

WILLMAR CITY COUNCIL PROCEEDINGS
BOARD ROOM
HEALTH AND HUMAN SERVICES BUILDING
WILLMAR, MINNESOTA

April 17, 2023
6:30 p.m.

The regular meeting of the Willmar City Council was called to order by Mayor Douglas Reese. Members present on a roll call were Mayor Douglas Reese, Council Members Justin Ask, Audrey Nelsen, Vicki Davis, Carl Shuldes, Michael O'Brien, Thomas Butterfield, Julie Asmus, and Rick Fagerlie. Present 8, Absent 0.

Also present were City Administrator Leslie Valiant, City Operations Director Kyle Box, Finance Director Steve Okins, Public Works Director Gary Manzer, Planning and Development Services Director Justice Walker, Human Resource Director LuAnn Sietsema, Community Growth Director Pablo Obregon, City Clerk Judy Thompson, and City Attorney Robert Scott.

Additions/deletions to the agenda included: Mayor Reese asked that Item 10.A. Country Music Festival 2023, be pulled from the agenda.

Council Member Ask moved to approve the agenda, as amended. Council Member Fagerlie seconded the motion, which carried unanimously.

City Clerk Thompson reviewed the consent agenda.

- A. City Council Minutes of April 3, 2023
- B. City Council Work Session Minutes of April 10, 2023
- C. Municipal Utilities Commission Minutes of April 10, 2023
- D. Planning Commission Minutes of March 15, 2023
- E. Accounts Payable Report, 03-29-23 Thru 04-11-23
- F. **Resolution No. 2023-063 Renewal of a Hanger Lease Agreement with the State of Minnesota**
- G. **Resolution No. 2023-064 Approving Beverage and Vending Agreement with Viking Coca-Cola Bottling Company/Versa Vending**
- H. Willmar High School Trap Team Lawful Gambling Application
- I. **Resolution No. 2023-065 Authorizing Signers for Investment Documents**

Information:

- J. Building Report March 2023

Council Member Ask offered a motion to approve the consent agenda. Council Member Asmus seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Kelly TerWisscha – TerWisscha Construction, outside Willmar, addressed the Mayor and Council during the Open Forum regarding his company's involvement in the J.C. Penney building assessment.

At 6:46 p.m., Mayor Reese opened the public hearing for the Tevalon property rezone. Planning and Development Services Director Walker stated Mr. Tevalon desires to have his property located at 702 Litchfield Avenue SE rezoned from R-2 (One and Two Family Residential) to GB (General Business).

There being no one to speak for or against the proposed ordinance, Mayor Reese closed the public hearing at 6:47 p.m. and opened it up for discussion by the Council.

Following discussion, Council Member Nelsen offered a motion to table this item. Council Member Fagerlie seconded the motion, which carried on a voice vote. Council Member Asmus voted “no”.

Following further discussion, Council Member Asmus offered a motion to reconsider the motion and restore discussion. Council Member Davis seconded the motion.

Following yet further discussion, Council Member Ask called point of order and asked if it was appropriate for Council Member Asmus to offer a motion to reconsider the item as she didn’t make the original motion. City Attorney Scott confirmed she was appropriate in offering the motion.

Council Member Nelsen asked that the Planning Commission minutes pertaining to the rezone be read.

The motion to reconsider the motion to table and restore discussion then carried.

Council Member Asmus offered a motion to adopt, assign a number, and publish **Ordinance No. 1496 The Willmar Zoning Ordinance**. Council Member Davis seconded the motion.

Council Member Butterfield offered a friendly amendment to require a fence be installed on the property. Council Member Fagerlie seconded the motion.

City Attorney Scott stated the item for consideration tonight is the rezoning, and conditions would be addressed under the proper process through Planning Commission and Conditional Use Permitting.

Following further discussion, Council Member Asmus called for the vote on the friendly amendment. On a voice vote, the motion died on a vote of Ayes 1, Noes 7. Council Members Ask, Nelsen, Shuldes, O’Brien, Davis, Asmus, and Fagerlie voted “no”.

The motion to adopt, assign a number, and publish said ordinance then carried on a roll call vote of Ayes 7, Noes 1. Council Member Butterfield voted “no”.

Human Resources Director Sietsema presented a request to approve the second half of the updated Personnel Policy Handbook and referenced the policy changes.

Following discussion, Council Member Davis offered a motion to approve staff’s request. Council Member Asmus seconded the motion, which carried unanimously.

City Administrator Valiant presented a request to approve hiring an Interim Finance Director. It was noted current Finance Director Steve Okins will be retiring April 21, 2023, and the City is looking to hire someone for the interim until a permanent replacement is hired.

Following discussion, Council Member O’Brien offered a motion to hire Bill Fenske at the rate proposed in Option A and introduced **Resolution No. 2023-066 Authorizing Execution of An Agreement with Bill Fenske**. Council Member Asmus seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

City Administrator Valiant presented a request to approve staff to continue working with BKV Group for additional services regarding the concepts of: 1) a combined City Hall and Community Center at the J.C. Penny location; 2) a combined Willmar Municipal Utility and City Hall concept, and; 3) complete renovation of the current Community Center location, pending a structural review.

Following discussion, **Resolution No. 2023-067 Authorizing Execution of a Professional Services Agreement with BKV Group** was introduced by Council Member Nelsen. Council Member Davis seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Public Works Director Manzer presented a request to approve Amendment No. 1 to the 2023 Street and Other Improvement Projects Engineering Professional Services Agreement with Bolton and Menk, increasing the contract by \$992,735.

Following discussion, **Resolution No. 2023-068 Accepting Contract Amendment No. 1 With Bolton and Menk, Inc. for the 2023 Street and Other Improvements Professional Services Contract** was

introduced by Council Member Nelsen. Council Member Ask seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Contracted City Engineer Jared Voge presented a request to award 2023 Street Improvement Projects and Adopt As-Bid Budgets. It was noted bids were opened on March 28, 29, and 30, 2023 for the 2023 Projects.

Resolution No. 2023-069 Awarding Project No. 2301-A to Duinick, Inc. in the Amount of \$5,997,387.50 was introduced by Council Member Fagerlie. Council Member Nelsen seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Resolution No. 2023-070 Project No. 2301-A As-Bid Budget Total Cost \$7,436,300 was introduced by Council Member Fagerlie. Council Member Nelsen seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Resolution No. 2023-071 Awarding Project No. 2301-C to Duinick, Inc. in the Amount of \$4,046,267.46 was introduced by Council Member Nelsen. Council Member Shuldes seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Resolution No. 2023-072 Project No. 2301-C As-Bid Budget Total Cost \$5,023,880 was introduced by Council Member Nelsen. Council Member Davis seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Resolution No. 2023-073 Awarding Project No. 2303 to Duinick, Inc. in the Amount of \$1,482,695.09 was introduced by Council Member Asmus. Council Member Nelsen seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0. Council Member Fagerlie abstained from voting.

Resolution No. 2023-074 Project No. 2303 As-Bid Budget Total Cost \$1,842,200 was introduced by Council Member Ask. Council Member Asmus seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Resolution No. 2023-075 Awarding Project No. 2304 to Joe Riley Construction in the Amount of \$323,580.60 was introduced by Council Member Fagerlie. Council Member O'Brien seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Resolution No. 2023-076 Project No. 2304 As-Bid Budget Total Cost \$450,680 was introduced by Council Member Asmus. Council Member Shuldes seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Contracted City Engineer Jared Voge presented a request to award Project No. 2308 Seal Coat to Asphalt Surface Technologies Corp. in the amount of \$388,804.50. It was noted bids were received on March 28, 2023, with a completion date of August 31, 2023.

Resolution No. 2023-077 Awarding Project No. 2308 to Asphalt Surface Technologies Corp. in the Amount of \$388,804.50 was introduced by Council Member Shuldes. Council Member Fagerlie seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Planning and Development Services Director Walker presented a request to remove two inactive Planning Commission members – Stephanie Carlson and Jasmine Miller. It was noted staff reached out multiple times to both commissioners with little or no response. These Commissioners have more than three consecutive unexcused absences. Per City Charter Section 4.01, "if a member of a board or commission fails to attend three (3) consecutive regular meetings of the board or commission without being excused by the board or commission, the City Council may remove said member by an affirmative vote of five (5) members of the Council."

Following discussion, Council Member Nelsen offered a motion to approve staff's request. Council Member Fagerlie seconded the motion, which carried unanimously.

Council Member O'Brien offered the following comments: "Thank you" to all law enforcement personnel and CEE-VI Drug and Gang Task Force personnel for serving during these difficult times, and to their families for their support.

Council Member Nelsen offered the following comments: "Thank you" to Finance Director Steve Okins for his years of service to the City, and noted there will be a retirement party on Friday, April 21st from 2:00 p.m. to 4:00 p.m. at the Willmar Fire Station.

Mayor Reese offered the following comments: The Mayor's Prayer Breakfast will be held at 6:30 a.m. on May 4, 2023, at the Conference Center.

At 8:14 p.m. upon motion by Council Member Ask and seconded by Council Member Fagerlie, the Council entered into closed session pursuant to Statute 13D.05, Subd. 3(c) to consider offers or counteroffers for the City's purchase or sale of real property and/or to determine the asking price for real property to be sold by the City.

At 8:25 p.m. Council returned to open session.

At 8:26 p.m. upon motion by Council Member Fagerlie and seconded by Council Member Asmus, the Council entered into closed session pursuant to Statute 13D.05, Subd. 3(c) to consider offers or counteroffers for the City's purchase or sale of real property and/or to determine the asking price for real property to be sold by the City.

At 8:45 p.m. Council returned to open session.

At 8:47 p.m. upon motion by Council Member Nelsen and seconded by Council Member Shuldes, the Council entered into closed session pursuant to Statute 13D.05, Subd. 3(c) to consider offers or counteroffers for the City's purchase or sale of real property and/or to determine the asking price for real property to be sold by the City.

At 9:18 p.m. Council returned to open session.

Resolution No. 2023-078 A Resolution of the City Council of the City of Willmar, Minnesota, Approving the Early Access Agreement with MB Rail IB Equipment, LLC was introduced by Council Member Fagerlie. Council Member Asmus seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Council Member Asmus offered a motion to adjourn the meeting, with Council Member O'Brien seconding the motion, which carried. The meeting adjourned at 9:20 p.m.

/s/ Douglas E. Reese
MAYOR

Attest:

/s/ Judy R. Thompson
SECRETARY TO THE COUNCIL

RESOLUTION NO. 2023-063

MINNESOTA DEPARTMENT OF NATURAL RESOURCES – HANGAR LEASE RENEWALS

Motion By: Ask Second By: Asmus

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, enter into renewal agreements NR40015 and NR40020 with the Minnesota Department of Natural Resources for storage space HG-7, Unit N and HG-6 #5 at Willmar Municipal Airport.

BE IT FURTHER RESOLVED that the Mayor and City Administrator of the City of Willmar are authorized to sign agreements.

Dated this 17th day of April 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

RESOLUTION NO. 2023-064

RESOLUTION APPROVING THE BEVERAGE AND VENDING AGREEMENT WITH VIKING COCA-COLA BOTTLING COMPANY/ VERSA VENDING

Motion By: Ask Second By: Asmus

BE IT RESOLVED by the City Council of the City of Willmar to approve the beverage and vending agreement with Viking Coca-Cola Bottling Company/ Versa Vending.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
MAYOR

Attest:

Judy R. Thompson
CITY CLERK

RESOLUTION NO. 2023-065

AUTHORIZE SIGNERS FOR INVESTMENT DOCUMENTS

Motion By: Ask Second By: Asmus

WHEREAS the City of Willmar desires to name the City Administrator, City Operations Director, Finance Director, and Assistant Finance Director as signatories for investment documents.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Willmar that the City Administrator, City Operations Director, Finance Director, and Assistant Finance Director be authorized to sign for investment documents.

Dated this 17th day of April 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

RESOLUTION NO. 2023-066

**RESOLUTION AUTHORIZING EXECUTION OF
AN AGREEMENT WITH BILL FENSKE**

Motion By: O'Brien Second By: Asmus

BE IT RESOLVED by the City Council of the City of Willmar to approve the agreement with Bill Fenske in the amount of \$135.00 per hour. This agreement will expire August 31, 2023.

The Mayor and City Administrator are authorized to execute this agreement and any amendments on behalf of the City of Willmar.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
MAYOR

Attest:

/s/ Judy R. Thompson
CITY CLERK

RESOLUTION NO. 2023-067

**RESOLUTION AUTHORIZING EXECUTION OF
A PROFESSIONAL SERVICES AGREEMENT WITH BKV GROUP.**

Motion By: Nelsen Second By: Davis

BE IT RESOLVED by the City Council of the City of Willmar to approve the professional services agreement with BKV Group not to exceed \$15,000.

The Mayor and City Administrator are authorized to execute this agreement and any amendments on behalf of the City of Willmar.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
MAYOR

Attest:

/s/ Judy R. Thompson
CITY CLERK

RESOLUTION NO. 2023-068

A RESOLUTION ACCEPTING CONTRACT AMENDMENT NO. 1 WITH BOLTON AND MENK, INC. FOR THE 2023 STREET AND OTHER IMPROVEMENTS PROFESSIONAL SERVICES CONTRACT.

Motion By: Nelsen Second By: Ask

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 for the 2023 Street and Other Improvements Professional Services Contract between the City of Willmar and Bolton and Menk, Inc. of Willmar, Minnesota by Contract Amendment No. 1 in the increased amount of \$992,735.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

RESOLUTION NO. 2023-069

A RESOLUTION AWARDING PROJECT NO. 2301-A TO DUININCK, INC. IN THE AMOUNT OF \$5,997,387.50.

Motion By: Fagerlie Second By: Nelsen

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the bid of Duininck, Inc. of Prinsburg, MN for Project No. 2301-A is accepted, and be it further resolved that the Mayor and City Administrator of the City of Willmar are hereby authorized to enter into an agreement with the bidder for the terms and consideration of the contract in the amount of \$5,997,387.50.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

RESOLUTION NO. 2023-070
PROJECT NO. 2301-A AS-BID BUDGET
TOTAL COST \$7,436,300

*Budget Amounts are Essential

Motion By: Fagerlie Second By: Nelsen

Code

PERSONNEL SERVICES

10* Salaries Reg. Employees
11* Overtime Reg. Employees
12* Salaries Temp. Employees
13* Employer Pension Contr.
14* Employer Ins. Contr.
TOTAL **\$0.00**

RECEIVABLES

Assessments Prop Owners \$903,665
Community Investment \$3,139,900
MSA \$1,400,000
MUC \$850,400
WTP \$664,925
LOST \$477,410

TOTAL **\$7,436,300**

SUPPLIES

20* Office Supplies
21* Small Tools
22* Motor Fuels & Lubricants
23* Postage
24 Mtce. of Equipment
25 Mtce. of Structures
26 Mtce. of Other Improvements
27 Subsistence of Persons
28 Cleaning & Waste Removal
29* General Supplies
TOTAL **\$0.00**

FINANCING

GENERAL \$4,043,565
LOST \$477,410
MSA \$1,400,000
WTP \$664,925
MUC \$850,400

TOTAL **\$7,436,300**

GRAND TOTAL **\$7,436,300**

OTHER SERVICES

33* Travel-Conf.-Schools
34 Mtce. of Equipment
35 Mtce. of Structures
36* Mtce. of Other Impr. \$5,997,400
37 Subsistence of Persons
38 Cleaning & Waste Removal
39* Other Services \$300,100
TOTAL **\$6,297,500**

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

OTHER CHARGES

46* Prof. Serv.	\$1,133,800
49 Other Charges	\$5,000
TOTAL	\$1,138,800
GRAND TOTAL	\$7,436,300

RESOLUTION NO. 2023-071

A RESOLUTION AWARDING PROJECT NO. 2301-C TO DUININCK, INC. IN THE AMOUNT OF \$4,046,267.46.

Motion By: Nelsen Second By: Shuldes

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the bid of Duininck, Inc. of Prinsburg, MN for Project No. 2301-C is accepted, and be it further resolved that the Mayor and City Administrator of the City of Willmar are hereby authorized to enter into an agreement with the bidder for the terms and consideration of the contract in the amount of \$4,046,267.46.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

RESOLUTION NO. 2023-072
PROJECT NO. 2301-C AS-BID BUDGET
TOTAL COST \$5,023,880

*Budget Amounts are Essential

Motion By: Nelsen Second By: Davis

Code

PERSONNEL SERVICES

10* Salaries Reg. Employees	
11* Overtime Reg. Employees	
12* Salaries Temp. Employees	
13* Employer Pension Contr.	
14* Employer Ins. Contr.	
TOTAL	\$0.00

RECEIVABLES

Assessments Prop Owners	\$939,705
Community Investment	\$2,017,635
MSA	\$0
MUC	\$772,860
WTP	\$1,074,110
LOST	\$219,570

TOTAL \$5,023,880

SUPPLIES

20* Office Supplies
21* Small Tools
22* Motor Fuels & Lubricants

FINANCING

GENERAL	\$2,957,340
LOST	\$219,570

23* Postage		MSA	\$0
24 Mtce. of Equipment		WTP	\$1,074,110
25 Mtce. of Structures		MUC	\$772,860
26 Mtce. of Other Improvements			
27 Subsistence of Persons		TOTAL	\$5,023,880
28 Cleaning & Waste Removal			
29* General Supplies		GRAND TOTAL	\$5,023,880
TOTAL	\$0.00		

Dated this 17th day of April, 2023

OTHER SERVICES

33* Travel-Conf.-Schools	
34 Mtce. of Equipment	
35 Mtce. of Structures	
36* Mtce. of Other Impr.	\$4,046,280
37 Subsistence of Persons	
38 Cleaning & Waste Removal	
39* Other Services	\$202,500
TOTAL	\$4,248,780

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

OTHER CHARGES

46* Prof. Serv.	\$765,100
49 Other Charges	\$10,000
TOTAL	\$775,100
GRAND TOTAL	\$5,023,880

RESOLUTION NO. 2023-073

A RESOLUTION AWARDING PROJECT NO. 2303 TO DUININCK, INC. IN THE AMOUNT OF \$1,482,695.09.

Motion By: Asmus Second By: Nelsen

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the bid of Duininck, Inc. of Prinsburg, MN for Project No. 2303 is accepted, and be it further resolved that the Mayor and City Administrator of the City of Willmar are hereby authorized to enter into an agreement with the bidder for the terms and consideration of the contract in the amount of \$1,482,695.09.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

RESOLUTION NO. 2023-074
PROJECT NO. 2303 AS-BID BUDGET

TOTAL COST \$1,842,200

*Budget Amounts are Essential

Motion By: Ask

Second By: Asmus

Code

PERSONNEL SERVICES

10* Salaries Reg. Employees	
11* Overtime Reg. Employees	
12* Salaries Temp. Employees	
13* Employer Pension Contr.	
14* Employer Ins. Contr.	
TOTAL	\$0.00

RECEIVABLES

Assessments Prop Owners	\$1,125,900
Community Investment	\$716,300
MSA	\$0
MUC	\$0
WTP	\$0
LOST	\$0

TOTAL \$1,842,200

SUPPLIES

20* Office Supplies	
21* Small Tools	
22* Motor Fuels & Lubricants	
23* Postage	
24 Mtce. of Equipment	
25 Mtce. of Structures	
26 Mtce. of Other Improvements	
27 Subsistence of Persons	
28 Cleaning & Waste Removal	
29* General Supplies	
TOTAL	\$0.00

FINANCING

GENERAL	\$1,842,200
LOST	\$0
MSA	\$0
WTP	\$0
MUC	\$0

TOTAL \$1,842,200

GRAND TOTAL \$1,842,200

Dated this 17th day of April, 2023

OTHER SERVICES

33* Travel-Conf.-Schools	
34 Mtce. of Equipment	
35 Mtce. of Structures	
36* Mtce. of Other Impr.	\$1,482,700
37 Subsistence of Persons	
38 Cleaning & Waste Removal	
39* Other Services	\$74,200
TOTAL	\$1,556,900

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

OTHER CHARGES

46* Prof. Serv.	\$280,300
49 Other Charges	\$5,000
TOTAL	\$285,300
GRAND TOTAL	\$1,842,200

RESOLUTION NO. 2023-075

A RESOLUTION AWARDDING PROJECT NO. 2304 TO JOE RILEY CONSTRUCTION IN THE AMOUNT OF \$323,580.60

Motion By: Fagerlie

Second By: O'Brien

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the bid of Joe Riley Construction of Morris, MN for Project No. 2304 is accepted, and be it further resolved that the Mayor and City Administrator of the City of Willmar are hereby authorized to enter into an agreement with the bidder for the terms and consideration of the contract in the amount of \$323,580.60.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

RESOLUTION NO. 2023-076
PROJECT NO. 2304 AS-BID BUDGET
TOTAL COST \$450,680

*Budget Amounts are Essential

Motion By: Asmus

Second By: Shuldes

Code

PERSONNEL SERVICES

10* Salaries Reg. Employees
11* Overtime Reg. Employees
12* Salaries Temp. Employees
13* Employer Pension Contr.
14* Employer Ins. Contr.
TOTAL \$0.00

RECEIVABLES

Assessments Prop Owners \$0
Community Investment \$450,680
MSA \$0
MUC \$0
WTP \$0
LOST \$0

TOTAL \$450,680

SUPPLIES

20* Office Supplies
21* Small Tools
22* Motor Fuels & Lubricants
23* Postage
24 Mtce. of Equipment
25 Mtce. of Structures
26 Mtce. of Other Improvements
27 Subsistence of Persons
28 Cleaning & Waste Removal
29* General Supplies
TOTAL \$0.00

FINANCING

GENERAL \$450,680
LOST \$0
MSA \$0
WTP \$0
MUC \$0

TOTAL \$450,680

GRAND TOTAL \$450,680

Dated this 17th day of April, 2023

OTHER SERVICES

33* Travel-Conf.-Schools
34 Mtce. of Equipment
35 Mtce. of Structures

/s/ Douglas E. Reese
Mayor

36* Mtce. of Other Impr.	\$323,585	
37 Subsistence of Persons		Attest:
38 Cleaning & Waste Removal		
39* Other Services	\$16,200	
TOTAL	\$339,785	<u>/s/ Judy R. Thompson</u> City Clerk
OTHER CHARGES		
46* Prof. Serv.	\$108,395	
49 Other Charges	\$2,500	
TOTAL	\$110,895	
GRAND TOTAL	\$450,680	

RESOLUTION NO. 2023-077

**A RESOLUTION AWARDING PROJECT NO. 2308 TO ASPHALT SURFACE TECHNOLOGIES CORP.
IN THE AMOUNT OF \$388,804.50.**

Motion By: Shuldes 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 bid of Asphalt Surface Technologies Corp. of St. Cloud, MN for Project No. 2308 is accepted, and be it further resolved that the Mayor and City Administrator of the City of Willmar are hereby authorized to enter into an agreement with the bidder for the terms and consideration of the contract in the amount of \$388,804.50.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk

RESOLUTION NO. 2023-078

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILLMAR, MINNESOTA, APPROVING THE
EARLY ACCESS AGREEMENT WITH MB RAIL IB EQUIPMENT, LLC**

Motion By: Fagerlie Second By: O'Brien

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the Early Access Agreement with MB Rail IB Equipment, LLC, appended hereto, is accepted as to form and hereby approved, and be it further resolved that the Mayor and City Administrator of the City of Willmar are hereby authorized to execute a version of said agreement that is substantially consistent with the attached draft on behalf of the City.

Dated this 17th day of April, 2023

/s/ Douglas E. Reese
Mayor

Attest:

/s/ Judy R. Thompson
City Clerk