

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

October 6, 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, Rick Fagerlie, Jim Dokken and Bruce DeBlieck; Present 9, Absent 0.

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

Council Members Ahmann, DeBlieck and Anderson mentioned they have announcements to make at the end of the meeting.

Council Member Anderson offered a motion adopting the Consent Agenda which included the following: City Council Minutes of September 15, Willmar Municipal Utilities Minutes of September 23, Rice Memorial Hospital Board Minutes of September 24, Planning Commission Minutes of September 24, Application for Exempt Permit – Fraternal Order of Eagles Auxiliary, Accounts Payable Report through October 1, Kandiyohi Area Transit Operations Board Minutes of July 22, Willmar Lakes Area CVB Board Minutes of August 19, Zoning Appeals Board Minutes of September 15, Willmar Airport Commission Minutes of September 24, WCER Joint Powers Board Minutes of September 26 and the Building Inspection Report for September, 2014. Council Member Christianson seconded the motion, which carried.

Mayor Yanish recognized Patrick Curry, 1307 Grace Avenue SW, who acknowledged the Airport and its members and spoke in favor of the contract with Eric's Aviation Services. He expressed his interest in submitting a report to the Public Works/Safety Committee that would come before the Council on all the airport functions.

Bob Skor, 617 SW 14<sup>th</sup> Street, was acknowledged by Mayor Yanish to speak at the Open Forum. Mr. Skor spoke of the end-around levy play and the \$55 million portfolio for the City that can be used to pay down debt. He expressed his concern for how the City designates the use of its funds and who benefits from the use of the parks, Civic Center and Dorothy Olson Aquatic Center.

The Finance Committee Report for September 29, 2014 was presented to the Mayor and Council by Council Member Anderson. There were seven items for consideration as Item No. 3 was acted upon by the Full Council pursuant to the public notice that the item would be considered at the committee meeting.

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

Item No. 2        2015 Budget Discussion

Fund Balance Update: Staff reviewed the December 31, 2013, Fund Balances with the council. In response to Member Christianson's inquiry about which funds the Council could use at their discretion, Finance Director Okins explained the ramifications of spending down various fund balances. Chair Anderson requested information about the Uncompensated Absences Fund Balances and Member Ahmann asked for an explanation of the Public Works Blacktop Fund Balance. Staff will compile information about both items and present it at a future meeting. Mayor Yanish asked in what areas the City was long and short in revenues over expenditures, to which staff explained that neither has occurred as to date we have always had a balanced

budget. Member Ahmann noted that, excluding police and fire vehicles, there is \$1,155,834 in vehicle replacements scheduled for 2015 and stated the City should delay vehicle purchases, except for those needed for police and fire, for one year to help pay for the auditorium. He also has concerns with employee compensation costs. Chair Anderson stated the council will be discussing capital expenditures and pavement management on October 13, 2014.

County and School Ten-Year Levy History: Staff briefly reviewed the 2014 City Assessor's report reflecting a ten-year history of the County, School District, and EDC levies. Chair Anderson asked why the EDC amounts varied from one year to the next since the annual amount they levy has been the same for several years. Member Nelsen noted the amounts listed are after "Aids" and asked for an explanation of the aids. Staff will compile information on both the EDC and the specific aids and will present it at a future meeting. Member Deblieck asked about the status of the JobZ Program. Planning and Development Director Peterson reported that the program terminates in 2015.

Fees History: Various fees collected by the City over the past few years were reviewed as well as budgeted amounts for 2014 and the proposed budget amounts for 2015. These items under 2015 Budget Discussion were received for information only.

Finance Committee Chair Anderson noted the next item (Adoption of the 2015 Proposed Property Tax Levy) was referred to the full City Council for consideration, both discussion and subsequent action, pursuant to the public notice that the item would be considered.

Item No. 3 Council Member Anderson reviewed the proposed plan for funding the City Auditorium project which includes: \$250,000 from the 2014 Capital Improvements Budget, \$250,000 borrowed from the Self Insurance Reserve, \$250,000 borrowed from the Public Improvements Revolving Fund, \$163,000 from the WRAC-8 Fund Balance, and \$208,000 from the past three years unspent Capital Improvements Funds. He raised concerns about spending down reserves and proposed that the levy be increased by \$250,000 for 2015 to pay off the amount to be borrowed from the Self Insurance Reserve. In 2016 the additional levy could be used to pay off the balance borrowed from the Public Improvement Revolving Fund. Then beginning in 2017 the additional levy could be earmarked for needed capital improvements to city parks and facilities. Questions were raised as to how that would increase individual property taxes. Finance Director Okins explained that \$250,000 would require an increase of approximately two basis points. This translates to an increase of about \$26 on a \$150,000 home. Questions were raised about the amount of taxes that will be generated by MinnWest once they are placed on the tax rolls beginning in 2016. Staff will verify amounts and present them at a future meeting. Council Member Fagerlie noted that all users, including non-profit entities, would pay a franchise fee. Council Member Christianson prefers increasing the tax levy rather than instituting a franchise fee through Centerpoint Energy, as the Committee has discussed at previous meetings, and reminded council members to consider the upcoming expanded tax base as well as tweaking the Capital Improvements Program. Council Member Anderson reminded the council that there is also the possibility of proposing a local option sales tax on the 2016 Ballot.

Following discussion, Resolution No. 1 was introduced by Council Member Fagerlie, seconded by Council Member Nelsen, and approved on a roll call vote of Ayes 4, Noes 2. Voting in favor were Members Anderson, Deblieck, Fagerlie, and Nelsen. Voting against were Members Ahmann and Christianson.

#### RESOLUTION NO. 1

BE IT RESOLVED that the Mayor of the City of Willmar submitted a preliminary levy request of \$4,451,028;

BE IT RESOLVED by the City Council of the City of Willmar, Kandiyohi County, Minnesota, that the following sums of money be preliminary levied for the current year collectable in 2015, upon the taxable property in said City of Willmar for the following purposes:



/s/ Kevin Halliday  
Attest: CITY CLERK

Item No. 5 Staff presented a request to reallocate funds in the 2014 Capital Improvement Budget originally approved for the purchase of agenda software for \$27,000. Due to employee turnover, development and planning for this new agenda software has not been instituted in 2014 but has been requested for 2016. It has since been determined that the data backup/disaster recovery system is in need of being replaced. The current system is five years old and is in question of being able to successfully perform in the event of a hardware failure or disaster. Three servers that are eight years old and out of warranty would also be replaced. Total cost is estimated at \$28,442. The remaining \$1,442 is available from the 2014 IT Department operating budget. Member Christianson asked if the software will be purchased locally and Member Fagerlie asked if IT has looked into the possibility of using the “Cloud” instead of hardware for a backup system. Staff will research these two questions and provide the information at a future meeting.

City Administrator Charlene Stevens informed the Council that the Information Systems Coordinator stated that in terms of using the “Cloud” as a backup, this was not recommended because of the sensitivity of the data. Regarding the vendor, they are from St. Cloud, Minnesota and are required to meet or beat the State Contract Price. This particular vendor has been used in the past to provide phone service for the City.

It was the Committee’s recommendation to the Council to reallocate \$27,000 from the agenda software project in the 2014 IT Capital Improvement Budget to the data backup system project. Member Christianson seconded the motion which carried.

Resolution No. 2 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. 2

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Finance Director to reallocate \$27,000 from the Agenda Software Project in the 2014 Information Systems Capital Outlay Budget to the Data Backup System Project as follows:

Increase:	2014 Information Systems Capital Outlay Expenditures/ Data Backup System Project	\$27,000
Decrease:	2014 Information Systems Capital Outlay Expenditures/ Agenda Software Project	\$27,000

Dated this 6th day of October, 2014.

/s/ Frank Yanish  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Item No. 6 The Committee received the following reports: July Rice Hospital, Second Quarter Interest/Dividends, Second Quarter Investment Activity, June 30, 2014, Investment Listing, Ten-Year Historical Investment Balances by Quarter, Ten-Year Historical Interest/Dividends by Quarter, and August Rice Trust. This matter was taken for information only.

Item No. 7 There was no Old Business to come before the Committee.

Item No. 8 Under New Business Chair Anderson reminded the Council Members that there will be another Council Work Session on October 13, 2014, and on November 10, 2014. He also encouraged members to attend the "Walk the Corridor" which is being held downtown September 30, 2014.

The Finance Committee Report for September 29, 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 Ahmann, and carried.

The Public Works/Safety Committee Report for September 30, 2014 was presented to the Mayor and Council by Council Member Christianson. There were eight items for consideration.

Item No. 1 There were no public comments.

Item No. 2 Chief of Police Jim Felt noted the jail census for September 30, 2014, was 113; 77 of those being Kandiyohi County inmates, 30 inmates from the MN Department of Corrections, 4 inmates from Swift County, 1 inmate from Big Stone County and 1 from Stevens County. The calls for service for the previous two weeks totaled 812. The majority of the calls are for traffic stops, followed by public assists and animal complaints. Chief Felt informed the Committee on the ordinance defined for homeless individuals sleeping in City parks. It defines that no person shall make use of the park as a place to sleep between the hours of 10:00 p.m. and 6:00 a.m. any day of the week. The Committee requested Chief Felt have officers ask homeless individuals if they are a veteran so they can be directed to the appropriate resources for veterans. This was received by the council for information only.

Item No. 3 Public Works Director Christensen brought forth, for review, the quotes received for the Localizer Drainage Improvements project and recommended award of the low quote to Land Pride Construction, LLC. The localizer structure, which houses MnDOT Aeronautics equipment at the airport, is subject to periodic flooding. Quotes were obtained for grading improvements to modify the drainage around the structure. Two quotes were received with the low quote submitted by Land Pride Construction, LLC from Paynesville in the amount of \$11,883.00. The funding is within the Airport budget, and MnDOT aeronautics will contribute eighty percent of the costs associated with the improvements.

The Committee was recommending the Council award the contract and authorize the Mayor and City Administrator execute a contract for the improvements.

Resolution No. 3 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. 3

BE IT RESOLVED by the City Council of the City of Willmar, a municipal corporation of the State of Minnesota, that the City Administrator and the City of Willmar is hereby authorized to enter into Work Order #4 of the professional services contract between the City of Willmar and Bolton and Menk, Inc. The Work Order is not to exceed \$2,940.00 for Airport site grading and drainage improvements for MNDOT NAVAIID Equipment.

Dated this 6th day of October, 2014.

/s/ Frank Yanish  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Item No. 4 Public Works Director Christensen brought forth, for approval, Change Order No. 1 in the amount of \$29,703.40, to amend the budget, and authorize final payment to Duininck, Inc. in the

amount of \$48,787.38 for Project No. 1303-B. With the Change Order, Public Works Director Christensen stated the project would still be approximately \$10,000 under budget.

The Committee recommended the Council approve Change Order No. 1, amend the budget, and authorize final payment to Duinick Inc. for Project No. 1303-B.

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

RESOLUTION NO. 4

**ACCEPTING PROJECT AND AUTHORIZING FINAL PAYMENT**

IMPROVEMENT:            Project No. 1303-B – Mill and Overlay

CONTRACTOR:	Duinick Inc.
DATE OF CONTRACT:	May 9, 2013
BEGIN WORK:	June 6, 2013
COMPLETE WORK:	September 30, 2013
APPROVE, ENGINEERING DEPT:	September 30, 2014

**BE IT RESOLVED** by the City Council of the City of Willmar, Minnesota, that:

1. The said City of Willmar Project No. 1303-B, including approval of Change Order No. 1 and amending the project budget, be herewith approved and accepted by the City of Willmar.
2. The following summary and final payment be approved:

ORIGINAL CONTRACT AMOUNT:	\$373,449.80
Change Order No. 1	\$ 29,703.40
FINAL NET CONTRACT AMOUNT, PROPOSED:	\$403,153.20
ACTUAL FINAL CONTRACT AMOUNT AS CONSTRUCTED:	\$403,153.20
Less Previous Payments	\$354,365.82
<b>FINAL PAYMENT DUE CONTRACTOR:</b>	<b>\$48,787.38</b>

Dated this 6th day of October, 2014.

/s/ Frank Yanish  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Item No. 5 Paul Jurek with Bollig, Inc. brought forth, for approval, Change Order No. 1 to Project No. 1310 for the MinnWest Technology Campus Lift Station/Lakeland Drive Interceptor. Some of the existing pipe sizes were smaller than the contract was bid, changing the CIPP lining from 18 inches to 15 inches. The result of Change Order No. 1 is a \$34,020.00 reduction to the contract price.

The Committee was recommending the Council approve the Change Order No. 1 for Project No. 1310. Resolution No. 5 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. 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 of the City of Willmar are hereby authorized to modify the contract for CP 1310 between the City of Willmar and Duininck Inc. of Prinsburg, Minnesota by Change Order No. 1 in the decreased amount of \$30,020.00.

Dated this 6th day of October, 2014.

/s/ Frank Yanish  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Item No. 6 Paul Jurek with Bollig, Inc. brought forth, for approval, Change Order No. 2 to Project No. 1310 for the MinnWest Technology Campus Lift Station/Lakeland Drive Interceptor. During excavation by Duininck, Inc., a large underground concrete tank was encountered and partially removed so construction could continue. Additional costs were incurred for the removal and disposal, resulting in Change Order No. 2 in the amount of \$18,659.02.

The Committee was also recommending the approval of Change Order No. 2 for Project No. 1310. Resolution No. 6 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. 6

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the Mayor and City Administrator of the City of Willmar are hereby authorized to modify the contract for CP 1310 between the City of Willmar and Duininck Inc. of Prinsburg, Minnesota by Change Order No. 2 in the increased amount of \$18,659.02.

Dated this 6th day of October, 2014.

/s/ Frank Yanish  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Item No. 7 Under Old Business Council Member Dokken discussed the recent Airport Commission meeting he attended. Council Member Ahmann discussed some thoughts on saving more money as well as keeping up with facility maintenance. This was received by the Council for information only.

Item No. 8 Under New Business Public Works Director Christensen presented a conceptual idea for a Sanitary Sewer agreement with private developer Dan Goetzman for a relocated business. Public Works Director Christensen explained Goetzman is considering the construction of this business on Highway 12 and would like to install a sanitary sewer line at his cost but per City of Willmar specifications for the City to take over maintenance at a later date. The Committee discussed their thoughts on the Walk the Corridor tour through the downtown area. This item was also received for information only.

The Public Works/Safety Committee Report for September 30, 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 DeBlick, and carried.

The Community Development Committee Report for October 2, 2014 was presented to the Mayor and Council by Council Member Fagerlie. There were five items for consideration.

Item No. 1        There were no public comments.

Item No. 2        Staff presented the revised sidewalk ordinance to the Committee. The version of the ordinance being considered included the change dealing with the types of furniture suitable for use on the sidewalks. Staff informed the Committee that a meeting had been held earlier in the week with members of the downtown business community to discuss the ordinance. Issues discussed at that meeting included securing tables and chairs, limiting the months that sidewalks can be used for outdoor seating, property maintenance, and the use of glassware on the sidewalk. The Committee discussed ordinance issues at length.

The Committee was recommending the Council introduce the ordinance as amended with the addition of a prohibition of tables and chairs on the sidewalks during the months of December through February and the general liability insurance additions. A motion was made by Council Member Fagerlie to introduce the ordinance for a hearing at 7:02 p.m. on October 20, 2014. Council Member DeBlieck seconded the motion, which carried.

Item No. 3        Staff presented a letter to the Committee requesting tax abatement for the redevelopment of the Regency East Mobile Home Park. The park has been purchased by Gus Wurdell of Hutchinson, who intends to make improvements to infrastructure and common areas, as well as replace all of the homes in the park with new homes. The Committee discussed the level of abatement requested. Staff informed the Committee that no financial analysis had been performed. The matter was brought to Committee to determine whether or not it met the City's tax abatement policies, and whether Mr. Wurdell should be asked to submit a formal application. Some questions were raised regarding the value of property that would be subject to the abatement. Staff will research that matter and it will be part of the financial analysis. In the analysis, it will be determined whether or not the modular homes as personal property are included in the abatement.

The Committee recommended the Council give preliminary approval to the abatement and that staff be directed to solicit a formal application from Mr. Wurdell. Council Member Fagerlie made a motion to follow the recommendation of the Committee to give preliminary approval and direct staff to solicit a formal application with Council Member Ahmann seconding the motion, which carried.

Item No. 4        Under Old Business Council Member DeBlieck inquired about the requirement for a second access road to the west end of the Valley Brook subdivision. Staff said they would review plat requirements to determine the timing for the construction of the second access.

Item No. 5        Under New Business Council Member Christianson expressed concern about Council requests for information from department heads. He thought the process was cumbersome and delayed with some information being required to go through the City Administrator. Council Member Nelsen said that staff should not be put in the middle, and that protocol needs to be reinforced.

The Community Development Committee Report for October 2, 2014, 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 DeBlieck, and carried.

City Clerk Kevin Halliday presented for the Council's consideration the certification of unpaid utility charges as a lien. Pursuant to Section 16-127 of the Willmar Municipal Code, such unpaid utility bills represent a lien on the real property receiving the utility services. The Willmar Municipal Utilities Commission has offered the owner the right to request an appearance before the Commission to make objections to payment. The Commission has subsequently adopted Resolution No. 36 on September 8, 2014, requesting that the City Clerk-Treasurer certify the unpaid utility charges as a lien. Clerk Halliday recommended the Council take such action.



Resolution No. 7 was introduced by Council Member Anderson, seconded by Council Member DeBlicek, reviewed by Mayor Yanish, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 7

WHEREAS, Section 16-127 of the Willmar City Code states that such unpaid utility bills represent a lien on the real property receiving utility services; and

WHEREAS, the Willmar Municipal Utilities Commission has offered the owner the right to request an appearance before the Commission to make objections to payment; and

WHEREAS, the Willmar Municipal Utilities Commission has adopted Resolution No. 36 on September 8, 2014, requesting the Willmar City Clerk-Treasurer to certify the unpaid utility charges as a lien on the real property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that the amount of the unpaid utility charges totaling \$8,498.92 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 2015 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 utility charges be certified against the real property as follows:

1. Parcel No. 95-555-0060  
Located at 822 Northwood Court NW \$782.70  
Described as Section 10, Township 119, Range 35, Block 1  
NORTHWOOD COURT  
LOT 6 EXC S'LY 8'
2. Parcel No. 95-916-3150  
Located at 1417 Gorton Avenue NW \$349.19  
Described as Section 16, Township 119, Range 35  
THE N 150', OF THE E 75' OF THE W 498.5' OF LOT 4  
OF STATE SUBDIVISION OF GOVERNMENT LOTS 1 AND 2  
AND OF THE SE1/4 OF NE1/4
3. Parcel No. 95-006-6890  
Located at 318 12<sup>th</sup> Street SW \$1,113.10  
Described as Section 15, Township 119, Range 35, Lot 5, Block 109  
FIRST ADDITION TO THE CITY OF WILLMAR
4. Parcel No. 95-320-0410  
Located at 500 13<sup>TH</sup> Street SW \$209.40  
Described as Section 15, Township 119, Range 35, Lot 1, Block 4  
HIGHLAND PLACE IN THE CITY OF WILLMAR
5. Parcel No. 95-040-0140  
Located at 514 15<sup>TH</sup> Street SW \$877.63  
Described as Section 16, Township 119, Range 35, Block 3  
BARNSTAD'S ADDITION TO THE CITY OF WILLMAR  
LOTS 5 & 6
6. Parcel No. 95-006-0600  
Located at 520 6<sup>th</sup> Street SW \$182.57

	Described as Section 15, Township 119, Range 35, Lot 6, Block 61 FIRST ADDITION TO THE CITY OF WILLMAR	
7.	Parcel No. 95-410-0320 Located at 705 2 <sup>nd</sup> Street SE Described as Section 14, Township 119, Range 35, Lot 2, Block 2 JOHNSON'S SUBDIVISION IN THE CITY OF WILLMAR	\$744.19
8.	Parcel No. 95-914-2080 Located at 802 Mary Avenue SE Described as Section 14, Township 119, Range 35 PART OF M. JOHNSON'S OUT- LOT NO.1 COM. AT A PT. 575' E.FROM INTERSECTION OF E.LINE OF 6TH ST. E & S LINE OF MARY AVE. E.75FT S.150', W 75', N 150' TO BEG.	\$300.35
9.	Parcel No. 95-220-0830 Located at 315 Bernard Street SE Described as Section 14, Township 119, Range 35, Lot 12, Block 7 FERRING'S ADDITION TO THE CITY OF WILLMAR	\$842.90
10.	Parcel No. 95-012-0030 Located at 121 Benson Avenue SE Described as Section 15, Township 119, Range 35 THIRD ADDITION TO THE CITY OF WILLMAR BLOCK A LOT 3 EXC THAT PART DESC AS FLWS: BEG AT THE NE COR OF SD LOT 3, TH S'LY 28' TH NW'LY TO A PT ON W LINE OF SD LOT 3, 6' S OF NW COR OF SD LOT 3, TH N'LY 6' TO NW COR OF SD LOT 3, TH E'LY TO PT OF BEG.	\$100.18
11.	Parcel No. 95-143-0380 Located at 1311 19 <sup>th</sup> Avenue SE Described as Section 23, Township 119, Range 35, Lot 18, Block 2 DANA HEIGHTS THIRD ADDITION	\$214.27
12.	Parcel No. 95-914-1230 Located at 1105 Becker Avenue SE Described as Section 14, Township 119, Range 35 PART NW1/4 OF NE1/4: BEG AT A PT 66' N & 502' W OF SE COR OF NW1/4 OF NE1/4, TH N 131.51', E 75', S 132', W 75' TO BEG, BEING THE E 75' OF W 200' OF JOHN THUNSTEDT'S OUTLOT	\$355.38
13.	Parcel No. 95-510-0300 Located at 1304 17 <sup>th</sup> Street SW Described as Section 21, Township 119, Range 35, Lot 8, Block 3 MOLENAAR'S ADDITION TO THE CITY OF WILLMAR	\$265.86
14.	Parcel No. 95-715-1920 Located at 2213 23 <sup>rd</sup> Street SW Described as Section 21, Township 119, Range 35, Lot 2, Block 7 SOUTHGATE THIRD ADDITION	\$891.86

15. Parcel No. 95-922-6700  
 Located at 1600 6<sup>th</sup> Street SW \$345.06  
 Described as Section 22, Township 119, Range 35  
 S 100' OF N 441' OF E 174.6' OF E1/2 OF  
 SW1/4 OF NE1/4
16. Parcel No. 95-913-1132  
 Located at 280 28<sup>th</sup> Street SE \$924.28  
 Described as Section 13, Township 119, Range 35  
 THAT PART OF THE NE1/4 OF NE1/4 DESC AS  
 FLWS: COMM AT THE NE COR OF SD SEC 13, TH W  
 ALONG N LINE OF SD SEC 13, 1009.40', TH S  
 1029' TO PT OF BEG OF TRACT HEREIN DESC, TH  
 W 182.35', TH S 197.61', TH E 213.84', TH N  
 197.72', TH W 31.49' TO PT OF BEG.

Dated this 6th day of October, 2014.

/s/ Frank Yanish  
 MAYOR

/s/ Kevin Halliday  
 Attest: CITY CLERK

City Clerk Kevin Halliday brought forth for Council consideration an application for a Special Event by On-Sale Liquor License. The Civic Center and the Blue Line Club will be hosting an exhibition game with the Alexandria Blizzard Junior Hockey team challenging the St. John's Junior Varsity team on November 1, 2014 and the Baker's Eagle Creek Eatery LLC dba The Oaks on Eagle Creek has applied for a permit to distribute or consume alcohol on the Civic Center grounds. The on-site employee is listed at Brandon Nemek. Council Member Anderson made a motion to approve the Special Event by On-Sale Liquor License, with Council Member Christianson seconding the motion, which carried on a roll call vote of Ayes 8, Noes 0.

City Clerk Kevin Halliday then presented the names of election judges for the General Election scheduled for Tuesday, November 4, 2014. In accordance with Minnesota Statue 2014B.21, Subdivsion 2, these individuals need to be appointed by means of resolution.

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**

BE IT RESOLVED, that the individuals listed below be appointed as Judges to work at the General Election in the City of Willmar on Tuesday, November 4, 2014:

WARD ONE	Precinct One:	Pat Morse, Head Judge Cheryl Retrum, Assistant Head Judge Verle Watson Tina Harried Kent Skoglund Shirley Rolffs
	Precinct Two:	Ramona Berg-Perry, Head Judge Ardell Engwall, Assistant Head Judge

		Carol Wegner Samuela Heyer Rita Dragt Carolyn Gripentrog
	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 Millicent Larsen Susan Thorson
	Precinct Two:	Dan Reigstad, Head Judge James Halverson, Assistant Head Judge Patrick Curry Clara De Ronde George Berg
	Precinct Three:	Marsha Butterfield, Co-Head Judge Sally McAdams, Co-Head Judge Donna Hillenbrand Doris Doerhoefer Mary Lorentzen A.Marilyn Hanson
WARD THREE	Precinct One:	Corey Pavelko, Co-Head Judge Nancy Snyder, Co-Head Judge G. Richard Huesing Susan Schiro Suzanne Wilson Marlys Boeder
	Precinct Two:	Ardel Stiles, Co-Head Judge Duane Bock, Co-Head Judge Julie Rote 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  
Susan Brauchler

Precinct Two:

Dennis Krueger, Co-Head Judge  
George Brecheisen, Co-Head Judge  
Mary Huesing  
Carol Laumer  
Mary Konieczny  
Carl Shuldes

Precinct Three:

Suzanne Rogers, Co-Head Judge  
Connie Heath, Co-Head Judge  
Mary Bock  
Janice Krueger  
Fay Marti  
Janice Crackel

Absentee Judges:

Marv Kray  
Ardell Engwall

Dated this 6th day of October, 2014.

/s/ Frank Yanish  
MAYOR

/s/ Kevin Halliday  
Attest: CITY CLERK

Planning and Development Services Director Bruce Peterson explained to the Council that during the closing process on the various Bethesda parcels, their attorney noted that one of the easement agreements from the 1990's had been signed by the City. In order to amend the easements for the planned expansion at Bethesda, the City must also sign off on the amendments. The easements are for access, parking, and utilities in the private development. All of the City's interests are protected as they were under the original easements, for that reason it is the recommendation of staff that the easement agreements be executed.

Resolution No. 9 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. 9

WHEREAS, the City of Willmar has been asked to consent to the amendment of easements on the Bethesda property to allow expansion while Bethesda still retains access, parking, and utility easements for parcels all within the Bethesda campus; and

WHEREAS, all easement rights for the City are protected and not diminished.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Willmar that said amendment consent be approved and that the Mayor and City Administrator be authorized to execute the same.

Dated this 6th day of October, 2014.

