

**MINUTES
CITY OF DELANO
City Council/Economic Development Authority
Tuesday, October 20, 2009
7:00 PM**

1. CALL TO ORDER

Mayor Joe McDonald called the regular meeting of the Delano City Council/Economic Development Authority of Tuesday, October 20, 2009 to order at 7:00 PM.

PLEDGE OF ALLEGIANCE

2. ROLL CALL AND APPROVAL OF AGENDA

Members Present: Joe McDonald, Mayor
Holly Schrupp, Council Member
Larry Bartels, Council Member
Brad Hotchkiss, Council Member
Betsy Stolfa, Council Member

Also Present: Phil Kern, City Administrator
Bob Van Lith, Chief – Delano Fire Department
Nancy Drumsta, Manager - Delano Wine & Spirits
Marlene Kittock, City Clerk / AV Technician
Wendy Biel, Recorder

Motion Number (M-09-256) Motion by Holly Schrupp, second by Betsy Stolfa to approve the Agenda for the City Council/Economic Development Authority meeting of Tuesday, October 20, 2009; Mayor McDonald added item 8B Consider the Mortgage Subordination Agreement between the City of Delano/Economic Development Authority and the Central Minnesota Development Company for the Legacy of Delano Development Agreement. Motion carried.

3. MINUTES

A. Minutes from the Special Workshop of Tuesday, September 29, 2009.

Motion Number (M-09-257) Motion by Betsy Stolfa, second by Holly Schrupp to approve the Minutes 3A as submitted. Motion carried.

B. Summary minutes from the Special Workshop of Tuesday, September 29, 2009 for publication in Delano Herald Journal.

Motion Number (M-09-258) Motion by Betsy Stolfa, second by Holly Schrupp to approve Minutes 3B as submitted. Motion carried.

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4. SPEAKERS, PRESENTATIONS AND AWARDS

5. CONSENT ITEMS

The items listed for consideration will be enacted by one motion unless the Mayor, a member of the Council, City Staff or a person in attendance requests an item be removed from the Agenda.

EDA

- A. Motion to approve the painting of the hallways and the common areas in the Delano EDA/Crow River Villa.**

CITY

- B. Motion authorizing publication of opening and seeking of candidates for vacant position on Delano Municipal Utilities Commission.**
- C. Motion to approve purchasing a new security system for Delano Wine and Spirits.**
- D. Motion to approve hiring part-time staff at Delano Wine & Spirits.**

Motion Number (M-09-259) Motion by Holly Schrupp, second by Betsy Stolfa to approve Consent Items 5A, 5B, 5C, and 5D as submitted. Motion carried.

6. CITY STRATEGY No. 1: Provide high quality infrastructure and services in a planned fiscally responsible manner.

- A. Consider request to rename the north ballfield at Central Park (Manor Field) as Dave Zitzloff Ballfield and accept donation from the Delano Youth Baseball and Softball Association.**

Phil Kern presented a request from Kevin Max, and supported by many others, to rename Manor Field as Dave Zitzloff Ballfield. This request has been presented to and approved by the Park and Recreation Committee.

Mr. Zitloff contributed a great deal of time, energy, and expertise to the development of many youth programs and committees within the Delano community. The Delano Youth Baseball and Softball Organization also agreed to donate \$10,000 to the City towards the installation costs for a scoreboard at

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this field. The scoreboard has a bottom panel, which once assembled, could be painted with the name “Dave Zitzloff Field”.

Larry Bartels recognized Mr. Zitzloff, Dorothy Ziloff and their family, for their many contributions to the Delano Baseball community. Mayor McDonald also shared his gratitude to the Zitloffs and felt this was very deserving and an honorable recognition of Mr. Zitzloff.

Motion Number (M-09-260) Motion by Larry Bartels, second by Holly Schrupp to approve the renaming of the north ballfield at Central Park (Manor Field) as Dave Zitzloff Ballfield and accept donation from the Delano Youth Baseball and Softball Association. Motion Carried.

B. Review items discussed at the August 24, 2009 Public Safety Committee meeting.

Bob Van Lith brought four items to Council for reassessment: (1) Consider three-way stop at the intersection of 3rd Street and Franklin Avenue, (2) Consider turn lines on 5th Street South at the intersection of 5th Street S and Highway 12, (3) Consider a Noise Ordinance and No Jake Brake Ordinance(s) for the City of Delano, and (4) Consider closing off 2nd Street South at the intersection of 2nd Street South and River Street South.

Phil Kern reviewed the engineering report submitted by Ed Terhaar, P.E., Wenck Associates, Inc. (Item 1) The idea of an all-way stop control is typically considered at intersections of high volumes from all approaches. The minimum requirements of “high volume” would be 300 vehicles per hour for eight hours on the major street approaches and 200 vehicles per hour for eight hours on the minor street approaches. Observations at the site indicated a low likelihood of meeting these volume requirements. The report suggested completion of the sidewalk section on the south side of Franklin Avenue from 3rd Street to the west which would create an off-road area for pedestrian travel.

Larry Bartels also noted that causing vehicles to stop on the inclined portions of Franklin Avenue could be hazardous when the roadway is slippery as in winter months.

Betsy Stolfa, although prefers further discussion of an all-way stop control, is optimistic for the possibility of completing the sidewalk along Franklin Avenue. Staff agreed to further investigate the grading and paving costs.

(Item 2) Kern stated that the engineering report determined that 5th Street S width is adequate to stripe a southbound left turn lane, a southbound right turn lane, while maintaining a northbound through lane. Kern said that Public Works could do the striping with minor cost to the City.

Kern reviewed the final item for discussion (Item 3), a proposal to amend the City’s current Noise Ordinance to include noise regulation generated by Jake Brakes. During the explanation, Kern described

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that if the amendment is approved, then signage informing motorists of this enforcement would need to be placed throughout the City at a minimum cost of \$800.00 per sign.

Holly Schrupp asked how many signs would be necessary. Kern and Van Lith reviewed multiple sign locations: along Highway 16 SE, Highway 17, County Highway 30, Highway 30 N, and various City streets. In order to properly alert motorists of ordinances, Kern and Van Lith agreed that multiple signs would be required.

Larry Bartels questioned how the City would enforce the ordinance and by whom. Kern answered that it would be the responsibility of the Wright County Sheriff's Department, however enforcement of the ordinance may be challenging. A representative from Wright County explained violations would have to be directly heard, hearsay or complaints of violation(s) would not be enforceable.

Council briefly discussed (Item 4) the closing of 2nd Street South at the intersection of 2nd Street South and River Street South. The complaint stems from an increase in commercial traffic coming north on Highway 17 and inadvertently turning onto 2nd Street S. Council suggested posting a "No Commercial Trucking" sign at this intersection. Staff will research directional sign options and installation costs for future discussion.

Motion Number (M-09-261) Motion by Larry Bartels, second by Holly Schrupp to stripe turn lines on 5th Street S at the intersection of 5th Street S and Highway 12. Motion Carried.

Motion Number (M-09-262) Motion by Betsy Stolfa, second by Larry Bartels to further investigate a Noise Ordinance to include No Jake Brake regulations for the City of Delano, including installation costs of signage. Motion carried 3:1.

7. CITY STRATEGY No. 2: Ensure the City's financial stability.

There was none.

8. CITY STRATEGY No. 3: Manage high quality growth consistent with the City's Comprehensive Plan.

A. Consider RESOLUTION (R-09-30) supporting further study of the Little Crow Transit Corridor.

Phil Kern presented Council with a letter from State Representative Dean Urdahl requesting Delano's support for a MnDOT study of a potential passenger and commuter rail services. Kern and Betsy Stolfa had attended a public meeting in July 2009 which introduced this concept to a number of communities.

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This concept involves utilizing the BNSF railroad corridor for passenger and commuter rail systems. Kern noted that operating a system that is already built and has much of the infrastructure in place, would eliminate any future construction of a high speed or light rail system.

Mayor McDonald inquired about the cost of the study to the City; Kern stated that MnDOT was funding the study and no cost would be accrued by the City.

Motion Number (M-09-263) Motion by Betsy Stolfa, second by Larry Bartels to approve Resolution (R-09-30) supporting further study of the Little Crow Transit Corridor. Motion Carried by Roll Call Vote.

- B. Consider the Mortgage Subordination Agreement between the City of Delano/Economic Development Authority and the Central Minnesota Development Company for the Legacy of Delano Development Agreement.**

Phil Kern reminded Council when the Legacy of Delano project was approved, a TIF subsidy was created to offset infrastructure costs. As part of their financing and completion of their SBA loan, the Legacy of Delano is requesting a formal approval of the Mortgage Subordination Agreement. Staff is recommending approval pending the City Attorney's review of the final Agreement.

Larry Bartels questioned if the Agreement precluded their tax obligations; Kern explained that this Agreement does not affect tax payments.

Motion Number (M-09-264) Motion by Larry Bartels, second by Holly Schrupp to approve the Mortgage Subordination Agreement between the City of Delano/Economic Development Authority and the Central Minnesota Development Company for the Legacy of Delano Development Agreement; pending Mark Johnson's review of the final Agreement. Motion Carried.

- 9. CITY STRATEGY No. 4: Ensure a well-trained and productive workforce to meet the changes of the City.**

There was none.

- 10. CITY STRATEGY No. 5: Increase accountability by measuring and evaluating service delivery.**

There was none.

- 11. CITY STRATEGY No. 6: Continue to improve the City's downtown.**

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There was none.

12. CITY STRATEGY No. 7: Encourage communication and ideas with residents and business owners.

- A. Minutes from the Delano Fire Department of Thursday, September 10, 2009.**
- B. Minutes from the Planning Commission of Monday, September 14, 2009.**
- C. Minutes from the Park and Recreation Committee of Wednesday, September 30, 2009.**
- D. Minutes from the Historic Preservation Advisory Committee of Tuesday, October 5, 2009.**
- E. Minutes from the Delano Fire Department of Thursday, October 8, 2009.**

There was no discussion or motion made.

13. OTHER BUSINESS

There was none.

14. COMMUNICATIONS AND ANNOUNCEMENTS

There was none.

15. CLAIMS

- A. City Claims.**

Motion Number (M-09-265) Motion by Holly Schrupp, second by Betsy Stolfa to approve the City Claims in the amount of \$342,387.68. Motion Carried.

16. ADJOURNMENT

Motion Number (M-09-266) Motion by Betsy Stolfa, seconded Holly Schrupp to adjourn the regular meeting of the Delano City Council/Economic Development Authority Tuesday, October 20, 2009. Motion Carried.

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There being no further business to discuss the regular meeting of the Delano City Council/Economic Development Authority of Tuesday, October 20, 2009 was adjourned at 7:55 PM.

Joe McDonald, Mayor

Marlene Kittock, City Clerk

ATTEST:

Wendy Biel, Recorder