and number of vehicle access points;
  - C. The natural resource extraction site shall have direct access to Designated Truck Routes. The City shall set minimum roadway improvements and maintenance obligations as a condition of the permit.

Considerations will include, but not be limited to, topography, safety, traffic, number of vehicle trips per hour and day and existing land use. Trips, quantity and methods for obtaining and delivering backfill material (if any) shall also be considered and regulated as appropriate.

- V. The impact on other identifiable health, safety, and welfare interests in the City of La Crescent including, but not limited to:
  - A. Hours of Operation
    1. Hours of Operation: Natural resource extraction shall occur only between the hours of 7:00 a.m. and 5:30 p.m., Monday through Friday. No weekend or holiday operations will

be allowed. Holidays are New Year's Day, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving and Christmas. When New Year's Day, July 4<sup>th</sup>, Easter or Christmas fall on a Sunday the following Monday shall be considered the holiday. When New Year's Day, July 4<sup>th</sup> or Christmas fall on a Saturday the previous Friday shall be considered the holiday;

2. Operators are allowed extensions to the hours of operation for emergencies only. Operators must notify the City Building Official and receive approval in advance of the proposed exception;
3. The City Council of La Crescent must approve other exceptions to the hours of operation, such as weekend operation and other evening work.

B. Water Quality/Stormwater Drainage

1. The use must not cause significant adverse impact to surface or ground water resources;
2. Dewatering to obtain materials intersecting the groundwater shall not be allowed. The use of equipment such as draglines, trackhoes and backhoes to obtain materials intersecting groundwater shall not be allowed;
3. Increased stormwater run-off must be retained on-site with retention or detention ponds;
4. All activities on the subject property with the potential to impact water quality will be conducted in a manner consistent with required permits issued by state and federal agencies. The Planning Commission may require other standards it deems reasonably necessary.

C. Air Quality/Dust Control

1. Owner/operators will be responsible for dust control on all gravel roads utilized by trucks hauling to or from the permitted mineral extraction facility. Dust control will be required when conditions warrant it and the number of one-way truck trips from the natural resource extraction site exceed three (3) per hour. The City reserves the right to require dust control on any haul route within the City or those bordering the City;
2. An owner/operator shall sufficiently prevent or cleanup carryout and trackout on paved public roads or the paved shoulders of a paved public road. The use of blower devices, or dry rotary brushes or brooms for removal of carryout and trackout on public roads is expressly prohibited. Flushing with water may be utilized if curbs or gutters are not present and where the use of water will not result as a source of trackout material or result in adverse impacts on storm water drainage systems or violate any National Pollutant Discharge Elimination System permit program. Trackout-control devices are highly encouraged and may be required as a condition of receiving a permit.
3. The City shall require dust control on the extraction site when it is determined that airborne dust from extraction areas, stockpiles or internal roadways creates a public nuisance or otherwise adversely impacts surrounding lands. Remedies to dust control may include watering, berming, landscaping and enclosures for processing equipment, and any other means deemed necessary by the City;
4. All activities on the subject property with the potential to impact air quality will be conducted in a manner consistent with operating permits issued by state and federal agencies. The Planning Commission may require other standards it deems reasonably necessary.

D. Site Security

1. Regular fencing or gate in good repair may be required around the entire permitted area of operation.

E. Noise Levels

1. A 24-hour baseline audiogram collected at the property line may be required in areas adjacent to a residential zone or within 2500' of a residence.
2. Permissible maximum noise levels at the property line will be consistent with, and at no time exceed, the most current occupational noise exposure standards established by the Occupation Safety Hazard and Health Administration (OSHA).

F. Setbacks

1. No extraction activity may occur within one thousand (1000) feet of any dwelling and within fifty (50) feet of any adjacent property line, road right-of-way or public utility except by adoption of specific conditions (see V, F, 2). Screeners or other processing equipment must be specified in the application and must be specifically approved. If approved such equipment may not be located closer than one thousand (1000) feet from a dwelling nor closer than one hundred (100) feet from any adjacent property line, road right-of-way or public utility. Setbacks from existing dwellings shall take precedence over setbacks for road right-of-way, adjacent property line and public utility. If the processing equipment is placed within an enclosed structure, the Planning Commission may consider shorter setback distances. Grading plans affecting pipelines or power line corridors will be evaluated on a case-by-case basis. The City may waive setback requirements when the common boundary is not within one thousand (1000) feet of a residence, and both property owners have agreed to a common reclamation plan and have a written agreement with the City establishing responsibility for reclamation.
2. Notwithstanding the setback requirements set forth above, at the time of permit review and issuance, the City may impose lesser setback requirements if the Planning Commission finds the following:
  - a. Practical difficulties exist in complying with the setback requirements set forth above; and
  - b. The protections afforded surrounding lands are not significantly lessened by the reduced setbacks when taking into account the following:
    - i. the scope and size of the natural resource extraction;
    - ii. the time of day and duration that the extraction will occur in proximity to surrounding lands;
    - iii. reduced operating hours, limitations on consecutive days, or restricted seasons of operation or additional berming, screening, special fencing, type of equipment used, or other measures can be imposed to ameliorate the impact of mining in closer proximity to the surrounding lands than would be allowed by the setbacks stated above; and
3. The lesser setbacks are reasonable in light of all circumstances; and

4. There is a substantial volume of minerals or the nature of the materials varies in the more restrictive setback areas and it is reasonable to extract the substantial volume of natural resource in the more restrictive setback areas in light of the relatively small volume of natural resource that can be extracted on the remainder of the subject property.

If the City receives a request for lessened setbacks, then consideration of such request shall be referred to the Planning Commission for a recommendation unless such consideration was approved as part of the initial review.

G. Blasting

1. No blasting is permitted.

H. Reclamation Plan

1. A reclamation plan must include the grading plans, on-site topsoil replacement, seeding, mulching, erosion control and sedimentation control specifications for each phase and the final site restoration. The Operator and owner must follow the reclamation plan approved in the Interim Use Permit. The following minimum standards and conditions apply:
  - a. The peaks and depressions of the area shall be reduced to a surface which will result in a gently rolling topography in substantial conformity with an accepted end land use plan or to the land area immediately surrounding, and which will minimize erosion due to rainfall. No graded slope shall exceed a 4:1 ratio (twenty-five (25) percent). The final grade slope shall commence at the property boundary. Berms will be removed to the original elevation of the land, unless the Planning Commission has approved a different elevation as part of the End Use Plan.
  - b. Excavations made to a water producing depth must meet the following requirements:
    - i. The depth of the excavation for lake end-use must not be less than ten (10) feet nor more than thirty (30) feet below the natural low water mark, as determined by the Planning Commission after consultation the City Engineer and/or the Department of Natural Resources.
    - ii. The depth of the excavation for a wetland end-use shall be from one (1) foot above the natural low water mark to a depth not to exceed one (1) foot below the natural low water mark, as determined by the Planning Commission after consultation by the City engineer and/or the Department of Natural Resources.
    - iii. A combination of the requirements of (a) and (b) as approved by the City.
    - iv. All banks shall be sloped to the water line at a slope that shall not be steeper than ten (10) feet horizontal to one (1) foot vertical (10:1) for a lake end-use, and ten (10) feet horizontal to one (1) foot vertical (10:1) for a wetland end- use.
    - v. All banks shall be sodded or surfaced with soil of a quality at least

- equal to the topsoil of land areas immediately surrounding and to a depth of at least six (6) inches.
- vi. Such topsoil as required by the preceding subsection shall be planted with trees, shrubs, legumes or grasses.
  - vii. All materials used for back-filling in any area of the reclamation shall be tested and be free of all contaminants, and shall be non-toxic, non-flammable and non-combustible.
- c. Excavating not made to a water producing depth, but which must be graded or back-filled, shall meet the following requirements;
- i. All materials used for back-filling in any area of the reclamation shall be tested and be free of all contaminants, and shall be non-toxic, non-flammable and non-combustible.
  - ii. The graded or back-filled area shall not collect or permit stagnant water to remain therein.
  - iii. Such graded or back-filled area shall be sodded or surfaced with soil of a quality at least equal to the topsoil of land areas immediately surrounding, and to a depth of at least six (6) inches.
  - iv. Such topsoil as required by the preceding subsection shall be planted with trees, shrubs, legumes or grasses.
- d. Seeding and mulching shall be consistent with Minnesota Department of Transportation specifications for rights-of-way. Exceptions to seeding and mulching include areas returned to agricultural production.
- e. Soil restoration including any necessary soil compaction, seeding and mulching must occur within each phase as soon as final grades, or interim grades identified in the phasing plans, have been reached. Exceptions to seeding and mulching include the processing, storage and staging areas within each phase.
- f. Unless otherwise amended or approved by the City, all final grades and site restoration efforts shall be consistent with the reclamation plan.
- g. When the end-use is some form of open space, the type of vegetative re-growth must provide appropriate habitat for wildlife consistent with the form of end-use.
- h. The end-use plan shall consider the safe use of the property. The end-use plan shall be consistent with the Comprehensive Plan and Zoning Ordinance.
- i. Within nine (9) months after the completion of natural resource extraction or after termination of the Interim Use permit, or any other required permit, all equipment, vehicles, machinery, materials, stock piles of extracted materials, and debris shall be removed from the subject property.
- j. For any phase of a phased removal plan, within three (3) months after completion of natural resource extraction for that phase, reclamation must be completed. If the permit is terminated earlier, reclamation must be completed within three (3) months after termination. If reclamation is not completed within 3 months the City shall have the right to obtain a court order permitting the completion and shall have with court permission the



right to enter the property and cause the reclamation plan to be completed and place any and all reasonable costs onto the tax role for such property.

- VI. The overall public interest in the extraction of the specific natural resources on the property shall be considered. Compliance with the City’s Comprehensive Plan and general community benefit are material considerations.
- VII. The applicant shall demonstrate compliance with applicable sections of La Crescent City Ordinance 12.85 Storm Water Pollution and Erosion Control. The purpose of the ordinance is to use to the fullest current understanding of good design, architecture, landscape architecture and civil engineering to control or eliminate storm water pollution along with soil erosion and sedimentation within the city. It establishes standards and specifications for conservation practices, planning activities, and construction activities which minimize storm water pollution, soil erosion, and sedimentation. It protects public health and property while encouraging retention of natural topographic features and existing vegetation and encouraging alternative approaches to conventional flatland development practices on steep slopes including imaginative and innovative techniques suited to the natural surroundings to enhance the existing and future appearances of hillsides.

PASSED AND ADOPTED by the City Council of the City of La Crescent, Minnesota, this 12<sup>th</sup> day of September, 2016.

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Mayor

ATTEST:

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City Administrator

The foregoing motion was duly seconded by Member Hutchinson and 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 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 Krenz then made a motion, seconded by Member Williams as follows:



**MOTION THAT A PRÉCIS FORMAT OF SAID ORDINANCE 508 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 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 2.0 – PUBLIC HEARING – ANNEXATION – 75 CRESCENT AVENUE**

At 5:36 PM the City Council held a public hearing to consider input on the proposed annexation of the property located at 75 Crescent Avenue that the owners had requested to be annexed and the adoption of Ordinance No. 507 annexing this property. City Attorney Wieser reviewed the map and findings for the Ordinance. Mayor Poellinger opened the meeting for public comment. There were no public comments. Following discussion, Member Buehler introduced the following Ordinance, and moved its passage and adoption:

**ORDINANCE NO. 507**

**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 25<sup>th</sup> day of July, 2016; and

**WHEREAS**, said property is unincorporated and abuts the City of La Crescent on its east boundary of Crescent Avenue; 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 currently residential and annexation is requested to facilitate the extension of city services for the residential development of the property; and

**WHEREAS**, the City of La Crescent held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on September 12, 2016, 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:

LOT THREE (3), BLOCK TWO (2), CRESCENT VALLEY SUBDIVISION TO THE TOWNSHIP OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA.

The above described property consists of a total of 0.5 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 \$486.44; and
- b. In the second and final year, an amount equal to \$486.44.

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 12<sup>th</sup> day of September, 2016.

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Mayor

ATTEST:

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City Administrator

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

1. The property owner 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 currently residential;
4. Minnesota Statutes § 414.033 Subd. 13 is not applicable as there will be no change in the electric utility service provider; and
5. 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 Hutchinson and 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 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 Krenz then made a motion, seconded by Member Hutchinson as follows:

**MOTION THAT A PRÉCIS FORMAT OF SAID ORDINANCE 507 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 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.

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

**ITEM 3.3 – COMPREHENSIVE PLAN REVIEW - ADOPTION**

City Attorney Wieser and Planning Commission Chairman, Don Smith, gave an overview to City Council regarding the adoption of the updated Comprehensive Plan. City Attorney Wieser explained that the Comprehensive Plan would be adopted by Resolution and reviewed same with City Council. Also, the Resolution must be adopted and passed by a super majority. The Planning Commission recommended to City Council approval of the Comprehensive Plan. Following discussion, Member Buehler introduced the following resolution and moved its passage and adoption:

**RESOLUTION NO. 09-16-16**

**RESOLUTION APPROVING AND ADOPTING THE  
LA CRESCENT 2016 COMPREHENSIVE PLAN**

WHEREAS, the City of La Crescent uses a Comprehensive Plan to offer guidance to decisions and initiatives by City officials and staff, including zoning and development and redevelopment as authorized by Minnesota Statutes (§462.357); and

WHEREAS, the City's Comprehensive Plan along with the Bicycle and Pedestrian Plan and the Park and Recreational Plan collectively inform the direction of the City for the next 20 years; and

WHEREAS, the City last adopted a Comprehensive Plan in 1999, and in 2015 initiated a process update that plan; and

WHEREAS, the City designed the Comprehensive Planning process to engage residents and other stakeholders and while many hundreds have participated in the planning process through community surveys, committee meetings, large public meetings and meetings with Planning Commission and Council at which the Comprehensive Plan has been discussed; and

WHEREAS, the City Council wishes to thank the Citizens, Committee Chairs and members, MSA Professional Services and the Planning Commission for diligent work on behalf of the Community; and

WHEREAS, following adoption of this plan, implementation should occur through the ongoing efforts of City Council, Planning Commission, City staff, and residents, including annual action planning and budgeting initiated by staff and the Planning Commission; and

WHEREAS, this Comprehensive Plan may from time to time be further amended, extended, or added to in greater detail.

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of La Crescent hereby adopts the City of La Crescent 2016 Comprehensive Plan.

ADOPTED this 12<sup>th</sup> day of September, 2016.

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 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 and the resolution duly passed and adopted.

### **ITEM 3.4 – ORDERLY ANNEXATION AGREEMENT UPDATE**

City Attorney Wieser reviewed with City Council the ongoing discussions with the Chairperson of La Crescent Township and the Chairperson of the La Crescent Township Planning Commission regarding an Orderly Annexation Agreement. On September 6, 2016, the City Administrator, Jason Valerius of MSA, and the City Attorney, attended a joint meeting of the La Crescent Township Board and Planning Commission to discuss an Orderly Annexation Agreement. The meeting was productive and informative. At the conclusion of the meeting, both the Planning Commission and Township Board moved to continue discussions/negotiations with the City. It was the consensus of the City Council to have the City Administrator, City Attorney and Mayor keep dialogue open with the Township regarding this matter. No action taken.

### **ITEM 6.1 – STAFF CORRESPONDENCES/COMMITTEE UPDATES – DEVELOPMENT COMMISSION MINUTES – AUGUST 8, 2016**

City Council reviewed the minutes from the August 8, 2016 La Crescent Economic Development Commission Meeting. No action taken.

**ITEM 8 – CHAMBER OF COMMERCE/ROTARY**

The La Crescent Chamber gave an update on the upcoming AppleFest this weekend.

There being no further business to come before the Council at this time, Member Krenz made a motion, seconded by Member Buehler, to adjourn the meeting. Upon a roll call vote taken and tallied by the City Attorney, 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 5:58 PM.

APPROVAL DATE: \_\_\_\_\_

SIGNED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Administrator