

**APPROVED
MINUTES
OF THE
EAST GRAND FORKS
CITY COUNCIL
Tuesday, April 7, 2009 – 5:00 PM**

CALL TO ORDER:

The Regular Meeting of the East Grand Forks City Council for April 7, 2009 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 Member Marc Demers, Craig Buckalew, Wayne Gregoire, Mike Pokrzywinski, and Greg Leigh.

STAFF PRESENT:

Scott Huizenga, City Administrator; Ron Galstad, City Attorney; Greg Boppre, City Engineer; Dave Aker, Parks & Rec Superintendent; Mike Hedlund, Police Chief; John Wachter, Public Works Superintendent; Randy Gust, Fire Chief; Jerry Skyberg, Building Official; and Dan Boyce, Water & Light Manager.

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.”

Presentation of Plaque to Rod Thoms

Mayor Stauss presented a plaque to Rod Thoms, former city employee, to recognize over 24 years of service to the City.

Model T Club

Brad Bail appeared on behalf of the East Grand Forks Model T Club. The club requested permission to hold an event along the greenway bike and pedestrian paths in which the club could parade its Model T Ford

EAST GRAND FORKS CITY COUNCIL
April 7, 2009

vehicles. Council Member Leigh stated that he thought it was a good idea provided it was an allowable use of the greenway. Council Member Pokrzywinski asked how the vehicles would get around the bollards on the trails that prevent vehicle access. Mr. Bail said that was a good question, and that he was seeking tentative agreement from the Council subject to any regulations. Mayor Stauss said that the City should try to find a reason to allow access rather than a reason not to allow access. Mr. Galstad indicated that he would investigate a possible ordinance to allow special uses on the greenway subject to Council approval.

APPROVAL OF MINUTES:

1. Consider approving the minutes of the “Regular Meeting” for the East Grand Forks, Minnesota City Council of March 17, 2009.

A MOTION WAS MADE BY COUNCIL MEMBER DEMERS, SECONDED BY COUNCIL MEMBER TWETEN, TO APPROVE THE “REGULAR MEETING” FOR THE EAST GRAND FORKS, MINNESOTA CITY COUNCIL OF MARCH 17, 2009.

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

Voting Nay: None.

2. Consider approving the minutes of the “Work Session” for the East Grand Forks, Minnesota City Council of March 24, 2009.

A MOTION WAS MADE BY COUNCIL MEMBER DEMERS, SECONDED BY COUNCIL MEMBER GREGOIRE, TO APPROVE THE “WORK SESSION” FOR THE EAST GRAND FORKS, MINNESOTA CITY COUNCIL OF MARCH 24, 2009.

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

Voting Nay: None.

SCHEDULED BID LETTINGS: NONE.

SCHEDULED PUBLIC HEARINGS:

3. Public Hearing to adopt Resolution No. 09-04-24 a Resolution to consider the Enterprise Zone tax credits for 2009.

Council Member DeMers asked if there were any other applicants for credits. Mr. Richter said that there were no other applicants; and that one applicant has reached the maximum allowable credits. Council President Grassel added that applicants are allowed up to \$100,000 in Enterprise Zone credits.

A MOTION WAS MADE BY COUNCIL MEMBER TWETEN, SECONDED BY COUNCIL MEMBER BUCKALEW, TO CLOSE THE PUBLIC HEARING AND ADOPT RESOLUTION NO. 09-04-24 A RESOLUTION TO CONSIDER THE ENTERPRISE ZONE TAX CREDITS FOR 2009.

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

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 chose.

4. Consider approving the application for an Exempt Gambling Permit for a raffle for the East Side Ducks Unlimited to be held April 30, 2009 at the East Grand Forks American Legion, 1009 Central Ave. NW, East Grand Forks, MN 56721 and waive the 30-day waiting period.
5. Consider adopting Resolution No. 09-04-25 a Resolution requesting authority to establish a municipal street improvement district.
6. Consider approving the promotion of Chris Olson to Police Sergeant effective April 6, 2009.
7. Consider approving Norm Vanderpan to the Civil Service Commission to replace Val Gravseth for a 3 year term beginning 4/8/09 through 12/31/11.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER DEMERS, TO APPROVE CONSENT MOTIONS NUMBER FOUR (4) THROUGH SEVEN (7) AS SUBMITTED.

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

Voting Nay: None.

ACKNOWLEDGE RECEIPT OF REPORTS OF OFFICERS, BOARDS AND COMMISSIONS:

8. The minutes of the Water, Light, Power and Building Commission for March 5, 2009.
9. The minutes of the Water, Light, Power and Building Commission for March 19, 2009.

COMMUNICATIONS:

10. The correspondence to the East Grand Forks Planning Commission from March 31, 2009.

OLD BUSINESS: NONE.

NEW BUSINESS:

11. Consider approving amendment no. 1 to the Consultation and Public Agreement with Strandell News Services for the East Grand Forks history book.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER TWETEN, TO APPROVE AMENDMENT NO. 1 TO THE CONSULTATION AND PUBLIC AGREEMENT WITH STRANDELL NEWS SERVICES FOR THE EAST GRAND FORKS HISTORY BOOK.

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

Voting Nay: Pokrzywinski.

12. Consider adopting Resolution No. 09-04-26 a Resolution to purchase the drain way necessary for the “2009 City Project No. 1 – Curb, Gutter, Paving, & Sewer.”

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER POKRZYWINSKI TO ADOPT RESOLUTION NO. 09-04-26 A RESOLUTION TO PURCHASE THE DRAIN WAY NECESSARY FOR THE “2009 CITY PROJECT NO. 1 – CURB, GUTTER, PAVING, & SEWER.”

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

Voting Nay: None.

Abstain: Tweten.

CLAIMS:

13. Consider adopting Resolution No. 09-04-27 a Resolution authorizing the City of East Grand Forks to approve purchases from Berts Truck Equipment for the goods referenced in check number 2645 for a total of \$26.10 whereas Council Member Gregoire is personally interested financially in the contract.

A MOTION WAS MADE BY COUNCIL MEMBER TWETEN, SECONDED BY COUNCIL MEMBER LEIGH, TO ADOPT RESOLUTION NO. 09-04-27 A RESOLUTION AUTHORIZING THE CITY OF EAST GRAND FORKS TO APPROVE PURCHASES FROM BERTS TRUCK EQUIPMENT FOR THE GOODS REFERENCED IN CHECK NUMBER 2645 FOR A TOTAL OF \$26.10 WHEREAS COUNCIL MEMBER GREGOIRE IS PERSONALLY INTERESTED FINANCIALLY IN THE CONTRACT.

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

Voting Nay: None.

Abstain: Gregoire.

14. Consider adopting Resolution No. 09-04-28 a Resolution authorizing the City of East Grand Forks to approve purchases from Hardware Hank the goods referenced in check numbers 2694 for a total of \$455.14 whereas Council Member Buckalew is personally interested financially in the contract.

A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER POKRZYWINSKI, TO ADOPT RESOLUTION NO. 09-04-28 A RESOLUTION AUTHORIZING THE CITY OF EAST GRAND FORKS TO APPROVE PURCHASES FROM HARDWARE HANK THE GOODS REFERENCED IN CHECK NUMBERS 2694 FOR A TOTAL OF \$455.14 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.

EAST GRAND FORKS CITY COUNCIL
April 7, 2009

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

3D Specialties	Traffic Engineering Supplies - Flood Supplies	3,577.41
Acme Electric Companies	Flood Supplies, Inv Parts,	1,729.99
ACS Government Sys Inc	Service Contract Software	633.13
Advanced Business Methods	Copier Lease	292.88
Advanced Fire Protection	Sprinkler Freeze Holiday Mall	20,552.00
Aker Dave	Sony Battery Charger	66.35
Albrecht Manufacturing	Inv # 118	297.01
Alltel	PD Cell Phone	63.26
American Tire Service	Inv Parts #616, #157, #289	92.35
American Traffic Safety Association	2009 northland "How To" Roberts/Nelson	190.00
Ameripride Linen & Apparel Services	Sani--Air/Soap/Towels/Mops	412.31
Anderson Mike	Meal Reimb Leadership Academy	17.30
Auto Glass & Aftermarket	Inv Parts #548/ 546	322.00
Baker & Taylor Co	Books	749.72
BCA BTS	Intoxilyzer 5000 Class/Andy Boen/ D Robertson	450.00
Berg-Johnson Associates Inc	Ametek Submersible Level Transmitter	879.18
Bert's Truck Equipment	Inv Parts #177	26.10
Blue Cross Blue Shield of ND	EDHA Insurance	4,482.60
Boen Andrew	Meal Reimb	122.00
Brodart Co	Books	228.56
Bruce Jay	Cleaning Demers Building	180.00
Business Essentials	Paper	76.56
Capstone Press Inc	Books	325.41
Cassanelli, Michael & Melissa & GCB	New Construction Incentive Program	5,000.00
Cole Papers Inc	Liners/Tissue Towels/ Vacum Repair	347.99
Commercial Maintenance Chemical Corp	Lift Station Degreaser - Granular	1,299.85
Complete Pest Control Inc	Pest/Insect Control	686.96
Costume Gallery	FS Costumes	228.64
Country Inn St.Paul East	Tim Everett Lodging	421.70
Custom Stripes Inc	Stencils For Flood Barricades	100.00
D&D Heating & Sheet Metal	Unit #3 Repair	71.50
Dakota Supply Group	Flourescent Lamp Bulbs	112.22
Dakota TV & Appliance	White Goods Parts	39.33
Demco Educational Corp	Processing Supplies	239.00
DeMers Steve	Meal Reimb School	21.75
Diamond Cleaning Supply Richard Papenfuss	Supplies For Shop/Glass Cleaner	205.33
Drummer Darin	Mural At Riverwalk Center	1,026.17
Eagle Electric	Installation/Repairs	1,778.05
East Side Auto Service	Inv Parts # 335	350.00
Egeland Bobbie	Hockey Gas Reimb	65.30
EGF Firemen's Relief Association	Fire State Aid 09	844.00
Electric Pump	Pump Repairs	10,387.53
Everett Tim	Meal/Gas Reimb Training Minneapolis	5.55
Explorer Post #38	Squad Car Cleaning	50.00
Exponent	Publishing	417.13
FedEx Kinko's	15.70 lb Postage/ Copies For 2008 Flood Control	141.13
Filter Care	Inventory	54.21

EAST GRAND FORKS CITY COUNCIL
April 7, 2009

Floan Sanders	Prof Services	31,416.26
Fore Matt	Gas Reimb	24.67
Forx Radiator	Inv Parts #117	61.90
G&K Services	Rugs	206.45
Gaffaneys	General Supplies	42.33
Gale	Books	240.95
GE MDS	Storm Telemetry Radio	427.00
George's Quick Printing	Business Cards - Admin	298.20
George's Quick Printing	Business Cards - Gust	74.55
GF Herald	Monthly Dinner Dance	93.49
GF Welding & Machine	Spacing For Demers Flood Wall	193.68
GGF Convention & Visitors Bureau	Feb 09 Lodging Tax Plaza/East Grand	475.70
Government Finance Officers Association	Membership/Lucke	170.00
Grand Cities Towing	Towing	350.00
Grand Forks City	Dec 08 Transit	14,646.00
Grand Forks Taxi Company	Feb 09 Dial A Ride Services	2,187.25
Gust Randy	Office Supplies/ Meals For Flood Workers	123.99
H2O Inc	Parts For Flood Sludge Discharge/Flood Equip	3,358.05
Hajicek Rick	Cleaning	380.00
Hardware Hank	Maint Supplies	455.14
Hearn Jason	Mileage Reimb	130.60
Heartland Paper	Kleenex Roll/Bath Tissue	155.20
Hebron Brocks	Right PT Backer Rod 1" Hot	63.68
Holiday Credit Office	Police Gas	51.84
Home of Economy	Certificate Holders	380.21
Hugo's	Food Supplies	180.20
Huizenga Scott	Tr-Valley Public Trans Meeting Mileage Reimb	28.60
Integra Telecom	LD Phone	234.19
K&E Construction	PD Garage Floor Repair	11,966.85
Kar Products	Inv Parts	177.54
Keith's Lock & Key	Admin Vault Key	25.00
Laker Chemical	EZ Dose It Bacteria Bugs	973.14
League of MN Cities	Safety & Loss Workshop	60.00
League of MN Cities	Insurance Premium	107,975.50
Learning Opportunities Inc	Books	274.35
Lithia Payment Processing	Inv #545	40.94
Locators & Supplies Inc	10 Barricade Lights	191.92
Lumber Mart	Flood Wall Material/6 Mill Clear Poly	1,300.67
Mack Jason	Hockey Gas Reimb	75.09
MacQueen Equipment	Inv Parts #120	443.02
Mamma Maria's Italian Restaurant	EDHA Meeting	115.10
McDonald's of EGF	Prisoner Meals	69.51
Mehrer Shannon	Steel Clamps For Flood Wall	485.00
Menards	Cleaning Supplies/Brushes/Shelf Brackets	51.98
Metropolitan Planning Organization	Planning Hours/Ellis 43hrs/McNelis 4hrs/Local Share	6,385.06
Micro-Marketing LLC	Books	287.87
Midcontinent Communications	Cable Services	744.13
Mike's Pizza	Planning Meeting - Ellis	35.57
Miller Josef	Ref Fees	80.00
MN Chief of Police Association	Permits To Acquire	58.58

EAST GRAND FORKS CITY COUNCIL
April 7, 2009

MN Dept of Labor & Industry	Annual Operating Permit	200.00
MN Dept of Public Safety	Training - Everett	75.00
MN Dept of Revenue VOID****VOID***	Sales/Use Tax	966.00
MN Drivers & Vehicle Services	Car Tabs	28.50
MN State Retirement System	Health Care Savings Plan Participant Report	31.00
Nelson Katie	Ice Show Supplies	92.87
North Central Rental & Leasing	Equip Rental 3/04/09 - 3/31/09	2,565.00
Norwood House Press	Books	127.28
O'Reilly Auto Parts	Maint Supplies	625.92
Odland, Fitzgerald, Reynolds	Prof Services	226.40
Orchard Oil Company	Fuel	30,819.55
Polk County Recorder	Filing Fees UCC Statement	20.00
Praxair Distribution	Maint Supplies	487.18
PS Door Services	Garage Door Repair	156.00
Quill Corp	Folders/Label Maker/Bindings/Protectors/Supplies	446.64
Ramada Plaza Suites	Traffic Seminar/Dillion Nelson - B Roberts	394.08
RDO Equipment Co	Inv Parts #117	398.26
Reliance Telephone System	Repair Phone Line/Chief's VM	143.82
River Cinema	Repairs to RW Mall	2,652.84
RMB Environmental Lab Inc	Sampling At #1 Lift	43.00
Roberts Bert	Mileage Reimb	111.50
Robertson Dennis	Meal Reimb	122.00
Rydell Chevrolet	Inv Parts #101	9.06
Scholand Tyler	Mileage Reimb	76.77
SimplexGrinnell	Hooking Fire Alarm System To Fire Panel	306.00
Slette, Lloyd	Ink for Sr Center	40.52
Smitty's Transmission	Inv Parts & Labor- 97 Chev #802	2,222.89
Springsted	Continuing Closure Services	2,375.00
St.Croix Recreation Comp Inc	Nash Park Playground Structure	19,990.05
Straw William	Gas Reimb	28.66
Streichers	Patrol Uniform	325.05
Stuart's Towing	Towing	330.00
Sun Dot Communications	ASDL / DSL Service	138.49
Surplus Center	Duct Tape/Washers For RR Closures	17.96
Taggart Excavation and Septic Service	08 Assessment Job #5 Est #5	34,627.96
Thomas Bouregy & Co	Books	139.50
Tristeel Manufacturing	L Brackets Secure Road Closures - Flood	27.86
True Temp	St Main & Repair Amp Car Fuse & Labor	294.31
UMC Center For Adult Learning	Tree Workshop/Gulbranson & Larson	60.00
United States Post Office	2 Rolls \$.42 Stamps / 2 Rolls \$.27 Stamps	138.00
Valley Truck	Inventory - Hydraylic Oil	66.78
Verizon Wireless	Cell Phone	443.59
Vilandre Heating & A/C	HVAC Maint Filters	298.43
Vossler Films/Books	DVD's	115.00
Wagner Construction	08 CP No1 Est #7	141,400.00
Waste & Recycling News Professional Services	26 Issues	49.00
Water & Light Department	Water and Light	74,221.56
Weissmans Designs for Dance	Ice Show Costumes	559.80
Wizard's Enterprises	Custodial Service	490.00

EAST GRAND FORKS CITY COUNCIL
April 7, 2009

World Media	Books	135.68
Xcel Energy	Energy	26,478.18
Xerox Corporation	Base Charge Feb	21.72
	<hr/> Total <hr/>	<hr/> 594,087.10 <hr/>

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

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

COUNCIL/STAFF REPORTS:

Mayor Stauss discussed his radio appearance with former Grand Forks Mayor Pat Owens. He also reiterated his appreciation to Rod Thoms.

Council Member Buckalew thanked Water and Light employees among others for their efforts in promptly erecting flood closures. He also acknowledged Rod Thoms.

Council Vice President Tweten told visiting high school students that the City has excellent employees and Council. He stated "This is where government starts."

Council Member Gregoire said that there were some issues among several Polk County township residents regarding the City's sandbag site. Mr. Gust responded that sandbagging is not a part of the City's action plan with the levee system; and that the City responded as best it could. He would meet with Polk County Emergency Management officials to discuss better coordination.

Council Member Pokrzywinski also complimented staff on the flood fight. He also was concerned about the reported claim of negligence against the City regarding a snowmobile accident on the Red River. He found the claim to be baseless, and he said, "Perhaps we need to erect signs that say 'Caution: Do not set yourself on fire.'"

Randy Gust reported that the river levels are going down, but that it could rise again starting on April 13.

John Wachter warned that there could be damage to pavers and the street from water and stop logs.

Greg Boppre reported that MnDOT will conduct a fracture critical bridge inspection in May. This was previously scheduled and was not related to the flood.

ADJOURN:

A MOTION WAS MADE BY COUNCIL MEMBER POKRZYWINSKI, SECONDED BY COUNCIL MEMBER DEMERS, TO ADJOURN THE APRIL 7, 2009 REGULAR MEETING OF THE EAST GRAND FORKS, MINNESOTA CITY COUNCIL AT 5:48 P.M.

EAST GRAND FORKS CITY COUNCIL
April 7, 2009

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

Voting Nay: None.

Scott Huizenga, City Administrator/Clerk-Treasurer