

**WORTHINGTON CITY COUNCIL
REGULAR MEETING, MARCH 8, 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, Ron Wood, Mike Woll. Aldermen absent: Scott Nelson, Honorary Council Member Lon Lien (excused).

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

Others present. Ken Moser; Darlene Macklin; Stephen Sherf, Hospitality Consulting Group; Mark Storm, Evergreen Land Services; Laura Grevis, Daily Globe; Jamie Pettit, KWOA.

AGENDA APPROVED

The motion was made by Alderman Wood, seconded by Alderman Ten Haken and unanimously carried to approve the agenda as presented.

CONSENT AGENDA APPROVED

The motion was made by Alderman Woll, seconded by Alderman Wood and unanimously carried to approve the consent agenda as follows:

- City Council Minutes - Regular Meeting February 22, 2010; Special City Council Meeting (5:30 p.m.) February 22 2010; Special City Council Meeting (6:00 p.m.) February 22, 2010; Special City Council Meeting March 1, 2010.
- Minutes of Boards and Commissions - Memorial Auditorium Advisory Board of Directors Minutes of December 1, 2010; Traffic and Safety Committee Minutes of February 24, 2010; Planning Commission/Board of Appeals Minutes of March 2, 2010; Airport Advisory Board Minutes of March 2, 2010; Park and Recreation Advisory Board Minutes of March 4, 2010
- Financial Statements - General Fund Statement of Revenues and Expenditures for the Period January 1, 2009 through December 31, 2009; Municipal Liquor Store Income Statement for the Period January 1, 2009 through December 31, 2009.
- Applications for Exemptions from Lawful Gambling Permit as follows:

Organization:	Prairie Elementary Parent Group
Chief Executive Officer:	Rachel Ponto
Types of Games:	Raffles
Date/Location of Activity:	May 7, 2010 Prairie Elementary School, 1700 First Avenue SW

Organization:	Worthington Area YMCA
Chief Executive Officer:	Andrew Johnson
Type of Games:	Raffles
Date/Location of Activity:	April 24, 2010

Minnesota West Community & Technical College

- Application to Conduct Off-Site Gambling as follows:

Organization:	Worthington Hockey Association
Chief Executive Officer:	Michael Fogelman
Type of Games:	Raffles
Date/Location of Activity	March 14, 2010 Worthington Hockey Arena, 1600 Stower Drive

- Change Order #6 for City of Worthington Aquatic Center and YMCA Facility in the amount of \$57,723.39.
- Bills payable and totaling \$855,386.45 be ordered paid.

WORTHINGTON EVENT CENTER FEASIBILITY REPORT ACCEPTED

Stephen Sherf, Hospitality Consulting Group (HCG), was present at the meeting to present the Event Center Feasibility report completed by his group, which will be used to determine the size, scope, configuration and services of the proposed event center. The report included information on local market conditions, hotel supply, hotel industry trends, community summaries, event center demand (Convention/Associations, Entertainment and Consumer Shows, Local Users), Recommended Event Center Facilities, Hotel Facility Recommendations Location, Event Center Utilization, Hotel Utilization, Projected Hotel Utilization, Financial Projection Summary, Free Standing Events Center, and Financial Feasibility Analysis. Following the presentation, Mr. Sherf answered questions from Council regarding the report. Brad Chapulis, Director of Community/Economic Development, presented a memo from Dave Callister, Ehlers & Associates, regarding options for financing to assist a private developer in constructing a 76-unit hotel to be attached to the proposed Events Center.

The motion was made by Alderman Wood, seconded by Alderman Ten Haken and unanimously carried to accept the Worthington Event Center Feasibility Report.

APPROVAL OF ACTION PLAN TO ESTABLISH A NEW ECONOMIC DEVELOPMENT PLAN

The motion was made by Alderman Kuhle, seconded by Alderman Ten Haken and unanimously carried to approve an action plan that will develop new economic development tools to promote economic growth, as identified in the strategic plan process.

AGREEMENT WITH DAKOTA GOLF MANAGEMENT, INC. APPROVED

The motion was made by Alderman Woll, seconded by Alderman Wood and unanimously carried to approve an agreement with Dakota Golf Management, Inc. to provide administrative oversight to improve the operations of the City's municipal course at a fee of \$2,000. The contract provides

for ten full-day visits to Prairie View by Tom Jansa, Dakota Golf Management, Inc. at \$200 per visit.

AMENDMENT TO CITY'S SIDEWALK POLICY ADOPTED TO ALLOW WALKING PATHS TO EXIST WITHIN RESIDENTIAL AREAS

Council discussed the existence of walking paths between the back of the curb and the public sidewalk paralleling the residence, and reviewed a proposed policy amendment pertaining to such in residential neighborhoods only. Per the amendment, the surfaced paths may be constructed of landscaping materials such as paving stones, blocks, concrete or asphalt paving and shall not exceed four feet in width. Only one surfaced walking path shall be allowed per dwelling and shall be spaced no less than 25 feet from the nearest walking path. Installation, maintenance and replacement of a surfaced walking path shall be the responsibility of the property owner including replacement after removal due to any public or utility improvement.

Following the review, the motion was made by Alderman Woll, seconded by Alderman Ten Haken and unanimously carried to approve the amendment to the sidewalk policy to allow for walking paths in residential areas only, with the following revisions to the proposed amendment:

The walking paths shall be spaced no less than 20 feet from the nearest walking path; and

The walking path shall be constructed of the same material as per the municipal sidewalk policy.

RESOLUTION ADOPTED APPROVING COOPERATIVE CONSTRUCTION AGREEMENT WITH MINNESOTA DEPARTMENT TRANSPORTATION

As part of the Highway 60 improvement project from Bigelow to northe4ase of C.S.A.H. 10, a water main at Palm Avenue will need to be relocated and installed in a casing where it passes under the highway. The City is responsible for the costs of relocation of the portion o the water main located within the existing highway right-of-way. Total estimated construction cost for the work is \$49,828 with estimated City share of \$28,908. The City would also be required to pay 8% of construction costs for construction engineering, for a total amount of \$31,220.64.

The motion was made by Alderman Wood, seconded by Alderman Woll and unanimously carried to adopt the following resolution approving the Cooperative Construction Agreement with the Minnesota Department of Transportation and to authorize the Mayor and Clerk to execute the agreement:

**CITY OF WORTHINGTON
RESOLUTION**

IT IS RESOLVED that the City of Worthington enter into Mn/DOT Agreement No. 95983 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for payment by the City to the State of the City's share of the costs of the water main construction and other associated construction to be performed within the Trunk Highway No. 60 right-of-way from 4,075 feet north of 320th Street to 145 feet southwest of Paul Avenue within the corporate City limits under State Project No. 5305-56.

IT IS FURTHER RESOLVED that the Mayor and the Clerk are authorized to execute the Agreement and any amendments to the Agreement

RESOLUTIONS ADOPTED ORDERING REPORTS FOR 2010 STREET AND ALLEY RECONSTRUCTION IMPROVEMENTS

The 2010 Street and Alley Reconstruction project include improving the following described streets by regrading, base reconstruction, resurfacing, and necessary curb and gutter reconstruction:

- Church Avenue - Oxford Street to a line 63 feet south of the plat of Morfitt's Subdivision
- Hagge Street - Tower Street to Diagonal Road
- Marine Avenue - Clary Street to the south line of the plat of Morfitt's Subdivision
- Roos Avenue - Winifred Street to Diagonal Road

Improving the following described streets by regrading, base reconstruction, (complete) curb and gutter reconstruction, and resurfacing:

- Eighth Avenue - Ninth Street to its westerly terminus

Improving the following described alleys by regrading, base reconstruction, and resurfacing:

- Alley in Block 12 (between lake Street and 9th Street), Plat of Worthington - Third Avenue to Fourth Avenue
- Alley in Block 30 (between 10th Street and 11th Street), Plat of Worthington - Seventh Avenue to Eighth Avenue, abutting Lots 4, 5, 8 and 9.

The motion was made by Alderman Wood, seconded by Alderman Kuhle and unanimously carried to adopt the following resolutions ordering reports for the 2010 street and alley reconstruction improvements:

RESOLUTION NO. 3422

ORDERING PREPARATION OF FEASIBILITY REPORT ON PROPOSED IMPROVEMENT

(Refer to Resolution File for complete copy of Resolution)

RESOLUTION NO. 3423

ORDERING PREPARATION OF FEASIBILITY REPORT ON PROPOSED IMPROVEMENT

(Refer to Resolution File for complete copy of Resolution)

RESOLUTION NO. 3424

ORDERING PREPARATION OF FEASIBILITY REPORT ON PROPOSED IMPROVEMENT

(Refer to Resolution File for complete copy of Resolution)

COUNCIL COMMITTEE REPORTS

Mayor Oberloh - Has been in touch Representative Hamilton regarding budget cuts and scenarios to save LGA - also talked to Flaherty - they both think the other should come up with something. Received a letter from Walz today looking for a list of local projects - gave it to Craig. Also sent an email to Craig regarding further expenditures / reductions on the horizon - looking for a special meeting next week, the Clerk will poll Council for their availability.

Alderman Ten Haken - nothing to report.

Alderman Kuhle - attended a Planning Commission meeting where they had an overview of the comprehensive plan. Also attended an Airport Advisory Board meeting - they're looking at the FBO Agreement and a couple of items for hospital dollars.

Alderman Wood - Water and Light meeting, couple of issues regarding legislation and utility costs, Y pool repairs completed at contractor's expense and they are not finished negotiating yet with BKV and the subcontractors yet. Hoping the outdoor component will be completed by the second week in May.

Alderman Woll - nothing to report.

CITY ADMINISTRATOR'S REPORT

Craig Clark, City Administrator, reported the following: The League of Minnesota Cities' Joint City County School District meeting is scheduled for March 25th; WREDC's Bio Science Conference is on the 25th and 26th; we need to appoint a member for the fire station building committee; meeting this Saturday the 13th with our legislators to discuss LGA in more detail; the Supreme Court case will

be heard on the 15th for the unallotments; the year-end report through the audit shows we have about \$50,000 to add to reserves.

CLOSED SESSION UNDER MINN. STAT. § 13D.05, SUBD. 3 - TO DEVELOP OR CONSIDER OFFERS OR COUNTER OFFERS FOR THE PURCHASE OR SALE OF REAL OR PERSONAL PROPERTY

Mayor Oberloh noted Council would be going into closed session under Minn. Stat. § 13D.05, Subd. 3 to develop or consider offers or counter offers for the purchase real property specifically identified as County PIN 31-3857-300 and County PIN 31-3857-500. Upon roll call, the following were present for the closed session: Janice Oberloh, Lyle Ten Haken, Mike Kuhle, Dwayne Haffield, Mark Storm, Ron Wood, Mike Woll, Craig Clark, Alan Oberloh.

The motion was made by Alderman Wood, seconded by Alderman Woll and unanimously carried to close the meeting.

The motion was made by Alderman Woll, seconded by Alderman Kuhle and unanimously carried to reopen the meeting.

The motion was made by Alderman Woll, seconded by Alderman Wood and unanimously carried to approve the negotiated counter offer as presented for the parcel identified as County PIN 31-3857-300.

ADJOURNMENT

The motion was made by Alderman Woll, seconded by Alderman Wood and unanimously carried to adjourn the meeting at 9:05 p.m.

Janice Oberloh
City Clerk