

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

December 7, 2009
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 Doug Reese, Ron Christianson, Bruce DeBlicek, Denis Anderson, Steve Ahmann, Rick Fagerlie, Jim Dokken, and Tim Johnson; Present 9, Absent 0.

Also present were City Administrator Michael Schmit, City Attorney Richard Ronning, Police Chief Jim Kulset, Fire Chief Marv Calvin, Public Works Director Mel Odens, Community Education and Recreation Director Steve Brisendine, Finance Director Steve Okins, Planning and Development Services Director Bruce Peterson, and City Clerk Kevin Halliday.

Council Member Anderson offered a motion adopting the Consent Agenda which included the following: City Council Minutes of November 16, Planning Commission Minutes of November 18, Rice Hospital Board Minutes of November 18, Municipal Utilities Commission Minutes of November 23, Building Inspection Report for November, Minnesota Lawful Gambling Applications: Willmar Community Theater, Inc. and Rocky Mountain Elk Foundation; Mayor Reappointments: Airport Commission – John Lambing, Steve NedreLOW and Jeff Nuytten; Municipal Utilities Commission – Dave Baker; Rice Hospital Board – Wayne Larson and Robert Kruger; and Zoning Appeals Board – Jeff Sawyer; and Mayor Appointments: Police Civil Service Commission – Lourdez Schwab; Rice Hospital Board – Jennifer Fischer; and Census Count Committee – Kevin Halliday, Abdi Duh, Bill Busta, Bruce Peterson, Chris Beyerl, Ken Warner, Marian Sanches, Mark Thompson, Megan Sauer, Naomi Mahler, Roberto Valdez, Sam Modderman and Donn Winkler. Council Member Ahmann seconded the motion, which carried.

Mayor Heitke opened the Truth-In-Taxation hearing at 7:05 p.m. City Administrator Schmit presented details of the proposed 2010 budget. There being no one present to speak for or against the proposed budget, Mayor Heitke closed the hearing at 7:23 p.m. and deferred action to the Finance Committee Report.

At 7:23 p.m. Mayor Heitke opened a hearing on a currency exchange license renewal for Darrell K. Sunvold, d.b.a. Quick Funds, Inc. City Clerk Halliday presented information regarding Quick Funds, Inc. There being no one to speak for or against the proposed license renewal, Mayor Heitke closed the hearing at 7:24 p.m.

Council Member Anderson offered a motion to approve the currency exchange license renewal for Quick Funds, Inc. Council Member Reese seconded the motion, which carried.

At 7:25 p.m. Mayor Heitke opened a hearing on a currency exchange license renewal for Bennett Ventures, Inc. d.b.a. Ace Cash Express. City Clerk Halliday presented information Bennett Ventures, Inc. There being no one to speak for or against the proposed license renewal, Mayor Heitke closed the hearing at 7:26 p.m.

Council Member Reese offered a motion to approve the currency exchange license renewal for Bennett Ventures, Inc. Council Member DeBlicek seconded the motion, which carried.

Tim Miller, representing the University of Minnesota and their new Mid-Central Research and Outreach Center, presented to the Mayor and Council an update on the Center which will be opening at the MinnWest Technology Campus in September, 2010. Mr. Miller offered details of the \$1.25 million grant which was matched by MinnWest Technology Campus to fund the remodeling of a three-story building with state-of-the-art classrooms, laboratory, and high definition telecommunications system. The

University of Minnesota Business Relations will have a presence at the center, along with the University of Minnesota Extension office and avian researchers from California. Mayor Heitke thanked Mr. Miller for the briefing and spoke of the positive impact of the new center for Willmar.

Mayor Heitke acknowledged that no one had signed up to address the City Council during its scheduled Open Forum.

The Finance Committee Report for November 23, 2009, was presented to the Mayor and Council by Council Member Anderson. There were three items for Council consideration.

Item No. 1 Housing and Redevelopment Authority Executive Director Dorothy Gaffaney reviewed with the Committee the Agency's proposed July 1, 2010, through June 30, 2011, Fiscal Year Budget and reviewed various projects administered as well as funding sources. The HRA is requesting a 2010 levy of \$170,000 to support its General Administration Expenditures, subsidized housing projects and other housing projects, rental assistance programs, property improvement programs and various Federal and State programs, the City's 2009 Comprehensive Small Cities Development Program.

Chairman Anderson recognized Bart Murphy, Willmar Municipal Utilities Superintendent of Water/Heating, who was sitting in for General Manager Bruce Gomm. Mr. Murphy reviewed the Utility's proposed 2010 Preliminary Budget which was presented to the Municipal Utilities Commission earlier in the day. Mr. Murphy indicated that the Utilities were holding the line with rate increases and all budgets are eliminating a number of capital improvements.

Chairman Anderson recognized Rice Hospital CEO Michael Schramm and CFO Bill Fenske who appeared before the Committee to present information regarding the 2010 Rice Memorial Hospital General Operating Budget. Mr. Schramm indicated that the budget provides for a 3.1 percent increase. The Hospital continues to see inpatient volume decreasing and out-patient volume increasing. Mr. Fenske reviewed Budget details with the Committee noting the total estimated Operating Revenue at \$96,418,922 and Operating Expenses at \$99,901,502.

This item was for information only.

Item No. 2 Chairman Anderson called on Mayor Heitke to provide a general overview of the City's 2010 Budget. In his comments the Mayor talked about the process of developing the \$22,086,858 total Budget, with general operating funds set at just over \$12 million. The Mayor's remarks included observations about State budget deficits and reminded everyone that we need to pay close attention with the possibility of additional local government aid unallotments.

Mayor Heitke discussed the \$100,000 added to the Budget to address storm water improvements and requested \$5,000 of those funds be put towards the Meals on Wheels Program.

At this time the Committee began their review of the 2010 Budget and discussed various fees the City could enact including fire calls, natural gas franchise, boulevard maintenance, rental inspection, and building permits. No changes to these fees are being recommended for the 2010 budget, but additional discussion took place with regard to the use of public access television by regional residents.

It was noted that the cities of New London, Spicer, Kandiyohi and Pennock as well as Eagle and Green Lake areas use WRAC services/programming from time to time. The Committee directed Staff to continue researching the possibility of implementing a fee structure and seek input from outside users and the Cable Advisory Committee.

The Committee discussed service club liquor licenses and enforcement issues of selling to the general public. The Committee asked that this matter be referred to the Public Works/Safety Committee for further discussion and recommendation.

The Committee continued its review of proposed specific expenditures:

- A. Meals on Wheels Program: the Committee discussed at length the funding of the Program and it was the consensus of the group to leave the funding at \$15,000. Representatives of the Area Agency on Aging will be invited to a future meeting to discuss financing relationships and responsibilities as well as any law changes that have impacted funding methods.
- B. Community Marketing Coalition: It was the consensus of the Committee to not include funding for the program in 2010.
- C. Street Sweeper: Following a lengthy discussion, the Committee was recommending to the Council that the City contract for street sweeping services for a one-year period. Council Member Anderson moved to approve the recommendation of the Finance Committee with Council Member Fagerlie seconding the motion, which carried.
- D. Airport Management: Staff informed the Committee of recent correspondence from Maximum Cruise Aviation for an increase in the dollar amount for the Airport On-site Manager Agreement. Following a lengthy discussion, the Committee was recommending to the Council that the Airport Commission review the Airport Manager job description and the Airport On-site Manager Agreement and report their findings to the Council. Council Member Anderson moved to approve the recommendation of the Finance Committee with Council Member Dokken seconding the motion, which carried.
- E. Lobbying discussion of costs and dues for various organization memberships. Staff later confirmed that dues for the Coalition of Greater Minnesota Cities and the League of Minnesota Cities are \$28,081 and \$13,308 respectively. This matter was received for information only.

Item No. 3 At the conclusion of the budget review, the Committee was recommending to the Council that the 2010 levy be set at \$3,668,705 for the City of Willmar and \$170,000 for the Housing and Redevelopment Authority. This amount includes the additional \$100,000 established in the preliminary levy. Resolution No. 1 was introduced by Council Member Anderson, seconded by Council Member Fagerlie, reviewed by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 1

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 2010, upon the taxable property in said City of Willmar, for the following purposes:

General Fund	<u>\$ 3,668,705</u>
TOTAL:	\$ 3,668,705

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 2010 on all outstanding bond issues, and the deferred annual tax levies previously certified to the County Auditor are hereby cancelled;

FURTHER, pursuant to a request by the Housing and Redevelopment Authority in and for the City of Willmar, for authorization to levy a special tax to be included as part of its fiscal year 2010 - 2011 Budget;

BE IT RESOLVED that the City Council of the City of Willmar, Minnesota, hereby authorizes the Housing and Redevelopment Authority to levy a special tax in the amount of \$170,000 pursuant to the powers vested under the Minnesota Statutes.

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

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The Committee was recommending the Council adopt the 2010 overall budget at \$22,218,858. Resolution No. 2 was introduced by Council Member Anderson, seconded by Council Member Fagerlie, reviewed by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 2

ADOPTING THE BUDGET FOR THE FISCAL YEAR 2010

BE IT RESOLVED by the City Council of the City of Willmar that the Annual Budget for the fiscal year beginning January 1, 2010, 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 Government	\$ 2,303,603
Public Safety	4,671,762
Public Works	3,205,414
Leisure Services	1,952,417
Capital Improvements	817,650
Other Operating	1,222,750
Waste Treatment	5,599,003
Debt Services	<u>2,446,259</u>
Total:	\$22,218,858

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The Finance Committee Report for November 23, 2009, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Anderson, seconded by Council Member Christianson, and carried.

The Finance Committee Report for November 30, 2009, was presented to the Mayor and Council by Council Member Anderson. There were nine items for Council consideration.

Item No. 1 Pursuant to an October, 2009, liquor compliance check conducted by the Willmar Police Department, Staff presented to the Committee the list of retail liquor establishments that violated Municipal Code Sec. 32 Selling or Giving Htoxicating Liquor to Persons to Whom Sale is Prohibited. Three establishments incurred their first violation for which representatives were present to explain measures being taken to eliminate future violations, including enrolling all employees in compliance check training programs annually: New Fireside represented by Owner Asim Siddiqui, The Oaks at Eagle Creek represented by Owner Dave Baker, and Wal-Mart represented by Manager Chris Langness. This matter

was for information only.

Two establishments incurred their second violation. Kandi Entertainment Center has paid the fine of \$750 and undergone the five-day suspension of liquor sales which ended on November 26, 2009. Manager Kent Larson explained measures being taken to eliminate future violations. Green Mill Vice-President of Food and Beverage Operations Joe Kohaut and Manager Andy Pirota were present to explain measures being taken to eliminate future violations and to appeal the fines based on concerns that the waitress involved was familiar with the decoy, consequently she did not ask for identification. As in most serving violations, the waitress is facing criminal charges. Green Mill is appealing the civil fines pending the outcome of the criminal case.

The Committee was recommending the Council grant the Green Mill appeal of the \$750 fine with five-day suspension pending the outcome of the criminal case. Council Member Anderson moved to approve the recommendation of the Finance Committee with Council Member DeBlieck seconding the motion. Council Member Anderson voiced concerns with the Committee action and initiated discussions with City Attorney Ronning and Police Chief Kulset regarding the criminal charges for the bartender and the civil charges for the liquor establishment. Following a lengthy discussion, the motion failed on a roll call vote of Ayes 3, Noes 5 – Council Members Reese, Anderson, Ahmann, Fagerlie and DeBlieck voted “No.”

Council Member Anderson moved to refer the Green Mill liquor violation back to the Finance Committee for further discussion. Council Member Reese seconded the motion, which carried.

Two establishments incurred their third violation. Gerry’s Liquor has already paid the fine of \$1,500 and the store is closed for business from November 27, through December 8, 2009. Pizza Hut has not paid the fine, suspended liquor sales, nor filed an appeal but upon contact, the City Clerk reported that the owners of Pizza Hut and the manager were simultaneously on vacation and were taking steps to immediately remove the alcohol from the premises and remit the fine.

Item No. 2 The Committee discussed the possibility of charging property owners for fire calls that could be paid by the applicable property insurance policy. Bill Leindecker, Farm Bureau Insurance, and Kevin Quinn, State Farm Insurance, provided the following information to the Committee: homeowner’s policies have no deductible for a fire call expense; automobile policies may or may not have a deductible, depending on the type of comprehensive coverage in place; fire calls are class-graded on insurance policies and would not increase premiums; and only the actual property loss by the owner would affect their premium.

The Committee requested historical information from Staff regarding the number of occurrences throughout the City, including false alarms. Not all false alarms are covered by insurance, depending on the circumstances. This matter was for information only and will be discussed at a future meeting.

Item No. 3 The Committee briefly reviewed a request from the Willmar Public Library for disbursement of approximately \$51,000 from the Library Capital Reserve Fund. Proposed expenditures include \$39,500 for computer and technology upgrades as required by Pioneerland Library System; \$10,500 for establishing a designated area as “Teen Central” to include furniture, display panels, shelving, signage, etc.; and \$1,000 for reupholstering four chairs in the children’s area. Library representatives will be asked to attend the next Finance Committee meeting to address this issue. This matter was for information only.

Item No. 4 Staff informed the Committee of a citizen who brought to their attention that his property received a second assessment within 20 years. Upon investigation it was determined that the homeowner in question did pay for a 1992 assessment for a cross street on a corner lot located at 1005 West Trott Avenue which occurred 17 years ago. This same property was also fully assessed for a 2009 street project. Per City policy, Staff was recommending a 3/20th reduction in the 2009 assessment on Parcel #95-006-0010.

The Committee was recommending the Council adopt a Resolution reducing the 2009 Assessment Roll as presented. Resolution No. 3 was introduced by Council Member Anderson, seconded by Council Member Fagerlie, reviewed by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 3

AMENDING ASSESSMENT ROLL

WHEREAS, The City Council of the City of Willmar, Minnesota duly adopted the assessment roll for the 2009 Street Improvement Project on June 1, 2009, and

WHEREAS, certain adopted assessments have been amended due to additional information, specifically, useful life benefit from the improvement to the corner lot identified as parcel 95-006-0010, subsequently reducing the assessment to \$5,354.71.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, as follows:

1. Such assessment roll be amended to the sum of \$433,735.01, a copy of which is attached hereto and made a part hereof, is hereby accepted.

3. Such assessments shall be as follows:
 - A. The assessments shall be payable in equal annual installments extending over a period of ten (10) years, the first of said installments to be payable with general taxes for the year 2010, collectible with such taxes during the year 2010.
 - B. To the first installment shall be added interest at the rate of five and seventy-five hundredths (5.75) percent per annum on the entire principal amount of the assessment from the date of August 3, 2009, through December 31, 2010. To each subsequent installment when due, there shall be added interest for one year at said stated rate on the unpaid principal amount of the assessment.

4. The City Clerk-Treasurer shall forthwith transmit a certified duplicate copy of this assessment to the County Auditor to be extended on the tax list of the County.

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 5 The Committee reviewed information on donations for the newly renovated Bria's Playground at Jaycee Park. Duinick Concrete is contributing 21 cubic yards of concrete for the playground equipment footings valued at \$2,203.01, and Hanson Silo is refurbishing the merry-go-round, basketball standard and rim by sandblasting and powder coating the equipment valued at \$868.27.

The Committee was recommending the Council adopt Resolutions accepting the donations from Duinick Concrete and Hanson Silo. Resolution No. 4 was introduced by Council Member Anderson, seconded by Council Member Fagerlie, reviewed by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 4

WHEREAS, the City of Willmar has received a donation from of concrete valued at \$2,203.01 from Duinick Concrete for playground equipment footings at Bria's Playground at Jaycee Park;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Willmar, Minnesota, that the City accept the donation and that the City Administrator be directed to express the community's appreciation.

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

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

RESOLUTION NO. 5

WHEREAS, the City of Willmar has received a donation from of concrete valued at \$868.27 from Hanson Silo for refurbishing the merry-go-round, basketball standard and rim at Bria's Playground at Jaycee Park;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Willmar, Minnesota, that the City accept the donation and that the City Administrator be directed to express the community's appreciation.

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 6 The Committee considered a request to increase the Police Department's Overtime budget by \$11,919.14 which reflects the amount received from the State of Minnesota for the 2009 Safe and Sober Grant. Officers are paid from the overtime budget line item for hours worked during the Safe and Sober Grant periods. The State reimburses the Willmar Police Department for this overtime.

The Committee was recommending the Council adopt a Resolution to increase the Police Department's Overtime Budget for the 2009 Safe and Sober grants received. Resolution No. 6 was introduced by Council Member Anderson, seconded by Council Member Reese, reviewed by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 6

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Finance Director to make the following changes to the Police Department budget within the general fund:

Increase:	Overtime Salaries	\$11,920.00
Increase:	Grant Revenues	\$11,920.00

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 7 The Committee considered a request to transfer \$4,000 allocated for an ice edger in the 2006 Civic Center Capital Outlay Budget to the 2009 Capital Outlay Budget. The total cost of

the ice edger is \$4,547.53. Staff recommends appropriating the \$4,000 from the 2006 Capital Outlay Budget and \$547.53 from the 2009 Capital Outlay Budget.

The Committee was recommending the Council adopt a Resolution authorizing \$4,000 to be re-appropriated from 2006 Capital Outlay to 2009 Capital Outlay and that the additional \$547.53 also be expended from 2009 Capital Outlay for the purchase of an ice edger. Resolution No. 7 was introduced by Council Member Anderson, seconded by Council Member Fagerlie, reviewed by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 7

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Finance Director to make the following changes to the Civic Center Department budget within the general fund:

Increase:	Capital Outlay-Edger	\$4,000.00
Increase:	Fund Balance	\$4,000.00

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 8 Staff presented a request to the Committee to amend the Petty Cash Policy to increase the single Petty Cash expenditure limit from from \$35 to \$100. It was noted that Department Directors have the authority to expend funds from petty cash. The Committee was recommending the Council adopt a Resolution authorizing the maximum single expenditure from Petty Cash be increased as presented.

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

RESOLUTION NO. 8

BE IT RESOLVED by the Willmar City Council that Section 4.6, Petty Cash, of the City's Personnel Policy and Procedures be amended to increase the maximum single expenditure from \$35.00 to \$100.00.

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 9 The Committee reviewed the following October 31, 2009, reports: Cushman A. Rice Trust, Convention & Visitors Bureau, WRAC-8, and Local Option Sales Tax. This matter was for information only.

The Finance Committee Report for November 30, 2009, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Anderson, seconded by Council Member Fagerlie, and carried.

The Mayor and Council considered an Ordinance Allowing the On-sale of Wine at Theaters in the City of Willmar. City Clerk Halliday stated the revision includes "theaters with live performances" as eligible for a wine license. Following discussion, Council Member Christianson offered a motion to

introduce the Ordinance Allowing the On-sale of Wine at Theaters and schedule a public hearing for December 21, 2009. Council Member Dokken seconded the motion, which carried.

Planning and Development Services Director Peterson informed the Mayor and Council that the City has received a letter from Temple Mahanaim Assembleia de Dios, offering to give the City the parcel of land occupied by the church building recently ordered repaired and demolished. Following review it's questionable whether the proposal would allow the City to recoup demolition costs and that 75-foot parcels are non-conforming in the General Business District. Following discussion, Council Member Christianson moved that the offer not be accepted, but that further consideration be given if both parcels are offered. Council Member Dokken seconded the motion, which carried. Council Member Reese abstained from voting.

The Mayor and Council considered an Ordinance relating to Wind Energy Conversion Systems. Planning and Development Services Director Peterson reviewed several revisions made by the Planning Commission concluding that the changes were significant and required another hearing. Council Member DeBlicke moved to remove the tabled Ordinance Amending the Willmar Zoning Ordinance by Adding Section 1 Relating to Wind Energy Conversion Systems. Council Member Ahmann seconded the motion, which carried. Council Member Anderson moved to not adopt the Ordinance with Council Member Christianson seconding the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Following discussion, Council Member Anderson offered a motion to refer the new Ordinance relating to wind energy conversion systems to the Community Development Committee for consideration. Council Member Dokken seconded the motion, which carried.

The Mayor and Council considered a request to vacate/relocate a portion of a utility easement. Planning and Development Services Director Peterson provided details of the request from KLC of Willmar to vacate/relocate a portion of a 6-foot electric easement and noted the Municipal Utilities is amendable to the request. Following discussion, Resolution No. 9 was introduced by Council Member Fagerlie, seconded by Council Member Anderson, reviewed by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 9

RESOLUTION SETTING A PUBLIC HEARING TO CONSIDER A PETITION TO VACATE A PORTION OF AN ELECTRIC LINE UTILITY EASEMENT

BE IT RESOLVED by the City Council of the City of Willmar that the Council conduct a public hearing at 7:03 p.m. on Monday, December 21, 2009, in the Council Chambers at the Municipal Utilities Commission Building, 700 SW Litchfield Avenue, Willmar, Minnesota.

BE IT FURTHER RESOLVED that the purpose of the hearing will be to consider a petition submitted by Daniel Koosman Construction, for the vacation of a portion of a 6-foot utility easement of Lot 1, Block 1, Cambridge Addition.

BE IT FURTHER RESOLVED that any person having an interest in said matter is invited to appear in person or be represented by counsel to be heard on this matter.

Dated this 7th day of December, 2009.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The Mayor and Council considered a final plat for Bethesda Nursing Home Second Addition. Planning and Development Services Director Peterson presented details of the final plat which is a three-

lot plat consolidating and cleaning up some poorly written metes and bounds described parcels of the Bethesda Campus. It was noted that the Planning Commission has approved the final plat. Following discussion, Council Member Ahmann moved to approve the Bethesda Nursing Home Second Addition final plat. Council Member Anderson seconded the motion, which carried.

Announcements for Council Committee meeting dates were as follows: Finance, December 14; Public Works/Safety, December 15; and Community Development, December 17, 2009.

Council Member Ahmann requested that Staff contact the Willmar Design Center to present their 2010 budget and requested the Willmar Municipal Utilities Commission apply for solar energy conservation grants.

Council Member Anderson offered congratulations to Mayor Heitke for his recent appointment as Second Vice President of the National League of Cities.

There being no further business to come before the Council, the meeting adjourned at 9:20 p.m. upon motion by Council Member Reese, seconded by Council Member Ahmann, and carried.

Attest:

MAYOR

SECRETARY TO THE COUNCIL