

Pipestone, Minnesota  
January 19, 2010

Pursuant to due call and notice thereof, a regular meeting of the Pipestone City Council was duly held in the Municipal Building at 6:00 p.m. on the 19th day of January 2010. Mayor Laurie Ness called the meeting to order. Roll call was taken and a quorum was declared. Members present: Laurie Ness, Barbara Heyl, Harry Hansen, Jim Stout and Fred Portz. Others present: Deb Fitzgerald, Tom Darveaux, Susan Wienands, Fire Chief Mark Otter, Public Works Director Scott Swanson, Water/Wastewater Supervisor Joel Adelman, Airport Manager Robert Dykstra, Liquor Store Manager John Seaborn, Tourism Director Mick Myers, Cable Access Coordinator Steve Moffitt, City Administrator/City Attorney Jeffrey Jones and City Clerk Joan Schroeder.

The Pledge of Allegiance was recited.

Motion was made by Heyl, seconded by Portz and unanimously carried to amend the Agenda by adding under New Business "Item F. Kelly's Koffee Request for Liquor Licenses".

### **CONSENT AGENDA**

Motion was made by Heyl, seconded by Hansen and unanimously carried to approve the Consent Agenda which includes the following items: January 4, 2010 Work Session Minutes; January 4, 2010 Regular Meeting Minutes; Payment of Claims in the amount of \$1,503,403.28 with warrants #29813 to #29968 to be issued in payment thereof; December 2009 Financial Reports.

### **COMMUNITY CONCERNS**

Tom Darveaux, Hank's Foods, Pipestone, was present to state his concerns about businesses coming to town and requesting assistance. He felt that assisting Coborns with tax abatement was unfair to the existing local businesses that pay full taxes and have made improvements to their businesses without requesting any assistance from the City. He noted Coborns is not guaranteeing any benefits to the City and the taxpayers should not be asked to take the risk.

Susan Wienands, Lake Wilson (owner of five rental properties in Pipestone), was present to state her concerns about the City owning subsidized housing. She stated subsidized housing does not pay any property taxes and felt the City should only use Section 8 certificates. She felt the City should promote home ownership not subsidized housing and requested the City to go in a different direction.

### **REPORTS OF STAFF PERSONNEL**

Water/Wastewater Supervisor Joel Adelman reported his department has been helping with snow removal and they are cleaning snow from around hydrants.

Public Works Director Scott Swanson reported they are still hauling snow and cleaning street corners of snow for better visibility. Mayor Ness thanked the Public Works Department for all the work they did moving snow during Christmas time.

Fire Chief Mark Otter reported there were nine calls for the month of December and 77 calls for the year 2009 which was less than in 2008.

Airport Manager Rob Dykstra reported things are going well at the airport; air traffic has been less because of the weather; he is predicting an increase in the use of charter planes in the future; and there have been no security concerns at the airport. He is recommending approval of the ITT lease noting that the 50 to 60 foot high tower will not cost the airport anything to erect or maintain, it will be a benefit to the airport with many good features and will make air travel safer. Also, additional hangars are needed and requests have been made to lease land from the airport to erect private hangers.

Liquor Store Manager John Seaborn reported sales were down a little for the past quarter; sales for the year showed a gain over last year; and the year end inventory went well.

Cable Access Coordinator Steve Moffitt reported 99 programs aired; taping of the holiday concerts were appreciated by the public because of cancellations and rescheduling; the secondary VHS camera has been replaced; and noted tonight's Council meeting would be played tomorrow, Wednesday, January 20<sup>th</sup>, due to the Monday holiday.

Staff reports continued later in meeting.

## **PUBLIC HEARINGS, PETITIONS AND BID OPENINGS**

None.

## **LEGAL**

### **Ordinance 50, Fourth Series**

City Administrator/City Attorney Jones stated the additions and revisions to the Ordinance are increasing and adding new Public Works charges, increasing storm sewer charges, adding a \$350.00 storm sewer connection fee for new connections and allowing rural rentals of picnic tables.

A motion was made by Stout and seconded by Portz to adopt Ordinance 50, Fourth Series: AN ORDINANCE ESTABLISHING FEES, CHARGES AND COMPENSATION AS ALLOWED BY CITY CODE. Upon vote taken, Ayes: Ness, Portz, Stout, Hansen; Nays: Heyl, motion passed 4 to 1.

## **ENGINEERING**

None.

## **FINANCIAL**

None.

## **OLD BUSINESS**

### Approve Final Plat – Bayliner Property Replat

Motion was made by Hansen, seconded by Heyl and unanimously carried to approve the recommendation by the Planning Commission to approve the final plat for the Bayliner property.

## **NEW BUSINESS**

### Approval 2010 Appointments and Committees List

Motion was made by Stout, seconded by Portz and unanimously carried to approve the Mayor's appointments to the 2010 Appointments and Committees List.

### Agree to Subordination of Loan – LaRock

Motion was made by Heyl, seconded by Stout and unanimously carried to approve the request by Mike and Kelly LaRock for subordination of the First Time Homeowners Loan with the City.

### Approve Lease with ITT – Airport

City Administrator/City Attorney Jones stated the lease allows ITT to lease a portion of airport land to erect a tower for a surveillance and broadcast system. There will be no expense to the City to erect or maintain the tower and it will be a benefit to the airport.

Motion was made by Stout, seconded by Hansen and unanimously carried to approve the lease between the Pipestone Municipal Airport and the ITT Corporation.

### Resolution 2010-6

Motion was made by Heyl, seconded by Hansen and unanimously carried to approve Resolution 2010-6: A RESOLUTION REGARDING AN APPLICATION FOR AUTHORIZATION FOR EXEMPTION FROM LAWFUL GAMBLING LICENSE to the Pipestone County Pheasants Forever to conduct raffles at their annual banquet on March 30, 2010.

### Resolution 2010-7

City Administrator/City Attorney Jones explained this Resolution instructs Banner Associates Inc. to prepare a report on the improvements to be made jointly by the County and the City on 2nd Street Northwest between Hiawatha Avenue and 8th Avenue Northwest.

Motion was made by Stout, seconded by Hansen and unanimously carried to approve Resolution 2010-7: A RESOLUTION ORDERING PREPARATION OF REPORT ON IMPROVEMENT.

### Kelly's Koffee Request for Liquor Licenses

Motion was made by Heyl, seconded by Stout and unanimously carried to approve a 3.2% On-Sale Beer License and an On-Sale Wine License to Kelly's Koffee.

### **REPORTS OF STAFF PERSONNEL (continued)**

Tourism Director Mick Myers reported the lodging tax is down 19 percent from last year due partly to no Hiawatha Pageant, but he is hoping with the new motel, new management at the Calumet and remodeling at the Super 8 Motel the lodging tax will improve; the Gun Show rented 84 tables to 48 exhibitors and had 800 people in attendance; Pipestone will be represented at the Travel Show in Sioux Falls this weekend and the following weekend he will be at the Explore Minnesota Tourism Show at Gull Lake; Blitz Ballroom events are scheduled to be held this summer in June; and the Home Show will be March 27 at the high school.

Law Enforcement Sheriff Dan Delaney was excused from the meeting.

Building and Zoning Administrator Darrin Tinklenberg was excused from the meeting.

Museum Director Susan Hoskins was not at the meeting.

Recreation Director Stacy Claussen was excused from the meeting.

### **COUNCIL LIAISON REPORTS**

Planning Commission Liaison Stout reported the Commission reviewed the final plat for the re-subdivision of Skyway Industrial Park and discussed City Code Chapter 11 requirements for fencing and residential parking.

Housing and Redevelopment Authority Member Ness reported they were updated on the elevator project; all units have been rented; and the surveys were reviewed.

## **CLOSING COMMENTS**

City Administrator/City Attorney Jones relayed that Southwest Housing Partnership is no longer requesting the City's participation on a grant program to make energy improvements to the Storybrook Apartments and Townhouses. They have found funding through another program.

Also in response to Southwest Housing Partnership using Southwest Building Specialists, who utilize use of institutional corrections work crews, they explained the purpose was twofold: to provide construction skills to persons exiting the prison system and to provide some cost efficiencies. The ICWC provides only general labor and five local businesses were part of the bid as sub-contractors by the Southwest Building Specialists.

Councilmember Portz noted there is interest in an ice skating rink and Active Living would pursue grant money for its upkeep. Councilmember Hansen noted he has been contacted about the volleyball courts closing when the Aquatic Center closes and the need for more sand courts. Park improvement volunteers are needed and anyone interested should contact Recreation Director Stacy Claussen.

Councilmember Portz felt the recycling program should become mandatory. It was noted that property owners are being assessed on their taxes by the County for recycling.

## **ADJOURNMENT**

Motion was made by Stout, seconded by Hansen and unanimously carried to adjourn at 7:12 p.m.

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Laurie K Ness  
Mayor

ATTEST:

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Joan Schroeder  
City Clerk