

**WILLMAR CITY COUNCIL PROCEEDINGS**  
**COUNCIL CHAMBERS**  
**WILLMAR MUNICIPAL UTILITIES BUILDING**  
**WILLMAR, MINNESOTA**

December 18, 2017  
7:00 p.m.

The regular meeting of the Willmar City Council was called to order by the Honorable Mayor Marv Calvin. Members present on a roll call were Mayor Marv Calvin, Council Members Audrey Nelsen, Ron Christianson, Kathy Schwantes, Fernando Alvarado, Julie Asmus, Shawn Mueske, and Rick Fagerlie. Council Member Andrew Plowman was excused from the meeting. Present 8, Absent 1.

Also present were City Administrator Ike Holland, Finance Director Steve Okins, Planning and Development Services Director Bruce Peterson, Police Chief Jim Felt, Fire Chief Frank Hanson, Community Education and Recreation Director Steve Brisendine, Public Works Director Sean Christensen, City Clerk Judy Thompson and City Attorney Robert Scott.

There were no additions or deletions to the agenda.

Council Member Fagerlie moved to approve the agenda as presented. Council Member Alvarado seconded the motion which carried.

City Clerk Judy Thompson reviewed the consent agenda.

- A. City Council Minutes of December 4, 2017
- B. Willmar Municipal Utilities Minutes of December 11, 2017
- C. Planning Commission Minutes of December 6, 2017
- D. Application for Exempt Permit – Pheasants Forever MN Habitat Fund
- E. **Resolution No. 17-143** Designating Polling Places for 2018 Elections
- F. **Resolution No. 17-144** Authorizing Signatures for Dovre Township Fire Agreement
- G. Consideration of On-Sale and Club On-Sale 2018 Liquor License Renewals
- H. Consideration of Reappointments/Appointments to Boards and Commissions
- I. **Resolution No. 17-145** Approving Change Order No. 2 – Airport East Taxilane Rehab
- J. **Resolution No. 17-146** Ordering Preparation of Report for 2018 Improvements
- K. Approve Purchase of Conference Room Equipment for Fire Station
- L. **Resolution No. 17-147** to Renew MnDOT Agency Delegated Contracting Process
- M. CER Joint Powers Board Minutes of December 1, 2017
- N. Police Department Statistics for November, 2017
- O. Fire Department Statistics for November, 2017
- P. Building Inspection Report for the Month of November, 2017
- Q. Accounts Payable Report through December 14, 2017

Council Member Nelsen offered a motion to approve the Consent Agenda. Council Member Fagerlie seconded the motion to approve the consent agenda, which carried on a roll call vote of Ayes 7, Noes 0.

At 7:04 p.m. Mayor Calvin opened the public hearing for **Ordinance No. 1409 Allowing for Participation on the Rice Memorial Hospital Board by Carris Health, LLC and CentraCare Health System.** City Attorney Robert Scott stated this ordinance is a follow up to Resolution No. 17-131, which was approved on November 20, 2017, approving the affiliation agreement between the City, the Rice Memorial Hospital Board, Carris and CentraCare. Under the affiliation agreement, Carris Health will be the entity responsible for the day-to-day operations of the facility, subject to oversight by the Rice Hospital Board. As part of the affiliation there will be membership representation on each entities' boards. Carris will be locally controlled by members appointed by Rice as well as ACMC. There will be representation by Carris on the CentraCare Board and the exchange for that is there will be non-voting representation on the Rice Hospital Board. The members from Carris

would be the two co-CEO's and the two appointees from CentraCare would total four non-voting members on the Board. These members would be non-voting, but would attend the meetings and have input in the discussions. City Attorney Robert Scott was recommending the Council approve the Ordinance.

There being no one to speak for or against the proposed ordinance, Mayor Calvin closed the public hearing at 7:06 p.m. and opened it up for discussion by the Council. Council Member Nelsen offered a motion to approve the ordinance, adopt, assign a number, and order final publication of **Ordinance No. 1409 Allowing for Participation on the Rice Memorial Hospital Board by Carris Health, LLC and CentraCare Health System.** Council Member Christianson seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

At 7:07 p.m. Mayor Calvin continued the public hearing from the December 4, 2017 Council Meeting for Truth in Taxation, Establish 2018 Tax Levy, and Set 2018 Budget. Finance Director Steve Okins stated the 2018 recommended tax levy was set at \$4,974,245, which represents a \$144,880 increase, or three (3%) percent, over the 2017 tax levy. Mr. Okins stated the second item is to set the 2018 Budget totaling \$46,216,588.

There being no one to speak for or against the proposed levy, Mayor Calvin closed the public hearing at 7:09 p.m. and opened it up for discussion by the Council. **Resolution No. 17-148 Adopting the 2018 Tax Levy in the Amount of \$4,974,245** was introduced by Council Member Fagerlie. Council Member Schwantes seconded the motion. Following discussion, Council Member Christianson offered an amendment to the motion to eliminate the recommended three (3%) percent increase from the proposed tax levy. The motion died for lack of a second. Following further discussion, the original motion to approve the 2018 Tax Levy in the amount of \$4,974,245 was approved on a roll call vote of Ayes 7, Noes 0.

**Resolution No. 17-149 Adopting the Budget for the Fiscal Year 2018 in the Amount of \$46,216,588** was introduced by Council Member Fagerlie. Council Member Alvarado seconded the motion. Discussions centered around Council concerns regarding the inclusion of a new city hall/community center in the 2018 Budget and their desire to engage the community in this project before asking for Council's approval.

Council Member Christianson offered a motion to remove the city hall and community center project from the proposed budget. Council Member Fagerlie seconded the motion which failed on a roll call vote of Ayes 2, Noes 5. Council Members Nelsen, Schwantes, Alvarado, Asmus and Mueske voted "no".

Mayor Calvin passed the gavel to Mayor Pro Tempore Nelsen. Mayor Calvin advocated as to why the city hall/community center project should be included in the proposed budget. Mayor Pro Tempore Nelsen then passed the gavel back to Mayor Calvin.

City Administrator Ike Holland stated the public will have an opportunity to be engaged in the process, but we need to start with some parameters before that happens. Following further discussion, the original motion to approve the 2018 Budget in the amount of \$46,216,588 was approved on a roll call vote of Ayes 6, Noes 1. Council Member Christianson voted "no".

Highway 23 Coalition member Donna Boonstra addressed the Council asking for their support of funding for Minnesota State Highway 23 as a Corridor of Commerce. Ms. Boonstra stated the Highway 23 Coalition will be applying for Corridors of Commerce funds during the next project selection period that will open on January 15, 2018. One requirement in the selection process is that affected jurisdictions within the project area must provide resolutions of support. At this time the Coalition was asking for Council support of completing the conversion of the "south gap" from two lanes to four lanes between New London and Paynesville which is approximately 7.4 miles, and also support for the "north gap" which is between Paynesville and Richmond which is approximately 8.7 miles.

Following discussion, **Resolution No. 17-150 In Support of Funding for Minnesota State Highway 23, A Corridor of Commerce** for the "north gap" of approximately 8.7 miles was introduced by Council Member Nelsen. Council Member Asmus seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

**Resolution No. 17-151 In Support of Funding for Minnesota State Highway 23, A Corridor of Commerce** for the "south gap" of approximately 7.4 miles was introduced by Council Member Nelsen. Council

Member Alvarado seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

Fire Chief Frank Hanson introduced new firefighters, Corey Thorson and Matthew Grave, to the Council. Mayor Calvin welcomed them to the City and thanked them for their service to our community.

Hamdi Kosar, 1406 Gorton Avenue NW, addressed the Council during the Open Forum with concerns over Council Member Christianson's recent negative racial activity on Facebook.

Shafia Abdahali, 1401 19<sup>th</sup> Avenue SE, addressed the Council during the Open Forum with concerns over Council Member Christianson's recent negative racial activity on Facebook.

Abdirahman Ahmed, 400 15<sup>th</sup> Avenue SW, addressed the Council during the Open Forum with concerns over Council Member Christianson's recent negative racial activity on Facebook.

Abdullahi Olow, 505 18<sup>th</sup> Avenue SW, addressed the Council during the Open Forum with concerns over Council Member Christianson's recent negative racial activity on Facebook.

Ben Larsen, 1412 6<sup>th</sup> Street SW, addressed the Council during the Open Forum with concerns over Council Member Christianson's recent negative racial activity on Facebook.

Maria Larsen, 1412 6<sup>th</sup> Street SW, addressed the Council during the Open Forum with concerns over Council Member Christianson's recent negative racial activity on Facebook.

Beth Umana 1419 Kandiyohi Avenue SW, addressed the Council during the Open Forum with concerns regarding ordinances designating truck routes in the City.

Sue Quist, 1451 Hansen Drive SW, addressed the Council during the Open Forum supporting Council Member Christianson.

Doreen Magnuson, 712 13<sup>th</sup> Street SW, addressed the Council during the Open Forum supporting Council Member Christianson.

Mayor Calvin presented a request for Council to take over the ownership and maintenance of the Eagle Lake Sanitary Sewer System. Following discussion, Council Member Christianson offered a motion to direct staff to work with Kandiyohi County and the City Attorney on an agreement for the City to take over ownership and maintenance of the Eagle Lake Sanitary Sewer System and bring back to Council for approval. Council Member Alvarado seconded the motion which carried.

Eagle Lake Association President Chuck Hopper addressed the Council to thank them for their willingness to move this item forward.

City Attorney Robert Scott presented a request to adopt a resolution amending Resolution No. 17-131 to correct a typographical error. Mr. Scott stated Resolution No. 17-131 referenced City Charter Section 4.08, subd. 2 (which does not exist) instead of Section 4.02, subd. 8, which is the correct reference (see first full paragraph on page 2 of Resolution No. 17-131). **Resolution No. 17-152 Amending Resolution No. 17-131, Approving an Operating Lease Agreement and Affiliation Agreement with CentraCare Health System and Carris Health, LLC Related to the Rice Memorial Hospital** was introduced by Council Member Christianson. Council Member Asmus seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

Planning and Development Services Director Bruce Peterson presented a request from All Star Investments to rezone the property they own just east of First Street on Litchfield Avenue from General Business (GB) to R-2.

Council Member Christianson offered a motion to **introduce an Ordinance Amending Municipal Ordinance No. 1060, The Willmar Zoning Ordinance** and set a public hearing for January 8, 2018 at 7:01 p.m. to take testimony on the ordinance. Council Member Mueske seconded the motion, which carried on a roll call

vote of Ayes 7, Noes 0.

Planning and Development Services Director Bruce Peterson presented a request for approval of a final plat for HIS First Addition. Mr. Peterson stated HIS Land Company proposes the subdivision of property on South First Street for the purpose of redevelopment. The property is the home of the new Dairy Queen and will also be the site for a future commercial project south of the Dairy Queen. The final plat has been approved by Planning Commission. Council Member Christianson offered a motion to approve staff's recommendation. Council Member Mueske seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

City Attorney Robert Scott presented a request to accept an additional donation of in-kind services, materials and supplies from three firms in support of the construction of the Destination Playground, all as coordinated by the Willmar Area Community Foundation. Mr. Scott noted there is no cash being accepted at this time and this is the 8<sup>th</sup> donation received. **Resolution No. 17-153 Accepting Donation from Willmar Area Community Foundation for Robbins Island Destination Playground Project** was introduced by Council Member Nelsen. Council Member Christianson seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

Mayor Calvin noted the change in Council meeting dates for January 2018 and stated the Council will be meeting on January 8 and 16. Council Member Nelsen offered a motion to accept and post the January meeting dates as proposed. Council Member Christianson seconded the motion which carried.

City Administrator Ike Holland stated he has been meeting with the department heads recently and discussing goals for 2018. Mr. Holland also thanked the community, council, and employees for their friendliness and welcome to the City his family has received since arriving in Willmar. He also stated he is looking forward to 2018. Mr. Holland also noted an employee event was held this past weekend and everyone had a great time.

Mayor Calvin made the following announcements: The Community Integration Center had an open house this past weekend and he wanted the public to know the good work they are doing in our community and urged everyone to put our differences aside and work together as a community; the 40<sup>th</sup> Anniversary of the Willmar 8 was also this past weekend; appreciated the values of newcomers to our community and urged everyone to meet them and have conversations with them, and stated diversity is important to our community; encouraged everyone to make a friend, shake a hand, and get to know others and remember to "be nice".

Council Member Mueske stated it has been an honor and privilege to serve on the council and 2017 has been an exceptional year as the council has moved forward and set some clear priorities. He thanked the citizens of Willmar for the opportunity to serve and is looking forward to the next few years.

Council Member Fagerlie wished everyone a Merry Christmas and a Happy New Year and urged everyone to check out the Christmas lights on display throughout the community.

Council Member Nelsen wished everyone a Merry Christmas and a Happy New Year and noted she was in attendance at the Community Integration meeting this past weekend and stated we are a better community together and is looking forward to 2018.

Council Member Christianson wished everyone a Merry Christmas and a Happy New Year and he is also looking forward to 2018.

Council Member Schwantes was in agreement with the prior statements and stated we are a wonderful community and all are appreciated.

Council Member Alvarado wished everyone a Merry Christmas and a Happy New Year and is also looking forward to 2018. He stated he was sorry to have missed the Integration meeting and the employee recognition event, and stated he is very pleased to be a part of such a quality group of employees and wanted to thank and praise the employees for all they do.

Council Member Asmus also wished everyone a Merry Christmas and a Happy New Year and stated it has been a great year and she is also looking forward to 2018. She attended the employee event this past weekend and thanked staff for organizing the event and stated it is good to acknowledge our great staff.

Council Member Nelsen offered a motion to adjourn the meeting with Council Member Asmus seconding the motion, which carried. The meeting adjourned at 8:52 p.m.

\_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
SECRETARY TO THE COUNCIL

**RESOLUTION NO. 17-143**

**RESOLUTION APPROVING DESIGNATING POLLING PLACES FOR ELECTIONS  
IN 2018**

Motion By: Nelsen

Second By: Fagerlie

BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, that the following buildings be designated as the official voting locations for the 2018 Elections:

|              |                          |                                                                      |
|--------------|--------------------------|----------------------------------------------------------------------|
| FIRST WARD:  | 1 <sup>st</sup> Precinct | Willmar Community Center<br>624 North Highway 71                     |
|              | 2 <sup>nd</sup> Precinct | Lakeview Apartment Building<br>300 North 7th Street                  |
|              | 3 <sup>rd</sup> Precinct | Word of Faith Family Church<br>3010 7 <sup>th</sup> Avenue Northwest |
| SECOND WARD: | 1 <sup>st</sup> Precinct | St. Mary's Catholic Church<br>713 Southwest 12th Street              |
|              | 2 <sup>nd</sup> Precinct | Vinje Lutheran Church<br>1101 Willmar Avenue Southwest               |
|              | 3 <sup>rd</sup> Precinct | Rock of Life, CRC<br>1708 Southwest 8th Street                       |
|              | 4 <sup>th</sup> Precinct | Mail Ballot                                                          |
| THIRD WARD:  | 1 <sup>st</sup> Precinct | Willmar Conference Center<br>2100 East Highway 12                    |

|              |                          |                                                          |
|--------------|--------------------------|----------------------------------------------------------|
|              | 2 <sup>nd</sup> Precinct | Highland Apartments<br>115 East Becker Avenue            |
|              | 3 <sup>rd</sup> Precinct | Willmar Education and Arts Center<br>611 West 5th Street |
| FOURTH WARD: | 1 <sup>st</sup> Precinct | Refuge Church<br>1000 6 <sup>th</sup> Street Southeast   |
|              | 2 <sup>nd</sup> Precinct | Calvary Lutheran Church<br>302 Olena Avenue              |
|              | 3 <sup>rd</sup> Precinct | Redeemer Lutheran Church<br>1401 Southwest 6th Street    |

Dated this 18<sup>th</sup> day of December 2017.

Attest: s/s Marv Calvin  
MAYOR

s/s Judy Thompson  
CITY CLERK

**RESOLUTION NO. 17-144**

**A RESOLUTION APPROVING DOVRE TOWNSHIP FIRE AGREEMENT  
IN THE AMOUNT OF \$21,432.94**

Motion By: Nelsen                      Second By: Fagerlie

WHEREAS Dovre Township annually contracts with the City of Willmar Fire Department for fire protection services; and

WHEREAS it is the established practice of the City of Willmar to use a statewide formula to calculate the township cost sharing proposal;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Willmar, a municipal corporation of the State of Minnesota, that the Mayor and City Clerk be authorized to execute the fire protection agreement with Dovre Township for the period January 1, 2018 through December 31, 2018, in the amount of \$21,432.94.

Dated this 18<sup>th</sup> day of December 2017.

s/s Marv Calvin  
MAYOR

Attest:

s/s Judy Thompson

CITY CLERK

**RESOLUTION NO. 17-145**

**RESOLUTION AUTHORIZING CHANGE ORDER #2  
FOR AIRPORT EAST TAXILANE RECLAMATION PROJECT**

Motion By: Nelsen

Second By: Fagerlie

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the Mayor and City Administrator of the City of Willmar are hereby authorized to modify the contract No. FAA AIP No. 3-27-0115-11-17 SP #A3401-68 between the City of Willmar and Swenson and Sons Inc. in the amount of \$20,043.22 for the Airport East Taxilane Reclamation Project.

Dated this 18<sup>th</sup> day of December, 2017

s/s Marv Calvin  
MAYOR

Attest:

s/s Judy Thompson  
CITY CLERK

**RESOLUTION NO. 17-146**

**RESOLUTION ORDERING PREPARATION OF THE REPORT ON THE 2018 STREET AND OTHER  
IMPROVEMENTS**

Motion By: Nelsen

Second By: Fagerlie

WHEREAS, it is proposed to construct the following improvements under the 2018 Improvement Projects:

Grading, aggregate base, curb and gutter, edge drain, sump pump connections, milling, bituminous pavement, sidewalk, service lines, sanitary sewer, paths, and watermain

And to assess the benefited property for all or a portion of the cost of the improvement, pursuant to Minnesota Statutes, Section 429.011 to 429.111 (Laws 1953, Chapter 398, as amended).

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF WILLMAR, MINNESOTA:

That the proposed improvement be referred to the City Engineer for study, and that he is instructed to report to the Council advising the Council in a preliminary way as to whether the proposed improvement is feasible, and as to whether it should be best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.

Dated this 18th day of December, 2017.

s/s Marv Calvin  
Mayor

s/s Judy Thompson  
City Clerk

**RESOLUTION NO. 17-147**

**A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGENCY DELEGATED CONTRACTING PROCESS AGREEMENT WITH THE MINNESOTA DEPARTMENT OF TRANSPORTATION.**

Motion By: Nelsen Second By: Fagerlie

BE IT RESOLOVED, that pursuant to Minnesota Stat. Sec. 161.36, the Commissioner of Transportation be appointed as Agent of the City of Willmar to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

BE IT FURTHER RESOLVED, the Mayor and the City Administrator are hereby authorized and directed for and on behalf of the City of Willmar to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 1030106", a copy of which said agreement was before the City Council and which is made part hereof by reference.

Dated this 18th day of December, 2017.

s/s Marv Calvin  
Mayor

Attest:



s/s Isaac Holland  
City Administrator

**RESOLUTION NO. 17-148  
ADOPTING THE 2018 TAX LEVY**

Motion By: Fagerlie Second By: Schwantes

BE IT RESOLVED by the City Council of the City of Willmar, Kandiyohi County, Minnesota, that the following sums of money be levied for the current year collectable in 2018, upon the taxable property in said City of Willmar for the following purposes:

|              |                    |
|--------------|--------------------|
| General Fund | <u>\$4,974,245</u> |
| Total        | \$4,974,245        |

BE IT RESOLVED, that there is a sufficient sum of money in the Debt Service Funds of the City, together with the above Debt Service Fund Tax Levy, to pay principal and interest in 2018 on all outstanding bond issues, and the deferred annual tax levies previously certified to the County Auditor are hereby canceled;

The City Clerk is hereby instructed to transmit a certified copy of this Resolution to the County Auditor of Kandiyohi County, Minnesota.

Dated this 18th day of December, 2017

s/s Marv Calvin  
MAYOR

Attest:

s/s Judy Thompson  
CITY CLERK

**RESOLUTION NO. 17-149  
ADOPTING THE BUDGET FOR THE FISCAL YEAR 2018**

Motion By: Fagerlie Second By: Alvarado

BE IT RESOLVED by the City Council of the City of Willmar that the Annual Budget for the fiscal year beginning January 1, 2018, which has been submitted by the Mayor and modified and approved by the City Council, is hereby adopted, the totals of the said budget and the Mayor's division thereof being as follows:

**EXPENDITURE REQUIREMENTS**

|                          |                  |
|--------------------------|------------------|
| General Operating        | \$ 14,567,294    |
| Capital Improvements     | 17,213,587       |
| Special Revenue/Internal | 2,498,557        |
| Debt Service             | 5,356,404        |
| Enterprise (Wastewater)  | <u>8,580,746</u> |
| Total 2018 Budget        | \$ 46,216,588    |

Dated this 18th day of December, 2017

s/s Marv Calvin  
Mayor

s/s Judy Thompson

Attest: City Clerk

**CITY OF WILLMAR RESOLUTION NO. 17- 150**

**RESOLUTION IN SUPPORT OF FUNDING FOR MINNESOTA  
STATE HIGHWAY 23, A CORRIDOR OF COMMERCE**

Motion By: Nelsen Second By: Asmus

WHEREAS, Minnesota State Highway 23 is a vital commerce highway with more than 1,138 transportation-related businesses with 30,000 employees in a six-county region directly affected by the safety and access features of the highway; and

WHEREAS, Minnesota State Highway 23 is the second longest route in Minnesota running diagonally from southwest to northeast indirectly connecting Duluth to Sioux Falls, South Dakota, and yet, the majority of the route remains a two-lane highway; and

WHEREAS, Minnesota State Highway 23 is an important commerce highway with over 10,000 trip permits issued in the past six years in addition to normal freight traffic; and

WHEREAS, Minnesota State Highway 23 serves a critical role in connecting Greater Minnesota to regional trade centers and highway systems, such as to markets in the Twin Cities metropolitan area, regional airports, U.S. Interstate 94, U.S. Highways 59, 12, 71 and 212 and Minnesota State Highways 7 and 55; and

WHEREAS, the Highway 23 Coalition is a committed and concerned group of business, city, county and nonprofit organization members officially organized with an elected board of directors; and

WHEREAS, Highway 23 Coalition members are prepared and willing to engage in discussion, make presentations and answer questions regarding the Coalition and the improvements needed between Paynesville and Richmond on Minnesota State Highway 23; and

WHEREAS, Highway 23 Coalition members are familiar with the Corridors of Commerce funding and understand the eight criteria being more clearly defined by the Minnesota Department of Transportation's Technical Advisory Team, and will present information assisting in the definition and how this corridor fits the criteria at the open houses; and

WHEREAS, the members of the Highway 23 Coalition believe it is crucial to return the investment that has already been made at different points along Minnesota State Highway 23, including the four-lane gap between Paynesville and Richmond that is designated as shovel ready.

NOW, THEREFORE, BE IT RESOLVED, that the City of Willmar supports the inclusion of funding from the Corridors of Commerce program to support the \$80 million needed to complete the conversion of

approximately 8.7 miles of Minnesota State Highway 23 from two lanes to four lanes between Paynesville and Richmond from 3,000 feet west of 263<sup>rd</sup> Avenue to Bridge No. 73023 over the Sauk River at Richmond.

Dated this 18 day of December, 2017.

s/s Marv Calvin  
Mayor

ATTEST:

s/s Judy Thompson  
City Clerk

**CITY OF WILLMAR RESOLUTION NO. 17-151**

**RESOLUTION IN SUPPORT OF FUNDING FOR MINNESOTA  
STATE HIGHWAY 23, A CORRIDOR OF COMMERCE**

Motion By: Nelsen

Second By: Alvarado

WHEREAS, Minnesota State Highway 23 is a vital commerce highway with more than 1,138 transportation-related businesses with 30,000 employees in a six-county region directly affected by the safety and access features of the highway; and

WHEREAS, Minnesota State Highway 23 is the second longest route in Minnesota running diagonally across Minnesota from southwest to northeast indirectly connecting Duluth to Sioux Falls, South Dakota, and yet, the majority of the route remains a two-lane highway; and

WHEREAS, Minnesota State Highway 23 is an important commerce highway with over 10,000 trip permits issued in the past six years in addition to normal freight traffic; and

WHEREAS, Minnesota State Highway 23 serves a critical role in connecting Greater Minnesota to regional trade centers and highway systems, such as to markets in the Twin Cities metropolitan area, regional airports, U.S. Interstate 94, U.S. Highways 59, 12, 71 and 212 and Minnesota State Highways 7 and 55; and

WHEREAS, the Highway 23 Coalition is a committed and concerned group of business, city, county and nonprofit organization members officially organized with an elected board of directors; and

WHEREAS, the members of the Highway 23 Coalition are prepared and willing to engage in discussion, make presentations and answer questions regarding the Coalition and the improvements needed between New London and Paynesville on Minnesota State Highway 23; and

WHEREAS, the members of the Highway 23 Coalition are familiar with the Corridors of Commerce funding and understand the eight criteria being more clearly defined by the Minnesota Department of Transportation's Technical Advisory Team, and will present information assisting in the definition and how this corridor fits the criteria at the open houses; and

WHEREAS, the members of the Highway 23 Coalition believe it is crucial to return the investment that has already been made at different points along Minnesota State Highway 23, including the four-lane gap between New London and Paynesville that is designated as shovel ready.

NOW, THEREFORE, BE IT RESOLVED, that the City of Willmar supports the inclusion of funding from the Corridors of Commerce program to support the \$60 million needed to complete the conversion of

approximately 7.4 miles of Minnesota State Highway 23 from two lanes to four lanes between New London and Paynesville, 500 feet east of Kandiyohi County Road 31 to 2,250 feet east of Kandiyohi County Road 6.

Dated this 18<sup>th</sup> day of December, 2017.

s/s Marv Calvin  
Mayor

ATTEST:

s/s Judy Thompson  
City Clerk

**RESOLUTION NO. 17-152**

**A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLMAR, MINNESOTA AMENDING RESOLUTION NO. 17-131, APPROVING AN OPERATING LEASE AGREEMENT AND AFFILIATION AGREEMENT WITH CENTRACARE HEALTH SYSTEM AND CARRIS HEALTH, LLC RELATED TO THE RICE MEMORIAL HOSPITAL**

Motion By: Christianson                      Second By: Asmus

WHEREAS, the City Council adopted Resolution No. 17-131, dated November 20, 2017, appended hereto, pursuant to which the City Council approved an Operating Lease Agreement between the City of Willmar and CentraCare Health System and Carris Health, LLC and an Affiliation Agreement between the City of Willmar, the Rice Memorial Hospital Board of Directors, Carris Health, LLC and CentraCare Health System, both pertaining to the City-owned Rice Memorial Hospital; and

WHEREAS, a recital in Resolution No. 17-131 contained a typographical error in the form of an erroneous citation to the section of the Willmar City Charter that requires the City’s Planning Commission to review and approve any lease of City-owned real estate or buildings for a period of in excess of three years, which error the City Council desires to amend and correct herein;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, that:

- 1. The first full paragraph on page two of Resolution No. 17-131 shall be amended as follows (deleted material is crossed out; new material is underlined):

WHEREAS, Willmar City Charter Section 4.02~~8~~, subdivision ~~82~~ requires the City’s Planning Commission to review and approve any lease of City-owned real estate or buildings for a period of in excess of three years; and

- 2. This Resolution shall be affixed to Resolution No. 17-131 in the City’s official records to document the correction made herein.

Adopted by the Willmar City Council this 18<sup>th</sup> day of December 2017.

Approved:

s/s Marv Calvin  
Mayor

Attest:

s/s Judy Thompson

**CITY OF WILLMAR  
RESOLUTION NO. 17-153**

**A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLMAR, MINNESOTA ACCEPTING  
DONATION FROM WILLMAR AREA COMMUNITY FOUNDATION FOR ROBBINS ISLAND DESTINATION  
PLAYGROUND PROJECT**

Motion By: Nelsen

Second By: Christianson

**WHEREAS**, the City of Willmar (“City”) owns Robbins Island Park and Recreation Area, a 55 acre parcel of real property owned, maintained and operated for public recreational use by the City located on Business Highway 71 North in the City of Willmar, Minnesota (Kandiyohi County Parcel I.D. No. 95-911-0920) (“Robbins Island”); and

**WHEREAS**, CommunityGiving, a Minnesota nonprofit corporation, doing business as the Willmar Area Community Foundation (“WACF”), is administering the Friends of Robbins Island Park Fund, a fund comprised solely of private donations solicited by community volunteers dedicated to facilitating the construction of a Destination Playground on approximately 19,000 square feet at Robbins Island, as depicted on the site plan attached to Willmar City Council Resolution No. 17-07, dated February 6, 2017 as Exhibit A (the “playground project”); and

**WHEREAS**, WACF proposes to donate funds from its Friends of Robbins Island Park Fund to cover 100 percent of the City’s cost to purchase all equipment, materials, supplies and services necessary to construct the playground project, and made an initial donation totaling \$200,000.00 for such purposes, which donation was duly accepted by the Willmar City Council by Resolution No. 17-07, dated February 6, 2017, a second donation of \$99,000 and in-kind materials, equipment and supplies by Resolution No. 17-24 dated March 20, 2017, a third donation of \$99,000 by Resolution 17-52 dated May 15, 2017, a fourth donation of \$75,000 by Resolution 17-78 dated July 3, 2017, a fifth donation of \$30,00 and additional in-kind services, materials and supplies dated July 17, 2017, and a sixth donation of \$75,000 by Resolution 17-103 dated September 5, 2017, and a seventh donation of \$63,000 by Resolution 17-140 dated December 4, 2017; and

**WHEREAS**, WACF has received additional commitments from several private firms for donation of in-kind services, materials and supplies in support of the playground project as listed on the attached Exhibit A and now wishes to donate the same to the City; and

**WHEREAS**, Minnesota Statutes, Section 465.03 provides that the City may accept such donations for the benefit of its citizens in accordance with the terms prescribed by the donor, and that acceptance of such grant is subject to a resolution of the City Council adopted by a two-thirds majority of its members, expressing the terms of the grant in full; and

**WHEREAS**, the City remains supportive of the playground project and WACF’s proposal to donate the funds and in-kind services and materials required to construct the playground project to the City and is agreeable to the conditions placed upon the donation as stated herein.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Willmar that:

1. The City hereby accepts the donation from of in-kind services, materials and supplies as listed on the attached Exhibit A, all in support of the playground project, and all subject to the conditions applicable to

WACF's first donation as stated in Willmar City Council Resolution No. 17-07, dated February 6, 2017, which conditions are incorporated herein by reference.

2. The City Council hereby expresses its and the community's appreciation to WACF, the private firms donating in-kind services, materials and supplies as listed on the attached Exhibit A, and all contributors to the Friends of Robbins Island Park Fund for such donation.

Adopted by the City Council of the City of Willmar on December 18, 2017.

Approved:

s/s Marv Calvin  
Mayor

Attested:

s/s Judy Thompson  
City Clerk