

**CITY COUNCIL AGENDA**

September 20, 2018

**Tuesday, September 25, 2018**

**5:00 p.m.**

**Pelican Rapids Fire Hall, 200 S Broadway**

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1. Call to Order
  - a) Roll Call of Members
  - b) Welcoming Remarks
  - c) Announcements
  - d) Pledge of Allegiance
2. Citizen's Comments. *Please limit comments to 3 minutes per person. Items brought before the Council will be referred for consideration. Council may ask questions for clarification or explanation, but no council action or discussion will be held on these items.*
3. Additions / Deletions to Agenda (*City Council or City Staff Only*)
4. Approval of Consent Agenda. *The following are non-controversial items intended to be approved with one motion, without discussion. If a council member, staff, or member of the public would like to discuss an item(s), please ask that it be removed and it will be placed elsewhere on the agenda.*
  - a) Approval of Council Minutes – 9/11/18
  - b) Approval of Accounts Payable Listing
  - c) Utility Report – People Service
  - d) Liquor Store Report
  - e) Financial Report
5. 423 Ridgecrest Assessment Deferral Consideration
6. Otter Tail County T21 Ordinance
7. 2018 Legislative Update – Senator Bill Ingebrigtsen
8. Dedicated Street at End of 3<sup>rd</sup> St. NW
9. Transient Merchant Ordinance
10. Consider MMBA Resolution
11. Historic City Hall/ Chamber
12. 2019 General Fund Budget
13. City Hall Project Pay Request #5 Minko Construction - \$86,657.00
14. Leiter Property
15. League of MN Additional Services

At This Point the Council Meeting Will be Closed to the Public.

The Following Items will be Discussed.

A. WWTF Gridor Construction

16. Adjourn



## CITY OF PELICAN RAPIDS COUNCIL MEETING MINUTES – 09-25-18

Motion by Foster, seconded by Ballard to acquire by dedication from the developers of Unique Addition the easement so that Ms. Parrish will be able to access her backlot. Motion passed unanimously.

Nicki Stetz, Pelican Rapids Area Chamber of Commerce Board Member, explained to Council they are unable to keep the doors of Historic City Hall (HCH) open due to staffing issues. They aren't able to follow the agreement they have had with the City since 2004. The Chamber is willing to pay a small amount to use the office upstairs, but they understand if they need to vacate too. Council felt they should form a committee to look into this more thoroughly. Some options that they are going to look into are, selling, leasing, keeping it open or moving it up to City Hall. Wayne Runnigen, Dawn Finn, Curt Markgraf, someone from the Chamber and a Park Board Member will be on the committee. Motion by Markgraf, seconded by Foster to appoint Wayne Runnigen, Dawn Finn, a Chamber Member, a Park Board Member and Curt Markgraf to report back to Council by the end of November on their findings. Motion passed unanimously.

Austin Leiter, 40134 Maplewood Drive, at the previous meeting explained how upset he was with the amount of the assessment he received for his piece of property that runs along Maplewood Drive. Council sympathized but since this issue was not brought up at the final assessment hearing, it would not be fair to other property owners in the city.

Administrator Solga, Council Members Markgraf and Foster got together to go over the final items that needed to be addressed before passing the Ordinance. Council Member Foster stated that they tried to be as advantageous to the citizens as possible. Motion by Foster, seconded by Strand to adopt **ORDINANCE NO. 2018-02; AN ORDINANCE AMENDING CITY CODE CHAPTER FIVE, MUNICIPAL REGULATION AND LICENSING, PART 8. PEDDLERS, SOLICITORS, TRANSIENT MERCHANTS.** (A complete text of this Ordinance is part of permanent public record in the City Clerk's Office.) Motion passed unanimously and ordinance declared duly adopted and in full force upon publication.

Council considered opposing the sale of intoxicating liquor by grocery and convenience stores. This was requested by the Minnesota Municipal Beverage Association (MMBA). Motion by Foster, seconded by Strand to write up a draft resolution to support the MMBA. Motion passed unanimously.

Council discussed adding the operating expenses for Historic City Hall (HCH) to the 2019 Proposed General Budget while the HCH committee meets. Motion by Markgraf, seconded by Foster to approve the General Fund Budget Levy in the amount of \$709,055 and the Special Levy in the amount of \$189,000. Motion passed unanimously.

The meeting to certify the proposed levy will be on 12-11-18, 6:00 p.m., Council Chambers, City Hall. Motion passed unanimously.

Motion by Foster, seconded by Markgraf to approve City Hall Project No. 85 Pay Request No. 5 for MinKo Construction, Inc. in the amount of \$86,657.00. Motion passed unanimously.

Administrator Solga will schedule with the League of Minnesota Cities (LMC) a training session on November 15, 2018 from 3:00 p.m. to 6:00 p.m.

**CITY OF PELICAN RAPIDS COUNCIL MEETING MINUTES – 09-25-18**

Mayor Frazier read the following statement:

“When balancing the purposes of the attorney-client privilege with regard to the City Council openly discussing the strategies involved with regard to the disputes involving Gridor Construction, Inc. and/or the impact of said disputes, and the responses and actions to be taken by the City in relation to said disputes, as they relate to the Wastewater Treatment Facility Project worked on by Gridor Construction, Inc., such open discussions of the City Council outweigh the purpose of the open meeting law, and, therefore, demonstrates the need for absolute confidentiality.”

“The Council must actually communicate with its attorney at the closed meeting.”

“The meeting will now be closed so that the City Council of the City of Pelican Rapids, Minnesota, and its attorney, may discuss matters related to its disputes and claims with regard to the Wastewater Treatment Facility Project involving Contractor Gridor Construction, Inc. and the grounds permitting said closed meeting are based on the attorney-client privilege contemplated in Minnesota Statutes section 13D.05, subd. 3(b). I will now entertain a motion to close this portion of the meeting.”

Motion by Ballard, seconded by Markgraf to close the meeting. Motion passed unanimously.

“The time is 7:58 p.m. The City Council will now go into a closed session.”

“Only the City Council and authorized City representatives may be in attendance at any portion of the closed session.”

“Following a closed meeting, the City Council meeting is now open. The time is 8:40 p.m.”

Motion by Markgraf, seconded by Ballard to adjourn the City Council meeting at 8:40 p.m.  
Motion passed unanimously.



Danielle Heaton  
Clerk-Treasurer