

MINUTES, REGULAR MEETING
CITY COUNCIL, CITY OF LA CRESCENT, MINNESOTA
FEBRUARY 26, 2018

Pursuant to due call and notice thereof, the second meeting of the City Council of the City of La Crescent for the month of February was called to order by Mayor Mike Poellinger at 5:30 PM in the La Crescent City Hall, La Crescent, Minnesota, on Monday, February 26, 2018, 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, Dale Williams and Mayor Mike Poellinger. Members absent: Brian Krenz, Excused. 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 – FEBRUARY 12, 2018
- 1.2 BILLS PAYABLE THROUGH FEBRUARY 22, 2018
- 1.3 CASH BALANCE/ACTIVITY REPORT – JANUARY 2018
- 1.4 LIBRARY REPORT – JANUARY 2018

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, the following Members present voted in favor thereof, viz;

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

and none voted against the same. The motion was declared duly carried by a 4-0 vote.

ITEM 3.1 – MINNESOTA SAFEST CITY AWARD

La Crescent Police Chief, Doug Stavenau, announced to City Council that the City of La Crescent was recognized by Safewise as the 10th Safest City in the State of Minnesota. Safewise is a resource for helping families and communities to make informed decisions about safety solutions. Chief Stavenau thanked the employees of LCPD, elected officials and the support of the community for providing the resources and ability of making this recognition possible. This item was informational and no action taken.

ITEM 3.2 – RICK FRANK - HOUSTON COUNTY ENVIRONMENTAL SERVICES

Rick Frank from Houston County Environmental Services gave an overview to City Council of the environmental services to the City. He reviewed with City Council a report of the revenue and usages in the County for 2017 and the schedule of upcoming events for 2018. This item was informational and no action was taken.

ITEM 3.3 – DEVELOPMENT AGREEMENT – RACE TRACK PROPERTY

City Administrator Waller reviewed with City Council the cost implications of the proposed Development Agreement between the City and Bluff Country, LLC for the development of the race track property. The cost implications included the following:

1. The cost to loop the water main is estimated to be \$100,000. The City would pay all of this cost.
2. The cost to construct the access road and utilities to the race track property is estimated to be \$410,000. Fifty percent of this cost would be deferred to the abutting property owners. This includes a residential property that could be subdivided in the future and Wieser Park. The developer and the City would split the balance equally, with approximately \$100,000 being assessed to the race track property.
3. The cost to construct the lift station and force main is estimated to be \$300,000. We are suggesting that the City consider increasing the sewer connection fee from \$255 to \$1,255. This would generate approximately \$170,000 towards the estimated \$300,000 construction cost. The balance would be split equally between the City and the developer, with \$65,000 being assessed to the race track property.

The following was also reviewed regarding evaluating the cost implications of the proposed development:

1. The building permit fees generated would be in excess of \$340,000.
2. The total taxes, based on 2018 tax rates would be approximately \$285,000 per year. This is the amount that would be split between the City, County and School District. Of this number, the City's portion of the taxes payable would be approximately \$115,000 per year.

City Attorney Wieser reviewed with City Council the proposed Development Agreement with modifications. Once an application for rezoning and preliminary plat are received, a final Development Agreement will be prepared and supersede this Agreement. Questions from City Council were addressed. Judy Standifer, Frank Van Lin, Jr. and Dave Baumgartner filed Agenda Requests and addressed the City Council on this item also. Following discussion, Member Williams made a motion, seconded by Member Buehler, as follows:

MOTION TO APPROVE THE DEVELOPMENT AGREEMENT BETWEEN THE CITY AND BLUFF COUNTRY, LLC FOR THE DEVELOPMENT OF THE RACE TRACK PROPERTY WITH DELEGATED AUTHORITY TO CITY ADMINISTRATOR AND CITY ATTORNEY FOR MODIFICATIONS PRESENTED AT MEETING AND ANY OTHER NON-MONETARY MODIFICATIONS.

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
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried by a 4-0 vote.

ITEM 3.4 – CONNECTION CHARGE ORDINANCE RESOLUTION

City Administrator Waller reviewed with City Council a Resolution that establishes a connection charge for Shore Acres grinder pumps. This item was not acted on at the last City Council meeting. When this project was constructed in 1998, the total assessable portion of the project was divided by 110 connections. This resulted in an assessment of \$11,497.50. However, there were only 96 properties that were assessed in 1998. The interest charge on the project was 6.0%. The connection fee that is set in this Resolution is the original fee of \$11,497.50 plus 10 years of interest at 6.0% interest, for a total of \$18,994.00. Following discussion, Member Buehler introduced the following resolution and moved its passage and adoption:

RESOLUTION NO. 02-18-09

A RESOLUTION ESTABLISHING SANITARY SEWER CONNECTION CHARGES FOR 1998 SHORE ACRES GRINDER PUMP CONNECTION IMPROVEMENT PROJECT

WHEREAS, on or about March 14, 2011, the City of La Crescent (City) adopted Ordinance No. 469 establishing authority for connection charges within the City;

WHEREAS, subdivision (C) of the Findings of said Ordinance provides that the City Council may establish by Resolution one or more connection charges to apply equitably to developments, circumstances, and areas of the City;

WHEREAS, there are areas of the City that are not yet connected to City sanitary sewer;

WHEREAS, a connection charge will apply to property owners along Shore Acres Road that have been annexed to the City but were not part of the original 429 proceedings and for any other property owner interested in connecting to City sewer along Shore Acres Road;

WHEREAS, the City finds that for the 1998 Shore Acres Grinder Pump Connection Improvement Project, the connection fee for sanitary sewer shall be \$18,994.00; and

WHEREAS, the interest rate for property owners along Shore Acres Road seeking to pay the connection charge for sanitary sewer through installments will be charged interest at 6.0% annually.

NOW, THEREFORE, BE IT RESOLVED that beginning January 1, 2018, for property owners along Shore Acres Road the connection fee for sanitary sewer shall be \$18,994.00, at a rate of 6.0% annually to pay by installments.

Adopted this 26th day of February, 2018.

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
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 by a 4-0 vote.

ITEM 3.5 – AUTHORIZE EXPENDITURES

City Council reviewed the following recommendations for expenditures:

1. Approve the purchase of a 2019 International 7400 SBA from Astleford International Trucks for \$81,468.38; and
2. Approve the purchase of a dump body, hoist, wing, hitch, plow, and hydraulics from Universal Truck Equipment for \$82,831.00.

The City's 2017 capital equipment certificate included \$179,500 to replace the City's 1990 Ford L8000 snow plow truck. Both of the items would be purchased from the State bid through a MnDOT contract. It was recommended to City Council to approve the two purchases, which total \$164,299.38.

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

MOTION TO AUTHORIZE THE EXPENDITURE FOR A 2019 INTERNATIONAL 7400 SBA FROM ASTLEFORD INTERNATIONAL TRUCKS FOR \$81,468.38 AND A DUMP BODY, HOIST, WING, HITCH, PLOW, AND HYDRAULICS FROM UNIVERSAL TRUCK EQUIPMENT FOR \$82,831.00, FOR A TOTAL OF \$164,299.38, USING FUNDS FROM THE CITY'S 2017 CAPITAL EQUIPMENT CERTIFICATE.

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
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried by a 4-0 vote.

ITEM 3.6 – PERSONNEL COMMITTEE RECOMMENDATION

City Administrator Waller reviewed with City Council the following recommendations from the Personnel Committee:

1. On March 18, 2018, Kim Voshart will have successfully completed her six-month new-hire probationary period as a Vehicle License Bureau Clerk. Ms. Voshart works part-time in the motor vehicle department. Effective March 18, 2018, the Personnel Committee is recommending that Ms. Voshart's probationary status be removed, and that she be classified as a regular City of La Crescent employee.
2. On March 18, 2018 Tyler Benish will have successfully completed his three-month promotional probationary period as the City's Assistant Utility Maintenance Supervisor. Effective March 18, 2018, the Personnel Committee is recommending that Mr. Benish's probationary status be removed, and that he be classified as a regular City of La Crescent employee.

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

MOTION TO APPROVE THE PROBATIONARY STATUS BE REMOVED ON MARCH 18, 2018 FOR KIM VOSHART AS VEHICLE LICENSE BUREAU CLERK AND THAT MS. VOSHART BE CLASSIFIED AS A REGULAR CITY OF LA CRESCENT EMPLOYEE.

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
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried by a 4-0 vote.

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

MOTION TO APPROVE THE PROBATIONARY STATUS BE REMOVED ON MARCH 18, 2018 FOR TYLER BENISH AS THE CITY'S ASSISTANT UTILITY MAINTENANCE SUPERVISOR AND THAT MR. BENISH BE CLASSIFIED AS A REGULAR CITY OF LA CRESCENT EMPLOYEE.

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
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried by a 4-0 vote.

ITEM 3.7 – MnDOT LANDSCAPE PARTNERSHIP RESOLUTION

City Administrator Waller reviewed with City Council a Resolution for the City to participate in the MnDOT Landscape Partnership Program. The Landscape Partnership Program is designed to provide technical and financial assistance to communities that are interested in landscaping state highway rights of way. To date, the City has completed 8 partnership projects, and has received over \$67,000 in grant funding for landscaping improvements in MnDOT's right of way. There is \$8,000 in funding available for a spring 2018 planting project. City Council also reviewed a site plan that shows the approximate location and planting plan for 2018. It was recommended to City Council to adopt this Resolution. Following discussion, Member Hutchinson introduced the following resolution and moved its passage and adoption:

RESOLUTION NO. 02-18-10

A RESOLUTION APPROVING CITY OF LA CRESCENT ENTER INTO MNDOT AGREEMENT WITH THE STATE OF MINNESOTA, DEPARTMENT OF TRANSPORTATION

IT IS RESOLVED that the City of La Crescent enter into an Agreement with the State of Minnesota, Department of Transportation for the following purposes;

To provide for payment by the State to the City for the acquisition of landscape materials to be placed adjacent to the intersection of Trunk Highway No. 61-14-16, State Project No. (has not yet been assigned.)

IT IS FURTHER RESOLVED that the Mayor and the City Administrator are authorized to execute the Agreement and any amendments to the Agreement.

ADOPTED this 26th day of February, 2018.

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
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 by a 4-0 vote.

ITEM 3.8 – TEMPORARY LIQUOR LICENSE APPLICATIONS

City Council reviewed the following temporary liquor license applications:

1. Lancer Youth Hockey Association — April 21, 2018 — La Crescent Community Ice Arena.
2. Lizfest — August 11, 2018 — Abnet Field.

The applications appear to be in order and it was recommended to City Council to approve the applications and authorize that they be forwarded to the Minnesota Department of Public Safety. Following discussion, Member Williams made a motion, seconded by Member Buehler, as follows:

MOTION TO APPROVE A TEMPORARY LIQUOR LICENSE APPLICATION FOR THE FOLLOWING: LANCER YOUTH HOCKEY ASSOCIATION FOR AN EVENT TO BE HELD AT THE LA CRESCENT COMMUNITY ARENA ON APRIL 21, 2018; AND LIZFEST FOR AN EVENT TO BE HELD AT ABNET FIELD ON AUGUST 11, 2018; AND THAT THEY BE FORWARDED TO THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY.

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
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried by a 4-0 vote.

ITEM 3.9 – AGENDA – MARCH 1ST SPECIAL CITY COUNCIL MEETING

City Administrator Waller reviewed with City Council the agenda and format for the March 1, 2018 Special City Council Meeting regarding the County #6 Preliminary Engineering Report. This item was informational and no action taken.

ITEM 8 – CHAMBER OF COMMERCE

There was no report from the La Crescent Chamber of Commerce.

After discussion, in order to avoid any confusion, it was the consensus of the City Council to retally its vote regarding the Motion for Agenda Item 3.3 – Development Agreement – Race Track Property. 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
Dale Williams	Yes
Mike Poellinger	Yes

and none voted against the same. The motion was declared duly carried by a 4-0 vote.

There being no further business to come before the Council at this time, Member Hutchinson 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 present voted in favor thereof, viz;

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

and none voted against the same. The motion was declared duly carried by a 4-0 vote. The meeting duly adjourned at 6:20 PM.

APPROVAL DATE: _____

SIGNED:

Mayor

ATTEST:

City Administrator