

**City of Plainview  
City Council Regular Meeting Minutes  
January 8, 2013**

- I. OATH OF OFFICE**-City Administrator Mierau administered the oath of office to the newly elected city officials. Mayor-Todd Graves, Councilmen-Bob Haley and Ben Jacobs.
- II. CALL TO ORDER** – Mayor Graves called the meeting to order on January 8, 2013 at 7:02pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, City Attorney Suhler, Public Works Director Burgdorf, Police Chief Schneider, Fire Chief Jacobs, Betsy Graves, Addison Graves, Maren Graves, Karen Graves, Marlin Graves, Shane Loftus, Roger Ziebell,, Tom Haglund, Dave Walkes, Cheryl Nyman, MariClair Schneider, Marian Burgdorf, Richard Sawyer, Randy VanMarter and Stephanie Burgdorf.
- III. PLEDGE OF ALLEGIANCE**
- IV. APPROVAL OF AGENDA-**
- V. APPROVAL OF CONSENT AGENDA-** Motion by Goede, second by Boettcher to approve the Consent Agenda. Unanimously approved.
- A. City Council Minutes
  - B. Bills
  - C. Permits/Licenses/Donations
  - D. Department Head Reports and Board Minutes
- VI. UNFINISHED BUSINESS**
- A. **Approve Fire Department Designations-Fire Relief Officers & Trustees**-Motion by Goede, second by Boettcher to approve Fire Department Designations., Fire Relief Officers and Trustees. Unanimously approved.
- VII. NEW BUSINESS**
- A. **Approve Official Designations**-City Administrator Mierau said that First National Bank was now named Foresight Bank and that another Board Member is needed for Planning and Zoning. Mayor Graves asked that the council think of possible interested persons to go on Planning and Zoning. Motion by Boettcher, second by Jacobs to approve the Official City Designations. Unanimously approved.
  - B. **Approve Fire Department Donations**- Motion by Boettcher, second by Goede to approve the Fire Department Donations. Unanimously approved.
  - C. **Approve Ambulance Class Rates**- Motion by Goede, second by Boettcher to approve Ambulance Class Rates. Unanimously approved.
  - D. **Approve Refuse License**- Motion by Boettcher, second by Haley to approve Rommell Rubbish Removal their 2013 Refuse License. Unanimously approved.
  - E. **Approve Pay Equity Report**- Motion by Boettcher, second by Jacobs to approve the 2012 Pay Equity Report. Unanimously approved.
- VIII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**
- “The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee’s name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address”.
- IX. ADJOURN**- Motion by Boettcher, second by Goede to adjourn the meeting. Unanimously approved. Meeting adjourned at 7:15pm.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview  
City Council Regular Meeting Minutes  
February 12, 2013**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on February 12, 2013 at 6:59pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, City Attorney Suhler, Public Works Director Burgdorf, Rich Hall, Don Springer, Luke Kreofsky, Shane Loftus, Mark Scheiber, Roger Ziebell, Dave Walkes, Cheryl Nyman, Marian Burgdorf, Tom Fennel and Judith Jordan.
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA-** Mayor Graves asked for approval of the agenda with the following two changes: Adding Letter C to Unfinished Business-Wedgewood Park Restrooms, and to change Letters B & C around under New Business. Motion by Goede, second by Boettcher to approve the agenda with the following changes. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA-** Mayor Graves asked questions about city phone bills and a bill for Ambulance Building repairs. He asked that City Administrator Mierau check phone prices and service for the next council meeting. Motion by Boettcher, second by Jacobs to approve the Consent Agenda. Unanimously approved.
- A. City Council Minutes
  - B. Bills
  - C. Permits/Licenses/Donations
  - D. Department Head Reports and Board Minutes
- V. UNFINISHED BUSINESS**
- A. **Approve Planning and Zoning Vacancy-**Jacobs said that Mike Fabel is interested in being on the Planning and Zoning Committee. Motion by Boettcher, second by Jacobs to approve Mike Fabel to the Planning and Zoning Committee. Unanimously approved.
  - B. **Discuss Road Grader-** Discussion was held about the City Road Grader. It was decided that the city would keep the grader for another year.
  - C. **Wedgewood Park Restrooms-** Goede gave an update to Wedgewood Park Restrooms. Bid Opening will be held on Thursday, February 21 at 2:00pm. He also asked that the completion date be moved from Saturday, April 27, 2013 to Friday, May 17<sup>th</sup>, 2013. Motion by Goede, second Jacobs to move the completion date to May 17, 2013. Unanimously approved.
- VI. NEW BUSINESS**
- A. **Approve Donations-** Luke Kreofsky, representing Kreofsky Building Supplies presented donations to the Plainview Fire Department for \$1000.00, Plainview Ambulance Service for \$1000.00, Plainview Park & Rec for \$1000.00 and Plainview Library for \$500.00. Motion by Boettcher, second by Jacobs to approve the donations. Unanimously approved. Mayor Graves asked that the city send a Thank-You to Kreofsky Building Supplies for the donations.
  - B. **Discuss Common Board (with Cities, School and County)-** Don Springer and Rich Hall representing the Wabasha County Board of Commissioners presented information on the Common Board with cities, schools and the county. It is a way of keeping communication open between them. They would like to have a council person and administration serve on the board from the city. Meetings will be held quarterly. Motion by Graves, second by Jacobs to approve Todd Graves to the Common Board. Unanimously approved.
  - C. **Review Gold Cross Contract-** Council discussed the Gold Cross Contract. Tom Fennel answered questions. This is to be on the March Council Meeting Agenda.
  - D. **Discuss Rochester Sales Tax Agreement-** Discussion was held concerning the Rochester Sales Tax Agreement. Motion by Goede, second by Boettcher to proceed and sign the contract with the City of Rochester. Unanimously approved.
  - E. **Discuss Street Closing-** Motion by Goede, second by Boettcher to approve closing 4<sup>th</sup> Street SW from the corner of 1<sup>st</sup> Street SW to Main Street, on Saturday August 17<sup>th</sup> from 11:00am to 10:00am Sunday, August 18<sup>th</sup>, 2013. Unanimously approved.
  - F. **Approve Ambulance Resignation-** Motion by Boettcher, second by Goede to approve the resignation of Mark Griffith from the City Ambulance Service effective February 28, 2013. Unanimously approved.
  - G. **Discuss EDA Audit-** Discussion was held concerning the EDA Audit. This item will be placed on the March Council Meeting Agenda.
  - H. **Discuss Summer Recreation Program-** Council discussed the Summer Recreation Program. There are concerns about the number of children participating and the direction and skills of the program. Public Works Director Burgdorf will place an ad in the Plainview Paper for Park & Rec and Pool Workers. Councilman Haley will help with interviews. Mayor Graves asked about the City Pool possibly being open longer this summer.

- I. Approve Ambulance First Responder-** Motion by Goede, second by Boettcher to approve hiring Andrea Passe as a First Responder to the Ambulance Service pending upon Drug and Background Check. Unanimously approved.

**VII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

“The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee’s name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council t o please step up to the podium and state your name and address”.

No Community Petitions or Guests.

- VIII. ADJOURN-** Motion by Goede, second by Boettcher to adjourn the meeting. Unanimously approved.  
Meeting adjourned at 8:00pm.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**SPECIAL PLAINVIEW CITY COUNCIL MEETING**  
**Thursday, February 28, 2013 at 5:00 P.M.**

**I. CALL TO ORDER AND APPROVAL OF AGENDA**– Mayor Graves called the meeting to order on February 28, 2013 at 5:00pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present City Administrator/Clerk Mierau, Public Works Director Burgdorf, and Police Chief Schneider. Motion by Boettcher, second by Goede to approve the agenda. Unanimously approved.

**II. NEW BUSINESS**

A. Discuss & Approve Wedgewood Bathroom Bid- Mayor Graves stated that there were two bids received. KBS base bid of \$77,980.00 and W.A.K. Construction for \$85,615.00. Addendum #3 was discussed with the city attorney and it was stated that this addendum wasn't a big enough change to justify the difference in bids of \$7635.00. Motion by Boettcher, second by Jacobs, Goede, and Graves. Motion approved. Bob Haley abstained.

**OTHER:** Police Chief Schneider stated that there have been some issues with the bus pick-up and parking of cars. Bus pick-up shouldn't be on 8<sup>th</sup> Street SW, vehicle parking should be at St. Joachim parking lot, causes traffic issues and hinders snow removal. Discussion was held. City staff to draft a letter to Rochester Bus Lines with these concerns and to speak with the riders.

Councilmember Boettcher stated that the EDA was not going to apply for the RBEG grant at this time, because the 2011 EDA audit couldn't be completed by April 1<sup>st</sup>, and the EDA needs to be in compliance with the state, and would like to save the EDA some money by having the EDA be included in the city's audit as a component unit.

**III. ADJOURN** - Motion by Goede, second by Boettcher to adjourn the meeting. Unanimously approved.  
Meeting adjourned at 5:20pm.

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Todd Graves, Mayor

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Renee Mierau, City Administrator/Clerk/Finance Director

**City of Plainview**  
**Special City Council Workshop Minutes**  
**March 5, 2013 at 4:30pm**

- I. CALL TO ORDER AND APPROVAL OF AGENDA** – Mayor Graves called the meeting to order on March 5, 2013 at 4:35pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: Deputy Clerk Tentis and Police Chief Schneider. Absent: City Administrator/Clerk Mierau. Motion by Boettcher, second by Goede to approve the agenda. Unanimously approved.
- II. DISCUSSION**
- A. Ambulance Direction-** Police Chief Schneider presented council with an outline for “Public Safety Director”. Council discussed the Gold Cross Contract and the city having its own Ambulance Director, their costs for both. Council would like to see other cities Ambulance Directors Job Descriptions. Council asked about qualifications that are needed for and ambulance director. Discussion was held concerning the Ambulance Training Center, how it is being used and if it can make money. The Medical Director Position was also discussed. Council asked that City Administrator Mierau contact Dr. Robert Taylor from Mayo Clinic/Plainview, to see if he would be interested in the position. SE MN Consortium was explained and discussed with new council-members. Goede asked where the city was at about meeting with Elgin on combining ambulance services. Boettcher said that talks were stopped, after some of the ambulance issues. Council wants to have Tom Fennel here at the March 12<sup>th</sup> Council Meeting to answer several questions they have.
- B. EDA-** Tabled until next week. Todd is setting meeting with staff before the council meeting on March 12<sup>th</sup>.
- C. Seasonal Help-** Public Works Director is requesting 4 employees for Summer help in Park & Rec and 1 employee for the Summer Rec. Program. Council feels that the program needs to be evaluated and decide what to do for different age groups. Water of flowers was also discussed and what the help does on week-ends. This item will also be on the March 12<sup>th</sup> Agenda.
- III. ADJOURN-** Council Workshop adjourned at 5:50pm.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview**  
**City Council Regular Meeting Minutes**  
**March 12, 2013**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on March 12, 2013 at 7:00pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, City Attorney Suhler, Police Chief Schneider, Public Works Director Burgdorf, Shane Loftus, Roger Ziebell, MariClair Schneider, Mike Fabel, Jamie Ratz, Jason Ratz, Marian Burgdorf, Tom Fennel, Heather Walter, Judith Jordan and Valerie Wolf.
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA-** Mayor Graves asked for approval of the Agenda with the change of adding Letter O- Personal Issues to New Business and that Presentation of Community Petitions/Guests would be heard before Letter O. Motion by Boettcher, second by Haley to approve the agenda with the following changes. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA-** Motion by Goede, second by Boettcher to approve the Consent Agenda. Unanimously approved.
- A. City Council Minutes
  - B. Bills
  - C. Permits/Licenses/Donations
  - D. Department Head Reports and Board Minutes
- V. PUBLIC HEARINGS**
- A. Variance request to increase the height limit for a garage (20' versus 17') in an R-1 district. This property is 810 3<sup>rd</sup> Street SW, legally described Sect-17 Twp-108 Range-011 1.33 AC EX0.33 AC CO HWY ROW PLAT #40, S 15RDS OF N 35 RDS of E 32 RDS of NE1/4SW1/4. Motion by Boettcher, second by Jacobs to approve the Variance Request for Jason Ratz at 810 3<sup>rd</sup> Street SW. Unanimously approved.
- VI. UNFINISHED BUSINESS**
- A. **Review Gold Cross Contract-** Discussion was held about discipline, managers and communication concerning the city and the Gold Cross Contract. The contract is up on April 30, 2013. Motion by Goede, second by Boettcher to approve the contract with Gold Cross. Goede asked for verification that either party could give 60 days notice to get out of the contract. Tom Fennel verified this. Unanimously approved.
  - B. **Discuss Summer Recreation Program-** Council discussed the Summer Program. Sign-Up for Summer Recreation will be held on Monday, April 22<sup>nd</sup>. Mayor Graves made the motion, second by Boettcher to approve the Summer Recreation Program for Preschool Age to 6-7 years of age with lists of activities yet to be determined. Unanimously approved.
  - C. **Discuss EDA Audit-** Discussion of EDA Audit was held. No motion at this time.
- VII. NEW BUSINESS**
- A. **Approve 3.2 Liquor Licenses-** Motion by Boettcher, second by Goede to approve the 3.2 Liquor Licenses to Gopher Lanes, New Fresh Wok (On Sale) and Lyon's Oil Company (Off Sale). Unanimously approved.
  - B. **Review Winter Parking Ordinance-** Police Chief Schneider discussed issues with city winter parking. The City of Byron's Winter Parking Policy was also discussed as an example. Discussion held by council. Council asked that City Administrator Mierau check with other area towns and is to see what they do for winter parking and bring the information back to the council.
  - C. **Discuss Golf Cart Ordinance-** The city does not have a Golf Cart Ordinance at this time. Council decided to schedule a work session for this and City Attorney Suhler is to draft an ordinance for this.
  - D. **Review Parking Ordinance 2012-02-** Council discussed this ordinance and questioned the wording in section 705.3.3 Refuse Containers. City Attorney will reword this as containers are allowed for longer periods of time, when citizens are using them.
  - E. **Approve Cemetery Bids-** Motion by Boettcher, second by Haley to approve Cemetery Bid to Indian Creek Lawn for mowing and trimming Greenwood Cemetery. Unanimously approved. Mowing will be \$285.00 and Trimming is \$340.00.
  - F. **Approve April Council Meeting & Board of Review for Wednesday, April 10<sup>th</sup> at 6:00pm.** Motion by Boettcher, second by Jacobs to approve changing the April Council Meeting to Wednesday, April 10<sup>th</sup>, with the Board of Review starting at 6:00pm and Council Meeting to follow. Unanimously approved.
  - G. **Approve Minor Home Business Application-** Motion by Goede, second by Boettcher to approve a Minor Home Business to Tim Schneider/BlueLine Marketing, LLC at 605 2<sup>nd</sup> Avenue SW. Unanimously approved.

- H. Approve Ambulance Donation to Theilman-** Motion by Boettcher, second by Jacobs to approve the Plainview Ambulance Service Donation of older and outdated items to the Theilman First Responders. Unanimously approved.
- I. Discuss Rochester Sales Tax-Request for Position of Additional Communities-** Council discussed the requests for the Rochester Sales Tax. Council did not act on this.
- J. Attendance for 2013 LMC Annual Conference-**Council received information for the Annual League of Minnesota Cities Conference June 19-21, 2013 in St. Paul. Council should notify City Administrator Mierau if they are interested in going.
- K. Discuss Donation to Garden Club-**Motion by Goede, second by Boettcher to approve donation to Garden Club in the amount of \$200 for mulch around the Gazebo Flowers. Unanimously approved. The Club also asked that the city continue watering the flowers.
- L. Law Enforcement Training Discussion-** Police Schneider explained Law Enforcement Training which is done among area Police Departments.
- M. Personal Cell Phones-**City Administrator recommended that full time city employees be reimbursed for their personal cell phones \$20 per month/paid quarterly. Discussion was held and no action taken.
- N. Sidewalk Complaint-** City Council received a sidewalk complaint for 2<sup>nd</sup> Avenue NW along Highway 42. This individual said she files a complaint for this sidewalk every year. Council discussed City Code concerning Snow and Ice Removal on Sidewalks. City will put notice on City Website, Facebook and Newspaper that residents are to keep their sidewalks clean.
- O. Personal Issue-** Done after Presentation of Community Petitions/Guests

### **VIII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

“The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee’s name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address”.

No Community Petitions/Guests.

Motion by Boettcher, second by Jacobs to close the Council Meeting at 8:30pm to discuss Ambulance Personal Issue.

8:55pm Council Meeting re-opened. Mayor Graves stated that City Ambulance Volunteer Jordan Henrickson is being put on administrative leave until an investigation is completed. Henrickson will be asked to turn in all city property at this time.

- IX. ADJOURN-** Motion by Goede, second by Haley to adjourn the meeting. Unanimously approved. Meeting adjourned at 8:56pm.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview**  
**Special Joint Meeting of the Plainview City Council and the Plainview EDA**  
**March 25, 2013 at 6:00pm**

- I. CALL TO ORDER AND APPROVAL OF AGENDA-**Mayor Graves called the meeting to order on March 25, 2013 at 6:00pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, Sally Harrington, Dean Harrington, Cassie Harrington, Ron Zeigler, Chris Giesen, Judith Jordan, Mark Jurgenson, Augie Schleicher, Brad Jech and Jay Holst. Motion by Boettcher, second by Goede to approve the agenda. Unanimously approved.
- II. INFORMATION REGARDING THE ROCHESTER SALES TAX DOLLARS-** Ron Zeigler and Chris Giesen of CEDA presented information and answered questions concerning the Rochester Sales Tax Dollars.
- III. ADJOURN-** Motion by Boettcher, second by Haley to adjourn at 6:30pm. Unanimously approved.

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Todd Graves/Mayor

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Peg Tentis/Deputy Clerk

**SPECIAL PLAINVIEW CITY COUNCIL MEETING**  
**Wednesday, April 10, 2013 at 5:30 P.M.**

- I. CALL TO ORDER AND APPROVAL OF AGENDA**– Mayor Graves called the Special City Council Meeting to order on April 10, 2013 at 5:30pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present City Administrator/Clerk Mierau, Deputy Clerk Tentis, City Attorney Suhler and Jordan Henrickson. Motion by Boettcher, second by Haley to approve the agenda. Unanimously approved.
- II. NEW BUSINESS**
- A. Preliminary consideration of allegations or charges against a City Employee pursuant to Minn. Stat. Sec 13D.05, Subd. 2(b). Council discussed Ambulance Personal Issues.
- III. ADJOURN** - Motion by Boettcher, second by Goede to adjourn the meeting. Unanimously approved.  
Meeting adjourned at 5:53pm.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**SPECIAL PLAINVIEW CITY COUNCIL MEETING**  
**Wednesday, April 10, 2013 at 6:00 P.M.**

- II. CALL TO ORDER AND APPROVAL OF AGENDA**– Mayor Graves called the Special City Council Meeting to order on April 10, 2013 at 6:01pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present City Administrator/Clerk Mierau, Deputy Clerk Tentis, City Attorney Suhler, Police Chief Schneider, Public Works Director Burgdorf, Jordan Henrickson, Patsy Axley, Gene Diel, Al Sisson, Brenda Wodele, Jess Tice, Chris Eck, Randy VanMarter, Kim Harper, Shane Loftus, Brad Jech, MariClair Schneider, Mike Fabel, Beth Haley, Judith Jordan, Steve Kreofsky, Cheryl Nymann, and Dave Walkes. Motion by Boettcher, second by Goede to approve the agenda. Unanimously approved.
- II. BOARD OF EQUALIZATION**
- A. Citizen Petition and Request for Appeal. County Assessor Benz discussed the process for the 2013 Estimated Market Values and 2014 Property Tax. Council recessed at 6:10pm as no one appealed, will resume at 6:30pm.

**SPECIAL PLAINVIEW CITY COUNCIL MEETING**

- I. CALL TO ORDER**- Mayor Graves called the meeting to order at 6:10 pm
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA**- Motion by Boettcher, second by Jacobs to approve the agenda. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA**- Motion by Goede, second by Boettcher to approve the consent agenda. Unanimously approved.
- V. PUBLIC HEARING (To be held at 7:00pm).**
- VI. UNFINISHED BUSINESS**
- A. **Ambulance Personnel Issue**- Boettcher moved to terminate Jordan Henrickson from the Ambulance Service. Goede asked for discussion. Graves move to amend Boettcher’s motion and to terminate Jordan Henrickson’s employment or have a resignation . Voting in favor Graves and Boettcher. Opposed: Goede, Haley and Jacobs. Motion failed 3 to 2. Motion by Graves that employment stay as is, and that the 4 weeks that Henrickson was on leave serves as his disciplinary action. Voting in favor: Graves, Goede, Haley and Jacobs. Opposed: Boettcher. Boettcher left the meeting following the final motion.
- B. **Discuss Summer Recreation Program**- Council discussed the program.

## VII. NEW BUSINESS

- A. Approve Change Order for Wedgewood Park Restrooms-** Goede asked how Terry Grubbs missed this issue. Motion by Goede, second by Jacobs to approve Change Order #1 for Wedgewood Park Restrooms in the amount of \$5,992.00, adding Anti-Graffiti Sealer, adding 3" foam insulation for frost protection in place of drain tile and add 400 amp single phase electrical service. This brings the revised contract amount to \$83,972.00. Voting in favor: Goede, Graves and Jacobs. Abstaining Haley.
- B. PAHRF-** Al Sisson representing PAHRF asked for the council to declare April 24, 2013 as Volunteer Appreciation Day and to co-host an open house with them at the Community Center from 3-6 pm. Motion by Goede, second by Jacobs to approve Volunteer Appreciation Day April 24, 2013. Unanimously approved.
- C. Dance Contract, Street & Alley Closing for the Fire Department Dance-**Goede asked that the Fire Department, increase the insurance amount for the dance to \$10,000. Motion by Goede, second by Jacobs to approve the contract with Lost Highway, closing the street and alley for the Fire Department Dance for Corn on the Cob August 16, 2013. Unanimously approved. Discussion was also held concerning alcohol on city streets.

At 6:27 Council Recessed the Council Meeting and resumed to the Board of Equalization.

### BOARD OF EQUALIZATION:

Motion by Graves, second by Goede to approve Parcel #R26.00212.03 Beth Haley from \$217,700 to \$160,000. Unanimously approved.

Motion by Goede, second by Jacobs to close the Board of Equalization. Unanimously approved.

County Assessor Benz said he had forgotten to bring up properties that citizens had called/wrote him about.

Motion by Goede, second by Jacobs to re-open the Board of Equalization.

Motion by Graves, second by Jacobs to leave Parcel #R26.00105.00 Peter & Marian Meyer at \$124,500. Unanimously approved.

Motion by Graves, second by to approve Parcel # R26.00379.00 Peter & Marian Meyer from to \$900.00. Unanimously approved.

Motion by Goede, second by Jacobs to leave Parcel #R26.00111.12 Peter & Marian Meyer at \$31.00 Unanimously approved.

Motion by Goede, second by Graves to leave Parcel #26.00111.18 Peter & Marian Meyer at \$50,300 Unanimously approved.

Motion by Graves, second by Jacobs to approve Parcel #R26.03032.00 Deanna Sauer from \$24,000 to \$6,600. Unanimously approved.

Motion by Jacobs, second by Goede to close the Board of Equalization at 6:59pm. Unanimously approved. Council then took a 2 minute recess.

**Public Hearing-**Variance request to replace existing sign and expose church bell (4 foot instead of the 15 foot setback). This property is 505 West Broadway, legally described Lots 4 & 5, in Block 13, Village of Plainview, County of Wabasha. Motion by Goede, second by Jacobs to approve this variance request. Unanimously approved.

- D. Approve Wabasha County Attorney Legal Service Agreement-** Motion by Goede, second by Jacobs to approve the Wabasha County Legal Services Agreement with the Plainview Police Department and monthly retainer of \$1800.00. Unanimously approved.
- E. Approve Gambling Permit for St. Joachim Church-**Motion by Jacobs, second by Goede to approve the Gambling Permit, Temporary Liquor License, Dance and Loudspeaker permits for St, Joachim's Church for September 28-29, 2013. Unanimously approved.
- F. Approve Temporary Liquor License for St. Joachim Church**
- G. Approve Dance/Loud Speaker Permit for St. Joachim Church**
- H. Approve Ambulance First Responders-** Motion by Jacobs, second by Haley to approve hiring Kirsten Ploof, Jolene Wurst, Jon Goetz, Lorna Lubinski and Jacob Wurst as First Responders to the Plainview Ambulance, upon passing mandatory drug testing, background check and all other testing. Unanimously approved. Randy VanMarter/Ambulance Co-Director said that Jacob Wurst is not a First Responder, but an EMT. Motion by Graves, second by Haley to amend the previous motion and removed Jacob Wurst as an EMT. Unanimously approved. Motion then made by Jacobs, second by Haley to approve hiring Jacob Wurst as an EMT to the Plainview

Ambulance Service, upon passing mandatory drug and back ground testing and proper certification. Unanimously approved.

- I. Plainview EDA-Progress to Date-**Judith Jordan EDA Coordinator present information/slide show of the EDA Progress to Date.
- J. Approve Summer Recreation Staff-**Motion by Goede, second by Haley to approve hiring Seasonal Workers: Nicole Kiehne, Anthony McClellan, Ryan Schneider, Ken Jacobs, Samantha Jacobs and Andrea Schouweiler, upon interviewing, drug testing and background checks. Unanimously approved. Discussion was held that this process needs to be done earlier next year.
- K. Approve Ambulance Resignation-** Administrator Mierau said that Amy Selness' name needed to be added to ambulance resignations. Motion by Goede, second by Jacobs to accept the resignations of Amy Selness and Sean McCarthy from the Plainview Ambulance Service. Unanimously approved.
- L. Approve Club Liquor/Sunday License-** Motion by Jacobs, second by Haley to approve the Club Liquor/Sunday License to the Plainview Legion. Voting in favor-Jacobs, Haley and Graves. Abstaining- Goede.
- M. Spring Clean-Up-** Motion by Goede, second by Jacobs to approve the Spring Clean-Up Day as May 11, 2013 from 9:00am-12:00pm. Unanimously approved. City Administrator Mierau said that the city would need 2 council members to work and someone from Public Works.

### **VIII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

“The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee's name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address”.

No Community Petitions/Guests.

- IX. ADJOURN-** Motion by Goede, second by Haley to adjourn the meeting. Unanimously approved. Meeting adjourned at 7:45 pm.

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Todd Graves,/Mayor

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Peg Tentis/Deputy Clerk

**Special Joint Meeting of the Plainview City Council and the Plainview EDA  
May 14, 2013 from 6:00pm – 7:00pm**

**I. CALL TO ORDER AND APPROVAL OF AGENDA-**Mayor Graves called the meeting to order on May 14, 2013 at 6:01pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, Police Chief Schneider, Sally Harrington, Dean Harrington, Cassie Harrington, Anton Harrington, Judith Jordan, Augie Schleicher, Jim Pederson, Greg Speedling, Tami Sawyer, Steve Sawyer, Marian Meyer, Pete Meyer, Mike Morath, Roger Ziebell, Joel Eggenberger, Tom Fisk, Sam Fisk, Beth Haley, Mike Fabel, Cindy Eversman, Sherri Norton, Mark Scheiber, Alice Henderson, Shane Loftus, Cheryl Nymann and Larry Davis. Motion by Boettcher, second by Haley to approve the agenda. Unanimously approved.

**II. DISCUSSION AND SUGGESTIONS REGARDING THE ROCHESTER SALES TAX MONIES-** EDA Director Jordan explained the Rochester Sales Tax Money. Mayor Graves asked the public for their suggestions. A lot of great ideas came out of the meeting & Mayor Graves thanked everyone.

**III. ADJOURN-** Motion by Goede, second by Haley to adjourn at 6:50pm. Unanimously approved.

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Todd Graves/Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview  
City Council Regular Meeting Minutes  
May 14, 2013 at 7:00 P.M.**

**I. CALL TO ORDER –** Mayor Graves called the meeting to order on May 14, 2013 at 7:00pm.

**II. PLEDGE OF ALLEGIANCE**

**III. APPROVAL OF AGENDA-** Motion by Boettcher, second by Haley to approve the agenda.. Unanimously approved.

**IV. APPROVAL OF CONSENT AGENDA-** Motion by Goede, second by Boettcher to approve the Consent Agenda. Unanimously approved.

- A. City Council Minutes
- B. Bills
- C. Permits/Licenses/Donations
- D. Department Head Reports and Board Minutes

**V. PUBLIC HEARINGS**

- A. DEED Microenterprise Technical Assistance Project (Business Training for Entrepreneurs & Public Comment on status of Housing in Plainview). No comments or discussion.

**VI. NEW BUSINESS**

- A. **Discuss Street Closing for Corn on the Cob Days-** Discussion was held concerning closing off 3<sup>rd</sup> Street NW between Broadway Video and High Plains from August 15-18<sup>th</sup> for an Arts and Crafts Fair sponsored by the PEM Chamber of Commerce. Motion by Boettcher, second by Haley to approve sending a letter to all area businesses about closing the street area August 15-18<sup>th</sup> and if there are concerns from them they are to contact the city. Unanimously approved.
- B. **Larry Davis/Flat Water Rates for Yards-** Davis presented information how he thought the city could charge flat water rates for water yards. Discussion was held. City Administrator Mierau will check into the cities agreement with the Plainview Elgin Sanitary Sewer District about this.
- C. **Approve Klassen's Popcorn Stand-** Motion by Boettcher, second by Goede to approve Klassen's Popcorn Stand at the Liquor Store Parking Lot from May 15 to September 30<sup>th</sup>. This will be 25 years for the Klassen's running the Popcorn Stand. Unanimously approved.

- D. Approve Seasonal Staff for Pool and Park & Rec-** Boettcher stated that Tammi Sawyer had not applied for the Aerobics Instructor Position at the pool and that she would like the council to reconsider her for the position. He also stated that she had been instructing the last few years. Administrator Mierau said that other applicants who had turned in applications for summer employment late were not considered for positions. She also said that some of the lifeguards could teach the aerobics class. Mayor Graves said that once a job posting is closed it is closed. Council discussed if certification was needed for the position and if the equipment for the aerobics position belonged to Tammi. City Administrator Mierau said she would check into the certification. Motion by Boettcher, second by Jacobs to post the job in the Plainview News for the Water Aerobics Instructor for 1 week. Unanimously approved. Motion by Goede, second by Boettcher to approve the list of new hires and re-hires for the Pool and Park & Rec. pending drug testing and background checks. Unanimously approved. Mayor Graves also asked that the pool be open until August 27<sup>th</sup>, if pool staffing would allow.
- E. Green Space & Yellow Curb-**Police Chief Schneider presented information on parking and drop off sites. Discussion was held. Motion by Graves, second by Boettcher beginning next school year the west side of 7<sup>th</sup> street remain yellow from 7:00 am-7:45 am (match school time) no later than 8:15am. Unanimously approved.
- F. Approve Liquor Store Hire/Part-Time-**Motion by Boettcher, second by Jacobs to approve hiring Dolores Bertschinger as part-time hire for the Liquor Store, pending drug testing and background check. Unanimously approved.
- G. Approve Liquor Store Resignation-**Motion by Boettcher, second by Haley to approve the resignation of Stephanie Kollasch from the Liquor Store effective April 27, 2013. Unanimously approved.
- H. Discuss Parking 5<sup>th</sup> Street SW-**Discussion was held about parking issues on 5<sup>th</sup> Street SW. Boettcher stated that the tenant in the business center states that her customers don't have a place to park because the school kids park in front of her side entrance. Motion by Boettcher, second by Jacobs to have 3 hour parking on the east side of the street beginning the next school year on a trial-basis. Voting in favor: Boettcher, Haley and Jacobs, Against: Graves and Goede.
- I. Discuss Ambulance-**Motion by Boettcher, second by Jacobs to put hiring freeze on First Responders and continue hiring EMT's and Paramedics for the Ambulance Service. Unanimously approved. Council will hold a workshop to discuss Gold Cross, Ambulance Director and Ambulance Policy.
- J. Approve Ambulance EMT-**Motion by Goede, second by Haley to approve Matthew Traxler as an EMT to the Ambulance Service pending drug testing and background check. Unanimously approved.

#### **VIII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

“The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee's name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address”.

Cheryl Nymann asked when the Highway 247 Project was being done. Mark Scheiber on 5<sup>th</sup> Street parking signs. Larry Davis asked if city was aware of pothole in alley behind High Plains.

- IX. ADJOURN-** Motion by Boettcher, second by Haley to adjourn the meeting. Unanimously approved. Meeting adjourned at 8:10pm.

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Todd Graves/Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview**  
**City Council Regular Meeting Minutes**  
**June 11, 2013 at 7:00 P.M.**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on June 11, 2013 at 6:59pm. Present: Goede, Boettcher, and Haley. Absent: Jacobs. Also Present: City Administrator/Clerk Mierau, Office Manager Schneider, City Attorney Suhler, Police Chief Schneider, Public Works Director Burgdorf, City Engineer Hruska, Liquor Store Manager Hall, Fred Heaser, Roger Ziebell, Mark Scheiber, Arich Hermann, Steven, Zimmerman, Judith Jordan, Alice Henderson, Tami Sawyer, Richard Sawyer, Deanna Sawyer, Judy Schwantz, Marian Burgdorf, Walter Ersland, Delores Ersland, George Kruger, Chery Nymann, Jay & Robin Holst, Ron and Lila Cameron, Brenda Stelow, Anthony McClellan, Brian Iverson, Marge Schouweiler, Ralph Reincke, Matt Krahn, Ike Speedling, Jeff Henry, and Andrew Piva.
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA-** Mayor Graves added item “J” to the agenda, which consists of the resignation of a library board member and the appointing of a new member. Motion by Boettcher, second by Haley to approve the agenda. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA-** Motion by Goede, second by Boettcher to approve the Consent Agenda. Unanimously approved.
- A.** City Council Minutes
  - B.** Bills
  - C.** Permits/Licenses/Donations
  - D.** Department Head Reports and Board Minutes
- V. NEW BUSINESS**
- A. Discuss Parking for the “off-sale” at Liquor Store.** Liquor Store Manager Don Hall asked the council if there was a way to have three spots with reserved for off-sale parking only. He stated he has been getting complaints from patrons that there aren’t enough spots to park. Don stated that he has noticed that sometimes business owners will park there all day long. Discussion was held about whether or not an application would need to be made with the State. Public Works Director Burgdorf informed the council that yes an application would need to be made with the State. Police Chief Schneider stated that if the council was going to allow that, he would prefer it to be 15 minute parking. Motion by Goede, second by Haley to check with the State to see if they could have two stalls of 15 minute parking for Off-Sale parking only. Unanimously approved.
  - B. Review/Discuss Weed Ordinance.** Mayor Graves read the current weed ordinance, 311.3. In summary it states weeds and grasses 12 inches or greater in height or have gone to seed, are declared a nuisance. Letters are currently sent out to property owners one time in the spring/summer notifying them they have 7 days to comply with the city ordinance or the city will mow at the property owner’s expense. Letters are sent once a year, after that the City just takes care of it as needed and bills the property owner. Some discussion was held regarding what height would be best to lower it to. It was decided that 8 inches would be a better height limit. The rest of the new ordinance states that if the City mows it, the owner will be charged \$100 per hour with a minimum of two hours. Motion by Goede, a second by Haley to amend the current weed ordinance, 311.3, and to read no greater than 8 inches and go along with the \$100 per hour with the 2 hour minimum, and would also include in that motion that this be the first reading of that ordinance change. Unanimously approved. Councilman Haley wanted some clarification on who monitors the weeds in town. Administrator /Clerk Mierau explained that Public Works is in charge and the Mayor is considered the official weed inspector for every City. Mayor Graves wanted to make sure the City stayed consistent with the weed ordinance and asked Public Works Director Burgdorf if he could stay on top of that during the summer.
  - C. Approve Part-Time Police Resignation.** Mayor Graves stated they received a letter from Officer Agin effective May 13<sup>th</sup>, that he is resigning from the Police Department. Motion by Boettcher, second by Haley to accept the resignation of Gerald Agin from the Police Department. Unanimously approved. Mayor Graves asked Chief Schneider how long Gerald Agin worked for the Police Department. Chief Schneider replied, 3 years. Mayor Graves asked Chief Schneider to issue a letter of thanks to Gerald Agin for his service.
  - D. Water Exercise – Tami Sawyer.** Tami Sawyer spoke to the council about the water exercise program at the pool. She also explained how she became a certified instructor to include many hours of study, and her own money, never asking for reimbursement from the city. She pointed out to the council that she has over \$1000 in pool equipment, which some people have made donations to her for, but most of it was paid for with her own money. She also let the council know that she is required to get re-certified every two years and incurs all the costs associated with that as well. She would like to have a say in the pool programs and would like to see a pool advisory committee put

together. She pointed out there are a lot of issues at the pool. Many more programs could be offered. Mayor Graves commented that they can see what kind of interest is out there to forms such a group. No motions were made.

- E. Discuss Oxygen Lift System for the Ambulance Vehicles.** Administrator/Clerk Mierau explained how the old ambulance had one, but the new one doesn't. One that was priced out could be used on both ambulances. Total cost with tax and shipping would be \$920.28. Mayor Graves asked if they had the money in their budget to make the purchase. Mierau responded yes they do. Motion by Boettcher, second by Haley to approve the purchase of the Hydraulic Lift Oxygen System for the Ambulance. Unanimously approved.
- F. Approve Donations to Ambulance from EMS week open house.** A donation was made by Herb Wurst and cash monies made to the ambulance. Motion by Boettcher, second by Goede to approve the donations made to the ambulance department. Unanimously approved.
- G. Close City Hall Friday July 12 for safety training.** Goede moved, second by Boettcher to close city hall Friday July 12, 2013 for city staff to attend safety training in Blooming Prairie from 9:00 am to 4:00 pm. Unanimously approved.
- H. Approve Seasonal Pool Help.** Motion by Boettcher, second by Haley to approve Tami Sawyer as a rehire and Megan Fick as new hires for the pool. Unanimously approved.
- I. Eastwood Park.** Drainage issues in Eastwood Park. City Engineer, Tim Hruska got up and spoke to the council regarding his walk through the park area with Michael and Renee. He recapped what he saw when he went to go view the park and dead end street at 3<sup>rd</sup> Ave NE. He recommended that the homeowners in that area re-route their sump pump discharges into their backyards and that would help alleviate some of the water run off into the park. This would be a short term solution. A long term solution would be to run drain tile through the park along the back side of the fence, along the low area where the rink is, 400 feet of 8 inches perforated drain tile with area intakes. This would help the area dry out faster. He estimated this to cost about \$12,000. Some issues Hruska pointed out was there is some private property located there, would have to get an easement. Ike Speedling approached the council and handed out pictures of the park showing the wetness and state of the park. He was concerned that the park is not getting used to its maximum potential as it is a swamp at all times. Ike pointed out that Wedgewood Park has storm sewers and doesn't have issues like Eastwood does. He stated that the baseball fields are not kept up. Mayor Graves asked Hruska what it would cost for a more permanent solution. Hruska made it very clear that he was giving a very rough estimate, but about \$40,000-\$50,000 for a tile system that would drain the entire park along with restoration on top of that. Discussion ensued as to what would be the best route to take. Goede and Mayor Graves asked Hruska get a more accurate estimate on the cost of making the fix a more permanent one, and Graves agreed. Hruska stated he would meet with contractors to get bids. He will present the information to the council and council can decide how to proceed from there. Mayor Graves brought up an email that councilman Ben Jacobs sent out. It was in regards to the mowing done at Eastwood. It looked horrible and the grass was all torn up. Mayor Graves asked Michael Burgdorf what can be done to change this to make sure it doesn't happen again. No response was given. Ike Speedling stated on Mike's behalf that it was a water pit. Mayor Graves stated he could appreciate that, however, if that's the case then it shouldn't be mowed at all, it's tearing up all the stuff out there. Boettcher pointed out, does he let it grow up and violate our own ordinance? Graves stated longer grass can always be mowed, but torn up grass takes longer to fix. Ike Speedling pointed out that is mostly cosmetic and that it wasn't that bad and it looked worse than it was. Michael then said there weren't more than two spots and was mostly cosmetic in nature.
- J. Library Resignation.** Motion made by Goede, second by Boettcher to approve the resignation of Missy Mulder from the Library Board and submit the approval of Missy McCray in her place. Unanimously approved.

Mayor Graves read an email from Matt Davidson with PEM Schools thanking the Plainview Police Department, Ambulance, and Fire Department for a job well done in responding a call at the school where a sprinkler was broken. Matt wished for them to be recognized at the council meeting for a job well done. Mayor Graves stated he would draft a letter of thank and asked Administrator/Clerk Mierau to forward that on to the Fire Chief to share at their next meeting.

## **VI. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

"The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee's name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address". Roger Ziebell spoke to the state of Eastwood Park restrooms and the park as a whole. He stated the restrooms are dirty and ill maintained. He spoke on behalf of George Kruger stating that George rented the park last summer for a family reunion and had to power wash it himself as it was quite dirty. Brian Iverson brought up the weed ordinance. He was wondering if the weed ordinance applied to vacant lots too and wanted to know who was in charge of monitoring the weeds around town. Fred Heaser was wondering what the status was of cleaning the water tower. Renee stated they are waiting to hear back from Verizon and some other companies about removing their

antennas from the tower and then will be proceeding with the project, should take place this summer. Ike Speedling wanted to know if the residents would be kept up to date about the progress of Eastwood Park. Boettcher stated they would get the cost first and move forward from there. Cheryl Nymann pointed out that every year there are a couple planters on Broadway that don't get planted from the business that they sit out in front of. Stumpf publishing has taken care of purchasing the flowers as well as planting the planters for the last several years. Mayor Graves will draft a letter of thanks. Graves made an announcement to the audience that the closed meeting was discuss the sale of land to Kwik Trip as they have approached the city and would like to come into town.

- VII. ADJOURN-** Motion by Goede, second by Boettcher to adjourn the meeting into a closed meeting to consider the purchase or sale of real or personal property. Unanimously approved. Meeting adjourned at 7:40 pm.
- VIII. Closed Meeting to consider offer for the purchase or sale of real or personal property.** Motion made by Graves and second by Boettcher to open the closed meeting at 8:10 p.m. Unanimously approved. Motion made by Goede, second by Boettcher to adjourn the open meeting. Meeting adjourned at 8:10 p.m. unanimously approved.

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Todd Graves/Mayor

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MariClair Schneider/Office Manager

## **SPECIAL PLAINVIEW CITY COUNCIL MEETING Tuesday, June 25, 2013 at 5:00 P.M.**

- I. CALL TO ORDER AND APPROVAL OF AGENDA-** Mayor Graves called the Special City Council Meeting to order on June 25, 2013 at 5:00pm. Present: Goede, and Boettcher. Absent: Haley and Jacobs. Also Present City Administrator/Clerk Mierau, Deputy Clerk Tentis, Police Chief Schneider, Public Works Director Burgdorf, Peter Meyer, Cheryl Nymann, Susan Atkinson, Missy Lyons, Joe Atkinson, Eric Bennett, Bruce Swanson and John Wolter. Motion by Boettcher, second by Goede to approve the agenda. Unanimously approved.
- II. PUBLIC HEARINGS**
- A. Second Reading Section 3.11.3 regarding length of lawn. Peter Meyer voiced his concerns about the changes for length of lawns, how many times are notification letters sent out and who the City Weed Inspector is. Discussion was held concerning this reading. Motion by Boettcher, second by Goede to approve Section 311.3 and 311.4. Unanimously approved.
- III. NEW BUSINESS**
- A. **Approve 2012 Audit-** Bruce Swanson and John Wolter presented the 2012 audit. Mayor Graves asked that the mayor name be changed to his name. Motion by Goede, second by Boettcher to approve the 2012 Audit. Unanimously approved.
- B. **Police Department Trailer Discussion-**No discussion.
- C. **Tuck Pointing at Fire Station-** Motion by Goede, second by Boettcher to approve Tuck Pointing for the Fire Hall. Unanimously approved.
- IV. ADJOURN –** Motion by Boettcher, second by Goede to adjourn the meeting at 5:30p.m. Unanimously approved.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview  
City Council Regular Meeting Minutes  
July 9, 2013 at 7:00 P.M.**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on July 9, 2013 at 7:00 pm. Present: Haley Jacobs, and Graves. Absent: Goede and Boettcher. Also Present: City Administrator/Clerk Mierau, Office Manager Schneider, City Attorney Suhler, Police Chief Schneider, Public Works Director Burgdorf, City Engineer Hruska, Roger Ziebell, Mark Scheiber, Judith Jordan, Alice Henderson, Chery Nymann, Ike Speedling, Brad Jech, Chelsie Jech, Tony Montgomery, Stacy Montgomery, Joe Atkinson, Susan Atkinson, Missy Lyons, Mark Scheiber, Vince Welch, Dave Walkes, Mike Johnson, Rick Hodney, Beth Haley, Cassie Harrington.
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA- Motion** by Jacobs second by Haley to approve the agenda. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA-** Motion by Jacobs, second by Haley to approve the Consent Agenda. Unanimously approved.
- A.** City Council Minutes
  - B.** Bills – Mayor Graves had two questions on a couple of bills. One was for the Police Department and he has spoken with Chief Schneider about it. The other was for the Ambulance, a bill for \$500 or so. Renee will look into it and get an answer.
  - C.** Permits/Licenses/Donations
  - D.** Department Head Reports and Board Minutes
- V. UNFINISHED BUSINESS**
- A. Eastwood Park** – City engineer, Tim Hruska reported to the council that he met with three contractors on June 25, 2013. Hruska gave a detailed account on what the project would entail at Eastwood Park. The scope was all agreed upon by all the contractors. Two quotes were received. Hodgeman did not get a quote in. Heartland Excavating came in at \$24,200. Ellingson Drainage came in at \$41,256.25. Councilman Jacobs asked if there was anything different in the quotes to be that big of a gap in price. Hruska stated that they were the same and everyone had the same understanding on the scope of the project. Mayor Graves asked Hruska if this would be considered a permanent fix to the problem in Eastwood. Hruska answered that “yes”, it would be a more permanent fix, but is part of a phase to fix more of the park in the future. Mayor Graves also asked Hruska where the water drained off the fields would go, and does not want the water run off to affect any homes in the area. Hruska stated that it shouldn't affect any of the homes in the area. Mayor Graves asked Ike Speedling if this would fix the problem in the NE corner. Ike stated that, “no” this is not being addressed. Hruska did confirm that this project is just addressing the ball field at this time. Some further discussion took place between Speedling, Mayor Graves, and Hruska. Councilman Jacobs asked if this project was done on the ball field, would it take some of the pressure of the NE corner issue. Speedling stated it would help somewhat. Grading issues regarding the ball field were discussed. Mayor Graves asked the council if they would like to proceed with the scope presented or ask for further quotes on the project that would include the grading. Hruska recommended to the council that if they were going to move forward, they should act on it now and bring up the grading at a different time, as the window of time to get the project done and seeded before the cold weather sets is closing. He would not recommend going through the quote process again. Councilman Haley asked if we had money for this project in the budget. Administrator/Clerk Mierau stated that it was not budgeted for, but could amend the 2013 budget. She could do some checking and figuring of numbers. Jacobs commented that if it's unknown whether the money is there or not, that needs to be figured out first. Graves agreed that he felt more comfortable knowing if the monies were available. Mierau will do some checking into the funds to see if she can find about \$30,000 for the project to include the grading at a later date. She didn't feel they would be able to schedule another meeting before the regular August council meeting. Jacobs moved to hold off making a decision until the August meeting and to find out if the money was available. A second was made by Haley. Unanimously approved. Mierau mentioned to Graves that she really didn't feel finding the money would be an issue and it would not put the city in a bind of any kind. The possibility of having a special meeting was discussed for the following week. Renee would try to see if one could be scheduled. Mayor Graves asked it if was against the open meeting law to ask Goede's input on the park issue without having a formal meeting. Mierau stated it would not be in violation to ask his opinion, but he just would not be able to vote if not present at the meeting.
- VI. NEW BUSINESS**
- A. Brad Jech** - Chelsie Jech spoke to the council about the business A.W. Beadblasting located behind their property. In 2006 an inquiry was made to the city by the land developer of Anastacia Estates about the noise coming from that

building and what actually causing the noise. In 2009 they (Brad and Chelsie Jech) built their home, still not knowing what was actually causing the noise. In 2010 they brought this to the city's attention and nothing was done. The doors are open from 6:00 a.m. to 2:30 p.m. daily. Chelsie pointed out that they since that time they have become more concerned about the chemicals being used. A.W. Beadblasting's Facebook page talks about the different things they do. Since 2010, a lot of the detailed information has been taken down from their page, but Chelsie stated they still have record of it. Also since that time, she has noticed that they have started accumulating a lot of things outside, used and unused materials. Chelsie stated she wants to know what exactly all that stuff is that's being stored outside, what are they doing inside, what is the precious metal recovery cleaning, and what chemicals are being used. She felt the things being stored outside are not being stored correctly. Brad Jech stated that there is industrial waste. Chelsie stated nothing is labeled or covered and that the barrels are overflowing onto the ground and running onto surrounding properties which includes her homestead. She voiced her concern that they have a 2 year old and a baby on the way and that when her kids are playing outside and wants to know what is coming over to her home. She is worried that this may be harmful to their health. She also was wondering if by AW Beadblasting started shutting their doors, would this solve the problem. Brad questioned whether or not a business like this one should be allowed in the current zoning district it's located in. He pointed out that right now that district is zoned as a C-2, commercial district. He read from the zoning book the type of businesses that are allowed to be in that district. Brad stated they have been in contact with the MPCA. Jon Gegan from the MPCA has been down and done a site visit. He has followed up and will continue to follow up with them. Brad stated that Gegan told himself and Chelsie that A.W. Beadblasting is in violation of some of the codes as far as some of the ways they are handling the waste and storage of the waste at their facility. Things need to be covered. They need to have a disposal program set up, stating that all containers need to be labeled, covered, and they need to be stated as to where they are being dumped, what waste dump they are being transported to. Brad stated that the MPCA individual had spoken to the owner, Art White, and that he would be getting him that information. Brad stated that at this time the owner himself had called the stuff industrial waste and that's what they have it classified as. Brad stated his main concern that he has is can any of that work really be done in that building. What is being dumped down the drains? Is proper water testing being done to know if the chemicals are being dumped out into our water treatment facility? Is it zoned industrial? No. Have permits been pulled to do that type of work in that facility? Brad stated he was told by the State and MPCA that conditional use permits would need to be applied for to do that type of work in that zoning area. Brad stated that the city and the fire department need to be notified if certain chemicals are being used, in the event of an emergency. Chelsie started speaking about how when they approached the council in 2010 about possible screening that was required, about a possible fence that should have been in place if it's butting up to a residential area, and that has never been implanted. Brad stated that she (A.W. Beadblasting) had sent a letter to the city through their attorney and then it became a mute point with the city and was dropped. Brad stated they are not here today to have it dropped. They are here today to move forward and possibly get the League of Minnesota Cities involved in this to get it resolved. Brad stated that in 2010 or 2011 he had members from the city council at that time in his yard telling him that it was indeed an issue. Brad didn't think anything was ever done at that time. No follow up was ever done and he wants that to happen. Brad asked the council if they received all the photos that they included with their letter. Mayor Graves nodded yes in agreement. Mayor Graves asked Brad if the pictures were taken in June. Brad and Chelsie stated that at the end of June 29<sup>th</sup> or 30<sup>th</sup>. Mayor Graves also asked Brad and Chelsie if they were on A.W. Beadblasting's property when those photos were taken. Brad answered that no, he was standing on his own property when those photos were taken. Mayor Graves commented that the pictures seemed to be pretty close. Brad answered that he was standing on the empty townhome lot when the photos were taken. He also went on to voice his concern about the barrels and that they are overflowing and running down the blacktop to Montgomery Realty Office, which runs into our waterway and in turn to the main waterway that separates the two subdivisions. Brad went on to say that it's time to look into this and not just hope that it will stop. Chelsie stated to council that she had been in that building before A.W. Beadblasting owned it and that she can tell there have been a lot of modifications that have been done to it. She is wondering what if any permits have been pulled. She stated to the council, that is why they were there. To get answers. She stated that the noise that comes from there is so loud she can't even be in her backyard and went on to say that they do have more photos of them (A.W. Beadblasting) dumping the stuff into Waste Management containers. Brad stated that Jon Gegan told him that everything needs to be covered and labeled. It cannot blow. It has to be in a sealed container, there cannot be any debris flying in the wind and he stated he has photos showing it blowing. Chelsie stated an A.W. Beadblasting employee told her that they have to store it outside because there is no room inside. Brad commented that this was stated to Jon Gegan from the MPCA from the employee. Brad asked the council if they had any other questions. Chelsie went on to state that those are their main concerns, the noise, and the storing of the chemicals. Brad added that on top of all that the zoning issue and it absolutely their number one concern. Mayor Graves asked Brad and Chelsie what things are like during the colder months out of the year. He went on to say that he assumes the doors are shut, but was wondering if the storage was still an issue. Brad answered that the barrels have been there since last fall, so it is an issue. Mayor Graves confirmed that the noise isn't an issue during the colder months. Brad and Chelsie were in agreement with that, but also stated that the minute the weather is nice, the door is cracked and progressively gets more and more open. She went on to state that her daughter's room is right there and she knows that the minute they begin work is when she wakes up. It usually starts about 6:45 in the

morning, but their hours of operation are from 6:00 a.m. to 2:30 p.m. Mayor Graves addressed the bullet points at the end of the Jech's letter to council. He stated he knows that Chelsie stated they wanted answers tonight, and the only answer he could give them is that he doesn't have any answers tonight, because the city will have to check into this for sure. City Attorney Fred Suhler asked Brad and Chelsie about MPCA visiting the site and asked them if they (MPCA) were going to do anything about the issues. Brad answered that yes they were going to do something about it. They would be doing a follow up site visit. Suhler went onto to explain that the government regulates these types of things and that the city does not. Brad recited verbiage from the code book that prohibits the disposal of toxic or industrial waste in this zoning area. Suhler asked Brad if he would like the city to enforce the zoning ordinance. Brad answered yes. Suhler asked Brad if he also wanted the city to enforce the solid waste management ordinance, or rules that the MPCA enforces. Suhler went on to say he's trying to point out that there may be a variety of different people that need to deal with this problem. Brad commented that he understood that, but that it's the city's job to protect the city and the citizens of the city. Suhler commented that the city went through this about 3 years and it resulted in a rather lengthy letter from their lawyer, which talked about the economic consequences of the city doing anything that is outside it's area of jurisdiction. He went on to say that at that time he remembers reviewing some of those concerns and some of the concerns that their attorney brought to the city's attention were probably correct. Suhler stated he did need to go back and review that and that he thinks things have changed in the sense that there seems to be more stuff out there that is being stored. He recalls the noise being an issue as well as to what was going on in the building. Suhler stated he feels some of this stuff is the same stuff that was dealt with in 2010, and may be exaggerated now. Suhler would advice the city that the MPCA will be much more effective in regulating that issue. Chelsie asked Suhler if the work being done there is industrial and it's zoned commercial, that the city isn't going to do anything to move forward with this? Suhler explained he didn't know what the zoning history of that site was and that the language of the zoning ordinance that they were quoting did not necessarily preclude something like that being done there because if there was a conditional use granted, he wasn't sure what it was. The way he reads it, the city council could essentially permit anything. Suhler went on to state that he is aware of the fact that there is a land management nightmare in that area. A commercial site along the street and right across what would be the fence, is a subdivision of low density residential homes. There is no transition. It's very, very poor land use and planning. There should be something there as a buffer. Chelsie commented on how there is nothing between them, no shrubbery or fence at all. Suhler clarified that he was speaking more the fact of the use of the land. He gave the example that if Dairy Queen was located there, you would still have a nuisance taking place. He went on to say it's a bad situation no matter what, and he couldn't think of one thing that could go there that wouldn't be a nuisance to the residents. Jacobs posed the question of usage aside, wouldn't there be things such as a fence or things like that, that should have been done or could be done? Suhler pointed out that he wasn't sure. He didn't know how it got there but that the city is kind of stuck with it now. Chelsie and Suhler debated the definition of what was public and private nuisance. Suhler stated he believed it was more a private nuisance, and in that case he felt as though the private land owner had the right to pursue that on their own, much more effectively than the city can. He agreed that perhaps it was a nuisance, but that not all nuisances can have something done about them. The city can't go out and eliminate all the problems between competing property owners. If the city's zoning ordinance states that it needs to be enforced, then that would be fine. He stated he would take a look back and do some research as to how it got allowed to be there in the first place. Sometimes people end up with vested rights as a result of all of this. Tony Montgomery spoke to Suhler and stated that it seems that this is all about money and contention about enforcing what's in place. Tony stated he was the one that put the subdivision in. He's the one that built the building that she's (A.W. Beadblasting) in, I build the adjacent building. This has been an ongoing complaint. All of a sudden someone got a letter from an attorney. Suhler asked Tony how much he wanted to spend. Tony replied back stating it wasn't supposed to be about money because that's why we pay taxes and lives in the confines of the zoning laws that the city gives us. Tony pointed out he would not know the people that own that business if they were standing right next to him. He just knows that one day the business was there. He wanted to know if the proper permits were pulled to have that type of business there. Suhler asked Tony what type of permits he was speaking of. Tony replied by saying that whatever the type of permits that the city would require. He pointed out that when he built the car lot there, he was required to pull building permits to specifications to what the city and state required. He stated he was required to do a whole bunch of things for that, and it wasn't near the type of business that is in there now. The noise coming out of that building is atrocious and he cannot sell any townhomes located behind there. Tony went on to describe the level of noise coming from the building during operating hours. He stated it is the city's responsibility to look for the citizens to protect them from blowing chemicals. Suhler replied saying that is the MPCA's issues. Tony agreed, but would like the city to get on the same page as the MPCA. Tony went on to state that he is at the point now that he does not need to litigate with the current resident. He is fully aware of what the rules are and he will move forward as well. Further debate took place between Suhler and Tony about what was the city's issues and what were the neighbor's issues and what type of businesses would or wouldn't be a nuisance to the residential area. Stacy Montgomery asked Suhler if a business came into to town and did it illegally and no permits and were pulled for any remodeling done, and the chemicals being used have not been reported at the state level, that the city cannot tell them that they cannot have their business there? Suhler answered by saying if it was a zoning issue, the city has the authority to put a stop to it. He went on to say that as far as the chemicals or storage, there are rules that prohibit people or businesses from

improperly disposing of these chemicals or dumping into our sewer system. Some are rules the city has, but most are rules that the state of Minnesota has. Some debate took place between Tony, Stacy, and Suhler as to whether the state or city should be enforcing the solid waste rules or regulations. Tony stated that he feels this has gone on long enough, and doesn't feel it's a neighbor to neighbor issue and that it's time for the city to get involved. Stacy asked Police Chief Schneider to describe the noise as he had heard it in the past. He described it as unique and maybe similar to a jet engine, but not necessarily overly loud. Roger Ziebell from the audience spoke up about his experience with chemicals at his job with IBM that he is now retired from. Mayor Graves spoke to the fact that he feels there are two major issues at hand. One of them being the issue of solid waste. He stated he felt that the council has a responsibility to the citizens as well as the business owners in town. He stated he cannot condemn them one way or the other. The other issue at hand is the noise issue coming from the place of business and feels the city may have some involvement there at some point. Mayor Graves shared that he asked Administrator/Clerk Mierau to check with the League of Minnesota Cities as well as the city attorney Fred Suhler to see what the city's options are. He also asked her to check into the question of permits being pulled/applied for. Mierau shared that she found an EDA file and the mayor at that time, as well as the EDA director welcomed A.W. Beadblasting into the city with open arms. They did not need to file any permits because they considered them a good business to come into town. Stacy Montgomery asked Administrator/Clerk Mierau if any building permits were found for the remodeling that was done. Mierau answered that she wasn't sure, her main objective was to look back to see when they came into town and whether or not the council made any action. Stacy questioned again about no permits being applied for whether they were building, conditional use etc. Mierau answered that no permits have been found for building or conditional use. She also stated that is all she has been able to locate up to this point and was still planning on looking further to see if she could find some more answers to their questions. Mayor Graves proposed to the Montgomerys and Jechs to continue their work with the MPCA since they have already made that contact and that if the MPCA would contact the city, they would work with them, but he stated he didn't feel the city itself has the jurisdiction to enter a business and tell them what they can or cannot be doing. As far as the zoning ordinance issue, he stated the city will continue to follow up on that and will Suhler look into it more and wait to hear from Renee as to what the League of Minnesota Cities has to say about the issue. Mayor Graves stated he would be more than happy to draft a letter to A.W. Beadblasting and ask for a meeting even if they were not receptive to that 3 years ago, that doesn't mean they wouldn't be now. He pointed out that he is definitely not accusing anyone of anything, but would like to know more about what is happening from them and welcomed the Jechs and Montgomerys to sit in on that meeting if it should ever take place. He asked the Jechs if that was acceptable to them and they agreed.

- B. Discuss Pool Advisory Board.** Discussion was held about the possibility of a pool advisory board. Mayor Graves clarified that members of this committee would be coming up with ideas and activities and have no decision making abilities. All decisions would still need approval from the council. He mentioned that Steve and Tami Sawyer have shown interest in heading up this board. Mayor Graves stated he would like at least one of the managers from the pool staff on the board as well as, others. Councilman Jacobs agreed it would be a great idea. Public Works Director, Burgdorf pointed out that there was one in the past right after the new pool was built and some ideas were used and thought of. Jacobs asked why it discontinued, and Burgdorf said scheduling conflicts played a factor. Mayor Graves made a motion to go forward with reconstructing the pool advisory board, meeting at their discretion, contacting Steve and Tami Sawyer, at least one of the pool managers and Vince if he wants to be, and then open it up to other community members. Within that motion he stated he would like the committee's first order of business to develop a list of guidelines under the understanding that no decisions can be made on their part but they are welcome to bring information to us with thoughts and ideas. Jacobs asked if there was a reason why the city needed to even be involved if it's just an advisory board. Mayor Graves stated that purchases need to be approved by the council as well as events that take place down there such as National Night Out. Administrator/Clerk Mierau added that at times there are legal and liability issues and used the example of someone wanted to hold a movie night at one time and permits have to be applied for such an event. A second was made by Jacobs. Motion passed unanimously.
- C. National Night Out.** Tuesday August 6, 2013. Mierau explained this encompasses all emergency personnel and it will be held at the pool like it was last year as it seemed to work out well down there. Everyone is invited to attend. Jacobs moved to approve National Night out on August 6, 2013. A second was made by Haley. Motion passed unanimously.
- D. Approve Land Survey.** A lot split for Pete Meyer on 2<sup>nd</sup> Avenue NE. Administrator/Clerk Mierau explained that Pete Meyer has built a set of townhomes on this lot and is just asking to have it split down the middle. He is in compliance with the things he needs to be. Jacobs asked if the zoning requirements were met and Mierau told him that they were. Councilman Jacobs moved to approve the lot split. A second was made by Haley. Motion passed unanimously.

- E. Approve Agreement with Wabasha County regarding storage shed.** In 2009 the city and county entered into an agreement for the use of the county's loader and salt shed. The agreement expires after this year. There was an agreement present and no changes had been made in the terms or the amount. The contract would be in effect for 5 years at \$400 a year. Jacobs asked if there had been any issues with the use of the shed and no issues had been reported. Jacobs made a motion to approve the renewal of the agreement. A second was made by Haley. Motion passed unanimously.
- F. Request to close a portion of 6<sup>th</sup> Street SW.** Daryl Curry is requesting the closure of 6<sup>th</sup> St SW between 1<sup>st</sup> and 2<sup>nd</sup> Ave on Saturday August 17<sup>th</sup>, 2013 between the hours of 11:00 a.m. and 4:00 p.m. to hold a Ride-In-Bike show to benefit the Lower Corner Chapter and Mississippi Valley Chapter of A.B.A.T.E of Minnesota. Daryl Curry spoke to the council and explained what his group was doing. The event would be open to the public. He would have barricades on 6<sup>th</sup> St SW and 2<sup>nd</sup> Ave SW and to the alleys in the middle of the block to display motorcycles. Mayor Graves asked Administrator/Clerk if the city has closed streets for people in the past. Mierau answered that yes, they have. The city usually checks with the Police Department and Fire Department to make sure they don't have an issue with it. Mayor Graves asked Police Chief Schneider if he had any issues with the closure. Schneider stated that the residents of that area all have alternate routes to get in and out of their property, the only concern he had was if he had checked with his neighbors to see if anyone had an issue with it or not. Daryl stated he has spoken with most of his neighbors and they don't have any issues and if there was an emergency situation there would be enough volunteers there to get things moved very quickly. Mayor Graves brought up the fact that when they did the street closing for the craft fair, they sent letters out to surrounding neighbors notifying them and wondered if the same should be done for this closure. Jacobs felt a letter would be appropriate from the city. Jacobs made a motion to approve the street closure and to have the letter sent from the city. A second was made by from Haley. Graves wanted to make sure that in the letter there was a respond by date. Administrator/Clerk Mierau agreed. Motion passed unanimously.

## **VII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

"The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee's name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address".

Councilman Haley got up to address the public to thank the Police Department and the Ambulance for their very quick response to their home when their son was having a seizure. He personally named Officer Ken Douglas and Officer Joe Brueske in being the first on the scene and knew exactly what to do. Roger Ziebell got up to speak about some issues that he had addressed with city about a year ago. He wanted to know why the cracks were not filled in before they city repaired the streets a few years ago now. Roger also brought up how the curb in front of the cupcake shop is all caved in and was wondering if the city was going to fix that when the state comes through to town re-doing Highway 247. The other question Roger had was if the city had a plan in place if they city lost power. He pointed out that the city lost power last year in March for a period of time and is concerned about the water tower and if there would be enough water in the tower for the residents if there was a fire in town etc. He felt we should have some emergency back up on the wells in town. Roger went on to say he felt as though maintenance in this town is lacking including the shelter at Eastwood Park and that there are blighted properties that are not addressed. Roger also wanted to know the status on the water tower and if it was going to get done this year. Administrator/Clerk Mierau told Roger that the water tower will get done this summer and that they are expected to be in town the first part of August. Roger also wanted to know if the summer water rates were ever going to be addressed. Mierau informed Roger that she has a meeting come up soon with Rick from sanitary sewer district and she will ask him about it. Mayor Graves asked for anymore questions or comments. Public Works Director Burgdorf stated he had most of Roger's answers. Burgdorf stated that the cracks in the streets are in progress right now. He reported that WHKS was looking at the plan of the streets and a plan was being made to attack those. Roger asked why the cracks weren't done at the time of seal coating and Burgdorf responded that the city engineer didn't feel it was necessary to do them at that time. Burgdorf addressed the caved in curb issue, stating that belongs to the state and when they come through town they will be milling it, and will not be doing any cement work. Burgdorf addressed the issue of the city losing power by stating the city has a deal with Robertson Line, and they come in and get the generator up and put in well number 2 and we will have a generator for water. Roger asked how long that would take. Burgdorf responded that it would take probably about an hour and it would be all hooked up. Roger commented that he felt an hour could be too long and felt that the city should have one on site and ready to go. Burgdorf disagreed. The maintenance issue with Eastwood Park, Burgdorf felt that plenty of maintenance had been done on that shelter and that it was built in 1979. Roger disagreed. Burgdorf addressed the issues of blighted properties, one at 120 East Broadway and the other on the corner of highway 247 and 42. He felt public works had done their best and stated that in terms of the property on the corner of highway 247 and 42, the county keeps telling him what the city can and cannot do there.

**ADJOURN-** Motion by Jacobs, second by Haley to adjourn the meeting. Motion passed unanimously. Meeting adjourned at 8:35 pm.

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Todd Graves/Mayor

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MariClair Schneider/Office Manager

**SPECIAL PLAINVIEW CITY COUNCIL MEETING**  
**Thursday, July 25, 2013 at 5:00 P.M.**

- I. CALL TO ORDER AND APPROVAL OF AGENDA**– Mayor Graves called the Special City Council Meeting to order on July 25, 2013 at 5:00pm. Present: Goede, Boettcher and Jacobs Absent: Haley. Also Present: Deputy Clerk Tentis, Public Works Director Burgdorf, Marian Burgdorf, Alice Henderson, Cheryl Nymann, and Ike Speedling. Motion by Boettcher, second by Jacobs to approve the agenda. Unanimously approved.
- II. UNFINISHED BUSINESS**
- A. Eastwood Park- Mayor Graves said the Eastwood Park Project was tabled from the Regular July Council Meeting so we could be sure the monies were here for it. He then opened the meeting for discussion. Mayor Graves said that he wanted to see a solid permanent fix for Eastwood Park. Council discussed options for the project. Mayor Graves said that the City Administrator had found money in the budget for this project and that the EDA Director-Judith Jordan may be able to find grant money. Motion by Graves, second by Jacobs to approve the Eastwood Park Project with the following additions: grading of the full area, then seeding it, leveling out the East Half so as not to be as steep of a grade, placing a burm at the East Edge of the property, replace the 4” tile with 8” on the Eastside with the addition of the 4” diagonal to cover that side, drain in NE Corner of the property, with a cap on the project that is not to exceed \$35,000 and to wrap around the SE side of rink of there would still be money available. Unanimously approved. Cheryl Nymann then asked where Renee had found the money. Mayor Graves said she had found it within the budget.
- III. ADJOURN**- Motion by Goede, second by Boettcher to adjourn at 5:20pm. Unanimously approved.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview**  
**City Council Regular Meeting Minutes**  
**August 13, 2013 at 7:00 P.M.**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on August 13, 2013 at 7:00 pm. Present: Goede, Boettcher, Haley, Jacobs, and Graves. Also Present: City Administrator/Clerk Mierau, Office Manager Schneider, City Attorney Suhler (7:15 pm), Police Chief Schneider, Public Works Director Burgdorf, Librarian Alice Henderson, Tom Fennell, Roger Ziebell, Mark Scheiber, Judith Jordan, Cheryl Nymann, Stacy Montgomery, Joe Atkinson, Susan Atkinson, Missy Lyons, Dave Walkes, Mike Johnson, Rick Hodney, Beth Haley, Al Sisson, Bob Eidenschink, Mike Fabel, Shirley Olson, Ed Lyons, Mike and Tracy Hutchison, Dave Walkes, Tom Haglund, John Feils, Eric and Julie LaBare, Stephanie Burgdorf, Marian Burgdorf, Eric Bennett, Mark Becker, Wade Dumont, Judy Stock, Scott Hubbard, Kay Rasmussen, Rick Hodney, Robert Tullis, Beth Haley, Tom Haley, Darryl Curry, Rob Ebin, Matt Schmit, Randy Doughty, Ryan Speedling, Roy Montgomery, Marge Holst, John Smith, Ferman Lanning, Tom Fisk, Jeff Fry, Linda Ellinghuysen.
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA- Motion** by Goede, second by Boettcher to approve the agenda. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA-** Motion by Boettcher, second by Jacobs to approve the consent agenda. Unanimously approved.
- A. City Council Minutes
  - B. Bills
  - C. Permits/Licenses/Donations
  - D. Department Head Reports and Board Minutes
- V. PUBLIC HEARINGS**
- A.** A conditional use permit for up to six (6) 60,000 gallon storage silos. Construction of the silos would be on the lot line. This property is located at 130 2<sup>nd</sup> St SW, legally described as Sect-17 Twp-108 Range-011, EX23’x52’x58’ in SW COR of LOT 6, ALL LOTS 6, 7, 8, 9 & 10 BLK 22 & ½ VAC 2<sup>nd</sup> ST ADJ LOT 10 (WWW). A motion was made by Boettcher to open the public hearing, second by Goede, unanimously approved. Mayor Graves stated that planning and zoning recommended that a conditional use be granted. Mayor Graves asked for any public comment or questions. Bob Eidenschink wanted some clarification as to where the silos would be built. Boettcher explained they would be placed right along 2<sup>nd</sup> Ave. Tom Fisk asked if there would be a better long term solution for Plainview Milk Products to expand. To him it seemed rather boxed in. Rob Tullis from Plainview Milk Products spoke up to say that they are asking for 6, but only plan on putting in 3 for the time being and they don’t plan on expanding the building anymore than they already have for the next 20 years or so. No more public comment was offered up by the audience. A motion was made by Goede to close the public hearing, second by Haley, passed unanimously.
- B.** Zoning map amendments for the Agricultural Districts that no longer meets the permitted uses. These four (4) areas are: Eastwood Park, Orchard Hills Park, Public Works location, and St. Joachim’s Catholic Cemetery. A motion was made by Jacobs to open the public hearing, second by Haley. Passed unanimously. Mayor Graves asked for any public comment regarding the zoning changes, hearing none he asked for a motion to close the public hearing. Goede moved to close the public hearing, second by Jacobs, passed unanimously.
- VI. UNFINISHED BUSINESS**
- A. Stacy Montgomery** – Stacy Montgomery approached the council stated she was representing Brad and Chelsie Jech, herself and her husband Tony Montgomery. She asked the council if anything has been or found out since the last council meeting in regards to their concerns about AW Beadblasting. Mayor Graves indicating he himself and council did not have any news to report and were waiting to hear from City attorney Fred Suhler (arrived late). Stacy asked Administrator Mierau if she had found out if the proper permits were pulled for that business, conditional use or otherwise. Mierau answered “no”. At this point in the meeting Fred Suhler did arrive to the meeting and Mayor Graves asked him about any follow up to AW Beadblasting issues brought forth from the Montgomery’s and Jech’s. Suhler stated he felt he has spelled it out fairly clearly in his recommendation and that he wasn’t sure what questions Stacy had. Stacy responded by asking if anything had been looked into on his part. She stated she knows the MPCA is doing an investigation of their own and that they are not allowed to talk to them until the investigation is done. Stacy also pointed out that Administrator Mierau stated that no permits were pulled for building or as a conditional use being that they are using and storing chemicals in their business. Fred stated that he didn’t believe there needed to be any permits pulled for storing chemicals and it certainly wouldn’t be something that the city would control. Discussion proceeded to take place between Fred and Stacy about permits, zoning, and commercial zoning butting up to a residential zone. Further discussion took place about whose responsibility it is to help the residents of the city. Stacy stated she expected Fred to help them. Fred explained that it is not

his job or responsibility to look out for the interests of individuals within the city, including AW Beadblasting. His responsibility lies in giving the city council advice on how to handle situations to avoid getting sued. Stacy questioned Fred as to whether AW Beadblasting was allowed to move in there illegally. Fred responded by saying he has no idea what was required at the time the business moved in there as he was not the city attorney at that time, and if they were, then there was a failure of the city government at that time. Stacy thanked Fred and left the podium.

**C. Golf Cart Ordinance** – Mayor Graves asked Mierau if there was one to review. Mierau answered that this was first addressed back in March of this year and she had spoken with Fred about it and explained to council that there are things to consider such as age, permits, etc. Mayor Graves referred to Chief Schneider for some input on the golf cart ordinance. Discussion was held. Mayor Graves asked Fred to draft a golf cart ordinance that mirrors the city’s current ATV ordinance, but pertaining to the golf carts. No motion was made.

**D. Snow Plowing** - Discussion was held regarding the parking on the streets during plowing. Mayor Graves instructed Chief Schneider to get together with Public Works Director Burgdorf to go over the specifics and come to an agreement of what would work and present it at the September council meeting.

## VI. NEW BUSINESS

**A. Approve the Conditional Use Permit for Plainview Milk Products** - Mayor Graves asked for any questions or comments from the other council members. Hearing none, he asked for a motion to approve the conditional use permit for Plainview Milk Products. Motion was made by Goede to go with the recommendation from Planning and Zoning to approve the conditional use permit. Second was made by Haley. Passed unanimously with Boettcher abstaining from the vote due to his relationship with Plainview Milk Products.

**B. Approve Zoning Map Amendments** – Mayor Graves asked for any discussion on the zoning map amendment. Hearing none, Goede made a motion to approve the zoning map amendment based on Planning and Zoning’s recommendation. Second was made by Jacobs. Passed unanimously.

**C. Approve Plainview-Elgin-Millville/City Contract for Eckstein Field Rent** – Mayor Graves read the agreement aloud which stayed the same as the previous year’s contract, with the rental fee being \$7,590. Discussion was held. Motion by Boettcher to approve the contract. Second was made by Haley. Passed unanimously.

**D. Discuss 120 East Broadway Property** – Administrator Mierau explained that being there are back taxes owed on the property, the city can choose to take ownership of the property or let the county sell it at the Sheriff’s auction. Suhler explained how the sale works. Motion made by Boettcher to allow the county to put the property up for Sheriff’s auction per their letter. A second by Jacobs. Passed unanimously.

**E. Approve Tuck Pointing contractor for Fire Station** – Bids from American Masonry Restoration, Building Restoration Corporation, and AJ Spanjers Company Inc, were reviewed. Bids ranging from \$44,640 to \$23,045. Discussion was held about some add on items that included doing the whole front of the fire department. Mierau indicated she included the add on amount into the amended budget for 2013. Lowest bid coming from AJ Spanjers Company. Motion made by Boettcher to approve AJ Spanjers to do the tuck pointing on the fire department building. Second was made by Haley. Passed unanimously.

**F. Discuss Sidewalk Removal at 130 6<sup>th</sup> St SW** – Request from Darryl and Regina Curry to remove the sidewalk in front of their home at 130 6<sup>th</sup> St SW. There is no sidewalk extending to the south or north of their property. Discussion took place regarding the removal of the sidewalk. Boettcher made a motion to allow the Curry’s to remove the sidewalk and refill at their expense. A second by Jacobs. Passed unanimously.

**G. Business Owners** – Mayor Graves explained to the business persons present that they would be allowed four minutes to speak before the council. Joe Atkinson and Eric Bennett approached the podium with Eric being the speaker. Eric expressed that he had heard that Kwik Trip was trying to come to town and did not feel that it was proper city management to sell city property to a business and felt there are already businesses in town that provide the services that Kwik Trip would provide and didn’t feel it was needed. Eric also felt that the citizens of Plainview should be aware of the cost of relocating the city shop with possibly having to purchase more land. He went on to share that he had visited other communities with Kwik Trips and stated that they put several small town businesses out of business. Eric pointed out how they have supported local events and fundraisers in town over the years and have done a lot for this community. Eric also stated his concerns over the safety of the intersection where Kwik Trip would possibly be going into. The intersection is busy enough as it is and this would make it even more dangerous to the kids trying to cross there. Joe Atkinson approached the podium and stated he felt as though there has been a lack of transparency from the council to the city residents about what has been going on there and felt that the zoning change was done to specifically benefit that area alone. He went on to express he feels the city is hiding things from the residents and having closed door meetings. He also wanted to know if the current public works sight was for sale and expressed that maybe other businesses or residents would be interested in purchasing

that property. Joe also expressed concerns about if Kwik Trip went in there, how many jobs would it really create? Would they use local contractors to build the facility? Joe's final comment was that he felt as though allowing Kwik Trip to come into town would hurt local businesses.

- H. **Kwik Trip** – Wade Dumont from Kwik Trip approached the podium and introduced himself to the council and the audience. He stated that this is first time most of the council members have met him and that there have been no closed door meetings. Wade went on to address the questions posed by Joe Atkinson and Eric Bennett. He stated that they do try to hire local contractors to do the work. They use one general contractor for all of their jobs to maintain consistency, but that the sub contract work, they try to keep local. He went on to say that they do try to hire local people to work in the stores. He pointed out that Kwik Trip would be a community asset and that Kwik Trip makes many local donations to schools, groups, etc. He pointed out that that the city does own the property they are trying to purchase and that it is strictly up to the council whether or not they wish to sell the city property to Kwik Trip. Dumont went on to point out that that he felt that a Kwik Trip would be paying property taxes on this property, which currently this property isn't generating any as it is city owned. He stated that competition is not always an easy thing to accept, but it's good for the residents and in the end it makes for a better company. Dumont pointed out that if Kwik Trip was looking at putting one of their stores on private property, there would be no public input. He then opened up for questions. Boettcher asked how many full and part time jobs would the Kwik Trip store bring? Dumont answered that it varies, but they would be looking at putting in a store about 4800 square feet, similar to the size of Lewiston's. A store that size would employ about 20 employees full and part time. Dumont fielded some questions from Ferman Lanning, Scott Hubbard, and Darryl Curry about the traffic concerns at that intersection and answered all of them. Cheryl Nymann asked Dumont whether it would be a 24 hour store and the lighting concerns being that it's right next to a residential neighborhood. Dumont answered that it would be their hope to have a 24 hour store and that they turn the lighting down at a certain point in the night and that Kwik Trip would propose a fence in that area so that there would be no light spill over. Administrator Mierau stated that Kwik Trip isn't the only new business trying to come to town and that Family Dollar and Dollar General have also shown interest in coming to town. Joe Atkinson asked the council how Suhler can state that the past city council should never have let a commercial business butt up to a residential neighborhood in regards to the Montgomery-Jech/A.W. Beadblasting issue, but now the city just changed the zoning to allow it, making it convenient for Kwik Trip. Daryl Curry commented that he felt Kwik Trip would be a bad idea for Plainview. Roy Montgomery asked Suhler how if the city made a mistake in the past with zoning, how is this any different? No further discussion was held, no motions made.
- I. **Donations – National Night Out** – Administrator Mierau thanked all the employees and departments for their work with National Night out. It was a great success. She also thanked all the individuals and businesses that donated towards it. No motions made.
- J. **Approve Ambulance Resignation** – Goede moved to accept the resignation of Trevor Armbruster. Second by Jacobs. Passed unanimously.
- K. **Senator Matt Schmit – Legislative Update-** Senator Matt Schmit gave an update to the council about the upcoming legislative session. He indicated that he would like to see the State balance the budget, to not raise property taxes, and to get their work done on time with no special sessions.

## VII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS

“The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee's name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address”.

Mike Fabel spoke up and wanted to thank the department heads for the budget numbers and expressed the numbers all looked great and thought they were doing a great job. Cheryl Nymann asked how the community turnout was for National Night Out. Chief Schneider answered that he thought it was very good. Mike Johnson spoke about how when People's State Bank wanted to go where they currently are located there was some opposition and was wondering if an adequate road study has been done at that intersection if Kwik Trip would be allowed to go in there. Tracy Hutchison reminded the council that no matter what their decision is that they have to look the business owners in this town in the eye at some point so to consider their decision carefully and to also consider what it will take to build a new public works garage and to put some serious thought into it. Judy Stock, a resident of Orchard Hills, indicated that she didn't want an issue like Rochester has with Whiskey Bones. Mike Johnson asked if there would a diesel island at the proposed Kwik Trip. Rick Hodney of High Plains Coop and an Orchard Hills resident expressed concerns about noise, with trucks running all hours of the night. He stated he felt it was coincidental that the business owners in town asked to be on the agenda and then Kwik Trip was too. Mayor Graves spoke to that by stating he asked Kwik Trip to be at the meeting so that they could answer any question that

businesses or residents may have and that he wanted people to have answers. He pointed out it was not done maliciously; it was done with the best of intentions. Hodney asked what the procedure was in selling city property. Suhler explained the process. Hodney asked if it was open to anyone. Suhler explained that there are many ways to do it and went through them, price is a reality. Ferman Lanning asked if Kwik Trip would be in TIFF? Mayor Graves answered that no, it would not. Lanning asked if they city would consider it if it was TIFF and again Mayor Graves answered no. Kay Rasmussen, a resident of Orchard Hills Manor stated that she would like to see something different than the current public works facility, but wasn't sure if a Kwik Trip is the best option.

**ADJOURN-** Boettcher made a motion to adjourn the meeting. Second made by Goede. Passed unanimously. Meeting adjourned at 8:05 p.m.

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Todd Graves/Mayor

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MariClair Schneider/Office Manager

**City of Plainview  
City Council Regular Meeting Minutes  
September 10, 2013 at 7:00 P.M.**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on September 10, 2013 at 7:00 pm. Present: Haley, Jacobs, and Graves. Absent: Boettcher and Goede. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, City Attorney Suhler, Police Chief Schneider, Public Works Director Burgdorf, Librarian Alice Henderson, Roger Ziebell, Kay Rasmussen, Beth Haley, Julie LaBare, Cheryl Nymann, Sherri Norton, Roy Montgomery, Mike Fabel, Julie Donaldson, Judith Jordan, Joe Atkinson, Eric Bennett, Dana Thompson and Sara Peterson.
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA**-Mayor Graves added letter H/Part Time Liquor Store Hire to the Agenda. Motion by Jacobs, second by Haley to approve the agenda with the addition. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA**- Motion by Haley, second by Jacobs to approve the consent agenda. Unanimously approved.
- A.** City Council Minutes
  - B.** Bills
  - C.** Permits/Licenses/Donations
  - D.** Department Head Reports and Board Minutes
- V. UNFINISHED BUSINESS**
- A. Golf Cart Ordinance** – City Attorney Suhler presented the proposed Golf Cart Ordinance. Mayor Graves asked for discussion on the proposed ordinance. Police Chief Schneider said that he would like the ordinance to state that there can only be the number of people on the cart that there are seats for, speed limit of 20 miles per hour. The mayor asked that Police Chief Schneider and the City Attorney take suggested conditions and add to the proposed ordinance. The Public Hearing will be held at the October 8<sup>th</sup> City Council Meeting.
- VI. NEW BUSINESS**
- A. Chris Henjum (Coalition of Greater Minnesota Cities) Legislative Update** - Chris Henjum of Flaherty & Hood/CGMC presented information on the Summer of 2013 Legislative Updates.
  - B. Approve Lot Split-EDA**-Motion by Jacobs, second by Haley to approve the lot split separating the EDA Building from the PADCO Building. Unanimously approved.
  - C. Approve Dr. Robert Wilfahrt as Plainview Ambulance Director**-Motion by Jacobs, second by Haley to approve Dr. Robert Wilfahrt as the Plainview Ambulance Service Medical Director. Unanimously approved.
  - D. Approve Preliminary Levy Resolution No. 13-01**-Motion by Jacobs, second by Haley to approve Preliminary Levy Resolution No. 13-01. Unanimously approved. The Levy must be submitted to the county by September 13, 2013. There will be no tax increase.
  - E. Approve Truth in Taxation Meeting Dates-December 10<sup>th</sup> at 6:00pm (Continued on December 11<sup>th</sup>)**. Motion by Jacobs, second by Haley to approve Tuesday, December 10, 2013 at 6:00p.m. as the Truth in Taxation Meeting and continuation if needed on December 11<sup>th</sup>. Unanimously approved.
  - F. Approve Ambulance Resignation**-Motion by Haley, second by Jacobs to approve the resignation of Amber Maringer from the Plainview Ambulance Service. Unanimously approved. Mayor Graves asked the City Administrator to send Amber a thank you for her service.
  - G. Approve Ambulance EMT New Hire**-Motion by Jacobs, second by Haley to approve hiring Stephen Palmquist as a new EMT hire to the Plainview Ambulance Service, contingent upon drug testing and background check. Unanimously approved.
  - H. Approve Part-Time Hire for Liquor Store**-Motion by Jacobs, second by Haley to approve hiring Heather Phelps as new part-time hire for the Plainview Liquor Store, contingent upon drug testing and background check. Unanimously approved.

**V. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

“The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee’s name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address”.

Dana Thompson of 130 6<sup>th</sup> Street NW expressed his concerns about traffic behind the high school and elementary school and children’s safety. He suggested speed bumps and proposed a diagram of doing so to the council. Mayor Graves said that some of the property belongs to the school and some is the city. The Mayor thanked Thompson for his concerns and also asked Police Chief Schneider and Public Works Director Burgdorf to check into this issue.

**VI. ADJOURN-** Motion by Jacobs, second by Haley to adjourn the meeting. Unanimously approved. Meeting adjourned at 7:31 p.m.

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Todd Graves/Mayor

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Peg Tentis/Deputy Clerk

**SPECIAL PLAINVIEW CITY COUNCIL & DEPARTMENT HEAD  
WORK SESSION**

**Tuesday, October 8, 2013 at 5:30 P.M.**

- I. CALL TO ORDER AND APPROVAL OF AGENDA**– Mayor Graves called the Special City Council & Department Meeting to order on October 8, 2013 at 5:30pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator Mierau, Deputy Clerk Tentis, Police Chief Schneider, Public Works Director Burgdorf and City Librarian Henderson, Shane Loftus and MariClair Schneider. Motion by Jacobs, second by Boettcher to approve the agenda. Unanimously approved.
- II. CONTINUED DISCUSSION OF 2013/2014 BUDGET**- Since the last Budget Workshop Council received requests for additional money for the Community Center and the EDA. The Community Center is asking for \$7,500 instead of \$5,000 and the EDA \$36,045 instead of \$20,000. Mayor Graves asked what the City Administrator needed from council concerning the budget. She said that council needs to go through items and decide what items they want and don't want. Council discussed the EDA request. Boettcher said they needed to get some questions answered from EDA Director- Judith Jordan. City Administrator said they would talk about it again in two weeks and decide what council wanted to budget for EDA. She also said that her biggest concern was what the council was going to do about Kwik Trip's offer and the Public Works Building. Council discussed conditions of city buildings, costs to fix or build, possible locations, plans and possibly combining city departments into one building. Council reviewed other items on the budget list. Council will meet again on October 22, 2013 at 5:30pm to discuss budget.
- III. ADJOURN**- Motion by Goede, second by Haley to adjourn. Unanimously approved. Meeting adjourned at 6:50pm.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview**  
**City Council Regular Meeting Minutes**  
**October 8, 2013 at 7:00 P.M.**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on October 8, 2013 at 7:00 pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, City, Police Chief Schneider, Public Works Director Burgdorf, Librarian Alice Henderson, City Attorney Suhler, Shane Loftus, MariClair Schneider, Mark Scheiber, Marian Burgdorf, Mike Fabel, Missy Lyons, Cindy Rettmann, Sally Lyons, Ed Lyons, Susan Atkinson, Nancy Walch, Robert Carlson, Nick Schneider, Brooke Schneider, Bill Holst, Jeremy Strain, Curt Appel, Joe Atkinson, Eric Bennett, Kay, Rasmussen, Marge Holst, Roy Montgomery, Fred Heaser, Luke Kreofsky, Beth Kreofsky, Augie Schleicher, Rick Hodney, John Smith, Judith Jordan, Eric Heins, Michelle Heins, Mary Rice, Dave Walkes, Beth Haley, Julie Donalson, Mike Johnson, Eric LaBare, Richard Sawyer, Andy Shones, Scott Hubbard, Suzanne Adams, Al Sisson, Tom Feils, Norma Bateman and Ryan Speedling.
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA-** Motion by Boettcher, second by Haley to approve the agenda. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA-** Motion by Goede, second by Jacobs to approve the consent agenda. Unanimously approved.
- A. City Council Minutes
  - B. Bills
  - C. Permits/Licenses/Donations
  - D. Department Head Reports and Board Minutes
- V. PUBLIC HEARINGS**
- A. **Second Reading-Golf Cart Ordinance**-Motion by Boettcher, second by Goede to open the public hearing for the second reading of the Golf Cart Ordinance. Unanimously approved. Motion by Goede, second by Boettcher to change the ordinance to read **driver must be 16 years of age**. Unanimously approved. Motion by Boettcher, second by Jacobs to close the public hearing for the Golf Cart Ordinance. Unanimously approved.
  - B. **First Reading-Winter Parking Ordinance 304-2** – Motion by Boettcher, second by Jacobs to open the public hearing for the first reading of the Winter Parking Ordinance 304.2. Mayor Graves read the proposed ordinance and asked of public comment. There were no comments. Motion by Goede, second by Jacobs to close the public hearing for the Winter Parking Ordinance. Unanimously approved.
- VI. UNFINISHED BUSINESS**
- A. Approve Golf Cart Ordinance – Motion by Boettcher, second by Jacobs to approve the Golf Cart Ordinance, 2013-03 as amended. Unanimously approved.
- VII. NEW BUSINESS**
- A. **Handicap Parking Space-EDA Building on 5<sup>th</sup> Street** – Motion by Boettcher, second by Haley to approve designating a Handicap Accessible Parking Spot on 5<sup>th</sup> Street SW by the EDA Building Stop Sign. Unanimously approved.
  - B. **Handicap Parking Spaces –Community Center on West Broadway**-Motion by Goede, second by Boettcher to approve another Handicap Parking Spot on 4<sup>th</sup> Street NW by the Community Center and to put a moveable and temporary No Parking Sign in the first stall of parking on Broadway, in front of the Community Center so SEMCAC can deliver meals. Unanimously approved.
  - C. **Three Hour Parking Request from Kasten’s Custom Cabinets**-Motion by Boettcher, second by Graves not to approve the three hour parking sign requested by Kasten’s Custom Cabinets. Unanimously agreed.
  - E. **Discuss Public Works Building/Kwik Trip**-Mayor Graves explained the offer from Kwik Trip to the city and also said that this was not approved as the Plainview News had published in August. The offer is \$450,000. \$100,000 for the city lot and \$350,000 as a donation to the city for a new Public Works Building. The cost of a new building would run \$480,000 to \$600,000. Council discussed the condition of the Public Works Building, such as the roof leaking and what it could cost to fix it. The city also does not get any tax roll money from this property. The mayor said he had concerns with safety. There would be a 2<sup>nd</sup> entrance by the church and the entrance and exit on 4<sup>th</sup> Avenue SE. Boettcher said he was looking at the money, jobs and that the Public Works Lot now is not an attractive sight. The mayor opened the meeting for questions concerning Kwik Trip:

Beth Kreofsky asked what happened to the tax money if BP or Haley's went out of business. Boettcher said that as long as they were the owners they were responsible for the taxes.

Fred Heaser asked about the property tax on that amount. City Attorney Suhler said it would take about 2 years before the city would get the tax money if Kwik Trip bought it and put up a new building.

Eric Heins said he had concerns for his 3 children and all the children in Orchard Hills safety with two exits.

The mayor said the city and Kwik Trip have a meeting scheduled for Tuesday, October 15<sup>th</sup> at 9:00am in Rochester at MN DOT. Public Works Director corrected that there is only an entrance off Highway 42 by the church and an entrance and exit on 4<sup>th</sup> Avenue SE.

Mike Johnson said that he lives in Orchard Hills, and was living there when People's State Bank was built. He also brought up the city and the Montgomery's issue with residential and commercial property.

Anton Welke said that he worked for MN DOT and that there was no way that they would allow a turn lane to happen. Safety was also a concern of his.

Roy Montgomery questioned where the city's actual property lines were. Residents would have no back yard. Possibly give residents the property to the fence.

The mayor then asked for council comments on Kwik Trip.

Jacobs said that more information was needed yet and answers from MN DOT.

Haley wanted to know what the perks would be for Kwik Trip being open 24 hours a day and if it was possible council could set times it could be open.

Boettcher said the city could not dictate their hours. He would like to also see plans for the Public Works Building. He also talked about taxable value, other business going out of business, traffic and safety.

Eric Bennett asked what the Public Works Lot appraised value was. It is \$89,000.

Curtis Appel asked if the property had been re-assessed since it was rezoned.

The mayor then said that it is not an easy decision for him to make, there are safety issues and that council would have to decide what was best for the city. He said that people need to understand that this is not a done deal.

The question was asked if the city had ever sold any property in the past? Council had sold a lot to Mike Morath for his Vet Clinic at 50 3<sup>rd</sup> Street NW.

Boettcher said safety was an issue and he wanted to see what MN DOT had to say.

Susan Atkinson asked who was going to be at this meeting with the MN DOT. The mayor said it would be, Kwik Trip, City Engineer and Renee. She also asked if it was open to the public and if there would be minutes from this meeting.

Rick Hodney said that when Kwik Trip was at the August meeting they said they had plans for a 4 million dollar store and that would be massive on the city lot.

**E. Approve Resolution 2013-03 of General Obligation Bond 2013A.**

Motion by Boettcher, second by Jacobs to approve Resolution 2013-03 Providing for the issuance, sale and delivery of \$270,000 General Obligation Utility Revenue Refunding Bonds, Series 2013A. Unanimously approved.

**F. Approve Ambulance Resignation-Motion by Boettcher, second by Jacobs to approve the resignation of Brandon Tice from the Plainview Ambulance Service. Unanimously approved. Mayor Graves asked the City Administrator to send Brandon a thank you for his service.**

**G. Approve Part-Time Police Resignation-Motion by Goede, second by Haley to approve the resignation of Part-Time Police Officer Nathan Barker. Unanimously approved. City Administrator to send thank-you to Nathan for his service.**

**H. Approve Part-Time Hire for Police Department-Motion by Boettcher, second by Haley to approve hiring Leondo Henry as new part-time hire for the Plainview Police Department, contingent upon drug testing and background check. Unanimously approved.**

**VIII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

"The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee's name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address".

None.

**IX. ADJOURN- Motion by Goede, second by Haley to adjourn the meeting. Unanimously approved. Meeting adjourned at 7:56 p.m.**

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Todd Graves/Mayor

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Peg Tentis/Deputy Clerk

**SPECIAL PLAINVIEW CITY COUNCIL MEETING**  
**Tuesday, October 22, 2013 at 5:30 PM**

- I. CALL TO ORDER AND APPROVAL OF AGENDA**– Mayor Graves called the Special City Council Meeting to order on October 22, 2013 at 5:30pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator Mierau, Deputy Clerk Tentis, Police Chief Schneider, Public Works Director Burgdorf and City Librarian Henderson, Chris Eck, MariClair Schneider, Shane Loftus and Joe Atkinson. Motion by Boettcher second by Goede to approve the agenda. Unanimously approved.
- II. PUBLIC HEARINGS**
- A. Second Reading-Winter Parking 304-2-** Motion by Jacobs second by Boettcher to open the Public Hearing for the 2<sup>nd</sup> Reading of the Winter Parking Ordinance 304.2. Unanimously approved. Discussion was held concerning winter parking. Motion by Boettcher, second by Jacobs to close the Public Hearing. Unanimously approved.
- III. NEW BUSINESS**
- A. Approve Winter Parking Ordinance** – Motion by Goede, second by Boettcher to approve Winter Parking Ordinance 304.2. Unanimously approved.
- B. Approve Snow Quotes** – Public Works Director Burgdorf read the Snow Quotes for 2013-14. Bennett & Sons-Trucking \$88.50 per hour and Sand \$12.50 per yard, Plainview Agri-Power-Blowing \$175.00 per hour, minimum of 2 hours, Plainview Lawn & Snow- Plowing of Alleys \$175.00 per snow, City Building Sidewalks will be cleared, City Hall Sidewalks will be salted and sanded as needed and all City Building Lots plowed, 5 vehicles at \$100 per hour each and 4 vehicles at \$90.00 per hour each, Sidewalks in downtown as per the past year. Plainview Lawn and Snow is also requesting to have a written contract with the city. Motion by Goede, second by Boettcher to approve snow quotes for 2013-2014. Unanimously approved. City Administrator will talk to Plainview Lawn and Snow to clarify.
- C. Approve EMT Hire for Ambulance** – Motion by Boettcher, second by Jacobs to approve hiring Jay Olson as an EMT for the Plainview Ambulance Service, contingent upon background check and drug testing. Unanimously approved.
- D. Approve Termination** – Motion by Boettcher, second by Goede to approve the termination of Dolores Bertschinger as part-time Liquor Store Employee effective October, 1<sup>st</sup>, 2013. Unanimously approved.
- E. Discuss Sidewalk Replacement Reimbursement** – Public Works Director Burgdorf explained the Sidewalk Replacement Policy and Reimbursement. City Administrator said that Michael has been checking and marking sidewalks around town that need to be replaced and that the city had received some complaints about it. Mayor Graves said that some towns do no reimbursement. Goede asked how Plainview compared to other cities. City Administrator will put Sidewalk Replacement and Reimbursement on the List Serve to see what other cities do.
- F. Discuss Legal Services** – Flaherty & Hood, P.A. has contacted the city about offering their legal services and would like to meet with City Administration and discuss this. Council is to send Renee any questions they have and she will set up a meeting with the firm.
- G. Approve Maintenance Agreement with Wabasha County** – Motion by Boettcher, second by Haley to approve the Maintenance Agreement between Wabasha County and the City of Plainview. Unanimously approved.
- H. Approve Resolution 2013-04 for State Windrow** – Motion by Boettcher, second by Haley to approve Resolution 2013-04 to Contract with the State of Minnesota to Windrow. Unanimously approved.
- I. Discuss Ambulance Billing Company Contract** – Motion by Goede, second by Jacobs to approve the Ambulance Contract with Expert T Billing. Unanimously approved. City Administrator Mierau said she was pleased with their service.
- J. Approve Wabasha County Fire Department Mutual Aid Agreement** – Motion by Boettcher, second by Haley to approve the Wabasha County Fire Departments Mutual Aid Agreement. Unanimously approved.
- K. Change Order for Fire Station Tuck Pointing** – City Administrator Mierau said she had forgotten to add the work change order for the fire station to the agenda. Mayor Graves said Letter K would be changed to Tuck Pointing and Letter L would be budget. Motion by Boettcher, second by Haley to add the work change order for the fire hall to the agenda as amended. Unanimously approved. Motion by Goede, second by Boettcher to approve change order for tuck pointing at the fire station. Unanimously approved.
- L. Discuss 2014 Budget** – Council discussed items on the 2014 Budget. City Administrator Mierau will re-run proposed numbers and it will be put on the November Agenda.
- IV. ADJOURN-** Motion by Goede, second by Haley to adjourn. Unanimously approved. Meeting adjourned at 6:40pm.

**SPECIAL PLAINVIEW CITY COUNCIL & DEPARTMENT HEAD  
WORK SESSION**

**Tuesday, November 12, 2013 at 6:00 P.M.**

- I. CALL TO ORDER AND APPROVAL OF AGENDA**– Mayor Graves called the Special City Council & Department Work Session to order on November 12, 2013 at 6:00pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator Mierau, Deputy Clerk Tentis, Merlin Schreiber and Shane Loftus. Motion by Goede, second by Jacobs to approve the agenda. Unanimously approved.
- II. CONTINUED DISCUSSION OF 2013/2014 BUDGET**- Council discussed proposed items for the Police Department: Changing Erin Henry’s job description from Administrative Assistant to Executive Supervisor Specialist and changing Police Chief Schneider from a working Police Chief to a salaried position. Also the non-union employees will get a 1.75% cola and a step increase if entitled. City Administrator asked council if they had any more questions on the budget. She also said that she felt comfortable where the city is financially and that the council should let the departments do as they had planned with their budgets. Jacobs asked about resurfacing the Liquor Store Parking Lot. Goede said that Liquor Store Manager Don Hall has quotes for the resurfacing. Boettcher thought that the council should give the EDA and the Community Center the additional amounts of money that they had requested for 2014. Discussion was held about redoing the ice rink. The city had received a donation from KBS toward the rink earlier in the year. City Administrator will check with area cities to see what they use for liners and information on their rinks. Council would like to see the rink up and going for this year/season. City Administrator told council that the city needs to look at redoing the Summer Park & Rec. Program, as numbers have declined drastically in the last couple years and that it was not even held this past summer. Goede said the city should add the climbing wall at the pool, as it had been in the original plans. Jacobs asked that the city redo 4<sup>th</sup> Avenue SE to Highway #42. Mayor Graves discussed putting in the Cross-walk at 4<sup>th</sup> Avenue SE & Highway 42, removing the median on 4<sup>th</sup> Avenue SE, putting in the sidewalks and flashing lights. He also suggested that we check into possible grants for this. City Administrator Mierau said council should think about what their plans would be for relocating public works if they did accept Kwik Trip’s offer for the Public Works Lot. Discussion was held on possible buildings that may available or building a new one. Other items discussed were the ballpark fencing, Sales Tax Monies, purchasing of Tool Cat for Public Works, KBS checking roof on city hall and changes in snow removal. City Administrator Mierau will prepare an updated budget list for approval at the December, 10<sup>th</sup> Council Meeting.
- III. ADJOURN**- Motion by Boettcher, second by Goede to adjourn. Unanimously approved. Meeting adjourned at 6:40pm.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview**  
**City Council Regular Meeting Minutes**  
**Tuesday, November 12, 2013 at 7:00 P.M.**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on Tuesday, November 12, 2013 at 7:00 pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, City, Police Chief Schneider, City Attorney Suhler, Merlin Schreiber, Shane Loftus, Brad Jech, Wade Dumond, Charlie Donaldson, Julie Donaldson, Susan Atkinson, Joe Atkinson, Missy Lyons, Mike Johnson, Nick Schneider, Julie LaBare, Tim Hraska, Roger Ziebell, Mike Fabel, Jeremy Strain, Bill Holst, Mary Rice, Morgan Rice, Paul Bennett, Sally Lyons, Ed Lyons, Mike Lyons, Betsy Graves, Maren Graves, Eric Bennett, Marian Burgdorf, Jean Lyons, Scott Hubbard, Tom Wiener, Curt Appel, Rick Hodney, Beth Haley, Robert Carlson, Kelly Bittner and Cheryl Nymann.
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA-** Motion by Goede, second by Boettcher to approve the agenda. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA-** Motion by Goede, second by Jacobs to approve the consent agenda. Unanimously approved.
- A.** City Council Minutes
  - B.** Bills
  - C.** Permits/Licenses/Donations
  - D.** Department Head Reports and Board Minutes
- V. PUBLIC HEARINGS**
- A. First Reading Ordinance 14-01 Establishing Fees for 2014-**Motion by Boettcher, second by Jacobs to open the public hearing for the first reading of Ordinance 14-01 Establishing Fees for 2014. Unanimously approved. City Administrator Mierau went through the proposed fee changes for 2014. Mayor Graves asked when the last time water rates were increased. He then asked if anyone had any questions concerning the proposed rates. No comments or questions. Motion by Boettcher, second by Goede to close the public hearing for Ordinance 14-01. Unanimously approved.
- VI. UNFINISHED BUSINESS**
- A. Kwik Trip-**Boettcher, Haley and City Engineer Tim Hruska gave an update from the meeting with MN DOT, Kwik Trip and the City of Plainview. Mayor Graves then opened the meeting for comments and questions concerning Kwik Trip.
- Curt Appel asked why Kwik Trip could get a turn lane off of Highway 42, when the Trinity Free Church had been turned down for one. City Engineer Hruska said because it is not a private access such as the church. Appel also said he thinks that Kwik Trip’s offer is a bribe. He has done research on Kwik Trip’s earnings and they can afford to offer the city much more.
- Eric Bennett asked if the city had talked with their city attorney concerning commercial property in a residential area.
- Merlin Schreiber asked council what they would do if someone gave them an envelope with \$350,000 in it. He then said “You don’t look a gift horse in the mouth”.
- Paul Bennett said all the vehicle lights will shine in his house if cars exit off of Highway 42 to go to Kwik Trip. He felt the city should build a Storm Water/Retention Pond as he would rather look at Cat Tails and flowers instead of a Kwik Trip.
- Mike Johnson said if the city votes to sell the Public Works Lot to Kwik Trip and builds a new Public Works Building that the residents would eat the cost of the difference. He also said that the Public Works Building had not been maintained or upgraded as it should have been.
- Curt Appel then asked why the city couldn’t bring this issue up for a city vote. Mayor Graves said that it did not qualify for a public vote.
- Roger Ziebell said that \$100,000 for the lot and \$350,000 to use toward a Public Works Building is a win, win situation. He also said that Kwik Trip had said at a past meeting that they would be coming to Plainview regardless if the City of Plainview sold them the lot or not.
- Mayor Graves then stopped the comments and questions and asked for comments from the council.
- Boettcher said council was elected by some 3,000 citizens. He had put Kwik Trip on Facebook and had also talked with many citizens about it and most everyone was in favor of it coming to Plainview. He also said that safety is a concern of his also. He said that residents have complained for years that they wanted to have that lot cleaned up. With the offer from Kwik Trip the city could put the money toward a new Public Works Building, it would create jobs and the city would get the tax base. It would be the city’s responsibility to put in the crosswalk and lighting.

He also said it is the council's job to help the city grow.

Goede said he agreed with Boettcher, the city needs to expand. He felt that Kwik Trip would be a good opportunity for the city. It would also clean-up the lot by Orchard Hills. He said there has always been a Family Feud between area businesses. He also said that we have had other businesses come to Plainview and no one has questioned them on coming here. He said that Kwik Trips have done well in the area and that other business stay.

Jacobs said that he doesn't have a problem with Kwik Trip. He is concerned about the safety and the 4<sup>th</sup> Avenue SE area and still has questions concerning that.

Council discussed side streets to exit Orchard Hills.

Goede also said that he had sat by the Clinic across from 4<sup>th</sup> Avenue SE and counted 7 cars going before he could get onto Highway 42 and also went to Cenex/High Plains and that 23 cars had went before he could get out onto the highway there.

Haley had no comment.

Motion by Boettcher, second by Goede to approve the sale of the Public Works Lot to Kwik Trip pending the city attorney reviewing the purchase agreement. Voting in favor: Boettcher, Goede and Graves, voting against: Jacobs and Haley. Motion passed by a 3-2 vote.

## VII. NEW BUSINESS

- A. **Approve Special Assessments to be Filed With County**– Motion by Goede, second by Boettcher to approve the special assessments to be sent to the county. Unanimously approved.
- B. **Approve Liquor License Renewal**-Motion by Boettcher, second by Jacobs to approve the Liquor License Renewal for Kim's Saloon. All necessary paperwork and fees have been provided. Unanimously approved.
- C. **Street Closing-Older Fashioned Christmas**-Motion by Boettcher, second by Jacobs to approve closing the 300 and 400 blocks of 3<sup>rd</sup> Avenue SW from 1:00-9:00pm on December 7, 2013 for the Lights for Life Luminary Display at the Older Fashioned Christmas. Unanimously approved.
- D. **Plainview-Elgin Sanitary Sewer District-Re-Appointment of Board Member**- Motion by Goede, second by Boettcher to re-approve LaVerne Boyd to the Plainview-Elgin Sanitary Sewer Board. Unanimously approved. Graves, Goede and Boettcher will represent the council at the Elgin City Council Meeting on Wednesday, November 20<sup>th</sup> at 7:00pm.
- E. **Approve Library Maintenance Agreement**- Motion by Boettcher, second by Jacobs to approve the Library Lawn Care Contract for the 2014 Season with Adam's Lawn Care Services. Unanimously approved.
- F. **Approve Library Cleaning Proposal**-Motion by Boettcher, second by Jacobs to approve Library Cleaning Contract to Tom's Lawn and Cleaning Service. Unanimously approved.

## VIII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS

"The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee's name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address".

None.

- IX. **ADJOURN**- Motion by Boettcher, second by Jacobs to adjourn the meeting. Unanimously approved. Meeting adjourned at 7:35 p.m.

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Todd Graves/Mayor

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Peg Tentis/Deputy Clerk

**SPECIAL PLAINVIEW CITY COUNCIL &  
TRUTH IN TAXATION HEARING  
Tuesday, December 10, 2013 at 6:00 P.M.**

- I. CALL TO ORDER AND APPROVAL OF AGENDA**– Mayor Graves called the Special City Council & Truth in Taxation Hearing order on December 1, 2013 at 6:00pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator Mierau, Deputy Clerk Tentis, Police Chief Schneider, Public Works Director Burgdorf, City Attorney Suhler, Cheryl Nymann, and MariClair Schneider. Motion by Goede, second by Jacobs to approve the agenda. Unanimously approved.
- II. 2014 TRUTH IN TAXATION HEARING** (General information about 2014 Budget) There were no comments or questions concerning the 2014 Truth in Taxation.
- III. ADJOURN**- Motion by Boettcher, second by Jacobs to adjourn. Unanimously approved. Meeting adjourned at 6:02pm.

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Todd Graves, Mayor

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Peg Tentis/Deputy Clerk

**City of Plainview**  
**City Council Regular Meeting Minutes**  
**Tuesday, December 10, 2013 at 7:00 P.M.**

- I. CALL TO ORDER** – Mayor Graves called the meeting to order on Tuesday, December 10, 2013 at 7:00 pm. Present: Goede, Boettcher, Haley and Jacobs. Also Present: City Administrator/Clerk Mierau, Deputy Clerk Tentis, City, Police Chief Schneider, Public Works Director, City Attorney Suhler, Fire Chief Jacobs, Cheryl Nymann, MariClair Schneider, Tim Hruska, Val Graner-Wolf, Judith Jordan, Shane Loftus and Joe Atkinson,
- II. PLEDGE OF ALLEGIANCE**
- III. APPROVAL OF AGENDA-** Motion by Goede, second by Boettcher to approve the agenda. Unanimously approved.
- IV. APPROVAL OF CONSENT AGENDA-** Motion by Goede, second by Jacobs to approve the consent agenda. Unanimously approved.
- A.** City Council Minutes
  - B.** Bills
  - C.** Permits/Licenses/Donations
  - D.** Department Head Reports and Board Minutes
- V. PUBLIC HEARINGS**
- A. Second Reading Ordinance 14-01 Establishing Fees for 2014-**Motion by Goede, second by Haley to open the public hearing for the second reading of Ordinance 14-01 Establishing Fees for 2014. Unanimously approved. Mayor Graves asked if anyone had any questions or comments concerning the proposed rates. Public Works Director Burgdorf said he wasn't aware of the changes for the proposed 2014 Cemetery Fees and said they had been put out for bids in the past. Council discussed proposed fees. Motion by Jacobs, second by Haley to close the public hearing at 6:06 pm. Unanimously approved.
- VI. UNFINISHED BUSINESS**
- A. Approve 2014 Budget-**Motion by Boettcher, second by Jacobs to approve the 2014 Budget. Unanimously approved.
  - B. Approve Change Order for Fire Station-**Motion by Boettcher, second by Haley to approve the change order for the fire hall with A.J.Spanjers Co., Inc. in the amount of \$1,200.00. Unanimously approved.
- VII. NEW BUSINESS**
- A. Approve Final 2013 Levy Resolution 13.05–** Motion by Goede, second by Boettcher to approve Resolution 13-05 Approving the Final 2013 Tax Levy. Unanimously approved.
  - B. Approve 2014 Cigarette Licenses-**Motion by Boettcher, second by Jacobs to approve the 2014 Tobacco Licenses to: Lyon's Oil and High Plains Convenience Store. All necessary paperwork and fees have been provided. Unanimously approved.
  - C. Approve 2014 Refuse Licenses-**Motion by Boettcher, second by Haley to approve the 2014 Refuse Collector Licenses to: Advanced Disposal, Lake City Disposal, Waste Management and Rommel Rubbish. All necessary paperwork and fees have been provided. Unanimously approved.
  - D. Approve Ambulance Resignation** Motion Boettcher, second Jacobs to approve the resignation of Scott Mosher from the Plainview Ambulance. Unanimously approved.
  - E. Approve Library Board Members-** Motion by Goede, second by Jacobs to approve the Library Board Members: Maria Delgado, Youlonda Loechler and Linda Monahan. Unanimously approved.
  - F. Approve Fire Department Resignations-**Motion by Boettcher, second by Jacobs to approve resignations from the Plainview Fire Department from: Kenneth Eversman (32 years), Steve Sawyer (21 years) and Tim Stelow (10 years). The council wished to thank them for their years of service. Unanimously approved.
  - G. Approve Fire Department Designations-** Motion by Goede, second by Jacobs to approve the 2014 Fire Department Designations. Unanimously approved.

- H. Approve Auditor Engagement Letter-**City Administrator Mierau explained what the auditor engagement letter was and that the city auditors had changed their business name. Motion by Boettcher, second by Jacobs to approve 2014 Auditor Engagement Letter with Hawkins Ash CPA'S. Unanimously approved.
- I. Discuss Signs for Alley-** Kevin Kreofsky of KBS had submitted a request for the city to get signs for the alley behind BP for temporarily blocking that alley when trucks load and unload there. Motion by Boettcher, second by Haley to approve such signs for the alley. Unanimously approved.
- J. Approve Ordinance 14-01 Establishing Fees for 2014-** Motion by Boettcher, second by Jacobs to approve Ordinance 2014-01 Establishing Fees for 2014. Unanimously approved.
- K. Insurance Tort Limits-** Motion by Goede, second by Haley to approve the city not waiving the monetary limits on the municipal tort liability established by MN Statute 466.04. Unanimously approved.
- L. Approve Architect Proposal-** Motion by Boettcher, second by Goede to approve the Architectural Proposal with OWA Architects. Unanimously approved.
- M. Approve New Hires for Fire Department-** Motion by Boettcher, second by Haley to approve the following new hires to the Fire Department contingent upon background and drug testing: Matt Davidson, Chad Getschmann and Eric Heins. Unanimously approved.

### **VIII. PRESENTATION OF COMMUNITY PETITIONS/GUESTS**

“The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City Business and must adhere to Data Privacy Rules, no employee’s name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. At this time, we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address”.

Val Schmidt-Wolf said she had just learned that evening about the proposal for a new Public Works and Ambulance Building. She said the proposed sight would be more than the 4 minute response time. She asked council to look at the options. She also said that the ambulance crew works hard even though they are known as the “Bad Children of Plainview”. She said she is disappointed in the council with communication on this and is also angry.

Cheryl Nymann- Asked what the cost was again for the proposed Public Works & Ambulance Building. She said it would be 7 blocks to the new location and that could make a difference in saving someone’s life. She inquired if council had thought about moving the Police Department? She also brought up the Rochester Sales Tax Money, saying she was getting asked questions concerning the money, when the next meeting would be about the money and if the city had received any of the money yet. Goede asked her what kind of questions she was being asked. Mayor Graves said that no action had been taken with any of the money, that the city was on no time frame and the only thing required from the city is they have to submit a report to the City of Rochester on how the money is used. Goede then said moving the Police Department had been discussed. Public Works Director Burgdorf said that the Police Department needed to be centrally located. Mierau then said that nothing had been set yet for any of the buildings, it has to be the council’s decision and it was only a proposal for tonight’s council meeting. Haley said this was the first time he had heard about such a proposal. Goede said that council needed to get started on this.

Herb Wurst- Said he would like to apologize to Renee for not getting back to her about selling their building. He said at the time they weren’t going to sell, but are now interested in talking with the city about it. He also said he had talked to a council person about it. Boettcher and Goede will meet with the Wurst’s about the property.

- IX. ADJOURN-** Motion by Boettcher, second by Haley to adjourn the meeting. Unanimously approved. Meeting adjourned at 7:16 p.m.