AGENDA
CITY COUNCIL
CITY OF EAST GRAND FORKS
May 4, 2010
5:00 P.M.

CALL TO ORDER:

CALL OF ROLL:

DETERMINATION OF A QUORUM:

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."

Presentation of the Minnesota Chiefs of Police Association Citizen's Valor Award
to Mr. Steve Rand - Chief Hedlund.

APPROVAL OF MINUTES:

1. Consider approving the minutes of the "Regular Meeting" for the East Grand Forks, Minnesota City Council of April 20, 2010.

2. Consider approving the minutes of the "Work Session" for the East Grand Forks, Minnesota City Council of April 27, 2010.

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 10-05-50 recommending to the Technical Advisory Committee and to the full MPO Board of Directors to reverse the funding order of the City's 2011 and 2012 Transportation Enhancement Projects.

4. Consider adopting Resolution 10-05-51 approving the petition to the state for variance from state procurement rules in regard to the Park Road Access Road.

ACKNOWLEDGE RECEIPT OF REPORTS OF OFFICERS, BOARDS AND COMMISSIONS:

5. Minutes of the Water, Light, Power and Building Commission for March 18, 2010.

6. Minutes of the Water, Light, Power and Building Commission for April 1, 2010.

7. Minutes of the closed meeting of the Water, Light, Power and Building Commission for April 1, 2010.

8. Minutes of the Resurrection Cemetery Commission Meeting for April 22, 2010.

COMMUNICATIONS: NONE.

OLD BUSINESS: NONE.

NEW BUSINESS:

9. Consider adopting Resolution 10-05-52 approving the Planning and Zoning Commission to recommend an ordinance that includes sidewalk construction in all new developments within the City.

10. Consider adopting Resolution 10-05-53 to approve the filing of plans and specifications and ordering advertisement for bids for 2010 City Project No.2 – Sidewalk (SRTS).

11. Consider adopting Resolution 10-05-54 to approve the filing of plans and specifications and ordering advertisement for bids for 2010 City Project No.4 – Sanitary Sewer Improvements.

12. Consider adopting Resolution 10-05-55 to approve the filing of plans and specifications and ordering advertisement for bids for 2010 City Project No.6 – Intersection Improvements (1st St SE/3rd Ave SE).

13. Consider adopting Resolution 10-05-56 to approve the filing of plans and specifications and ordering advertisement for bids for 2010 City Project No.7 – Campground Improvements.

14. Consider adopting Resolution 10-05-57 to approve the filing of plans and specifications and ordering advertisement for bids 2010 Assessment Job No.1 – Paving – Laurel Drive.

15. Consider adopting Resolution 10-05-58 to increase the speed limit of River Road to 35 mph from 5th Ave NW to 17th Ave NW.

16. Consider approving Resolution 10-05-59 approving the donation of $1,000.00 for the 125th Anniversary of the City of East Grand Forks from the VFW Post 3817.

CLAIMS:

17. Consider adopting Resolution No. 10-05-60 authorizing the City of East Grand Forks to approve purchases from Hardware Hank the goods referenced in check number 6134 for a total of $491.76 whereas Council Member Buckalew is personally interested financially in the contract.

18. Consider adopting Resolution No. 10-05-61 authorizing the City of East Grand Forks to approve purchases from Bert's Truck Equipment for the goods referenced in check number 6100 for a total of $21.38 whereas Council Member Gregoire is personally interested financially in the contract.

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

ADJOURN:

Upcoming Meetings:

Work Session – May 11, 2010 – 5:00 PM – Training Room

Regular Meeting – May 18, 2010 – 5:00 PM – Council Chambers

Work Session – May 25, 2010 – 5:00 PM – Training Room

UNAPPROVED
MINUTES
OF THE
EAST GRAND FORKS
CITY COUNCIL
TUESDAY, APRIL 20, 2010 – 5:00 PM

CALL TO ORDER:

The Regular Meeting of the East Grand Forks City Council for April 20, 2010 was called to order by Council President Dick Grassel at 5:00 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 Dick Grassel, Council Vice President Henry Tweten, Council Member Marc Demers, Craig Buckalew (5:03 pm), Wayne Gregoire, Mike Pokrzywinski, and Greg Leigh (5:03 pm).

STAFF PRESENT:

Dave Aker, Parks & Recreation Superintendent; Greg Boppre, City Engineer; Dan Boyce, Water & Light Manager; Nancy Ellis, Planning & Zoning; Michelle French, Executive Assistant; Ron Galstad, City Attorney; Randy Gust, Fire Chief; Charlotte Helgeson, Library Director; Scott Huizenga, City Administrator; Jim Richter, EDHA Director; and John Wachter, Public Works Superintendent.

DETERMINATION OF A 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.

Mark Poolman, 2324 Pebble Beach Rd, wanted to know how the sewer backup happened and how it will be prevented in the future. Mr. Huizenga stated that the City is unsure how the casting came off. Mr. Wachter announced that the area is farmed and will not be in the future. The City will level the land and raise the manhole cover to try to prevent future backup. Mr. Boppre informed City Council that this infrastructure was put in place in 2004 and this was the first problem that has occurred.

APPROVAL OF MINUTES:

1. Consider approving the minutes of the "Regular Meeting" for the East Grand Forks, Minnesota City Council of April 6, 2010.

2. Consider approving the minutes of the "Work Session" for the East Grand Forks, Minnesota City Council of April 13, 2010.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER GREGOIRE, TO APPROVE ITEMS ONE (1) AND TWO (2) AS SUBMITTED.

Voting Aye: *Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, DeMers, and Grassel.*
Voting Nay: *None.*

SCHEDULED BID LETTINGS:

3. Consider adopting Resolution No. 10-04-44 a Resolution accepting and awarding bid for improvement for "2009 Assessment Job No. 2 – Paving – 17th Ave. SE" to Opp Construction for a base bid price of $237,787.60 and total base bid plus alternate bid price of $270,688.80.

A MOTION WAS MADE BY COUNCIL MEMBER TWETEN, SECONDED BY COUNCIL MEMBER BUCKALEW, TO ADOPT RESOLUTION NO. 10-04-44 A RESOLUTION ACCEPTING AND AWARDING BID FOR IMPROVEMENT FOR "2009 ASSESSMENT JOB NO. 2 – PAVING – 17TH AVE. SE" TO OPP CONSTRUCTION FOR A BASE BID PRICE OF $237,787.60 AND TOTAL BASE BID PLUS ALTERNATE BID PRICE OF $270,688.80.

Council Member Leigh asked what side the sidewalk was going to be located. Mr. Boppre announced that they are voting on the sidewalk to be placed on the left side of the road due to the elevation and drainage issues if it were placed on the other side.

Voting Aye: *Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, and Grassel.*
Voting Nay: *None.*
Abstain: *DeMers.*

SCHEDULED PUBLIC HEARINGS:

4. Public Hearing to adopt Resolution No. 10-04-45 a Resolution to consider the Enterprise Zone tax credits for 2010.

A MOTION WAS MADE BY COUNCIL MEMBER BUCKALEW, SECONDED BY COUNCIL MEMBER LEIGH, TO CLOSE THE PUBLIC HEARING AND ADOPT RESOLUTION NO. 10-04-45 A RESOLUTION TO CONSIDER THE ENTERPRISE ZONE TAX CREDITS FOR 2010.

Voting Aye: *Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, DeMers, and Grassel.*
Voting Nay: *None.*

5. . Public Hearing for "2010 Assessment Job No. 1 - Paving" – Point of Woods 5th Addition.

A MOTION WAS MADE BY COUNCIL MEMBER TWETEN, SECONDED BY COUNCIL MEMBER LEIGH, TO CLOSE THE PUBLIC HEARING FOR "2010 ASSESSMENT JOB NO. 1 - PAVING" – POINT OF WOODS 5TH ADDITION.

Mr. Boppre announced that the City received a petition with 8 signatures totaling 39.7% to pave Laurel Dr. SE. He stated that the State Statute requires 35% of signatures. Bob Peabody stated that he is not opposed to paving; he just can't afford to pay assessments and taxes on property not sold so therefore he will need to forfeit some property. Mr. Peabody stated that if two lots are issued building permits or hold off one more year, whichever comes first, then go ahead and pave the street.

Phil Knutson, 1321 Laurel Drive SE, stated that he started the petition two years ago and has the required signatures. Council Vice President Tweten announced that the petition complies with the law so therefore we should pave. Council Member Leigh sympathized on the situation but lots are not selling. The golf course is a prime example, the City is stuck with assessments and with budget cuts the City will need to look at cutting services.

Ben Moen, 1512 Laurel Dr SE, expressed his concern of mud on the roads and the covenants when you purchase a lot you must purchase materials from Lumber Mart. He stated that if you need to sell a lot, he will sell his current house and consider a lot sold.

Discussion occurred regarding the other entrance. Ms Ellis stated that this is a dedicated cart-way used for public use and should not be blocked off. Mayor Stauss stated that the City has policies and the petition met the requirements however he understands from a developer side as well. The City is already taking a hit on the golf course lots. Council Vice President Tweten recommended a 20 year assessment.

Mike Bergeron, 1324 Laurel Dr. SE, stated that he was told that in the spring or summer of 2009 this area would be paved, a developer must be prepared to take risks. Council Member Buckalew announced that the City needs to look at the process because he doesn't like to be the one to make this decision. Council Member Pokrzywinski informed City Council that Mr. Peabody would be in direct competition with the City on development.

Steve Emery, 1524 Laurel Dr. SE, informed City Council that after 4 years of blading and snow removal the curb and gutter needs to be replaced. Kids are unable to bike or rollerblade because of the gravel. He stated that prices are not getting any cheaper.

Voting Aye: Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, DeMers, and Grassel.
Voting Nay: 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.

6. Consider adopting Resolution No. 10-04-46 a Resolution approving the Intergovernmental Agreement amendment for the FY2010 Cost Allocation for the Fixed Route Bus Services.

7. Consider adopting Resolution No. 10-04-47 a Resolution declaring that the City of East Grand Forks acts as the legal sponsor for an application for the FY 2010/2011 funding to the State of Minnesota Department of Natural Resources for the trail maintenance of snowmobile trails managed by the Red River Snowmobile Club.

8. Consider approving the 2010 Airborne Custom Spraying Agreement for mosquito control.

9. Consider awarding the quote to Northwest Asphalt & Maintenance for $.49/foot for crack sealing repairs.

10. Consider awarding the quote to Comstock Custom Mowing for flood debris removal and cleanup.

11. Consider awarding the quote to H&S Construction for repair of manholes and catch basins to include associated curbing and panel replacement.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER POKRZYWINSKI, TO APPROVE CONSENT MOTIONS NUMBER SIX (6) THROUGH ELEVEN (11) AS SUBMITTED.

Voting Aye: Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, DeMers, and Grassel.
Voting Nay: None.

ACKNOWLEDGE RECEIPT OF REPORTS OF OFFICERS, BOARDS AND COMMISSIONS: NONE.

COMMUNICATIONS: NONE.

OLD BUSINESS: NONE.

NEW BUSINESS:

12. Consider adopting Resolution No. 10-04-48 a Resolution ordering improvements and preparation of plans and specifications for "2010 Assessment Job No. 1 – Paving – Point of Woods 5th Addition".

A MOTION WAS MADE BY COUNCIL MEMBER TWETEN, SECONDED BY COUNCIL MEMBER GREGOIRE, TO ADOPT RESOLUTION NO. 10-04-48 A RESOLUTION ORDERING IMPROVEMENTS AND PREPARATION OF PLANS AN DSPECIFICATIONS FOR "2010 ASSESSMENT JOB NO.1 – PAVING – POINT OF WOODS 5TH ADDITION.

Council President Grassel stated that this motion is to order the plans and specifications and another public hearing will be scheduled before awarding the project. Mr. Peabody requested a copy of the plans and specifications prior to the meeting.

Voting Aye: *Buckalew, Tweten, Gregoire, DeMers, and Grassel.*
Voting Nay: *Leigh and Pokrzywinski.*

13. Consider approving the LELS Labor Agreement from January 1, 2010 through December 31, 2012.

A MOTION WAS MADE BY COUNCIL MEMBER POKRZYWINSKI, SECONDED BY COUNCIL MEMBER DEMERS, TO APPROVE THE LELS LABOR AGREEMENT FROM JANUARY 1, 2010 THROUGH DECEMBER 31, 2012.

Voting Aye: *Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, DeMers, and Grassel.*
Voting Nay: *None.*

CLAIMS:

14. Consider adopting Resolution No. 10-04-49 a Resolution authorizing the City of East Grand Forks to approve purchases from Hardware Hank the goods referenced in check number 6008 for a total of $595.06 whereas Council Member Buckalew is personally interested financially in the contract.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER TWETEN, TO ADOPT RESOLUTION NO. 10-04-49 A RESOLUTION AUTHORIZING THE CITY OF EAST GRAND FORKS TO APPROVE PURCHASES FROM HARDWARE HANK THE GOODS REFERENCED IN CHECK NUMBER 6008 FOR A TOTAL OF $595.065 WHEREAS COUNCIL MEMBER BUCKALEW IS PERSONALLY INTERESTED FINANCIALLY IN THE CONTRACT.

Voting Aye: *Tweten, Gregoire, Leigh, Pokrzywinski, DeMers, and Grassel.*
Voting Nay: *None.*
Abstain: *Buckalew.*

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

3D Specialties	Safety Glasses	$105.22
Acme Electric Companies	Coupler/Gate & Acuator/Equip Rental	$2,575.85
Advanced Business Methods Inc	Copier Contract	$158.46
Aker Dave	DNR State CG/MN Regional Parks & Trails Reimburse	$111.26
Alltel	Cell Phone Service	$397.50
American Tire Service	Tires/Tire Fill/Tire Repair	$1,602.44
Ameripride Linen & Apparel Services	Lotion/Soap/Towels	$602.13
Aqua Water Solutions	5 gallon water/deposit	$44.60
Batteries Plus	Battery for Green Site	$21.34
Beacon Athletics	Ag Lime Chalk For Ball Diamond	$1,935.00
Big Jim's East Side Tire	Lawn Garden Turf	$35.90
Brady Martz & Associates	Audit Services (2009)	$13,500.00
Brite-Way Window Cleaning	Riverwalk Mall Entrys	$50.00

Bydal Designs	Campground Sign	$90.84
C&R Laundry & Cleaners	Dry Cleaning/PD Investigations/Patrol/FD	$477.50
Canon Financial Services	Copier Maintenance	$167.10
Carrot Top Industries Inc	MN Flags	$92.59
Cash Donald Scott	Feb / March 2010 Dial - A - Ride	$4,296.74
CBCS	Per Account Charge	$40.00
Clear Channel Communications	Commericals	$150.00
CNA Surety	MN Utility Permit	$100.00
Coalition of Greater MN Cities	Public Labor & Employee Relations Summer Seminar	$110.00
Cole Papers Inc	Supplies	$412.10
Complete Pest Control Inc	Pest Control/Gopher Report/Inspections	$1,672.61
Custom Stripes Inc	Graphics	$208.00
Dakota Inc	Clutch/Motor #952	$470.00
Dakota TV & Appliance	White Goods/Fridge	$582.43
Department of Public Safety	CJDN Connect	$1,530.00
Dragich Mark	Reimburse Mileage/VFW Baseball Meeting	$64.00
Eagle Electric	Blower/Sump Pump/Lamps/Troubleshooting	$6,632.31
East Side Travel Plaza	Fuel Squad Cars	$38.05
Emerson Music and Sound	Re-Wire Sound System At Rink	$50.00
Emphasys Computer Solutions	Quarterly Software Maint Agreement	$1,739.54
Environmental Equipment	xGutter Brooms #114	$673.31
Explorer Post #38	Squad Car Cleaning	$40.00
Exponent	Flood Clean-Up Ad	$39.00
Fastenal Company	Loctite/Hydsealant/Hooks for Spreader(flood)	$171.52
Finest Auto Trim Inc.	Labor/Material For Seat Repair	$300.00
Flaherty & Hood PA	Labor & Employment Services March 2010	$1,176.45
Floan Sanders	Professional Services	$18,236.00
Forensics Source	Drug Test Kits $16	$203.44
G&K Services	Custodial Services	$251.85
Gaffaneys	Calendar/Ink Jet	$97.90
Galstad Jensen & McCann PA	Professional Services	$10,148.22
George's Quick Printing	Office Supplies	$249.03
GF City Utility Billing	Landfill Charge Tickets	$14,767.60
GF Fire Equipment	Recharge Fire Extinguishers/Hip Boot	$248.49
GF Herald	Fire Subscription/Advertising	$403.95
GF Welding & Machine	x U-Joint	$56.79
GGF Convention & Visitors Bureau	Feb Lodging Tax Plaza Ck #8895	$236.57
Government Finance Officers Association	Membership Renewal/Mem #52326006	$170.00
Grand Cities Towing	Tow Ford F15/800 Blck	$53.44
Hajicek Rick	Cleaning Services	$275.50
Hardware Hank	General Supplies	$595.06
Heartland Paper	General Supplies	$150.13
Huizenga Scott	City Admin Meeting/Intergovernmental Meeting	$61.40

ICS Instrument Control Systems	VFD Maint & Adjustment	$2,340.20
Integrated Process Solutions Inc	Elec Timer/Relay Out/Pump Safe Module/Lift Repairs	$3,233.30
Ironman Welding Inc	Hockey Goal Frames.	$850.00
Jet Way Multiple Services Inc	Clean San Sewer Lines	$5,480.00
Jordheim Scott	Reimburse Gas/Clan-Lab Training	$47.55
K&K Trucking Inc	Gravel Class 5	$1,700.47
Keith's Security World	City Hall/Flag Poles	$91.71
Kellermeyer Building Service	Cleaning Services	$2,671.88
Laker Chemical	Fine Road Patch/EZ Dose It	$2,377.44
Laser Systems	HP Color Printer Cartridges	$297.96
League of MN Cities	2010 Joint Legislative Conference	$160.00
League of MN Cities	City Employee Backed into Parked Car While Moving Snow.	$999.00
Locators & Supplies Inc	Safety Vests/Utility Markers	$752.96
Lorene Keehr	No Dumping Stickers	$250.00
Lumber Mart	Plywood For L8	$26.48
Lunski Plumbing Inc	Replace Ball Valve	$225.37
Lynne Gladwin	Campground Computer	$73.61
Mankie Jon	Reimburse Ice Show	$191.19
McDonald's of EGF	Prisioner Meals 3/16-4/4	$65.68
MCFOA	MN Municipal Clerks Institute/Brooklyn Center	$260.00
Meritcare	Hep. Shots	$491.00
Metropolitan Planning Organization	Planning Hours/Local Share/Transit Hours	$11,188.95
Midcontinent Communications	Sunshine Terrace Cable	$741.00
Midwest Refrigeration Inc	Turn Ice Plant Off	$54.50
MN Dept of Labor & Industry	FD Boiler Registration	$20.00
MN Municipal Utilities Assoc	City Portion/Safety Management Program	$3,543.75
Newman Signs	Sign Rental	$1,580.00
Northern Lights Figure Skating	25% Ice Show Gate	$991.25
O'Reilly Auto Parts	General Supplies	$1,651.03
Opp Construction	Flood Work/March 2010	$1,677.50
Otis Elevator Company	City Hall Elevator	$1,800.00
Party America Corp Offices	Ice Show Supplies	$169.28
Peterson Veterinarian Clinic P.C.	Pound Report March 2010	$619.49
Police Dept	Replace Petty Cash Money/Used for Insured Mail	$13.74
Praxair Distribution	Plastic Shields/Acetylene Cylinder	$86.47
Premium Waters Inc	Water Delivery Service	$117.62
Quill Corp	Office Supplies	$255.56
Qwest	Phone Service	$2,216.54
Red River Snowmobile Club	MN Management & Budget Grant	$4,703.48
Reed Business Information	2009 AJ No.2 Ad	$263.22
Resharpit Inc	Blade Sharpening	$175.00
RMB Environmental Lab Inc	ER Discharge #14 Lift	$43.00
Rydell Chevrolet	Repair Parts	$1,516.45

Sam's Club	Annual Membership Fee	$105.00
Shades of Gray	Bust A Caps	$202.37
SimplexGrinnell	Alarm-Camera Repair	$365.00
Skinner Roofing	Remove Snow/Ice/Repair Seam in Roof	$1,290.00
Spoor Tom	Reimburse/Mileage & Dues	$158.20
Steamatic of GF	Water Restoration (#118/#222)	$35.80
Stuart's Towing	Lift & Tow	$106.88
Sun Dot Communications	ADSL Circuit/DSL Access and Services	$138.49
Sunshine Terrace	Petty Cash Reimbursment	$42.49
Superior Fenders Inc	143H Front Fenders & Labor	$1,041.78
Surface Specialists of NW Minnesota	Unit 225	$395.00
Tony Dorn Inc	Copier Contract Fees	$103.45
True Temp	Normal Service Labor (No. 2 Boiler)	$96.25
University of Minnesota	Asphalt Paving Seminar/S.Kovar	$75.00
US Bearings & Drives	Bearings	$167.43
US Figure Skating Association	Figure Skating Badges	$26.25
Waste Mgmt	Refuse/Recycling/Greensite	$28,386.01
Water & Light Department	Postage/Utility Services	$39,448.87
Zavoral Paul	Snow Out Of Ditch	$1,800.00
	Total	**$218,667.06**

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

Voting Aye: Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, DeMers, and Grassel.
Voting Nay: None.

COUNCIL/STAFF REPORTS:
Council Member Pokrzywinski commented on the work done on the downtown parking. He stated that business owners need to talk to their employees about leaving the prime parking for customers.

Council President Grassel stated that now the snow is gone and the 2000 pound tulips (vehicles) are now visible. He stated that 67 vehicles need to be tagged.

Mr. Wachter announced that Spring Cleanup will be the 1st week in May on your normal garbage pickup with hazardous waste and electronic drop off at Public Works on May 1st.

Council Member Leigh asked if anything could be done with the dust on Laurel Drive in the mean time. Mr. Wachter stated that calcium chloride is put down but it wears out with the traffic and blading. He announced that every gravel road except alleys gets this.

ADJOURN:

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER GREGOIRE, TO ADJOURN THE APRIL 20, 2010 REGULAR MEETING OF THE EAST GRAND FORKS, MINNESOTA CITY COUNCIL AT 6:11 P.M.

Voting Aye: Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, DeMers, and Grassel.
Voting Nay: None.

_____
Scott Huizenga, City Administrator/Clerk-Treasurer

UNAPPROVED
WORK SESSION MINUTES
OF THE
EAST GRAND FORKS
CITY COUNCIL
TUESDAY, APRIL 27, 2010 – 5:00 PM

CALL TO ORDER

The Work Session of the East Grand Forks City Council for April 13, 2010 was called to order by Council President Dick Grassel at 5:02 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 Dick Grassel, Council Vice President Henry Tweten, Council Members Marc DeMers, Craig Buckalew, Wayne Gregoire, Mike Pokrzywinski, and Greg Leigh.

STAFF PRESENT:

Scott Huizenga, City Administrator; Charlotte Helgeson, Library Director; Randy Gust, Fire Chief; Mike Hedlund, Police Chief; Dave Aker, Parks Superintendent; Jim Richter, EDHA Director; Erin Johnson, Accounting Technician; Greg Boppre, City Engineer; and Ron Galstad, City Attorney.

DETERMINATION OF A QUORUM

1. Plans & Specifications – 2010 Assessment Job No. 1 – Paving – Laurel Drive – Greg Boppre

Mr. Boppre presented the Plans and Specifications for 2010 Assessment Job No. 1. He explained bid opening will be on May 25, 2010; and that Council will be asked to hold a Special Meeting on the same day – concurrent with work session – to award the bid. The final assessment roll hearing will then be on June 15.

Council Member Leigh asked what can be done about the township cart path that leads past Laurel Drive out of city limits. Mr. Galstad said he would contact the township and/or Polk County about removing the obstacles in the township road.

2. Sidewalk Ordinance – Nancy Ellis

Ms. Ellis presented a summary of options for a new sidewalk ordinance including continuing the current policy, enacting a new sidewalk ordinance, or removing sidewalk ordinances entirely. Council Member Leigh said that the Planning and Zoning Commission has been in favor of a sidewalk ordinance in new developments for at least the last six years. He said that sidewalks should be required up front as part of a new development.

Council Member Buckalew asked what could be done about existing sidewalks. Ms. Ellis replied that there are several funding possibilities for repairing and/or installing sidewalks in developed neighborhoods. Council Member DeMers expressed his support for the Planning and Zoning Commission studying alternatives including Sidewalk Improvement Districts.

Ms. Ellis also stated that state and federal funding options are moving more toward "complete streets" with multiple transportation options, including sidewalks. Mayor Stauss said that street widths should be reduced from 41 feet if sidewalks are required to save costs.

Mr. Huizenga said that he would draft a resolution for City Council approval that would direct the Planning and Zoning Commission to develop a sidewalk ordinance.

3. Transportation Enhancement Projects – Nancy Ellis

Ms. Ellis explained that the currently programmed 2011 Transportation Enhancement Project coincides with the proposed 5th Avenue NW street project, which has been delayed to 2014. Therefore, Ms. Ellis recommended that the City Council swap the 2011 and 2012 Transportation Enhancement projects on State Transportation Improvements Plan (STIP).

4. Park Access Road – Scott Huizenga

Mr. Huizenga explained that the State has Park Road Access funds dedicated to East Grand Forks from 2002 in conjunction with the campground access road project. The City must pass a resolution that asks the state to amend its procurement rules in order to receive the funding.

5. Greenway Trails – Mike Pokrzywinski

Council Member Pokrzywinski discussed the condition of the greenway trail along the Red Lake River. He encouraged the City to reapply for grant funding in the future rather than abandoning the trail altogether. Representatives from the YMCA were also present to discuss their concerns about the trail. Council Member DeMers asked for a comprehensive plan for trails in the City. Council Member Buckalew asked if there were other surfaces, for example gravel, that could be used until the trail is repaired with hard surface.

6. 1st Quarter Budget Analysis – Erin Johnson

Ms. Johnson presented the 1st Quarter analysis to the City Council. Almost all expenditure items are at or below projections for the first quarter. Some anomalies may be seen in certain revenue accounts due to their seasonal nature, such as tax collections and program fees.

7. Budget Amendment – Scott Huizenga

Mr. Huizenga presented a plan for a potential 2010 Budget Amendment in order to compensate for an additional $200,000 cut to the Local Government Aid (LGA) program. Mr. Huizenga said that most cuts can be made through reductions in capital purchases, fuel, utilities, and charging administration to fee-supported funds. Step increases and certain capital purchases must also be made up in the 2010 budget.

Council Member Tweten reminded the City Council that the Senior Citizen Annual Meeting would take place at noon on Wednesday, April 28.

Mr. Huizenga said that he would present a resolution to the City Council to raise the speed limit on River Road to 35 miles per hour.

Mr. Huizenga also informed the Council that State Representatives Marquart, Lanning, and Lenczewski are leading an effort to extend a local-option sales tax moratorium beyond May 31, 2010, which is the current sunset date.

Council President Grassel reminded the City Council that Citywide Cleanup would be next week, May 3-7, with hazardous waste drop-off on Saturday May 1 along with "The Big Event."

ADJOURN

A MOTION WAS MADE BY COUNCIL MEMBER GREGOIRE, SECONDED BY COUNCIL MEMBER BUCKALEW, TO ADJOURN THE APRIL 27, 2010 WORK SESSION OF THE EAST GRAND FORKS, MINNESOTA CITY COUNCIL AT 6:22 P.M.

Voting Aye: *Grassel, Buckalew, Tweten, Gregoire, Leigh, Pokrzywinski, and DeMers.*
Voting Nay: *None.*

_____
Scott Huizenga, City Administrator/Clerk-Treasurer

RESOLUTION NO. 10 - 05 – 50

A RESOLUTION REQUESTING AN AMENDMENT TO THE CITY'S STATE TRANSPORTATION IMPROVEMENT PLAN (STIP) TO REVERSE THE FUNDING ORDER OF THE CITY'S 2011 AND 2012 TRANSPORTATION ENHANCEMENT PROJECTS.

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, the City of East Grand Forks has authorized funding in 2011 and 2012 for Transportation Enhancement projects for sidewalk installation; and

WHEREAS, the 2011 Transportation Enhancement project was to coincide with the proposed 5th Avenue NW expansion project; and

WHEREAS, the City requested an amendment to the STIP via Resolution 10-01-09 to move the 5th Avenue NW expansion project to 2014; and

WHEREAS, the MPO Technical Advisory Committee and the full MPO Board of Directors moved the 5th Avenue NW expansion project to 2014; and

WHEREAS, the City desires the timing to its Transportation Enhancement projects to coincide to the maximum extent possible with adjacent transportation projects.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST GRAND FORKS, that the City recommends to the Technical Advisory Committee and to the full MPO Board of Directors to reverse the funding order of the City's 2011 and 2012 Transportation Enhancement Projects.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of the Council

I hereby approve the foregoing resolution this 4th day of May, 2010.

_____

Mayor

RESOLUTION NO. 10 – 05 – 51

A RESOLUTION DECLARING REQUEST FOR VARIANCE FROM STATE AID OPERATIONS RULES-CHAPTER 8820-ELIGIBILITY FOR FUNDING FOR THE RED RIVER STATE RECREATIONAL AREA ACCESS ROAD (119-600-001).

WHEREAS, the Minnesota Department of Natural Resources (DNR) and the Minnesota Department of Transportation (MnDOT) approved up to $235,000 of state appropriations for the Red River State Recreational Area (RRSRA) Access Road Project (119-600-001);

WHEREAS, the City of East Grand Forks completed the Red River State Recreational Area (RRSRA) Access Road Project in 2003 with Small Cities Development Program (SCDP) income,

WHEREAS, approval is required by State Aid Rules Chapter 8820-2800 to be eligible for reimbursement of SCDP funds with municipal State Aid funding,

WHEREAS, it was necessary to use local funding to advance the RRSRA Project,

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF EAST GRAND FORKS, that the council hereby requests a variance from said rules and directs the City Engineer and City Administrator to appear before the State Aid Variance Committee and explain the need for a variance and the reasons why the project was let before State Aid approval was given.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

City Administrator/Clerk-Treasurer

President of Council

I hereby approve the foregoing resolution this 4th of May, 2010.

Mayor

Minutes of the regular meeting of the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota held March 18, 2010 at 5:00 P.M.
Present: Brickson, Quirk, Ogden, Tweten
Absent: None

It was moved by Commissioner Quirk second by Commissioner Ogden that the minutes of the previous meeting of March 4, 2010 be approved as read.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Quirk second by Commissioner Ogden to authorize the Secretary to issue payment of the recommended bills and payroll in the amount of $913,339.64.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Quirk second by Commissioner Ogden to approve the Commercial Energy Miser Rebate program.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Ogden second by Commissioner Quirk that the Secretary now present the electrical material bids.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

The Secretary presented the bids as they were by item and tabulated by the consulting engineers, KBM, Inc.; KBM recommended them for award by the following resolutions:

Commissioner Ogden, supported by Commissioner Quirk, introduced the following resolution and moved its adoption:
BE IT RESOLVED by the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota, that the bid of Dakota Supply Group as filed with the Secretary of said Commission for the furnishing of the following item number of the material bids opened March 11, 2010;
ITEM NUMBER: 1 for electrical equipment and materials as set forth in the Advertisement for Bids published in the official newspaper, THE EXPONENT, on February 24 and March 3, 2010 and as fully set forth in the plans and specifications for the total bid price of Twenty-Six Thousand Eight Hundred Twelve and 50/100 dollars ($26,812.50) be and hereby is accepted.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None
The President declared the resolution passed.

Commissioner Ogden, supported by Commissioner Quirk, introduced the following resolution and moved its adoption:
BE IT RESOLVED by the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota, that the bid of Rural Electric Supply Company as filed with the Secretary of said Commission for the furnishing of the following item numbers of the material bids opened March 11, 2010;
ITEM NUMBERS: 2, 3, and 21 for electrical equipment and materials as set forth in the Advertisement for Bids published in the official newspaper, THE EXPONENT, on February 24 and March 3, 2010 and as fully set forth in the plans and specifications for the total bid price of Fifty-Nine Thousand Seven Hundred Sixty-Four and No/100 dollars ($59,764.00) be and hereby is accepted.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None
The President declared the resolution passed.

Commissioner Ogden, supported by Commissioner Quirk, introduced the following resolution and moved its adoption:
BE IT RESOLVED by the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota, that the bid of Westinghouse Electric Supply Company as filed with the Secretary of said Commission for the furnishing of the following item numbers of the material bids opened March 11, 2010;
ITEM NUMBERS: 4, 20, and 25 for electrical equipment and materials as set forth in the Advertisement for Bids published in the official newspaper, THE EXPONENT, on February 24 and March 3, 2010 and as fully set forth in the plans and specifications for the total bid price of Eighteen Thousand Nine Hundred Eleven and No/100 dollars ($18,911.00) be and hereby is accepted.

Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None
The President declared the resolution passed.

Commissioner Ogden, supported by Commissioner Quirk, introduced the following resolution and moved its adoption:
BE IT RESOLVED by the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota, that the bid of Burmeister Electric Supply Company as filed with the Secretary of said Commission for the furnishing of the following item numbers of the material bids opened March 11, 2010;

ITEM NUMBERS: 5, 6, and 19 for electrical equipment and materials as set forth in the Advertisement for Bids published in the official newspaper, THE EXPONENT, on February 24 and March 3, 2010 and as fully set forth in the plans and specifications for the total bid price of Sixteen Thousand Five Hundred Sixty-Six and No/100 dollars ($ 16,566.00) be and hereby is accepted.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None
The President declared the resolution passed.

Commissioner Ogden, supported by Commissioner Quirk, introduced the following resolution and moved its adoption:
BE IT RESOLVED by the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota, that the bid of Border States Electric Supply Company as filed with the Secretary of said Commission for the furnishing of the following item numbers of the material bids opened March 11, 2010;

ITEM NUMBERS: 7-18, 22-24, and 26-28 for electrical equipment and materials as set forth in the Advertisement for Bids published in the official newspaper, THE EXPONENT, on February 24 and March 3, 2010 and as fully set forth in the plans and specifications for the total bid price of One Hundred Thirteen Thousand Five Hundred Thirty-Five and 50/100 dollars ($113,535.50) be and hereby is accepted.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None
The President declared the resolution passed.

It was moved by Commissioner Ogden second by Commissioner Quirk to approve the Territory Settlement agreement with Marshall/Polk Rural Water System.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Quirk second by Commissioner Ogden to approve the web payment agreement with Springbrook Software Company.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Tweten second by Commissioner Quirk that the meeting be adjourned to April 1, 2010 at 5:00 P.M.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

Lori Maloney
Sec'y

6-7

Minutes of the regular meeting of the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota held April 1, 2010 at 5:00 P.M.
Present: Brickson, Ogden, Tweten
Absent: Quirk

It was moved by Commissioner Tweten second by Commissioner Ogden that the minutes of the previous meeting of March 18, 2010 be approved as read.
Voting Aye: Brickson, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Ogden second by Commissioner Tweten to authorize the Secretary to issue payment of the recommended bills and payroll in the amount of $464,514.59.
Voting Aye: Brickson, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Tweten second by Commissioner Ogden to approve GW & Sons Construction Inc. Change Order #2 on the floodwall storage building project in the amount of $800.00.
Voting Aye: Brickson, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Ogden second by Commissioner Tweten to approve the declaration of unit # 741 (a backhoe) as surplus equipment.
Voting Aye: Brickson, Ogden, Tweten
Voting Nay: None

Commissioner Quirk entered the meeting at 5:10 P.M.

It was moved by Commissioner Ogden second by Commissioner Quirk to declare that the Water & Light Department no longer be involved or responsible for hanging banners throughout the city.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

It was moved by Commissioner Ogden second by Commissioner Quirk to adjourn to a closed meeting to discuss ongoing litigation.
Voting Aye: Brickson, Quirk, Ogden, Tweten
Voting Nay: None

7

Minutes of the closed meeting of the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota held April 1, 2010 at 5:45 P.M.
Present: Brickson, Quirk, Ogden, Tweten

Also present were Dan Boyce, Ron Galstad, Scott Huizenga, and Lori Maloney.

Discussion commenced regarding the ongoing litigation with Zavoral & Sons Inc.

Commissioner Ogden exited the meeting at 6:20 P.M.

It was moved by Commissioner Quirk second by Commissioner Tweten that the meeting be adjourned to April 15, 2010 at 5:00 P.M.
Voting Aye: Brickson, Quirk, Tweten
Voting Nay: None

Lori Maloney
Sec'y

Resurrection Cemetery Commission Meeting
Thursday, April 22, 2010
12:00 Noon
City Hall – Conference Room

MINUTES

The East Grand Forks Resurrection Cemetery Commission met Wednesday, April 22, 2010 at City Hall at 12:00 pm. Commissioner Tucker called the meeting to order at 12:05 p.m.

Present were: Commissioner Dave Tucker, Commissioner George Wogaman, Alderman Wayne Gregoire and Executive Secretary Dave Aker. Commissioner Julie Marek was absent.

Commissioner Wogaman made a motion to accept the minutes for December 16, 2009, motion was second by Alderman Gregoire; motion passed.

Executive Secretary Aker reviewed the financial minutes for December, January, February, and March. Alderman Gregoire moved to approve the financial minutes. Commissioner Wogaman seconded the motion and motion passed. The 2009 Annual financial minutes were reviewed by Secretary Aker for approval. Commissioner Wogaman motioned to accept the minutes, second by Commissioner Gregoire; motioned passed.

OLD BUSINESS:

Secretary Aker noted that Yanish was sent a certified letter telling them May 4 was the deadline for keeping the lots in the cemetery. Commissioner Tucker said the total amount is due since you are allowed three years to pay off their lots and they have had eight years. Secretary Aker said he would give them 30 days from when the letter is sent to pay off the balance.

Secretary Aker brought to the board how much is in the perpetual fund up to April 2010. The amount is between $136,000 - $137,000, an increase of $58,000 since November 2006.

Commissioner Tucker asked what Secretary Aker found out about the columbarium and if he knew the price difference. Secretary Aker had the 48 niche columbarium for $12,465 and the 124 niche Romanesque Columbarium for $45,265. It was decided to go to city council and try get the approval to pre-sell the 48 niche columbarium so we would have the money to buy it. A May 4 meeting was sent up to discuss the final details.

Greg Leigh was not able to make the meeting so Commissioner Tucker talked for him. Greg would like a Resolution from the Resurrection Cemetery Board to fill in the ditch that is on the north side of the cemetery, 23rd Street NW. The discussion was about making the ditch with a slightly small incline almost filling the ditch. Commissioner Gregoire made the motion to approve the request, Commissioner Wogaman seconded the motion; Motion carried.

Commissioners Gregoire said he would take care of the cemetery for Memorial Day. Commissioner Tucker and Secretary Aker said they would help, but Commissioner Gregoire's boys help him.

Alderman Gregoire made a motion for an adjournment. Commissioner Wogaman seconded the motion; motion passed.
Meeting was adjourned!

RESOLUTION NO. 10 - 05 – 52

A RESOLUTION DIRECTING THE PLANNING AND ZONING COMMISSION TO RECOMMEND AN ORDINANCE TO INCLUDE SIDEWALK CONSTRUCTION IN NEW SUBDIVISIONS

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, the City Council of East Grand Forks desires sidewalks to be included in all developments in the City; and

WHEREAS, the City's current subdivision ordinance does not require sidewalks to be included in subdivisions; and

WHEREAS, state and federal programs are further emphasizing "complete streets" projects that include full sidewalk and multi-modal transportation enhancements; and

WHEREAS, the Planning and Zoning Commission is currently reviewing the City's Comprehensive Plan;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST GRAND FORKS, that the City Council directs the Planning and Zoning Commission to adopt a sidewalk ordinance for City Council approval that includes sidewalk construction in all new developments in the City.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of the Council

I hereby approve the foregoing resolution this 4th day of May, 2010.

_____

Mayor

RESOLUTION NO. 10 – 05 - 53

RESOLUTION APPROVING THE FILING OF PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS ONCE THE CITY RECEIVES MNDOT CONCURRENCE TO ADVERTISE FOR THE PROJECT BASED ON THE JOBS BILL

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, the city engineer (consulting engineer retained for the purpose) has prepared plans and specifications for the improvement of 2010 City Project No.2 – Sidewalk (SRTS) and has presented such plans and specifications to the council for approval;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST GRAND FORKS, MINNESOTA:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.

2. The City Administrator shall prepare and cause to be inserted in the official paper an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 14 days. The advertisement shall specify the work to be considered by the council of the East Grand Forks City Hall. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the council on the issue of responsibility. No bids will be considered unless sealed and filed with the City Administrator and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City of East Grand Forks for five percent of the amount of such bid.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of Council

I hereby approve the foregoing resolution this 4th of May, 2010.

_____

Mayor

RESOLUTION NO. 10 – 05 - 54

RESOLUTION APPROVING THE FILING OF PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS ONCE THE CITY RECEIVES MNDOT CONCURRENCE TO ADVERTISE FOR THE PROJECT BASED ON THE JOBS BILL

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, the city engineer (consulting engineer retained for the purpose) has prepared plans and specifications for the improvement of 2010 City Project No.4 – Sanitary Sewer Improvements and has presented such plans and specifications to the council for approval;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST GRAND FORKS, MINNESOTA:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.

2. The City Administrator shall prepare and cause to be inserted in the official paper an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 14 days. The advertisement shall specify the work to be considered by the council of the East Grand Forks City Hall. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the council on the issue of responsibility. No bids will be considered unless sealed and filed with the City Administrator and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City of East Grand Forks for five percent of the amount of such bid.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of Council

I hereby approve the foregoing resolution this 4th of May, 2010.

_____

Mayor

RESOLUTION NO. 10 – 05 - 55

RESOLUTION APPROVING THE FILING OF PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS ONCE THE CITY RECEIVES MNDOT CONCURRENCE TO ADVERTISE FOR THE PROJECT BASED ON THE JOBS BILL

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, the city engineer (consulting engineer retained for the purpose) has prepared plans and specifications for the improvement of 2010 City Project No.6 – Intersection Improvements (1st St SE/3rd Ave SE) and has presented such plans and specifications to the council for approval;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST GRAND FORKS, MINNESOTA:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.

2. The City Administrator shall prepare and cause to be inserted in the official paper an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 14 days. The advertisement shall specify the work to be considered by the council of the East Grand Forks City Hall. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the council on the issue of responsibility. No bids will be considered unless sealed and filed with the City Administrator and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City of East Grand Forks for five percent of the amount of such bid.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of Council

I hereby approve the foregoing resolution this 4th of May, 2010.

_____

Mayor

RESOLUTION NO. 10 – 05 - 56

RESOLUTION APPROVING THE FILING OF PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS ONCE THE CITY RECEIVES MNDOT CONCURRENCE TO ADVERTISE FOR THE PROJECT BASED ON THE JOBS BILL

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, the city engineer (consulting engineer retained for the purpose) has prepared plans and specifications for the improvement of 2010 City Project No.7 – Campground Improvements and has presented such plans and specifications to the council for approval;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST GRAND FORKS, MINNESOTA:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.

2. The City Administrator shall prepare and cause to be inserted in the official paper an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 14 days. The advertisement shall specify the work to be considered by the council of the East Grand Forks City Hall. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the council on the issue of responsibility. No bids will be considered unless sealed and filed with the City Administrator and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City of East Grand Forks for five percent of the amount of such bid.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of Council

I hereby approve the foregoing resolution this 4th of May, 2010.

_____

Mayor

RESOLUTION NO. 10 – 05 - 57

RESOLUTION APPROVING THE FILING OF PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS ONCE THE CITY RECEIVES MNDOT CONCURRENCE TO ADVERTISE FOR THE PROJECT BASED ON THE JOBS BILL

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, the city engineer (consulting engineer retained for the purpose) has prepared plans and specifications for the improvement of 2010 Assessment Job No.1 – Paving – Laurel Drive and has presented such plans and specifications to the council for approval;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST GRAND FORKS, MINNESOTA:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.

2. The City Administrator shall prepare and cause to be inserted in the official paper an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 14 days. The advertisement shall specify the work to be considered by the council of the East Grand Forks City Hall. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the council on the issue of responsibility. No bids will be considered unless sealed and filed with the City Administrator and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City of East Grand Forks for five percent of the amount of such bid.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of Council

I hereby approve the foregoing resolution this 4th of May, 2010.

_____

Mayor

RESOLUTION NO. 10 - 05 – 58

A RESOLUTION APPROVING A SPEED LIMIT CHANGE FROM 30 MILES PER HOUR TO 35 MILES PER HOUR ON RIVER ROAD NW FROM 5TH AVENUE NW TO 17TH STREET NW; AND DIRECTING CITY STAFF TO INSTALL SIGNS TO IMPLEMENT THE CHANGE.

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, the City Council finds that traffic patterns allow for a speed limit of 35 miles per hour on River Road NW between the floodwalls; generally from 5th Street NW to 17th Street NW.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST GRAND FORKS, that the City Council hereby approves a speed limit change from 30 miles per hour to 35 miles per hour on River Road NW from 5th Avenue NW to 17th Street NW.

BE IT FURTHER RESOLVED, that the City Council directs city staff to install signs to implement the approved change.

Voting Aye:
Voting Nay:
Absent:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of the Council

I hereby approve the foregoing resolution this 4th day of May, 2010.

_____

Mayor

RESOLUTION NO. 10 – 05 - 59

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

WHEREAS, The City of East Grand Forks is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens; and

WHEREAS, A donation of $1,000.00 for the 125th Anniversary of the City of East Grand Forks from the VFW Post 3817.

WHEREAS, The City Council finds that it is appropriate to accept the donation offered.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST GRAND FORKS, MINNESOTA, AS FOLLOWS:

1. The donation described above are accepted and shall be used for the 125th Anniversary of the City of East Grand Forks.
2. The city administrator is hereby directed to issue a receipt to the donor acknowledging the city's receipt of the donor's donation.

Voting Aye:
Voting Nay:

The President declared the resolution passed.

Passed: May, 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of Council

I hereby approve the foregoing resolution this 4th day of May, 2010.

_____

Mayor

Minnesota Lawful Gambling

LG555 Government Approval or Acknowledgment For Use of Gambling Funds

6/07

Keep this completed form attached to the LG1010 Schedule C/D in your organization's records. You do not need to submit this form to the Gambling Control Board.

Organization and Expenditure Information (attach additional sheets if necessary)

Organization name VFW Post #3817 License number 00523

Address 312 Demers Avenue East Grand Forks, MN 56721

1. $ 1,000 **Amount of proposed lawful purpose expenditure**

2. Check (√) the expenditure category. $1,000 125th Anniversary Celebration

X **A. Contribution to a unit of government** - United States, state of Minnesota, or any of its subdivisions, agencies, or instrumentalities. NOTE: A contribution may not be made directly to a law enforcement or prosecutorial agency, such as a police department, county sheriff, or county attorney.

___ **B. A wildlife management project or activity** that benefits the public at large, with approval by the DNR Describe the proposed expenditure, including vendors. _____

___ **C. Grooming and maintaining snowmobile or all-terrain vehicle trails** established under Minnesota Statute 84.83 and 84.927, including purchase or lease of equipment, with approval by DNR. All trails must be open to public use. Describe the proposed expenditure, including vendors. _____

___ **D. Supplies and materials for safety training and educational programs** coordinated by the DNR, including the Enforcement Division. Describe the proposed expenditure, including vendors. _____

- I affirm that the contribution or expenditure does not result in any monetary, economic, financial, or material benefit to our organization, in compliance with Minnesota Rules 7861.0320, Subpart 17C.
- I affirm that when lawful gambling funds are used for grooming and maintaining snowmobile or all-terrain vehicle trails or for any wildlife management project for which reimbursement is received from a unit of government, the reimbursement funds must be deposited in our lawful gambling account and recorded on the LG1010 Schedule C/D report.

Chief executive officer's signature _____ Daytime phone number 701-740-6708 Date 4/22/2010

Government Approval/Acknowledgment

Check (√) one. *By signature below, the representative of the unit of government:*

✓ **Government** - acknowledges the contribution in 2A, which will not be used for a pension or retirement fund.

___ **Wildlife** DNR only - approves the wildlife management project or activity described in 2B.

___ **Trails** DNR only - approves the grooming and maintaining of snowmobile and/or all-terrain vehicle trails described in 2C.

___ **Safety training** DNR only - approves the supplies and materials for DNR safety training and educational programs described in 2D.

Unit of Government City of East Grand Forks Phone number _____

Address 600 Demers Ave City East Grand Forks State MN Zip 56721

Print Name _____ Title _____

Signature _____ Date ___/___/___

Questions? Contact the Gambling Control Board at 651-639-4000. This form will be made available in alternative format (i.e. large print, Braille) upon request. The information requested on this form will become public information, when requested by the Board, and will be used to determine your compliance with Minnesota statutes and rules governing lawful gambling activities.

RESOLUTION NO. 10 – 05 – 60

Council Member _____, supported by Council Member _____, introduced the following resolution and moved its adoption:

RESOLUTION RATIFYING CONTRACTS

WHEREAS, the City of East Grand Forks purchased from Hardware Hank the goods referenced in check number 6134 for a total of $491.76.

WHEREAS, Craig Buckalew, was personally interested financially in the contract, but the purchases were made because the price was as low as or lower than other local vendors.

NOW THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF EAST GRAND FORKS:

1. The above mentioned purchase by the City and the claim of the vendor based thereon are confirmed and the Mayor and Clerk are directed to issue an order-check in payment of such claim on the filing of the affidavit of official interest required under Minnesota Statutes, Section 471.89.

2. It is hereby determined that the total price of $491.76 paid for such goods is as low as, or lower than, the price at which they could have been obtained elsewhere at the time the purchase was made.

3. This resolution is passed to comply with the provisions of Minnesota Statutes, Section 471.87-89.

4. Resolution passed by unanimous vote of the council on May 4, 2010.

Voting Aye:
Voting Nay:
Abstain:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of Council

I hereby approve the foregoing resolution this 4th of May, 2010.

_____

Mayor

AFFIDAVIT OF OFFICIAL INTEREST CLAIM

STATE OF MINNESOTA)
COUNTY OF POLK) ss
CITY OF EAST GRAND FORKS)

I, Craig Buckalew, being duly sworn states the following:

1. I am 3rd Ward Council Member of the City of East Grand Forks.

2. The City of East Grand Forks check number 6134 for a total of $491.76.

3. This resolution is passed to comply with the provisions of Minnesota Statutes, Section 471.87-89.

4. Resolution passed by unanimous vote of the council on May 4, 2010.

Affiant states further that to the best of his knowledge and belief (a) the contract price was as low as or lower than the price at which the services could be obtained from other sources.

Affiant further states that the affidavit constitutes a claim against the city for the contract price, that the claim is just and correct, and that no part thereof has been paid.

Dated: _____

_____
(Signature of Official)

RESOLUTION NO. 10 – 05 - 61

Council Member _____, reported by Council Member _____, introduced the following resolution and moved its adoption:

RESOLUTION RATIFYING CONTRACTS

WHEREAS, the City of East Grand Forks purchased the following goods from Bert's Truck Equipment:

Date	Invoice	Description	Total Amount
4-05-10	42606	Commercial Shaft Seal	21.38

WHEREAS, Wayne Gregoire, was personally interested financially in the contract, but the purchases were made because the price was as low as or lower than other local vendors.

NOW THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF EAST GRAND FORKS:

1. The above mentioned purchase by the City and the claim of the vendor based thereon are confirmed and the Mayor and Clerk are directed to issue an order-check in payment of such claim on the filing of the affidavit of official interest required under Minnesota Statutes, Section 471.89.

2. It is hereby determined that the total price of $ 21.38 on check number 6100 paid for such goods is as low as, or lower than, the price at which they could have been obtained elsewhere at the time the purchase was made.

3. This resolution is passed to comply with the provisions of Minnesota Statutes, Section 471.87-89.

4. Resolution passed by unanimous vote of the council on May 4, 2010.

Voting Aye:
Voting Nay:
Abstain:

The President declared the resolution passed.

Passed: May 4, 2010

Attest:

_____ _____

City Administrator/Clerk-Treasurer President of Council

I hereby approve the foregoing resolution this 4th of May, 2010.

_____

Mayor

AFFIDAVIT OF OFFICIAL INTEREST CLAIM

STATE OF MINNESOTA)
COUNTY OF POLK) ss
CITY OF EAST GRAND FORKS)

I, Wayne Gregoire, being duly sworn states the following:

1. I am 5th Ward Council Member of the City of East Grand Forks.

2. The following goods were furnished to the City of East Grand Forks by Bert's Truck Equipment:

Date	Invoice	Description	Total Amount
4-05-10	42606	Commercial Shaft Seal	$21.38

3. This resolution is passed to comply with the provisions of Minnesota Statutes, Section 471.87-89.

4. Resolution passed by unanimous vote of the council on May 4, 2010.

Affiant states further that to the best of his knowledge and belief (a) the contract price was as low as or lower than the price at which the services could be obtained from other sources.

Affiant further states that the affidavit constitutes a claim against the city for the contract price, that the claim is just and correct, and that no part thereof has been paid.

Dated: _____

_____
(Signature of Official)

Accounts Payable

Check Register Totals Only

User: randerson
Printed: 4/29/2010 - 1:11 PM

City of East Grand Forks
P. O. Box 373
East Grand Forks, MN 56721
(218) 773-2483

Check	Date	Vendor No	Vendor Name	Amount	Voucher
6091	05/04/2010	ACM001	Acme Electric Companies	679.02	0
6092	05/04/2010	AKE001	Dave Aker	595.29	0
6093	05/04/2010	ALB001	Albrecht Manufacturing	120.18	0
6094	05/04/2010	AME002	American Tire Service	147.00	0
6095	05/04/2010	AME005	Ameripride Linen & Apparel Services	289.88	0
6096	05/04/2010	ALT003	Atlantic Safety Product	92.65	0
6097	05/04/2010	AUT001	Auto Glass & Aftermarket Inc	289.00	0
6098	05/04/2010	BAK001	Baker & Taylor Co	189.17	0
6099	05/04/2010	BAT001	Batteries Plus	25.86	0
6100	05/04/2010	BER001	Bert's Truck Equipment	21.38	0
6101	05/04/2010	BLU001	Blue Cross Blue Shield of ND	4,977.20	0
6102	05/04/2010	BOB001	Bobcat of Grand Forks	384.99	0
6103	05/04/2010	BRA001	Brady Martz & Associates	3,600.00	0
6104	05/04/2010	BRO002	Brodart Co	370.10	0
6105	05/04/2010	BUB002	Jeanette Bubendorf	165.51	0
6106	05/04/2010	CAB001	Cabela's Retail	375.60	0
6107	05/04/2010	CAR504	Cardmember Service	120.59	0
6108	05/04/2010	CAR002	Carquest Auto Parts	141.96	0
6109	05/04/2010	CAS001	Michael Casteel	57.70	0
6110	05/04/2010	COL002	Cole Papers Inc	71.81	0
6111	05/04/2010	COM010	Commemorative Publications	59.95	0
6112	05/04/2010	DAC001	Dacotah Paper Co	49.37	0
6113	05/04/2010	DAK004	Dakota Supply Group	15.31	0
6114	05/04/2010	DIA001	Richard Papenfuss Diamond Cleaning	68.39	0
6115	05/04/2010	DIS001	Display Sales Co	4,205.53	0
6116	05/04/2010	ELE001	Electric Pump	543.46	0
6117	05/04/2010	EXP003	Explorer Post #38	50.00	0
6118	05/04/2010	EXP002	Exponent	321.77	0
6119	05/04/2010	EZL001	EZ Locksmith	145.50	0
6120	05/04/2010	FRE005	William and Molly Fredlund	5,000.00	0
6121	05/04/2010	FLO001	FS Engineering	28,072.97	0
6122	05/04/2010	G&K001	G&K Services	179.19	0
6123	05/04/2010	GAF001	Gaffaneys	11.20	0
6124	05/04/2010	GAL001	Gale	70.11	0
6125	05/04/2010	GAR001	Garden Hut Inc	967.39	0
6126	05/04/2010	GEO001	George's Quick Printing	80.16	0
6127	05/04/2010	GFH002	GF Herald	344.26	0
6128	05/04/2010	GFW001	GF Welding & Machine	156.19	0
6129	05/04/2010	GGF001	GGF Convention & Visitors Bureau	1,073.18	0
6130	05/04/2010	GRA008	Grand Forks City	57,405.00	0
6131	05/04/2010	GRE011	Greenberg Roofing	500.00	0
6132	05/04/2010	HAJ002	Rick Hajicek	285.00	0
6133	05/04/2010	HAJ001	Rod Hajicek	8.25	0
6134	05/04/2010	HAR001	Hardware Hank	491.76	0
6135	05/04/2010	HED001	Mike Hedlund	716.45	0
6136	05/04/2010	HOL002	Holiday Credit Office	26.56	0
6137	05/04/2010	HUG001	Hugo's	59.34	0
6138	05/04/2010	ICM002	ICMA	492.79	0
6139	05/04/2010	JUN001	Junior Library Guild	2,176.20	0
6140	05/04/2010	KEN001	Ken Reilly Seminars	695.00	0

Check	Date	Vendor No	Vendor Name	Amount	Voucher
6141	05/04/2010	KNU002	Terry Knudson	150.00	0
6142	05/04/2010	LAB001	Lab Safety Supply	128.63	0
6143	05/04/2010	LAK001	Laker Chemical	1,709.47	0
6144	05/04/2010	LAR007	Clint Larson	500.00	0
6145	05/04/2010	LEA001	League of MN Cities	20.00	0
6146	05/04/2010	LEA002	League of MN Cities	128.99	0
6147	05/04/2010	LEE001	Kendra Lee	135.00	0
6148	05/04/2010	LIB001	Liberty Business Systems	73.59	0
6149	05/04/2010	LIT001	Lithia Payment Processing	700.51	0
6150	05/04/2010	SIG001	Lorene Keehr	357.61	0
6151	05/04/2010	FET001	Lud Fettig	5,000.00	0
6152	05/04/2010	LUM001	Lumber Mart	236.58	0
6153	05/04/2010	MAR001	Marco Inc	285.83	0
6154	05/04/2010	MIC001	Micro-Marketing LLC	295.72	0
6155	05/04/2010	MNU001	Minnesota Dept of Employment	13.76	0
6156	05/04/2010	MND012	MN Dept of Natural Resources-OMB	150.00	0
6157	05/04/2010	MND006	VOID****VOID****VOID*** MN I	511.00	0
6158	05/04/2010	MNM002	MN Municipal Utilities Assoc	171.00	0
6159	05/04/2010	MNP003	MN Pollution Control Agency	240.00	0
6160	05/04/2010	MNS003	MN State Treasurer - Treasury Divisio	5.90	0
6161	05/04/2010	NET003	Diane Netterlund	373.00	0
6162	05/04/2010	ORE001	O'Reilly Auto Parts	23.06	0
6163	05/04/2010	ODL001	Odland Fitzgerald Reynolds & Harbot	648.00	0
6164	05/04/2010	OLS001	Chris Olson	8.25	0
6165	05/04/2010	OPP001	Opp Construction	183.00	0
6166	05/04/2010	OTI001	Otis Elevator Company	311.21	0
6167	05/04/2010	PAM001	Pamida	54.96	0
6168	05/04/2010	POL001	Polk County Attorney-Widseth	11.80	0
6169	05/04/2010	POL002	Polk County Auditor Treasurer	106,628.12	0
6170	05/04/2010	PRE001	Premium Waters Inc	78.50	0
6171	05/04/2010	QBI001	Quality Books Inc	177.62	0
6172	05/04/2010	QUI001	Quill Corp	461.48	0
6173	05/04/2010	QWE001	Qwest	46.37	0
6174	05/04/2010	RDO001	RDO Powerplan OIB	30.16	0
6175	05/04/2010	REZ002	Anthony Reznicek	21.75	0
6176	05/04/2010	RIC001	James Richter	132.48	0
6177	05/04/2010	ZAV001	RJ Zavoral & Sons	21,197.50	0
6178	05/04/2010	ROT001	Roto Rooter	50.00	0
6179	05/04/2010	SAM002	Sam's Club	72.87	0
6180	05/04/2010	SCH004	Leonard Schmaltz	45.00	0
6181	05/04/2010	JOH013	Sharla Johnson Scott Sirek Galstad Jer	7,500.00	0
6182	05/04/2010	SHO004	Showcases	167.99	0
6183	05/04/2010	SPR002	Spray Advantage	340.56	0
6184	05/04/2010	STC001	St Cloud State Univ	260.00	0
6185	05/04/2010	STO001	Stone's Mobile Radio Inc	47.62	0
6186	05/04/2010	STR003	Streichers	1,309.83	0
6187	05/04/2010	STU001	Stuart's Towing	10.00	0
6188	05/04/2010	SUN001	Sunshine Terrace	62.76	0
6189	05/04/2010	TRI001	Tristeel Manufacturing	75.16	0
6190	05/04/2010	TRU001	True Temp	598.18	0
6191	05/04/2010	TRY001	Try-County Refrigeration	285.00	0
6192	05/04/2010	USB003	US Bearings & Drives	18.59	0
6193	05/04/2010	VAL001	Valley Petroleum Equipment	111.19	0
6194	05/04/2010	VAL002	Valley Truck	1,586.81	0
6195	05/04/2010	VIL001	Vilandre Heating & A/C	347.67	0
6196	05/04/2010	WAT001	Water & Light Department	38,522.44	0
6197	05/04/2010	WEB003	George Weber	20.00	0
6198	05/04/2010	WIZ001	Wizard's Enterprises Inc.	490.00	0
6199	05/04/2010	XCE001	Xcel Energy	4,858.31	0

Check	Date	Vendor No	Vendor Name		Amount	Voucher
6200	05/04/2010	XER001	Xerox Corporation		31.12	0
6201	05/04/2010	ZIE001	Ziegler		5,733.85	0
				Check Total:	320,730.97	