

## City of Bigfork

### Work Session & Regular City Council Meeting December 8, 2015 7:00 p.m.

**Members Present:** Amy Pifher, Andrew Francisco, Peter Johnson, Randy Nei and Eric Storlie

**Members Absent:** None

**Also Present:** Warren & Caroline Welch

Mayor Pifher called the work session to order at 7:00 p.m. A letter was received from Two Rivers Cenex stating that they would not discontinue house charge accounts on 1/1/16 as they originally stated. The City will be able to continue to charge as normal. The invoice from Powell Excavating and the condition of the Salmi Blvd were discussed. The Council requested that the Public Works Department install a better light to illuminate the flag in front of City Hall. Pifher closed the work session and opened the regular meeting at 7:17 p.m.

The Pledge of Allegiance was recited. Mayor Pifher opened the public forum. As no one from the public wished to address the Council, the public forum was closed.

***Motion by Johnson to approve the agenda, seconded by Francisco, motion carried unanimously (MCU).***

***Consent Agenda: Motion by Johnson, seconded by Nei and carried unanimously to approve the consent agenda including:***

- 1. minutes of the November 10<sup>th</sup> regular City Council meeting,***
- 2. City Clerk's office report for November 2015,***
- 3. Financial reports for November 2015,***
- 4. Public Works Department report for November 2015,***
- 5. payroll and timecards for Nov 20<sup>th</sup> and Dec 4<sup>th</sup> paydays in the amount of \$6,258.27***
- 6. claims paid in the amount of \$7,575.92 and claims for payment in the amount of \$59,052.62***
- 7. liquor license renewals for Bigfork Wilderness Bar, Inc and Kocian's IGA***

#### UNFINISHED BUSINESS

**Powell Excavating Invoice:** Powell Excavating was contacted about the condition of the alley as directed at the last meeting. The reason for the potholes and washboard is the significant amount of rainfall shortly after the reclaimed asphalt was laid. Powell is willing to work with the City to ensure the final result of the project meets the City's standards. ***Motion by Francisco to pay the invoice in full with the stipulation that Powell Excavating sign an agreement that they will fill the potholes in the spring, seconded by E. Storlie, MCU.***

**Resolution 2015-16 – Final Budget & Levy:** This resolution sets the final budget and levy. The final levy will remain the same as the preliminary levy set in September of \$140,556. ***Motion by Johnson, seconded by E. Storlie to approve Resolution 2015-16, MCU.***

## **NEW BUSINESS**

**Nuisance Ordinance Violation:** The Clerk provided copies of two letters sent to a property owner with an alleged nuisance ordinance violation. The property owner was not present as they had been invited to be. The Clerk was directed to have the city attorney review the situation and send a letter to the property owner.

This is the same property that has been disconnected from city water for non-payment since August 2014 and continues to have a past due balance. The Council questioned whether the property was truly without water all this time. ***Motion by Johnson, seconded by Nei to direct the Public Works Department to re-install a meter on the water service to this property to ensure that no water is being used, MCU.***

## **OTHER**

**Vacation Requests:** ***Motion by Johnson, seconded by Francisco to approve the vacation requests from Storlie for December 23-24 and 30-31 (changed from December 21-24) and Joe Zimmer for December 28-29, MCU.***

At this time, Attorney Shelley Ryan of Hoff, Barry & Kozar was connected via speaker phone to the meeting and recommended that the Council move into closed session, pursuant to the attorney client exception found in Minnesota Statutes Section 13D.05 subdivision 3b to discuss the matter of City of Bigfork and League of Minnesota Cities Insurance Trust vs. Wayne W. Kruse, as there is an absolute need for confidentiality of the information to be exchanged. ***Motion by Johnson to close the meeting at 7:43 p.m. under the authority and for the purpose stated, seconded by Francisco, MCU.***

***Motion to reopen the meeting by Johnson at 8:42, second by Pifher, MCU.***

***Motion to adjourn by Johnson at 8:42 p.m., seconded by Nei, MCU.***

Angela L. Storlie  
City Clerk/Treasurer