

**WORTHINGTON CITY COUNCIL
REGULAR MEETING, JULY 10, 2017**

The meeting was called to order at 7:00 p.m. in City Hall Council Chambers by Mayor Mike Kuhle with the following Council Members present: Larry Janssen, Alan Oberloh, Chad Cummings, Amy Ernst, Mike Harmon. Absent: Honorary Council Member Josh Langseth (excused).

Staff present: Dwayne Haffield, Director of Engineering; Janice Oberloh, City Clerk.

Others present: Senator Bill Weber and his wife Barb; Karl Evers - Halstrom, Judy Alm.

The Pledge of Allegiance was recited.

AGENDA CLOSED/APPROVED

The motion was made by Council Member Janssen, seconded by Council Member Cummings and unanimously carried to close/approve the agenda as presented.

CONSENT AGENDA APPROVED

The motion was made by Council Member Ernst, seconded by Council Member Janssen and unanimously carried to approve the consent agenda as follows:

- City Council Minutes of Regular Meeting June 26, 2017
- Minutes of Boards and Commissions - Water and Light Commission Minutes of Regular Meeting June 19, 2017; Housing and Redevelopment Authority Board Minutes of May 30, 2017; NEON Committee Minutes of June 8, 2017
- Application for Temporary On-Sale Beer License - St. Mary's Church
- Application for Temporary On-Sale Liquor License - Worthington Hockey Association
- Bills payable and totaling \$559,405.08 be ordered paid

RECOGNITION OF SENATOR BILL WEBER FOR HIS SELECTION AS A LEAGUE OF MINNESOTA CITIES LEGISLATOR OF DISTINCTION

Senator Bill Weber, who represents Senate District 22, including Worthington, was at the meeting to be recognized as one of 32 legislators selected by the League of Minnesota Cities Board of Directors as a Legislator of Distinction for 2017. Senator Weber thanked Council for their appreciation and spoke on some of the issues he has brought forward on behalf of the city, and noted that City representatives were diligent and good to work with on those issues.

Council thanked Senator Weber for his work on the City's behalf.

ACTION TABLED ON LIQUOR STORE PROJECT PROFESSIONAL SERVICES CONTRACT AMENDMENT

Following Council's past action to reject the bids received for the Liquor Store project for being well over the project estimate, Staff met with TSP's architectural team on June 23rd to identify discuss and approve revisions to the plan in an effort to reduce the project costs. As a result of the additional work to revise the plans, TSP was requesting an additional fee of \$16,500 to redesign, re-engineer and revise the structural, architectural, mechanical and electrical plans and specifications. TSP has also requested an additional fee of \$5,000 to reissue the bidding documents and assist the City in obtaining bids and awarding the construction contracts, for a total additional fee of \$21,500..

Council had several questions regarding the additional fees and amended contract, and suggested that this item be tabled until City Administrator Steve Robinson returned and could provide further information.

The motion was made by Council Member Ernst, seconded by Council Member Oberloh and unanimously carried to table action on this item until additional information could be provided by staff.

AMENDMENT TO TASK ORDER NO. 1 OF AE2S CONTRACT APPROVED

At their July 1, 2016 meeting, Council approved a contract with Advanced Engineering and Environmental Services, Inc. (AE2S) for professional services pertaining to the CD 12 Flood Mitigation project. The contract includes Task Order No. 1 for project development including design permitting, development of a Benefit Cost Analysis and preliminary land acquisition activities. Staff now presented an amendment to the contract for additional services or services beyond the scope of those in the development of the original task order. Dwayne Haffield, Director of Engineering, said the first increase was in respect to land acquisition activities. The proposed fees and contract had defined the scope of services to include appraisals and review appraisals for 8 tracts of land. However, a total of 9 tracts of land were identified during the preliminary design process - the amendment increases the contract fee by an additional \$6,300 for the appraisals.

The other increase in fees to the contract is \$14,500 for additional time required to present the Benefit Cost Analysis (BCA) as desired by the Federal Emergency Management Agency (FEMA). Mr. Haffield said they are struggling to get the BCA approved because of some software issues - a lot of hours are going into re-presenting the BCA. The total cost for the project development phase is projected to be below the budget, but a future budget amendment for land acquisition needed at state level for grant administration will put that line item over budget about 9%, but will not result in an overall increase.

The motion was made by Council Member Oberloh, seconded by Council Member Cummings and unanimously carried to approve the Amendment to Task Order No. 1 of the AE2S Contract.

RESOLUTION NO. 2017-07-01 ADOPTED DECLARING ADEQUACY OF PETITION AND

ORDERING PREPARATION OF FEASIBILITY REPORT ON PROPOSED IMPROVEMENT

Dwayne Haffield, Director of Engineering, said the School District has petitioned for extension of sanitary sewer and water main along the property it owns north of Fox Farm Road and west of North Crailsheim Road, and it has been determined to be adequate in that it represents more than 35% of the property abutting the improvement. The City needs to receive the petition and declare it as adequate, and order preparation of the feasibility report. Mr Haffield said staff was proposing to send this out to a consultant for design, and went directly to Bolton and Menk because they are the site engineers on the college housing site, and we recently worked with them on the BioScience extension project. The City's Master Plan included this new service area as residential, however, now with the School District taking over that part Mr. Haffield said they would like to open up the Master Plan and have Bolton and Menk run some scenarios. The proposed fees of \$75,660 are proposed as hourly not to exceed. Staff's was recommending the following Council action:

1. Receive the petition for the improvement, declare it to be adequate and order preparation of report on proposed improvement by adoption of a resolution.
2. Authorize execution of the proposal and agreement with Bolton Menk subject to the City Attorney's final approval of the terms and conditions. Additional review by and possible comments from the League of Minnesota Cities' staff is pending.
3. Amend the Construction Fund (401) budget to include the sanitary sewer extension as a project initiated in 2017 with a rough cost estimate of \$500,000 with funding from bonding and special assessments. The water project has been included in the 401 budget.

The motion was made by Council Member Oberloh, seconded by Council Member Janssen and unanimously carried to approve staff's recommendations and adopt the following resolution declaring adequacy of petition and ordering the feasibility report:

RESOLUTION NO. 2017-07-01

DECLARING ADEQUACY OF PETITION AND ORDERING PREPARATION OF FEASIBILITY REPORT ON PROPOSED IMPROVEMENT

(Refer to Resolution File for complete copy of Resolution)

COUNCIL COMMITTEE REPORTS

Mayor Kuhle - Attended the forum at St. Mary's yesterday - there were a lot of positive comments, over 200 people attended.

Council Member Janssen - Nothing to report.

Council Member Oberloh - Attended an HRA meeting - they will be requesting hard surfacing of the road at their property at County Road 35/5. They've been doing a lot of facility upgrades on their properties - and they are dealing with the uncertainty of funding for public housing under the new administration.

Council Member Cummings - Attended a Memorial Auditorium Advisory Board meeting - congratulations to Tammy who is now serving as President of the Presenters Group for a year. The Advisory Board will be losing a Board member who is moving away. Expressed appreciation to the City and staff for their help with the Beach Bash. Approximately \$12,000 was raised on behalf of the Lake Association, who is looking to purchase a 64 foot dock for the lake.

Council Member Ernst - Nothing to report.

Council Member Harmon - The Water and Light Commission met a week ago - they reviewed the Planning Sessions from June. They also had some security training. He attended another employee relations meeting and attended a CAL meeting this morning - they are working to expand diversity at the CAL, the Kiwanis renewed their use of the facility. He also attended the meeting at St. Mary's yesterday.

CITY ADMINISTRATOR REPORT

No report was given due to the absence of the Administrator.

ADJOURNMENT

The motion was made by Council Member Oberloh, seconded by Council Member Cummings and unanimously carried to adjourn the meeting at 7:40 p.m.

Janice Oberloh, MCMC
City Clerk