

Osakis City Council
Regular Meeting
April 4, 2011
7:00 PM

Present: Bruce Pederson, Randy Anderson, Kip Emerson, Chad Gulbranson, Jerry Olson
Absent: None

Others Present: Angela Jacobson, Ron Kleinschmidt, Julie Blair, Mark Pomerleau, Amy Chaffins, Brian Hiles, Dirk Hagedon, Tim Nielsen, Keven Withers, Dave Amdahl, Jane Amdahl, Bill Hill, Daryl Mahlen, Janell Miersch, Mr. and Mrs. Greg Roark, and Lil Ortendahl

Mayor Emerson called the meeting to order at 7:00 p.m.

Pledge of Allegiance was spoken.

Motion by Anderson, seconded by Pederson, to approve the agenda as presented with the addition of the Easter Party. All Ayes

Motion by Pederson, seconded by Emerson, to approve the general consent items, including March city bills in the amount of \$126,010.19 and March 7, 2011 meeting minutes. All Ayes

Project #73: First Responders

Craig Dropik was not in attendance. Council received the March run report.

Project #74: Fire Department

Mark Pomerleau was in attendance to update the Council.

At the last meeting, the Council had asked Pomerleau to get prices on the air conditioner at the firehall. A proposal from True Service Inc. was submitted for \$1,568.75.

Two firefighters will complete their Fire Fighter I training this month. Those firefighters are Matt Kral and Kyle Kostrzewski.

Pomerleau informed the Council that they are working with the Douglas County for the radio grant.

Motion by Emerson, seconded by Olson, to approve True Service Inc. to replace the air conditioner in the firehall for \$1,568.75. All Ayes

Project #24: Liquor Store

Julie Blair was in attendance.

At the last meeting, the Council asked Blair to get one more bid for replacing the off sale counter.

<u>Contractor</u>	<u>Off Sale Counter</u>	<u>Deck</u>
Stan Schultz	\$2,899.00	\$13,475.00
Indieke Construction	\$1,775.00	\$14,620.00
G & H Construction	\$1,900.00	\$13,320.04

After getting bids, Olson asked Blair to see if Stan Schultz would do the counter for \$2,500.00. Blair informed the Council that Schultz would do the counter for \$2,500.00 and the outside as bid. Schultz has done good work.

The public asked the Council to reconsider and give bids to more than one person and to justify why they are not going with low bids.

Council will receive a copy of the monthly sales at each meeting in the Council packet.

Motion by Pederson, seconded by Emerson, to approve the bid from Stan Schultz for \$13,475.00 for the deck and \$2,500.00 for the counter top. All Ayes

Project #76: Police

Chief Mark Gilson was not in attendance. Council received the March Police report.

Project #205: City Crew

Ron Kleinschmidt was in attendance. Council received the March Public Works report.

Kleinschmidt informed the Council about the boat landing floating dock. The dock will be available to put in when the ice is off. It will be ready for fishing opener. Ramps will be installed in the middle of July after the 4th of July weekend. The DNR will be installing the deck and ramps for the city at a cost of \$48,000.00. The DNR pays for the entire project.

Project #197: Water

Brian Hiles from Landteam will be in attendance.

Bid opening on the well and water meter system were opened in March and has been reviewed and approved by Rural Development. Council received the following Resolutions:

1. Accept bid for the water meter system, the low bid is with Mueller Systems at \$124,387.73.
2. Accept bid for the well, the low bid is with L.T.P. Enterprises Inc. at \$32,890.00.

Council also received a letter from Rural Development to go ahead and proceed with bids for the water plant. Bid opening will be May 19, 2011 at 2:00 p.m. Council received the following Resolution:

1. Calling for bids on the water plant. The Resolution will list the project estimate cost and the funding we have available.

The city is \$311,000 short in funding and after the bids are received, the Council can determine if they want additional funding from Rural Development. The bid results will be presented at the June Council meeting and the approval of notice to proceed will be presented at the July Council meeting.

A Resolution was presented by Olson, seconded by Pederson, to accept the bid for the water meter system with Mueller Systems at the bid price of \$124,387.73. When put to a vote, the Resolution passed unanimously.

A Resolution was presented by Emerson, seconded by Gulbranson, to accept the bid for the well with LTP Enterprises Inc. at the bid price of \$32,890.00. When put to a vote, the Resolution passed unanimously.

A Resolution was presented by Anderson, seconded by Gulbranson, to call for bids on the water plant project with bid opening on May 19, 2011 at 2:00 p.m. When put to a vote, the Resolution passed unanimously.

Project #45 & #249: FEMA, Flood Plain, Planning & Zoning

Discussion was held regarding the Flood Plain Ordinance.

Janell Miersch from the DNR was in attendance.

At the March meeting the Council discussed the FEMA-Flood Plain Map and Ordinance. A lengthy discussion was held and the Council voted to proceed with adopting the Flood Plain Ordinance and Mapping. The ordinance was then sent to the Planning & Zoning Board for adoption.

Council received the March 17, 2011 Planning & Zoning minutes.

Miersch was present at the March 17, 2011 meeting.

At the Planning & Zoning meeting, a motion was made to adopt the Flood Plain Ordinance and delete sections 5.23, 5.44 and 5.51. The motion failed for the lack of majority. There was no motion made to deny the ordinance and adoption of the flood mapping.

Council received a copy of the Flood Plain Ordinance that the Planning & Zoning reviewed.

The Planning & Zoning members had all been sent a letter inviting them to attend this Council meeting and discuss their view on the ordinance.

If the Council wants to continue to proceed with adoption into the National Flood Insurance Program, the following steps are to be followed:

1. Resolution to apply to participate in the National Flood Insurance Program.
2. Fill out an application to participate in the National Flood Insurance Program.
3. Set a date for a Public Hearing.
4. Publish the Public Hearing at least twice in the paper and send a notices to those properties affected.
5. Adopt the Flood Plain Ordinance.
6. Set a Board of Adjustments/Appeals.
7. Have the DNR approve the adopted ordinance.

Clerk Jacobson will have the Planning & Zoning review the ordinance that was reviewed by Ceil Strauss on April 21, 2011.

Pederson stated that we have to look at the value of the property and buying property in the city. The fact is that flood premiums are high for these people if we do not participate.

The city has to look at the effects of the ordinance and not just on how it affects the building on the property when someone makes improvements.

Dave Amdahl spoke: He doesn't like to be forced to do anything. The city needs to look at how the ordinance affects people now and not the building in the future. They will have to comply in the future and so will I. We have to accept the flood plain living now and if we can't buy flood insurance in 45 days they will put high risk insurance on me for the cost of \$2,169.00 per year or \$200.00 if the city participates.

Amdahl realizes the lines are not accurate. His neighbor is not in the flood plain and his lot is four feet lower. So he had to file a L.O.M.A. at a cost of \$800.00.

Amdahl is asking the Council to approve for the current city property owners and not what may happen in the future.

Keven Withers stated that the ordinance affects more than two properties like the Pub & Gill. If they do not sell the business and is closed for one year it cannot be reopened. This ordinance affects everyone in town and not just those in the flood plain.

Emerson stated the Council appreciates all the work the Planning & Zoning does and the Council does realize by approving this ordinance they are going against the Planning & Zoning but feel it is necessary for the current property owners.

Council wants the Planning & Zoning to review the ordinance again with the changes Ceil Strauss from the DNR at their next meeting on April 21, 2011. Clerk Jacobson will ask Strauss to attend.

Letters will be sent to all property owners affected by the Flood Plain change and the rest of the town will be notified by having a notice in the paper for the Public Hearing.

Council received a copy of a low cost Flood Insurance option for two years for communities that are affected by a Flood Plain change.

A Resolution was presented by Pederson, seconded by Gulbranson, to approve to apply to participate in the National Flood Insurance Program and fill out the application to participate in the National Flood Insurance Program and set the Public Hearing date for May 2, 2011 at 7:00 p.m. at the Community Center. When put to a vote, Ayes: Pederson, Emerson, Anderson, Gulbranson Abstain: Olson

Project #170: Chamber

Phil Reed was not in attendance. Reed wanted to inform the Council of the Main Street Minnesota Seminar that will be held April 14, 2011 and April 15, 2011.

Council received the February 16, 2011 minutes.

Project #7: Community Center

Kleinschmidt had met with a structural engineer regarding the Community Center building.

Kleinschmidt informed the Council that there should have been horizontal bracing in the building when it was built. Now we can just wait and see how it goes and watch to see if the problem progresses any further.

Project #18: Bridge Inspection & Maintenance

A meeting was held on April 24, 2011 with Kleinschmidt, Clerk Jacobson, Loren Fellbaum (Todd County Engineer) and Peter Sarberg (WSN Engineering) to discuss the replacement of Bridge #3000 on Lake Street East.

Council received the cooperative agreement. The Council has two options of what kind of bridge to construct.

1. The first option shows a box culvert with a head wall and fence. The cost estimate for this type of bridge is \$188,896.00. The cost to the city is \$20,930.00. This option would have less land acquisition required because of how the construction of the culvert.
2. The second option shows a box culvert with an apron. The cost estimate for this type of bridge is \$127,596.00. The cost to the city is \$20,930.00. This option would require an additional 18 feet of land for the cement apron.

A Resolution was presented by Anderson, seconded by Gulbranson, to approve the agreement for replacement of Bridge #3000 on Lake Street East with Todd County and the option of a box culvert with a head wall culvert with railings. When put to a vote, the Resolution passed unanimously.

Project #42: Clean Up Day

Clean up day has been set for Saturday, May 21, 2011 from 8:00 a.m. to 11:00 a.m. Yard clean up will also be this day. The Council members and the Osakis Lions will be helping out.

Sentence to Serve has been contacted to also help. As in the past, the Todd County Sentence to Serve will be able to come and help at 9:00 a.m.

Jeff Bertram has suggested some changes to our prices. Listed below are the prices for 2010 with increases for 2011:

<u>Item</u>	<u>2010 Price</u>	<u>2011 Price</u>
Appliances	\$10.00	\$12.00
Refrigerators	\$15.00	\$17.00
Televisions	\$15.00	\$16.00
Microwaves	\$5.00	\$6.00
Computers (per set)	\$10.00	\$12.00

Motion by Emerson, seconded by Olson, to approve the price changes as listed above. All Ayes

Project #43: Board of Review

The Board of Review & Equalization is set for April 12, 2011 at the following times:

Todd County will be held at 9:00 a.m.

Douglas County will be held at 10:00 a.m.

Project #152: Broadband Services & Internet

Council received a letter from Nathan Burkett (Todd County) asking the Council to support the County Board to make Broadband Services available to all of Todd County and the City of Osakis.

The County Board is asking the Council to pass a Resolution or a letter of support.

The Council would like to check on how this effects the city and if they need the support of the city. Information will be brought to the next meeting.

Project #191: Skating Rink

Anderson will talk to the new superintendant before next winter.

Project #297: Summer Rec

Emerson attended the Summer Rec meeting on March 21, 2011 at the school.

Emerson informed the Council that there is money left from last year. The city paid \$20.00 per student for the 2010 Summer Rec program. This year it will be reduced to \$10.00 per student because of the extra money from last year.

Project #310: Blacks Resort Blocking Lake Street

Neil Mierhoffer from Blacks RV Co-op is requesting to block Lake Street East in the afternoon of April 29, 2011 for Blacks RV Co-op to put in their docks and the morning of April 30, 2011 for the Blacks Cabin Resort to put in their docks. If the weather changes, they may have to change to a different weekend.

Motion by Olson, seconded by Anderson, to approve to close Lake Street East on Friday afternoon, April 29, 2011 and Saturday morning, April 30, 2011. All Ayes

Project #368: Xcel Energy Franchise

Council received a letter from Xcel for the 2011 rate increases.

Project #431: Census

The 2010 census numbers are listed on www.uscensus.com

Todd County – 149

Douglas County – 1,591

Total – 1,740

Going back to the 2000 census, the number was 1,392. This is a 25% increase for the City of Osakis according to the Echo Press paper.

Council likes to see this number on the rise.

Project #439: Lower Level Living in the C-1 (Central Business) District

At the March Council meeting, the lower level living was tabled until a full Council was present.

Clerk Jacobson discussed this issue with Dan Marthaler our city building inspector. Marthaler feels the city needs to enforce the ordinance and make sure people are aware the city is enforcing the rules.

Clerk Jacobson is asking the Council if they would be interested in setting up a workshop with Dan Marthaler and John Anderson to discuss how this can affect the city. Marthaler has knowledge of other towns that he works in and can inform the Council what can happen.

Clerk Jacobson will check with Marthaler and Anderson to see if they can meet with the Council on April 12, 2011 at 10:30 a.m. The Planning & Zoning will also be invited to the meeting if the date works out with Marthaler and Anderson.

Project #286: Donation – Easter Day

Lil Ortendahl was in attendance. Saturday, April 23, 2011 has been set for the annual “Kids Easter Day” celebration. Ortendahl is requesting a donation of \$100.00 to help with the costs of the celebration.

Motion by Olson, seconded by Gulbranson, to approve a donation of \$100.00 to the “Kids Easter Day” celebration. All Ayes

Motion by Anderson, seconded by Olson, to adjourn the meeting at 8:37 p.m. All Ayes

Mayor – Keith Emerson

City Clerk – Angela Jacobson