

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

November 17, 1999
7:00 p.m.

The regular meeting of the Willmar City Council was called to order by the Honorable Mayor Lester Heitke. Members present on a roll call were Mayor Heitke, Council Members Verna Kelly, Denis Anderson, Ron Christianson, Bruce DeBlieck, Douglas Reese, Nancy Houlahan, Jim Dokken, and Rick Fagerlie; Present 9, Absent 0.

Also present were City Administrator Michael Schmit, City Attorney Richard Ronning, Public Works Director Mel Odens, Finance Director Steven Okins, Planning and Development Services Director Bruce Peterson, Police Chief Jim Kulset, and City Clerk Kevin Halliday.

An addition to the Agenda included a resignation from the Pioneerland Library Board, League of Minnesota Cities Insurance Trust Funds, and Willmar Municipal Utilities liens.

Council Member Reese requested the Park and Leisure Services Board and Rice Hospital Board Minutes be removed from the Consent Agenda.

Council Member Kelly offered a motion adopting the Consent Agenda, which included the following: City Council Minutes of November 3, Municipal Utilities Commission Minutes of November 8, Building Inspection Report for October, Housing and Redevelopment Authority Minutes of October 19, Airport Commission Minutes of November 2, and Planning Commission Minutes of November 10, 1999. Council Member Fagerlie seconded the motion, which carried.

The Mayor and Council reviewed the Rice Hospital Minutes and acknowledged an 8 percent rate increase. Council Member Kelly moved to approve the Rice Hospital Board Minutes of November 10, 1999, with Council Member Reese seconding the motion, which carried.

Mayor Heitke read a Proclamation declaring "National Home Care Week" honoring the delivery of home care to the elderly, disabled and affirmed.

At 7:05 p.m. Mayor Heitke opened the hearing to consider an application from Charter Communications Holding Company, LLC, for the transfer of control of the City's cable television franchise from Bresnan Telecommunications Company, LLC. City Administrator Schmit stated that this hearing presented an opportunity for the public to comment on the proposed transfer, but Moss and Barnett attorneys in mid-December will present review of the formal transfer documentation. Beth Engel, Bresnan General Manager of Central Minnesota, reported on the Bresnan history and current review of the offer by Charter Communications. Dan Boerner, Bresnan General Manager of Telephone and Data Services, presented plans underway for high-speed modem services and continued efforts to develop this industry. Tim Vowell, Charter Communications Director of Government Relations, talked about upgrading services to improve service to the public and long-term goals to continue the interconnectivity predicated on world-class customer service. Following all comments on the matter, Mayor Heitke closed the hearing at 7:22 p.m. No action is needed at this time.

The Mayor and Council reviewed the Park and Leisure Services Board Minutes and acknowledged the Board's position opposing the merger proposed for the Community Education and Parks and Leisure Services departments. Val Swanson, representing the Park and Leisure Services Board, presented the benefits of maintaining separate departments and the local government exposure with the public that now exists. Various Council Members voiced concerns with the

proposed merger as it relates to the Civic Center Arena and Senior Citizens Center. City Administrator Schmit informed those in attendance that the merger review was conducted because of the window of opportunity presented due to a vacancy in a key position with the retirement of Dale Johnson. This matter would be placed on a future agenda.

Following discussion, the Park and Leisure Services Board Minutes of November 9, 1999, were accepted as presented upon motion by Council Member Reese, seconded by Council Member Christianson, and carried.

Mayor Heitke called for a recess at 8:35 p.m. and reconvened the meeting at 9:05 p.m.

The Finance Committee Report of November 8, 1999, was presented to the Mayor and Council by Council Member Kelly. There were six items for Council consideration.

Item No. 1 The Committee met with Earleen Warner and John Houlahan to discuss costs related to increasing the hours the Willmar Public Library is open to the public. The present hours of operation are Mondays through Thursdays, 10:00 a.m. to 8:00 p.m.; Fridays, 10:00 a.m. to 5:30 p.m.; and Saturdays, 10:00 a.m. to 4:00 p.m.

The Committee reviewed four options as follows: 1) 15 additional hours per week at an estimated cost of \$39,546; 2) 9 additional hours per week at an additional cost of \$26,292; 3) 9 additional hours per week September through May and 5 additional hours June through August, at an estimated cost of \$22,801; and 4) 5 hours per week at an estimated cost of \$12,327.

Following review of the information provided by Library staff, the Committee was recommending that the Council consider funding option #3 at the November 22, 1999, budget meeting. Council Member Kelly moved to approve the recommendation of the Finance Committee with Council Member Dokken seconding the motion, which carried.

Item No. 2 The Committee reviewed the preliminary budget for the Helgeson Tax Increment Project. Due to the fact this was a pay-as-you-go district and all the risk goes to the developer, the Committee was recommending that the Council pass a resolution setting the Helgeson Tax Increment Budget at \$519,775.

Resolution No. 1 was introduced by Council Member Kelly, seconded by Council Member Anderson, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 1

HELGESON TAX INCREMENT
ESTIMATED TOTAL COST \$519,775.00

PERSONNEL SERVICES:		RECEIVABLES:	
Total:	\$0.00	Property Owners-Note	\$519,775.00
		Total:	\$519,775.00
SUPPLIES:		FINANCING:	
Total:	\$0.00	Other-Tax Increment	\$519,775.00
		Total:	\$519,775.00
OTHER SERVICES:			
Mtce. of Other Improvements	\$322,500.00		
Other Services	<u>2,500.00</u>		
Total	\$325,000.00		
OTHER CHARGES:			
Interest	<u>\$194,775.00</u>		
Total:	\$194,775.00		
GRAND TOTAL:	\$519,775.00		

Dated this 17th day of November, 1999.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 3 Staff presented to the Committee for consideration budgets of recently approved projects where formal budgets had not been adopted. The projects were for the Signal Lights at 15th Street and 19th Avenue, Civic Center Parking Lot, 1999 Bike Path and the Robbins Island Boat Landing. Following review, the Committee recommended that the Council pass resolutions approving the budgets as presented.

Resolution No. 2 was introduced by Council Member Kelly, seconded by Council Member Dokken, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 2

PRELIMINARY BUDGET
PROJECT NO. 9905 - 15th & 19th AVENUE SIGNALS
ESTIMATED TOTAL COST \$176,200

PERSONNEL SERVICES:		RECEIVABLES:	
Total:	0.00	County-State Aid	\$ 88,100.00
		City Mun St Aid	<u>88,100.00</u>
		Total:	\$176,200.00
SUPPLIES:		FINANCING:	
Office Supplies	\$ 200.00	City Mun St Aid	\$ 88,100.00
Small Tools	200.00	County State Aid	<u>88,100.00</u>
Motor Fuels & Lubricants	500.00	Total:	\$176,200.00
Postage	100.00		
General Supplies	<u>500.00</u>		
Total:	\$ 1,500.00		
OTHER SERVICES:			
Printing & Publishing	\$ 200.00		

Mtce. of Other Impr.(Cntrt)	<u>148,000.00</u>
Total	\$148,200.00

OTHER CHARGES:

Professional Services	\$ 15,000.00
Advertising	500.00
Adm. OH (Transfer)	6,000.00
Other Charges	<u>5,000.00</u>
Total:	\$ 26,500.00

GRAND TOTAL: \$176,200.00

Dated this 17th day of November, 1999.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Resolution No. 3 was introduced by Council Member Kelly, seconded by Council Member Fagerlie, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 3

FINAL BUDGET
CIVIC CENTER PARKING LOT
ESTIMATED TOTAL COST \$280,310

PERSONNEL SERVICES:		RECEIVABLES:	
Total:	0.00	City*	<u>\$280,310.00</u>
		Total:	\$280,310.00
SUPPLIES:		FINANCING:	
Total:	\$ 0.00	City	<u>\$280,310.00</u>
		Total:	\$280,310.00

OTHER SERVICES:
 Printing & Publishing \$ 500.00
 Mtce. of Other Impr.(Cntrt) 279,810.00
 Total \$280,310.00

City*
 Park Dev/Reserve \$ 30,000.00
 Prior Yr Reserves 220,000.00
 Civ Cen Debt Ser 30,310.00
 Total: \$280,310.00

OTHER CHARGES:
 Total: \$ 0.00

GRAND TOTAL: \$280,310.00

Dated this 17th day of November, 1999.

/s/ Lester Heitke
 MAYOR

/s/ Kevin Halliday
 Attest: CITY CLERK

Resolution No. 4 was introduced by Council Member Kelly, seconded by Council Member Anderson, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 4

FINAL BUDGET
 1999 PATH PROJECT
 ESTIMATED TOTAL COST \$100,000.00

PERSONNEL SERVICES:
 Total: \$0.00

RECEIVABLES:
 State Bike Grant \$ 27,500.00
 City Park Reserve 72,500.00
 Total: \$100,000.00

SUPPLIES:
 Total: \$0.00

FINANCING:
 State Bike Grant \$ 27,500.00
 City Park Reserve 27,500.00
 City Park Reserve 22,500.00
 Park Dev & Other Serv 22,500.00
 Total: \$100,000.00

OTHER SERVICES:
 Printing & Publishing \$ 500.00
 Mtce. Other Impr (contract) 83,332.00
 Total \$ 83,832.00

OTHER CHARGES:
 Adm OH \$ 8,833.00
 Other Charges 7,335.00
 Total: \$ 16,168.00

GRAND TOTAL: \$100,000.00

Dated this 17th day of November, 1999.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Resolution No. 5 was introduced by Council Member Kelly, seconded by Council Member Anderson, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 5

FINAL BUDGET
ROBBINS ISLAND BOAT LANDING
ESTIMATED TOTAL COST \$31,735.00

PERSONNEL SERVICES:		RECEIVABLES:	
Total:	\$0.00	State - DNR	\$ 23,801.00
		City Park Dev.	<u>7,934.00</u>
		Total:	\$ 31,735.00
SUPPLIES:		FINANCING:	
Total:	\$0.00	State - DNR	\$ 23,801.00
		City Park Dev.	<u>7,934.00</u>
		Total:	\$ 31,735.00
OTHER SERVICES:			
Printing & Publishing	\$ 1,000.00		
Mtce. Other Impr (contract)	<u>29,735.00</u>		
Total	\$ 30,735.00		
OTHER CHARGES:			
Adm OH	<u>\$ 1,000.00</u>		
Total:	\$ 1,000.00		
GRAND TOTAL:	\$ 31,735.00		

Dated this 17th day of November, 1999.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 4 The Committee reviewed items proposed in the Mayor's 2000 Budget. This matter was for information only.

Item No. 5 The Committee reviewed the following reports: Third Quarter Interest/Div., Third Quarter M.U.C., September Investment and Rice Hospital, October W.R.A.C.-8 and C.V.B. This matter was for information only.

Item No. 6 The following items were placed on future Committee agendas: Senior Nutrition Funding and the Year 2000 Budget.

The Finance Committee Report of November 8, 1999, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Kelly, seconded by Council Member Anderson, and carried.

The Mayor and Council considered a plat for Eagles Landing Twin Fourth Addition. Planning and Development Services Director Peterson informed the Mayor and Council that Eagles Landing Twin Fourth Addition is a re-plat of Eagles

Landing Phase II. It was noted the Planning Commission has approved the plat with the condition that existing assessments be paid or reapportioned prior to filing the plat. Council Member Kelly offered a motion to approve the plat with the same conditions as recommended by the Planning Commission. Council Member Reese seconded the motion, which carried.

Planning and Development Services Director Peterson informed the Mayor and Council that West Central Steel has proposed to rezone a tract of land north of the Floor to Ceiling Store from R-2 to I-2 as the site for future offices and parking. It was noted the Planning Commission recommends that the site be rezoned as requested. Council Member Reese offered a motion to introduce the Ordinance to Rezone Certain Lands from R-2 to I-2 and to schedule a hearing for December 1, 1999. Council Member Christianson seconded the motion, which carried.

The Mayor and Council considered a request from El Ranchito Mexican Restaurant for a 3.2 malt liquor on-sale license. Following discussion, Council Member Kelly moved to approve the license as requested with Council Member Reese seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Announcements for Council Committee meeting dates were as follows: Finance, November 22; and Public Works/Safety, November 23, 1999. It was noted that a Third Ward COPPS meeting was scheduled for December 7, 1999.

The Mayor and Council reviewed a request from the Willmar Municipal Utilities to certify unpaid utility charges of various properties as a lien on the real property. Following discussion, Resolution No. 6 was introduced by Council Member Kelly, seconded by Council Member DeBlicek, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 6

WHEREAS, Section 16-127 of the Willmar City Code states that such unpaid utility bills represent a lien of the real property receiving utility services; and

WHEREAS, the Willmar Municipal Utilities Commission has offered the owner his right to request an appearance before the Commission to make objections to payment; and

WHEREAS, the Willmar Municipal Utilities Commission has adopted Resolution No. 48 on November 8, 1999, requesting the Willmar City Clerk-Treasurer to certify the unpaid utility charges as a lien on the real property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that the amount of the unpaid utility charges totaling \$435.23 be certified to the County Auditor to be extended on the tax rolls of such real property in the same manner as other taxes for collecting in 2000 and collected by the County Treasurer, and paid to the City Clerk-Treasurer along with other taxes; and

BE IT FURTHER RESOLVED that the unpaid utility charges be certified against the real property as follows:

- | | |
|--|----------|
| 1. Parcel No. 95-003-0770 | \$141.59 |
| Located at 814 NW Campbell Ave | |
| Described as Lots 7 and 8, Block 007, (original) Town of Willmar | |
| 2. Parcel No. 95-042-0230 | \$176.03 |
| Located at 908 SW 15 th Street | |
| Described as East 151.2 feet of N 98.5 feet of Lot 7, Block 001, Barnstad's Second Addition to Willmar | |
| 3. Parcel No. 95-450-0270 | \$117.61 |
| Located at 129 NE Ella Avenue | |
| Described as Lots 17 and 18, Block 002, Lakeside Addition to the City of Willmar | |

Dated this 17th day of November, 1999.

/s/ Lester Heitke

MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Mayor Heitke informed the Council that Dr. William Knoflicek has resigned from the Pioneerland Library Board.

Mayor Heitke reported that the League of Minnesota Cities Insurance Trust would be sending out dividends of approximately \$7 million to the respective cities in the property/casualty insurance program and another \$4 million in the worker's compensation fund. This matter was for information only.

There being no further business to come before the Council, the meeting adjourned at 9:11 p.m. upon motion by Council Member Kelly, seconded by Council Member DeBlicek, and carried.

Attest:

MAYOR

SECRETARY TO THE COUNCIL