

MINUTES, REGULAR MEETING
CITY COUNCIL, CITY OF LA CRESCENT, MINNESOTA
MAY 14, 2018

Pursuant to due call and notice thereof, the first 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 14, 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, Brian Krenz, Dale Williams and Mayor Mike Poellinger. Members absent: None. Also present was City Administrator Bill Waller, City Attorney Skip Wieser, City Engineer Tim Hruska, and City Building/Zoning Official Shawn Wetterlin.

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 – APRIL 23, 2018
- 1.2 BILLS PAYABLE THROUGH MAY 10, 2018
- 1.3 CASH BALANCE ACTIVITY REPORT – MARCH 2018
- 1.4 LIBRARY REPORT – MARCH 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 Krenz 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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.1 – PLANNING COMMISSION MINUTES – MAY 1, 2018

City Council reviewed the Minutes from the May 1, 2018 Planning Commission Meeting. The Planning Commission recommended to City Council that the Veterans Park Subdivision District Zoning Change be approved with the findings included in the Minutes. City Building/Zoning Official Shawn Wetterlin reviewed

with City Council the zoning change to portions of R1-A low density residential parcels to C-1 Commercial District for premises known as 505, 509 Chestnut and 120 Hillview Blvd and Gittens-Leidel American Legion Post 595. The Planning Commission referenced the following findings of fact for City Council to consider:

Findings of Fact:

1. The request will not alter the essential character of the locality.
2. The property owner proposes to use the property in a reasonable manner permitted by the zoning ordinance in commercial areas.
3. No concerns have been registered from neighbors.
4. The request is in harmony with the general purposes and intent of the ordinance and consistent with the comprehensive plan.
5. The proposed C-1 Commercial zoning abuts other C-1 Commercial zoning.
6. The request is in harmony of the neighborhood.
7. It is reasonable use for the land.

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

MOTION TO APPROVE THE ZONING CHANGE TO PORTIONS OF R1-A LOW DENSITY RESIDENTIAL PARCELS TO C-1 COMMERCIAL DISTRICT FOR PREMISES KNOWN AS 505, 509 CHESTNUT AND 120 HILLVIEW BLVD AND GITTENS-LEIDEL AMERICAN LEGION POST 595 AND TO ADOPT THE FINDINGS STATED ABOVE AND AS STATED IN THE MAY 1, 2018 PLANNING COMMISSION MINUTES.

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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.2 – WAGON WHEEL PROJECT BID RESULTS

City Engineer Tim Hruska reviewed with City Council the bids received for the Wagon Wheel Trail, Phase 2 project. The project will construct a 10-foot-wide bituminous path from the termination of Phase 1 on Shore Acres Road to the parking lot at the boat launch. The City received three bids. The low bid for the project was received from JB Holland Construction, Inc. for \$485,687.80. A bid tabulation was referenced and reviewed. It was recommended to City Council to accept the bid from JB Holland Construction, Inc. for the project as they were the low responsive, responsible bidder. Following discussion, Member Buehler made a motion, seconded by Member Krenz, as follows:

MOTION TO ACCEPT BID FROM JB HOLLAND CONSTRUCTION, INC. IN THE AMOUNT OF \$485,687.80 FOR THE WAGON WHEEL TRAIL, PHASE 2 PROJECT.

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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

City Administrator Waller recommended reviewing Item 3.4 next.

ITEM 3.4 – 2018 STREET IMPROVEMENT PROJECT BID RESULTS

City Engineer Hruska reviewed with City Council the bids for the 2018 local street improvement project that were opened at 1:00 p.m. on May 10, 2018. City Council reviewed the bid results and a Resolution for the City to request an advance of the City's 2019 Municipal State Aid allocation which will pay for a portion of the costs associated with the improvement project. A map that shows the streets that are included in the project, along with a past memo that defines how the costs of the project will be financed, was further reviewed by City Council. Following discussion, Member Williams introduced the following resolution and moved its passage and adoption:

RESOLUTION NO. 05-18-16

A RESOLUTION APPROVING MUNICIPAL STATE AID STREET FUNDS ADVANCE

WHEREAS, the City of La Crescent is planning to implement Municipal State Aid Street Projects in 2018 which will require State Aid funds in excess of those available in its State Aid Construction Account, and

WHEREAS, said City of La Crescent is prepared to proceed with the construction of said projects through the use of an advance from the Municipal State Aid Street Fund to supplement the available funds in their State Aid Construction Account, and

WHEREAS, the advance is based on the following determination of estimated expenditures:

Account Balance as of 5/10/18		\$447,948.00
Less estimated disbursements:		
Project #236-080-001	\$	
Project #236-080-002	\$	
Project #236-080-003	\$572,386.00	
Project #236-114-001	\$258,365.56	
Bond Principle (if any)	\$	
Project Finals (overruns-if any)	\$	
Other_____	\$	
Total Estimated Disbursements		\$830,751.56
Advance Amount (amount in excess of acct balance)		\$382,803.56

WHEREAS, repayment of the funds so advanced will be made in accordance with the provisions of Minnesota Statutes 162.14, Subd. 6 and Minnesota Rules, Chapter 8820.1500, Subd. 10b, and

WHEREAS, the City of La Crescent acknowledges advance funds are released on a first-come-first-serve basis and this Resolution does not guarantee the availability of funds.

NOW, THEREFORE, BE IT RESOLVED, that the Commissioner of Transportation be and is hereby requested to approve this advance for financing approved Municipal State Aid Street Projects of the City of La Crescent in an amount up to \$232,750.00. I hereby authorize repayments from subsequent accruals to the Municipal State Aid Street Construction Account of said City of La Crescent from future year allocations until fully repaid.

ADOPTED this 14th day of May, 2018.

SIGNED:

Mayor

ATTEST:

City Administrator

The foregoing motion was duly seconded by Member Buehler and 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 and the resolution duly passed and adopted.

In regard to the 2018 Street and Infrastructure Improvements, the bids came in as follows: Mathy Construction - \$1,410,847.45; and McHugh Excavating - \$1,339,662.80. It was recommended to City Council to accept the bid from McHugh Excavating. Following discussion, Member Hutchinson made a motion, seconded by Member Krenz, as follows:

MOTION TO ACCEPT THE BID FROM MCHUGH EXCAVATING IN THE AMOUNT OF \$1,339,662.80 FOR THE 2018 STREET AND INFRASTRUCTURE IMPROVEMENTS PROJECT.

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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

In regard to the South Third Street Improvement project, City Council reviewed the results on the Bidder’s List presented. It was recommended to City Council to accept the bid from Zenke Inc. in the amount of \$319,671.13. Following discussion, Member Williams made a motion, seconded by Member Krenz, as follows:

MOTION TO ACCEPT THE BID FROM ZENKE INC. IN THE AMOUNT OF \$319,671.13 FOR THE SOUTH THIRD STREET IMPROVEMENT PROJECT.

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
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 – 78 CRESCENT AVENUE

At 5:48 PM the City Council held a public hearing to consider input on the proposed annexation of the property located at 78 Crescent Avenue that the owners had requested to be annexed and the adoption of Ordinance No. 520 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 further discussion, Member Krenz introduced the following Ordinance, and moved its passage and adoption:

ORDINANCE NO. 520

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 April 9, 2018; and

WHEREAS, said property is unincorporated and abuts the City of La Crescent on its east, south and west boundaries; 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 May 14, 2018, 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 ONE (1), CRESCENT VALLEY SUBDIVISION,
TOWNSHIP OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA.

The above described property consists of a total of 0.52 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 \$637.62; and
- b. In the second and final year, an amount equal to \$637.62.

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 14th day of May, 2018.

Mayor

ATTEST:

City Administrator

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

1. The property owners 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 La Crescent Township and to contiguous landowners by certified mail.

The foregoing motion was duly seconded by Member Buehler and 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 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 Buehler as follows:

MOTION THAT A PRÉCIS FORMAT OF SAID ORDINANCE 520 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 Administrator, the following 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 Item 3.3 on the schedule of the Regular City Council Meeting.

ITEM 3.3 – PLANS AND SPECIFICATIONS – VETERANS PARK IMPROVEMENT PROJECT

City Engineer Hruska reviewed with City Council the plans and specifications for the Veterans Park parking lot and trail/storm water improvement project. In order to proceed with the project, it was recommended to City Council to approve the plans and specifications and authorize to advertise for bids. The project is proposed to be financed through the issuance of an improvement bond. The source of funds for the debt service payment will be special assessments and tax levy. The hotel developer will pay 58% of the costs, the event center will pay 13% of the costs, and the City will pay the balance. This is based on a project cost of \$600,000. City Council also reviewed the following:

1. There is a storm sewer pipe and inlet structure that needs to be relocated as part of the event center portion of the project. The estimated cost is \$30,000. It was recommended that the City pay for the cost to relocate the storm water infrastructure.
2. The Minnesota Department of Transportation is requiring that the right turn lane from State Highway 61/14 be reconstructed. The estimated construction cost is \$50,000 - \$60,000. It was recommended that the City pay for the cost of reconstructing the right turn lane with available tax increment funds from an existing tax increment district.

Jeff Henthorne filed an Agenda Request and also addressed the City Council regarding this item. Following discussion, Member Williams made a motion, seconded by Member Hutchinson, as follows:

MOTION TO APPROVE THE PLANS AND SPECIFICATIONS FOR THE VETERANS PARK PARKING LOT AND TRAIL/STORM WATER IMPROVEMENT PROJECT AND TO AUTHORIZE TO ADVERTISE FOR BIDS.

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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

City Council then discussed the storm sewer pipe/inlet structure relocation as part of the Event Center portion of the project and the MnDOT requirement that the right turn lane be reconstructed. It is estimated the cost would be \$50,000.00 - \$60,000.00 and to use the available tax increment funds. Following discussion, Member Williams made a motion, seconded by Member Krenz, as follows:

MOTION TO APPROVE THE FUNDING FOR THE STORM SEWER PIPE/INLET STRUCTURE RELOCATION AS PART OF THE EVENT CENTER PORTION OF THE PROJECT AND THE MNDOT REQUIREMENT THAT THE RIGHT TURN LANE BE RECONSTRUCTED AT AN ESTIMATED COST OF \$50,000.00 - \$60,000.00 USING THE AVAILABLE TAX INCREMENT FUNDS.

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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.5 – REVISED 2018 BIKE LANE STRIPPING

City Administrator Waller reviewed with City Council that earlier in the year Council had approved adding bike lanes to South 7th Street, from Elm Street to Birch Street, at which point the bike lanes would end. In order to add the bike lanes, it was necessary to remove parking from the north side of South 7th Street. The removal of the parking has impacted both the City pool/park area, as well as a commercial business on South 7th Street. Currently there is no viable alternative to replace the parking that is removed from this section of street. Based on this, discussion ensued on reviewing this past action, and not proceeding to install bike lanes on South 7th Street and review alternatives for future improvement projects. Linda Larson filed an Agenda Request and also addressed the City Council regarding this item. It was recommended to City Council to not install bike lanes, and to have City Engineer review installation of flashing lights and review expansion of the no parking zone on South 7th Street. Following discussion, Member Williams made a motion, seconded by Member Hutchinson, as follows:

MOTION TO AUTHORIZE NOT INSTALLING BIKE LANES TO SOUTH 7TH STREET AND TO HAVE CITY ENGINEER REVIEW INSTALLATION OF FLASHING LIGHTS AND REVIEW EXPANSION OF THE NO PARKING ZONE ON SOUTH 7TH STREET.

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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.6 – BOARD OF APPEAL/EQUALIZATION SUMMARY

There was no information regarding the Board of Appeal/Equalization Summary. No action taken.

ITEM 3.7 – PERSONNEL COMMITTEE RECOMMENDATION

City Administrator Waller gave an overview to City Council regarding the following recommendations from the Personnel Committee:

1. That the City Council appoint William Kreibich as a Captain in the La Crescent Fire Department. City Council reviewed a letter from the Fire Chief regarding this recommendation. Pursuant to the terms of the Fire Department Rules and Regulations, Mr. Kreibich will serve a 12-month probationary period. It was recommended that members of the City Council that are on the Fire Department abstain from voting on this recommendation.
2. That the City Council appoint Ryan Hutchinson as the Deputy Fire Marshal. City Council reviewed a letter from the Fire Chief regarding this recommendation. Pursuant to the terms of the Fire Department Rules and Regulations, Mr. Hutchinson will serve a 12-month probationary period. It was recommended that members of the City Council that are on the Fire Department abstain from voting on this recommendation,
3. That the City Council authorize the posting of the Training Officer position. City Council reviewed a letter from the Fire Chief regarding this position. A recommendation to fill the vacancy will be presented at a future City Council meeting.

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

MOTION TO APPROVE THE APPOINTMENT OF WILLIAM KREIBICH AS A CAPTAIN IN THE LA CRESCENT FIRE DEPARTMENT AND PURSUANT TO THE TERMS OF THE FIRE DEPARTMENT RULES AND REGULATIONS, MR. KREIBICH WILL SERVE A 12-MONTH PROBATIONARY PERIOD.

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

Bernie Buehler	Yes
Brian Krenz	Yes
Dale Williams	Yes

Member Ryan Hutchinson and Mayor Mike Poellinger abstained from voting and none voted against the same. The motion was declared duly carried by a 3-0 vote.

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

MOTION TO APPROVE THE APPOINTMENT OF RYAN HUTCHINSON AS THE DEPUTY FIRE MARSHAL IN THE LA CRESCENT FIRE DEPARTMENT AND PURSUANT TO THE TERMS OF THE FIRE DEPARTMENT RULES AND REGULATIONS, MR. HUTCHINSON WILL SERVE A 12-MONTH PROBATIONARY PERIOD.

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

Bernie Buehler	Yes
Brian Krenz	Yes
Dale Williams	Yes

Member Ryan Hutchinson and Mayor Mike Poellinger abstained from voting and none voted against the same. The motion was declared duly carried by a 3-0 vote.

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

MOTION TO AUTHORIZE THE POSTING OF THE TRAINING OFFICER POSITION IN THE LA CRESCENT FIRE DEPARTMENT WITH A RECOMMENDATION TO FILL THE VACANCY TO BE PRESENTED AT A FUTURE CITY COUNCIL MEETING.

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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.8 – JULY CITY COUNCIL MEETING SCHEDULE

It was recommended to City Council that due to the July 4th holiday and the availability of staff, that in July the City Council meet on the third and fifth Monday of the month, which would be July 16 and July 30. Following discussion, Member Krenz made a motion, seconded by Member Hutchinson, as follows:

MOTION TO APPROVE THAT THE JULY CITY COUNCIL MEETINGS BE MOVED TO THE THIRD AND FIFTH MONDAY OF THE MONTH, MONDAY, JULY 16, 2018 AT 5:30 P.M. AND MONDAY, JULY 30, 2018 AT 5:30 P.M. DUE TO THE JULY 4TH HOLIDAY.

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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.9 – MnDOT COOPERATIVE AGREEMENT

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 the Resolution. Following discussion, Member Krenz introduced the following resolution and moved its passage and adoption:

RESOLUTION NO. 05-18-17

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 MnDOT Agreement No. 1030842 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 Trunk Highway No. 61 from Chestnut Street to 3rd Ave under State Project No. 2805-969E (T.H.61=003).

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 14th day of May, 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 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 3.10 – SAFETY GRANT AWARD

City Administrator Waller reviewed with City Council information and a correspondence from the Minnesota Department of Labor and Industry regarding a \$7,000 grant that the City has received towards a portion of the cost of purchasing new turnout gear for the Fire Department. Terry Erickson, Tom Paulson, Shawn Wetterlin and Angie Boettcher worked together to complete the grant application. This item was informational, and no action was taken.

ITEM 3.11 – LIQUOR LICENSE APPLICATION

City Council reviewed a temporary liquor license application from the La Crescent Chamber of Commerce for June 23, 2018 for an event on Main Street from Oak Street west to 315/316 Main Street. The application appears to be order and it was recommended to City Council for approval and to authorize that it be forwarded to the Minnesota Department of Public Safety. Following discussion, Member Williams made a motion, seconded by Member Krenz, as follows:

MOTION TO APPROVE A TEMPORARY LIQUOR LICENSE APPLICATION FROM THE LA CRESCENT CHAMBER OF COMMERCE FOR JUNE 23, 2018 FOR AN EVENT ON MAIN STREET FROM OAK STREET WEST TO 315/316 MAIN STREET AND TO AUTHORIZE THAT IT 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
Brian Krenz	Yes
Dale Williams	Yes
Mike Poellinger	Yes

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

ITEM 3.12 – ANNEXATION PETITION

City Attorney Wieser reviewed with City Council a Petition requesting annexation by property owners at 155 Crescent Avenue. 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 June 25, 2018 at 5:35 p.m. Following discussion, Member Buehler made a motion, seconded by Member Hutchinson, as follows:

MOTION TO ACCEPT THE PETITION FOR ANNEXATION FROM THE PROPERTY OWNERS AT 155 CRESCENT AVENUE AND CALL FOR A PUBLIC HEARING ON JUNE 25, 2018 AT 5:35 PM AT CITY HALL.

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 3.13 – EVENT CENTER DEEDS

City Attorney Wieser reviewed with City Council a Resolution regarding a request from the La Crescent Area Event Center, Inc. for the conveyance of real property owned by the City of La Crescent to resolve and clarify discrepancies with the property lines for Veterans Park Subdivision. It was recommended to City Council to adopt the Resolution. Following discussion, Member Williams introduced the following resolution and moved its passage and adoption:

RESOLUTION NO. 05-18-18

RESOLUTION APPROVING CONVEYANCE OF REAL PROPERTY OWNED BY THE CITY OF LA CRESCENT

WHEREAS, the City of La Crescent has received from the La Crescent Area Event Center, Inc. a request for execution and delivery of a Quit Claim Deed to resolve and clarify discrepancies with the property lines for Veterans Park Subdivision.

WHEREAS, the La Crescent City Council believes it is in the best interest of the City to resolve any discrepancies and deliver the Quit Claim Deed to La Crescent Area Event Center, Inc. or its affiliates.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of La Crescent hereby approves the execution and delivery of the requested Quit Claim Deed and the Mayor and City Administrator are authorized to sign the same.

ADOPTED this 14th day of May, 2018.

SIGNED:

Mayor

ATTEST:

City Administrator

The foregoing motion was duly seconded by Member Krenz and 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 and the resolution duly passed and adopted.

ITEM 3.14 – ORDINANCE AMENDMENT

City Attorney Wieser reviewed with City Council a copy of Ordinance No. 354 passed July 13, 1998. The ordinance relates to regulation of all-terrain vehicles on City streets. The current ordinance authorizes the issuance of a permit to operate on city streets upon the applicant providing a report from a licensed physician indicating that the applicant is physically able to operate such vehicle safely, and that the applicant has the required insurance. The current ordinance provides that applications for contemplated permit be approved by the City Council. It was recommended to City Council that these applications be reviewed and approved by the Chief of Police for the La Crescent Police Department. It was also recommended to City Council to amend the ordinance to make this change. Following discussion, Member Buehler made a motion, seconded by Member Hutchinson, as follows:

MOTION TO ADOPT AN AMENDMENT TO ORDINANCE NO. 354 REGARDING REGULATION OF ALL-TERRAIN VEHICLES ON CITY STREETS THAT APPLICATIONS FOR CONTEMPLATED PERMIT BE REVIEWED AND APPROVED BY THE CHIEF OF POLICE FOR THE LA CRESCENT POLICE DEPARTMENT.

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 6.1 – STAFF CORRESPONDENCES/COMMITTEE UPDATES – PARK & RECREATION COMMISSION MINUTES – 4/30/18

City Council reviewed the Minutes from the April 30, 2018 La Crescent Park and Recreation Commission meeting. No action taken.

ITEM 8 – CHAMBER OF COMMERCE

Eileen Krenz from the La Crescent Chamber of Commerce updated the City Council on the upcoming Slice of Life event and thanked the City for the help with the Healthy Community Partnership House.

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 6:13 PM.

APPROVAL DATE: _____

SIGNED:

Mayor

ATTEST:

City Administrator