

Pursuant to due call and notice thereof a regular meeting of the Council in and for the City of Albany, Stearns County, Minnesota, was called to order by Mayor Daron Gersch at 6:30 o'clock in the evening on Wednesday, June 19, 2013, in the Council Room at 400 Railroad Avenue for the said City.

Other Council members present were: Councilors Laurie Dingmann, John R. Harlander, and Tom Kasner. Councilor John Greer was absent for the meeting.

Also present were: Tom Schneider, Clerk/Adm., Joe Mergen, Public Works Supervisor, Jeremy Mathiasen, City Engineer, Stantec, Inc., Aaron Baros, Albany Patrol Officer, and Mike Kosik, Staff Writer, Albany Enterprise.

After due discussion, a motion was made by Tom Kasner and seconded by John R. Harlander to authorize the payment of the following bills: Check Numbers 63433 to 63468 and 14855 to 14871. All voted for the motion and it carried. The complete check register is on file at the office of the City Clerk/Adm. for public inspection during regular office hours.

Mayor Daron Gersch called for any corrections or additions to the minutes of the regular Council meeting held on June 5th and hearing none declared them approved.

Mr. Mathiasen presented to the Council pay application number two for the 2013 Railroad Avenue (T.H. #238) Improvements. After due discussion and upon the recommendation to approve the request for payment, a motion was made by Mayor Daron Gersch and seconded by Laurie Dingmann to approve pay application number two submitted by R.L. Larson Excavating, Inc., St. Cloud, MN, in the amount of \$139,331.17 for the aforesaid improvements. All voted for the motion and it carried.

Mr. Mathiasen also presented to the Council change order number two for the purpose of increasing the support and to minimize the potential for settling of the new concrete (sidewalk) walk areas for the 2013 Railroad Avenue (T.H. #238) Improvements. Mr. Mathiasen noted that the said change order details the removal of the specified four inches of aggregate base material and the addition of 12-inches of select granular borrow and geotextile fabric. After due discussion and upon the recommendation of the City Engineer, a motion was made by Tom Kasner and seconded by John R. Harlander to approve the said change order in the amount of \$11,525.96. All voted for the motion and it carried.

Mr. Mergen informed the Council that three existing parking lot poles/lamps in the sidewalk located along the southern right of way on Railroad Avenue directly north of the City Hall parking lot were removed due to the Railroad Avenue Improvements. Mr. Mergen noted that the current location of the poles interfered with snow removal and recommended that when the new sidewalk is installed, the new poles should be placed in locations that don't interfere with snow removal on the sidewalk. Mr. Schneider questioned if the Council would consider purchasing new ornamental poles for the northern boundary of the City parking lot similar to the new ornamental poles on the north side of Railroad Avenue rather than reinstalling the older style poles/lamps. Mr. Mathiasen noted that a new ornamental pole/lamp has an estimated cost between \$2,000 and \$4,000 per pole. Mayor Daron Gersch, with the consensus of the Council, directed Mr. Mathiasen to prepare a change order to include the installation of three new ornamental poles/lights to be installed along the northern boundary in the City Hall parking lot.

Mr. Mergen also informed the Council that Sean Artley, owner of Paul's Par-A-Dice, 541 Railroad Avenue, questioned if the City would allow for the installation of a private heating system to be installed at 541 Railroad Avenue in the concrete sidewalk to melt snow and ice buildup during the winter months as part of the 2013 Railroad Avenue (T.H. #238) Improvements. Mr. Mathiasen informed the Council that he had no objection, but recommended that an agreement be executed between the City and Mr. Artley that would address the encroachment upon a public right-of-way consisting of a private heating system. Mayor Daron Gersch, with the consensus of the Council, informed Mr. Mathiasen that the

Council does not have any objection to allow a private hearing system installed within the right-of-way and directed Mr. Schneider to prepare an agreement to address the encroachment.

The Council took notice of a request by the Albany American Legion Club for an off-site MN Lawful Gambling Application and a one-day 3.2% Malt (Beer) Liquor License to sell on-sale beer for the annual car show to be held on Friday, August 2nd at the Albany Chrysler Center, 34650 225th Avenue. After due discussion, a motion was made by John R. Harlander and seconded by Laurie Dingmann to approve the 3.2% Malt (Beer) Liquor License and to introduce and move the adoption of the following Resolution:

RESOLUTION 2013-14
APPROVING MINNESOTA
OFF-SITE LAWFUL GAMBLING
(ALBANY AMERICAN LEGION CLUB)

All voted for the motion and it carried. The full text of the said Resolution is on file at the office of the City Clerk/Administrator for public inspection during regular office hours.

The Council took notice of a request by the Albany Lions Club for an off-site MN Lawful Gambling Application at Albany Tesoro, 140 Railroad Avenue. After due discussion, a motion was made by Tom Kasner who introduced the following Resolution and moved its adoption:

RESOLUTION 2013-15
APPROVING MINNESOTA
OFF-SITE LAWFUL GAMBLING
(ALBANY LIONS CLUB)

The motion for the foregoing Resolution was seconded by John R. Harlander and after a full discussion thereon and upon a vote being taken thereon, the following voted in favor thereof: Mayor Daron Gersch, Councilors Tom Kasner, John R. Harlander, and Laurie Dingmann, and none voted against the same whereupon the said Resolution was declared duly passed and adopted. The full text of the said Resolution is on file at the office of the City Clerk/Administrator for public inspection during regular office hours.

Mr. Schneider informed the Council that the City auditor recommended that the Council also approve an increase in the retirement benefit coverage related to the Albany Firefighters Relief Association that had been approved by the Albany Area Fire Board on July 26, 2012 effective January 1, 2013. Mr. Schneider noted that pursuant to MN State Statute 69.77, Subd. 11, the City must ratify any increase or change in retirement coverage. After due discussion, and upon the recommendation from the Albany Area Fire Board, a motion was made by Mayor Daron Gersch and seconded by Tom Kasner to approve an increase in the firemen's retirement benefit from \$1,400 to \$1,800 per year of service effective January 1, 2013. All voted for the motion and it carried.

The Council took notice of a proposed Electric Service Agreement and a Seasonal Pole Use License Agreement between Xcel Energy and the City of Albany to attach temporary and seasonally decorative lighting and associated equipment owned by the City to certain electric poles owned by Xcel Energy. Mr. Schneider informed the Council that the said Agreements will cover a single pole on the northeast side of 5th Street between Railroad Avenue and the rear alley. After due discussion, a motion was made by Mayor Daron Gersch and seconded by Laurie Dingmann to authorize the execution of both agreements. All voted for the motion and it carried.


Mayor Daron Gersch presented to the Council a request from the St. Cloud Area Planning Organization seeking the City's support in respectfully requesting the Commissioner of the Mn Department of Transportation (MnDOT) to include Interstate 94 expansion from the Twin Cities to St. Cloud in the new Minnesota State Highway Interstate Plan (MnSHIP). Mr. Gersch noted that MnDOT is in the process of finalizing an update to their MnSHIP which sets a twenty-year vision (2033) for transportation investment

in Minnesota and under the current proposal there are no major expansion plans for Interstate 94 or other highways in greater Minnesota. Mr. Gersch also noted that the Interstate 94 West Corridor is a huge economic engine for cities and counties in central and western Minnesota and has been recognized by the Federal Highway Administration as a freight corridor that will be highly congested by the year 2040 from the Twin Cities all the way to North Dakota. After due discussion, a motion was made by John R. Harlander who introduced the following Resolution and moved its adoption:

CITY OF ALBANY
RESOLUTION 2013-16
REQUESTING INCLUSION OF I-94 WEST CORRIDOR EXPANSION
IN THE MINNESOTA STATE HIGHWAY INVESTMENT PLAN (MnSHIP)

The motion for the foregoing Resolution was seconded by Laurie Dingmann and after a full discussion thereon and upon a vote being taken thereon, the following voted in favor thereof: Mayor Daron Gersch, Councilors Tom Kasner, John R. Harlander, and Laurie Dingmann, and none voted against the same whereupon the said Resolution was declared duly passed and adopted. The full text of the said Resolution is on file at the office of the City Clerk/Administrator for public inspection during regular office hours.

Mayor Daron Gersch announced the next regular Council meeting for 6:30 o'clock in the evening on Wednesday, July 3, 2013 and adjourned the meeting at 7:05 PM.



Tom Schneider, Clerk/Adm.