

**REGULAR COUNCIL MEETING  
CITY COUNCIL CHAMBERS, CITY OF ALBERT LEA  
Monday, July 13, 2015, 7:00 P.M.**

**PRESENT:** Mayor Vern Rasmussen Jr., Councilors John Schulte, Larry Baker, George Marin, Reid Olson, Larry Anderson and Al Brooks. Also present were City Manager Chad Adams, City Engineer Steven Jahnke and City Clerk, Shirley Slater-Schulte.

**ABSENT:** None

**CALL TO ORDER AND ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**CEREMONIAL ITEMS**

**OATH OF OFFICE – ALBERT LEA POLICE DEPARTMENT**

Public Safety Director Winkles introduced Alex Kunkel, hired as the newest Albert Lea police officer. Alex is from the Rockford, MN area. He graduated from Mankato State University with a Bachelor of Science Degree.

Officer Alex Kunkel received the Oath of Office and Mayor Rasmussen welcomed Officer Kunkel and his family to Albert Lea.

**OUTSTANDING AGENCY AWARD – MINNESOTA DEPARTMENT OF PUBLIC SAFETY**

Public Safety Director Winkles introduced Scott McConkey, representing Minnesota Department of Public Safety and Towards Zero Deaths (TZD) Program. Mr. McConkey awarded a new Staker Radar valued at over \$3,000 to the Albert Lea Police Department for being an Outstanding Agency participating in the first quarter of the TZD Enforcement.

**PUBLIC FORUM**

Marv Schulz, 305 Bancroft Drive, inquired about the cost of the Blue Zones and South Broadway projects. City Manager Adams stated that the cost of the Blue Zones Design Charrette project was \$24,162.33 with the City receiving a grant in the amount of \$5,000, leaving a net cost of approximately \$19,000. City Engineer Jahnke explained that the city is responsible for approximately \$40,000 this year and every 4-5 years, the city will spend between \$5,000 - \$10,000 for painting the bike portion of the road. Schulz encouraged Council to spend tax dollars wisely.

Charlotte Nelson-Schocker, 1521 W. Clark Street, requested speed limit signs to be placed on Fountain and Clark. Nelson-Schocker stated concerns about other speed signs being

placed on street with council approval and had questions as to why this takes so long. City Engineer Jahnke explained the signage for State Aid Streets.

LeRoy Schocker, 1521 W. Clark Street, requested enforcement of the 15 mph speed limit near the park area.

Annabell Christenson, 73341 220<sup>th</sup> Street, stated that load limit signs have always been posted on Clark Street.

Vera Willey, 1525 W. Clark Street, stated concerns about speeding on Clark Street, need speed and load limit signage.

Brian Burkard, 2124 West Edgewater Drive, stated concerns regarding the reconstruction and progress of the streets in the Edgewater area.

#### **CONSENT AND APPROVAL OF AGENDA**

- A. Approve Minutes Of The June 22, 2015 Regular Council Meeting
- B. Approve Minutes Of The June 18, 2015 Work Session
- C. Licenses And Permits (See Attached List)
- D. Resolution 15-133- Not Waiving Monetary Limits On Tort Liability
- E. Resolution 15-134- Authorizing Grant Agreement Between Minnesota Department Of Public Safety And City Of Albert Lea Police Department
- F. Resolution 15-135- Supporting Grant Application To Minnesota Historical Society
- G. Resolution 15-136-Reaffirming Support Of Housing Development By Cohen-Esrey Affordable Partners, LLC As Consistent With Community Revitalization Plan
- H. Accept Low Quotation For Sanitary Sewer Line Replacement On Broadway Avenue From 5<sup>th</sup> Street South
- I. Approval To Place Speed Limit Signs On Clark Street And Fountain Street
- J. Approve Request To Establish New Dock Space

MOTION: Move to approve Consent Agenda as presented.

Motion made by Councilor Baker, seconded by Councilor Olson. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V, Baker, Marin, Olson, Anderson, Brooks and Mayor Rasmussen Jr. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-133 -136  
Included with these minutes)

#### **PETITIONS, REQUESTS, AND COMMUNICATIONS**

#### **RESOLUTION 15-137 SUPPORTING LEASE AGREEMENT BETWEEN WEST END RENOVATIONS, LLC AND CITY OF ALBERT LEA**

Susie Peterson, Executive Director of CVB stated her excited about the West End Renovations, LLC of Des Moines, Iowa as seen on HGTV and DIY Networks and bringing their funky up-cycled items to Albert Lea at Wind Down Wednesday on July 15.

Mr. Hal Davis, designer for West End Salvage spoke about the home he purchased on Albert Lea Lake and expressed excitement about being in the Freeborn Bank Building and in the community.

City Manager Adams stated that this business seeks to lease the main floor of the Freeborn Bank Building through November 30, 2015. It will hold sales on the main floor about two times per month. This is a non-exclusive lease which will allow the space to be used by others with at least a ten day notice to West End Renovations, LLC. The upper levels will not be used or accessed; some storage may occur in the mezzanine or basement on an as needed basis. Staff recommends approval.

Motion made by Councilor Baker, seconded by Councilor Anderson. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V, Baker, Marin, Olson Anderson, Brooks and Mayor Rasmussen Jr. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-137  
included with these minutes)

## **UNFINISHED BUSINESS**

## **NEW BUSINESS**

### **RESOLUTION 15-138 ACCEPTING BID AND AWARDING CONTRACT FOR 2015 SEWER, WATER & STREET CONTRACT NO. 1, VIRGINIA PLACE & 5<sup>TH</sup> STREET RECONSTRUCTION PROJECT (JOB 1557)**

City Manager Adams explained that the attached resolution would accept the low bid opened July 7, 2015 for the 2015 Sewer, Water & Street Contract No. 1 – Virginia Place and 5th Street Reconstruction. This project involves the total reconstruction of Virginia Place from 4th Street to 7th Street, a distance of approximately 1400 feet, and the total reconstruction of a 1200 foot, four block section of 5th Street from TH-65 (South Broadway) to St. John Avenue. Work will include removal and replacement of concrete curb and gutter, subgrade correction, granular base material, bituminous surfacing, water main replacement, sanitary and storm sewer replacement, sidewalk replacement and the installation of drain tile. The sidewalk on Virginia Place will be replaced with sidewalk on one side of the street only. Two bids were received; Engineering recommends the low bid of \$2,098,405.80 as submitted by Ulland Brothers, Inc. of Albert Lea. The Engineer's estimate was \$2,204,588.34. Staff reviewed the time table on this project with 95% of the project being completed this year.

Motion made by Councilor Brooks, seconded by Councilor Marin. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V, Baker, Marin, Olson Anderson, Brooks and Mayor Rasmussen Jr. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-138  
included with these minutes)

#### **RESOLUTION 15-139 AMENDING FEE SCHEDULE**

City Manager Adams explained that the attached resolution would approve amendments to the 2015 Fee Schedule. The annual fee for the Farmers Market will be changed per an Agreement to be entered into between the City and the Farmers Market Association. A new fee to be added to the schedule is a \$15.00/day charge for equipment rental at the Canoe/Kayak Rental Station that was recently installed on Albert Lea Lake. For those equipment rentals transacted via credit card or other online payment, a \$100 deposit will be secured and then cancelled when equipment is returned.

Motion made by Councilor Baker, seconded by Councilor Anderson. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V, Baker, Marin, Olson, Anderson, Brooks, and Mayor Rasmussen Jr. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-139  
included with these minutes)

#### **RESOLUTION 15-140 APPROVING COMMUNITY BLUE ZONES POLICY SUPPORTING COMMUNITY GARDENS, FARMERS MARKETS, HEALTHY MEETINGS, AND HEALTHY VENDING AND CONCESSIONS**

City Manager Adams explained that the City of Albert Lea has been constructing community gardens, supporting the Farmers Market, and providing healthy vending for the last few years. The attached policy and resolution would more formally declare the City's support for the existing or future community gardens, existing or additional farmers markets, existing or expanded healthy vending, and implementation of offering a healthy option during City sponsored meetings. The policy will also be documented as part of our official community achievements with the Blue Zones Initiative and Certification that is pending. Staff recommends approval.

Motion made by Councilor Anderson, seconded by Councilor Olson. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V, Baker, Marin, Olson Anderson, Brooks and Mayor Rasmussen Jr. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-140)

included with these minutes)

## **RESOLUTION 15-141 DECLARING MIDWEST REGIONAL WATER SKI TOURNAMENT AS COMMUNITY FESTIVAL**

City Manager Adams explained that the Albert Lea City Council may declare the 'Midwest Regional Water Ski Tournament' as a Community Festival in order to allow alcohol to be served on public property. The event permit application has been submitted and a restricted fenced-in area is planned for the sale and consumption of alcohol. The vendor is also required to have a liquor license on file with the City Clerk. The event will be held July 24-26, 2015. Staff recommends approval.

Motion made by Councilor Schulte V, seconded by Councilor Olson. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V, Baker, Marin, Olson, Anderson, Brooks, and Mayor Rasmussen Jr. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-141  
included with these minutes)

## **MAYOR AND COUNCIL REPORTS**

First Ward, Councilor Schulte V reported:

- Ward Items – Referred to staff
- Committee update – HRA meeting

Second Ward, Councilor Baker reported:

- Ward Items – Referred to staff
- Committee Update – Planning Commission, Wind Down Wednesday events on July 15, 2015, Splash Pad will be available at Wind Down Wednesday, Blue Zones event will be held at "The Outlet" on Wednesday

Third Ward, Councilor Marin reported:

- Ward Items – Contacted by the board of Senior Court Towers and they are requesting that the 2-hour parking be removed on Maplehill Drive. City Engineer Jahnke informed Council that staff has reviewed this request and due to the width of the road, snow removal would be very difficult and stated that he could not support this request.
- Committee Update – Received a lot of complaints about the speed of the mosquito spraying. Marin suggested that the city look at aerial spraying. Marin stated that he has received several requests for a speed limit sign on Sunset. City Engineer Jahnke stated that he would not recommend this signage until the road is realigned.

Fourth Ward, Councilor Olson reported:

- Ward Items – Resident concerned about off-leash dogs and blowing lawn clippings into their yard

- Committee update – none

Fifth Ward, Councilor Anderson reported:

- Ward Items – Requested staff to get a price for sidewalk on east side of Frank Avenue from Frank Hall Drive - 2<sup>nd</sup> Avenue to Frank Hall Park
- Committee update – Airport Commission is in the process of interviewing engineers
- Thanked everyone who works with the Hospice Program

Sixth Ward, Councilor Brooks

- Ward Items – Trimming of trees on 5<sup>th</sup> Street, questions regarding the closing of Margaretha, staff may check on some vacant land behind the Senior Towers that may be used for parking
- Committee update – Port Authority Meeting

## REPORT OF THE MAYOR

Mayor Rasmussen Jr. reported the following:

- **Wed, July 15 – ‘WIND DOWN WEDNESDAY’ OUTDOOR FESTIVAL & MARKET** – this is the 2<sup>nd</sup> Wind Down Wednesday of the summer. The festival is held on Broadway Avenue in the downtown from 11AM to 8PM; there are activities for all ages, also various artists and bands performing, arts & crafts vendors, and food & drink from all around the region.
- **Wed, July 15** - As part of the Wind Down Wednesday event, **‘West End Architectural Salvage’** out of Des Moines, IA will be opening a pop-up-store in the historic Freeborn Bank building downtown. The West End team invites everyone to come and meet some of the guys that turn salvaged items into one-of-a kind treasures.
- **Sat, Jul 25 - PARTY IN THE PARK** – HOPE Church is sponsoring a community event from 4:00 to 7:00 PM at Memorial Park (located near Health Reach on South Broadway). There will be games, contests, music and free food. The public is invited.
- **MIDWEST REGIONAL WATER SKI TOURNAMENT** – The Bayside Ski Club is holding their regional water ski tournament at Edgewater Park on Fri/Sat/Sunday, July 24 thru 26. Hours are 6AM to 9PM every day. The public is invited.
  - Updates from the Port Authority Meeting
  - Attended the Just Play event, excellent event for families
  - Attended the groundbreaking for the new Wedgewood Cove market rate rentals
  - Fire Department update on 2015 MDA “Fill-The-Boot” totaling \$2,782
  - Community Service Awards and looking for nominations for these awards

- Congratulations and acknowledgement to the Waste Treatment Facility staff for receiving Certificate of Commendation for complying with the Minnesota Pollution Control Agency's Permit Program
- Staff presented on programs with ALEDA
- Attended the Market Rate Rental Housing Development on Wedgewood Drive and developer highly commended City Manager and staff for great process and working relationship on project.

## **CITY MANAGER REPORT**

City Manager Adams reported the following:

- Attended the Just Play event; fixed bikes for the kids; looks forward to expanding this event
- Updated information on the micro turbine acquisition, payback, energy savings, etc.
- Art Work on Broadway – searching for private contributors and grants for this project
- Fire Pumper Truck should be delivered in October 2015; used all city taxpayer dollars on this project, city sets aside dollars for the future replacement of vehicles
- Staff working on getting more information on the Government Access Channel
- Reported on mosquito control and stated that aerial spraying is not as efficient, as directly stated by the mosquito control vendor
- Reported on a grant that staff will be submitting for Historic Preservation Conference
- City staff, with assistance from ALEDA has applied to the Economic Development Association of Minnesota (EDAM) for opportunities to present City success stories at their 2016 Conference for possible grants and awards.

## **APPROVAL OF CLAIMS**

### **RESOLUTION 15-142 APPROVING CONTRACT WITH COUNCILMEMBER**

City Manager Adams explained that the attached resolution directs the Mayor and City Clerk to make payment in the amount of \$14,209.30 on behalf of the City for a claim from Jones, Haugh & Smith, Inc., and to issue payment for filing the affidavit of official interest by the interested official, Councilor Schulte V.

Motion to approve made by Councilor Baker, seconded by Councilor Brooks. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V., Baker, Marin, Olson, Anderson, and Mayor Rasmussen Jr. Councilor Schulte V abstained. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-142  
included with these minutes.)

### **RESOLUTION 15-143 APPROVING CONTRACT WITH COUNCILMEMBER**

City Manager Adams explained that the attached resolution directs the Mayor and City Clerk to make payment in the amount of \$383.50 on behalf of the City for a claim from Brooks Safety Equipment and to issue payment for filing the affidavit of official interest by the interested official, Councilor Brooks.

Motion to approve made by Councilor Anderson, seconded by Councilor Marin. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V., Baker, Marin, Olson, Anderson, and Mayor Rasmussen Jr. Councilor Brooks abstained. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-143  
included with these minutes.)

### **RESOLUTION 15-144 APPROVING CLAIMS**

City Manager Adams explained that the attached resolution directs the Mayor and City Clerk to issue the payment of Claims as presented in the Detail of Claims report.

Motion made by Councilor Brooks to approve payment of claims as presented for checks #56521 through #56712 in the amount of \$1,369,301.33, seconded by Councilor Schulte V. On roll call vote, the following councilors voted in favor of said motion: Councilors Schulte V, Baker, Marin, Olson, Anderson, Brooks and Mayor Rasmussen Jr. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-144  
included with these minutes.)

### **ADJOURNMENT - 8:30 P.M.**

Motion made by Councilor Marin, seconded by Councilor Baker that there being no further business, the Council meeting adjourn until the next regular meeting of the Albert Lea City Council at 7:00 p.m., on Monday, July 27, 2015. On roll call vote, all councilors voted in favor of said motion. Mayor Rasmussen Jr. declared the motion passed and the meeting adjourned.

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Mayor Vern Rasmussen, Jr.

Dated this 13<sup>th</sup> day of July, 2015

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Shirley Slater-Schulte  
Council Secretary