

**CITY OF BERTHA
REGULAR MEETING OF CITY OF BERTHA
HELD AT THE BERTHA COMMUNITY CENTER
MONDAY, AUGUST 14, 2017**

Present: Mayor Zimmerman, Members Olson, D. Nelson and Bowman
Absent: Member K. Nelson
Staff: Clerk Umland, Public Works Templin and Police Berndt
Guest: Pete Wallner, Karen Winkler, Amy Botzet, Marv Stokes, Trinity Gruenberg and Mark Fay arrived after the meeting adjourned.

Declaring a quorum, Mayor Zimmerman called the regular meeting to order at 6:30 p.m. and the citizens recited the Pledge of Allegiance.

3. Public Hearing – Ordinance No. 6 Third Series – Liquor Ordinance Amendment- Adding an additional type of license.

Mayor Zimmerman opened the Public Hearing at 6:32 p.m. Mayor Zimmerman opened the floor and asked if there is anyone to speak in favor or against the Alcohol Ordinance amendment. Zimmerman stated that Section 11.3 Types of Licenses that the council is authorized to issue, subject to the requirements of this Ordinance, up to the number permitted by law, by adding item g;

(g) Combination on-sale/off-sale intoxicating liquor licenses if the city has a population less than 10,000.

This type of license was omitted when the current city code was adopted in 2014. There were no citizens present to speak for the proposed ordinance amendment. The public hearing closed at 6:34 p.m.

A motion was made by Bowman and seconded by Olson to adopt Ordinance No. 6 Third Series and its Summary Ordinance for publication. The motion was carried with all voting in favor. The ordinance is effective immediately upon its passage and publication.

4. Public Comments: An opportunity for members of the public to address the City Council on items not on the current agenda. Items requiring Council action may be deferred to staff or committee for research and future agenda, if appropriate.

Trinity Gruenberg informed the council that someone had turned on her garden hose and left it running. She asked in the city would consider adjusting her bill. Clerk Umland will make an adjustments according to past water usage history.

5. Communications Report:

A. Enterprise Reports – July reports were reviewed.

B. Fire/Ambulance Reports - update on current grants awarded to the fire department

2016 AFG grant issued by FEMA- the department was awarded \$38,000. to purchase a Compressor/Fill Station, along with training. The department is responsible for 10% match. The council passed Resolution 2016-22 approving the department to apply for a grant and if awarded, accepts the amount granted.

2017 DNR Volunteer Fire Assistance Matching Grant - the department applied for a grant to purchase wildland equipment (\$2,262. hose and reel) and pagers/radios (\$1,800.). The department recognizes the fifty (50) percent match requirement for the VFA Matching program for the \$4,062, and

has secured local matching funds of \$2,031.00. The council approved Resolution 2017-18 authorizing the department to apply for the grant and agrees to accept the grant award, if awarded.

Ambulance Report – no report since Russ was not in attendance.

C. Law Enforcement – Mr. Berndt presented the council with his July activity report. The monthly report showed the following violations for Bertha: 1-accident, 9-citations, 4-warnings, 2-public assists, 3-assist other agencies, 1-alarm, 2-vehicle unlocks and 16-citizen calls. Mr. Berndt will provide all residents that are still in violation of the nuisance ordinance with a letter informing them they have 10 days to be in compliance. If after 10 days, they don't comply they will be issued an administrative fine.

The council was provided a 2016 police expense report from the City of Eagle Bend. The City of Bertha received a refund of \$8,571.00 from them.

D. Public Works Report – Mr. Templin supplied the council with his July report. The monthly report included: preparation done during Bear Country Days and National Night Out, work with electrician, mowing and trimming grass. Mr. Templin asks the council about selling the PTO driven generator. At this time, the council put it on hold to check out if it could be used in case of disaster. Mr. Templin got permission to have the pickup door touch-up and the cost would be approximately \$150.00. Motion by Bowman, seconded by Member Olson approving the request from Mr. Templin to extend 15 hours of his vacation time for another 30 days from his anniversary date. Carried.

E. Clerk's Overview – Information only

6. Consider Business Items

A. Encroachment B-H Transportation – Clerk Umland contacted Matt VanBruggen and asked why the city has not received any response concerning the easement agreement submitted to him on behalf of B-H Transportation closing. She received a response back stating it was his understanding that Mr. Aksamit was working with the city. Clerk Umland will contact Mr. Kleen and get more information on the issue.

B. Tax-Forfeit Property Auction – there was a brief discussion if the city should purchase two tax-forfeited parcels. Motion by Bowman, seconded by D. Nelson to delay purchasing any of the tax-forfeit parcels previously owned by Bertha Enterprise. Carried. Mayor Zimmerman and Clerk Umland will attend the auction scheduled for August 21 at the Todd County Commissioner Boardroom.

C. Draft Ordinance –Storage and Parking of Recreational Vehicles

Brown, Krueger & VanCura Attorney at Law – provided the council with a draft of a proposed ordinance regarding the parking and storage of recreational vehicles with the City of Bertha. Currently, the City of Bertha does not have any zoning regulation regarding the parking or storage of RV's. The council decided to move forward to adopt an ordinance pertaining parking and storage of RV's. Clerk Umland will contact Mr. Krueger and give him the changes the council want added. Once the council approves the ordinance amendment they will hold a public meeting.

D. Preliminary 2018 Budget – Review only and will need to adopt the preliminary at the September meeting. Mr. Templin asked to get a copy to review. Mr. Wallner received one prior and did not have any comments.

E. 2016 Audit – at the time of the meeting was not completed. Mr. Porter will present the 2016 audit at the September meeting.

7. Consider the Consent Agenda-Action Required

Note: The Consent Agenda list those items of business which are considered to be routine which need no discussion. Consent items are acted upon by one motion. If discussion is desired by council, that item may be removed to an appropriate section of the regular agenda for discussion.

Mayor Zimmerman asked if there were any additions, corrections, deletions to be made to Consent Agenda. Motion by D. Nelson, seconded by Member Bowman to approve the consent agenda as presented. Carried. The consent agenda included the following items:

- A. Approval of July 10, 2017 Regular Council Minutes
- B. Approval of July Disbursements & Authorize Issuance in accordance with the list provided including all electronic payments
- C. Review Bank Correspondence – Bank Statement & Investment Report
- D. Approval of Resolution 2017-27-certifying an additional Assessment on Bertha Authority Water Improvement Project and a utility assessment for the sale of Lot 4 & 5, Block 2, Hope Addition One. The signed purchase agreement with Wm. & Karla Dukowitz agreed to pay \$501.00 earnest money with the remaining balance of \$2,000.00 assessed as utility assessment for two years with interest at the rate of 5%. Seller agreed to assess the water availability charge payable in equal annual installments extending over a period of 25 years, and shall bear the interest rate of 2.64% per annum. The amount specially assessed is \$3,965.35 to be added to the 2018 special assessments list for the Bertha Water Improvement Project. The owner at any time may pay to the City of Bertha the entire amount remaining unpaid, with interest accrued to December 31 of the year in which payment is made.
- E. Approving 2017-26 accepting a donation for \$450.00 on behalf of “Dennis Hof’s” family *designated to purchase ambulance equipment.*
- F. Certify/Approve Annual Benefit Level & Authorized Signatures on SC-17 state report. The 2017 Schedule Form is designed to help determine the relief association’s projected assets and liabilities for 2017 and the minimum required contribution for 2018. The majority of the pension funding comes from the State of Minnesota’s 2% premium tax. Benefits are payable in a lump sum based on the number of years of service. Contained in this schedule form is the City’s contribution which is projected to be zero.
- G. Approved Resolution 2017-30 authorizing participation with the Community Concern for Youth Program with Todd/Wadena Community Corrections. The Bertha City Council agrees to contribute \$257.00 for the 2018 project.
- H. Approved an ad on the Bertha-Hewitt School Calendar for \$50.00

8. Committee Report

- A. Economic Development Committee has scheduled a meeting for August 24th.

9. Meeting/Conference/ Correspondence

- A. League Events – Loss & Control Workshop & Regional Meeting at Ottertail on October 5th.

10. Adjournment

There was no further business to come before the City Council. Member Bowman moved; Member Olson seconded the motion to adjourn. With all members in favor, motion was carried. The meeting adjourned at 7:16 p.m. Carried.