

REGULAR CITY COUNCIL MEETING ~ AUGUST 15, 2016

1. **CALL TO ORDER**

The regular City Council meeting of the City of Little Falls was called to order by Council President Hanfler on Monday, August 15, 2016, at 7:51 p.m. in the Council Chambers at City Hall. Councilmembers Boyum, Hircock, Liljegren, Hanson, Gosiak, Knafla, Council President Hanfler, and Mayor Zylka were present. It was determined there was a quorum.

2. **APPROVAL OF AGENDA**

Motion was made by Councilmember Knafla, seconded by Councilmember Hircock to approve the agenda of August 15, 2016, as presented. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

3. **APPROVAL OF MINUTES**

Motion was made by Councilmember Liljegren, seconded by Councilmember Hanson to approve the City Council minutes of the special work session of August 1, 2016; and the regular meeting of August 1, 2016, as presented. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

4. **APPROVAL OF BILLS**

Motion was made by Councilmember Gosiak, seconded by Councilmember Hircock to approve the bills totaling \$674,416.64 for check numbers 94684 through 94784. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

5. **AWARDS, DONATIONS, PRESENTATIONS AND PROCLAMATIONS**

a. **Donation**

1. **Automated External Defibrillators [AED], CHI, Police Department** – Mayor Zylka and Police Chief Schirmers accepted two Automated External Defibrillators [AED] from Kathy Lange, representing CHI, for the Police Department.

6. **CONSENT AGENDA**

Motion was made by Councilmember Gosiak, seconded by Councilmember Liljegren to take the following action on Consent Agenda items a. through o.:

- a. Received and placed on file the Animal Control report for July 2016; and
- b. Approved to the Minnesota Charitable Gambling Control Board an Application for Exempt Permit, requested by the Little Falls Fire Department Relief Association, to allow a raffle on December 6, 2016, at the Fire Department, and further waived any waiting period; and
- c. Approved to the Minnesota Charitable Gambling Control Board an Application to Conduct Off Site Gambling, requested by Little Falls Youth Hockey, to allow gambling at the Little Falls Exchange Arena, 309 Southeast Eleventh Street, on January 17, 2016, and further waived any waiting period; and
- d. Received and placed on file the Building Department report for July 2016; and
- e. Approved Deferral of Special Assessment 2016-A for Public Improvement 374; and
- f. Received and placed on file the Fire Department report for July 2016; and
- g. Received and placed on file the minutes of the Heritage Preservation Commission for August 2016; and
- h. Received and placed on file the minutes of the Housing and Redevelopment Authority minutes for July 2016; and
- i. Received and placed on file the Morrison County Attorney's Prosecution report for June 2016; and
- j. Authorized the out of state travel for a LETG Conference in Sioux Falls, SD, by Ronda Monnier and another Police Department employee, with the conference being held September 14 through 16, 2016; and
- k. Received and placed on file the Planning Commission minutes of July 2016; and
- l. Received and placed on file the Police Department report July 2016; and
- m. Received and placed on file the Public Works Department report for July 2016; and
- n. Received and placed on file the Wastewater Treatment facility report for July 2016; and
- o. Received and placed on file the Water Treatment facility report for July 2016.

Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none.
Motion carried.

7. **PUBLIC HEARINGS AND LETTINGS**

a. **Public Hearings**

1. **Resolution 2016-44, Adopt Final Assessment Roll, Public Improvement 374** – Council President Hanfler opened a scheduled public hearing at 7:57 p.m. to consider the adoption of the final assessment roll for Public Improvement 374, [i.e. surface and or utility improvements on Third Street Northeast; on Fourth Street Northwest; and on Third Avenue Northeast]. Public Works Director Kimman presented the affidavit of publication, reviewed the costs of said projects and the deferral of assessment policy for individuals who are 65 years of age or older or handicapped individuals, all meeting income guidelines, and military personnel as defined in Minnesota Statute 190.05, Subdivision 5.b. or 5.c. No one asked questions, spoke in opposition or in favor. Public Works Director Kimman stated a letter in opposition was received by Milo Backowski, 307 Northeast Third Avenue. Council President Hanfler closed the public hearing at 8:12 p.m. Councilmember Hanson introduced and moved for the adoption of Resolution 2016-44, a Resolution Adopting the Final Assessment Roll for Public Improvement 374. Councilmember Gosiak seconded the motion for adoption. On a roll call vote; Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Council President Hanfler then declared said Resolution 2016-44 to have received the unanimous vote of the entire City Council and the same to have been duly passed, approved and adopted.

2. **Resolution 2016-45, Adopt Final Assessment Roll, Public Improvement PIR** – Council President Hanfler opened a scheduled public hearing at 8:18 p.m. to consider the adoption of the final assessment roll for Public Improvement PIR, [i.e. repair and or removal or replacement of sidewalks]. Public Works Director Kimman presented the affidavit of publication, reviewed the costs of said project and the deferral of assessment policy for individuals who are 65 years of age or older or handicapped individuals, all meeting income guidelines, and military personnel as defined in Minnesota Statute 190.05, Subdivision 5.b. or 5.c. No one asked questions, spoke in opposition or in favor. Council President Hanfler closed the public hearing at 8:22 p.m. Councilmember Gosiak introduced and moved for the adoption of Resolution 2016-45, a Resolution Adopting the Final Assessment Roll for Public Improvement PIR. Councilmember Hircock seconded the motion for adoption. On a roll call vote; Ayes: Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, Knafla, and Boyum. Council President Hanfler then declared said Resolution 2016-45 to have received the unanimous vote of the entire City Council and the same to have been duly passed, approved and adopted.

b. **Lettings**

1. **Rain Garden Plantings, Minnesota Native Landscapes** – Motion was made by Councilmember Hanson, seconded by Mayor Zylka to award the quotation of \$4,275 from Minnesota Native Landscapes, Otsego, for the installation of the rain gardens on Third Street at Broadway Avenue East, to be charged to the Stormwater Fund. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

2. **Parking Lot, Kimman Dirt Diggers, Block 42, Original Plat** – Motion was made by Councilmember Gosiak, seconded by Councilmember Liljegren to award the low quotation of \$69,119, includes Alternate 1, from Kimman Dirt Diggers, Little Falls, for the construction of the parking lot in Block 42, Original Plat [intersection of Third Street at Broadway Avenue East], to be charged to the Parking Fund. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

3. **LED Retrofit, Viking Electric, Streetlights** – Motion was made by Councilmember Hircock, seconded by Councilmember Hanson to award the quotation of \$4,125 from Viking Electric, Baxter, for the fifteen LED streetlights on Eighteenth Street at Trunk Highway 27 East, to be charged to the Equipment Fund. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

8. **OLD BUSINESS**

a. **Ordinance No. 89, Sixth Series, Amend City Code Chapter 11, Section 11.64, Temporary Family Health Care Dwellings** [Introduced 08/01/16] – Mayor Zylka moved for the adoption of Ordinance No. 89, Sixth Series, an Ordinance Amending City Code Chapter 11, Section 11.64, to Opt-Out of Minnesota Statute 462.3593 regarding Temporary Family Health Care Dwellings. Councilmember Gosiak seconded the motion for adoption. On a roll call vote; Ayes: Liljegren, Zylka, Hanfler, Hanson, Gosiak, Knafla, Boyum, and Hircock. Nays: none. Council President Hanfler then declared said Ordinance No. 89 to have received the unanimous vote of the entire City Council and the same to have been duly passed, approved and adopted.

9. **NEW BUSINESS**

a. **Interview Committee Recommendation, Eric Hegna and Trace Swanson, Part-time Patrol Officers** – Motion was made by Councilmember Hircock, seconded by Councilmember Liljegren to accept the recommendation of the Interview Committee and authorized the hiring of Eric Hegna and Trace Swanson as part-time Patrol Officers, effective as soon as they are available, and contingent upon them passing the background investigation, physical/physiological and drug/alcohol testing, at the wage established by the Labor Agreement of Law Enforcement Labor Services. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

b. **Cable TV Review Board Recommendation, TriCaster Equipment Reimbursement, Independent School District 482** – Motion was made by Councilmember Boyum, seconded by Councilmember Knafla to accept the recommendation of the Cable TV Review Board and authorized the reimbursement to Independent School District 482 for their purchase of the TriCaster Mini for their mobile operations of Public Access Channel 181, to be charged to the PEG Funds in the Cable TV Fund. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

c. **Confirmation of Engineering Services, Short Elliot Hendrickson, Memorial Bridge [Trunk Highway 27]/Railroad Crossing, Feasibility Report** – Motion was made by Councilmember Hanson, seconded by Mayor Zylka to authorized the execution of the Confirmation of Engineering Services with Short Elliot Hendrickson, Baxter, to complete a feasibility report on options to address the congestion and safety concerns on Memorial Bridge [Trunk Highway 27] and with BNSF Railway crossing, in the amount not to exceed \$28,635, to be charged to the Project. Ayes: Boyum, Liljegren, Zylka, and Hanfler. Nays: Hircock, Hanson, Gosiak, and Knafla. Motion failed.

d. **Planning Commission Recommendation, Conditional Use Permit, Addition to Existing Structure, Independent School District 482** – Motion was made by Councilmember Gosiak, seconded by Councilmember Hircock to accept the recommendation of the Planning Commission and approved the request for a conditional use as requested by Independent School District 482 to allow for the construction of a 11,560 square foot addition to the west side of Lincoln Elementary School, 300 Southwest Sixth Street, with no conditions and based on the findings of fact as presented in the Planning Commission Report dated August 9, 2016, by Ben Oleson. Ayes: Boyum, Hircock, Liljegren, Zylka, Hanfler, Hanson, Gosiak, and Knafla. Nays: none. Motion carried.

10. **CITY COUNCIL REPORTS ON CITY AUTHORITIES, BOARDS, BUREAUS, COMMISSIONS, AND COMMITTEES**

11. **ANNOUNCEMENTS**

12. **ADJOURNMENT**

Council President Hanfler adjourned the meeting at 9:03 p.m.

Submitted by,

Wendy J. Zylka