

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

June 19, 2006
7:00 p.m.

The regular meeting of the Willmar City Council was called to order by the Honorable Mayor Lester Heitke. Members present on a roll call were Mayor Heitke, Council Members Doug Reese, Ron Christianson, Bruce DeBlieck, Denis Anderson, Rick Fagerlie, Jim Dokken, and Steven Gardner; Present 8, Absent 1 – Cindy Swenson was excused from the meeting.

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

Proposed additions to the agenda included consideration of a gambling premise permit and Airport contract.

Council Member Reese offered a motion adopting the Consent Agenda which included the following: City Council Minutes of June 5, Planning Commission Minutes of June 14, Building Inspection Report for May, Housing Redevelopment Authority Minutes of May 16, and Airport Commission Minutes of June 6, 2006; and Minnesota Elks Breeders Association application for Exempt Permit. Council Member DeBlieck seconded the motion, which carried.

At 7:04 p.m. Mayor Heitke opened a hearing on the 2006 street and other improvements for Project No. 0603. Public Works Director Odens provided details of the proposed improvements which include new construction related to the Waterview Business Park. Jeff Pattison, representing the Kandi Entertainment Center, expressed concerns regarding the intersection at 19th Avenue and 5th Street Southeast, the lack of final development of the signal system and its affects on the KEC egress/ingress locations. City Administrator Schmit reported a \$1.7 million estimated project cost. Upon hearing all those who wished to be heard, Mayor Heitke closed the hearing at 7:19 p.m.

Resolution No. 1 was introduced by Council Member Reese, seconded by Council Member DeBlieck, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 1

**ORDERING 2006 STREET AND OTHER IMPROVEMENTS
WATER VIEW BUSINESS PARK
(AND DIRECTING PREPARATION OF FINAL PLANS AND SPECIFICATIONS)**

WHEREAS, after due Notice of Public Hearing on the construction of street and other improvements for the City of Willmar, Minnesota, hearing on said improvements was duly held and the Council heard all persons desiring to be heard on the matter and fully considered the same.

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

1. It is advisable, expedient, and necessary that said improvements as described in the Notice of Hearing thereon be constructed, and the same are hereby ordered made.

2. The improvements described in said Notice of Hearing are hereby designated and shall be known as Project No. 0603 – Water View Business Park.

3. The City's Engineer is hereby directed to prepare final plans and specifications for said improvements.

4. The City Council shall let the contract for all or part of the work for said improvements or order all or part of the work done by day labor or otherwise as authorized by Minnesota Statutes, Section 429.041, Subdivision 2, within one year of the date of this resolution ordering said improvements.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Willmar Police Sergeant Jim Felt and Officer Jared Wosmek presented to the Mayor and Council information regarding the Minnesota Law Enforcement Memorial Association and expressed appreciation for the City's support of their participation as host Honor Guard for National Police Week event in Washington, D.C. The Officers provided details of the assistance the Associations gives to families of fallen officers and the monthly training in Bloomington, Minnesota, on marching, proper retiring of the colors and firing of the "three valleys."

Mayor Heitke called for a recess at 8:03 p.m. and reconvened the meeting at 8:12 p.m.

Bev Dougherty appeared before the Mayor and Council to present an update on the Willmar Design Center plan to renew Willmar's historic downtown area. Ms. Dougherty indicated a master plan envisioning proposed improvements and uses for Downtown buildings and spaces is expected to be completed by the end of October. She reported on her efforts to open the downtown access, KAT bus stop, walking tour booklet of historic buildings, mural on the north side of Rice Hospital, and Becker Street Market. This matter was for information only.

Mayor Heitke acknowledged that no one had signed up to address the City Council during its scheduled Open Forum.

The Finance Committee Report for June 12, 2006, was presented to the Mayor and Council by Council Member Anderson. There were nine items for Council consideration.

Item No. 1 Shari Courtney, Executive Director of the Willmar Convention and Visitors Bureau, informed the Committee that the CVB would like to establish a Strategic Marketing Fund that would be accessible to standing CVB committees to use on a case-by-case basis for opportunities not covered in its regular budget. Ms. Courtney was requesting \$25,000 be placed in this Strategic Marketing Fund for the remainder of 2006.

Following discussion, the Committee was recommending the Council approve establishing a working capital reserve for the CVB based on six-months operating revenue and to introduce a resolution to appropriate \$25,000 for 2006 from the CVB Fund Balance for Strategic Marketing.

Council Member Anderson moved to approve establishing a working capital reserve for the CVB based on six months of operating revenue with Council Member Gardner seconding the motion, which carried. Resolution No. 2 was introduced by Council Member Anderson, seconded by Council Member Gardner, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 2

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Finance Director to amend the Convention and Visitors Bureau Budget as follows:

Increase:	Strategic Marketing	\$25,000.00
Decrease:	Fund Balance	\$25,000.00

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 2 Staff informed the Committee that the Department of Housing and Urban Development awarded an EDI Special Project Grant in the amount of \$96,224 to the City of Willmar for the planning and study phase for renovation of the old airport site. There are three segments to this project including planning/engineering, demolition of existing facilities, and construction of infrastructure. Local Option Sales Tax funds will also be used for this renovation.

The Committee was recommending the Council introduce a resolution to amend the Local Option Sales Tax Construction Budget to reflect receipt of this HUD grant. Resolution No. 3 was introduced by Council Member Anderson, seconded by Council Member Dokken, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 3

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Finance Director to amend the Local Option Sales Tax Construction Budget as follows:

Increase:	Grant Revenue	\$96,224.00
Decrease:	Land Development	\$96,224.00

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 3 Staff informed the Committee that on the last budget amendment approved by the Council for the Waste Treatment Plant there was an adding error of \$3,000 in the Other

Services section. The amount appeared as \$6,852,000, but should have been \$6,855,000.

The Committee was recommending the Council introduce a resolution to amend the Waste Treatment Budget, Other Services section, by \$3,000. Resolution No. 4 was introduced by Council Member Anderson, seconded by Council Member Fagerlie, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 4

DESIGN PHASE BUDGET
WILLMAR WASTEWATER TREATMENT PLANT RELOCATION
ESTIMATED TOTAL BUDGET \$6,855,000

SUPPLIES		RECEIVABLES	
Office Supplies	\$2,000.00	City	<u>\$6,855,000.00</u>
Postage	500.00	TOTAL	\$6,855,000.00
Mtce. of Equipment	5,000.00		
Mtce. of Structures	2,000.00		
General Supplies	<u>2,500.00</u>	FINANCING	
TOTAL	\$12,000.00	Bonds	<u>\$6,855,000.00</u>
		TOTAL	\$6,855,000.00
OTHER SERVICES			
Printing & Publishing	\$2,000.00		
Other Services	1,000.00		
Business Park Sewer	1,990,000.00	GRAND TOTAL	\$6,855,000.00
Interim WTF Modifications	290,000.00		
Easements	<u>150,000.00</u>		
TOTAL	\$2,433,000.00		
OTHER CHARGES			
Prof. Services	\$4,360,000.00		
Advertising	2,000.00		
Adm. OH (Transfer)	20,000.00		
Other Charges	<u>28,000.00</u>		
TOTAL	\$4,410,000.00		
GRAND TOTAL	\$6,855,000.00		

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 4 The Committee was informed by Staff that in order to cover the shortfall associated with the hangar relocation, a temporary loan of \$250,000 needs to be obtained from the City's Public Improvement Revolving (PIR) Fund. It is anticipated that this amount will be repaid through future project revenues (i.e. grants, local option sales tax, etc.).

The Committee was recommending the Council introduce a Resolution to authorize the

temporary funding of \$250,000 from the Public Improvements Revolving Fund to cover the hangar relocation shortfall. Resolution No. 5 was introduced by Council Member Anderson, 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 to authorize the Finance Director to amend the Airport Construction Budget as follows:

Increase:	Loan from P.I.R.	\$250,000.00
Increase:	Hangar Relocation	\$250,000.00

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 5 The Committee was informed by Staff that Willmar Air Service provides FBO services per an agreement with the City and also leases the current main terminal building and the east repair shop at the old Airport from the City of Willmar. Willmar Air Service has financed the construction of their second FBO building at the new Airport and is now waiting for the Airport to officially open. They had based the completion date of their new building on the City's projections of opening the new Airport which initially had been in the Spring of 2006. Now projections are to open the new airport this Fall. Because of this delay, Willmar Air Service is requesting that their lease payments be abated for three months (July, August, and September). Subsequently, the City would pay for their FBO services without deducting their lease payments.

Following discussion, the Committee was recommending the Council authorize abating the lease payments from Willmar Air Service for the months of July, August, and September, 2006. Council Member Anderson moved to approve the recommendation of the Finance Committee with Council Member Dokken seconding the motion, which carried.

Item No. 6 The Committee briefly reviewed the 2007 Budget Calendar and was recommending the Council approve the Calendar as presented. Council Member Anderson moved to approve the recommendation of the Committee with Council Member Gardner seconding the motion, which carried.

Item No. 7 It was noted that the June 26, 2006, Finance Committee meeting will be held at the Kandiyohi County Historical Society Museum on North Highway 71 with a tour of the nearby Sperry House. The purpose is to see the improvements made over the last few years utilizing City funds. This was for information only.

Item No. 8 The Committee considered a request from the City Engineer to redesignate 2005 Public Works Capital Improvement Funds to 2006. A new Gator needs to be purchased for the Public Works Department but bids came in over the budgeted amount. Since a tripod budgeted for \$3,000 in 2005 was not purchased, it is proposed that this \$3,000 be reappropriated to 2006 to cover the excess cost of the Gator. Questions were raised about the status of the existing Gator.

The Committee was recommending the Council redesignate \$3,000 of the unspent 2005 Capital Improvements budget to 2006 for the purchase of a Gator, pending clarification of the status of a trade-in. Following discussion, no action was taken by the City Council.

Item No. 9 The Committee acknowledged receipt of the following reports: May Local Option Sales Tax, May CVB Financial, May WRAC-8 Financial, and April Rice Hospital. This matter was for information only.

The Finance Committee Report for June 12, 2006, 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 13, 2006, was presented to the Mayor and Council by Council Member Christianson. There were nine items for Council consideration.

Item No. 1 Mary Lou Arne presented to the Committee a proposal for public restrooms in downtown Willmar located in the Centre Point Mall and owned by Vince VanHeuveln. Mr. VanHeuveln's offer is to lease the two east-side bathrooms at a cost of \$500 a month. They would be maintained daily and supplied with the necessary items. The bathrooms are handicapped accessible, on the ground level, and would be open Monday through Saturday during business hours. The representatives of Downtown Willmar requested the City take full responsibility for the cost of the lease.

Following discussion, it was the consensus of the Committee to refer the information to the City Council and have the representatives of the downtown present.

Mary Lou Arne, representing the Willmar Design Center, appeared before the Mayor and Council to discuss the matter of public bathrooms in the downtown. Ms. Arne suggested the City participate on a one-year trial basis.

Council Member Gardner offered a motion to refer the matter back to Committee to discuss cost sharing with downtown business owners. Council Member Anderson seconded the motion, which carried.

Item No. 2 The Committee reviewed correspondence from Ken Quist of the Willmar Jaycees. The Jaycees will again be organizing and sponsoring the Willmar Fests Downtown Block Party. Mr. Quist again requested permission to close off a portion of both Becker Avenue and 5th Street SW and the parking lots in Block 50 and Masonic lot. The concept is the same as previous years with the food booths on both sides of 5th Street and a coffee bar in the middle of the intersection. The event will be held on June 21, 2006, from 4:00 – 9:30 p.m.

The Committee was recommending the Council approve the parking lots and street closures as presented for the event on June 21, 2006. Council Member Christianson moved to approve the recommendation of the Public Works/Safety Committee with Council Member Fagerlie seconding the motion, which carried.

Item No. 3 Staff informed the Committee that recent meetings have been held discussing how to proceed with the connection of the Civic Center to the Blue Line Center, and proposals have been solicited from architectural firms. Richard Engan of Engan and Associates was present to address the Committee concerning his firm's recent proposal. Years ago preliminary costs were estimated at \$300,000 to complete the connection. This figure was included

in the recent sales tax referendum. Since that time construction costs have increased considerably and the preliminary drawing presented by Mr. Engan is estimated closer to \$500,000. Their proposal includes developing a connection of the two facilities by completing a schematic design at a cost of \$4,000. This information will assist the City in making a decision for the project.

The Committee was recommending the Council approve the proposal for architectural services with Engan and Associates to provide a schematic design for the connection of the Civic Center to the Blue Line Center and authorize the Mayor and City Administrator to sign on behalf of the City. Resolution No. 6 was introduced by Council Member Christianson, seconded by Council Member Reese, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 6

Whereas the City of Willmar desires to retain an architect to provide professional services to design a connection of the Civic Center to the Blue Line Center for the City of Willmar; and

Whereas a proposal has been made by, and an agreement prepared to retain the firm of Engan Associates, PA. of Willmar, Minnesota in a not to exceed amount of \$4,000.00 for said services;

Now therefore be it resolved by the City Council of the City of Willmar that said agreement be approved and that the Mayor and City Administrator be authorized to execute the same.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 4 Craig Holmes of Donohue and Associates appeared before the Committee to summarized the activities that have taken place relating to the Wastewater Treatment Plant Relocation for the month of May. The Facilities Plan approved by the City was submitted to the Minnesota Pollution Control Agency on May 9 for their approval. The Design Phase contract has been signed between the City and Donohue and the Guidance Document updated. This matter was for information only.

Item No. 5 The Committee reviewed Change Order No. 2 to the 2003 Airport Grading and Drainage Project with Duininck Bros. Inc. The additional cost of \$6,588.85 is covered by grant funds. The change order addresses additional costs associated with the hookup of an existing drain tile to the storm sewer, providing outlets for existing drain tiles, placement of flow restrictors on two culverts under the turf runway, additional grading of the wetland area, tree clearing for power line installation, and placement of rip rap material around culvert outlets.

The Committee was recommending the Council approve Change Order No. 2 with Duininck Bros. Inc. for the 2003 Airport Grading Project. Resolution No. 7 was introduced by Council Member Christianson, seconded by Council Member Dokken, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 7

WHEREAS, a contract has been awarded to Duininck Bros., Inc. of Prinsburg, Minnesota, on September 15, 2003, in the amount of \$3,241,658.45 for construction of the 2003 Grading and Drainage Improvements at the new airport under the direction of HNTB as engineer; and

WHEREAS, Change Order No. 1 increasing the amount by \$216,262.20 has previously been authorized; and

WHEREAS, it is desired to add additional work to the above contract.

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

1. Additional work is herewith authorized to be added to the above contract estimated by the City Engineer to be \$6,588.85.
2. Funding for the additional work is from within the Project Budget.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 6 The Committee reviewed the tabulation of bids opened in April for the 2006 Street Improvements – Project No. 0601. This project includes the assessable properties for which the hearing was held at the last City Council meeting. It is staff's recommendation to award the bid to the low bidder, Chad Monson Excavating of Willmar in the amount of \$1,337,350.

Following discussion, the Committee was recommending the Council accept the bid of Chad Monson Excavating for Project No. 0601 and authorize the Mayor and City Administrator to enter into an agreement on behalf of the City. Resolution No. 8 was introduced by Council Member Christianson, seconded by Council Member Fagerlie, 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, a Municipal Corporation of the State of Minnesota, that the bid of Chad Monson Excavating of Willmar, Minnesota for Project No. 0601 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 consideration of the contract in the amount of \$1,337,350.00.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 7 The Committee reviewed a proposal from Barr Engineering Company to

analyze the chronic flooding at the intersection of Kandiyohi Avenue and 10th Street SW. The scope of services includes modeling the size of a pond that would be needed behind Kennedy School to alleviate the ponding at the intersection of 10th Street and Kandiyohi Avenue SW. Two other small pond scenarios would also be analyzed to reduce the depth of pond water at the intersection. Barr proposes to analyze the three scenarios at a cost of \$6,200.

The Mayor read letters from neighbors and allowed interested parties in attendance to make comments regarding their concerns.

The Committee was recommending the Council accept the proposal from Barr Engineering and authorize the Mayor and City Administrator to enter into an agreement on behalf of the City. Resolution No. 9 was introduced by Council Member Christianson, seconded by Council Member Fagerlie, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 9

Whereas the City of Willmar desires to retain a firm to provide engineering services for analyzing chronic flooding at the intersection of Kandiyohi Avenue and 10th Street SW; and

Whereas a proposal has been made by, and an agreement prepared to retain, the firm of Barr Engineering Company of Minneapolis, Minnesota in a not to exceed amount of \$6,200 for said services;

Now therefore be it resolved by the City Council of the City of Willmar that said agreement be approved and that the Mayor and City Administrator be authorized to execute the same.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 8 The Committee discussed the Improvement Hearing for Water View Business Park in southeast Willmar to be developed by Duininck Bros. Inc. This matter was for information only.

Item No. 9 The Committee discussed the Airport Apron Expansion Project. Staff explained the need to expand the existing concrete apron at the new municipal Airport to serve a second FBO hangar that is currently under construction. The current apron has a ten-inch concrete depth and was designed to accommodate aircraft larger than the design aircraft for the Airport. The FAA will only participate in what is required for current aircraft loading, namely six inches of concrete. This will cause a cost participation in which the City will be required to pay for the four additional inches of concrete.

Other factors for the apron expansion were also discussed. A cost estimate for the proposed improvements totals \$123,000 which includes \$12,000 for engineering design services and \$17,000 for construction and administrative services. The Committee reviewed the proposal for services from HNTB to design the apron expansion in an amount not to exceed \$12,000.

The Committee was recommending the Council accept the design proposal with HNTB for expanding the airport apron and authorize the Mayor and City Administrator to enter into a contract on behalf of the City. Resolution No. 10 was introduced by Council Member Christianson, seconded by Council Member Fagerlie, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0,

RESOLUTION NO. 10

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 enter into a contract amendment to supplement the agreement between the City of Willmar and HNTB Corporation. The supplement includes the addition of Phase 5-e for the design services in association with the apron expansion at the Airport.

BE IT FURTHER RESOLVED, the contract amount for Phase 5-3 is on an hourly basis and not to exceed \$12,000.00

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Staff explained to the Committee that the timing for the apron expansion and in order to have the construction complete by the end of October a bid opening date of August 10, 2006, needs to be met. According to tentative scheduling, the City Council needs to approve the plans and specifications for the apron expansion and authorize advertisement of bids.

The Committee was recommending the Council approve the plans and specifications and authorize advertisement for bids to be opened August 10, 2006. Resolution No. 11 was introduced by Council Member Christianson, seconded by Council Member Reese, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 11

WHEREAS the Consulting Engineer for the Airport Apron Expansion for the City of Willmar has presented to the City Council plans and specifications;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Willmar that:
Final plans and specifications are hereby approved, and publication of the advertisement for bids is herewith authorized. Bids will be publicly opened and read at 11:00 a.m. on the 10th day of August, 2006, at the City Office Building, 333 Southwest Sixth Street, Willmar, Minnesota.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday

Attest: CITY CLERK

The Public Works/Safety Committee Report for June 13, 2006, 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 Fagerlie, and carried.

The Community Development Committee Report for June 15, 2006, was presented to the Mayor and Council by Council Member DeBlieck. There were three items for Council consideration.

Item No. 1 The Committee discussed the granting of an easement to MinnWest Technology Campus at the intersection of Civic Center Drive and North Business 71 for the purpose of erecting a sign. It had previously been proposed that right-of-way be vacated to enable the sign to be located closer to the street, but that option was rejected after considering the City's future need for the property if any street intersection improvements would be necessary.

The idea of an easement had been presented to the City Attorney, who offered the opinion that the City could grant an easement to MinnWest Technology Campus as long as the City was properly indemnified and held harmless from any liability.

The Committee was recommending the Council direct staff to pursue the easement and authorize the Mayor and Administrator to execute the easement. Council Member DeBlieck moved to approve the recommendation of the Community Development Committee with Council Member Fagerlie seconding the motion, which carried.

Item No. 2 The Committee reviewed a request from MinnWest regarding a tax abatement. Steve Renquist and Steve Salzer provided background information regarding the need for the abatement. JOBZ status had been granted previously. It was the understanding at that time that it would apply campus-wide, but it was since determined that the JOBZ program only applied to occupied buildings.

MinnWest Technology Campus was requesting that the Council abate the taxes on the unoccupied structures, and to do so for the term of the JOBZ district which expires in 2015. Staff told the Committee that it was important to remember that the buildings have not been on the tax roles because they were previously public uses.

Following discussion, the Committee was recommending the Council direct staff to pursue the tax abatement as proposed for a term to run concurrent with the JOBZ program, and to schedule the public hearing as required by Statute to consider the tax abatement and business subsidy plans. Council Member DeBlieck moved to approve the recommendation of the Community Development Committee with Council Member Christianson seconding the motion, which carried.

Item No. 3 The Committee considered a proposal by the Willmar Jaycees to rename 7th Street Park as Jaycee Park and suggested that the matter be referred to Staff for further discussion with the Jaycees to work out details. The Committee was recommending the Council approve the proposal contingent on Staff working out details with the Jaycees.

Laura Deleski, representing the Jaycees, appeared before the Mayor and Council to answer any questions. Following discussion, Council Member DeBlieck moved to approve the recommendation of the Community Development Committee with Council Member Dokken seconding the motion, which carried.

The Community Development Committee Report for June 15, 2006, were approved as

presented and ordered placed on file in the City Clerk's Office upon motion by Council Member DeBlieck, seconded by Council Member Dokken, and carried.

Planning and Development Services Director Peterson presented to the Mayor and Council a request from Duinick Companies, Inc. that the assessments against their First Street South property be reapportioned to reflect the plat of Water View Business Park. Following discussion, Resolution No. 12 was introduced by Council Member Christianson, seconded by Council Member Anderson, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 12

WHEREAS, a request for reapportionment of special assessments has been filed with the City of Willmar, said request being signed by all the parties having an interest in the following-described property:

Lot 1, Block 1, Water View Business Park.
Parcel No. 95-923-8930 and 95-923-8800
to wit: Duinick Companies, Inc.

WHEREAS, the above have waived notice of hearing on said reapportionment; and

WHEREAS, The City Council of the City of Willmar is in agreement that the special assessments totaling \$66,445.60 placed against the above-described parcel be hereby reapportioned as herein described:

<u>Parcel No.</u>	<u>Legal Description</u>	<u>Amount</u>
	Lot 1, Block 1, Water View Business Park	\$66,445.60

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Willmar, pursuant to the request of the above that the special assessments on the above-described property be and they hereby are reapportioned as provided in the request of the above named, and BE IT FURTHER RESOLVED that the reapportionment be recorded in the records of the City of Willmar and the Kandiyohi County Auditor effective for taxes and assessments due and payable on tax statements issued in the year 2007 and thereafter.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Public Works Director Odens presented to the Mayor and Council bid tabulations for Project No. 0602, J & C Development in Valley Brook. Following discussion, Resolution No. 13 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. 13

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. 0602

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 consideration of the contract in the amount of \$288,586.20.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

City Clerk Halliday presented to the Mayor and Council for consideration a special event at the Taunton Stadium on July 25, 2006, by the Alexandria Beetles. The Beetles have asked the On-sale Liquor License holder Green Mill to apply for a City Park Special Event permit, required to distribute alcohol on the City park grounds. Following discussion, Council Member Fagerlie moved to approve the City Park Special Event Permit with Council Member Dokken seconding the motion, which carried.

City Clerk Halliday presented to the Mayor and Council a Municipal Electronic Voting System Plan and Kandiyohi County Equipment Agreement. Mr. Halliday explained that Minnesota Statute §206.82, subdivision 2, provides that the municipal clerk in a municipality where an electronic voting system is used shall prepare a plan which indicates acquisition of sufficient facilities, computer time, and professional services and which describes the proposed manner of complying with §206.82. The plan must be submitted to the Secretary of State for review. Council Member Anderson moved to adopt the Municipal Electronic Voting System Plan with Council Member Dokken seconding the motion, which carried.

City Clerk Halliday informed the Mayor and Council that Kandiyohi County requests each city/township to enter into an agreement accepting the County Election Equipment Plan with stated covenants. Resolution No. 14 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. 14

BE IT RESOLVED by the City Council of the City of Willmar, a municipal corporation of the State of Minnesota, that the Mayor be authorized to enter into an agreement with Kandiyohi County accepting the County Election Equipment Plan.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

City Clerk Halliday informed the Mayor and Council that filing dates for the 2006 Elections begin on July 5, at 8:00 a.m. and end on July 18, 2006, at 5:00 p.m. Offices open in 2006 are for the Mayor and Council Members from each of the four Wards. Mr. Halliday reviewed the requirements for candidates. This matter was for information only.

The Mayor and Council considered a request from the Eagles Aerie 2334 for a two-year Premise Permit. Resolution No. 15 was introduced by Council Member Christianson, seconded by Council Member Gardner, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0.

RESOLUTION NO. 15

REQUESTING THAT THE MINNESOTA GAMBLING
CONTROL BOARD APPROVE THE APPLICATION FOR A
PREMISE PERMIT FOR THE EAGLES AERIE 2334

WHEREAS, the Eagles Aerie 2334 has applied to the Minnesota Gambling Control Board to obtain a Premise Permit for a Gambling License at the Eagles Aerie 2334, 136 West 6th Street, Willmar, Minnesota;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that the City approves of the Premise Permit for the Eagles Aerie 2334 and respectfully requests that the State of Minnesota Gambling Control Board approve the Premise Permit to the Eagles Aerie 2334 for the time period of July 1, 2006, through June 31, 2008.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

City Administrator Schmit informed the Mayor and Council that the contractor who was awarded the placement of reinforced concrete slabs for Airport hangars at the Willmar Municipal Airport has withdrawn from the agreement. Mr. Schmit was recommending the Council rescind earlier action and award the contract to the second low bidder. Council Member Reese offered a motion to return the cashiers check and rescind earlier action of awarding the contract. Council Member Christianson seconded the motion, which carried. Resolution No. 16 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. 16

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 an agreement between the City of Willmar and Mid-Central Concrete, Inc. from Willmar, Minnesota, in the amount of \$108,000.00 for the placement of reinforced concrete slabs for the Airport Hangars at the Willmar Municipal Airport.

Dated this 19th day of June, 2006.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday

Attest: CITY CLERK

Chief Kulset announced that there were two COPPS meeting scheduled as follows: Ward One, June 20; and Ward Four, June 26, 2006.

Mayor Heitke reviewed upcoming Willmar Fests activities, noting the All America City Award delegation were the Grand Marshall.

Community Education and Recreation Director Brisendine announced that the Dorothy Olson Aquatic Center opened on June 5, 2006.

Announcements for Council Committee meeting dates were as follows: Finance, June 26; Labor Relations, June 27; and Public Works/Safety, July 11, 2006.

Council Member Gardner acknowledged the death of a local National Guard Member, Bent Koch, of Morton, and encouraged the community to continue supporting all the military personnel serving in Iraq.

There being no further business to come before the Council, the meeting adjourned at 10:07 p.m. upon motion by Council Member Reese, seconded by Council Member Fagerlie, and carried.

Attest:

MAYOR

SECRETARY TO THE COUNCIL