

COUNCIL PROCEEDINGS

December 2, 2008

The City Council of Thief River Falls, Minnesota, met in regular session at 5:00 p.m. on December 2, 2008 in the Council Chambers of City Hall. The following Councilmembers were present: Bendickson, Cullen, Erickson, Kajewski, Lee, Schmalz, and Mayor Nordhagen. Councilmember Holten was absent. Mayor Nordhagen chaired the meeting.

RESOLUTION NO. 12-276-08: PRESENTATION OF SPRINGSTED INCORPORATED ON EFFECTIVENESS & EFFICIENCY REVIEW & ANALYSIS AND WATER & ELECTRIC UTILITY RATE STUDY – REFERRED TO PUBLIC UTILITIES COMMITTEE

Nick Dragisich and Patti Keetles of Springsted Incorporated presented a report titled "Summary of Effectiveness and Efficiency Review and Analysis and Water and Electric Utility Rate Study", dated November 3, 2008.

Following discussion of the presentation, Councilmember Bendickson introduced Resolution No. 12-276-08, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to accept the Summary of Effectiveness and Efficiency Review and Analysis and Water and Electric Utility Rate Study report presented and submitted by Springsted Incorporated and refer the report and findings to the Public Utilities Committee for their review, discussion, and action.

On vote being taken, the resolution was unanimously passed.

APPROVAL OF AGENDA

Councilmember Schmalz motioned, being seconded by Councilmember Cullen, to approve the agenda with the addition of two items. On vote being taken, the motion was unanimously approved and the agenda adopted.

RESOLUTION NO. 12-277-08: APPROVAL OF COUNCIL PROCEEDINGS

Presented as part of the Consent Agenda, Councilmember Cullen introduced Resolution No. 12-277-08, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to approve the November 18, 2008 Council Proceedings as presented.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 12-278-08: APPROVAL OF PAYMENT OF BILLS

Presented as part of the Consent Agenda, Councilmember Cullen introduced Resolution No. 12-278-08, being seconded by Councilmember Kajewski, that:

RESOLVED, by the City Council, to authorize payment of the bills and disbursements in the total amount of \$1,189,228.46. A printout of the approved payments and disbursements is attached hereto and made a part hereof.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 12-279-08: APPROVAL TO CERTIFY UNPAID GRASS MOWING CHARGES TO PENNINGTON COUNTY AUDITOR AS A SPECIAL ASSESSMENT

The City Council reviewed the list of properties that have unpaid grass mowing charges remaining. Following discussion, Councilmember Lee introduced Resolution No. 12-279-08, being seconded by Councilmember Erickson, that:

WHEREAS, pursuant to Minnesota State Statute 429.101, the City may place unpaid grass mowing charges due to the City of Thief River Falls onto the owner's property tax statement for collection as a special assessment.

THEREFORE, BE IT RESOLVED, by the City Council, to certify the following unpaid grass mowing charges to the Pennington County Auditor for collection as part of the owner's 2009 property tax statement:

<u>OWNER</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT</u>
Secretary of VA	25-003-096-40	\$ 75.29
Option One Mortgage	25-022-028-00	\$213.83
Marva Green/Chad Plante	25-079-004-00	\$ 75.29
MN Housing Finance Agency	25-006-021-60	\$107.71
Deutsche Bank National Trust	25-003-329-90	\$ 90.14
State of MN	25-059-004-00	\$288.00
HRA	25-059-028-00	\$185.00

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 12-280-08: APPROVAL OF SUBMITTAL OF APPLICATIONS TO MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR LICENSE TO CROSS PUBLIC WATERS – OAK AVENUE & GREENWOOD STREET

A request from Director of Utilities Rude was presented to the City Council. Following discussion, Councilmember Lee introduced Resolution No. 12-280-08, being seconded by Councilmember Schmalz, that:

WHEREAS, the City's license issued by the Department of Natural Resources to allow for water and wastewater utility crossings at the Red Lake River has expired.

THEREFORE, BE IT RESOLVED, by the City Council, to authorize the submittal of an application to the Minnesota Department of Natural Resources for a 50 year license to cross the Red Lake River at Oak Avenue and Greenwood Street for water and wastewater utility purposes. Cost of the application is \$500 and the crossing license fees will be determined from existing rate tables.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 12-281-08: APPROVAL OF SMALL CITIES DEVELOPMENT PROGRAM 2009 HOUSING REHABILITATION PROJECT

Community Development Director Moore presented a request to the City Council. Following discussion, Councilmember Kajewski introduced Resolution No. 12-281-08, being seconded by Councilmember Cullen, that:

BE IT RESOLVED that the City of Thief River Falls act as the legal sponsor for the project contained in the Application to be submitted on January 15, 2009 and that the Mayor and the City Clerk are hereby authorized to apply to the Department of Employment and Economic Development for funding of this project on behalf of the cities of Thief River Falls and Goodridge.

BE IT FURTHER RESOLVED that the City of Thief River Falls has the legal authority to apply for financial assistance, and the institutional, managerial and financial capability to ensure adequate construction, operation, maintenance and replacement of the proposed project for its design life.

BE IT FURTHER RESOLVED that the City of Thief River Falls has not violated any Federal, State, or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

BE IT FURTHER RESOLVED that upon approval of its application by the State, the City of Thief River Falls may enter into an agreement with the State of Minnesota for the approved project, and that the City of Thief River Falls certifies that it will comply with all applicable laws and regulations as stated in all contract agreements.

NOW, THEREFORE BE IT RESOLVED that the Mayor and the City Clerk, or their successors in office, are hereby authorized to execute such agreements and amendments thereto, as are necessary to implement the project on behalf of the Applicant.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 12-282-08: APPROVAL OF APPOINTMENT OF CASEY LARSON AS VOLUNTEER FIREFIGHTER

The City Council reviewed a recommendation for the appointment of a Volunteer Firefighter. Following discussion, Councilmember Lee introduced Resolution No. 12-282-08, being seconded by Councilmember Bendickson, that:

RESOLVED, by the City Council, to appoint Casey Larson as a Volunteer Firefighter. It should be noted that Mr. Larson has successfully passed the required criminal history background check and has completed the necessary requirements for the appointment.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 12-283-08: APPROVAL OF ESCROW AGREEMENT BETWEEN THE CITY OF THIEF RIVER FALLS AND ROBERT R. SCHROEDER CONSTRUCTION AND GLENWOOD STATE BANK AS IT RELATES TO THE GREENWOOD STREET BRIDGE PROJECT

A recommendation was presented from Public Works Director Lindberg. Following discussion, Councilmember Kajewski introduced Resolution No. 12-283-08, being seconded by Councilmember Lee, that:

WHEREAS, Robert R. Schroeder Construction, Inc. is the contractor for the Greenwood Street Bridge; and,

WHEREAS, the City may reserve as retainage the sum of five percent (5%) of any progress payments; and,

WHEREAS, Minnesota Statutes Section 15.73 allows for the contractor to deposit bonds or securities to be held in lieu of cash retainage.

THEREFORE, BE IT RESOLVED, by the City Council, to authorize and direct the Mayor and City Administrator to execute an Escrow Agreement between the City of Thief River Falls and Robert R. Schroeder Construction, Inc. and Glenwood State Bank of Glenwood, Minnesota.

On vote being taken, the resolution was unanimously passed.

COUNCIL BOARDS AND COMMISSIONS REPORTS

- Coalition of Greater Minnesota Cities – Elvera Cullen

UPCOMING MEETINGS

- Administrative Services – December 8, 2008 at 4:30 p.m.
- Parks and Recreation/Public Safety – December 9, 2008 at 4:30 p.m.
- Public Works – December 10, 2008 at 4:30 p.m.
- Public Utilities – December 11, 2008 at 4:30 p.m.
- Planning Commission – December 15, 2008 at 7:00 p.m.
- Adjourned Council Meeting with County Commissioners at 7:00 a.m. Dee's Kitchen
- Council Meeting – December 16, 2008 at 5:00 p.m.

ITEMS FOR INFORMATION

- Salvation Army Bell Ringing – Saturday, December 13th

ADJOURNMENT

There being no further discussion, Councilmember Bendickson moved, being seconded by Councilmember Cullen, to adjourn the meeting at 6:27 p.m. On vote being taken, the Chair declared the motion unanimously carried and the meeting adjourned until 7:00 a.m. on December 15, 2008 at Dee's Kitchen.

Steve Nordhagen, Mayor

Attest: _____
Jodie R. Torkelson, City Administrator