

**APPROVED MINUTES
OF THE CITY COUNCIL
CITY OF EAST GRAND FORKS
TUESDAY, MAY 7, 2013 - 5:00 P.M.**

CALL TO ORDER:

The Regular Meeting of the East Grand Forks City Council for May 7, 2013 was called to order by Council President Craig Buckalew at 5:06 P.M.

CALL OF ROLL:

On a Call of Roll the following members of the East Grand Forks City Council were present: Mayor Lynn Stauss, Council President Craig Buckalew, Council Vice President Greg Leigh, Council Members Clarence Vetter, Ron Vonasek, Henry Tweten, Mark Olstad, and Chad Grassel.

Karla Anderson, Finance Director; Brad Bail, City Engineer; Dan Boyce, Water & Light Manager; Nancy Ellis, City Planner; Ron Galstad, City Attorney; Charlotte Helgeson, Library Director; Scott Huizenga, City Administrator; Gary Larson, Fire Chief; Michelle Manias, Police Sergeant; Megan Nelson, Executive Assistant; Jim Richter, EDHA Director; and Jason Stordahl, Public Works Director.

DETERMINATION OF QUORUM:

The Council President Determined a Quorum was present

PLEDGE OF ALLEGIANCE:

OPEN FORUM:

“An opportunity for members of the public to address the City Council on items not on the current Agenda. Items requiring Council action maybe deferred to staff or Boards and Commissions for research and future Council Agendas if appropriate.” If you would like to address the City Council, please come up to the podium to do so.”

Karl Lindquist, 804 Central Ave NE, commented on how Mr. Huizenga is leaving and how he is sorry to see him go. Mr. Lindquist told the council something needs to be done while the council looks for a full time city administrator. He said he would be throwing his hat in the ring to be a part time interim city administrator until a new full time city administrator was hired. Mr. Lindquist gave a brief summary of his qualifications and why he feels he would be a good candidate for this position if the council so chooses. Some members of council voiced their support behind the idea of hiring Mr. Lindquist as interim city administrator.

APPROVAL OF MINUTES:

1. Consider approving the minutes of the “Regular Meeting” for the East Grand Forks, Minnesota City Council of April 16, 2013.

2. Consider approving the minutes of the “Work Session” for the East Grand Forks, Minnesota City Council of April 23, 2013.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER OLSTAD, TO APPROVE ITEM ONE (1) THROUGH TWO (2).

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

SCHEDULED BID LETTINGS: NONE

SCHEDULED PUBLIC HEARINGS: NONE

CONSENT AGENDA:

Items under the “Consent Agenda” will be adopted with one motion; however, council members may request individual items to be pulled from the consent agenda for discussion and action if they choose.

3. Consider adopting Resolution No. 13-05-46 declaring that the City of East Grand Forks acts as the legal sponsor for an application for the FY 2013/2014 funding to the State of Minnesota Department of Natural Resources for the trail maintenance of snowmobile trails managed by the Red River Snowmobile Club.
4. Consider approving a temporary liquor license application for the American Legion for June 20, 2013 for Business After Hours in the Hugo’s Parking Lot.
5. Consider approving the following “Off Sale” Non-Intoxicating Malt Liquor License Applicant:
 - a. East Side Travel Plaza located at 607 Gateway Drive NE, East Grand Forks, MN 56721.
6. Consider approving the following “Off Sale” Weekday Liquor License Applicant Renewals:
 - a. Hugo’s Wine & Spirits located at 310 14th St NE, East Grand Forks, MN 56721.
 - b. Pop’s Liquor located at 122 4th St NE, East Grand Forks, MN 56721
7. Consider approving the following “On Sale Weekday & Sunday” Liquor License Applicant Renewals:
 - a. Mike’s Pizza & Pub located at 411 2nd St NW, East Grand Forks, MN 56721
 - b. Blue Moose Bar & Grill located at 507 2nd St NW, East Grand Forks, MN 56721
 - c. Dacotah Aerie, Eagles #350, located at 227 10th St NW/PO Box 482, East Grand Forks, MN 56721.
 - d. Valley Golf Association located at 2407 River Road NW, East Grand Forks, MN 56721.
 - e. VFW #3817 located at 312 Demers Ave, East Grand Forks, MN 56721.
 - f. Mamma Maria’s located at 211 Demers Ave Suite 16, East Grand Forks, MN 56721

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER VONASEK, TO ADOPT ITEMS THREE (3) THROUGH SEVEN (7).

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

ACKNOWLEDGE RECEIPT OF REPORTS OF OFFICERS, BOARDS, AND COMMISSIONS:

8. Regular meeting minutes of the Water, Light, Power, and Building Commission for April 4, 2013.

9. Regular meeting minutes of the Resurrection Cemetery Commission Meeting for May 1, 2013.

COMMUNICATIONS:

10. Acknowledge the hiring of Justin Kitzberger as a Patrol Officer for the Police Department with effective start date of May 6, 2013.

Mr. Kitzberger thanked the council for the opportunity and said he hopes to make them proud. Council President Buckalew welcomed Mr. Kitzberger to the city.

11. Acknowledge the resignation of Scott Huizenga as City Administrator effective May 31, 2013.

Mayor Stauss presented Mr. Huizenga with a plaque while thanking him for all of his hard work that has been much appreciated. The mayor wished him and his family the best and to try and keep in touch. Mr. Huizenga thanked the mayor and council for taking a chance on him when he was first hired. He said what a tremendous learning experience he has had from being the city administrator and how much that helped him grow professionally. He also thanked the staff for all of their hard work.

OLD BUSINESS:

12. Consider adopting Ordinance No. 9 4th Series Repealing and Amending Certain Sections of the City Code Dealing with Sexually Oriented Businesses and Adult Uses. (2nd Reading)

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER GRASSEL, ADOPTING ORDINANCE NO. 9 4th SERIES REPEALING AND AMENDING CERTAIN SECTIONS OF THE CITY CODE DEALING WITH SEXUALLY ORIENTED BUSINESSES AND ADULT USES. (2nd READING)

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

13. Consider adopting Ordinance No. 10 4th Series Placing Temporary Location Requirements on Sexually Oriented Businesses in the City and Directing a Study to Be Conducted. (2nd Reading)

A MOTION WAS MADE BY COUNCIL MEMBER OLSTAD, SECONDED BY COUNCIL MEMBER VETTER, ADOPTING ORDINANCE NO. 10 4th SERIES PLACING TEMPORARY LOCATION REQUIREMENTS ON SEXUALLY ORIENTED BUSINESSES IN THE CITY AND DIRECTING A STUDY TO BE CONDUCTED. (2nd READING).

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

NEW BUSINESS:

14. Consider adopting the Rental Structure for arenas and items available from the Parks Department.

A MOTION WAS MADE BY COUNCIL MEMBER TWETEN, SECONDED BY COUNCIL MEMBER GRASSEL, ADOPTING THE RENTAL STRUCTURE FOR ARENAS AND ITEMS AVAILABLE FROM THE PARKS DEPARTMENT.

Council member Vetter asked to have a clarification regarding what a non-profit group would be charged holding a profit event. Mr. Galstad stated that any non-profit group that was going to have a fundraiser or a type of event that would help them raise funds would still be charged the non-profit price according to the rental structure of the Park and Recreation Department. Council member Vetter asked that the minutes reflect this clarification.

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

15. Consider adopting Resolution No. 13-05-47 opposing new total phosphorus restrictions in the Red River basin.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER TWETEN, ADOPTING RESOLUTION NO. 13-05-47 OPPOSING NEW TOTAL PHOSPHORUS RESTRICTIONS IN THE RED RIVER BASIN.

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

16. Consider approving Ordinance Summaries for publication in the newspaper.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER VONASEK, APPROVING ORDINANCE SUMMARIES FOR PUBLICATION IN THE NEWSPAPER.

Mr. Galstad informed the council there is a Minnesota statute that will allow cities to publish summaries of ordinances as long as they follow the guidelines listed in the statute since some of these ordinances would be very expensive to publish. He also told the council the summaries have to be approved by unanimous vote.

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

CLAIMS:

17. Consider adopting Resolution No. 13-05-48 authorizing the City of East Grand Forks to approve

purchases from Hardware Hank the goods referenced in check numbers 15679 for a total of \$1167.51 whereas Council Member Buckalew is personally interested financially in the contract.

A MOTION WAS MADE BY COUNCIL MEMBER GRASSEL, SECONDED BY COUNCIL MEMBER OLSAD, ADOPTING RESOLUTION NO. 13-05-48 AUTHORIZING THE CITY OF EAST GRAND FORKS TO APPROVE PURCHASES FROM HARDWARE HANK THE GOODS REFERENCED IN CHECK NUMBERS 15679 FOR A TOTAL OF \$1167.51 WHEREAS COUNCIL MEMBER BUCKALEW IS PERSONALLY INTERESTED FINANCIALLY IN THE CONTRACT.

Voting Aye: Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

Abstain: Buckalew

18. Consider authorizing the City Administrator/Clerk-Treasurer to issue payment of recommended bills and payroll.

A MOTION WAS MADE BY COUNCIL MEMBER TWETEN, SECONDED BY COUNCIL MEMBER GRASSEL, TO AUTHORIZE THE CITY ADMINISTRATOR/CLERK-TREASURER TO ISSUE PAYMENT OF RECOMMENDED BILLS AND PAYROLL.

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

COUNCIL/STAFF REPORTS:

Mayor Stauss told the council he had an interview recently and it two things came out of it that he didn't appreciate. He was asked about the feud he was having the Council President Buckalew and why he was anti-Grand Forks. He stated there is not a feud but being on council, people can have disagreements. Also he stated he was not anti-Grand Forks but that if possible he would like to try and keep funds coming to the city instead of Grand Forks to help East Grand Forks grow. He said the council needs to look at facts and get more opinions since they have some time to make a decision so it is the best deal for the taxpayer.

Council Member Vetter told the council he was frustrated after the waste water meeting the night before since nothing was accomplished. He asked for the council to meet and have a discussion to narrow down the options so they are able to move forward. He said staff could be present but council needs to run the discussion to everyone has a chance to give their opinion.

Council Member Vonasek agreed with the idea of council having a discussion so they would be able to move forward with future of waste water treatment.

Council Member Buckalew commented how Mr. Huizenga was always prepared and helped him prepare for meetings; he could always be counted on. He continued by saying Mr. Huizenga will be greatly missed. Also he would also like a waste water discussion that included everyone with lots of details about the choices in a neighborly fashion.

Council Member Tweten told Mr. Huizenga to be prepared for challenges but he knows that he will do a

good job. Council member Tweten asked to send a letter to the UND President thanking the students for the excellent job they did during the spring clean-up day.

Council Member Olstad thanked Scott for being patient and helping him with questions

Council Member Grassel thanked Mr. Huizenga for getting him acclimated to being on council and wished him good luck.

Engineer Bail told Mr. Huizenga good luck with his future.

ADJOURN:

A MOTION WAS MADE BY COUNCIL MEMBER OLSTAD, SECONDED BY COUNCIL MEMBER VETTER, TO ADJOURN THE MAY 7, 2013 COUNCIL MEETING OF THE EAST GRAND FORKS, MINNESOTA CITY COUNCIL AT 5:38 P.M.

Voting Aye: Buckalew, Tweten, Olstad, Leigh, Grassel, Vetter, and Vonasek.

Voting Nay: None.

Karl Lindquist, Interim City Administrator