

Detroit Lakes, Minnesota  
April 12, 2016

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., April 12, 2016; all members of the City Council having been notified of the meeting and the business to be transacted.

Present: Mayor Matt Brenk; City Administrator Kelcey Klemm; City Clerk Glori French; Finance Officer Pam Slifka; Police Chief Tim Eggebraaten; City Attorney Charlie Ramstad; City Engineer Jon Pratt; Fire Chief Scott Flynn; Police Chief Tim Eggebraaten; Liquor Store Manager Randy Buhr; Public Works Director Bradley Green; Community Development Director Larry Remmen; Public Utility General Manager Vernell Roberts and Building Official Dave Neisen

Aldermen: Boeke, Schiller, Schurman, Sukke, Waller, Wenner and Zeman

Absent: Aldermen Imholte and Marks Erickson

Mayor Brenk introduced and welcomed City Administrator Kelcey Klemm. Klemm was hired to replace retired City Administrator Bob Louiseau.

There being no corrections to the minutes of the Regular City Council Meeting held March 8, 2016. Mayor Brenk declared the minutes would stand approved according to copies sent to each member of the Council.

Jim Sinclair with the Detroit Lakes Community Foundation appeared before the Council and gave a presentation on the Detroit Lakes Community Foundation Program. Sinclair noted there are dollars available to the Community through Grants and a scholarship program for individuals that are going into the healthcare field. Information can be found on the City of Detroit Lakes website and the West Central Initiative website.

Chief Executive Officer Stu Omberg and Vice Chairman Steve Daggett with the Detroit Lakes Community and Cultural Center presented the 2014 and 2015 financial statements. A motion was made by Alderman Wenner approving the 2014 and 2015 financial statements for the Detroit Lakes Community and Cultural Center. The motion was seconded by Alderman Zeman and carried, without a dissenting vote.

Water Quality and AIS Coordinator Karl Koenig with Becker Soil and Water Conservation District appeared before the Council and gave an update on the Becker County Aquatic Invasive Species Program.

Northwest Carnival Admirals Chris and Aly Larson appeared before the Council and presented the 81<sup>st</sup> Annual Water Carnival event schedule requests. A motion was

made by Alderman Zeman approving the requests of the 81<sup>st</sup> Annual Northwest Water Carnival Events to be held July 8-17, 2016. The motion was seconded by Alderman Sukke and carried, without a dissenting vote. City Attorney Charlie Ramstad noted the request for the liquor permit at the Lakeview Executive Golf Course, during the Event would need to be approved by Becker County, as that property is outside of City limits.

Alderman Sukke updated the Council on the recommendations from the Planning Commission Meeting held March 31, 2016 and the Community Development Committee Meeting held April 7, 2016 on the request to rezone the property from an "R-2" One and Two Family Residence District to a "R-3" Multi-Family residence District at 1798 Brainard Boulevard. Alderman Sukke noted after lengthy discussions the Planning Commission and Community Development Committee recommended denying the request.

Pursuant to the recommendations of the Planning Commission that were submitted to the City Council and the recommendation of the Community Development Committee, a resolution was introduced by Alderman Sukke, who moved its adoption, denying the rezoning of 1798 Brainard Boulevard from an "R-2" One and Two Family Residence District to an "R-3" Multi-Family Residence District.

Mayor Brenk asked for discussion or comments on the motion. Hunter Briard, 1798 Brainard Boulevard, appeared before the Council and expressed the need for the City of Detroit Lakes to have more "R-3" Multi-Family Residence Districts zoned areas. Briard noted rezoning is always a contentions decision, but the demand for "R-3" zoned areas is needed.

Alderman Zeman commented the City should consider developing a Comprehensive Plan for multiple family housing to be equally distributed throughout the City.

The motion for the adoption of the resolution was seconded by Alderman Zeman and carried, without a dissenting vote. Mayor Brenk declared the Resolution 0412C adopted.

Alderman Sukke called upon Community Development Director Larry Remmen to update the Council on the request from the DL Hotel Partners, LLC for a one year extension to complete the work described in their Conditional Use Permit approved by the Council on April 14, 2015 for a 69 unit hotel, with nine (9) condominiums and a 4000 square foot restaurant at 1334 Washington Avenue. Remmen noted once the DL Hotel Partners, LLC starts construction it will take at least one year to complete the project.

Alderman Schiller asked Managing Partner Troy Hoekstra with the DL Hotel Partners LLC if all the restrictions the Department of Natural Resources (DNR) requested had been incorporated into the Project. Managing Partner Troy Hoekstra with the DL Hotel Partners LLC commented a written agreement with Department of Natural Resources has been implemented and will be part of the Deed restriction that gets filled.

Pursuant to the recommendations of the Planning Commission that were submitted to the City Council and the recommendations of the Community Development Committee, a motion was made by Alderman Sukke, seconded by Alderman Zeman to approve a one year extension to complete the work described in the DL Hotel Partners LLC Conditional Use Permit approved by the Council on April 14, 2015 for a 69 unit hotel, with nine (9) condominiums and a 4000 square foot restaurant at 1334 Washington Avenue.

Alderman Schiller felt the one year extension should not be considered. Alderman Zeman felt the one year extension should be considered. Mayor Brenk called for a roll call vote Yays: Aldermen Sukke, Boeke, Zeman, Waller, Wenner and Schurman; Nays: Alderman Schiller. Mayor Brenk declared the motion carried.

Pursuant to the recommendation of the Planning Commission that were submitted to the City Council and the recommendation of the Community Development Committee. A resolution was introduced by Alderman Sukke, who moved its adoption, adopting the finding of fact and reasons for approval of a variance application and issuance of a variance allowing a ten (10) foot rear yard setback for construction of a 36 x 70 foot addition to a commercial building at 1271 Highway 10 West. The motion for the adoption of the resolution was seconded by Alderman Zeman and carried, without a dissenting vote. Mayor Brenk declared Resolution 0412B adopted.

Pursuant to the recommendation of the Planning Commission that were submitted to the City Council and the recommendation of the Community Development Committee. A motion was made by Alderman Sukke, seconded by Alderman Waller and carried, without a dissenting vote authorizing the execution of a Quit Claim Deed to Mardon, Inc. to correct a boundary line on a lot at 518 Richwood Road.

Pursuant to the recommendation of the Planning Commission a motion was made by Alderman Sukke, seconded by Alderman Waller and carried, without a dissenting vote deferring action on the Variance request submitted by Jerrod and Kate Busker, 248 Shorewood Drive.

Upon the recommendations of the Community Development Committee, a resolution was introduced by Alderman Sukke, who moved its adoption supporting a Regional Trail Designation Application in Greater Minnesota (Regional Multi-use trail connection to the Heartland Trail). The motion for the adoption of the resolution was seconded by Alderman Zeman and carried, without a dissenting vote. Mayor Brenk declared Resolution 0412E adopted.

Pursuant to the recommendations of the Planning Commission that were submitted to the City Council and the recommendations of the Community Development Committee. A resolution was introduced by Alderman Sukke, who moved its adoption, adopting the finding of fact and reasons for approval of a variance application and issuance of a variance allowing a ten (10) foot side yard setback for construction of a 26 x 36 foot addition to a building at 809 8<sup>th</sup> Street East. The motion for the adoption of the resolution was seconded by Alderman Wenner and carried, without a dissenting vote. Mayor Brenk declared Resolution 0412D adopted.

Pursuant to the recommendations of the Planning Commission that were submitted to the City Council and the recommendations of the Community Development Committee a motion was made by Alderman Sukke, seconded by Alderman Wenner and carried, without a dissenting vote introducing for its second reading and adoption of Ordinance 396 extending the corporate limits of the City of Detroit Lakes, to include certain unincorporated unplatted land abutting upon the City Limits, that part of Government Lot 4 in Section 9, Township 138 North, Range 41 West of the Fifth Principal Meridian in Becker County, including that part of the County Sate Aid Highway 22. Upon annexation the territory annexed will be a zoned "R-A" Agricultural Residence District.

Pursuant to the recommendations of the Planning Commission that were submitted to the City Council and the recommendations of the Community Development Committee a motion was made by Alderman Sukke, seconded by Alderman Zeman and carried, without a dissenting vote introducing for its second reading and adoption of Ordinance 397 amending Ordinance 360 relative to Ward Boundaries of the City of Detroit Lakes to include newly annexed areas.

Upon the recommendations of the Planning Commission that were submitted to the City Council and the recommendations of the Community Development Committee a motion was made by Alderman Sukke introducing for its first reading of Ordinance 398 rezoning of Block 9 Original Townsite and the northerly half of the vacated Front Street from "B-2" General Business District to "B-1" Central Business District at Summit Avenue and State Street. The motion was seconded by Alderman Waller and carried, without a dissenting vote.

Community Development Director Larry Remmen informed the Council a Variance Application has been received from Dan and Amy Smith, 1348 South Shore Drive. Remmen noted this is the same Variance Application dated February 17, 2016 for which action was deferred at the March 8, 2016 City Council Meeting.

Remmen informed the Council the request for accommodations under the Americans with Disabilities Act and the Fair Housing Amendments Act of 1988 prohibit discrimination by failure to make reasonable modifications in rules, policies, practices or services when such accommodations are necessary to afford a disabled person equal opportunity to use a dwelling. Remmen noted the Smiths have demonstrated that Amy Smith does have a disability that would require accommodations under the Americans with Disabilities Act and the Fair Housing Amendments Act of 1988. The Planning Commission met on March 31, 2016 and recommended approval of the Variance as requested but noted that except for the requirements of Federal Law to make these accommodations, the Variance would not have been granted. The Community Development Committee meet on April 7, 2016 and added a further requirement to construct and maintain a five foot wide natural buffer strip from lot line to lot line, except for an accessibility path, between the home and shoreline. A natural buffer is defined as follows: An unmown, undisturbed natural or enhanced native perennial vegetation area,

excluding invasive plants and noxious weeds.

Upon the recommendations of the Planning Commission that were submitted to the City Council and the recommendations of the Community Development Committee, a resolution was introduced by Alderman Sukke, who moved its adoption, adopting the finding of fact and reasons for approval of the variance application and issuance of a variance to Dan and Amy Smith, 1348 South Shore Drive to 1) construct a 35 square foot pervious paver walkway in the Shore Impact Zone; 2) construct an eight foot wide stairway in the Shore Impact Zone; 3) construct a 6 x 17 foot roof supported by pillars in the Shore Impact Zone; 4) construct a 125 foot landing and stairway serving a patio on the new additions; 5) increase in the amount for pervious pavers on site by 1401 square feet, increasing from 2660 square feet to 4061 square feet subject to the following conditions: 1) owners provide the City with a survey upon completion of the projects showing all pervious and impervious areas; 2) project not exceed 25% impervious surface coverage; 3) owners make application for and obtain a building permit for all pervious and impervious pavers, patios and walkways and construction of a 6 x17 foot roof supported by pillars in the Shore Impact Zone; 4) owners sign a Pervious Surface Maintenance Agreement within 60 days of approval of this Variance by City Council; 5) owners implement the following mitigation measures: a) construct and maintain a six inch high berm across the entire lot between the home and the shoreline; b) direct roof drainage away from the lake and into infiltration basins; c) construct and maintain a five foot wide natural buffer strip from lot line to lot line, except for an accessibility path, between the home and the shoreline. A natural buffer is defined as follows: An unmown, undistributed natural or enhanced native perennial vegetation area, excluding invasive plants and noxious weeds and 6) project be constructed as shown on the approved site plan.

Attorney Bruce Schoenwald with Stefanson Law appeared before the Council representing Dan and Amy Smith, 1348 South Shore Drive, noted the Smith's had submitted a revised Plan in March, 2016 and objected to the resolution and the mitigation buffer strip. Community Development Director Larry Remmen informed the Council that the Plan the Planning Commission and Community Development Committee approved was the amended application dated February 17, 2016 which is represented by the resolution. Remmen clarified there is no other application by the Smith's pending.

City Attorney Charlie Ramstad clarified action on the February 17, 2016 Variance request cannot be deferred because of the 60 day rule. The Smiths can withdraw the variance request and then there is no pending matter is to be decided by the Council. Ramstad noted the Smith's may also request the Council to extend the 60 day rule and take no action on the application at the April 12 meeting. Ramstad clarified if the Smith's withdraw the variance application, they may submit a new application and the application will need to go through the entire approval process.

Per the request of Dan and Amy Smith, 1348 South Shore Drive, a motion was made by Alderman Wenner, seconded by Alderman Sukke and carried, without a dissenting vote, requesting the Council to refrain from action on the Variance Application request for the

property at 1348 South Shore Drive and extended the time to act on the application by extend the time.

Perry Travis, 815 Willow Street West, appeared before the Council and informed the Council the house sustained a fire and it is on the docket to be demolished in the next 30 days by a local Contractor. Once the house is demolished the lot will be put on the market.

Bond Consultant Steve Fenlon for Lakes Home and Development appeared before the Council and informed the Council on the request for the issuance of a non-profit facilities revenue note, Lakes Homes Project, series 2016. Lakes Homes and Program Development Inc. is asking the City to assist with financing of a project for construction and equipping of two new residential facilities to be located at 376 Dean Street in Detroit Lakes and 2425 Shoreview Avenue in Fergus Falls, Minnesota and the refinancing of taxable indebtedness originally issued to Lakes Home and Development which was used for construction of residential facilities located at 1114 Garnet Boulevard, 914 Lake Forest Circle, 208 West Elm Street, and 116 East Elm Street Detroit Lakes and 612 North Main Street in Mahanomen, Minnesota, 1381 Lenore Way in Fergus Falls, Minnesota and the Lakes Home and Developments central office located at 847 East Highway 10 East. It is proposed the costs of the Projects will be financed in part through the issuance of the City's Non-Profit Facilities Revenue Note (Lakes Homes Project) Series 2016, in the total maximum principal amount of \$2,900,000. Fenlon noted if and when issued will not constitute a charge, lien or encumbrance upon any property of the City of Detroit Lakes, and such obligations will not be charge against the general credit or taxing powers of the City of Detroit Lakes but will be payable from sums to be paid by Lakes Homes and Development to a participating lender pursuant to a revenue agreement.

Upon the recommendations of the Finance Committee a resolution was introduced by Alderman Wenner, who moved its adoption, setting a Public Hearing for May 10, 2016 at the Regular City Council Meeting to hear public comment on the issuance of a non-profit facilities revenue note (Lakes Homes Project) Series 2016. The motion for the adoption of the resolution was seconded by Alderman Waller and carried, without a dissent vote. Mayor Brenk declared Resolution 0412F adopted.

Upon the recommendations of the Finance Committee a motion was made by Alderman Wenner, seconded by Alderman Sukke and carried, without a dissenting vote denying the request from Hunter Briard, 1798 Brainard Boulevard, for a one-time adjustment to the Special Assessment Policy. Mayor Brenk requested City staff to review the Assessment Policy and bring back to the Council recommendations.

Pursuant to the recommendations of the Finance Committee a motion was made by Alderman Wenner, seconded by Alderman Boeke and carried, without a dissenting vote approving the Detroit Mountain Recreation Area, Inc. 2016-2017 Summer and Winter Seasons rate schedule.

Police Chief Tim Eggebraaten appeared before the Council and gave an update on the temporary part-time budgeted police officer position. The Police Department put into the 2016 budget \$10,000 for a Police Officer to help out during the busy summer months. A motion was made by Alderman

Upon the recommendation of the Public Safety Committee a resolution was introduced by Alderman Waller, who moved its adoption, establishing a fee for the Fire Watch Protection Services at the Kent Freeman Arena II. The motion for the adoption of the resolution was seconded by Alderman Zeman and carried, without a dissenting vote. Mayor Brenk declared Resolution 0412H adopted.

Assistant Fire Chief Todd George appeared before the Council and presented information on the Minnesota State Fire Association Conference that is being hosted by the Detroit Lakes Fire Department June 9, 10 and June 11, 2016. George invited City staff and the public to visit the Steven Siller's 9/11 Never Forget Tunnel to Towers Exhibit that will be on display during the Conference.

Police Chief Tim Eggebraaten informed the Council, the Police Department received \$10,000 from a grant they applied for from Burlington Northern Santa Fe Foundation, monies to be used towards radios.

Pursuant to notice having been published in the official newspaper that the Council, at this present meeting will conduct a public hearing to receive public comment on the Vacation of a portion of the Public Alley in Block 4 of Holmes 4<sup>th</sup> Addition. Mayor Brenk called the hearing to order at 6:07 P.M. There being no questions, Mayor Brenk closed the hearing at 6:08 P.M. and reconvened the Regular Council Meeting.

Upon the recommendations of the Community Development Committee a resolution was introduced by Alderman Sukke, who moved its adoption, approving the Vacation of the Public Alley in Block 4 of Holmes 4<sup>th</sup> Addition, subject to an easement acceptable to the City that will be a recorded document will be provided by Holiday Station Stores if required by the City to provide utility services in Block 4 of Holmes 4<sup>th</sup> Addition. The motion for the adoption of the resolution was seconded by Alderman Waller and carried, without a dissenting vote. Mayor Brenk declared Resolution 0412 adopted.

Pursuant to notice having been published in the official newspaper that the Council, at this present meeting will conduct a public hearing to receive public comment on the Vacation of the northerly five (5) feet of a 15 foot wide utility easement Lot 2, Block One of Ten West Center. Mayor Brenk called the hearing to order at 6:09 P.M. There being no questions, Mayor Brenk closed the hearing at 6:10 P.M. and reconvened the Regular Council Meeting.

Upon the recommendations of the Community Development Committee a resolution was introduced by Alderman Zeman, who moved its adoption, approving the Vacation of the northerly five (5) feet of a 15 foot wide utility easement Lot 2, Block One of Ten West Center. The motion for the adoption of the resolution was seconded by Alderman Sukke

and carried, without a dissenting vote. Mayor Brenk declared Resolution 0412A adopted.

Building Official David Neisen appeared before the Council and gave a recap of the March nuisance report. A motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting vote approving the March 2016 Nuisance Report and placing it on file.

Upon the recommendations of the Community Development Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting vote, that the building permits for the month of March, 2016 in the estimated construction value of \$988,977.48 to be issued pursuant to their applications accompanied by the required City fees and State surcharges, the issuance of such permits having been recommend by the Building Official and approved by the Community Development Committee.

Upon the recommendations of the Public Works Committee, a resolution was introduced by Alderman Zeman, who moved for its adoption, approving the Preliminary Engineering Report for the Briard Apartment Development Project on a ten acre parcel of undeveloped land situated between Brainerd Boulevard and Longview Drive, near the east side of Long Lake. The motion for the adoption of the resolution was seconded by Alderman Schurman and carried without a dissenting vote. Mayor Brenk declared Resolution 0412I adopted. Mayor Brenk informed the Council, Hunter Briard has withdrew his request, and no hearing will need to be set at this time.

City Engineer Jon Pratt presented a map and recommendations from the Preliminary Engineering Report that was done for the proposed 2016 Mill and Overlay Project. City Engineer Pratt noted it is still looking like a substantial savings can be achieved since costs are lower than in past years.

City Engineer Jon Pratt informed the Council a Public Meeting is scheduled for Monday April 18, 2016 at 5:00 P.M. at the Becker County Highway Department to discuss the Trunk Highway 10/Kris Street and Trunk Highway 10 East/East Shore Drive Intersection/Signal Study.

Public Works Director Brad Green presented information on street sweeping and pot hole patching done in Detroit Lakes.

Public Works Director Brad Green informed the Council Becker County is applying for a Grant from the Minnesota Pollution Control Agency to help establish a curbside recycling collection program. Pursuant to the recommendations of the Public Works Committee, a motion was made by Alderman Zeman, seconded by Alderman Waller and carried, without a dissenting vote authorizing a letter of support for curbside recycling in Detroit Lakes.



Pursuant to the Public Works Director obtaining quotes and upon the recommendation of the Public Works Committee, the following submitted the lowest quotes for the projects listed:

Bituminous Repair	Howards Driveway, Inc.	\$26,600.00
Concrete	J&J Concrete	\$28,137.50
Weed Lot Mowing	Mike's Mowing	Mobilization \$5 each; \$4.00 per 1,000 sq. ft.
Diseased Tree Removal	No Quotes received	

Upon the recommendation of the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote, that the above low quotes be accepted.

Upon the recommendations of the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting vote approving the issuance of the following dock licenses for 2016: Bonnie Helm Bekkerus, for a private dock and lift at 716 West Lake Drive; Brian Korbel, for a private dock and lift at 714 West Lake Drive; Cole & Ellie Hanson, for a private dock at 408 West Lake Drive; J & K Marine, for a commercial dock with 104 slips at 121 West Lake Drive; Helen Trisko, for a semi-commercial dock at 612 West Lake Drive

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Lakes Area Farmers Market to use Peoples Park for the 2016 Season every Tuesday & Saturday from 10:00 AM to 2:00 PM. Anticipated start date is May 21 through late October

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Event Application request by St. Mary's EMS for the EMS Bicycle Rodeo on May 18, 2016 from 3:00 PM to 8:00 PM

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Event Application request by the WiseGuyz Car Club to hold Sunday Cruise Nights on May 1, June 5, July 3, August 7, September 4 and October 2, 2016, from 6:00 PM to 8:00 PM in the Liquor Store parking lot.

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Event Application request by the Detroit Lakes Regional Chamber of Commerce to conduct the Annual Cruise DL Night, on the May 11, June 8, July 13, August 10 and September 14, 2016 from 4:00 PM to 9:00 PM

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a

dissenting vote approving the Event Application request by the Eagles Club to hold Leather Up for Lupus on June 11, 2016 from 9:00 AM to 3:30 PM

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Event Application request by Scheels to hold a Paddle Demo on the Public Beach across from the Legion on June 11, 2016 from 9:00 AM to 7:00 PM

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Event Application request by Special Olympics Minnesota to hold the Law Enforcement Torch Run/Walk on June 21, 2016 from 4:00 PM to 10:00 PM.

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Event Application request by the Detroit Lakes Fire Department to fence in an area on the beach side of the Pavilion for the MN State Fire Conference June 8-11, 2016. This fenced area would only be accessible from within the Pavilion and would be used as overflow and allow conference attendees access to fresh air. DLFD has the Pavilion rented for this event.

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Event Application request by Erick Nelson to hold the Muscatell Ojibwe Forests Rally on August 27, 2016 from 7:00 AM to 9:30 PM

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the Event Application request by Dean Precht & Kelsey McCorquodale to hold a wedding ceremony on the City beach (by the Detroit Lakes Pavilion) on August 20, 2016. Mr. Precht and Miss McCorquodale have the Pavilion rented.

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the parade permit submitted for the VFW for the Memorial Day Parade on May 30, 2016 from 10:00 AM to 10:30 AM (Starting at the Veterans Memorial Parkway heading South down Washington Ave to the City Park)

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the issuance of a transient merchant's license for Greg & Donna Parenteau (Oof-da-Tacos) allowing them to sell food products from a concessions

trailer at 310 Hwy 10 West (Central Market parking lot) for a period of 19-24 days May-October, 2016.

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote approving the application submitted by David Greminger, Jr. to have more than two animals at 209 Washington Avenue, effective April 12, 2016 through December 31, 2016. No complaints have been received, request is for three dogs.

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote authorizing Jonny's, LLC to serve as the preferred food vendor at the Detroit Lakes Pavilion for the 4th of July music event on July 2nd and July 3rd at the event from 6pm to 11pm on both days hosed by Nijii Radio.

Upon the recommendations from the Public Works Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote authorizing Anytime Fitness to host Free Workout Saturdays – May 7, 14, 21 & 28 at 8:30 AM in the DL City Park.

A motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote that the trial balance, submitted by Finance Officer Pamela Slifka, showing a balance in the City treasury to be in the amount of \$12,054,750.80 as of March 31, 2016, be accepted, approved and placed on file.

Upon the recommendations of the Finance Committee, a resolution was introduced by Alderman Waller, who moved its adoption, approving the payment of claims paid by proper authorization covering the period March 9, 2016, through April 12, 2016, in the amount of \$3,086,097.08 the motion for the adoption of the resolution was seconded by Alderman Zeman and carried without a dissenting vote. The Mayor declared Resolution 0412G adopted.

Upon the recommendations of the Public Safety Committee, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting vote approving the issuance two-day transient merchant's license for James Neigel allowing the sale of guns and general merchandise at the National Guard Armory on April 23-24, 2016.

Upon the recommendations of the Public Safety Committee a motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting vote approving the issuance of a fireworks permit allowing TNT Fireworks to sell fireworks in the Kmart Store, 1305 Highway 10 West.

Upon the recommendations of the Public Safety Committee a motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting

vote approving the issuance of a fireworks permit allowing TNT Fireworks to sell fireworks in the Walmart Parking Lot, 1583 Highway 10 West.

Pursuant to the recommendations of the Liquor/Gambling Control Committee, a motion was made by Alderman Wenner, seconded by Alderman Schiller and carried, without a dissenting denying the request for a cash donation to the 81<sup>st</sup> Water Carnival Committee. Alderman Wenner noted the City of Detroit Lakes contributes to the Water Carnival in many other ways.

Upon the recommendations of the Liquor/Gambling Control Committee, a motion was made by Alderman Wenner, seconded by Alderman Schiller and carried, without a dissenting vote, approving the request from the 2016 Grad Bash for a cash donation. \$150 was approved with funds to be used from the Liquor Fund.

Upon the recommendations of the Liquor/Gambling Control Committee, a motion was made by Alderman Wenner, seconded by Alderman Schiller and carried, without a dissenting vote, approving the request from Downtown Alive for a cash donation. \$500 was approved with funds to be used from the Liquor Fund.

Upon the recommendations of the Liquor/Gambling Control Committee a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote, approving the gambling application submitted by Lakes Area Women's Chapter 210 Ducks Unlimited to hold a raffle at the Holiday Inn at 1155 US Highway 10 on April 23, 2016

Upon the recommendations of the Liquor/Gambling Control Committee a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote, submitted by the Marshmallow Foundation to hold a raffle at the Speak Easy at 1100 North Shore Drive on May 7, 2016

Upon the recommendations of the Liquor/Gambling Control Committee a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote, authorizing the issuance of a consume permit to the Dario Diaz Jr for a Quinceanera at the Pavilion May 29, 2016.

Upon the recommendations of the Liquor/Gambling Control Committee a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote, authorizing the issuance of a consume permit to the Adriana Garcia for a Quinceanera at the Pavilion August 7, 2016.

Upon the recommendations of the Liquor/Gambling Control Committee a motion was made by Alderman Waller, seconded by Alderman Zeman and carried without a dissenting vote, authorizing the issuance of a temporary on-sale intoxicating liquor license for the BH Company (Brew Ale's & Eats) to sell and serve on-sale intoxicating liquor at the Pavilion, 1321 Washington Ave for the Richard Wedding Reception on July 30, 2016.

Upon the recommendations of the Public Utilities Commission, a motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting vote to approve the purchase of a Truck Chassis from Webber Family Ford, Detroit Lakes in the amount of \$39,983.00. The purchase is a budgeted item.

A motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting vote, that the February 2016 Becker County Court Report of \$9,788.26, Chief of Police Monthly Report, Fire Chief Monthly Report, Animal Control Report, City Engineer Project Status Report, Liquor Store Manager's Monthly Report, Parking Violations Monthly Report \$400, and the Variance/Conditional Use Permit Status Report be approved and placed on file.

Alderman Schiller publically thanked the Public Works Department for the work they perform year round.

A motion was made by Alderman Waller, seconded by Alderman Zeman and carried, without a dissenting vote, approving the following license for 2016:

**Fertilizer Licenses:**

Laker Chemical, Inc. dba Team Lab  
Peplawn, Inc.  
Midwest Green, Inc. dba Pro-Lawn  
Richter Service, LLC dba Barefoot Lawns  
R-U Ready Lawn Care, Inc.  
Valley Chemical Labs, Inc. dba TruGreen

**Plumbing Licenses:**

Paul's Plumbing & Heating  
RK Plumbing  
Vesey Plumbing LLC

Mayor Brenk declared April 26, 2016, as Arbor Celebration Day. Mayor Brenk read the Proclamation for the Arbor Celebration Day.

Mayor Brenk called for a Special City Council Meeting on April 19, 2016 at 12:00 P.M, at 1025 Roosevelt, in the Council Chambers.

Mayor Brenk invited City staff and the public to attend a town hall meeting hosted by Senator Kent Eken and Representative Paul Marquart on Friday, April 22 at 2:00 P.M., at 1025 Roosevelt Avenue, in the Council Chambers.

Mayor Brenk announced there is an Informational Open House on April 18, 2016 at the MnDOT District 4 Headquarters, 1000 Highway 10 West, Detroit Lakes. It is scheduled from 4:30 PM to 6:30 PM with a presentation at 5:30 PM for the potential improvements along east Highway 10.

Mayor Brenk announced that May 17, 2016 is the Election Day for the Detroit Lakes School Bond Referendum. Absentee Voting is currently available at the Becker County Courthouse, Monday – Friday (8:00 AM – 4:30 PM) and Saturday, May 14, 2016 (10:00 AM – 3:00 PM and Monday, May 16, 2016 (8:00 AM – 5:00 PM)

Mayor Brenk announced the Board of Review for the 2016 Assessments Meeting will be held on May 4, 2016, at the Becker County Courthouse starting at 9:30 A.M. Mayor appointed Finance Committee Members, Mark Erickson, Zeman, Sukke and Wenner to the Board of Equalization who will be attending the Board of Review Meeting on May 4, 2016.

Mayor Brenk announced several Council positions will be up for election at the November 8, 2016 General Election:

- 1) Mayor Brenk- (term four years)
- 2) Alderman Zeman (WARD 1)- (term four years)
- 3) Alderman Marks Erickson (WARD 2)- (term four years)
- 4) Alderman Schurman (WARD 2)- completion of the term (two years)
- 5) Alderman Boeke (WARD 3)- completion of the term (two years)
- 6) Alderman Waller (WARD 3)- (term four years)
- 7) Alderman Imholte (AT LARGE)- (term four years)

There being no further business to conduct, by general consent, Mayor Brenk adjourned the meeting at 6:50 P.M.

Respectfully submitted,

Glori French, City Clerk