

COUNCIL PROCEEDINGS

May 9, 2006

The City Council of Thief River Falls, Minnesota, met in regular session at 5:00 p.m., on May 9, 2006 in the Council Chambers of City Hall. The following Councilmembers were present: Blacklance, Carlson, Holten, Kajewski, Schmalz, Worker, and Mayor Wennberg. Councilmember Cullen was absent. Mayor Wennberg chaired the meeting.

APPROVAL OF COUNCIL PROCEEDINGS

The City Council reviewed the April 25, 2006 Council Proceedings. Following discussion, Councilmember Worker moved, being seconded by Councilmember Schmalz, to approve the April 25, 2006 Council Proceedings as presented. On vote being taken, the Chairman declared the motion unanimously carried.

RESOLUTION NO. 5-91-06: APPROVAL OF PAYMENT OF BILLS

Councilmembers Worker and Kajewski indicated they reviewed the bills prior to the meeting. Following discussion, Councilmember Worker introduced Resolution No. 5-91-06, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to authorize payment of the first half of May bills in the amount of \$356,111.08 and the April 24 - 28, 2006 prepayments in the amount of \$285,737.84. A printout of the bills approved for payment is attached hereto and made a part hereof.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 5-92-06: APPROVAL OF SUBORDINATION AGREEMENT FOR JOSEPH AND SARAH SABOL

Presented as part of the Consent Agenda, Councilmember Carlson introduced Resolution No. 5-92-06, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to accept an Administrative Services Committee recommendation to direct the Mayor and City Administrator to execute a Subordination Agreement between the City of Thief River Falls, Wells Fargo Bank, and Joseph and Sarah Sabol, whereby the City agrees to subordinate its mortgage with Joseph and Sarah Sabol on property legally described as Lot 13, Block 13 of Meadowlark Estates First Addition to the mortgage to be obtained by Wells Fargo Bank.

On vote being taken for the Consent Agenda, the resolution was unanimously passed.

RESOLUTION NO. 5-93-06: APPROVAL OF BEER IN THE PARK PERMIT FOR JAMES FULTON

Presented as part of the Consent Agenda, Councilmember Carlson introduced Resolution No. 5-93-06, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to accept an Administrative Services Committee recommendation to grant James Fulton a Beer in the Park Permit at Oakland Park on June 22, 2006.

On vote being taken for the Consent Agenda, the resolution was unanimously passed.

RESOLUTION NO. 5-94-06: APPROVAL OF PROGRESSION RAISE FOR BRIAN JACOBSON, SYSTEMS MANAGER

Presented as part of the Consent Agenda, Councilmember Carlson introduced Resolution No. 5-94-06, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to grant Brian Jacob, Systems Manager, a progression raise. Mr. Jacobson shall progress to Step 8 of the Systems Manager salary schedule, for an hourly wage of \$21.61, effective April 19, 2006. It should be noted that the 2006 Teamster Union Contract has not been finalized as of this date.

On vote being taken for the Consent Agenda, the resolution was unanimously passed.

RESOLUTION NO. 5-95-06: APPROVAL OF BEER IN THE PARK PERMIT FOR MN DEER HUNTERS ASSOCIATION

Presented as part of the Consent Agenda, Councilmember Carlson introduced Resolution No. 5-95-06, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to accept an Administrative Services Committee recommendation to grant the Minnesota Deer Hunters a Beer in the Park Permit at Oakland Park on June 22, 2006.

On vote being taken for the Consent Agenda, the resolution was unanimously passed.

RESOLUTION NO. 5-96-06: APPROVAL OF BID OF DAVIDSON CONSTRUCTION FOR SCHEDULE A OF THE 2006 STREET AND UTILITIES IMPROVEMENT PROJECT

A Public Works Committee recommendation was presented. Following discussion, Councilmember Kajewski introduced Resolution No. 5-96-05, being seconded by Councilmember Blacklance, that:

WHEREAS, pursuant to an advertisement for bids for the 2006 Street and Utilities Improvement Project, bids were received, opened and tabulated according to law, and the following bids (Schedule A) were received complying with the advertisement:

| | |
|--|--------------|
| Davidson Construction, Inc. | \$689,380.25 |
| Spruce Valley Corporation | \$798,086.20 |
| Christianson Industrial Developers, Inc. | \$799,934.25 |

WHEREAS, Davidson Construction, Inc., is the lowest responsible bidder.

THEREFORE, BE IT RESOLVED, by the City Council, that;

- 1) The Mayor and City Administrator are hereby authorized and directed to enter into a contract in the amount of \$689,380.25 with Davidson Construction, Inc., of Newfolden, Minnesota, for Schedule A of the 2006 Street and Utilities Improvement Project, according to the Plans and Specifications approved by the City Council and on file in the Office of the City Administrator.
- 2) The City Administrator is hereby authorized and directed to return forthwith to all bidders the deposits made with their bids, except that the deposits of the successful bidder and the next lowest bidder shall be retained until a contract has been signed.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 5-97-06: APPROVAL OF BID OF DAVIDSON CONSTRUCTION FOR SCHEDULE B OF THE 2006 STREET AND UTILITIES IMPROVEMENT PROJECT

A Public Works Committee recommendation was presented. Following discussion, Councilmember Kajewski introduced Resolution No. 5-97-05, being seconded by Councilmember Blacklance, that:

WHEREAS, pursuant to an advertisement for bids for the 2006 Street and Utilities Improvement Project, bids were received, opened and tabulated according to law, and the following bids (Schedule B) were received complying with the advertisement:

| | |
|--|--------------|
| Davidson Construction, Inc. | \$299,843.50 |
| Christianson Industrial Developers, Inc. | \$362,577.60 |
| Spruce Valley Corporation | \$372,640.75 |

WHEREAS, Davidson Construction, Inc., is the lowest responsible bidder.

THEREFORE, BE IT RESOLVED, by the City Council, that;

- 3) The Mayor and City Administrator are hereby authorized and directed to enter into a contract in the amount of \$299,843.50 with Davidson Construction, Inc., of Newfolden, Minnesota, for Schedule B of the 2006 Street and Utilities Improvement Project, according to the Plans and Specifications approved by the City Council and on file in the Office of the City Administrator.
- 4) The City Administrator is hereby authorized and directed to return forthwith to all bidders the deposits made with their bids, except that the deposits of the successful bidder and the next lowest bidder shall be retained until a contract has been signed.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 5-98-06: APPROVAL OF AGREEMENT WITH MARCUS HANSON FOR REDUCTION OF SPECIAL ASSESSMENTS ON DEWEY AVENUE

A Public Works Committee recommendation was presented. Following discussion, Councilmember Blacklance introduced Resolution No. 5-98-06, being seconded by Councilmember Kajewski, that:

WHEREAS, Marcus Hanson is proposing to purchase lots that contain unpaid special assessments due to the City and developing the property into four residential units consisting of single family residential units or residential duplex units; and,

WHEREAS, Marcus Hanson has requested that the unpaid special assessments be reduced.

NOW, THEREFORE, RESOLVED, by the City Council, to accept the Public Works Committee's recommendation to authorize and direct the Mayor and City Administrator to execute an agreement with Marcus Hanson to reduce its special assessments levied against the property legally described as:

Lots 18, 19, and 20 of Eshelby's Rearrangement of Smiley's Addition to Fairfield, less the west 11.66 feet thereof; and,

Lot 25 of Eshelby's Rearrangement of Smiley's Addition to Fairfield

for street, storm sewer, and driveway improvements completed in 1996 by one-half and removal of the penalties and interest for tax and mowing charges through 2005 upon Hanson completing all conditions stipulated in the agreement.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 5-99-06: APPROVAL OF TEAMSTER LOCAL UNION #320 CONTRACT FOR 2006 - 2008

An Administrative Services Committee recommendation was presented. Following discussion, Councilmember Schmalz introduced Resolution No. 5-99-06, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to accept the Administrative Services Committee recommendation to authorize and direct the Mayor and City Administrator to execute the 2006 – 2008 Teamster Union Local #320 contract.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 5-100-06: APPROVAL OF BEER IN THE PARK PERMIT FOR MENS' AND WOMENS' SLOWPITCH SOFTBALL ASSOCIATION AT THE MEC

The City Council reviewed an application for a Beer in the Park Permit. Following discussion, Councilmember Schmalz introduced Resolution No. 5-100-06, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to grant the Mens' and Womens' Softball Association a Beer in the Park Permit for the 2006 softball season at the MEC softball complex.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 5-101-06: APPROVAL OF BEER IN THE PARK PERMIT FOR NORMAN HALSA AT CENTENNIAL PARK

The City Council reviewed an application for a Beer in the Park Permit. Following discussion, Councilmember Worker introduced Resolution No. 5-101-06, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to grant Norman Hals a Beer in the Park Permit on June 2 and 3, 2006 at Centennial Park.

On vote being taken, the resolution was unanimously passed.

ITEMS FOR INFORMATION

- 1) The Jobs, Inc. annual meeting will be held May 11, 2006 at 12 Noon at the Evergreen Eating Emporium.
- 2) A Community Summit will be held on May 11, 2006 at 7:30 p.m. at City Hall.
- 3) Wal-Mart open house will be May 16, 2006 from 4 p.m. until 7 p.m. The grand opening will be May 17, 2006 at 7:30 a.m.

ADJOURNMENT

There being no further discussion, Councilmember Kajewski moved, being seconded by Councilmember Carlson, to adjourn the meeting at 5:25 p.m. On vote being taken, the Chairman declared the motion unanimously carried and the meeting adjourned.

Dale Wennberg, Mayor

Attest: _____
Jodie R. Torkelson, City Administrator