

**MINUTES OF A REGULAR CITY COUNCIL MEETING HELD WEDNESDAY
JUNE 15, 2011 - 6:00 P.M. – ROCKVILLE CITY HALL.**

The meeting was called to order by Mayor Jeff Hagen. Roll Call was taken and the following members were found to be present: Mayor Hagen, Council Members: Bill Becker, Jeff Howe, Jerry Schmitt, Don Simon, Randy Volkmuth & Duane Willenbring. Absent: None

Staff members present were: Administrator/Clerk Rena Weber, Public Works Director Rick Hansen, & Engineer Scott Hedlund.

Other's present were: Dave Nieman, Karen Voz, Charles Craft, Lori Anderson, John Koerber, Aaron Cheeley, Tудie Hermanutz & Ev Balko.

Open forum – Chuck Craft - 210th Street (Maine Prairie Township resident) was present to compliment the Public Works stating the snow plowing on 210th Street was fabulous this past season.

County Road 8 & 210th Street – trees need to be cut back and he would like to see it cut back for safety reasons. Pictures were presented and Public Works will look into this.

Othmar Lane & County Road 8 – there is a blocked view at that intersection with pine trees.

Noise signs on County Road 8 - when is that going up?

Lori Anderson – 25766 Lake Road asked if it would be more feasible to hire a high school student to cut the grass at Lion's Park instead of paying the salary/wages of staff.

ADDITIONS TO THE AGENDA:

Motion by Member Volkmuth, second by Member Willenbring, to approve the additions to the agenda for discussion purposes.

AYES: Becker, Hagen, Howe, Schmitt, Simon, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.

CONSENT AGENDA: Motion by Member Volkmuth, second by Member Becker, to approve the consent agenda as presented:

- a) *Approve minutes of 05/18/2011, 6/8/2011*
- b) *Approve Treasurer's Report of 06/15/2011*
- c) *Approve List of Bills and Additions of 06/15/2011*

<i>Accounts Payable CK# 012913 –012987</i>	<i>\$179,255.44</i>
<i>Payroll CK# 004006 – 004012</i>	<i>5,449.35</i>
<i>EFT #000430 – 000432</i>	<i>2,757.62</i>
- d) *Resolution 2011-10 Agreement with MNDOT – CRS-2 Oil purchase (hereby attached as Exhibit A)*
- e) *Ordinance No. 2011-69, 70 & 71 Summary Publication*
- f) *Grand Lake Owner's Assn.-fireworks display 7/4/11*
- g) *Pleasant Lake Homeowner's Assn – fireworks display 7/3/11*

AYES: Becker, Hagen, Howe, Schmitt, Simon, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.

BOARD/STAFF REPORT

POLICE – The police report showed 36 contract hours. Rena Weber also reported that the Sheriff's Department trained the concession stand workers for alcohol sales.

PLANNING COMMISSION – Rena Weber reported that Eldred and Lorraine Kraemer's Administrative Plat and declaration of restriction were approved by the Planning Commission as this is for non building use only. The issue of still requiring the declaration of restriction was brought up and it was determined that until this parcel is re-zoned the declaration will have to remain with this property split.

NOW THEREFORE, BE RESOLVED BY THE CITY COUNCIL OF ROCKVILLE, MINNESOTA:

1. **Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.**
2. **The city clerk shall prepare and cause to be inserted in the official paper and Finance & Commerce Publication an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 21 days, shall specify the work to be done, shall state that bids will be received by the clerk until a time and date selected by the city engineer, at which time they will be publicly opened in the council chambers of the city hall by the city clerk and engineer, will then be tabulated, and will be considered for award at a future City Council meeting. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the council on the issue of responsibility. No bids will be considered unless sealed and filed with the clerk and accompanied by a cash deposit, cashiers check, bid bond or certified check payable to the clerk for 5 percent of the amount of such bid.**

The motion for the foregoing resolution was duly seconded by Member Becker with the following vote being taken:

**AYES: Becker, Hagen, Howe, Schmitt, Simon, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.**

PARK & RECREATION – Rena Weber reported the following:

EQUIPMENT PURCHASE – Park and Recreation would like approval to purchase Ball Program equipment (baseballs, scorebooks, helmets, bags and uniforms) from the designated fund. \$1456.64

Also approve the following:

Budget Amendment

Decrease Designated Funds 101-45120-580	-\$1,456.64
Increase 2011 budget 101-45120-580	+\$1,456.64

Journal Entry reflecting the reduction in Designated Funds

DR Designated Funds	\$1,456.64
CR Unreserved Funds	\$1,456.64

Motion by Member Volkmuth, second by Member Schmitt, to approve the request as presented.

**AYES: Becker, Hagen, Howe, Schmitt, Simon, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.**

NEW BUSINESS

GRANT PRESENTATION – Dean Headlee, Centre Point Energy was not present to award the Fire Department with a \$1000 grant to purchase pagers, however, the grant could still be accepted.

Member Volkmuth introduced the following resolution and moved for its adoption:

RESOLUTION NO. 2011-12

RESOLUTION ACCEPTING GRANT

WHEREAS, The Rockville Fire & Rescue Department has applied to Centre Point Energy for a Grant, and;

AND WHEREAS, The Department wishes to purchase equipment with said grant.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF ROCKVILLE, MINNESOTA:

1) The City of Rockville hereby accepts the \$1000 grant from Centre Pointe Energy for the purchase pagers to be used for alerting fire fighters of an emergency.

**AYES: Becker, Hagen, Howe, Schmitt, Simon, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.**

HALFMAN ROAD ALTERATION – Rena Weber reported that when Halfman Road was moved and the old road vacated, it was never recorded. The resolution if approved will take care of that situation once it is recorded.

Member Volkmuth introduced the following resolution and moved for its adoption:

NOTICE OF ALTERATIONS TO HALFMAN ROAD

RESOLUTION NO. 2011-09

City of Rockville

Stearns County, Minnesota

WHEREAS, the City of Rockville is the successor to Rockville Township as a result of the 2002 merger of the City of Pleasant Lake and Rockville Township;

WHEREAS, the Rockville Town Board received two petitions for the alteration of Halfman Road on June 1, 2000 as evidenced by the June 1, 2000 Rockville Town Board meeting minutes attached as Exhibit 1;

WHEREAS, one petition (the "Vacation Petition") requested the vacation of a portion of Halfman Road and is attached as Exhibit 2;

WHEREAS, one petition (the "Establishment Petition") requested the establishment of a portion of Halfman Road and is attached as Exhibit 3;

WHEREAS, the Vacation Petition and Establishment Petition cumulatively requested that a portion of Halfman Road be relocated from its old location ("B") as described in Exhibit 4, to its present location ("A") as described in Exhibit 5, as fully depicted in the drawing attached as Exhibit 6, and on file at the Rockville City Hall;

WHEREAS, the Rockville Town Board posted and published a notice of hearing to consider the Vacation Petition and Establishment Petition as shown in Exhibit 7;

WHEREAS, the Rockville Town Board conducted a public hearing for the consideration of the two petitions for the alteration of Halfman Road on July 6, 2000 and voted to make the alterations to Halfman Road as evidenced by the July 6, 2000 Rockville Town Board meeting minutes attached as Exhibit 8;

WHEREAS, following the July 6, 2000 Rockville Town Board meeting, the alterations were made to Halfman Road as depicted in Exhibit 6;

WHEREAS, the City of Rockville, since its formation in 2002, has maintained Halfman Road without interruption in its present location as described in Exhibit 5;

WHEREAS, although the alterations to Halfman Road were properly executed and Rockville Township and the City of Rockville have continually maintained Halfman Road, complete documentation of the alteration was never recorded with Stearns County;

NOW, THEREFORE, IT IS HEREBY ORDERED that this Notice of Alterations to Halfman Road shall be executed by the Mayor and Administrator/Clerk and recorded with the Stearns County Recorder on the properties described in Exhibit 9.

The motion for the foregoing resolution was duly seconded by Member Howe with the following vote being taken:

**AYES: Becker, Hagen, Howe, Schmitt, Simon, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.**

PART 1 – WELLHEAD PROTECTION PLAN – Dave Nieman (MN Rural Water) and Karen Voz (MDH) were present to review Part 1 of the Amended Wellhead Protection Plan for the city. The amended plan now includes the well site at Pleasant Lake as part of the original plan. Dave Nieman reported the following:

- ◆ This is considered the public informational meeting
- ◆ We will take comments
- ◆ Aquifer is 25' in thickness – clay covers some of the area
- ◆ The NE well has tritium in it which gives the age of the water and we know the water is pretty young
- ◆ The City will have to look at land uses – the concept is good so far
- ◆ The City need to hire a consultant to finish part 2
- ◆ Karen and Dave are here to provide technical assistance at no cost
- ◆ Re-instate the Wellhead protection team – public needs to be involved in the process
- ◆ Should invite people from the NE area on the team.

There were no comments from those present.

Motion by Member Volkmuth, second by Member Simon, to approve Part 1 of the Wellhead Protection Plan as presented.

**AYES: Becker, Hagen, Howe, Schmitt, Simon, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.**

COMMITTEE REPORTS

MAYOR'S REPORT – There was no report.

FINANCE COMMITTEE – There was no report.

RTCB - Rena Weber reported that the group is anxiously awaiting the approval of the 2010 DNR contract before the possible state shutdown.

MARY OF IMMACULATE CONCEPTION – RAFFLE -

Motion by Member Willenbring, second by Member Volkmuth, to approve the raffle event on 9/18/2011 for Mary of Immaculate Conception Church.

**AYES: Becker, Hagen, Howe, Schmitt, Simon, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.**

ADMINISTRATOR'S CORRESPONDENCE

US CABLE TV BEING SOLD TO MIDCONTINENT COMMUNICATIONS 9/30/11 – Rena Weber reported this for information only purposes.

2012 FIRE RELIEF MUNICIPAL CONTRIBUTION – Rena Weber reported that the 2012 municipal contribution would \$24,453 which is not down as much as we hoped.

PERFORMANCE MEASUREMENT REPORTING – A memo from the Office of the State Auditor MN was presented for information only.

OPEN FORUM

John Koerber – 25722 Lake Road, was present to report that he spent 7 ½ hours raking Lion's Park. He stated the grass is dying and it was a big mess. This can't keep going on and he does not want to hear one hundred excuses as to why the city can't cut the grass. He is 74 and this is the last time he will rake the ball park. *(It should be clarified that this individual volunteered to cut and bag the grass so that the Public Works could continue patching roads).*

Tudie Hermanutz –211 1st Street West – wished to compliment the city on the speedy handling of the watermain leak and how they notified the people in the neighborhood.

ADJOURNMENT – Motion by Member Becker, second by Member Howe, to adjourn the meeting at 7:04 p.m. Motion carried unanimously.

**VERENA M. WEBER-CMC
ADMINISTRATOR/CLERK**

**JEFF HAGEN
MAYOR**

2011-10
CITY RESOLUTION

BE IT RESOLVED that the City of ROCKVILLE enters into an agreement with the State of Minnesota, Department of Transportation, for the following purposes, to wit:

To request that the State perform certain technical, transportation-related services identified in Exhibit A, "Available Services," of the agreement. The City will submit a brief written request for each service in accordance with the terms and conditions set forth and contained in the Partnership Contract, a copy of which was before the board.

BE IT FURTHER RESOLVED that the proper City officers be and hereby are authorized to execute such agreement and any amendments, and thereby assume for and on behalf of the City all of the contractual obligations contained therein.

CERTIFICATION

State of Minnesota

County of STEARNS

City of ROCKVILLE

Township of _____

I hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented to and adopted by the City Council of ROCKVILLE at a duly authorized meeting thereof held on the 15th day of JUNE, 2011, as shown by the minutes of said meeting in my possession.

Kerem M. Weber
Clerk to the Council

(seal)