

Detroit Lakes, Minnesota
April 10, 2007

The regular meeting of the City Council was called to order in the Council Chambers of the City Administration Building at 5:00 P.M., Tuesday, April 10, 2007, all members of the Council having been duly notified of the meeting and the business to be transacted.

Present: Mayor Larry G. Buboltz; City Attorney Bill Briggs; City Administrator Richard Grabow; Assistant City Administrator Lynne Krieger; Finance Officer Louis Guzek; Community Development Director Larry Remmen; Assistant Street Commissioner Terry Stiegel; Public Utilities Superintendent Curt Punt; City Engineer Gary Nansen; Police Chief Kelvin Keena; Liquor Store Manager Bradley MacMaster; Building Official Calvin Mayfield and Fire Chief Jeffrey Swanson.

Aldermen: Anderson, Aune, Brenk, Hannon, Heltemes, Imholte, Tollefson, Tucker and Zeman.

Absent: Public Works Director Brad Green.

There being no corrections or additions to the minutes of the regular Council Meeting held March 13, 2007, the Mayor declared that they would stand approved according to copies of same sent to each member of the Council.

The Mayor called to order a hearing at 5:03 P.M., to consider the matter of a reported nuisance at 923 West Avenue created by an accumulation of debris, i.e., garbage in the trailer and the vehicle in the rear yard at 923 West Avenue. Building Official Calvin Mayfield advised the Council that this property has not been cleaned up. There being no further comments, the Mayor closed the hearing at 5:04 P.M. and reconvened the regular Council Meeting. Upon the recommendation of the Community Development Committee, a motion was made by Alderman Brenk, seconded by Alderman Heltemes and carried, without a dissenting vote, that the City Council finds that a nuisance exists in violation of City Code Chapter 901 at the property set forth above due to accumulation of debris and orders the abatement of this nuisance at 923 West Avenue abated.

The Mayor called to order a hearing at 5:04 P.M., to consider the matter of a reported nuisance at 715 Bowling Avenue created by an accumulation of debris, i.e., six vehicles, trailer, snowmobile, vehicle parts and appliances in the yard at 715 Bowling Avenue. Gerald Miller, owner of the property, advised the Council that one car has been removed and the rest are licensed and insured and asked for more time to clean up his property. Upon inquiry, Community Development Director Larry Remmen informed the Council that according to the ordinance, cars must be parked in the driveway except one car can be parked off to the side of the driveway on a hard surface. Upon the recommendation of the Building Official and the Community Development Committee, a

motion was made by Alderman Brenk, seconded by Alderman Hannon and carried, without a dissenting vote, to defer action on the abatement of the nuisance for one month. Mayor Buboltz continued the hearing to the May 8, 2007, Council Meeting.

Upon the recommendation of the Police Civil Service Commission and the Mayor, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, appointing Joseph Steffens and Beau Shroyer to the positions of police officers (probationary status) for the Detroit Lakes Police Department effective April 10, 2007. After the appointment, Joseph Steffens and Beau Shroyer were sworn in by the Mayor Buboltz.

Pursuant to the recommendation of the Police Civil Service Commission and the Public Safety Committee, a motion was made by Alderman Hannon, seconded by Alderman Heltemes and carried, without a dissenting vote, appointing Police Officer Robert Strand and Chad Glander to Police Sergeants for the Detroit Lakes Police Department effective April 11, 2007.

Mayor Buboltz presented Sally Hausken with a certificate of appreciation for her dedication, efforts and the many hours she donated to the development of the Sucker Creek Preserve.

Pursuant to the recommendations of the Planning Commission which were submitted to the City Council, a motion was made by Alderman Tollefson, seconded by Alderman Anderson and carried, without a dissenting vote, approving the preliminary plat of Ridgewood North Development with the conditions that:

- 1) Any required utility easements be dedicated on the plat; and
- 2) The owner obtains any required Pelican River Watershed District Permit.

Upon the recommendation of the Community Development Committee, a motion was made by Alderman Brenk, seconded by Alderman Anderson, introducing Ordinance No. 309, for its second reading and adoption, establishing a moratorium for one year on all electronic billboards within the City. Glenn Gifford, 1421 Hawthorne Street, appeared before the Council and spoke in favor of including a moratorium on all billboards. Patrick Kinney, attorney representing Newman Signs, reminded the City Council that they held numerous meetings and along with many business individuals from the community they developed a new sign ordinance which clearly dealt with all the issues and it was adopted September 8, 2004. Del Bergseth, 28036 County Road 141, spoke in favor of having a moratorium for all billboards. Cole Hanson, Shorewood Drive and Russ Newman, Newman Outdoor Advertising, spoke against the moratorium. Sharon Josephson, 1567 East Shore Drive, made a plea for long term planning on electronic billboards within the City and the two mile radius outside of the City. Alderman Imholte, spoke in favor of the moratorium for one year for all billboards which would give time for the Council to study the issue. Aldermen Zeman and Anderson spoke in opposition of the moratorium on all billboards. Alderman Tucker and Hannon spoke in favor of establishing a moratorium for all billboards. Mayor Buboltz then called

the question on establishing a one-year moratorium on all electronic billboards and the motion carried without a dissenting vote. A motion was made by Alderman Hannon, seconded by Alderman Imholte to amend Ordinance No. 309 establishing a moratorium for one year on all billboards within the City. Mayor Buboltz then called the question on the amended motion and the following vote was recorded: Ayes: Hannon, Heltemes, Imholte, Tollefson and Tucker; Nays: Anderson, Aune, Brenk and Zeman. Mayor Buboltz declared the motion carried and the moratorium approved on all billboards.

Pursuant to the recommendations of the Planning Commission which were submitted to the City Council, a motion was made by Alderman Tollefson, seconded by Alderman Brenk and carried, without a dissenting vote, approving the issuance of a conditional use permit to Richard and Lynn Pettit allowing a PUD Development of 8 twin homes on Long Lake Shore, north of Ridgewood subject to the following conditions:

- 1) That the private drive be hard surfaced and at least 24 feet wide with a turn around at the end approved by the City;
- 2) That the Developer obtains preliminary and final plat approval prior to issuance of any building permits;
- 3) That the final plat provides all of the required utility easements;
- 4) That the Developer obtains any required Pelican River Watershed District Permits;
- 5) That the Developer pays \$43,200.00 in lieu of park dedication or enter into an agreement to pay the fee in lieu of park dedication;
- 6) That fire hydrants be located every 600 feet or as determined by the Fire Chief;
- 7) That the impervious surface not exceed twenty-five percent;
- 8) That no building shall be closer than 30 feet to periphery of the site;
- 9) That the Property Owner's Association documents require mandatory membership;
- 10) The Property Owner's Association documents or other deed restrictions provide for the preservation of 50% or more of the area as open space;
- 11) Connection to City sewer and water is required;
- 12) A common docking facility with up to 16 slips is allowed in approximately the area shown on the plan;
- 13) That the Developer provides a trail easement at least 10 feet wide along the private drive and extending north to the northerly lot line; and
- 14) That the City consider the use of some of the park dedication fee for a bog walk and plantings for a rain garden in the PUD.

Pursuant to the request of St. Mary's Regional Health Centers and upon the recommendation of the Street and Park Committee, a motion was made by Alderman Hannon, seconded by Alderman Heltemes and carried, without a dissenting vote, authorizing storm water connection and the widening of Lincoln Avenue in front of their expansion zone from 36 feet to 42 feet.

Upon the request of Andrew Gag, Admiral of the 72nd Annual Northwest Water Carnival, the motion was made by Alderman Hannon, seconded by Alderman Aune and carried, without a dissenting vote, approving the issuance of the following permits:

- 1) Pet and Doll Parade – July 14, 2007;
- 2) 72nd Annual Parade of the Northwest – July 15, 2007;
- 3) Temporary sign permit during the course of the Water Carnival;

Street Closings:

- 1) Water Fights and Ice Cream Social from 5:30 P.M. – 9:00 P.M., July 11, 2007, City Park Parking Lot;
- 2) 5K/10K Mile Walk-Run at 6:30 A.M. – 10:00 A.M., July 14, 2007, North Shore Drive from Washington Avenue to Roosevelt Avenue, including the City Park Parking Lot;
- 3) Pet & Doll Parade at 10:00 A.M., July 14, 2007, Washington Avenue from Holy Rosary Parking Lot to City Park;
- 4) Parade of the Northwest at 1:00 P.M., July 15, 2007, State Street to Summit Avenue to Front Street to Washington Avenue to West Lake Drive to Summit Avenue;
- 5) Water Ski Show at 3:30 P.M., July 15, 2007, West Lake Drive from Lake Avenue to Summit Avenue;
- 6) Classic Car Show, July 14, 2007, one way entrance on north side of Pavilion near the bandshell and the parking lot to display the cars;

Facilities and Grounds:

- 1) Fire Department on July 15, 2007;
- 2) City Beach, Park and Pavilion July 7-15, 2007; and

Upon the recommendation of the Liquor/Gambling Control Committee, a motion was made by Alderman Aune, seconded by Alderman Anderson and carried, without a dissenting vote, approving the issuance of the following temporary on-sale 3.2 malt liquor licenses to the Detroit Lakes Jaycees for the 72nd Annual Northwest Water Carnival:

- 1) July 11-15, 2007, at the Pavilion and the enclosed area attached to the south side of the Pavilion; and
- 2) July 7 and 13, 2007, at the Becker County Fairgrounds in an enclosed area.

Admiral Gag thanked the City Council for their support of the Northwest Water Carnival and assured them that the Jaycees are aware of the construction that will be going on for the Highway 10 realignment.

Alderman Brenk, Chairman of the Community Development Committee, advised the Council that the CDC would like to defer action on approving the orderly annexation of 228.04 acres in the Richwood Road and Tower Road Area and set a public hearing and special City Council Meeting for May 1, 2007, at 5:00 P.M.

Upon the recommendation of the Community Development Committee, a resolution was introduced by Alderman Brenk, who moved its adoption, ordering the preparation of a report on proposed water and sewer improvements to Longview Drive and Longview Lane. The motion for the adoption of the resolution was seconded by Alderman Anderson and carried without a dissenting vote. Mayor Buboltz declared the resolution adopted.

Pursuant to the recommendation of the Community Development Committee, a motion was made by Alderman Brenk, seconded by Alderman Tucker and carried, without a dissenting vote, authorizing the Mayor and City Administrator to enter into a Purchase Agreement with Steve Evans for the purchase of the Kentucky Fried Chicken Property on Highway 10, in the amount of \$6,000.00.

Pursuant to the recommendations of the Planning Commission which were submitted to the City Council and the recommendation of the Community Development Committee, a motion was made by Alderman Tucker, seconded by Alderman Hannon to table action on the approving the preliminary plat of Tower Road Industrial Park at the corner of North Tower Road and Stony Road until the regular meeting of the Council May 8 2007.

Pursuant to the recommendations of the Planning Commission which were submitted to the City Council and the recommendation of the Community Development Committee, a motion was made by Alderman Tucker, seconded by Alderman Brenk and carried, without a dissenting vote, approving the issuance of a side yard variance to Chris and Johnna Thorson allowing a 6-foot side yard variance for construction of an attached garage at 212 Langford Street, subject to the following conditions:

- 1) That the vehicles enter the garage from the west; and
- 2) That the garage be constructed as shown on the approved site plan.

Pursuant to the issuance of recommendations of the Planning Commission which were submitted to the City Council and the recommendation of the Community Development Committee, a motion was made by Alderman Tucker, seconded by Alderman Brenk and carried, without a dissenting vote, approving the preliminary plat of Eaglewood in the City's two-mile extraterritorial area on County Road 54, subject to the following conditions:

- 1) That the owner provides all necessary utility easements;
- 2) That the owner obtain any required Pelican River Watershed District Permit;

- 3) That the owner obtain a letter from the Becker County Highway Department stating that the road connection to County Road 54 is acceptable;
- 4) That the owner obtain a letter from Burlington Township stating that the proposed road is acceptable to the Township;
- 5) That the owner provides 1 acre or the cash equivalent for park dedication as determined by the Detroit Lakes Park Board;
- 6) Show the proper right of way width for County Highway 54; and
- 7) That only Lot 9 has access to County Highway 54.

Pursuant to the issuance of recommendations of the Planning Commission which were submitted to the City Council and the recommendation of the Community Development Committee, a motion was made by Alderman Tucker, seconded by Alderman Brenk and carried, without a dissenting vote, approving the preliminary plat of Bridgeview Estates First Addition at 1853 Bridgeview Boulevard/YOZAMP Homes, Inc., subject to the following conditions:

- 1) That the owner's provide the necessary utility easements; and
- 2) That the owner obtain any required Pelican River Watershed District Permit.

Pursuant to the recommendations of the Planning Commission which were submitted to the City Council and upon the recommendation of the Community Development Committee, a motion was made by Alderman Tucker, seconded by Alderman Brenk and carried, without a dissenting vote, approving the issuance of a conditional use permit to D & D Investments, allowing construction of an additional 44 x 74 foot storage building in a "B-3" District at 1165 Jackson Avenue, subject to the following conditions:

- 1) That the building be constructed as shown on the approved site plan; and
- 2) That the owner obtain a Pelican River Watershed District Permit and provide stormwater treatment for the new building.

Upon the recommendations of the Planning Commission which were submitted to the City Council and pursuant to the recommendation of the Community Development Committee; a motion was made by Alderman Tollefson, seconded by Alderman Brenk and carried, without a dissenting vote, approving the issuance of a variance to Craig and Lionna Helenske allowing a 3' side yard setback and structure height of 16' for replacement of an existing shed at 180 Shorewood Drive, subject to the following conditions:

- 1) That the structure be setback 37.5 feet from the ordinary high-water mark;
- 2) That the property not exceed the 25% impervious surface requirement; and
- 3) That the lot line be surveyed to insure the property setback prior to issuance of a building permit.

Pursuant to the recommendations of the Planning Commission which were submitted to the City Council and pursuant to the recommendation of the Community Development Committee, a motion was made by Alderman Tollefson, seconded by Alderman Brenk and carried, without a dissenting vote, giving final approval for a Planned Unit Development of the 12-unit West River Townhomes/Becker County EDA, subject to the following conditions:

- 1) The project be constructed as generally as shown on the approved site plan;
- 2) A minimum setback of 20 feet be maintained between buildings;
- 3) Setbacks from the lot line be 30 feet except the building setback from the north lot line can be less than 30 feet as shown on the site plan;
- 4) That two parking spaces be provided for each unit plus at least ½ space per unit for guest parking; and
- 5) That a screening plan which includes two rows of planting along the east side of the project be installed during construction.

Upon the recommendation of the Community Development Committee, a resolution was introduced by Alderman Brenk, who moved its adoption, decertifying Economic Development District 19 and Tax Increment Financing District 19-1/Pet Care. The motion for the adoption of the resolution was seconded by Alderman Anderson and carried without a dissenting vote. Mayor Buboltz declared the resolution adopted.

Pursuant to the recommendation of the Community Development Committee, a motion was made by Alderman Aune, seconded by Alderman Anderson and carried, without a dissenting vote, that building permits for the month of March, 2007, in the estimated construction value of \$9,286,692.53, be issued pursuant to their application accompanied by the required City fees and state surcharges, the issuance of such permits having been recommended by the Building Official and approved by the Community Development Committee.

Pursuant to the advertisement for bids for street reconstruction on Jackson Avenue, from Trunk Highway 10 to 100 feet south of Willow Street, the following bids were received and opened on April 4, 2007, at 2:00 P.M.:

<u>BIDDER</u>	<u>BID AMOUNT</u>
Lakes Paving P.O. Box 515 Detroit Lakes, Minnesota 56501	\$471,914.14
Landwehr Construction, Inc. P.O. Box 1086 St. Cloud, MN 56302-1086	475,542.53
Hoffman Construction Company	481,635.55

123 County Trunk Highway A
Black River Falls, WI 54615

Feldt Plumbing 28442 State Highway 34 Detroit Lakes, MN 56501	535,614.71
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Central Specialties, Inc. 6325 County Road #87 SW Alexandria, MN 56308	557,323.65
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Sellin Bros., Inc. P.O. Box 159 Hawley, MN 56549	568,325.00
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Upon the recommendation of the Street and Park Committee, a resolution was introduced by Alderman Hannon, who moved its adoption, accepting the bid of Lakes Paving, Detroit Lakes, Minnesota, in the amount of \$471,914.14, for street reconstruction on Jackson Avenue, from Trunk Highway 10 to 100 feet south of Willow Street. The motion for the adoption of the resolution was seconded by Alderman Zeman and carried without a dissenting vote. The Mayor declared the resolution adopted.

Pursuant to the recommendation of the Street and Park Committee, a resolution was introduced by Alderman Hannon, who moved its adoption, approving the plans and specifications and authorizing the City Administrator and City Engineer to set the bid opening date for street and utility improvements for the following streets that are included in the 2007 MSA Street and Utility Improvement Project :

Bituminous Mill and Overlay Improvements:

- 1) Summit Avenue, from Willow Street to West Lake Drive;
- 2) North Shore Drive, from Washington Avenue to Lyndale Avenue;
- 3) 11th Avenue, from 8th Street to Trunk Highway 34; and
- 4) Lincoln Avenue, from Willow Street to Langford Street.

Street, Water and Sewer Reconstruction:

- 1) Rossman Avenue, from Willow Street to West Lake Drive;
- 2) Rossman Avenue, from Holmes Street to Main Street;
- 3) State Street, from Summit Avenue to Lake Avenue; and
- 4) North Shore Drive, from Lyndale Avenue to Roosevelt Avenue.

The motion for the adoption of the resolution was seconded by Alderman Zeman and carried without a dissenting vote. The Mayor declared the resolution adopted.

Pursuant to obtaining quotes and upon the recommendation of the Street and Park Committee, a motion was made by Alderman Hannon, seconded by Alderman Heltemes and carried, without a dissenting vote, to accept the quote of Mike Checkalski dba Night Storm, Eau Claire, Wisconsin, for rental of the Pavilion on July 2-4, 2007.

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Hannon, seconded by Alderman Heltemes and carried, without a dissenting vote, introducing for its first reading an ordinance changing the position of Street Commissioner to Public Works Director and the Street Department to the Public Works Department.

Upon the request of Public Works Director Brad Green and the recommendation of the Street and Park Committee, a motion was made by Alderman Hannon, seconded by Alderman Brenk and carried, without a dissenting vote, authorizing Public Works Director Brad Green to obtain quotes for a new street sweeper for the Street Department. Upon Alderman Zeman's inquiry, City Administrator Richard Grabow advised that the City will be purchasing the sweeper from the State bid and it will be brought back to the Council for their approval.

Pursuant to receiving a petition from property owners on the alley between Frazee Street and Holmes Street and upon the recommendation of the Street and Park Committee, a motion was made by Alderman Hannon, seconded by Alderman Brenk and carried, without a dissenting vote, rescinding the action taken on September 13, 2006, to make the alley between Frazee Street and Holmes Street a one-way alley going north-south.

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Hannon, seconded by Alderman Brenk and carried, without a dissenting vote, approving the issuance of a commercial dock license to Boats, Inc., dba J & K Marine for 121 West Lake Drive and approving a variance allowing them to extend the portion of their dock that runs north to south 50 feet.

Pursuant to the advertisement for bids on construction of and repairs to bituminous surfaces in streets, alleys and parking lots, the following bids were received and opened on April 4, 2007, at 9:00 A.M.:

<u>BIDDER</u>	<u>BID AMOUNT</u>
Taves Construction, Inc. DBA Driveway Services 28194 Randolph Raod Detroit Lakes, MN 56501	\$23,850.00
Manning Lakes Paving, Inc. 30773 State Highway 34 Detroit Lakes, MN 56501	24,720.00

Quality Restoration & Service 3066 Spruce Street Little Canada, Minnesota 55117	25,434.00
Lakes Paving 19230 U.S. Highway 59 Detroit lakes, MN 56501	26,337.00

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Zeman, seconded by Alderman Brenk and carried, without a dissenting vote, accepting the bid of Taves Construction, Inc., dba Driveway Services, Detroit Lakes, in the amount of \$23,850.00, for construction of and repairs to bituminous surfaces in streets, alleys and parking lots.

Pursuant to the advertisement for bids for curb, gutter, driveway and sidewalk improvements at various locations throughout the City, the following bids were received and opened at 9:00 A.M., April 4, 2007:

<u>BIDDER</u>	<u>BID AMOUNT</u>
Classic Concrete 23606 Millview Lane Detroit Lakes, Minnesota 56501	\$27,445.00
Heston Contracting 30360 Eagle Lake Drive Frazee, Minnesota 56544	29,360.00
Quality Restoration & Service 3066 Spruce Street Little Canada, Minnesota 55117	31,448.50

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Zeman, seconded by Alderman Hannon and carried, without a dissenting vote, accepting the bid of Classic Concrete, Detroit Lakes, Minnesota, in the amount of \$27,445.00, for the construction of curb, gutter, driveway and sidewalk improvements at various locations throughout the City.

Pursuant to the advertisement for bids for removal of diseased trees within the City, the following bids were received and opened on April 4, 2007, at 9:00 A.M.:

<u>BIDDER</u>	<u>BID</u>
Harles Tree Service 32684 Claybank	\$15,625.00

Erhard, MN 56534

Carr's Tree Service	29,953.13
Box 250	
Ottertail, MN 56571	

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Zeman, seconded by Alderman Hannon and carried, without a dissenting vote, accepting the bid of Harles Tree Service, Erhard, Minnesota, in the amount of \$15,625.00, for removal of diseased trees within the City.

Pursuant to the advertisement for bids on the rental and service of portable restrooms, the following bids were received and opened on April 4, 2007, at 9:00 A.M.:

<u>BIDDER</u>	<u>BID AMOUNT</u>
Moore's Septic Pumping 18370 County Highway 25 Detroit Lakes, MN 56501	\$4,304.00
Septic Vac 15700 Long Lake Road Detroit Lakes, Minnesota 56501	\$ 4,715.00
Jiffy Jons, Inc. 1811 26 th Street South Moorhead, Minnesota 56560	7,730.00

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Zeman, seconded by Alderman Heltemes and carried, without a dissenting vote, accepting the bid of Moore's Septic Pumping, in the amount of \$4,304.00, for rental and service of portable restrooms.

Pursuant to the advertisement for bids for mowing weed lots in various locations throughout the City, the following bids were received and opened on April 4, 2007, at 9:00 A.M.:

<u>BIDDER</u>	<u>BID AMOUNT</u>
Hometown Boys Lawn Service 1145 Roosevelt Avenue Detroit Lakes, Minnesota 56501	\$1,125.00
Stanley Krajsa 18445 324 Avenue Detroit Lakes, Minnesota 56501	3,000.00

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Zeman, seconded by Alderman Hannon and carried, without a dissenting vote, accepting the bid of Hometown Boys Lawn Service, in the amount of \$1,125.00, for mowing weed lots.

Pursuant to the recommendation of the Street and Park Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving the issuance of a transient merchant's license for James Neigel allowing the sale and guns and other miscellaneous items at the National Guard Armory on May 19-20, 2007, pursuant to his application, fee and surety bond.

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Zeman, seconded by Alderman Heltemes and carried, with one abstention (Hannon), approving the issuance of a transient merchant's license for the Ice Cream Man allowing them to sell frozen treats and water from a bicycle April 10, 2007, through October 9, 2007, pursuant to their application and \$150.00 fee.

Pursuant to the recommendation of the Street and Park Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, with one dissenting vote, approving a permit to Crystal Heinen allowing her to have more than two dogs at 204 Oak Grove Avenue.

Pursuant to the recommendation of the Street and Park Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, designating April 27, 2007, as the Arbor Day Celebration.

Upon the recommendation of the Street and Park Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving the issuance of a fertilizer license to Barefoot Lawns, LLC, pursuant to their application and fee.

Pursuant to the Finance Officer obtaining quotes for computer software, a motion was made by Alderman Zeman, seconded by Alderman Anderson, seconded by Alderman Heltemes and carried, without a dissenting vote, authorizing the Mayor and City Administrator to enter into an Software Agreement with Incode accepting the proposal of InCode for computer software.

Upon the recommendation of the Finance Committee, a resolution was introduced by Alderman Anderson, who moved its adoption, authorizing the transfer of up to 20 acres of the City of Detroit Lakes' JOBZ acres to Becker County. The motion for the adoption of the resolution was seconded by Alderman Hannon and carried without a dissenting vote. The Mayor declared the resolution adopted.

No action was taken on the request for the City of Detroit Lakes Volunteer Fire Department to provide fire service for Dunn Township. Mayor Buboltz instructed City

Administrator Richard Grabow to send a letter informing Dunn Township Officials that the City will not consider providing fire service for them.

Upon the recommendation of the Public Safety Committee, a motion was made by Alderman Heltemes, seconded by Alderman Anderson and carried, without a dissenting vote, approving revisions to the School Liaison Officer Services Agreement between the City of Detroit Lakes and School District No. 22.

Pursuant to the recommendation of the Public Safety Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving the issuance of a permit to exceed noise limits in the City of Detroit Lakes for Lakeside Tavern for 2007.

Upon the recommendation of the Public Safety Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving a dance permit for the Class of 1967, allowing them to conduct a dance at the Pavilion on September 8, 2007, pursuant to the recommendation of the Police Chief.

Pursuant to the request of the Detroit Lakes Chamber of Commerce "Catch the Wave" Task Force and upon the recommendation of the Liquor/Gambling Control Committee, a motion was made by Alderman Heltemes, seconded by Alderman Tollefson and carried, without a dissenting vote, approving a donation to the Chamber, in the amount of \$200.00, appropriated from the Liquor Fund to help in the cost of the Highway 10/Connect Detroit Lakes Ground Breaking on April 19, 2007.

Upon the recommendation of the Liquor/Gambling Control Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving the issuance of on-sale 3.2 malt liquor licenses for the Holiday Inn on April 12, May 6 and May 19, 2007, pursuant to their application and \$50.00 fee.

Pursuant to the recommendation of the Liquor/Gambling Control Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving the issuance of permits to consume alcoholic beverages at the Pavilion for the Leier Wedding party on July 25, 2007, and the Mayfield Wedding at the Pavilion on May 12, 2007.

Upon the recommendation of the Liquor/Gambling Control Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving the gambling application submitted by the Becker County Agricultural Society allowing them to conduct bingo and raffles at the Fairgrounds on July 25-28, 2007.

Pursuant to the recommendation of the Liquor/Gambling Control Committee, a motion was made by Alderman Heltemes, seconded by Alderman Anderson and carried, without a dissenting vote, approving the issuance of a temporary 3.2 malt liquor license to the Detroit Lakes Softball Association allowing them to sell 3.2 malt liquor at the

Snappy Park Complex, May 1, 2007, through September 13, 2007, pursuant to their application and \$25.00 fee.

Upon the recommendation of the Public Utilities Commission, a resolution was made by Alderman Tollefson, who moved its adoption, in support of the Legislator to change legislation by the State urging the Minnesota Legislature to develop climate change legislation that will broadly consider the CO2 emissions of all segments of the economy rather than only select segments of the economy. The motion for the adoption of the resolution was seconded by Alderman Heltemes and carried without a dissenting vote. The Mayor declared the resolution adopted.

After discussing the Big Stone II Power Plant, a resolution was introduced by Alderman Hannon, who moved its adoption, supporting the Big Stone II Energy Plant near Milbank, South Dakota. The motion for the adoption of the resolution was seconded by Alderman Zeman and carried without a dissenting vote. Mayor Buboltz declared the resolution adopted.

Upon the recommendation of the Mayor, a motion was made by Alderman Brenk, seconded by Alderman Tollefson and carried, without a dissenting vote, approving the permanent appointment of Police Officer Brent Fulton to the Detroit Lakes Police Department effective May 2, 2007.

Pursuant to the recommendation of the Mayor, a motion was made by Alderman Anderson, seconded by Alderman Brenk and carried, without a dissenting vote, appointing Bruce Imholte to another two year term on the Detroit Lakes Community Education/Recreation Board which will expire June 30, 2007.

Pursuant to the resignation of Tim Olson on the Development Authority, a motion was made by Alderman Brenk, seconded by Alderman Aune and carried, without a dissenting vote, appointing Mary Beth Gilsdorf to fill his position on the Development Authority, such term to expire August 5, 2007. The Mayor instructed City Administrator Richard Grabow to send a letter of appreciation to Tim Olson for serving on the Development Authority and Planning Commission.

A motion was made by Alderman Brenk, seconded by Alderman Hannon and carried, without a dissenting vote, authorizing the attendance of Council and staff to the League of Minnesota Cities Annual Conference and Marketplace in Duluth on June 27-29, 2007.

A motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving the issuance of a cigarette license, for one year, to North Shore Plaza, pursuant to their application and \$100.00 fee.

A motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, approving the issuance of the following plumbing licenses, for one year, pursuant to their application, compliance bond and \$25.00 fee:

Vernon J. Kroll Plumbing, Little Falls;
LeRoy Feldt dba Feldt Plumbing LP; and
Gene Petermann dba Petermann Plumbing and Heating, West Fargo

Pursuant to the recommendation of the Finance Committee, a motion was made by Alderman Anderson, seconded by Alderman Aune and carried, without a dissenting vote, that the trial balance, submitted by Finance Officer Louis Guzek, showing the balance in the City treasury to be in the amount of \$2,949,749.37 as of March 31, 2007, be accepted, approved and placed on file.

Pursuant to the recommendation of the Finance Committee, a resolution was introduced by Alderman Anderson who moved its adoption, approving the payment of claims paid by proper authorization covering the period March 14, 2007, through April 10, 2007, in the amount of \$2,429,494.93. The motion for the adoption of the resolution was seconded by Alderman Aune and carried without a dissenting vote. The Mayor declared the resolution adopted.

The motion was made by Alderman Hannon, seconded by Alderman Aune and carried, without a dissenting vote, that the County Court Report for February, 2007, Chief of Police Reports, Fire Chief's Report, Liquor Store Manager's Report Animal Control Report and parking violations report be approved and placed on file.

Upon the recommendation of the Mayor, a motion was made by Alderman Tollefson, seconded by Alderman Aune and carried, without a dissenting vote, appointing Aldermen Anderson, Brenk, Imholte and Tollefson to a Selection Committee to assist in filling the position of City Administrator.

A motion was made by Alderman Brenk, seconded by Alderman Tollefson and carried, without a dissenting vote, approving the issuance of a private dock to Brian Korbelt, 714 West Lake Drive, pursuant to his application and fee.

A resolution was introduced by Alderman Brenk, who moved its adoption, a resolution was introduced by Alderman Heltemes, who moved its adoption, requiring that parking of vehicles on Jackson Avenue Avenue, from Trunk Highway 10 to 100 feet south of Willow Street be parallel with the curb in accordance with the State Aid Standards. The motion for the adoption of the resolution was seconded by Alderman Hannon and carried without a dissenting vote. The Mayor declared the resolution adopted.

There being no further business to conduct, Mayor Buboltz, by general consent, adjourned the meeting. (7:44 P.M.)

Respectfully submitted,

Lynne Krieger
Asst. City Administrator