

COUNCIL PROCEEDINGS

August 4, 2009

The City Council of Thief River Falls, Minnesota, met in regular session at 4:30 p.m. on August 4, 2009 in the Asphalt Church at Pioneer Village in Thief River Falls. The following Councilmembers were present: Bendickson, Cullen, Erickson, Holten, Kajewski, Lee, and Schmalz. Mayor Nordhagen was absent. Acting Mayor Kajewski chaired the meeting. It should be noted that Councilmember Lee arrived after the adoption of Resolution No. 8-178-09.

APPROVAL OF AGENDA

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

RESOLUTION NO. 8-176-09: APPROVAL OF COUNCIL PROCEEDINGS

Presented as part of the Consent Agenda, Councilmember Schmalz introduced Resolution No. 8-176-09, being seconded by Councilmember Erickson, that:

RESOLVED, by the City Council, to approve the July 21, 2009 Council Proceedings and the July 21, 2009 Hearing Proceedings, as presented.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 8-177-09: APPROVAL OF PAYMENT OF BILLS

Presented as part of the Consent Agenda, Councilmember Schmalz introduced Resolution No. 8-177-09, being seconded by Councilmember Erickson, that:

RESOLVED, by the City Council, to authorize payment of bills and disbursements in the total amount of \$1,738,545.57. 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. 8-178-09: APPROVAL OF BEST WESTERN INN ON-SALE INTOXICATING LIQUOR LICENSE EXTENSION TO OUTDOOR PATIO AREA

Presented as part of the Consent Agenda, Councilmember Schmalz introduced Resolution No. 8-178-09, being seconded by Councilmember Erickson, that:

RESOLVED, by the City Council, to approve an extension of the Best Western Inn, 1060 Highway 32 South, On-Sale Intoxicating Liquor License to a defined outdoor patio area effective through December 31, 2009.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 8-179-09: ACCEPTANCE OF HOUGH, INC. OF DETROIT LAKES BID FOR 2009 IMPROVEMENT PROJECT (SCHEDULE B)

The City Council reviewed the bids received and tabulated for Schedule B of the 2009 Improvement Project. Following discussion, Councilmember Cullen introduced Resolution No. 8-179-09, being seconded by Councilmember Bendickson, that:

WHEREAS, pursuant to an advertisement for bids for the 2009 Improvement Project (Schedule B) consisting of relocation of County Road 62; and,

WHEREAS, bids were received, opened, and tabulated according to law and the following bids were received complying with the advertisement:

Hough, Inc. of Detroit Lakes	\$278,702.07
Davidson Construction, Inc.	\$298,981.00
Knife River	\$304,688.35

WHEREAS, Hough, Inc. of Detroit Lakes appears to be 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 with Hough, Inc. of Detroit Lakes for the 2009 Improvement Project (Schedule B) 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. 8-180-09: APPROVAL OF SALE OF VACATED STREET AND OUTLOT B OF SOUTH EASTWOOD ADDITION TO JARROD AND ROBERTA KALSNES

The City Council reviewed a proposed sale of City-owned property in South Eastwood Addition. Following discussion, Councilmember Erickson introduced Resolution No. 8-180-09, being seconded by Councilmember Cullen, that:

RESOLVED, by the City Council, to approve the sale of vacated street and Outlot B of South Eastwood Addition legally described as the North half (N1/2) of the West One Hundred Sixty feet (160') of Eastwood Drive to Jarrod and Roberta Kalsnes in the amount of \$9,180.00.

BE IT FURTHER RESOLVED, by the City Council, to authorize and direct the Mayor and City Administrator to sign appropriate documents relating to the sale of the above described property.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 8-181-09: APPROVAL TO EXTEND THE SERVICE TERRITORY AGREEMENT WITH RED LAKE ELECTRIC COOPERATIVE, INC.

The City Council considered the extension of the Service Territory Agreement with Red Lake Electric Cooperative, Inc. through the remainder of the year. Following discussion, Councilmember Lee introduced Resolution No. 8-181-09, being seconded by Councilmember Cullen, that:

RESOLVED, by the City Council, to approve the extension of the Service Territory Agreement with Red Lake Electric Cooperative, Inc. Said agreement requires the City to compensate Red Lake Electric Cooperative \$0.013 per kWh of electricity sold to existing customers and future customers that are serviced by the City in annexed areas. The extension of the agreement shall continue through December 31, 2009.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 8-182-09: APPROVAL OF SUBORDINATION AGREEMENT BETWEEN THE CITY OF THIEF RIVER FALLS, LABEL MARK-IT, INC., AND BORDER STATE BANK

The City Council considered a Subordination Agreement with Label Mark-It, Inc. Following discussion, Councilmember Lee introduced Resolution No. 8-182-09, being seconded by Councilmember Holten, that:

RESOLVED, by the City Council, to authorize and direct the Mayor and City Administrator to execute a Subordination Agreement between the City of Thief River Falls, Label Mark-It, Inc., and Border State Bank, whereby the City shall subordinate its position to Border State Bank on a Community Development Revolving Loan, approved by Resolution No. 4-72-09, to Todd Bottem, d.b.a. Label-Mark-It, Inc.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 8-183-09: APPROVAL OF INFRA TECH QUOTE FOR SANITARY SEWER MAIN TELEVISIONING AND CLEANING

The City Council reviewed the tabulated quotes received for the televising and cleaning of sanitary sewer mains. Following discussion, Councilmember Lee introduced Resolution No. 8-183-09, being seconded by Councilmember Erickson, that:

WHEREAS, the following four quotes were received for televising and cleaning of sanitary storm sewers:

	Televising <u>22,954 feet</u>	Cleaning <u>15,058 feet</u>	<u>Total</u>
Infra Tech	\$0.58/foot \$13,313.32	\$0.86/foot \$12,949.88	\$26,263.20
Veit	\$0.59/foot \$13,542.86	\$1.25/foot \$18,822.50	\$32,365.36
VISU-Sewer	\$0.70/foot \$16,067.80	No Quote	\$16,067.80
Roto Rooter	No Quote	\$0.87/foot \$13,100.46	\$13,100.46

THEREFORE, BE IT RESOLVED, to accept the low quote submitted by Infra Tech in the total amount of \$26,263.20 for televising and cleaning of sanitary storm sewers.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 8-184-09: APPROVAL TO CALL FOR BIDS FOR LIME SLUDGE REMOVAL FROM LIME PONDS

The City Council reviewed the process for removal of lime sludge from the lime ponds. Following discussion, Councilmember Schmalz introduced Resolution No. 8-184-09, being seconded by Councilmember Bendickson, that:

RESOLVED, by the City Council, to call for bids for the removal of lime sludge by hydraulic dredge from the lime ponds, with bids to be opened on August 26, 2009 at 2:00 p.m. at City Hall.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 8-185-09: APPROVAL OF TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR PLUMMER SNOWMOBILE CLUB DURING KICK'N UP KOUNTRY MUSIC FESTIVAL AT PENNINGTON COUNTY FAIRGROUNDS

The City Council reviewed a Temporary On-Sale Intoxicating Liquor License application. Following discussion, Councilmember Bendickson introduced Resolution No. 8-185-09, being seconded by Councilmember Lee, that:

RESOLVED, by the City Council, to grant the Plummer Snowmobile Club a Temporary On-Sale Intoxicating Liquor License, effective September 3-6, 2009 at the Pennington County Fairgrounds, during the Kick'N Up Kountry Music Festival. License approval is contingent upon the City receiving the required fees, certification of insurance coverage, and approval by the State of Minnesota.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 8-186-09: APPROVAL OF SUBORDINATION AGREEMENT BETWEEN THE CITY OF THIEF RIVER FALLS, NWI PROPERTIES, AND NORTHERN STATE BANK

The City Council considered a Subordination Agreement with NWI Properties. Following discussion, Councilmember Lee introduced Resolution No. 8-186-09, being seconded by Councilmember Schmalz, that:

RESOLVED, by the City Council, to authorize and direct the Mayor and City Administrator to execute a Subordination Agreement between the City of Thief River Falls, NWI Properties TRF LLP, and Northern State Bank whereby the City agrees to subordinate its position with regard to a Community Development Revolving Loan granted to NWI by Resolution No. 2-41-08.

On vote being taken, the resolution was unanimously passed.

CITY COUNCIL COMMITTEE REPORTS

- CGMC update by Elvera Cullen

UPCOMING MEETINGS

- Public Utilities Committee Meeting – August 10, 2009 at 4:30 p.m.
- Parks and Recreation Committee Meeting – August 11, 2009 at 4:30 p.m.
- Public Works Committee Meeting – August 12, 2009 at 4:30 p.m.
- Administrative Services Committee Meeting – August 13, 2009 at 4:30 p.m.
- Planning Commission Meeting – August 17, 2009 at 7:00 p.m.
- Public Meeting – Thief River as Drinking Water Source – August 17, 2009 at 5:00 p.m. at City Hall.
- City Council Meeting – August 18, 2009 at 5:00 p.m.

ADJOURNMENT

There being no further discussion, Councilmember Holten moved, being seconded by Councilmember Cullen, to adjourn the meeting at 4:50 p.m. On vote being taken, the Chair declared the motion unanimously carried and the meeting adjourned until 5:00 p.m. on August 17, 2009.

Steve Nordhagen, Mayor

Attest: _____
Jodie R. Torkelson, City Administrator