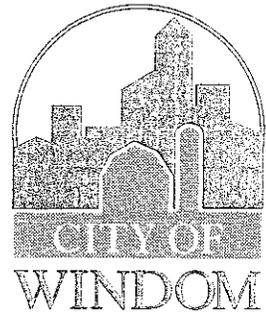


**City Council Meeting  
Tuesday, March 4, 2008  
City Council Chambers  
7:30 p.m.  
AGENDA**



Call to Order

Pledge of Allegiance

1. Approval of Minutes
  - Council Minutes – February 19, 2008
2. Consent Agenda
  - Receipt of Board & Commission Minutes
    - Community Center Commission – February 25, 2008
3. Department Heads
4. Premise Permit
  - Cottonwood County Game and Fish League – Windom Country Club
5. Windom Dam – Structural Assessment Report
6. Disposition of Equipment
  - Arena – 1989 Case 1825 Skid Loader
7. Resolution Establishing Rates and Fees
  - Park and Recreation Commission Recommendation
8. Regular Bills
9. Unfinished Business
10. New Business
11. Council Concerns
12. Adjourn



**City Council Meeting  
Windom City Hall, Council Chambers  
February 19, 2008**

1. Call to Order: The meeting was called to order by Mayor Riordan at 7:30 p.m.

2. Roll Call: Mayor: Tom Riordan

Council Members: Kirby Kruse, Bob Messer, Bradley Powers  
JoAnn Ray and Jean Fast

Council Members Absent: None

City Staff Present: Brigitte Olson, Assistant City Administrator;  
Marv Grunig, Electric Utility Manager; Bruce Caldwell,  
Street Superintendent; Dan Fossing and Mark Stevens,  
Members of Fire Department and Jeremy Rolfes, Telecom

Public: Craig Mueller, Wenck Associates; and Rahn  
Larson, Citizen Publishing

3. Pledge of Allegiance

4. Approval of Minutes:

**Motion by Fast, seconded by Ray, to approve the Council minutes from the February 5, 2008 City Council meeting. Motion carried 5-0.**

5. Consent Agenda:

- Receipt of Board & Commission Minutes
  - a. EDA Commission – February 4, 2008
  - b. Civil Service Commission – February 4, 2008
  - c. Park & Recreation Commission – February 11, 2008
  - d. EDA Commission – February 11, 2008
  - e. Street Committee – February 12, 2008
  - f. Telecommunications Commission – February 12, 2008
  - g. Library Board – February 12, 2008

6. Proclamation – School Board Recognition Week:

**Council member Powers introduced the Resolution No. 2008-03, entitled “SCHOOL BOARD RECOGNITION WEEK PROCLAMATION” and moved its adoption. The resolution was seconded by Ray and on roll call vote Aye: Ray, Kruse, Powers, Fast and Messer. Nay: None. Absent: None. Resolution passed 5-0.**

7. Department Heads:

Bruce Caldwell, Street Superintendent; said that citizens of Windom have been calling him with concerns on snow removal from sidewalks. He would like to ask the citizens of Windom to be more diligent in their snow and ice removal from their sidewalks.

8. Alliant Service Agreement:

Marv Grunig, Electric Utility Manager; said that the agreement before them is basically the same as the Alliant Service Agreement that they approved in 2006. Grunig said that the Windom Switch Station that was to be built by Alliant in 2007 will go forward in the spring of 2008. The cost of this project has had an inflationary cost increase of 9.5% since its inception; the cost will be split into three (3) equal payments of approximately \$54,923.33. Project was put on delay in 2007 because of the last year ice storms in Iowa and Nebraska, and all available funds were sent in that direction, therefore the original service agreement has expired. Grunig said that this project is still very vital to the City of Windom Utilities and Alliant, as it will give the City of Windom a third power line to create a redundancy in case of power outages, and give the City of Windom Utilities a switching station.

**Motion by Kruse, seconded by Fast, to approve signing the Alliant Service Agreement. Motion carried 5-0.**

9. License Application:

**Motion by Powers, seconded by Messer, to approve the Authorization to Dispense Liquor Permit to Laker Grill for use on April 5, 2008. Motion carried 5-0.**

10. 2008 Seal Coating Plans and Specifications:

Craig Mueller, Wenck Associates and Bruce Caldwell, Street Superintendent; passed out a corrected document section # 02356, to the Bituminous Seal coat specifications. Powers asked why the new emulsion product would not be used on this project versus the oil. Mueller said that this product is new to the market and not a lot of detail is available on longevity of the product.

**Motion by Messer, seconded by Powers, to approve the Plans and Specifications for the 2008 Seal Coat project and letting bids. Motion carried 5-0.**

11. Ratification of Fire Department Elections:

Dan Fossing, Fire Chief informed the City Council that they had election of officers on February 7, 2008, and the results of this election were as follows:

- Chief - Dan Fossing
- 1<sup>st</sup> Assistant Chief - Mark Stevens
- 2<sup>nd</sup> Assistant Chief - Craig Wolters
- 3<sup>rd</sup> Assistant Chief - Dan Ortman

**Motion by Powers, seconded by Ray, to approve the election of officers to the Windom Fire Department as presented. Motion carried 5-0.**

12. Resolution for Donation:

It was noted in the City Council packet that there were two (2) sets of four (4) Twins tickets donated by the Minnesota Twins and Fox Sports North to Windomnet, to be either given away or auctioned off for a fundraiser. On behalf of the Minnesota Twins, Fox Sports North, and Windomnet they would like to donate the checks in the amount of \$151.00 to the summer baseball/softball program.

**Council member Fast introduced the Resolution 2008-04, entitled “AUTHORIZATION TO ACCEPT A DONATION FROM FOX SPORTS NETWORK AND THE MINNESOTA TWINS FOR THE SUMMER RECREATION BASEBALL PROGRAM” and moved its adoption. The resolution was seconded by Messer and on roll call Aye: Messer, Fast, Powers, Kruse and Ray. Nay: None. Absent: None. Resolution passed 5-0.**

13. Personnel Committee Recommendations:

City Office – Part-time Receptionists/Administrative Assistant:

- Olson told the City Council that this position would be flexible from 9 a.m. to 3 p.m. 5 days a week with a possibility of 20 hours per week. Fast asked if this position would go over the indicated hours per week, if that would need to be approved by the City Council. Olson said that if this should happen, the position would be reviewed by the Personnel Committee. Messer thought this position was supposed to be a temporary part-time position. Olson said that it was discussed at the Personnel Meeting that the position would be permanent part-time position if approved by the IBEW.

**Motion by Kruse seconded by Fast, to approve the hiring of a permanent part time receptionist/administrative assistant at 20 hours per week, and hired at Grade 2, in the IBEW pay scale. Motion carried 5-0.**

Police Department – Temporary Police Officer:

- Police Chief Shirkey requested to hire a temporary police officer as needed during an anticipated leave of absence for an existing City of Windom Police officer. This position would be compensated at the starting officer pay rate as defined in the AFSCME pay plan.

**Motion by Messer, seconded by Kruse, to approve the hiring of a temporary part time police officer at the starting officer pay rate as defined in the AFSCME pay plan. Motion carried 5-0.**

14. Resolution for Completion of Highway 60 Expansion:

Riordan said that this resolution has been presented before the City Council every year for possibly forty (40) years. Messer however said that there were some good statistics in the resolution present this year.

**Council member Kruse introduced the Resolution No. 2008-05, entitled “RESOLUTION IN SUPPORT OF THE COMPLETION OF THE EXPANSION OF TRUNK HIGHWAY 60 TO A FOUR-LANE FROM THE CITY OF WINDOM TO THE CITY OF ST. JAMES” and moved its adoption. The resolution was seconded by Fast and on roll call Aye: Kruse, Ray, Fast, Messer, and Powers. Nay: None. Absent: None. Resolution passed 5-0.**

15. 2007 ANNUAL REPORT:

Riordan said that the 2007 Annual Report was in their packet, he said that this was an un-audited report, and was completely separate from the annual audit performed by Dennis L. Rick LTD. Riordan told the viewing audience that they were welcome to come to City Hall and look at this report as it contains interesting information. Riordan also indicated that this report will be on the City’s web site.

16. Regular Bills:

**Motion by Fast, seconded by Powers, to approve payment of the regular monthly bills. Motion carried 5-0.**

17. Unfinished Business:

None

18. New Business:

Mayor Riordan said that there was another license that needed approval.

**Motion by Powers, seconded by Messer, to approve the Authorization to Dispense Liquor Permit to the Eagles Club for March 1, 2008. Motion carried 5-0.**

19. Council Concern:

None

20. Adjourn:

**Motion by Powers, seconded by Fast, to adjourn the meeting. Motion carried 5-0.**

Meeting adjourned at 7:55 p.m.

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Tom Riordan, Mayor

Attest: \_\_\_\_\_  
Brigitte Olson, Assistant City Adm.

Community Center Commission Minutes  
Monday February 25, 2008

1. Call to Order: The meeting was called to order by President Wayne Maras at 5:30 p.m

2. Roll Call: President: Wayne Maras  
CC Director: Brad Bussa  
Commission Members: Kelly Woizeschke  
Kathryn Nemitz  
La Vonne Swenson  
Connie Knorr  
  
Commission Liaisons: Kirby Kruse  
Bruce Caldwell  
Jo Ann Ray  
  
Public: Ron Becker

3. Approval of Minutes:

Addition of current names of President and Secretary to the signature page of minutes.  
Signatures were needed.

**Motion by Swenson, seconded by Knorr to approve the January 28, 2008  
Community Center Commission Minutes. Motion carried 4-0**

4. Additions to the agenda:

Handouts:

- a. Revised dated copy of Community Center Commission Guidelines to Resolve Conflicts
- b. Copy of Windom Park and Rec. Commission Relay for Life Agreement

5. Correspondence:

Rental Survey reviewed with excellent remarks received

6. President's Report:

Sub-Committee Report: Seniors-Special Interest Groups / Policies

Closing/late starts due to inclement weather will remain as in accordance with the Windom School District. Holiday closings will remain the same as those observed by The City of Windom business office.

Discussed the liabilities of alcohol being served during private parties. Committee advised Director Brad Bussa to speak with city attorney Dan McDonald.

7. Director's Report:

- a. Relay for Life- Commission recommends that a staff member be on the premises while the building is in use with a fee of \$45.00 per hour to be charged for the usage of the lobby, bathrooms, parking lot, and staffing during the July 25-26, 2008 Relay for Life event. With two time options available. 4:00pm to 10:00pm with a total of 6 hours = \$270.00 or 4:00pm to 12:00pm with a total of 8 hours = \$360.00. An additional fee of \$25.00 per bleacher with the Relay for Life responsible to transport to and from event.
- b. Wedding Rental Equipment-Director Brad Bussa advises the Community Center to invest in small bar tables and assorted pillars to rent during weddings and other events. Center has had numerous requests for these additional items. The Director will research these items.
- c. Brainstorming-Director is currently working with individuals within the community on various event possibilities. Plus continuing with current events that have been held in the past.
- d. Family Reunion/Patio Usage-Commission discussed the need to expand the current patio to accommodate outdoor activities. Director Brad Bussa will check with Windom Schools design and landscape class on their possibility of participation in such a project.
- d. MN Assoc. of Townships all day meeting March 20, 2008. Event uses the entire building with approx. 300 in attendance. This will also include various vendors. Commission advised building to be closed to the general public during this day. The Senior Citizens Center and Senior mealsite will be closed on this day. Director Brad Bussa will inquire as to whether the mealsite could serve a meal at Hillside Manor on this day.

8. Resource Management:

Schedule of Events: Reviewed upcoming schedule

Income/Expenses: Reviewed-staying within budget

9. Miscellaneous:

Senior Center Issues: CC Director will speak with Chief of Police

10. Open Forum:

K Nemitz mentioned that the 10<sup>th</sup> year anniversary of the Community Center will be on 11/17/09.

11. Next Meeting:

Monday March 24, 2008 @ 5:30 pm

Sub Committee: 5:00 pm – Rates/Events Woizeschke and Nemitz

**Adjourn:**

**Motion by Woizeschke, seconded by Knorr, to adjourn the meeting at 6:45 pm.  
Motion carried 4-0.**

\_\_\_\_\_  
Wayne Maras, CCC President

\_\_\_\_\_  
Kathryn Nemitz, CCC Secretary

Attest: \_\_\_\_\_  
Brad Bussa, Community Center Director

## RESOLUTION #2008-

**INTRODUCED:**

**SECONDED:**

**VOTED:**     **Aye:**  
              **Nay:**  
              **Absent:**

### RESOLUTION OF APPROVAL OF PREMISE PERMIT

---

**WHEREAS**, the City of Windom has hereby reviewed the premise permit application as submitted by the Cottonwood County Game & Fish League; and

**WHEREAS**, the City of Windom has no opposition to the issuance of said permit.

**NOW, THEREFORE BE IT RESOLVED**, that the City of Windom hereby approves the premise permit, as submitted by the Cottonwood County Game & Fish League, for lawful gambling at 2825 Country Club Drive., Windom, MN.

Adopted by the Council this 4<sup>th</sup> day of March, 2008.

\_\_\_\_\_  
Tom Riordan, Mayor

Attest: \_\_\_\_\_  
Steven Nasby, City Administrator

LG215 Lease for Lawful Gambling Activity

Check applicable item:

1. Lease for new application. Submit with new premises permit application.

2. Renewed lease. Submit with premises permit renewal.

3. New owner. Effective date \_\_\_/\_\_\_/\_\_\_ Submit new or amended lease within 10 days after new lessor assumes ownership.

4. Amended lease

- Check the change(s) in the lease: \_\_\_ Rent \_\_\_ Premises name \_\_\_ Booth/bar \_\_\_ Activity change \_\_\_ Other
- Date that changes will be effective \_\_\_/\_\_\_/\_\_\_
- Both parties must initial and date all changes.
- Submit changes at least 10 days before the effective date of the change.

Organization name <i>Cottonwood Co. Game + Fish Protective League</i>		License number <i>02553-002</i>		Daytime phone <i>507-831-3710</i>	
Name of leased premises <i>Windom Country Club Inc.</i>	Street address <i>2825 Country Club drive</i>	City <i>Windom</i>	State <i>MN</i>	Zip <i>56101</i>	Daytime phone <i>507-831-3489</i>
Name of legal owner of premises <i>Windom Country Club Inc.</i>	Business/street address <i>2825 Country Club drive</i>	City <i>Windom</i>	State <i>MN</i>	Zip <i>56101</i>	Daytime phone <i>507-831-3489</i>
Name of lessor (if same as legal owner, write in "SAME") <i>SAME</i>	Business/street address	City	State	Zip	Daytime phone

Check  all activities that will be conducted

Pull-tabs  Pull-tabs with dispensing device  Tipboards  Paddlewheel  Paddlewheel with table  Bingo  Bar bingo

**Pull-tab, Tipboard, and Paddlewheel Rent** (No lease required for raffles.)

**Booth operation** - sales of gambling equipment by an employee (or volunteer) of a licensed organization within a separate enclosure that is distinct from areas where food and beverages are sold.

**Bar operation** - sales of gambling equipment within a leased premises by an employee of the lessor from a common area where food and beverages are also sold.

Does your organization OR any other organization conduct gambling from a booth operation at this location?  Yes  No

If you answered **yes** to the question above, rent limits are based on the following combinations of operation:

- Booth operation
- Booth operation and pull-tab dispensing device
- Booth operation and bar operation
- Booth operation, bar operation, and pull-tab dispensing device

The maximum rent allowed may not exceed \$1,750 in total per month for all organizations at this premises.

If you answered **no** to the question above, rent limits are based on the following combinations of operation:

- Bar operation
- Bar operation with pull-tab dispensing device
- Pull-tab dispensing device only

The maximum rent allowed may not exceed \$2,500 in total per month for all organizations at this premises.

**COMPLETE ONE OPTION:**

**Option A:** 0 to 10% of the gross profits per month. Percentage to be paid \_\_\_\_\_%

**Option B:** When gross profits are \$4,000 or less per month, \$0 to \$400 per month may be paid. Amount to be paid \$\_\_\_\_\_.

**Option C:** \$0 to \$400 per month on the first \$4,000 of gross profit. Amount to be paid \$\_\_\_\_\_. Plus, 0% to 10% of the gross profits may be paid per month on gross profits over \$4,000. Percentage to be paid \_\_\_\_\_%

**COMPLETE ONE OPTION:**

**Option A:** 0 to 20% of the gross profits per month. Percentage to be paid \_\_\_\_\_%

**Option B:** When gross profits are \$1,000 or less per month, \$0 to \$200 per month may be paid. Amount to be paid \$\_\_\_\_\_.

**Option C:** \$0 to \$200 per month on the first \$1,000 of gross profits. Amount to be paid \$ 200. Plus, 0% to 20% of the gross profits may be paid per month on gross profits over \$1,000. Percentage to be paid 20 %

**Bingo Rent**

**Option D:** 0 to 10% of the gross profits per month from all lawful gambling activities held during bingo occasions, excluding bar bingo. Percentage to be paid \_\_\_\_\_%

**Option E:** A rate based on a cost per square foot, not to exceed 110% of a comparable cost per square foot for leased space, as approved by the director of the Gambling Control Board. No rent may be paid for bar bingo. Rate to be paid \$\_\_\_\_\_ per square foot. The lessor must attach documentation, verified by the organization, to confirm the comparable rate and all applicable costs to be paid by the organization to the lessor.

**Bar Bingo Rent**

**Option F:** No rent may be paid for bingo conducted in a bar.

**New Bingo Activity**

For any new bingo activity not previously included in a Premises Permit Application, attach a separate sheet of paper listing the days and hours that bingo will be conducted.

# Memo

**To:** Mayor and City Council

**From:** Denise Nichols

**CC:** Steve Nasby

**Date:** 2/28/2008

**Re:** Disposition of Surplus Equipment – 1989 Case 1825 Skid Loader

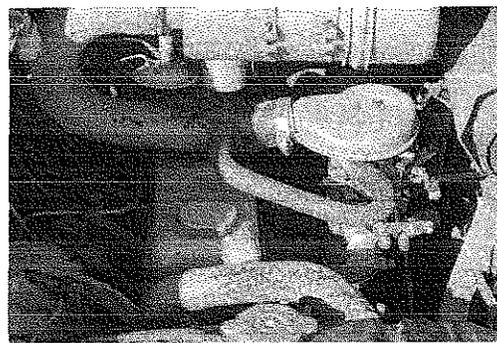
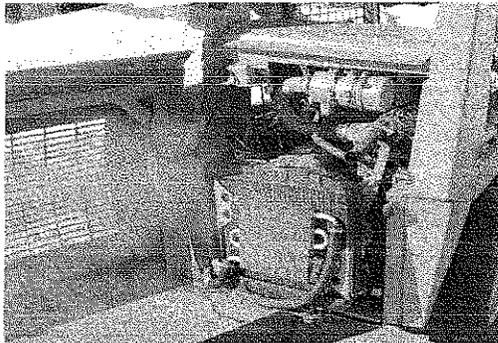
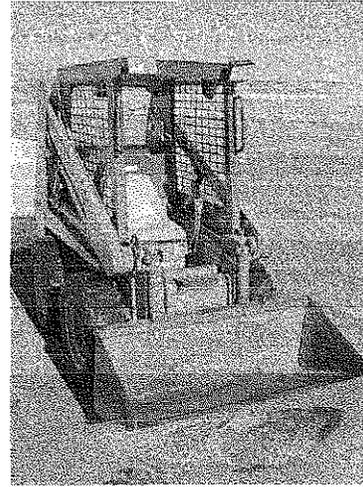
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Al Baloun, Parks & Recreation Director, has indicated that his department will have surplus equipment for disposition, specifically a 1989 Case 1825 Skid Loader. The arena received a new skid loader on February 13, 2008 and no longer has a need for the old skid loader.

At their February 11, 2008 meeting, the Park and Recreation Commission recommended the disposal of this equipment. Pending City Council approval, we will proceed to advertise and dispose of the equipment. If you have any questions, Al is scheduled to attend the meeting.

# City of Windom Arena

## Inventory Reduction Sale



**1989 CASE 1825 SKID LOADER**  
Engine - Nissan Liquid Cooled 4 Cylinder Gas  
2750 Hours Running Condition, ROPS  
4 Foot Wide Bucket Tires Fair-Poor

**“Sold As Is No Warranty”**

**Sold by Sealed Bids**

**Sealed Bids Must Be Clearly Marked and Sent To:  
City of Windom, P.O. Box 38 Windom, Mn 56101**

**Sealed Bids Will Be Accepted Until 5:00 P.M. April 10, 2008 at City  
Hall. Decision on acceptance of sealed bids to be made by City Council  
on April 15, 2008**

**For more information contact:**

**Al Baloun Arena Manager 507-831-6123**

**The City of Windom Reserves the Right to Reject Any or All Bids**

February 25, 2008

Memo: Recreation and Pool Fees  
Ball Field & Sand Volleyball Court Usage Rates

To: Windom City Council

From: Al Baloun, Recreation Director &  
Bruce Caldwell, Parks Superintendent



The Parks and Recreation Commission at their February 11, 2008 meeting reviewed the Ball Field & Sand Volleyball Court Usage Rates, Recreation and Pool fees. The following fee increase recommendations were made and approved by commission members at that meeting:

1. Recreation Fees-

Al Baloun, Recreation Director, recommended a \$5 increase in all Summer Recreation program fees. The increase was necessary because of increased program costs and maintenance costs associated with the Windom Recreation Area. Commission members felt it was not necessary to increase Hershey's Track fees because fees were already \$5 higher than other summer recreation programs and maintenance costs with this program are not associated with the Windom Recreation Area. The High School Track is where practices are held. The new recommended rates are as follows:

Tykes, Kindergarten T-Ball, T- Ball and Overhand	\$35
Nite Baseball (30/60 League)	\$25
Softball K – 6 <sup>th</sup> Grade	\$35
Fastpitch (Girls)	
12 & Under	\$35
14 & Under	\$55
18 & Under	\$60

2. Pool Fees-

Al Baloun, Recreation Director, recommended a fifty cent increase in daily adult and student admission, a \$10 increase in annual family pass rates and a \$5 increase in individual pass rates. Swimming lesson rates would remain the same. The new recommended rates are as follows:

Student Daily Admission-	\$3.00
Adult Daily Admission-	\$3.50
Family Pass-	\$85
Family Pass-After 5/31	\$95
Individual Pass-	\$50
Individual Pass- After 5/31	\$55



3. Sand Volleyball Court and Field Usage

Bruce Caldwell, Parks Superintendent, recommended the following Ball Field Usage rates and rental rates were established for Sand Volleyball Court usage:

2008 Ball Field & Sand Volleyball Court Usage Rates

Men's Softball League Annual Rate per/team;

2007 \$100.00, increase to \$150.00 for 2008

Co-ed Softball League Annual Rate per/team;

2007 \$100.00, increase to \$150.00 for 2008

Sunday Church League Annual Rate per/team

(Infield grooming or lines not required)

2007 \$40.00, increase to \$50.00 for 2008

New 2008

Sand Volleyball Court Special Events

Non-League Special Events Rate for entire complex regardless how many courts used. City will prepare courts prior during week days only unless prearranged.

2008 Rate per/day \$125.00

Cc: Steve Nasby, City Administrator  
Windom Parks and Recreation Commission Members

## RESOLUTION #2008-

**INTRODUCED:**

**SECONDED:**

**VOTED: Aye:**

**Nay:**

**Absent:**

### **CITY OF WINDOM**

#### **RESOLUTION ESTABLISHING RATES, CHARGES AND FEES FOR PARK AND RECREATION FUND**

**WHEREAS**, the City Council has the authority to establish rates and fees for municipal services, admission and rental; and

**WHEREAS**, the City Council periodically establishes rates and fees for municipal special revenue funds; and

**WHEREAS**, the Windom Park & Recreation Commission recommends to the Windom City Council to change the rental rate for ball fields, sand volleyball courts, pool admission and recreation program rates; and

**WHEREAS**, it is in the best interests of the City of Windom and its citizens to operate the city special revenue funds in a cost-effective manner.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Windom, Minnesota, to amend the fees as follows:

#### **2008 Ball Field Usage Rates**

Men's Softball League Annual Rate per/team:

increase to \$150.00 for 2008

Co-ed Softball League Annual Rate per/team:

increase to \$150.00 for 2008

Sunday Church League Annual Rate per/team

(Infield grooming or lines not required):

increase to \$50.00 for 2008

#### **2008 Sand Volleyball Court Special Events**

Non-League Special Events Rate for entire complex regardless how many courts used.

City will prepare courts during week days only prior to event unless prearranged.

2008 Rate per/day \$125.00

**2008 Pool Admission Rates**

Student Daily Admission-	\$3.00
Adult Daily Admission-	\$3.50
Family Season Pass-	\$85
Family Season Pass-After 5/31	\$95
Individual Season Pass-	\$50
Individual Season Pass- After 5/31	\$55

**2008 Recreation Fees**

Tykes, Kindergarten T-Ball, T- Ball and Overhand	\$35
Nite Baseball (30/60 League)	\$25
Softball K – 6 <sup>th</sup> Grade	\$35
Fastpitch (Girls)	
12 & Under	\$35
14 & Under	\$55
18 & Under	\$60

Adopted this 4th day of March, 2008.

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Tom Riordan, Mayor

ATTEST:

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Steven Nasby, City Administrator

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
MAYOR & COUNCIL	CONVENT. & VISTOR BU	LODGING TAX	2,093.96
	Total for Department 101		2,093.96*
CITY OFFICE	STEVE NASBY	EXPENSE	159.85
CITY OFFICE	MN NCPERS LIFE INSUR	INSURANCE	80.00
CITY OFFICE	SW/WC SC.	CONFERENCE REGISTRATION	90.00
	Total for Department 103		329.85*
P & Z / BUILDING OFF	MIDWEST WIRELESS	TELEPHONE	21.51
P & Z / BUILDING OFF	MN NCPERS LIFE INSUR	INSURANCE	24.00
	Total for Department 106		45.51*
LEGAL	MCDONALD & SCHRAMEL	LEGAL SUPPLIES	70.13
	Total for Department 110		70.13*
CITY HALL	MN ENERGY RESOURCES	HEATING	2,108.49
	Total for Department 115		2,108.49*
POLICE	LANGUAGE LINE SERVIC	SERVICE	55.09
POLICE	MN NCPERS LIFE INSUR	INSURANCE	144.00
POLICE	NEW STAR SALES & SER	COPIER MAINTENANCE	904.72
POLICE	TRAVEL MANAGEMENT	LEASE CAR	2,511.00
POLICE	UNICEL	TELEPHONE	278.69
	Total for Department 120		3,893.50*
FIRE DEPARTMENT	MIDWEST WIRELESS	TELEPHONE	27.04
	Total for Department 125		27.04*
STREET	MN NCPERS LIFE INSUR	INSURANCE	89.00
STREET	MN ENERGY RESOURCES	HEATING	2,236.69
	Total for Department 140		2,325.69*
PARKS	MN NCPERS LIFE INSUR	INSURANCE	32.00
	Total for Department 165		32.00*
	Total for Fund 01		10,926.17*
	WDR - DEPUTY REGISTR	LICENSE SALES TAX	1,708.93
	POLAR CHEVROLET	2008 CHEV PICKUP	25,395.00
	Total for Department		27,103.93*
	Total for Fund 04		27,103.93*
UHF TV	FEDERATED RURAL ELEC	UTILITIES	115.90
	Total for Department 173		115.90*
	Total for Fund 10		115.90*
POOL	MN RECREATION & PARK	REGISTRATION	150.00
	Total for Department 175		150.00*

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
Total for Fund 12			150.00*
AMBULANCE	EMERGENCY MEDICAL PR	SUPPLIES	136.15
AMBULANCE	LUCAN COMMUNITY TV I	MAINTENANCE	183.13
AMBULANCE	WINDOM FIRE SAFETY	MAINTENANCE	21.00
Total for Department 176			340.28*
Total for Fund 13			340.28*
MULTI-PURPOSE BUILDI	MN NCPERS	LIFE INSUR	INSURANCE 48.00
MULTI-PURPOSE BUILDI	MN ENERGY	RESOURCES	HEATING 3,084.95
Total for Department 177			3,132.95*
Total for Fund 14			3,132.95*
LIQUOR	BEVERAGE WHOLESALERS	MERCHANDISE	5,683.90
LIQUOR	WASTE MANAGEMENT OF	HAUL GARBAGE	44.46
LIQUOR	GRIGGS COOPER	MERCHANDISE	2,420.83
LIQUOR	HAGEN DISTRIBUTING	MERCHANDISE	5,788.40
LIQUOR	JOHNSON BROS.	MERCHANDISE	467.83
LIQUOR	MN NCPERS	LIFE INSUR	INSURANCE 28.00
LIQUOR	QUALITY WINE SPIRITS	MERCHANDISE	3,879.42
LIQUOR	VERLO ADRIAN INC	MAINTENANCE	68.16
Total for Department 180			18,381.00*
Total for Fund 60			18,381.00*
WATER	GOPHER STATE ONE CAL	LOCATE	19.44
WATER	H P SUDS	BILLING CONTRACT SERVICE	169.79
WATER	MN NCPERS	LIFE INSUR	INSURANCE 40.00
WATER	MN ENERGY	RESOURCES	HEATING 888.02
Total for Department 181			1,117.25*
Total for Fund 61			1,117.25*
ELECTRIC	CENTRAL MINNESOTA MU	POWER COST	233,103.20
ELECTRIC	GDF ENTERPRISES, INC	MAINTENANCE	38.01
ELECTRIC	GOPHER STATE ONE CAL	LOCATE	19.44
ELECTRIC	MARV GRUNIG	EXPENSE	73.73
ELECTRIC	H P SUDS	BILLING CONTRACT SERVICE	169.79
ELECTRIC	MILLER SELLNER EQUIP	MAINTENANCE	22.07
ELECTRIC	MMUA	CONNECTOR LAYOUT	250.00
ELECTRIC	MN NCPERS	LIFE INSUR	INSURANCE 89.00
ELECTRIC	MN ENERGY	RESOURCES	HEATING 936.04
ELECTRIC	BANK MIDWEST	NSF CHECK	280.00
ELECTRIC	BANK MIDWEST	INSURAN	INSURANCE 37,477.00
Total for Department 182			272,458.28*
Total for Fund 62			272,458.28*

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
SEWER	GOPHER STATE ONE CAL	LOCATE	19.43
SEWER	H P SUDS	BILLING CONTRACT SERVICE	169.79
SEWER	MN NCPERS LIFE INSUR	INSURANCE	72.00
SEWER	MN ENERGY RESOURCES	HEATING	1,638.44
	Total for Department 183		1,899.66*
	Total for Fund 63		1,899.66*
	CLARK EQUIP CO. DBA	SKID STEER LOADER	26,012.63
	Total for Department		26,012.63*
ARENA	MIDWEST WIRELESS	TELEPHONE	42.66
ARENA	MN NCPERS LIFE INSUR	INSURANCE	25.00
	Total for Department 184		67.66*
	Total for Fund 64		26,080.29*
ECONOMIC DEVELOPMENT	AARON BACKMAN	EXPENSE	203.94
ECONOMIC DEVELOPMENT	COTTONWOOD CO TREASU	DEED TAX	453.75
ECONOMIC DEVELOPMENT	MCDONALD & SCHRAMEL	LEGAL FEES	455.00
ECONOMIC DEVELOPMENT	MIDWEST WIRELESS	TELEPHONE	46.92
ECONOMIC DEVELOPMENT	MN NCPERS LIFE INSUR	INSURANCE	24.00
ECONOMIC DEVELOPMENT	MN ENERGY RESOURCES	HEATING	750.51
ECONOMIC DEVELOPMENT	LAMAR	SIGN AND INSTALLATION	325.00
	Total for Department 187		2,259.12*
	Total for Fund 67		2,259.12*
TELECOMMUNICATIONS	GOPHER STATE ONE CAL	LOCATE	58.29
TELECOMMUNICATIONS	H P SUDS	BILLING CONTRACT SERVICE	509.38
TELECOMMUNICATIONS	MIDWEST WIRELESS	TELEPHONE	204.83
TELECOMMUNICATIONS	MN NCPERS LIFE INSUR	INSURANCE	80.00
TELECOMMUNICATIONS	MN ENERGY RESOURCES	HEATING	343.48
	Total for Department 199		1,195.98*
	Total for Fund 69		1,195.98*
	AFLAC	INSURANCE	444.78
	MN BENEFIT ASSOCIATI	INSURANCE	96.18
	MN NCPERS LIFE INSUR	INSURANCE	32.00
	Total for Department		572.96*
	Total for Fund 70		572.96*
	Grand Total		365,733.77*

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
MAYOR & COUNCIL	ROBERT MESSER	MILEAGE	160.08
MAYOR & COUNCIL	SECR REV FUND/CITY O	EXPENSE	1.00
	Total for Department 101		161.08*
CITY OFFICE	MN CITY/COUNTY MANAG	DUES	91.84
CITY OFFICE	STEVE NASBY	EXPENSE	175.86
CITY OFFICE	MN NCPERS LIFE INSUR	INSURANCE	160.00
	Total for Department 103		427.70*
P & Z / BUILDING OFF	MN NCPERS LIFE INSUR	INSURANCE	48.00
	Total for Department 106		48.00*
POLICE	MN BOARD OF PEACE OF	DUES	270.00
POLICE	MN NCPERS LIFE INSUR	INSURANCE	288.00
POLICE	SECR REV FUND/CITY O	POSTAGE	1.98
POLICE	DANA WALLACE	EXPENSE	426.31
	Total for Department 120		986.29*
FIRE DEPARTMENT	MIDWEST WIRELESS	TELEPHONE	27.04
FIRE DEPARTMENT	SMOKE EATERS	DUES	162.00
	Total for Department 125		189.04*
STREET	MN NCPERS LIFE INSUR	INSURANCE	178.00
	Total for Department 140		178.00*
PARKS	MN NCPERS LIFE INSUR	INSURANCE	64.00
	Total for Department 165		64.00*
	Total for Fund 01		2,054.11*
LIBRARY	AMAZON.COM	SUBSCRIPTION	22.49
LIBRARY	MN ENERGY RESOURCES	HEATING	1,404.75
	Total for Department 171		1,427.24*
	Total for Fund 03		1,427.24*
AIRPORT	MN DEPT OF ADMINISTR	TELEPHONE	19.60
	Total for Department 174		19.60*
	Total for Fund 11		19.60*
POOL	CENTRAL MN CHAPTER A	RENEWAL FEE	25.00
	Total for Department 175		25.00*
	Total for Fund 12		25.00*
AMBULANCE	KATE AXFORD	EXPENSE	70.25
AMBULANCE	JORDAN BUSSA	EXPENSE	8.44
AMBULANCE	BUCKWHEAT JOHNSON	EXPENSE	55.46
AMBULANCE	PAULA RAVERTY	EXPENSE	26.89
AMBULANCE	DOUG WESTERMAN	EXPENSE	12.60

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
AMBULANCE	DANIEL CONRAD	REFUND	351.00
AMBULANCE	CHAD COOLEY	REFUND	20.00
	Total for Department 176		544.64*
	Total for Fund 13		544.64*
MULTI-PURPOSE BUILDI	MN DEPT OF ADMINISTR	TELEPHONE	19.60
MULTI-PURPOSE BUILDI	MN NCPERS LIFE INSUR	INSURANCE	96.00
MULTI-PURPOSE BUILDI	SECR REV FUND/CITY O	EXPENSE	8.58
	Total for Department 177		124.18*
	Total for Fund 14		124.18*
LIQUOR	ABC HORSE PRIZE FUND	AD	85.00
LIQUOR	BEVERAGE WHOLESALERS	MERCHANDISE	3,710.95
LIQUOR	CADBURY SCHWEPPEES BO	MERCHANDISE	94.70
LIQUOR	HAGEN DISTRIBUTING	MERCHANDISE	3,201.35
LIQUOR	JOHNSON BROS.	MERCHANDISE	2,433.72
LIQUOR	MN NCPERS LIFE INSUR	INSURANCE	56.00
LIQUOR	MN ENERGY RESOURCES	HEATING	729.23
LIQUOR	PHILLIPS WINE & SPIR	MERCHANDISE	3,368.30
LIQUOR	QUALITY WINE SPIRITS	MERCHANDISE	1,782.49
	Total for Department 180		15,461.74*
	Total for Fund 60		15,461.74*
WATER	H P SUDS	BILLING CONTRACT SERVICE	94.17
WATER	MN NCPERS LIFE INSUR	INSURANCE	80.00
WATER	SECR REV FUND/CITY O	POSTAGE	2.32
	Total for Department 181		176.49*
	Total for Fund 61		176.49*
	SECR REV FUND/CITY O	REFUND - UTILITY PREPAYM	500.00
	SECR REV FUND/CITY O	REFUNDS - UTILITY PREPAY	1,375.00
	SHANE BROCK	REFUND - UTILITY PREPAYM	125.00
	CHELSTIE OR BRYAN CAR	REFYBD - UTILITY PREPAYM	125.00
	FRANCISCO CASILLAS	REFUND - UTILITY PREPAYM	125.00
	STEVEN DREXLER	REFUND - UTILITY PREPAYM	125.00
	MIRANDA EASTERDAY	REFUND - UTILITY PREPAYM	125.00
	FELIX GARCIA	REFUND - UTILITY PREPAYM	125.00
	CRYSTAL MOHRHAUSER	REFUND - UTILITY PREPAYM	125.00
	JOHN SHAMP	REFUND - UTILITY PREPAYM	125.00
	Total for Department		2,875.00*
ELECTRIC	H P SUDS	BILLING CONTRACT SERVICE	94.17
ELECTRIC	MIDWEST WIRELESS	TELEPHONE	89.19
ELECTRIC	MN NCPERS LIFE INSUR	INSURANCE	178.00
ELECTRIC	HSBC BUSINESS SOLUTI	SUPPLIES	263.83
ELECTRIC	SECR REV FUND/CITY O	BANK DRAFT	12.00

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
		Total for Department 182	637.19*
		Total for Fund 62	3,512.19*
SEWER	MICHEAL HAUGEN	REGISTRATION	60.00
SEWER	H P SUDS	BILLING CONTRACT SERVICE	94.17
SEWER	MN NCPERS	LIFE INSUR INSURANCE	144.00
		Total for Department 183	298.17*
		Total for Fund 63	298.17*
ARENA	MN NCPERS	LIFE INSUR INSURANCE	50.00
ARENA	MN ENERGY RESOURCES	HEATING	2,516.21
		Total for Department 184	2,566.21*
		Total for Fund 64	2,566.21*
	BANK MIDWEST	LOAN PAYMENT	4,000.00
		Total for Department	4,000.00*
ECONOMIC DEVELOPMENT	AARON BACKMAN	EXPENSE	298.96
ECONOMIC DEVELOPMENT	COTTONWOOD CO TREASU	DEED TAX	33.00
ECONOMIC DEVELOPMENT	MN NCPERS	LIFE INSUR INSURANCE	48.00
ECONOMIC DEVELOPMENT	SECR REV FUND/CITY O	EXPENSE	10.50
ECONOMIC DEVELOPMENT	SUBWAY	EXPENSE	38.93
		Total for Department 187	429.39*
		Total for Fund 67	4,429.39*
	UNITED PRAIRIE BANK	LOAN	25,000.00
		Total for Department	25,000.00*
		Total for Fund 68	25,000.00*
	KENT KITTLESON	REFUND - PAID BILL TWICE	4.27
		Total for Department	4.27*
TELECOMMUNICATIONS	AT & T	USAGE CHARGES	105.00
TELECOMMUNICATIONS	B B C AMERICA	SUBSCRIBER	7.00
TELECOMMUNICATIONS	COMCAST MEDIA CENTER	SUBSCRIBER	30.40
TELECOMMUNICATIONS	WASTE MANAGEMENT OF	HAUL GARBAGE	71.96
TELECOMMUNICATIONS	DISCOVERY DIGITAL NE	SUBSCRIBER	54.74
TELECOMMUNICATIONS	FOX SPORTS	SUBSCRIBER	4,807.36
TELECOMMUNICATIONS	H P SUDS	BILLING CONTRACT SERVICE	282.49
TELECOMMUNICATIONS	LIFETIME	SUBSCRIBER	624.16
TELECOMMUNICATIONS	LIFETIME MOVIE NETWO	SUBSCRIBER	30.00
TELECOMMUNICATIONS	MIDWEST WIRELESS	TELEPHONE	432.35
TELECOMMUNICATIONS	NATIONAL CABLE TV CO	SUBSCRIBER	22,608.13
TELECOMMUNICATIONS	MN NCPERS	LIFE INSUR INSURANCE	160.00
TELECOMMUNICATIONS	QUEST	TELEPHONE	97.95

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
TELECOMMUNICATIONS	QWEST COMMUNICATIONS	LEXIS BILLING SERVICE	33.96
TELECOMMUNICATIONS	ONVOY	BANDWIDTH BILLING	1,377.27
TELECOMMUNICATIONS	ONVOY	BANDWITH BILLING	3,130.74
TELECOMMUNICATIONS	ONVOY	SS7 SERVICE	2,168.87
TELECOMMUNICATIONS	SECR REV FUND/CITY O	EXPENSE	5.50
TELECOMMUNICATIONS	TOWER DISTRIBUTION C	SUBSCRIBER	201.54
TELECOMMUNICATIONS	COBRA BOOSTER CLUB	ADVERTISING	75.00
TELECOMMUNICATIONS	KENT KITTLESON	REFUND - PAID BILL TWICE	65.63
		Total for Department 199	36,370.05*
		Total for Fund 69	36,374.32*
	AFSCME	UNION DUES	225.96
	INTERNAL REVENUE SER	WITHHOLDING	910.88
	JOHNSON COUNTY COURT	PAYROLL DEDUCTION	1,302.00
	LOCAL UNION #949	UNION DUES	1,497.48
	MN NCPERS LIFE INSUR	INSURANCE	64.00
		Total for Department	4,000.32*
		Total for Fund 70	4,000.32*
		Grand Total	96,013.60*

# 2008 Windom City Council Meeting Schedule

<u>Date</u>	<u>Time</u>	<u>Location</u>
January 2, 2008	7:30 p.m.	City Council Chambers, City Hall
January 15, 2008	7:30 p.m.	City Council Chambers, City Hall
February 5, 2008	5:00 p.m.	City Council Chambers, City Hall
February 19, 2008	7:30 p.m.	City Council Chambers, City Hall
March 4, 2008	7:30 p.m.	City Council Chambers, City Hall
March 18, 2008	7:30 p.m.	City Council Chambers, City Hall
April 1, 2008	7:30 p.m.	City Council Chambers, City Hall
April 15, 2008	7:30 p.m.	City Council Chambers, City Hall
May 6, 2008	7:30 p.m.	City Council Chambers, City Hall
May 12, 2008	4:30 p.m.	City Council Chambers, City Hall <b>(Board of Review)</b>
May 20, 2008	7:30 p.m.	City Council Chambers, City Hall
June 3, 2008	7:30 p.m.	City Council Chambers, City Hall
June 17, 2008	7:30 p.m.	City Council Chambers, City Hall
July 1, 2008	7:30 p.m.	City Council Chambers, City Hall
July 15, 2008	7:30 p.m.	City Council Chambers, City Hall
August 5, 2008	7:30 p.m.	City Council Chambers, City Hall
August 19, 2008	7:30 p.m.	City Council Chambers, City Hall
September 2, 2008	7:30 p.m.	City Council Chambers, City Hall
September 16, 2008	7:30 p.m.	City Council Chambers, City Hall
October 7, 2008	7:30 p.m.	City Council Chambers, City Hall
October 21, 2008	7:30 p.m.	City Council Chambers, City Hall
November 4, 2008	8:05 p.m.	City Council Chambers, City Hall
November 18, 2008	7:30 p.m.	City Council Chambers, City Hall
December 2, 2008	7:00 p.m.	City Council Chambers, City Hall
December 16, 2008	7:30 p.m.	Windom Community Center

*Please note: this schedule identifies all regular Windom City Council Meetings. Special meetings or public hearings may be in addition to this schedule. Both Regular and Special City Council Meetings will have a Meeting Agenda posted on the official bulletin board at City Hall.*

**Windom City Hall, 444 9<sup>th</sup> Street  
Windom Community Center, 1750 Cottonwood Lake Drive**

For additional information please contact the City Clerk's Office at 507.831.6129



Coalition of Greater Minnesota Cities

# CGMC in Brief

February 21, 2008

Contact: Sarah Kleppe  
651.225.8840

## Record Attendance at CGMC Legislative Action Day

The CGMC Legislative Action Day had record attendance yesterday despite legislative committee hearings preventing several legislators to attend. After a morning Board of Directors meeting and briefing session for the full membership, **Senate Tax Chair Tom Bakk, DFL-Cook, and House Property Tax Chair Paul Marquart, DFL-Dilworth**, shared their thoughts on Local Government Aid (LGA) and property tax relief for the 2008 session.

CGMC city officials lobbied legislators at the Capitol and State Office building and then regrouped to hear a lively panel discussion from **Senate Majority Leader Larry Pogemiller, DFL-Minneapolis; Senate Minority Leader David Senjem, R-Rochester; Rep. Marquart (on behalf of House Speaker Margaret Anderson Kelliher, DFL-Minneapolis); and House Minority Leader Marty Seifert, R-Marshall**. Finally, **St. Paul Mayor Chris Coleman** welcomed CGMC members and legislators at the reception and dinner at Mancini's.

## Transportation Bill on House and Senate Floors

The comprehensive transportation bill, **S.F. 2521-Murphy/H.F. 2800-Lieder**, is being heard on the House and Senate floors today. There are efforts being made to change the bill to get bipartisan support and secure enough votes to override the governor's veto.

## CGMC Signs City LGA Agreement

The CGMC has signed an agreement with the League of Minnesota Cities, North Metro Mayors Association, Minneapolis, St. Paul and the Minnesota Association of Small Cities to advocate for \$90 million for LGA and specific changes to the LGA formula. The CGMC entered the agreement to broaden support for the program and to improve chances for obtaining funding. The letter is available on the CGMC's website at: [www.greatermncities.org/propertytax\\_lga/Advocacy\\_Docs/LGA\\_Unity021508.pdf](http://www.greatermncities.org/propertytax_lga/Advocacy_Docs/LGA_Unity021508.pdf).

## Annexation Reform Bills

The three CGMC-initiated annexation reform bills will be introduced Monday and hearings are likely to be held in the near future.

## New and Improved CGMC Website

The CGMC website, [www.greatermncities.org](http://www.greatermncities.org), has been reformatted to better serve your information and advocacy needs! Please explore the new website and check for updates during the session.





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## **Legislature passes transportation bill, governor vetoes it**

A comprehensive transportation funding bill that passed the House on a vote of 89 to 44 and the Senate on a vote of 47 to 20 was vetoed by Governor Tim Pawlenty (R) this afternoon. It is the third time this scenario has played out since 2005, and advocates are hoping for a different outcome this time.

The bill, HF 2800 (Lieder, DFL-Crookston) landed on the governor's desk late yesterday, ending a long day that included lively debates and intense negotiations between legislators.

In recent days, the bill had been scaled back from \$8.4 billion to \$6.6 billion over 10 years in an effort to secure additional votes. The authors eliminated the inflationary index provision and reduced the sales tax authorization in the Twin Cities Metropolitan Area from one-half percent to one-quarter percent. All of the revenue raised by the one-quarter percent sales tax is dedicated to transit. In order to provide some additional funding for roads in the metropolitan area, the bill shifts distribution of the 5% that comes off the top of the Highway User Tax Distribution Fund prior to the 62%/29%/9% distribution formula contained in the Minnesota Constitution. This section was further amended to ensure that a portion of the revenue is dedicated to roads in the metropolitan area.

The bill was also amended to restrict the metropolitan area sales tax to the seven metropolitan counties, excluding adjacent counties that had previously been allowed to opt-in to the joint powers board.

The compromise bill contained the following provisions:

- A 5 cent increase in gas tax
- A 3.5 cent surcharge on gas tax for trunk highway bond debt
- \$1.8 billion in trunk highway bonds over 10 years
- Elimination of caps on license tab fees and changes to the depreciation schedule
- Dedication of the sales tax on leased vehicles to Greater MN transit and local roads starting in FY2010
- A \$25 tax credit for low-income residents
- Authorization for metropolitan area counties to impose a one-quarter percent sales tax for transit
- Authorization for counties in Greater MN to levy a sales tax of up to one-half percent for transportation purposes
- Increased authorization for MnDOT to spend trunk highway funds in FY08 and FY09 to reflect federal emergency funding related to the I-35W bridge project
- \$60 million in general obligation bonds for local roads and local bridges

The compromise bill drew support from a range of stakeholders, including the Minnesota Chamber of Commerce and a handful of associations representing agricultural interests.

In spite of the broad support, the governor carried out on his threat to veto the bill. Under the Minnesota Constitution, he had three business days to do so, but he waited less than one day. Legislative leaders say they will attempt to override the veto as soon as Monday, February 25.

Prospects for a veto override are uncertain. In 2005, the legislature did not attempt to override the governor's veto of a similar bill. In 2007, a



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veto-override attempt failed in the waning hours of session. A veto override requires 90 votes in the 134-member House and 45 votes in the 67-member Senate. Thursday's vote fell one vote short of the necessary veto-override number in the House.

The League is supporting HF 2800, and is encouraging city officials to contact legislators over the weekend to 1) thank legislators who voted "yes" on HF 2800, and 2) encourage votes to override a governor's veto.

See below to learn how your legislators voted:

## House Yes Votes (89)

Abeler (Anoka); Anzelc (Balsam Twp); Atkins (Inver Grove Heights); Benson (Minnetonka); Bigham (Cottage Grove); Bly (Northfield); Brown (Austin); Brynaert (Mankato); Bunn (Lake Elmo); Carlson (Crystal); Clark (Minneapolis); Davnic (Minneapolis); Dill (Crane Lake); Dittrich (Champlin); Dominguez (Minneapolis); Doty (Royalton); Eken (Twin Valley); Erhardt (Edina); Faust (Mora); Fritz (Faribault); Gardner (Shoreview); Greiling (Roseville); Hamilton (Mountain Lake); Hansen (South St. Paul); Hausman (St. Paul); Haws (St. Cloud); Heidgerken (Freeport); Hilstrom (Brooklyn Center); Hilty (Finlayson); Hornstein (Minneapolis); Hortman (Brooklyn Park); Hosch (St. Joseph); Huntley (Duluth); Jaros (Duluth); Johnson (St. Paul); Juhnke (Willmar); Kahn (Minneapolis); Kalin (Lindstrom); Kelliher (Minneapolis); Knuth (New Brighton); Koenen (Clara City); Kranz (Blaine); Laine (Columbia Heights); Lenczewski (Bloomington); Liebling (Rochester); Lieder (Crookston); Lillie (North St. Paul); Loeffler (Minneapolis); Madore (Apple Valley); Mahoney (St. Paul); Mariani (St. Paul); Marquart (Dilworth); Masin (Eagan); Moe (Bemidji); Morgan (Burnsville); Morrow (St. Peter); Mullery (Minneapolis); Murphy, E. (St. Paul); Murphy, M. (Hermantown); Nelson (Brooklyn Park); Norton (Rochester); Olin (Thief River Falls); Paymar (St. Paul); Pelowski (Winona);

Peterson, A. (Appleton); Peterson, N. (Bloomington); Peterson, S. (New Hope); Poppe (Austin); Rukavina (Virginia); Ruud (Minnetonka); Sailer (Park Rapids); Scalze (Little Canada); Sertich (Chisholm); Simon (St. Louis Park); Slawik (Maplewood); Slocum (Richfield); Solberg (Grand Rapids); Swails (Woodbury); Thao (St. Paul); Thissen (Minneapolis); Tillberry (Fridley); Tingelstad (Andover); Tschumper (La Crescent); Wagenius (Minneapolis); Walker (Minneapolis); Ward (Brainerd); Welti (Plainview); Winkler (Golden Valley); Wollschlager (Cannon Falls)

## House No Votes (44)

Anderson, B. (Buffalo Twp); Anderson, S. (Plymouth); Beard (Shakopee); Berns (Wayzata); Brod (New Prague); Buesgens (Jordan); Cornish (Good Thunder); Dean (Dellwood); DeLaForest (Andover); Demmer (Hayfield); Dettmer (Forest Lake); Drazkowski (Wabasha); Eastlund (Isanti); Emmer (Delano); Erickson (Princeton); Finstad (Comfrey); Garofalo (Farmington); Gottwalt (St. Cloud); Gunther (Fairmont); Hackbarth (Cedar); Holberg (Lakeville); Hoppe (Chaska); Howes (Walker); Kohls (Victoria); Lanning (Moorhead); Lesch (St. Paul); Magnus (Slayton); McFarlane (White Bear Lake); McNamara (Hastings); Nomes (Fergus Falls); Olson (Big Lake); Otremba (Long Prairie); Ozment (Rosemount); Paulsen (Eden Prairie); Peppin (Rogers); Seifert (Marshall); Severson (Sauk Rapids); Shimanski (Silver Lake); Simpson (Perham); Smith (Mound); Urdahl (Grove City); Wardlow (Eagan); Westrom (Elbow Lake); Zellers (Maple Grove)

## House Did Not Vote (1)

Ruth (Owatonna)

## Senate Yes Votes (47)

Anderson (St. Paul); Bakk (Cook); Berglin (Minneapolis); Betzold (Fridley); Bonoff (Minnetonka); Carlson (Eagan); Chaudhary (Fridley); Clark (St. Cloud); Cohen (St. Paul); Dahle (Northfield); Dibble (Minneapolis); Dille (Dassel); Doll (Burnsville); Erickson Ropes (Winona); Foley (Coon Rapids); Frederickson

For more information on city legislative issues, contact any member of the League of Minnesota Cities Intergovernmental Relations team.

651.281.1200 or 800.925.1122 and [www.lmc.org](http://www.lmc.org)



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(New Ulm); Higgins (Minneapolis); Kubly (Granite Falls); Langsoth (Glyndon); Larson (Bloomington); Latz (St. Louis Park); Lourey (Kerrick); Lynch (Rochester); Marty (Roseville); Metzen (South St. Paul); Moua (St. Paul); Murphy (Red Wing); Olseen (Harris); Olson, M. (Bemidji); Pappas (St. Paul); Pogemiller (Minneapolis); Prettnier Solon (Duluth); Rost (New Hope); Rummel (White Bear Lake); Saltzman (Woodbury); Saxhaug (Grand Rapids); Scheid (Brooklyn Park); Sheran (Mankato); Sieben (Newport); Skoe (Clearbrook); Skogen (Hewitt); Sparks (Austin); Stumpf (Plummer); Tomassoni (Chisholm); Torres Ray (Minneapolis); Vickerman (Tracy); Wiger (North St. Paul)

## Senate No Votes (20)

Day (Owatonna); Fischbach (Paynesville); Gerlach (Apple Valley); Gimse (Willmar); Hann (Eden Prairie); Ingebrigtsen (Alexandria); Johnson (Ham Lake); Jungbauer (East Bethel); Koch (Buffalo); Koering (Fort Ripley); Limmer (Maple Grove); Michel (Edina); Olson, G. (Minnetrissa); Ortman (Chanhausen); Pariseau (Farmington); Robling (Jordan); Rosen (Fairmont); Senjem (Rochester); Vandevier (Forest Lake); Wergin (Princeton)

*Questions? Contact Anne Finn at 651.281.1263 or [afinn@lmc.org](mailto:afinn@lmc.org).*

## The not-so-non-controversial tax bill?

In the wake of the veto of last year's omnibus tax bill, House Tax Chair Ann Lenczewski (DFL-Bloomington) and Sen. Tax Chair Tom Bakk (DFL-Cook) decided to cobble together the non-controversial provisions and reintroduce a new bill. That bill, HF 3201 and its companion, SF 2935, is now winding its way through the legislative process. On Wednesday evening, the House version of the bill was considered by the House Tax Committee but the contents of the bill quickly became controversial.

Last year in his veto letter, the governor cited a provision supported by utility host cities and counties that would have increased the property tax classification rate for public utility and pipeline property to offset a new property valuation procedure that reduced the market value of these properties. League policies support this modification to state law.

The new bill included a modified version of that class rate change that appeared to be a compromise to address the governor's concerns. During the debate on the bill, Rep. Dean Simpson (R-Perham) offered an amendment to remove the provision because it was not endorsed by the governor. During the debate on the amendment, Rep. Sandy Wollschlager (DFL-Cannon Falls) strongly defended the position due to its importance to all cities that host power plants. Red Wing Council President Carol Duff testified against the Simpson amendment, expressing the importance of the class rate change for host communities, their businesses and homeowners.

Department of Revenue Commissioner Ward Einess was asked to comment on how the governor would react to the bill with the public utility class rate increase. He indicated that the governor would have serious concerns but he stopped just short of suggesting that the bill would draw a veto. The amendment to remove the class rate changes failed and the bill was approved by the full committee and referred to the House Ways and Means Committee.

In addition to the public utility class rate changes, the bill includes local sales tax adjustments or authorizations for Bemidji, Clearwater, North Mankato, Proctor and Winona, revenue recapture authority for all



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debts to a city, changes in TIF law that allow a later start of increment, the LGA volatility fix, an authorization to create trusts to fund "Other Post Employment Benefits," an authorization to hold joint public truth-in-taxation hearings in counties outside the metropolitan area, border city enterprise zone allocations, and many city-specific TIF authorizations. The bill also includes an authorization for cities to issue grant anticipation (GARVEE) bonds and would shift voter-approved G.O. debt levies from market value to net tax capacity.

Unfortunately, the bill also includes a temporary prohibition on local government advertising, promoting, expending funds or holding a referendum to support imposing a local sales tax. This prohibition would be in place from June 1, 2008 through December 31, 2010.

On Friday morning, the bill was considered and approved by the House Ways and Means Committee after another short debate on the public utility class rate. The bill should be on the House floor by Tuesday, February 26. The Senate Tax Committee will consider the Bakk version on Tuesday morning at 8:30 a.m. in room 15 of the Capitol.

**ACTION:** Now is a great time to contact legislators, or the governor and ask them to support the tax bill. The governor's phone number is 651.296.3391. For your legislators' contact information, go to [www.leg.state.mn.us](http://www.leg.state.mn.us), or contact an IGR representative for help at 651.281.1200.

*Questions? Contact Gary Carlson at 651.281.1255 or [gcarlson@lmc.org](mailto:gcarlson@lmc.org) or Jennifer O'Rourke at 651.281.1261 or [jorourke@lmc.org](mailto:jorourke@lmc.org).*

## League street improvement bill introduced

A League-initiated bill that would allow cities to establish street improvement districts was introduced this week in the House and Senate. The House version, HF 3248, is authored by Rep. Bev Scalze (DFL-Little Canada). Co-authors are Reps. Neil Peterson (R-Bloomington), Frank Hornstein (DFL-Minneapolis), Ron Erhardt (R-Edina), Ann Lenczewski (DFL-Bloomington) and Mike Nelson (DFL-Brooklyn Park). The Senate companion, SF 2937, is being carried by Sen. Rick Olseen (DFL-Harris). Co-authors are Sens. Jim Carlson (DFL-Eagan), Scott Dibble (DFL-Minneapolis), Mike Jungbauer (R-East Bethel) and Geoff Michel (R-Edina).

The bill would authorize cities to collect fees from property owners within a district to fund municipal street maintenance, construction, reconstruction and facility upgrades. Before establishing a street improvement district, the municipality would be required to adopt a street improvement plan that identifies and estimates the costs of proposed construction, reconstruction, facility upgrades and maintenance for the following five years. Fees would then be apportioned to all parcels located in the street improvement district on a uniform basis within each classification of real estate. Fees collected could only be spent within the district and on projects identified in the street improvement plan. The city could collect municipal street improvement fees in a district for up to 20 years.

The League has consistently heard from city officials that existing funding mechanisms for municipally owned streets are inadequate. Special assessments can be onerous to property



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owners and are difficult to implement for some cities; and, special assessments are not always useful for funding collector streets and other streets that do not abut private property. Property tax dollars, another commonly used source, are generally not dedicated and are sometimes diverted to more pressing needs such as public safety, water quality and cost participation in state and county highway projects. Finally, municipal state aid (MSA) is limited to cities over 5,000 population--143 of 854 cities in Minnesota--and cannot be applied to more than 20% of a MSA city's lane miles. Existing MSA is not keeping up with needs on the MSA system.

The street improvement district authority bill is enabling legislation. No city would be required to create a municipal street improvement district. It is modeled after Minn. Stat. 435.44, which allows cities to establish sidewalk improvement districts.

The League believes this authority would provide an alternative funding mechanism that is both affordable and fair to property owners. It requires a relationship between who pays fees and where projects occur, but stops short of the benefit test that sometimes makes special assessments vulnerable to legal challenges. It also does not prohibit cities from collecting fees from tax exempt properties within a district.

This tool would also allow cities to perform maintenance and reconstruction on schedule. Timely maintenance is essential to preserving streets and thereby protecting taxpayer investments. Finally, street improvement fees would allow property owners to fund expensive projects by paying relatively small fees over

time. The tool could be used to mitigate or eliminate the need for special assessments.

The League is seeking support for this initiative among city officials and legislators.

HF 3248 is awaiting a hearing in the House Local Government and Metropolitan Affairs Committee, and SF 2937 is awaiting a hearing in the Senate Committee on State and Local Government Operations and Oversight. The bills are also expected to make stops in the committees on Taxes and Transportation in their respective bodies.

*Questions? Contact Anne Finn at 651.281.1263 or [afinn@lmc.org](mailto:afinn@lmc.org).*

## **Administrative fine bill hearing postponed**

A bill that would provide limited authority for local units of government to issue administrative citations for minor traffic violations was scheduled for a hearing in the House Public Safety and Civil Justice Committee on Thursday, February 21. The meeting was postponed, however, after House members were detained by a lengthy floor debate on the omnibus transportation bill.

The bill, HF 847 (Hosch, DFL-St. Joseph), is supported by the League as well as the associations representing the Minnesota chiefs of police and county sheriffs. It would authorize cities to issue their own tickets for speeding under 10 miles per hour above the limit. Commercial vehicle license-holders would not be eligible for administrative citations.



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The hearing has not yet been rescheduled. The League continues to urge city officials to contact members of the House Public Safety and Civil Justice Committee to express support for the bill.

## Key points to convey to legislators:

- Over the years, the state legislature has increased the surcharge on a \$40 traffic violation fine to \$72, bringing the cost of a minor moving violation to over \$115 when other fees are factored in. Of this amount, less than \$14 is allocated to the local unit of government issuing the citation.
- District courts are clogged, and appeals of statutory tickets are exacerbating the problem.
- Current surcharges imposed by the state make the cost of statutory citations excessive for residents, and the cost of prosecuting statutory violations is excessive for taxpayers.
- There is a lack of clarity in existing state law on this issue.
- Administrative fines allow local law enforcement officers to cite drivers for minor violations that may otherwise be warnings, and serve as a deterrent for other, more serious future violations.

*Questions? Contact Anne Finn at 651.281.1263 or [afinn@lmc.org](mailto:afinn@lmc.org).*

## **Post fund deficit legislation introduced**

A bill that would tackle the deficit in the state's post-employment pension fund was introduced earlier this week by Sen. Don Betzold (DFL-Fridley). The bill, SF 2969, is sponsored by the Boards of the state's three largest public pension plans.

The bill includes a number of adjustments to retiree benefits to reign in the fund's deficit. However, without a revenue source other than volatile investment earnings, the post fund deficit has only a small chance of being eliminated without even more aggressive intervention.

If the adjustments to retiree benefits do not improve the fund's status and the funding level falls below 85 % for two consecutive years or 80 % in any single year, the bill would require the Post Fund be dissolved and the assets divided among the three systems in proportion to each system's share of the Post Fund and merged into each system's active fund.

For the PERA Coordinated Fund, the dissolution of the post fund would not, under current actuarial estimates, require an increase in employer or employee contribution rates. This is due to the fact that current contribution rates are designed to balance the fund over a period of years, which spreads the PERA share of the post fund deficit over that same time period. The PERA Police and Fire fund situation could require a contribution increase in part due to changes in the experience of the fund and also in part due to its potential share of the post fund deficit.

The bill will be referred to the Legislative Commission on Pensions and Retirement where it will likely be considered for inclusion in an omnibus pension bill. A more complete description of the post fund situation was contained in the January edition of the *Minnesota Cities* magazine.

*Questions? Contact Gary Carlson at 651.281.1255 or [gcarlson@lmc.org](mailto:gcarlson@lmc.org).*



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## Housing foreclosure package

The Senate introduced and acted on several bills this week to address the increase in mortgage foreclosures in Minnesota. These bills were a culmination of work done by an interim foreclosure working group. This diverse group consisted of local government representatives, housing advocacy groups, real estate associations, banking associations and elected officials. Issues ranging from pre-foreclosure remedies, tenants rights, vacancies and local ordinances, data privacy and civil and criminal enforcement were studied and only items and remedies that were agreed to by all stakeholders were introduced as bills.

Two of the bills as introduced did impact local governments.

Sen. Ann Rest (DFL – New Hope) introduced SF 2914, requiring more comprehensive data on notices of pendency and certificates of sheriff's sales. It also creates a statewide foreclosure data collection group to study the development of a statewide electronic foreclosure collection and reporting system. The bill asks the secretary of state to consult with a statewide working group consisting of, but not limited to, representatives from various state agencies, the University of Minnesota, housing advocacy organizations and the League of Minnesota Cities. This bill was heard in the Judiciary Committee and referred to the State and Local Government Operations and Oversight Committee.

SF 2915, introduced by Sen. Mee Moua (DFL – St. Paul), proposed to eliminate the cap on punitive damages, which now is statutory is limited to \$8,500, if a respondent, including political subdivisions, is found in violation of

the Human Rights Act. This provision was added because housing discrimination is considered a human rights violation. This change was seen as a problem because it was not just limited to instances related to housing or mortgages. As a result of the proposed change, local government would be subject to potentially frivolous lawsuits and increase costs. In the end, Sen. Moua left the cap for political subdivisions, but eliminated the cap for all other respondents. After the amendment, was made, the bill was forwarded to the Senate floor.

House companion bills to SF 2914 and SF 2915 are likely to be introduced next week.

For a complete summary of all foreclosure bills introduced this week please look for the bill summaries in next week's *Bulletin*.

*Questions? Contact Hue Nguyen at 651-281-1260 or [hnguyen@lmc.org](mailto:hnguyen@lmc.org).*

## JOBZ under the gun

As expected, the JOBZ program was heavily scrutinized in both the House and Senate this week as the Office of Legislative Auditor (OLA) presented their findings in three different committee settings. It is clear that there will be solid attempts to change the program yet this session, although this legislation has not yet been introduced. The League has communicated with both Department of Employment and Economic Development (DEED), and the Department of Revenue (DOR) legislative staff that we are willing to work on the legislative fixes with them with the goal of making sure this program continues to work for cities.



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Most of the criticisms have been targeted at the administration of the program by DEED. There were 15 recommendations put forward by the OLA, and only two aimed at local governments. One would require that local governments get their business subsidy agreements with businesses "approved" by DEED staff. Another would enact stronger penalties for local governments that do not file required reports on time. There is a precedent with TIF, that when TIF reports are not filed, the city's LGA is withheld for a period of time.

A more detailed article on the JOBZ hearings will happen in next week's *Bulletin*, including a list of the OLA's recommendations.

*Questions? Contact Jennifer O'Rourke at 651.281.1261 or [jorourke@lmc.org](mailto:jorourke@lmc.org).*

## **Bonding bill in development**

While transportation and tax issues left over from last year have dominated the early days of this legislative session, there have also been hundreds of bills discussed related to projects that could be funded in the state bonding bill this year. The various committees and divisions that have jurisdiction over state spending are completing their review of proposals for inclusion in the state bonding bill. Each will now forward its recommendations to the Capital Investment Committee over the next week, where the House and Senate will each craft a package of which projects the state should finance through the incurrence of state debt.

The governor's initial capital investment proposal can be found at <http://www.finance.state.mn.us/>. That package focused heavily on bridges and other

transportation projects. The legislative versions will be quite different from the governor's proposal. Specifically, the League has recommended to both the House and the Senate that the governor's proposed \$46 million for various city wastewater grant and loan programs be increased to \$97 million due to the backlog of cities waiting for funding for various wastewater and sewer collection system projects and the high cost of the improvements needed to city systems to address environmental issues related to impaired waters.

The details of the House and Senate bonding bill will be worked out over the next couple of weeks. The League will report more on these bills as they are put together.

*Questions? Contact Craig Johnson at 651.281.1259 or [cjohnson@lmc.org](mailto:cjohnson@lmc.org).*

## **Bill to authorize meetings on March 4 advances**

A bill sponsored by the League that authorizes local units of government to hold meetings on Tuesday, March 4 is now on the House and Senate consent calendars—one step away from heading to the governor. The bills, SF 2428 and HF 2795 are authored by Sen. Ann Rest (DFL-New Hope) and Rep. Ken Tschumper (DFL-La Crescent).

The bill is necessary due to the decision by the DFL and Republican parties to move their respective caucus dates to Tuesday, February 5. Unfortunately, state law specifies that local units of government cannot hold hearings after 6 p.m. on the first Tuesday of March—the traditional date that the parties have held their caucuses.



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There are approximately 80 cities that hold council meetings on the first Tuesday of each month. The bill creates a session law that permits cities to hold meetings on March 4, 2008. The bill does not correct the underlying problem with the fact that the political parties are not bound to comply with the state statute setting the date for precinct caucuses while cities and other local units of government are barred from holding meetings or events on the date that the statute sets for major political party precinct caucuses.

*Questions? Contact Ann Higgins at 651.281.1257 or [ahiggins@lmc.org](mailto:ahiggins@lmc.org) or Gary Carlson at 651.281.1255 or [gcarlson@lmc.org](mailto:gcarlson@lmc.org).*

## Town hall meetings

Town hall meetings are a great chance to meet with your legislators and tell your city story. Upcoming meetings include:

Feb. 22 in **Alexandria** (Traveler's Inn Restaurant, 3:45pm) with Sen. Bill Ingebrigtsen and Rep. Torrey Westrom

Feb. 23 in **Ashby** (Ruby's City Restaurant, 9am) with Sen. Bill Ingebrigtsen and Rep. Torrey Westrom

Feb. 23 in **St. Paul** (Como Lake Pavilion, 1360 N. Lexington Pkwy, 10am) with Sen. Ellen Anderson, Rep. Alice Hausman, and Rep. John Lesch

Feb. 23 in **Long Prairie** (Long Prairie City Hall, 615 Lake Street South, 10:30am) with Sen. Bill Ingebrigtsen and Rep. Torrey Westrom

Feb. 23 in **Burnsville** (Burnsville City Hall, 100 Civic Center Parkway, 10:30am) with Rep. Sandra Masin

Feb. 23 in **Staples** (Staples Government Center, 611 Iowa Ave NE, 2pm) with Sen. Bill Ingebrigtsen and Rep. Torrey Westrom

Check your local newspaper or radio station for additional dates. To receive e-mail notice of upcoming town hall meetings near you, subscribe online at

<http://www.house.leg.state.mn.us/maillist/mailnolist.asp> and <http://www.senate.leg.state.mn.us/schedule/listserv.htm>

## Legislative committee schedules

House and Senate committees have scheduled a full slate of hearings for next week. Committee schedules change on a regular basis. For the latest information on House and Senate committee agendas, please visit the legislative schedules at:

<http://www.house.leg.state.mn.us/comm/scheduleall.asp>

[http://www.senate.leg.state.mn.us/schedule/schedule.php?s=85&cmte\\_id=&cmte\\_type=&type=upcoming](http://www.senate.leg.state.mn.us/schedule/schedule.php?s=85&cmte_id=&cmte_type=&type=upcoming)