

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

May 7, 2007  
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 DeBlieck, Denis Anderson, Rick Fagerlie, Jim Dokken, and Steven Gardner; Present 8, Absent 1 - Cindy Swenson.

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

Additions to the Agenda included consideration of a change order on the Interceptor Project, Arbor Day Proclamation, and Housing Task Force.

Council Member Reese offered a motion adopting the Consent Agenda which included the following: City Council Minutes of April 16, Rice Hospital Board Minutes of April 11, Municipal Utilities Commission Minutes of April 23, Planning Commission Minutes of April 25, Building Inspection Report for April, Convention and Visitors Bureau Minutes of March 20, Kandiyohi Area Transit Board Minutes of March 27, and Zoning Appeals Board Minutes of April 30, 2007. Council Member DeBlieck seconded the motion, which carried.

At 7:08 p.m. Mayor Heitke opened a hearing on an Ordinance Authorizing the Issuance of \$2,155,000 General Obligation Improvement Bonds, Series 2007B. City Administrator Schmit presented details of the proposed Ordinance. Mr. Schmit explained the amount of the Bonds was reduced to \$1,725,000 due to J. Herzog and Sons, owners of the Kandi Mall, not participating in the 5<sup>th</sup> Street Southeast Project as various concerns were voiced by one of the larger tenants. There being no one present to speak for or against the proposed Ordinance, Mayor Heitke closed the meeting at 7:12 p.m.

At this time Council Member Swenson arrived at the meeting.

Council Member Anderson offered a motion to adopt, assign a number, and order final publication of the Ordinance Authorizing the Issuance of \$2,155,000 General Obligation Improvement Bonds, Series 2007B, and Levying the Taxes to secure the Payment Thereof. Council Member Fagerlie seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

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

**RESOLUTION NO. 1**

**RESOLUTION PROVIDING FOR THE COMPETITIVE NEGOTIATED SALE OF  
\$1,725,000 GENERAL OBLIGATION IMPROVEMENT BONDS, SERIES 2007B**

(For Resolution in its entirety, see City Council Proceedings file dated  
May 7, 2007, located in the City Clerk's Office)

At 7:19 p.m. Mayor Heitke opened a hearing to consider assessments for the 2007 Street Improvement Project. City Engineer Odens reviewed Project Nos. 0603, 0701, 0703 and 0704 – Street

and Other Improvements for 2007 and explained the proposed assessments. Roger Justin representing ODP Investments, owners of the Kandi Entertainment Center, voiced concerns of blocking of the north-side access from future traffic being backed up from the right turn lane of the new intersection and the flooding of the south side area in which rainwater nearly reached the KEC building in the most recent rain. Mr. Justin stated he felt the assessments were improper due to flooding. Keith Pattison also spoke in opposition to the assessment because the flooded areas can become a mosquito breeding ground and be harmful to the outside volleyball court. Jason VerSteeg and Chris Duininck representing Duininck Bros. Inc. (DBI), the developers of Water View Business Park, voiced concerns over the consulting engineering services cost estimates and the line item costs for other services and charges in the budget for Water View Business Park. Mayor Heitke read into the record letters from Kenneth Inselmann, Bus Barn LLC, and Keith Pattison, ODP Investments, Ltd. Upon hearing all those who wished to be heard, Mayor Heitke closed the meeting at 7:56 p.m.

Council Member Reese moved to reduce the assessments on 17<sup>th</sup> Avenue Southwest by lowering the assigned lot length to the neighborhood average of 79.85 feet. Council Member Christianson seconded the motion, which carried.

DBI Water View Business Park concerns were discussed, but no action taken.

Following earlier discussion of the need to remove 5<sup>th</sup> Street Southeast (Mall road), Resolution No. 2 was introduced by Council Member DeBlieck, seconded by Council Member Gardener, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

#### RESOLUTION NO. 2

##### AMENDING THE ORDER OF 2007 STREET AND OTHER IMPROVEMENTS

WHEREAS, the City Council of the City of Willmar held an improvement hearing for the 2007 Street and Other Improvements on February 20, 2007, and

WHEREAS, the resolution duly adopted which ordered the 2007 Street and Other Improvements (and Directing Preparation of Final Plans and Specifications) included the construction of 5<sup>th</sup> Street Southeast – from 600 feet south of Willmar Avenue to 19<sup>th</sup> Avenue Southeast.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, that it is advisable to remove 5<sup>th</sup> Street Southeast (Mall road) project from the list of improvements due to the expressed concerns of the owners of the Kandi Mall and their tenants.

Dated this 7<sup>th</sup> day of May, 2007.

/s/ Lester Heitke  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

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

#### RESOLUTION NO. 3

##### ADOPTING ASSESSMENT ROLL

WHEREAS, pursuant to notice duly given as required by law, the City Council has met, heard, and passed upon all objections to the proposed assessment for 2007 Street and Other Improvements, and has amended such proposed assessment as it deems just;

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

1.A. Such proposed assessment, the sum of \$2,482,351, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein is hereby found to be benefited by the proposed improvement listed as Projects 0603, 0703, and 0704.

1.B. Such proposed assessment, the sum of \$646,559.70, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein is hereby found to be benefited by the proposed improvement listed as Project 0701 and 0706.

2. 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 2008, collectible with such taxes during the year 2008.

B(a). [For the projects listed in 1.A. above], 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 the bond sale, approximately March 19, 2007, until December 31, 2008. To each subsequent installment, when due there shall be added interest for one year at said rate on the unpaid principal amount of the assessment.

B(b). [For the projects listed in 1.B. above], 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 the bond sale, approximately June 4, 2007, until December 31, 2008. To each subsequent installment, when due there shall be added interest for one year at said rate on the unpaid principal amount of the assessment.

C. The owner of any property so assessed may at any time prior to the certification of the assessment or the first installment thereof to the County Auditor (Treasurer), pay the whole of the principal amount of the assessment on such property with interest accrued to the date of payment to the City Clerk-Treasurer, except that no interest shall be charged if the entire assessment is paid by October 31, 2007, and such property owner may at any time prior to November 15 of any year pay to the City Clerk-Treasurer the entire principal amount.

3. 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 7<sup>th</sup> day of May, 2007.

/s/ Lester Heitke  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

At 8:30 p.m. Mayor Heitke opened a hearing on an Ordinance to Rezone Certain Property. Planning and Development Services Director Peterson informed the Mayor and Council that First Step Inc. proposes to rezoning of the Old Lafayette School Property from G/I (Government Institutional) to R-2 (One and Two-Family Residential) for the purpose of operating a day care center. The Planning Commission has approved of the rezoning. There being no one present to speak for or against the Ordinance, Mayor Heitke closed the hearing at 8:31 p.m.

Council Member DeBlieck offered a motion to adopt, assign a number, and order final publication of the Ordinance Amending Municipal Ordinance No. 1060, the Willmar Zoning Ordinance. Council Member Swenson seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Mayor Heitke recognized Chris Duinck had signed up to address the City Council during its scheduled Open Forum regarding concerns with the contingency and construction engineering services in the Water View Business Park development project. The Mayor directed staff to meet with DBI representatives in the near future.

The Finance Committee Report for April 23, 2007, was presented to the Mayor and Council by Council Member Fagerlie. There were seven items for Council consideration.

Item No. 1 City Clerk Halliday presented to the Committee details of the current statutory tort liability limits to the extent of the coverage purchased from the League of Minnesota Cities Insurance Trust. A decision must be made annually whether to waive or not waive the limits.

If the City does not waive the statutory tort limits, an individual claimant would be able to recover no more than \$300,000 on any claim to which the statutory tort limits apply. The total which all claimants would be able to recover in a single occurrence to which the statutory tort limits apply would be limited to \$1,000,000. If the City waives the statutory tort limits and purchases excess liability coverage, a single claimant could potentially recover an amount up to the limit of the coverage purchased. The total which all claimants would be able to recover for a single occurrence to which the statutory tort limits apply would also be limited to the amount of coverage purchased, regardless of the number of claimants.

The Committee was recommending the Council make a motion stating the City will not waive the statutory tort limits. Council Member Fagerlie offered a motion to approve the recommendation of the Finance Committee with Council Member Dokken seconded the motion, which carried.

Item No. 2 Craig Holmes of Donohue & Associates updated the Committee on the status of the Waste Water Treatment Plant Project. Costs continue to be under budget for the Planning Phase and the Design Phase, with the design completion stage at 30 percent. Approximately \$500,000 has been received for the Fiscal Year 2006 STAG Grant and other direct federal appropriations continue to be requested. Clean Water Legacy Grants have been applied for through the Minnesota PFA, including \$3,205,975 for Total Maximum Daily Load Reduction and \$500,000 for Phosphorus Reduction. The City is 100% eligible for a PFA Revolving Fund Loan which would have a maximum term of 20 years and could be subsidized by the State for 2.5 points bringing the interest rate down to approximately 2%. Other funding is being pursued via Minnesota Capital Bonding for a direct Minnesota line item appropriation. The next application for 2008 funds is due at the State in June, 2007.

Mr. Holmes distributed copies of the Master Design Schedule and noted that the project is on target. This matter was for information only

Item No. 3 Staff provided the Committee with the proposed 2008 Budget Calendar which was briefly reviewed. The Committee was recommending the Council approve the 2008 Budget Calendar as presented. Council Member Fagerlie moved to approve the recommendation of the Finance Committee with Council Member Gardner seconding the motion, which carried.

Item No. 4 The Committee reviewed the schedule of events anticipated for the 2007B Bond Issue for street improvements and the 19<sup>th</sup> Avenue improvements. Total bonding for this project is estimated at \$2,155,000 and is the second of two improvements bonds issued during 2007. Council has previously set May 21, 2007, to hold the public hearing for this second bond issue with the sale date scheduled for June 4, 2007. This matter was for information only.

Item No. 5 Staff explained to the Committee that the City received a \$400,000 grant from the Minnesota Department of Employment and Economic Development in 2006, which was loaned to

Willmar Fabrication for industrial development purposes. Willmar Fabrication is now in the process of repaying this loan to the City. During the 2008 budget process, Council will have the authority to set usage requirements of the loan proceeds for further industrial development. This matter was for information only.

Item No. 6 It was noted that representatives from Rice Memorial Hospital will be attending the May 14, 2007, Finance Committee meeting to discuss the hospital's 2006 Financial Report as well as intergovernmental transfers between Rice Hospital and the City of Willmar. This matter is for information only.

Item No. 7 The Committee reviewed the February Investments Report; March Investments Report; February Rice Trust Report; March EDC Report; March CVB Report; March WRAC-8 Report; March Local Option Sales Tax Report; 1<sup>st</sup> Quarter Investments/Interest Activity Report; 1<sup>st</sup> Quarter Rice Trust Report; and March, 2007, Rice Trust Report. This matter was for information only.

The Finance Committee Report for April 23, 2007, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Fagerlie, seconded by Council Member Dokken, and carried.

The Public Works/Safety Committee Report for April 24, 2007, was presented to the Mayor and Council by Council Member Reese. There were five items for Council consideration.

Item No. 1 The item regarding the Airport self fueling was postponed to a later meeting.

Item No. 2 The Committee considered an ordinance prohibiting ultimate fighting within the City. This item was discussed at a previous Committee meeting at which time the City Attorney was directed to draft the ordinance. The ordinance defines ultimate fighting in detail and prohibits the activity within the City of Willmar with the penalty of a misdemeanor.

Following discussion, the Committee was recommending the Council approve the Ultimate Fighting Ordinance as presented and introduce it for a hearing. Council Member Reese offered a motion to introduce the Ordinance as presented and schedule a public hearing for May 21, 2007. Council Member Fagerlie seconded the motion, which carried.

Item No. 3 Craig Holmes and Mike Gerbitz of Donohue and Associates updated the Committee on the status of the funding and plans for the new Wastewater Treatment Plant as the design phase is 30 percent complete. Mr. Holmes briefed the Committee on the three main funding sources and Willmar's eligibility in the grant and loan programs.

Mr. Gerbitz then addressed the Committee presenting the timeline for the construction of the new facility, along with a brief overview of the plant design to date. The facility will be designed in three phases: 0-30%, 30-75%, and 75-100%. The design team of Donohue and Associates evaluated the cost estimate based on the 30% complete and figures incorporated value engineering. As a result of this evaluation, cost estimates were kept within the budget.

The Facilities Plan Amendment eliminates the proposed wastewater pumping station at the existing WWTP, and revises the hydraulic capacity of the secondary settling basins to a peak flow equal roughly to two-thirds of the peak municipal design year flow rate. This reduction of peak flow design is made possible by recognizing the storage capabilities of the large-diameter interceptor.

The hydraulic capacity for the remainder of the plant (municipal and industrial) remains unchanged from the approved Facilities Plan. The Committee reviewed the correspondence to the MPCA and was recommending the Council approve Donohue and Associate's request and authorize

them to submit a letter on behalf of the City to the MPCA for an amendment to the Facilities Plan. Resolution No. 4 was introduced by Council Member Reese, seconded by Council Member Swenson, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 4

WHEREAS, Donohue and Associates, consulting engineers, has prepared a Facility Plan for the relocation of the Wastewater Treatment Facility which has been approved by the Minnesota Pollution Control Agency; and

WHEREAS, Donohue and Associates has presented to the City of Willmar an amendment to the original facilities plan which eliminates the proposed wastewater pumping station at the existing WWTP and revises the hydraulic capacity of the secondary settling basins to a peak flow equal roughly to two-thirds of the peak municipal design year flow rate. This reduction of peak flow design is made possible by recognizing the storage capabilities of the large-diameter interceptor.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Willmar to authorize submittal of the amendment to the Wastewater Treatment Plant Facility Plan to the Minnesota Pollution Control Agency and approve the amendment as presented.

Dated this 7<sup>th</sup> day of May, 2007.

/s/ Lester Heitke  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Item No. 4 The Committee discussed of the upcoming Assessment Hearing . This year's assessment rate for reconstruction is \$53.80 per foot and overlay is \$17.33 per foot. The total assessment figure prepared by staff for both bonding issues is \$3,271,161.46. Staff requested authorization to prepare the assessment roll. The Committee was recommending the Council adopt a Resolution declaring costs to be assessed and order preparation of the assessment roll.

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

RESOLUTION NO. 5

DECLARING COST TO BE ASSESSED AND  
ORDERING PREPARATION OF ASSESSMENT ROLL  
IN CONNECTION WITH 2007 STREET AND OTHER IMPROVEMENTS  
(PROJECT NOS. 0603, 0701, 0703, and 0704)

WHEREAS, contracts have been let for the construction of Street and Other Improvements of 2007 in the City, to-wit: City Project Nos. 0603, 0701, 0703 and 0704 and;

WHEREAS, the total cost of said Street and Other Improvements of 2007 is \$7,560,680.00.

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

1a. The City Council hereby determines that the City shall pay \$4,276,702.79 of said cost, exclusive of the amount it may pay as a property owner, and the sum of \$788,810.46 shall be assessed against benefited property owners based upon benefits received without regard to cash

valuation for Project 0701.

1b. The City Council hereby determines that the City shall pay \$12,815.75 of said cost, exclusive of the amount it may pay as a property owner, and the sum of \$2,482,351.00 shall be assessed against benefited property owners based upon benefits received without regard to cash valuation for Projects 0603, 0703 and 0704.

2. The Clerk-Treasurer, with the assistance of the City Engineer, shall forthwith calculate the proper amount to be specially assessed for such improvement against every assessable lot, piece or parcel of land without regard to cash valuation as provided by law, and he shall file a copy of such assessment in his office for public inspection.

3. The Clerk-Treasurer shall, upon the completion of such assessment, notify the City Council thereof.

Dated this 7<sup>th</sup> day of May, 2007.

/s/ Lester Heitke  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Item No. 5 The City has received an agreement from the State of Minnesota which provides the terms for maintenance and electrical energy for the new highway lighting systems on northbound Highway 71 at County State Aid Highway 23 and on southbound Highway 71 at Lakeland Drive. The State of Minnesota will do all maintenance and the City and County will provide the electrical energy for the lights.

The Committee was recommending the Council accept the agreement as presented and authorize the Mayor and City Administrator to enter into an agreement on behalf of the City. Resolution No. 6 was introduced by Council Member Reese, seconded by Council Member Christianson, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 6

BE IT RESOLVED that the City of Willmar enter into an agreement with the State of Minnesota, Department of Transportation for the following purposes, to wit:

To provide Maintenance and Electrical Energy for the new Highway lighting Systems on northbound Trunk Highway No. 71 at County State Aid Highway No. 23 and on southbound Trunk Highway No. 71 at Lakeland Drive within the corporate limits of the City of Willmar, Kandiyohi County, Minnesota in accordance wit the terms and conditions set forth and contained in Agreement No. 90504, a copy of which was before the Council.

BE IT FURTHER RESOLVED that the property City officers be and hereby are authorized to execute such agreement and any amendments, and thereby assume for and on behalf of the City all of the contractual obligations contained therein.

Dated this 7<sup>th</sup> day of May, 2007.

/s/ Lester Heitke  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

The Public Works/Safety Committee Report for April 24, 2007, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Reese, seconded by Council Member Fagerlie, and carried.

The Labor Relations Committee Report for April 24, 2007, was presented to the Mayor and Council by Council Member Gardner. There were two items for Council consideration.

Item No. 1 Chair Gardner announced the intent of the Committee to close the meeting for the purpose of discussing contract negotiations with AFSCME Council No. 65 Local 559 – General Unit and the City Administrator. The meeting then closed and reopened.

The Committee was recommending the Council approve a new three-year contract between the City of Willmar and AFSCME Council No. 65 Local 559 – General Unit. The contract calls for annual wage adjustments of 3 percent and a change in paid holidays – exchanging Columbus Day for the day after Thanksgiving. It was noted the change is consistent with recent modifications to other existing employment contracts and that the City Offices/operations, with the exception of Public Works, will now be closed the day after Thanksgiving. Council Member Gardner moved to approve the recommendation of the Labor Relations Committee with Council Member Anderson seconding the motion, which carried.

The Committee was recommending the Council approve a new three-year agreement with City Administrator Schmit. The contract includes a base salary of \$104,040 in 2007 (representing a wage increase and market adjustment) and 3 percent annual adjustments in 2008 and 2009. The contract includes provisions for gap financing of health insurance premiums from the time of termination of employment through Medicare eligibility (age 65). Council Member Gardner moved to approve the recommendation of the Labor Relations Committee with Council Member Reese seconding the motion, which carried.

Item No. 2 Noting the number of significant projects underway, the Committee revisited a concept of Council work sessions whereby the Council would set aside time to discuss various projects in process. The concept of work sessions surfaced in discussions with Mr. Carl Neu during the Council's January Strategic Planning Session as a way for the Council to better understand and track the progress of various City Projects.

The Committee was recommending to the Council that Staff be directed to develop a format for Council work sessions that would be topic specific, informational in nature and limited in time, and generally conducted during the time slot when the Labor Relations Committee has no meeting scheduled. The round-table discussion would be chaired by the Mayor, and the first topic of discussion will be the status of Library funding. Council Member Gardner moved to approve the recommendation of the Labor Relations Committee with Council Member Dokken seconding the motion, which carried.

The Labor Relations Committee Report for April 24, 2007, was approved as presented with Council Member Anderson seconding the motion, which carried.

Planning and Development Services Director Peterson presented to the Mayor and Council for consideration a Preliminary Plat for Emerald Ponds Second Addition. The Plat is a replat of five existing lots into four larger lots for deluxe-sized rental twin homes being developed by Dan Koosman. Mr. Peterson noted most issues were addressed with the original plat and any utility changes shall be at the cost of the developer. Council Member Fagerlie moved to approve the Preliminary Plat for Emerald Ponds Second Addition with Council Member Gardner seconding the motion, which carried.



Planning and Developer Services Director Peterson presented to the Mayor and Council for consideration an Ordinance to Rezone Certain Lands from I-2 to I-1. The Planning Commission proposed initiating the rezoning of property east of Highway #40 from Highway 12 south to the Willmar Pet Hospital from I-2 to I-1. The Planning Commission wishes to change those properties to the more limited industrial use to protect current businesses and properties from possible incompatible uses. The rezoning will not affect current uses of the properties as they will be pre-existing legal uses. Council Member Reese offered a motion to introduce an Ordinance to Rezone Certain Lands from I-2 to I-1 and schedule a hearing for May 21, 2007. Council Member Christianson seconded the motion, which carried.

Planning and Developer Services Director Peterson presented to the Mayor and Council for consideration an Ordinance to amend Ordinance No. 1060, Section 6.L.2 and Section 6.M. The proposed Ordinance amends the existing permitted uses in the Industrial District of the Zoning Ordinance to allow agricultural product processing plants by conditional use permit in the I-1 (Limited Industry District) and to change automobile salvage/reduction yards from a permitted use with plan review to a conditional use permit in the I-2 (General Industry District). Council Member Anderson offered a motion to introduce the Ordinance to amend Ordinance No. 1060, Section 6.L.2 and Section 6.M and scheduled a hearing for May 21, 2007. Council Member Reese seconded the motion, which carried.

Craig Holmes, Donohue and Associates, presented to the Mayor and Council a Change Order with S. J. Louis for the Wastewater Treatment Plant Interceptor Project. The Change Order is to construct the interceptor north of the 19<sup>th</sup> Avenue SE and 5<sup>th</sup> Street Southeast intersection, about 65 feet, costing \$260,048.

Following discussion, Resolution No. 7 was introduced by Council Member Reese, seconded by Council Member Gardner, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.  
RESOLUTION NO. 7

WHEREAS, a contract has been awarded to S. J. Louis Construction, Inc. of Waite Park, Minnesota, on September 28, 2006, in the amount of \$574,584.00 for Project No. 0609 – Southern Interceptor Line – Phase I; and

WHEREAS, it is desired to add to the above contracted amount mobilization fees to construction site, excavate and connect to existing 21-foot deep manhole, install 64 lineal feet of 48-inch diameter interceptor sewer and backfill to existing grade by May 31, 2007.

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

1. Additional work is herewith authorized to be added to the above contract in the amount of \$26,048.00 and identified as Change Order No. 1.
2. Funding for the additional work is from the project budget.

Dated this 7<sup>th</sup> day of May, 2007.

/s/ Lester Heitke  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Mayor Heitke read an Arbor Month Proclamation and informed viewers some of the requirements of a Tree City such as the Tree Care Ordinance and spending of \$2 per capita on

trees/shrubs each year. This matter was for information only.

Mayor Heitke submitted to the Council a list of individuals he was recommending to serve on the Housing Task Force to review housing, housing policies, and enforcement of housing codes. Following discussion, Council Member DeBlieck moved to approve the Housing Task Force members as presented with Council Member Swenson seconding the motion, which carried.

Announcements for Council Committee meeting dates were as follows: Finance, May 14; Public Works/Safety, May 15; Labor Relations, May 16; and Community Development, May 17, 2007.

There being no further business to come before the Council, the meeting adjourned at 9:28 p.m. upon motion by Council Member Gardner, seconded by Council Member Swenson, and carried.

Attest:

\_\_\_\_\_  
MAYOR

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