

**REGULAR COUNCIL MEETING
CITY COUNCIL CHAMBERS, CITY OF ALBERT LEA
Monday, September 28, 2015, 7:00 P.M.**

PRESENT: Mayor Vern Rasmussen Jr., Councilors John Schulte V, Larry Baker, George Marin, Reid Olson, and Al Brooks. Also, present was Assistant City Manager Jerry Gabrielatos, City Engineer Steven Jahnke, and City Clerk Shirley Slater- Schulte

ABSENT: Councilor Larry Anderson and City Manager Chad Adams

CEREMONIAL ITEMS

PROCLAMATION DECLARING INFANTS REMEMBERED IN SILENCE (IRIS) DAY

Mayor Rasmussen Jr. read the Proclamation Declaring Infants Remembered in Silence and declared October 15, 2015 as National Pregnancy and Infant Loss Awareness Day.

PROCLAMATION DECLARING AVIATION MONTH

Mayor Rasmussen Jr. read the Proclamation declaring October 2015 to be General Aviation Appreciation Month.

PUBLIC FORUM

No one was present for public forum.

CONSENT AND APPROVAL OF AGENDA

- A. Approve Minutes Of The September 14, 2015 Regular Council Meeting
- B. Approve Minutes Of The September 10, 2015 Work Session
- C. License List
- D. Resolution 15-198-Accepting Donations Presented To The City Of Albert Lea
- E. Resolution 15-199-Calling Public Hearing For November 9, 2015 Regarding Tax Increment Financing (TIF) Modifications
- F. Resolution 15-200-Approving Administrative Lot Survey For The Property Located At 505 Pilot Street
- G. Resolution 15-201-Authorizing Execution Of Minnesota Department Of Transportation Grant Agreement For Airport Improvement – Airport Environmental Assessment for the Arrival/Departure Building and Associated Site Development – State Project A2401-76 (Job 1561)
- H. Approve Closure Of Fountain Street From Noon To 4:00 PM On October 10, 2015 For Fire Department Open House

MOTION: Move to approve the consent agenda as amended with the removal of Item H – Affirming Acquisition of Tax Forfeiture Parcels to be placed under Unfinished Business.

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, Brooks and Mayor Rasmussen Jr. Mayor Rasmussen Jr. declared the motion passed.

(See Secretary's Original Resolution 15-198-201
included with these minutes)

PETITIONS, REQUESTS, AND COMMUNICATIONS

UNFINISHED BUSINESS

RESOLUTION 15-202 AFFIRMING ACQUISITION OF TAX FORFEITURE PARCELS

Assistant City Manager Gabrielatos explained that at their meeting of August 24th, Council adopted a resolution authorizing the acquisition of certain tax-forfeited parcels at the basic sale price. The Freeborn County Board of Commissioners has established the basic sale price of \$1.00 per parcel, plus service charges and Deed Tax for a total purchase price of \$73.68 per parcel. The resolution before Council would affirm the acquisition of the following three (3) tax-forfeiture parcels at \$73.68 per parcel.

Parcel No. 34-001-4480	332 Broadway Avenue South
Parcel No. 34-014-0790	717 Madison Avenue
Parcel No. 34-014-0830	815 Madison Avenue

Building Inspector Rob Rice provided an update and answered questions regarding the needed repairs and the conditions of the buildings.

Councilor Marin had several questions regarding pending assessments and the plan for the buildings. Marin stated that he was opposed to the purchase of these buildings.

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

(See Secretary's Original Resolution 15-202
included with these minutes)

NEW BUSINESS

RESOLUTION 15-203 APPROVING PRELIMINARY AND FINAL PLAT OF T&M SEED HOUSE ADDITION

Assistant City Manager Gabrielatos explained that an application requesting approval of a preliminary and final plat has been received from E. Family C. LLC. At their meeting of September 1st the Advisory Planning Commission held a public hearing and recommended approval of the proposed plat. The property is located in the northeast corner of State Hwy. 13 and Co. Road 46. The plat would reconfigure two existing parcels into three platted lots along with needed utility and driveway easements. Existing uses include Farmers Bank, Albert Lea Seed House and a mixed use commercial area with three separate structures. Platting the property will allow the sale of individual portions to others (i.e., the Farmers State Bank building). Staff recommends approval.

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

(See Secretary's Original Resolution 15-203
included with these minutes)

RESOLUTION 15-204 APPROVING JOINT POWERS AGREEMENT BETWEEN THE SHELL ROCK RIVER WATERSHED DISTRICT AND CITY OF ALBERT LEA FOR COLLABORATION IN THE STABLES AREA WATER MITIGATION PROJECT

City Engineer Jahnke explained that the Shell Rock River Watershed District and City of Albert Lea wish to collaborate on the Stables Area Water Mitigation Project. The pond to be constructed is on City property. The Watershed District will pay for the construction and supervise the work. The City will maintain the property one year after the Certificate of Completion is done. This Joint Powers Agreement sets up a technical advisory committee that will meet to address future changes to the project. Staff recommends approval, subject to MPCA approval, which is anticipated.

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

(See Secretary's Original Resolution 15-204
included with these minutes)

MAYOR AND COUNCIL REPORTS

First Ward, Councilor Schulte V reported:

- Ward Items – none
- Committee update – none

Second Ward, Councilor Baker reported:

- Ward Items – none

- Committee Update – Updates on the Watershed Board appointment approved by Freeborn County Commissioners

Third Ward, Councilor Marin

- Ward Items – Appreciated the staff report that was sent out to residents regarding the borings that are being done in his ward. Receiving good reports on the contractor working near College Avenue. Thanked City Engineer Jahnke, Chris Lowe and Chris Hebblewhite for all of their hard work.
- Thanked Commissioner Lee for attending the meetings and for his leadership within the community
- Committee Update - none

Fourth Ward, Councilor Olson reported:

- Ward Items – Update on the meeting regarding noise issues at the Fairgrounds
- Committee update – Updates on the Park Commission meeting

Fifth Ward, Councilor Anderson - Absent

Sixth Ward, Councilor Brooks

- Ward Items – none
- Committee update – none

Mayor Rasmussen reported the following:

- **Thu, Oct 1 thru Sun, Oct 4 - Big Island Rendezvous** – The Rendezvous is a re-enactment of America with music, food, entertainment and education days. Service Clubs and restaurants serve pork, ribs, funnel cakes, tacos, sandwiches, Greek food, root beer and beer.
- **Sun, Oct 4** – The Eagles Club is holding a “Minnesota Vikings Tailgate Party,” from 11:30 AM to 3:30 PM on Oct 4th; the Club is serving food, alcohol and holding raffles to raise money for charity. This event will be in the parking lot right behind their building on William Street.
- **Sat, Oct 10** – The public is invited to bring their pets to the ‘Blessing of the Animals’ on Saturday, Oct 10th – it will be held at 10 AM in Frank Hall Park. The event is sponsored by Choose Civility.

CITY MANAGER REPORT - No report.

APPROVAL OF CLAIMS

RESOLUTION 15-205 APPROVING CONTRACT WITH COUNCILMEMBER SCHULTE V

Assistant City Manager Gabrielatos explained that the attached resolution directs the Mayor and City Clerk to make payment in the amount of \$8,111.48 on behalf of the City for a claim

from Jones, Haugh & Smith and to issue payment for filing the affidavit of official interest by the interested official, Councilor Schulte.

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

(See Secretary's Original Resolution 15-205
included with these minutes)

RESOLUTION 15-206 APPROVING CLAIMS

Assistant City Manager Gabrielatos explained that the attached resolution directs the Mayor and City Clerk to issue the payment of Claims in the amount of \$1,640,892.71 as presented in the Detail of Claims report.

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

(See Secretary's Original Resolution 15-206
included with these minutes)

ADJOURNMENT - 7:31 p.m.

Motion made by Councilor Marin, seconded by Councilor Brooks 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, October 12, 2015. On roll call vote, all councilors voted in favor of said motion. Mayor Rasmussen Jr. declared the motion passed and the meeting adjourned.

Mayor Vern Rasmussen, Jr.

Dated this 29th day of September, 2015

Council Secretary