

**WORTHINGTON CITY COUNCIL
REGULAR MEETING JANUARY 11, 2010**

The meeting was called to order at 7:00 p.m. in City Hall Council Chambers by Mayor Alan E. Oberloh with the following Aldermen present: Lyle Ten Haken, Mike Kuhle, Scott Nelson, Ron Wood, Mike Woll. Honorary Council Person - Mike Hokeness.

Staff present: Craig Clark, City Administrator; Dwayne Haffield, Director of Engineering; Brad Chapulis, Director of Community/Economic Development; Janice Oberloh, City Clerk.

Others present: Jorge Lopez and Lisa Graphenteen, Southwest MN Housing Partnership; Julie Buntjer, Daily Globe.

Alderman Nelson left the room at this point in the meeting.

HONORARY COUNCIL PERSON

Mayor Oberloh introduced Mike Hokeness as the Honorary Council Person for the months of November and December, 2009 and January 2010.

AGENDA APPROVED WITH CHANGES

The motion was made by Alderman Wood, seconded by Alderman Ten Haken, and was approved by a 4-0 vote to approve the agenda with the following changes: move bills payable from the regular agenda to the consent agenda.

CONSENT AGENDA APPROVED

The motion was made by Alderman Wood, seconded by Alderman Ten Haken, and was approved by a 4-0 vote to approve the consent agenda as follows:

1. City Council Minutes:
 - a. Regular Meeting December 8, 2009
 - b. Special Meeting January 6, 2010

2. Minutes of Boards and Commissions:
 - a. Water and Light Commission Minutes of January 4, 2010
 - b. Planning Commission Board of Appeals Minutes of January 5, 2010
 - c. Worthington Rediscovered Committee Minutes of January 5, 2010

3. City Council Business
 - a. Administration:
 1. Dance License for Worthington Eagles Aerie 3282, 205 Oxford Street for the license period January 12, 2010 through December 31, 2010.
 2. Proposal for Services - City Attorney - at the hourly rate of \$146.50

- plus expenses for a one year period from and after January 1, 2010.
- b. Engineering:
 1. Supplemental Agreement Number 1 to 2008 Bituminous Pavement Improvement Contract at a total cost of \$948.20.
 4. Bills payable and totaling \$450,669.97 be ordered paid.

Alderman Nelson returned to the meeting.

ANNUAL APPOINTMENTS APPROVED

Lyle Ten Haken was elected by unanimous paper ballot as Mayor Pro Tem for 2010.

The motion was made by Alderman Kuhle, seconded by Alderman Ten Haken and unanimously carried to approve the annual committee appointments.

The motion was made by Alderman Ten Haken, seconded by Alderman Woll and unanimously carried to set the City Council meeting time and dates as 7:00 p.m. on the second and fourth Mondays of each month, noting that in the event a legal holiday falls on the second or fourth Monday, the Regular City Council meeting will be held on the following day (Tuesday).

The motion was made by Alderman Kuhle, seconded by Alderman Wood and unanimously carried to designate the Daily Globe as the official newspaper for 2010 for the publication of all matters required by law to be published.

The motion was made by Alderman Woll, seconded by Alderman Nelson and unanimously carried to appoint Janice Oberloh as City Clerk for the City of Worthington for a one-year term.

MEMORIAL AUDITORIUM PROJECT PLANS APPROVED

The motion was made by Alderman Ten Haken, seconded by Alderman Nelson and unanimously carried to approve the Memorial Auditorium project plans at an estimated project cost of \$1.93 million, and to authorize advertisement for bids to be received February 18, 2010 for consideration at the February 22, 2010 regular City Council meeting.

Should bids come in under estimate, four alternates will be considered:

1. Provide patterned carpet in Lobby.
2. Provide etched glass stair/balcony rail system.
3. Provide etched glass panel in front windows of addition and two of the main level replacement windows.

4. Reconstruct existing parking lot (remained an alternate as included in original plans)

PROFESSIONAL SERVICES APPROVED PERTAINING TO POSSIBLE SALE OF INDUSTRIAL WASTEWATER TREATMENT FACILITY

As a result of JBS Swift's interest in acquiring the City's Industrial Wastewater Treatment Facility, Council had earlier directed staff to secure appropriate professional services to aid in discussion of the facility. Staff obtained a proposal from Wenk Associates for engineering services and a scope of services from Flaherty & Hood, P.A. for legal representation for the sale.

Following discussion, the motion was made by Alderman Woll, seconded by Alderman Wood and unanimously carried to authorize Wenk Associates to complete the preliminary estimate of the value of the facility. Funds to perform the Phase I study will come out of the Industrial Wastewater Treatment Facility reserves.

The results of the study will be brought back to Council before determining whether to move to Phase II, which is to provide a more thorough evaluation of the facility's condition and value and includes services to aid in considering NPDES permitting and other issues pertaining to a sale.

RESOLUTION ADOPTED RESTRICTING PARKING ON RYAN'S ROAD

The motion was made by Alderman Wood, seconded by Alderman Kuhle and unanimously carried to adopt the following Resolution banning parking on both sides of Ryan's Road from T.H. 59 to Ray Drive as required in regard to use of Municipal State Aid Street funds for the project:

RESOLUTION
RELATING TO PARKING RESTRICTIONS

S.A.P. 177-118- 001, Ryan's Road from T.H. 59 to Ray Drive in the City of Worthington, Minnesota.

WHEREAS, THIS RESOLUTION was passed this 11th day of January, 2010, by the City of Worthington in Nobles County, Minnesota. The Municipal corporation shall hereinafter be called the "City",

WITNESSETH:

WHEREAS, the "City", has planned the improvement of Ryan's Road, State Aid Route No. 118 from T.H. 59 to Ray Drive in the City of Worthington, Minnesota; and

WHEREAS, the "City" will be expending Municipal Street Aid Funds on the improvements

of this Street; and

WHEREAS, this improvement does not provide adequate width for parking on both sides of the street; and approval of the proposed construction as a Municipal State Aid Street project must therefore be conditioned upon certain parking restrictions.

NOW, THEREFORE, IT IS HEREBY RESOLVED:

That the “City” shall ban the parking of motor vehicles on both sides of Ryan’s Road from T.H. 59 to Ray Drive at all times.

WORTHINGTON REDISCOVERED REQUEST FOR REIMBURSEMENT OF DEMOLITION EXPENSES APPROVED

At their January 5, 2010 meeting, the Worthington Rediscovered Committee considered an application from Ray Harchanko for reimbursement of demolition costs for the structure located at 612 Humiston Avenue. The 11 unit apartment complex that abuts the subject property is owned by Mr. Harchanko and is grandfathered in as non-conforming - lot size. The Worthington Rediscovered Program guidelines include the purchase of property for the incorporation with an abutting non-conforming lot...” to reduce or eliminate the non-conformity. The non-conformity would be eliminated if Mr. Harchanko acquires enough adjacent property to construct another apartment complex. The Worthington Rediscovered Committee voted unanimously to commit an amount not to exceed \$5,950 towards the demolition of the existing structure on the condition Mr. Harchanko provides evidence of competitive bidding on the eligible work.

The motion was made by Alderman Kuhle, seconded by Alderman Nelson and unanimously carried to concur with the Worthington Rediscovered Committee’s recommendation to reimburse Mr. Harchanko an amount not to exceed \$5,950 for the demolition expenses at 612 Humiston Avenue subject to submission of evidence of competitive bidding.

AUTHORIZATION DENIED FOR GRANT APPLICATION SUBMISSION FOR REDEVELOPMENT PROJECT AT FORMER YMCA FACILITY

Jorge Lopez and Lisa Graphenteen from the Southwest Minnesota Housing Partnership were present at the meeting to discuss a grant application to the Department of Employment and Economic Development (DEED) for funding of the redevelopment project at the former YMCA facility. The grant application requires an estimate for the total scope of the project, not just acquisition and demolition costs, and if the size of the project decreases, so do the grant funds. Accepting grant funds also ties the project to public purpose.

Following discussion, the motion was made by Alderman Ten Haken, seconded by Alderman Kuhle and unanimously carried to cease with the application process for financial assistance from DEED to assist with acquisition and demolition costs related to the redevelopment project at the former YMCA location.

COUNCIL COMMITTEE REPORTS

Mayor Oberloh - nothing to report.

Alderman Ten Haken - nothing to report.

Alderman Kuhle - nothing to report.

Alderman Nelson - attended a Worthington Rediscovered Meeting but had nothing to report other than the case item discussed earlier.

Alderman Wood - Joint Transit meeting - they decided to discontinue subsidy for the weekend/night taxi service.

Alderman Woll - nothing to report.

CITY ADMINISTRATOR'S REPORT

Craig Clark, City Administrator, reminded Council that the Worthington Chamber of Commerce's Annual Meeting is scheduled for Friday, January 22nd. Council members interested in attending should let City staff know so arrangements can be made.

ADJOURNMENT

The motion was made by Alderman Ten Haken, seconded by Alderman Kuhle and unanimously carried to adjourn the meeting at 8:17 p.m.

Janice Oberloh
City Clerk