

MINUTES
CITY OF DELANO
City Council/Economic Development Authority
Thursday, November 4, 2010
7:00 PM

1. CALL TO ORDER

Mayor McDonald called the regular meeting of the Delano City Council/Economic Development Authority of Thursday, November 4, 2010 to order at 7:00 PM.

PLEDGE OF ALLEGIANCE

2. ROLL CALL & APPROVAL OF AGENDA

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

Members Absent: None

Also Present: Phil Kern, City Administrator
Vince Vander Top, City Engineer
Ernie Eden, Public Works Director
Marlene E. Kittock, City Clerk/AV Technician
Paula Bauman, Recorder

Motion Number (M-10-238) Motion by Betsy Stolfa, seconded by Holly Schrupp to approve the Agenda of the regular City Council/Economic Development Authority meeting of Thursday, November 4, 2010 as submitted. Motion Carried.

3. MINUTES

There was none.

4. SPEAKERS, PRESENTATIONS AND AWARDS

There was none.

5. 2010 ELECTION RESULTS CANVASSING

A. Motion to accept the 2010 General Election returns for the City of Delano as submitted by the Election Judges and declaring the results of the election for the four year Mayoral and Council terms.

MINUTES
CITY OF DELANO
City Council/Economic Development Authority
Thursday, November 4, 2010
7:00 PM

1. **Adopt Resolution R-10-24A accepting the 2010 General Election returns for the City of Delano as submitted by the Election Judges and declaring the results of the election for the four year Mayoral term. (Dale Graunke)**

Motion Number (M-10-239) Motion by Betsy Stolfa, seconded by Larry Bartels to adopt Resolution R-10-24A accepting the 2010 General Election returns for the City of Delano as submitted by the Election Judges and declaring the results of the election for the four year Mayoral term (Dale Graunke). Motion Carried 5-0 by Roll Call Vote.

2. **Adopt Resolution R-10-24B accepting the 2010 General Election returns for the City of Delano as submitted by the Election Judges and declaring the result of the election for the four year Council terms. (Dan Vick and Derek Schansberg)**

Motion Number (M-10-240) Motion by Holly Schrupp, seconded by Betsy Stolfa to adopt Resolution R-10-24B accepting the 2010 General Election returns for the City of Delano as submitted by the Election Judges and declaring the results of the election for the four year Council terms. (Dan Vick and Derek Schansberg) Motion Carried 5-0 by Roll Call Vote.

6. CONSENT ITEMS

CITY

- A. **Motion to approve and certificate for payment to Summit Fire Protection in the amount of \$765.00 for Change Order No. 1.**
- B. **Motion to end six month probation period for Paul Swearingen effective October 26, 2010 and advance him to Step 1 of the City's Step System.**
- C. **Motion to adopt Resolution R-10-25 that authorize the execution of an agreement between the Minnesota Department of Transportation, Franklin Township, BNSF Railway company and the City of Delano for Railroad Crossing Signals with gates at the intersection of 72nd Street SE and BNSF.**
- D. **Motion to approve purchase of a 2006 F-450 to replace the City's 1998 C-350.**

MINUTES
CITY OF DELANO
City Council/Economic Development Authority
Thursday, November 4, 2010
7:00 PM

- E. Motion to approve the final pay request to American Liberty Construction.**

Motion Number (M-10-241) Motion by Larry Bartels, seconded by Brad Hotchkiss to approve Consent Items 5A, 5B, 5D and 5E as submitted. Motion Carried.

- 5C. Motion to adopt Resolution R-10-25 that authorizes the execution of an agreement between the Minnesota Department of Transportation, Franklin Township, BNSF Railway Company and the City of Delano for Railroad crossing signals and gates at the intersection of 72nd Street SE and BNSF.**

- 1. Adopt Resolution R-10-25 adopting the agreement between the City of Delano and BNSF Railway Company and the Commissioner of Transportation for the installation and maintenance of railroad crossing signals at the intersection of 72nd Street SE with the tracts of the BNSF Railway Company.**

Motion Number (M-10-242) Motion by Holly Schrupp, seconded by Betsy Stolfa to adopt Resolution R-10-25 adopting the agreement between the City of Delano and BNSF Railway Company and the Commissioner of Transportation for the installation and maintenance of railroad crossing signals at the intersection of 72nd Street SE and the tracts of the BNSF Railway Company. Motion Carried 5-0 by Roll Call Vote.

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

- A. Consider revised Special Assessment Policy.**

Kern stated the Special Assessment Policy had been tabled to allow for further public comment stating Staff did not receive much public comment.

Joe McDonald asked for further questions or comments. Council discussed the proposed assessment policy stating the policy has been assembled from the work of Staff and from public comment and felt this policy is the best that has been presented.

Neil Carter, 750 Rucks Farm Road, stated after reviewing the spreadsheets felt this policy is the most expensive policy presented and felt it would cost three times more money.

MINUTES
CITY OF DELANO
City Council/Economic Development Authority
Thursday, November 4, 2010
7:00 PM

Kern reviewed the spreadsheets and agreed there are problems with the calculations. Kern discussed the calculations stating the breakeven point is under the \$200,000 mark and by factoring in retiring debt it is not a true number.

Mr. Carter stated, in his opinion, he has been driving for free because the taxes he has paid haven't been paying for the roads. Mayor McDonald stated he felt that statement was inaccurate. The City of Delano has had a balanced budget with no extra money for road construction to be put away. If the City maxes out on its bonding if the City has an emergency we might not be able to pay for it. Mayor McDonald stated City Staff and the Public Works Department have been maintaining the roads the best they can and addressing issues when needed.

Dan Vick, 312 2nd Street S, questioned how much it will cost for attorneys fees and assessors fees per project. Kern stated those fees will be paid before a project is done and can be varied but estimated \$10,000 - \$15,000 additional charges on a \$2,000,000 project. The costs are unknown for defending challenges.

Neil Carter asked when the presentations will be available on the City Website for people to view. Kern stated Staff is working on it and will be shortly.

Motion Number (M-10-243) Motion by Larry Bartels, seconded by Brad Hotchkiss to table for further discussion at the November 16, 2010 Special Workshop to be held at 5:30 PM. Motion Carried.

B. Consider purchase of Evos Play Structure from Landscape Structures.

Kern stated the Park and Recreation Committee have been working with the Clover Springs neighborhood on the development of a park design for installation in the spring of 2011. An open house was held to invite the residents of Clover Springs who attended the meeting to discuss future park uses as well as the types of playground equipment. Three types of playground designs were presented which included a traditional playground structure, an Evos design and a hybrid mix of the two designs. The summary of the meeting was the budget and neighborhood interest was behind the hybrid design.

Landscape Structures has since contacted the City with an update that they have on hand an Evos Structure that was designed for another user. It has since been canceled by that user and LSI has offered it to the City at a price reduced by 34% which brings the costs of the system to \$27,948. With the reduced price the amount the City saved can be put towards more traditional elements.

MINUTES
CITY OF DELANO
City Council/Economic Development Authority
Thursday, November 4, 2010
7:00 PM

Kern stated Spark Real Estate is obligated by contract to provide \$75,000 to the City by May 2011 for the purchase of playground equipment. Staff will be making contact with Sparky to request payment upfront for the Evos system. If Sparky is unwilling, the City would need to front the funds until Sparky provides later next spring.

Motion Number (M-10-244) Motion by Betsy Stolfa, seconded by Larry Bartels to approve the purchase of the Evos Play Structure from Landscape Structures Inc. contingent upon payment from developer. Motion Carried 4-0-1 with Brad Hotchkiss abstaining.

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

There was none.

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

There was none.

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

There was none.

11. CITY STRATEGY No. 5: Increase accountability by measuring and evaluating service delivery.

There was none.

12. CITY STRATEGY No. 6: Continue to improve the City's downtown.

There was none.

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

A. Minutes of the Park and Recreation Committee meeting from August 25, 2010.

No discussion or motion made.

MINUTES
CITY OF DELANO
City Council/Economic Development Authority
Thursday, November 4, 2010
7:00 PM

14. OTHER BUSINESS

There was none.

15. COMMUNICATIONS AND ANNOUNCEMENTS

There was none.

16. CLAIMS

A. City Claims

Motion Number (M-10-245) Motion by Larry Bartels, seconded by Brad Hotchkiss to approve the City Claims in the amount of \$171,326.36. Motion Carried.

17. ADJOURNMENT

Motion Number (M-10-246) Motion by Holly Schrupp, seconded by Betsy Stolfa to adjourn the regular meeting of the Delano City Council/Economic Development Authority of Thursday, November 4, 2010. Motion Carried.

There being no further business to discuss the regular meeting of the Delano City Council Economic Development Authority of Thursday, November 4, 2010 was adjourned at 8:20 PM.

Joe McDonald, Mayor

Marlene E. Kittock, City Clerk

ATTEST:

Paula Bauman, Recorder