

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

September 2, 2008
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, Cindy Swenson, Rick Fagerlie, Jim Dokken, and Steven Gardner; Present 8, Absent 1 – Council Member Denis Anderson was excused from the meeting

Also present were 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, Administrative Assistant Audrey Peterson, and City Clerk Kevin Halliday.

Additions to the Agenda included the Oaks on Eagle Creek Liquor License, and Canvassing Board meeting notices for the City of Willmar and Kandiyohi County.

The Council requested that the Municipal Utilities Commission Minutes be removed from the Consent Agenda.

Council Member Gardner offered a motion adopting the Consent Agenda which included the following: City Council Minutes of August 18, Rice Hospital Board Minutes of August 13, Convention and Visitors Bureau Minutes of June 17, and Police Commission Minutes of June 25, 2008; and Mayoral Appointments: Community Education and Recreation Board – Patti Johnson, and Municipal Utilities Commission – Gary Myhre. Council Member Reese seconded the motion, which carried.

The Mayor and Council discussed the Municipal Utilities Commission item regarding the Wind Generation Project. WMU General Manager Bruce Gomm was present and clarified maintenance issues as well as costs and energy produced with the project. Council Member DeBlieck moved to approve the Municipal Utilities Commission Minutes dated August 25, 2008, with Council Member Dokken seconding the motion, which carried.

At 7:22 p.m. Mayor Heitke opened a hearing on an Ordinance Amending No. 1060 Known as the Willmar Zoning Ordinance by Amending Section 9 Relating to Standards for Conditional Use Permits. Planning and Development Services Director Peterson presented details of the proposed Ordinance which amends the conditional use permit affirmative findings of fact. Andy Bjur, Chair of the Planning Commission, commented on each of the seven recommendations in the Ordinance. Upon hearing all those who wished to be heard, Mayor Heitke closed the hearing at 7: 23 p.m.

Following discussion, Council Member Christianson moved to strike #7 and add the former #6 and #7. The motion died for the lack of a second. Council Member Reese offered a motion to adopt, assign a number, and order final publication of the Ordinance Amending No. 1060 Known as the Willmar Zoning Ordinance by Amending Section 9 Relating to Standards for Conditional Use Permits. Council Member Gardner seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

At 8:02 p.m. Mayor Heitke opened a hearing on special assessments for unpaid weed/grass mowing. City Clerk Halliday presented to the Mayor and Council a list of properties which have unpaid weed and/or grass charges and was recommending these charges be certified against the real property. There being no one present to speak for or against the proposed special assessments, Mayor Heitke closed the hearing at 8:03 p.m.

Resolution No. 1 was introduced by Council Member DeBlieck, seconded by Council Member

Christianson, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 1

WHEREAS, Section 9-41 of the Willmar City Code states that such unpaid weed or grass mowing bills represent a lien of the real property receiving mowing services; and

WHEREAS, THE City Council of the City of Willmar has offered the owner his right to request an appearance before the Council to make objections to payment;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that the amount of the unpaid weed/grass mowing charges totaling \$1765.21 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 2009 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 weed or grass charges be certified against the real property as follows:

1. Parcel No. 95-280-0090 \$80.25
Located at 825 5th Street SW; and
Described as HANSON'S ADDITION TO WILLMAR LOT 8 EXC E 55 FT S 1/2 OF LOT 9 EXC E 55 FT
2. Parcel No. 95-003-6280 \$90.95
Located at 402 6th Street SW; and Described as WILLMAR, TOWN OF (ORIGINAL)
LOT 1 & N 30FT. OF LOT 2
3. Parcel No. 95-665-0470 \$144.45
Located at 1008 Olena Avenue SE; and Described PERKINS 5TH ADDITION
4. Parcel No. 95-220-0610 \$117.70
Located at 306 Bernard Street SE; and
Described as FERRING'S ADDITION LOT 1 & PART OF VACATED ALLEY LYING S'LY
OF BLOCK 5 & N'LY OF BLOCK 6
5. Parcel No. 95-006-3420 \$235.40
Located at 707 8th Street SW; and Described as FIRST ADDITION TO THE TOWN OF WILLMAR LOT 12 &
S1/2 OF LOT 13
6. Parcel No. 95-003-6930 \$117.70
Located at 407 11th Street SW; and Described as WILLMAR, TOWN OF (ORIGINAL)
7. Parcel No. 95-220-0540 \$235.40
Located at 206 Bernard Street SE; and
Described as FERRING'S ADDITION S1/2 OF LOT 3, S1/2 OF E1/2 OF LOT 2
8. Parcel No. 95-847-0010 \$144.45
Located at 1610 9th Street SW; and Described as WESLEY ACRES
9. Parcel No. 95-914-2130 \$117.70
Located at 716 Mary Avenue SE; and
Described as PART OF M.JOHNSON'S OUT LOT #1:COM. 350' E. FROM PT. WHERE E.LINE OF 6TH
ST. E&S LINE OF MARY AVE INTERSECT, TH. E'LY 50FT S'LY 150', W'LY 50', N. 150', TO BEG.
10. Parcel No. 95-280-1040 \$117.70
Located at 912 3rd Street SW; and Described as HANSON'S ADDITION TO WILLMAR
11. Parcel No. 95-040-0680 \$117.70
Located at 1712 Monongalia Avenue SW; and Described as BARNSTAD'S ADDITION TO THE
CITY OF WILLMAR E1/2 OF LOTS 9 & 10

- 12. Parcel No. 95-835-0220 & 95-835-0210(adjoining lots) \$128.11
Located at 3004 & 3008 3rd Avenue NW; and Described as VOS PARK
- 13. Parcel No. 95-006-0160 \$117.70
Located at 905 Trott Avenue SW; and Described as FIRST ADDITION TO THE TOWN OF WILLMAR E 90'
OF LOTS 1 & 2

Dated this 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Mayor Heitke recognized John Sullivan who had signed up to address the City Council during its scheduled Open Forum regarding vacancies on various Boards and Committees.

Public Works Director Odens informed the Mayor and Council that in July the Council passed a Resolution to support the concept and authorize a grant application to extend the hike and bike trail at the corner of Ella Avenue NW and the First Street Bridge. It is necessary at this time for the City to adopt a Resolution resolving as the sponsor's agent and a resolution agreeing to operate and maintain the facilities constructed. The recommended local source of funding is local option sales tax revenues – hike and bike trail category. Andy Bjur, representing the Willmar Design Center, was present to provide details of the application process.

Resolution No. 2 was introduced by Council Member Gardner, seconded by Council Member Reese, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 2

WHEREAS, the Federal Highway Administration (FHWA) requires that states agree to operate and maintain facilities constructed with federal transportation funds for the useful life of the improvement and not change the use of right of way acquired without prior approval from the FHWA; and

WHEREAS, the Transportation enhancement projects receive federal funding from the Surface Transportation Program (STP) of the 2005 Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU); and

WHEREAS, the Minnesota Department of Transportation (Mn/DOT) has determined that for projects implemented with transportation enhancement funds, this requirement should be applied to the project sponsor; and

WHEREAS, the City of Willmar is the project sponsor for the transportation enhancement project identified as Ella Avenue Connector.

NOW THEREFORE BE IT RESOLVED that the Project Sponsor hereby agrees to assume full responsibility for the operation and maintenance of property and facilities related to the aforementioned transportation enhancement project.

Dated this 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Resolution No. 3 was introduced by Council Member Gardner, seconded by Council Member DeBlieck, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 3

BE IT RESOLVED, that the City of Willmar act as sponsoring agent for a "Transportation Enhancements" project identified as Ella Avenue Connector and acknowledges herewith that it is willing to be the project sponsor; knowing full well that such sponsorship includes a willingness to secure and guarantee the local share of costs associated with this project and responsibility for seeing this project through to its completion, with compliance of all applicable laws, rules and regulations.

BE IT FURTHER RESOLVED, that City Administrator Michael Schmit is hereby authorized to act as agent on behalf of this applicant

Dated this 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The Finance Committee Report for August 25, 2008, was presented to the Mayor and Council by Council Member Fagerlie. There were seven items for Council consideration.

Item No. 1 Bill Fenske, Rice Memorial Hospital CFO, presented an overview of the Hospital's quarterly report for the period ended June 30, 2008. He noted that inpatient activity is down over 5 percent from budgeted projections and Medicare/Medical Assistance reimbursements have subsequently decreased as well. The Hospital is in the process of reducing 43 positions through layoffs, attrition, or reduction of hours to offset the decreased revenue. Net income projections for the year to date were \$1.3 million but the Hospital is experiencing a net loss of approximately \$25,000 as of June 30, 2008. This matter was for information only.

Item No. 2 Bruce Gomm, Willmar Municipal Utilities General Manager, presented an overview of the MUC's quarterly report for the period ended June 30, 2008. He noted that they have had higher than expected purchase power costs through Great River Energy in the amount of \$6.1 million to date compared to \$4.7 million for the same time last year. This matter was for information only.

Item No. 3 General Manager Gomm, explained that the MUC has approved the purchase of two wind turbines. To secure this purchase, 30 percent of the estimated cost, or approximately \$1.8 million, has been paid out of their Reserve Account. A revenue bond issue is anticipated for approximately \$10 million for construction of the two turbines as well as for some improvements to the power plant. Mayor Heitke expressed concerns regarding fire/rescue issues for these towers which are estimated to be 250 feet high. The Willmar Fire Chief will be contacted to address this issue. Other concerns the mayor raised included maintaining the towers as well as deconstruction costs if and when that would be needed. These two issues will also be addressed by the MUC in their financing discussions.

It is the intent of the MUC to reimburse themselves for expenses incurred prior to the bond issue, which resolution has been adopted by their Commission. Since the MUC is a component unit of the City of Willmar, the Council is required to adopt this resolution as well. The Committee was recommending the Council introduce a resolution stating that the City of Willmar/MUC intends to reimburse itself for expenses incurred prior to the bond issue for this wind turbine project. Resolution No. 4 was introduced by Council Member Fagerlie, seconded by Council Member Gardner, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 4

RESOLUTION ESTABLISHING PROCEDURES RELATING TO COMPLIANCE
WITH REIMBURSEMENT BOND REGULATIONS UNDER THE INTERNAL REVENUE CODE

(For Resolution in its Entirety, see City Council Proceedings file dated
September 2, 2008, located in the City Clerk's Office)

Item No. 4 Staff explained to the Committee the four parts to the current sewer rate structure. The User Charge is used for operational costs such as billing and administration. The Debt Service Charge is for covering debt service costs. The Non-Metered Rates are for areas such as Eagle Lake where customers do not have water meters. The Surcharge is for industrial or commercial users whose sewer concentrations are stronger than that of average residential users.

For the new Waste Water Treatment Plant, the City Administrator is proposing to move away from the User Charges and Debt Service Charges to a "Meter Charge" and "Flow Charge" which would recover the costs of the sewer. It is also being suggested that rates be set for two or three years rather than annually as is the current practice. This matter was for information only.

Item No. 5 Staff presented a request from Laurie Ortega, Pioneerland Library System, for disbursement of \$8,000 from the Library Reserve Fund for installing a wireless internet service at the Library. The Committee was recommending the Council introduce a Resolution appropriating \$8,000 from the Library Reserve Fund for the installation of wireless internet service as requested.

Resolution No. 5 was introduced by Council Member Fagerlie, seconded by Council Member Gardner, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 5

BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, that \$8,000.00 be appropriated from the Library Reserve Fund for the installation of a wireless internet service at the Willmar Public Library.

Dated this 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 6 The Committee reviewed the following reports: June Investment/Interest/Cash, July Rice Trust, July WRAC-8, and July CVB, and July Local Option Sales Tax. This matter was for information only.

Item No. 7 Staff explained to the Committee that on occasion organizations/businesses request a link on the City of Willmar's website. Currently, the City does not have a formal policy in place to respond to these requests. It was being recommended that a policy be established to help guide the City in future requests. A draft Website Links Policy was presented to the Committee for their review and will be discussed at a future Committee meeting. Council Member DeBlieck recommended it be sent to the Community Development Committee for further review. This matter was for information only.

The Finance Committee Report for August 25, 2008, 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 Gardner, and carried.

The Public Works/Safety Committee Report for August 26, 2008, was presented to the Mayor and Council by Council Member Reese. There were five items for Council consideration.

Item No. 1 Staff presented a bid tabulation for the path improvements along the east side of the new County Road 5 from TH 40 to TH 12 and a short segment on Lakeland Drive from the YMCA to the existing path on Olena Avenue SE. Three bids were received with the low bid of \$97,814.48 from Duinick Bros. Inc. of Prinsburg, MN. It was noted the budget for this project does not need to be revised as the low bid is nearly the same as the Engineer's estimate. The project is being financed from Local Option Sales Tax Revenues, and Staff recommended award of the contract to Duinick Bros. Inc.

The Committee was recommending the Council award the bid for Project No. 0810 to Duinick Bros. Inc. 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 Fagerlie, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 6

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the bid of Duinick Bros. Inc. of Prinsburg, Minnesota, for Project No. 0810 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 considerations of the contract in the amount of \$97,814.48.

Dated this 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 2 The Committee was informed by Staff that recent construction of the extension of County Road 5 through the former airport property has resulted in the need to renumber two roads. The County has passed resolutions renumbering CSAH 47 to CSAH 5 and CSAH 5 to CSAH 55. The Minnesota Department of Transportation requires the City concur with this renumbering. The Committee was recommending the Council concur with the renumbering as presented.

Resolution No 7 was introduced by Council Member Reese, seconded by Council Member Christianson, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 7

WHEREAS, the County Board of Kandiyohi County has renumbered two County State Aid Highways under the provisions of Minnesota laws to wit:

CSAH No. 47 from CSAH 15 North to US TH 12 a total distance of 1.38 miles renumbered to CSAH No. 5 and CSAH 5 from CSAH No. 15 North to US TH 12 a total distance of 3.06 miles renumbered to CSAH No. 55.

WHEREAS, the Minnesota Department of Transportation requires concurrence from the City of Willmar;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Willmar that said County State Highway renumbering be approved.

Dated this 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 3 Staff presented to the Committee an estimate/proposal to repair or replace the control system at the west entrance gate to the Airport. The gate is currently inoperable as a result of electrical shortages. The two options presented included repair of the existing unit for \$3,719.00 or installation of a new gate operator, considered a higher quality, for \$3,448.00. Staff requested the reappropriation of \$3,500 in the Airport Capital, to come from a portion of the funding designated for installation of an irrigation system, to purchase the new unit.

The Committee was recommending the Council reappropriate \$3,500 of capital funds to be used for the purchase of the new gate operator. Resolution No. 8 was introduced by Council Member Reese, seconded by Council Member Christianson, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 8

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Public Works Director to reallocate \$3,500 in the 2008 Airport Capital Budget designated for the installation of an irrigation system to purchase an HSLG OSCO slide gate operator for the Airport from the Capital fund.

Dated this 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 4 At the last meeting of the City Council no action was taken to award the contract for construction of the new Waste Water Treatment Facility. Staff informed the Committee that a hearing will be held in District Court on August 27, 2008, to consider the merits of a request for injunction filed on behalf of the second low bidder for the project, Gridor Construction. Findings by the Court will determine the low bidder and subsequent date for award of bid. This matter was for information only.

Item No. 5 Staff presented to the Committee for consideration a report relating to implementation of quiet zones in Willmar. In 2007 the City requested Railroad Controls Limited (RCL) to conduct an evaluation on the crossings within the City. There are a total of eight crossings in the City, of which Staff is currently pursuing the concept of quiet zones at the 7th Street NW and Willmar Avenue SW locations.

The 7th Street crossing has multiple tracks and lies within the rail yard, which makes it more challenging and costly. The City has contacted both Burlington Northern Santa Fe and the Federal Railway Association and proposed installing a concrete median along 7th Street between the crossings from Pacific Avenue to Campbell Avenue with a 15-foot section of mountable curb for rail yard vehicle access. This is the first time this type of curb within the concrete median has been seen by FRA as a quiet zone submittal. The raised center medians with a traversable section may be considered an alternative safety measure by the Federal Railway Association. RCL recommends the installation of four quadrant gates. Staff will continue to work with both BNSF and FRA to come up with a solution.

The Willmar Avenue crossing has been approved by BNSF and will consist of a concrete center median and new crossing gates. The City is currently working with BNSF on an agreement for the new crossing. The improvements will be coordinated with the City/County Willmar Avenue project in 2009 at an estimated cost of \$235,000.00. Following discussion, this matter was received for information only.

The Public Works/Safety Committee Report for August 26, 2008, 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 Christianson, and carried.

The Labor Relations Committee Report for August 27, 2008, was presented to the Mayor and

Council by Council Member Gardner. There were three items for Council consideration.

Item No. 1 Chair Gardner introduced a non-agenda item encouraging Council Members to consider adoption of formal policies regarding rules and order of conduct at City Council and Committee meetings and clearly define rules and procedures for conflict of interests. A general discussion followed and Chair Gardner asked Staff to assist in gathering information for policies/procedures and that this matter be considered at a future Labor Relations Committee.

Item No. 2 Committee Members welcomed Rice Hospital Officials who were in attendance to explain the Hospital's plans to fill the position of Chief Executive Officer. CEO Massa has announced his resignation effective September 26, and is scheduled to assume his new position as CEO and President of the Minnesota Hospital Association on October 20, 2008.

Hospital Board Member Larson explained to the Committee that the Hospital Board has decided to hire a professional search group in order to conduct a national outreach program. The search for a replacement is expected to take six to eight months. Mr. Larson stated that the Hospital Board was scheduled to meet that evening to develop a program for an interim appointment, and letters will be sent to existing executive staff to determine interest in the interim position. Following a general discussion, this matter was received for information only.

Item No. 3 Chair Gardner announced that it was the intent of the Committee to close the meeting to discuss employee contract negotiations and strategies with Hospital Officials. The meeting was closed and then reopened.

The Labor Relations Committee Report for August 27, 2008, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Gardner, seconded by Council Member Reese, and carried.

Finance Director Okins informed the Mayor and Council that pursuant to State Statues, it is necessary that the Council set the preliminary levy for the current year collectable in 2009. This dollar amount is the maximum amount that can be levied upon final budget adoption in December, 2008, and this amount can be lowered but not increased. Following discussion, Resolution No. 9 was introduced by Council Member Gardner, seconded by Council Member Reese, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 9

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 2009, upon the taxable property in said City of Willmar for the following purposes:

General Fund	<u>\$3,525,325</u>
	\$3,525,325

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 2008 on all outstanding bond issues, and the deferred annual tax levies previously certified to the County Auditor are hereby canceled;

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 2009 - 2010 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 \$189,908 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 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Public Works Director Odens presented to the Mayor and Council for consideration a request to re-appropriate \$24,000 from the 2005 Budget to the 2008 Capital Budget. The funds would be used for the purchase and installation of an irrigation system at the Orange Baseball Field by using \$12,000 budgeted for this purpose and re-designating \$12,000 from Hanson Park Equipment. Following discussion, Resolution No. 10 was introduced by Council Member Fagerlie, seconded by Council Member DeBlieck, read by Mayor Heitke, and approved on a roll call vote of Ayes 6, Noes 1 – Council Member Christianson vote “No.”

RESOLUTION NO. 10

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Mayor and City Administrator to enter into an agreement on behalf of the City and the Finance Director to amend the Park Development Capital Improvement Fund Budget as follows:

Increase:	2008 Line 54 (Orange Field Irrigation System)	\$24,000.00
Decrease:	2005 Line 54 (Hanson Park Equipment)	\$12,000.00
Decrease	2005 Line 54 (Orange Field Irrigation System)	\$12,000.00

Dated this 2nd day of September, 2008.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Announcements for Council Committee meeting dates were as follows: Finance, September 8; Public Works/Safety, September 9; Community Development, September 11; and Labor Relations, October 15, 2008.

City Clerk Halliday informed the Mayor and Council that the Coyote Moon Grille, formally Blue Heron on the Green, has been sold to David and Mary Baker with a new name of The Oaks at Eagle Creek. Following discussion, Council Member Fagerlie moved to approve the liquor license as presented. Council Member DeBlieck seconded the motion, which carried on a roll call vote of Ayes 7, Noes 0.

City Clerk Halliday informed the Mayor and Council that due to the September 9th Primary Election the Kandiyohi County Board of Canvas will meet at 1:00 p.m. and the City Board of Canvas will meet at 4:45 p.m. on September 11, 2008.

There being no further business to come before the Council, the meeting adjourned at 9:19 p.m. upon motion by Council Member Christianson, seconded by Council Member DeBlieck, and carried.

Attest: _____ MAYOR

SECRETARY TO THE COUNCIL