

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

July 7, 2014
7:00 p.m.

The regular meeting of the Willmar City Council was called to order by the Honorable Mayor Frank Yanish. Members present on a roll call were Mayor Frank Yanish, Council Members Denis Anderson, Ron Christianson, Steve Ahmann, Audrey Nelsen, Tim Johnson, Jim Dokken, Rick Fagerlie and Bruce DeBlieck; Present 9, Absent 0.

Others present were City Administrator Charlene Stevens, Police Chief Jim Felt, Public Works Director Sean Christensen, Planning and Development Director Bruce Peterson, Finance Director Steve Okins, City Clerk Kevin Halliday, Community Education and Recreation Director Steve Brisendine, Fire Chief Gary Hendrickson and City Attorney Robert Scott.

Council Member Ahmann noted he would like to read the Special City Council Meeting Minutes, Items B. and C. under the Consent Agenda. Mayor Yanish asked that Item G. Mayoral Appointment of Rachel Skretvedt be removed from the Consent Agenda.

Council Member DeBlieck offered a motion adopting the Consent Agenda which included the following: City Council Minutes of June 16, Rice Memorial Hospital Board Minutes of June 18, Willmar Municipal Utilities Minutes of June 23, Planning Commission Minutes of June 25, Application for Exempt Permit – Kandi Racing Association, Application for Exempt Permit – Willmar Community Theater, Accounts Payable Report through July 2, Building Inspection Report for the Month of June, Willmar Lakes Area CVB Board Minutes of May 20, Airport Commission Minutes of June 18, and CER Joint Powers Board Minutes of June 27, 2014. Council Member Christianson seconded the motion, which carried.

Items removed from the Consent Agenda were the Special City Council Meeting Minutes of June 16 and June 17, 2014. Council Member Ahmann read the minutes aloud. Council Member Ahmann made a motion to file the minutes as presented with Council Member Christianson seconding the motion, which carried. Council Member Ahmann then presented a summary of the performance evaluation for the City Administrator. Mayor Yanish explained the removal of Item G. Mayoral Appointment of Rachel Skretvedt to the CER Advisory Board, as he would first like to meet with the candidate.

Mayor Yanish acknowledged the request of Bob Enos, 905 Trott Avenue SW to speak in the Open Forum. He commented on the EDC Joint Powers Board meeting and the selection of a new office location. He spoke of a third option costing only \$48,000 for five years versus \$110,000 for the chosen option.

Mayor Yanish then acknowledged Kim Eickhoff who reported that on July 3rd he was driving his truck on Becker Avenue and ran over a manhole cover that flipped onto his truck and trailer causing damage to his vehicle and trailer. He was advised to file an insurance claim for the incident.

Planning and Development Services Director Bruce Peterson explained a request from Jennie-O Turkey Store (JOTS) to obtain a license agreement that would allow the company to begin construction in the former Highway 40 and Willmar Avenue right-of-ways once they are closed to public access in order to begin the project on or before August 1, 2014 as stipulated in the purchase and development agreements. Staff was recommending Council accept the temporary license agreement with Jennie-O Turkey Store and authorize the Mayor and City Administrator execute it on behalf of the City.

Resolution No. 1 was introduced by Council Member Christianson, seconded by Council Member DeBlieck, reviewed by Mayor Yanish, 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, a municipal corporation of the State of Minnesota, that the Mayor and City Administrator be authorized to enter into a Temporary License Agreement to Construct and Maintain Improvements in Public Easement Area between Jennie-O Turkey Store, a Minnesota corporation, and the City of Willmar.

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Planning and Development Services Director Bruce Peterson presented a resolution for consideration that amends the previous resolution vacating the right-of-way for the JOTS project as the area actually needed has been reduced. This action will preserve the City's rights to access all public utilities.

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

RESOLUTION NO. 2

AMENDING RESOLUTION NO. 2014.01
VACATING A PORTION OF A PUBLIC STREET

WHEREAS, the City Council by duly adopted Resolution 2014.01, enacted February 3, 2014, which authorized the vacation of a portion of a public street, namely portions of the former Highway 40 as identified in that Resolution;

WHEREAS, Resolution 2014.01 provides that such vacation shall become effective "conditioned on the completion and opening of the realigned Willmar Avenue SW between 22nd Street SW and County State Aid Highway 5";

WHEREAS, Resolution 2014.01 provides that "a utility easement be kept by the owners of the above-described properties over the entire street right of way vacated by this resolution";

WHEREAS, subsequent to adoption of Resolution 2014.01 but prior to the effective date of the vacation of public right-of-way authorized in such Resolution, and following City staff review of the construction plans and specifications for the project to be constructed in the area, the City has determined that it is in the best interests of the City of Willmar to more clearly define the utility easement area.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby amends Resolution 2014.01 to more particularly define the utility easement identified and reserved to the City therein as follows and as depicted on Exhibit A:

A permanent utility easement and right of way, over, under and across the following described property located in Section 21, Township 119 North, Range 35W in the County of Kandiyohi, State of Minnesota, which shall run with the lands of the party/parties hereto, including the perpetual right to enter upon such described property at any time that it may see fit to construct, maintain and repair an underground utility line or lines under and through such described property, together with the right to excavate and refill ditch and trenches for the location of said utility lines and the further right to remove such trees, bushes, undergrowths and other obstructions interfering with the

location, construction and maintenance of said utility lines as may be reasonable necessary with the right of access, for ingress and egress across said easement:

Beginning at the Southeast Corner of Lot 1, Block 5, WILLMAR INDUSTRIAL PARK THIRD ADDITION, according to the recorded plat thereof, Kandiyohi County, Minnesota, thence on an assumed bearing S 46° 26' 48" W, a distance of 47.55 feet, thence on a bearing N 89° 36' 20" W, a distance of 43.23 feet, thence on a bearing N 46° 26' 48" E, a distance of 47.55 feet, thence on a bearing S 89° 36' 20" E, a distance of 43.23 feet to the point of beginning.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be filed with the Kandiyohi County Recorder on or after July 7, 2014.

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Planning and Development Services Director Bruce Peterson then explained a minor title question dating back to 1936 was uncovered during the title work for the land transfer. When the City platted the property in 2009, the Title Insurance Commitment clearly indicated the City as the fee owner of the property. In addition to the title commitment, the County has listed the City as owner and taxes were paid by the City. The recent title work indicates a concern regarding the transfer of right-of-way from MnDOT to the City and in order to fully resolve the matter, quiet title action must take place. Staff was recommending the Council adopt a resolution to commence quiet title action and also within the resolution include language that the quiet title action be included in the developer agreement.

Council Member Johnson questioned who would be responsible for the legal fees for the quiet title action and whether or not the 40-year Statute of Limitations would apply and there might not be a need for a title action.

City Attorney Robert Scott commented there may be a dispute over the chain of title being marketable. The City took a deed from the property owners in 1940 and it appears that a small section of Outlot B was apparently carved out of the deed the City received at that time. Previous to that, the same property owners had granted an easement to the State for the highway right-of-way. In 2008 the State granted everything it owned to the City by turnback of Highway 40. Jennie-O Turkey Store's title company is objecting saying the City only has a right-of-way easement to the property rather than fee ownership.

More discussion was held regarding which party would be responsible for the quiet title fees. A motion was made by Council Member Christianson to amend the resolution to include if a quiet title is used to transfer the ownership of the property; Jennie-O Turkey Store be responsible for all costs incurred. Council Member Johnson seconded the motion, which was approved on a roll call vote of Ayes 7, Noes 1, with Council Member Nelsen voting against the amendment.

A motion was made by Council Member Fagerlie to introduce Resolution No. 3 and to approve a corresponding change to the development agreement with JOTS previously approved by the City Council pursuant to which the City would agree to undertake or participate in a quiet title action, at JOTS's expense, if necessary in the event that it cannot produce satisfactory evidence of title to Outlot B., seconded by Council Member DeBlicke, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 3

WHEREAS, the City entered into a purchase agreement with Jennie-O Turkey Store, Inc. (JOTS) pursuant to which it agreed to convey to JOTS the following City-owned real property:

Outlot B and Lot 1, Block 5, Willmar Industrial Park Third Addition, City of Willmar,
Kandiyohi County, Minnesota

(the "Real Property"); and

WHEREAS, JOTS has asserted a title objection arising from a potential defect in the City's title to a portion of Outlot B within the former Highway 40 right-of-way, which possible defect was not disclosed in a commitment for title insurance obtained by the City when it platted this property in 2009; and

WHEREAS, JOTS has agreed to close on the purchase of the Real Property conditioned on the City bringing and/or participating in an action to quiet title to the portion of the Real Property that is subject to JOTS's title objection.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby authorizes the City Attorney to commence and/or participate in an action to quiet title to that portion of Outlot B, Willmar Industrial Park Third Addition that is subject to JOTS's title objection on the City's behalf, as necessary.

BE IT FURTHER RESOLVED that the costs incurred to secure the Quiet Title shall be borne by Jennie-O-Turkey Store.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be filed with the Kandiyohi County Recorder on or after July 7, 2014.

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The Finance Committee Report for June 23, 2014 was presented to the Mayor and Council by Council Member Anderson. There were seven items for consideration.

Item No. 1 There were no comments from the public.

Item No. 2 Staff presented information on the Capital Improvement Program. The various funding sources were reviewed which include Bonding/Debt, Cash from prior years' excess revenues as well as unspent previous years' capital allocations, and special revenues from the wastewater treatment fund and Local Option Sales Tax. The CIP Committee is currently working on the new five-year Capital Improvement Plan. The areas of focus for 2015 include Transportation/Pavement Management, Facilities Review and Maintenance, Vehicle Replacement Program, Storm/Surface Water Management, and the Community Park Plan. It was noted that the Public Improvement Revolving (PIR) Fund has \$1,000,000 which can be used temporarily and is to be repaid to the PIR fund within five years. Chair Anderson asked council members for their input.

Chair Anderson suggested budgeting \$250,000 per year for four years for Vision 2040 Projects. He also said facilities maintenance is needed as well as park improvements. He also raised the issue of economic development and the downtown redevelopment.

Council Member Christianson felt the funds allocated for Becker Avenue Improvements and Downtown Gateways should be removed and applied instead toward the Auditorium improvements. He felt the City should not be involved with Downtown Redevelopment. He also said that 2nd Street Southwest is in poor shape and strongly urged that it be redone using the geofoam base and concrete street. Storm water

improvements should also be considered, possibly purchasing another house in the 10th Street and Kandiyohi Avenue area.

Council Member Nelsen supported allocating funds for storm water improvements needed throughout the City, Vision 2040 improvements and park improvements. She suggested researching other communities that have installed the geofam base/concrete street to see how it wears. She also requested new chairs for the Council Chambers as well as the Conference Rooms at City Hall.

Council Member Fagerlie said funds could be allocated to only purchase property that is for sale in problem areas in an effort to avoid relocation costs.

Council Member Dokken supported the storm water improvements and pothole repairs. He also felt that the Olena Avenue street improvement was done too early before school was done for the year which disrupted traffic.

Council Member Johnson felt we should set aside funds to either raze or improve vacant buildings in the downtown area. This item was received by the Council for information only.

Item No. 3 Staff explained that the 2013 Capital Improvement Plan budgeted \$30,000 for the installation of a Vertical Wheel Chair Lift in the Blue Line Center Viewing Area. Civic Center staff has been working with vendors to create a plan to install this equipment to provide access for all users and spectators to the viewing area of the Blue Line Arena. It is being recommended the project be awarded to the lower of the two bids received in the amount of \$28,850 from Access Lifts. Council members inquired if there were any existing equipment of this type at the Civic Center/Blue Line Center. Staff will research this question.

The Committee was recommending the Council approve the purchase of the vertical wheel chair lift from Access Lifts in the amount of \$28,850 and to authorize the Mayor and City Administrator to execute the agreement.

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

RESOLUTION NO. 4

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 be authorized to execute the agreement with Access Lifts for the purchase and installation of a vertical wheel chair lift in the Blue Line Center Viewing Area for \$28,850.

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 4 Staff explained that NU-Telecom has contracted with State and County Officials to install underground fiber connections which needs to be done in the City Right-of-Way. Pursuant to Article VII, Section 8.01 of the City Code, it is required that NU-Telecom obtain a license from the City to perform this task. Pursuant to Minnesota Statutes Sections 237.162 and 237.163, it is required that Nu-Telecom enter into a License Agreement with the City of Willmar to use the City Right-Of-Way. The fee to be charged to NU-Telecom for this License Agreement is \$2,000.

The Committee was recommending the Council authorize the Mayor and City Administrator to execute the License Agreement with NU-Telecom as presented.

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

RESOLUTION NO. 5

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 be authorized to enter into a License Agreement with NU-Telecom to install fiber connections in City Right-Of Way as specified in the Agreement.

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 5 Staff presented the proposed final budgets for the 2014 Street Improvement Projects No. 1401, 1404, 1405, and 1407. It was noted that Project 1403, which was for the street overlay projects previously denied by the Council, has been eliminated.

The Committee recommended approving the final budget for the 2014 Street Improvement Project No. 1401, Street Reconstruction, in the amount of \$1,160,160 as presented. Resolution No. 6 was introduced by Council Member Anderson, seconded by Council Member Fagerlie, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 6

PRELIMINARY PROJECT NO. 1401 RECONSTRUCTION BUDGET

OTHER SERVICES:		RECEIVABLES:	
Mntc. Of Other Impr.	\$966,800.00	Property Owners	\$114,123.00
Other Services	<u>\$48,340.00</u>	State - MSA	\$467,920.00
TOTAL	\$1,015,140.00	City - LOST	\$30,400.00
		City	\$25,200.00
		Other	<u>\$522,517.00</u>
OTHER CHARGES:		TOTAL	\$1,160,160.00
Professional Services	<u>\$145,020.00</u>		
TOTAL	\$145,020.00	FINANCING:	
		Bonds	\$636,640.00
		State - MSA	\$467,920.00
		City - LOST	\$30,400.00
		City	<u>\$25,200.00</u>
		TOTAL	\$1,160,160.00
GRAND TOTAL	\$1,160,160.00		

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The Committee also recommended adopting the final budget for the 2014 Street Improvement Project No. 1404, Street New Construction, in the amount of \$361,383. Resolution No. 7 was introduced by Council Member Anderson, seconded by Council Member Christianson, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 7

PRELIMINARY PROJECT NO. 1404 NEW CONSTRUCTION BUDGET

OTHER SERVICES:		RECEIVABLES:	
Mntc. Of Other Impr.	\$301,150.00	Property Owners	<u>\$361,383.00</u>
Other Services	<u>\$15,058.00</u>	TOTAL	\$361,383.00
TOTAL	\$316,208.00		
OTHER CHARGES:		FINANCING:	
Professional Services	<u>\$45,175.00</u>	Bonds	<u>\$361,383.00</u>
TOTAL	\$45,175.00	TOTAL	\$361,383.00
GRAND TOTAL	\$361,383.00		

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The Committee recommended the Council approve the final budget for the 2014 Street Improvement Project 1405, Industrial Park Streets, in the amount of \$3,500,000 as presented. Resolution No. 8 was introduced by Council Member Anderson, seconded by Council Member Christianson, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 8

PRELIMINARY PROJECT NO. 1405 INDUSTRIAL PARK BUDGET

OTHER SERVICES:		RECEIVABLES:	
Mntc. Of Other Impr.	\$2,898,445.00	City - LOST	<u>\$3,500,000.00</u>
Other Services	<u>\$145,033.00</u>	TOTAL	\$3,500,000.00
TOTAL	\$3,043,478.00		
OTHER CHARGES:		FINANCING:	
Professional Services	<u>\$456,522.00</u>	City - LOST	<u>\$3,500,000.00</u>
TOTAL	\$456,522.00	TOTAL	\$3,500,000.00
GRAND TOTAL	\$3,500,000.00		

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The final budget for the 2014 Street Improvement Project 1407, Willmar Avenue Street Lighting Realignment, in the amount of \$76,200 was presented to the Council for approval. Resolution No. 9 was introduced by Council Member Anderson, seconded by Council Member Nelsen, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 9

PRELIMINARY PROJECT NO. 1407 STREET LIGHTING BUDGET

OTHER SERVICES:		RECEIVABLES:	
Mntc. Of Other Impr.	\$63,500.00	City - LOST	<u>\$76,200.00</u>
Other Services	<u>\$3,175.00</u>	TOTAL	\$76,200.00
TOTAL	\$66,675.00		
		FINANCING:	
OTHER CHARGES:		City - LOST	<u>\$76,200.00</u>
Professional Services	<u>\$9,525.00</u>	TOTAL	\$76,200.00
TOTAL	\$9,525.00		
GRAND TOTAL	\$76,200.00		

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 6 There was no old business brought before the Council.

Item No. 7 There was no new business brought before the Council.

The Finance Committee Report for June 23, 2014, 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 Public Works/Safety Committee Report for June July 1, 2014 was presented to the Mayor and Council by Council Member Christianson. There were four items for consideration.

Item No. 1 There were no public comments.

Item No. 2 Fire Chief Gary Hendrickson presented for information purposes the issuance of burn permits within City limits. The authority to issue burning permits on behalf of the Department of Natural Resources is designated to the Fire Marshal. As of May 15th the Fire Marshal has determined it was in the best interest of the City to stop issuing burn permits within city limits due to the numerous complaints from citizens. This will encourage members of the community to bring their brush to the City's brush site with the expectation it will also minimize burning complaints. An alternative would be that burn permits could be issued during the winter months when there is a three inch snow pack which is sufficient to keep the fire from spreading.

Item No. 3 Under Old Business Public Works Director Sean Christensen presented project updates on the 2014 Street Improvements. Project No. 1401 Gorton/9th Street NW- the contracts are

currently being processed. A preconstruction meeting will be scheduled during the next couple of weeks. At the preconstruction meeting, the contractor will provide their project schedule.

Project No. 1404 12th Street SE – the contracts for the project are currently being processed. A preconstruction meeting will be held during the next couple of weeks. At the preconstruction meeting, the contractor will provide their project schedule.

Willmar Avenue Railroad Crossing – A meeting was held on-site on June 23rd with representatives from BNSF, Duininck, Bolton and Menk, Inc., and the City in attendance. BNSF stated that work on the crossing would begin the week of July 14th and the signal work would follow. Although a specific date has not been set, it is expected that Duininck Inc. will resume construction after the track surface has been installed by BNSF and as early as the week of the 14th. Construction will require that the traffic on Willmar Avenue be detoured. It is estimated that the detour will be in-place beginning sometime the week of the 14th and will remain in place until the new roadway alignment construction is complete.

Project No. 1301-B 2nd Street SE – the non-wear paving is complete and the contractor will be seeding and adjusting valves/manholes soon. As soon as the contractor is in town paving other wear courses, they will pave the intersections at Olena and Willmar Avenue.

The MinnWest Lift Station project was awarded to Duininck and they will be clearing trees around the site. They are anticipating the Notice to Proceed on July 7th with the News Release on July 14th.

The City anticipates closing with Jennie-O next week on the land for their corporate office addition, with site work, paving, and storm water drainage work starting in July.

The Auditorium lead abatement is expected to start in August, and the lead dust has been found to be worse than anticipated. The committee requested Engan present an update on their report and findings on the project at the next Council Meeting on July 7th.

Chief of Police Jim Felt noted the jail census for July 1, 2014, was 113, and the calls for service for the previous two weeks totaled 1,106. Fire Chief Gary Hendrickson noted there have been 142 calls for the year so far compared to 121 at this time last year, with far less property loss in the 2014 year. It was highlighted that on July 12th the Willmar Fire Department was given permission by Rice Hospital to burn a structure at 525 SW 3rd Street. They will send out notices to all residents in the area notifying that the burn will be taking place unless there are high winds.

All the items under Old Business were received by the Council for information only.

Item No. 4 As a matter of New Business, Fire Chief Hendrickson presented a recommendation to approve the Kandiyohi County Mitigation Plan developed by City and County Emergency Management staff. The plan identifies policies and actions implemented to reduce risk and future loss. Mitigation Plans form the foundation for a community's long-term strategy to reduce disaster losses and break the cycle of disaster damage, reconstruction, and repeated damage. FEMA will not obligate funds unless the local or State government meets the requirements and there is a FEMA approved Mitigation Plan in place. The County adopted the Plan on June 3, 2014 and sent it to the cities in the County to be adopted as well.

The Committee considered the policy and recommended the Council adopt it formally. Resolution No. 10 was introduced by Council Member Christianson, seconded by Council Member Nelsen, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 10

ADOPTION OF THE KANDIYOHI COUNTY ALL-HAZARD MITIGATION PLAN

WHEREAS, the City of Willmar has participated in the hazard mitigation planning process as established under the Disaster Mitigation Act of 2000, and

WHEREAS, the Act establishes a framework for the development of a multi-jurisdictional County Hazard Mitigation Plan; and

WHEREAS, the Act as part of the planning process requires public involvement and local coordination among neighboring local units of government and businesses; and

WHEREAS, the Kandiyohi County Plan includes a risk assessment including past hazards, hazards that threaten the County, an estimate of structures at risk, a general description of land uses and development trends; and

WHEREAS, the Kandiyohi County Plan includes a mitigation strategy including goals and objectives and an action plan identifying specific mitigation projects and costs; and

WHEREAS, the Kandiyohi County Plan includes a maintenance or implementation process including plan updates, integration of the plan into other planning documents and how Kandiyohi County will maintain public participation and coordination; and

WHEREAS, the Plan has been shared with the Minnesota Division of Homeland Security and Emergency Management and the Federal Emergency Management Agency for review and comment; and

WHEREAS, the Kandiyohi County All-Hazard Mitigation Plan will make the county and participating jurisdictions eligible to receive FEMA hazard mitigation assistance grants; and

WHEREAS, this is a multi-jurisdictional Plan and cities that participated in the planning process may choose to also adopt the County Plan.

NOW THEREFORE BE IT RESOLVED that the City of Willmar supports the hazard mitigation planning effort and wishes to adopt the Kandiyohi County All-Hazard Mitigation Plan.

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

The Public Works/Safety Committee Report for July 1, 2014, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Christianson, seconded by Council Member Nelsen, and carried.

City Clerk Kevin Halliday presented a resolution appointing election judges for the Primary Election in August. In accordance with Minnesota Statutes, it is necessary to officially appoint the judges, and that at least two in each precinct must be affiliated with different political parties. Resolution No. 11 was introduced by Council Member Christianson, seconded by Council Member Dokken, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 11

BE IT RESOLVED, that the individuals listed below be appointed as Judges to work at the Primary Election in the City of Willmar on Tuesday, August 12, 2014:

WARD ONE	Precinct One:	Pat Morse, Head Judge Cheryl Retrum, Assistant Head Judge Verle Watson Tina Harried Kent Skoglund
	Precinct Two:	Ramona Berg-Perry, Head Judge Ardell Engwall, Assistant Head Judge Carol Wegner Sally McAdams Samuela Heyer Rita Dagt
	Precinct Three:	Eugene Kerfeld, Head Judge Lynn Shuldes, Assistant Head Judge George Christensen Owen Heuring JoAnn Jagt Evelyn Paulson
WARD TWO	Precinct One:	Mary Louise Wallin, Co-Head Judge Helen Behrends, Co-Head Judge James Buisman Karen Stern Marvin Kinzler Millicent Larsen
	Precinct Two:	Dan Reigstad, Head Judge Susan Thorson, Assistant Head Judge Linda Dilly Patrick Curry Clara De Ronde Joan Kuhn
	Precinct Three:	Marsha Butterfield, Co-Head Judge Carolyn Gripentrog, Co-Head Judge Doris Doerhoefer Mary Lorentzen Donna Hillenbrand George Berg
WARD THREE	Precinct One:	Nancy Snyder, Co-Head Judge Corey Pavelko, Co-Head Judge G. Richard Huesing Susan Schiro Marilyn Hanson Suzanne Wilson
	Precinct Two:	Ardel Stiles, Co-Head Judge Julie Rote, Assistant Head Judge J. Marie Engwall Donna Krogsrud Diane Plowman

	Precinct Three:	Stephen Enockson, Head Judge LeAnn Griepentrog, Assistant Head Judge Shirley Jensen Mary Ellen deCathelineau Arend Jagt Don Thompson
WARD FOUR	Precinct One:	David Rogers, Head Judge Bonnie Kleman, Assistant Head Judge Sandra George Judith Hillenbrand Joan Gleasman
	Precinct Two:	Dennis Krueger, Co-Head Judge George Brecheisen, Co-Head Judge Carol Laumer Mary Konieczny Wendy Kidd
	Precinct Three:	Suzanne Rogers, Co-Head Judge Connie Heath, Co-Head Judge Janice Krueger Jan Swanson Janice Crackel
	Absentee Judges:	Marv Kray Ardell Engwall

Dated this 7th day of July, 2014.

/s/ Frank Yanish
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

City Clerk Kevin Halliday brought forth for consideration two separate applications from TPI Core Inc. dba Ruff's Wings & Sports Bar located at 2100 East Highway 12. The first request is for an On-Sale Sunday Liquor License through December 31, 2014. The Willmar Police Department has performed the required review and approved the application. Council Member Anderson moved to approve the On-Sale Sunday Liquor License, with Council Member Christianson seconding the motion, which carried on a roll call vote of Ayes 8, Noes 0.

The Council then considered the second application from TPI Core Inc., for an On-Sale Intoxicating Liquor License through April, 2015. The required background checks by the Willmar Police Department were completed and approved for this application as well. Council Member DeBlieck moved to approve the On-Sale Intoxicating Liquor License, with Council Member Nelsen seconding the motion, which carried on a roll call vote of Ayes 8, Noes 0.

City Clerk Kevin Halliday presented an application for consideration of a One-Day to a Four-Day Temporary On-Sale Liquor License from FOE Aerie 2334 dba Willmar Fraternal Order of Eagles. The establishment is requesting authorization to host a picnic for members, family and guests only, with outdoor liquor sales/consumption on their fenced in, rear parking lot on July 20, 2104. Council Member Anderson

moved to approve the Temporary On-Sale Liquor License, with Council Member Dokken seconding the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Planning and Development Services Director Bruce Peterson brought forth a final plat for the Mayor and Council's consideration. Har-Mar Foods Addition is a two-parcel and one outlot subdivision of the Hardee's property at 1704 South First Street. There are two existing buildings on the parcel and the proposed plat would split the lot allowing access and common interest between the two properties. The final plat has been approved by the Planning Commission with the condition that the declarations and bylaws of the outlot be recorded congruent with the final plat. A motion was made by Council Member Anderson to approve the final plat of Har-Mar Foods Addition. Council Member Nelsen seconded the motion, which carried.

The Mayor and Council considered the final plat for Bethesda Nursing Home Third Addition. Planning and Development Services Director Peterson explained that the property is a two-parcel subdivision of the Bethesda Campus at the corner of Willmar Avenue and 9th Street SE and the plan will accommodate future building expansion. The Planning Commission approved the final plat with several conditions: civil drawings to be submitted for review and final approval by the City, assessments be paid or reapportioned, and that access/parking/storm water easements be recorded congruent with the final plat. Council Member Anderson moved to approve the Bethesda Nursing Home Third Addition Final Plat with Council Member Christianson seconding the motion, which carried.

There was no New Business brought before the Council.

Under Old Business Council Member Fagerlie asked that the EDC Board reconvene to revisit lease options. Council Member Anderson opined that there was a process in place for receiving proposals and the legalities will be reviewed.

Council Member DeBlieck announced that Vision 2040 sponsored their first event – "Movie in the Park" on June 27th with over 100 in attendance. The next one is scheduled for July 23rd at the Dorothy Olson Aquatic Center.

Announcements for Council Committee meeting dates were as follows: Finance, July 14; Public Works/Safety, July 15; and Community Development, July 17, 2014

There being no further business to come before the Council, the meeting adjourned at 8:24 p.m. upon motion by Council Member Anderson, seconded by Council Member Ahmann, and carried.

Attest:

MAYOR

SECRETARY TO THE COUNCIL