

REGULAR MEETING – FEBRUARY 10, 2015

The regular meeting of the Common Council of the City of Marshall was held February 10, 2015 in the Professional Development Room at the Marshall Middle School, 401 South Saratoga Street. The meeting was called to order at 5:30 P.M. by Mayor Byrnes. In addition to Byrnes the following members were in attendance: Ellayne Conyers, David Sturrock, Glenn Bayerkohler, Larry Doom, and Craig Schafer. John DeCramer arrived late. Staff present included: Ben Martig, City Administrator; Dennis Simpson, City Attorney; Glenn Olson, Director of Public Works/City Engineer; Harry Weilage, Director of Community Services; Rob Yant, Director of Public Safety; Preston Stensrud, Parks Supervisor; Marc Klaith, Fire Chief; Jane DeVries, Deputy City Clerk; and Thomas M. Meulebroeck, Finance Director/City Clerk.

The Pledge of Allegiance was recited at this time.

APPROVAL OF AGENDA:

It was the general consensus of the council that the agenda be approved as presented.

Be it noted the arrival of Council Member DeCramer.

CONSIDER APPROVAL OF THE MINUTES OF THE REGULAR MEETING HELD ON JANUARY 27, 2015:

Member (**Larry Doom**) moved, Member (**Craig Schafer**) seconded to approve the **ORIGINAL** motion 'that the minutes of the regular meeting held on January 27, 2015 be approved as filed with each member and that the reading of the same be waived'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0** Abstain: **2**. The motion **Passed 5 – 0 – 2**, with Schafer and Bayerkohler abstaining.

SOUTHWEST MINNESOTA REGIONAL AMATEUR SPORTS CENTER -- 1. AWARD OF BIDS; 2. REJECT AND AUTHORIZE REBID OF CONTRACT #0920:

Ben Martig, City Administrator, indicated that upon discussion on February 10th, with Mark Hovelson from Bossardt Corporation and Dave Maroney with TS&S, they have revised their recommendation to not approve Contract #1266 "Bleacher Seating" to H&B Specialized Products in the base bid amount of \$135,374 and Alternate A7 in the amount of \$46,409, for a total of \$181,783. Additional due diligence is being conducted to verify the bleachers fully meet specifications. The plans are to bring back a recommendation next meeting.

Bids for the SMASC were received on January 22, 2015. At their meeting on January 27, 2015, the City Council awarded the four time critical prime contracts (#0341 Precast Concrete Plant & Stadia, #0345 Precast Concrete Wall Panels, #0512 Steel Supply, and #0840 Aluminum Entrances/Storefront/Windows) with associated alternates per the recommendation from Bossardt Corporation. There were 32 possible contract bid packages. Bids were received for 31 of them. (There were no bids submitted for Contract #0710-Dampproofing/Waterproofing/Air & Vapor Barriers.) There were also several Alternates to be considered prior to award of the total project. After review with SMASC Sports Commission, staff believes the contracts bid to be reasonably within the estimated construction costs and recommend proceeding with the project. The City's consultant, Bossardt Corporation reviewed the bids, and are recommending to award the bids for all contracts except Contract #920 Drywall/cold formed Metal Framing and Contract #1266 Bleacher Seating.

REGULAR MEETING – FEBRUARY 10, 2015

The bids received for Contract #0330, Cast-In-Place Concrete were received from:

Innovative Builders of Alexandria, Inc. Alexandria, Minnesota \$723,000.00 Alt. A1 \$23,000.00 Alt. A2 (\$23,000.00) Alt. LS1 \$15,000.00	Sussner Construction, Inc. Marshall, Minnesota \$739,100.00 Alt. A1 \$28,900.00 Alt. A2 (\$19,600.00) Alt. LS1 \$8,200.00
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The bids received for Contract #0420, Masonry were received from:

Johnson-Nelson Masonry, Inc. Ashby, Minnesota \$547,700.00 Alt. A3 \$40,700.00 Alt. A9 No bid	Bladholm Construction, Inc. Marshall, Minnesota \$730,300.00 Alt. A3 \$35,900.00 Alt. A9 \$4,490.00	Sussner Construction, Inc. Marshall, Minnesota \$635,300.00 Alt. A3 \$54,600.00 Alt. A9 \$4,100.00
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The bids received for Contract #0510, Steel Erection were received from:

Sowles Company Shakopee, Minnesota \$369,000.00 Alt. A1 \$10,000.00	Mid Central Steel Erectors Blomkest, Minnesota \$485,000.00 Alt. A1 \$5,000.00	Innovative Erectors, Inc. Alexandria, Minnesota \$647,000.00 Alt. A1 \$4,000.00
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The bids received for Contract #0610, Carpentry were received from:

Robert L. Carr Company Marshall, Minnesota \$324,000.00 Alt. A1 No bid	Sussner Construction, Inc. Marshall, Minnesota \$327,500.00 Alt. A1 \$2,600.00
Doom & Cuypers Construction, Inc. Marshall, Minnesota \$343,122.00 Alt. A1 \$2,174.00	Bladholm Construction, Inc. Marshall, Minnesota \$362,000.00 Alt. A1 \$1,645.00
Tekton Construction Company St. Louis Park, Minnesota \$443,000.00 Alt. A1 \$2,900.00	

REGULAR MEETING – FEBRUARY 10, 2015

The bids received for Contract #0750, Roofing and Metal Panels were received from:

Lake Area Roofing & Construction, Inc .
Blaine, Minnesota
\$679,871.00
Alt. A1 \$12,850.00

Herzog Roofing, Inc.
Detroit Lakes, Minnesota
\$776,095.00
Alt. A1 \$17,825.00

Granite City Roofing, Inc.
St. Cloud, Minnesota
\$783,655.00
Alt. A1 \$15,000.00

Laraway Roofing, Inc.
New Ulm, Minnesota
\$818,466.00
Alt. A1 \$17,900.00

Horizon Roofing, Inc.
Waite Park, Minnesota
\$840,740.00
Alt. A1 \$19,800.00

Dalco Roofing & Sheet Metal, Inc.
Plymouth, Minnesota
\$932,230.00
Alt. A1 \$19,832.00

The bids received for Contract #0790, Caulking were received from:

Right Way Caulking
Fridley, Minnesota
\$35,800.00
Alt. A1 \$300.00
Alt. A6a.1 \$1,150.00
Alt. A6a.2 \$1,150.00
Alt. A6b.1 \$5,300.00
Alt. A6b.2 \$5,300.00

Carciofini Company
Burnsville, Minnesota
\$71,150.00
Alt. A1 \$4,000.00
Alt. A6a.1 No bid
Alt. A6b.2 No bid
Alt. A6b.1 No bid
Alt. A6b.2 No bid

The bids received for Contract #0810, Doors/Frames/Hardware were received from:

Builders Supply Company
Sioux Falls, South Dakota
\$134,020.00
Alt. A1 \$3,650.00

Central Door and Hardware, Inc.
Fargo, North Dakota
\$148,539.00
Alt. A1 \$4,108.00

Glewwe Doors, Inc.
Eagan, Minnesota
\$153,600.00
Alt. A1 \$3,900.00

Kendell Doors, Inc.
Mendota Heights, Minnesota
\$157,691.00
Alt. A1 \$4,306.00

REGULAR MEETING – FEBRUARY 10, 2015

The bids received for Contract #0833, Coiling and Overhead Doors were received from:

Skold Specialty Contracting, LLC
Harrisburg, South Dakota
\$39,700.00
Alt. A1 \$7,650.00

Crawford Door Sales
St. Paul, Minnesota
\$41,930.00
Alt. A1 \$9,810.00

API Garage Door Store
Waite Park, Minnesota
\$44,530.00
Alt. A1 \$8,600.00

Overhead Door Co., of Sioux Falls SD, Inc.
Sioux Falls, South Dakota
\$49,200.00
Alt. A1 No bid

The bids received for Contract #0930, Tile were received from:

Superior Tile & Terrazzo, Inc.
Forest Lake, Minnesota
\$82,900.00
Alt. A2 \$89,900.00
Alt. A4 \$64,100.00
Alt. A5 \$125,400.00

Grazzini Brothers & Company
Eagan, Minnesota
\$97,530.00
Alt. A2 \$67,100.00
Alt. A4 \$74,200.00
Alt. A5 \$138,900.00

The bids received for Contract #0950, Acoustical Treatments were received from:

FM Acoustical Tile, Inc.
Sioux Falls, South Dakota
\$54,400.00
Alt. A8 \$16,950.00

The bids received for Contract #0965, Resilient Flooring and Carpet were received from:

Multiple Concept Interior, Inc.
Waite Park, Minnesota
\$117,550.00

REGULAR MEETING – FEBRUARY 10, 2015

The bids received for Contract #990, Painting/Coatings were received from:

Steinbrecher Painting, Inc. Princeton, Minnesota \$288,400.00 Alt. A1 \$735.00 Alt. A3 (\$2,100.00) Alt. A4 (\$1,300.00) Alt. A5 (\$1,000.00) Alt. A6a.1 (\$1,700.00) Alt. A6a.2 (\$1,700.00) Alt. A6b.1 (\$16,000.00) Alt. A6b.2 (\$16,000.00)	Fransen Decorating, Inc. Milaca, Minnesota \$296,651.00 Alt. A1 \$4,650.00 Alt. A3 (\$1,850.00) Alt. A4 (\$665.00) Alt. A5 (\$915.00) Alt. A6a.1 (\$5,334.00) Alt. A6a.2 (5,334.00) Alt. A6b.1 (\$21,185.00) Alt. A6b.2 (\$21,185.00)	Swanson & Youngdale, Inc. Minneapolis, Minnesota \$327,590.00 Alt. A1 \$4,120.00 Alt. A3 (\$996.00) Alt. A4 (\$1,843.00) Alt. A5 (\$2,435.00) Alt. A6a.1 (\$5,844.00) Alt. A6a.2 (\$5,844.00) Alt. A6b.1 (\$23,466.00) Alt. A6b.2 (\$23,466.00)
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The bids received for Contract #1022, Paired Panel Operable Partitions were received from:

Skold Specialty Contracting, LLC Harrisburg, South Dakota \$11,100.00	Hufcor, Inc. Golden Valley, Minnesota \$13,032.00
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The bids received for Contract #1140, Food Service Equipment were received from:

Strategic Equipment, Inc.
St. Cloud, Minnesota
\$12,975.00

The bids received for Contract #1266, Bleacher Seating were received from:

H & B Specialized Products, Inc. Eden Prairie, Minnesota \$135,374.00 Alt. A7 \$46,409.00	Seating & Athletic Facility Enterprises, LLC Ellendale, Minnesota \$139,024.00 Alt. A7 \$45,336.00
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The bids received for Contract #1317, Ice Rink Floor and Refrigeration were received from:

Commercial Refrigeration Systems, Inc. Virginia, Minnesota \$1,697,814.00 Alt. R1 (\$77,830.00) Alt. R2 \$9,508.00	Total Mechanical Services, Inc. St. Paul Park, Minnesota \$1,735,400.00 Alt. R1 (\$71,695.00) Alt. R2 \$34,336.00
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REGULAR MEETING – FEBRUARY 10, 2015

CIMCO Refrigeration, Inc.
Mobile, Alabama
\$1,820,000.00
Alt. R1 (\$159,000.00)
Alt. R2 (\$5,000.00)

Carlson & Stewart Refrigeration, Inc.
Marshall, Minnesota
\$2,015,870.00
Alt. R1 (\$148,917.00)
Alt. R2 \$6,525.00

The bids received for Contract #1318, Dasher Boards were received from:

Rinks Systems, Inc.
Albert Lea, Minnesota
\$275,200.00
Alt. R1 No bid

Becker Arena Products, Inc.
Savage, Minnesota
\$315,780.00
Alt. R1 (\$2,800.00)

Sports Systems Unlimited Corp (dba Athletica Sports Systems)
Waterloo, Ontario
\$282,575.00
Alt. R1 (\$3,645.00)

The bids received for Contract #1424, Elevator were received from:

Minnesota Elevator, Inc.
Mankato, Minnesota
\$93,738.00

ThyssenKrupp Elevator
Fargo, North Dakota
\$126,000.00

The bids received for Contract #2100, Fire Protection were received from:

Breth-Zenzen Fire Protection, LLC
St. Joseph, Minnesota
\$134,400.00
Alt. A1 \$3,120.00

Total Fire Protection, Inc.
Brandon, South Dakota
\$138,000.00
Alt. A1 \$900.00

NOVA Fire Protection, Inc.
Fargo, North Dakota
\$152,300.00
Alt. A1 \$2,900.00

Midwestern Mechanical, Inc.
Sioux Falls, South Dakota
\$166,500.00
Alt. A1 \$1,070.00

Viking Automatic Sprinkler Company
St. Paul, Minnesota
\$194,350.00
Alt. A1 \$6,350.00

General Sprinkler Corporation
White Bear Lake, Minnesota
\$257,000.00
Alt. A1 \$3,300.00

REGULAR MEETING – FEBRUARY 10, 2015

The bids received for Contract #2200, Plumbing and Heating were received from:

Bisbee Plumbing & Heating
Marshall, Minnesota
\$1,077,293.00
Alt. A1 \$6,141.00

Klamm Mechanical Contractors, Inc.
Burnsville, Minnesota
\$1,427,000.00
Alt. A1 \$14,000.00

The bids received for Contract #2300, HVAC/Temperature Controls were received from:

General Sheet Metal Co., LLC
Minneapolis, Minnesota
\$1,169,000.00
Alt. A1 \$6,800.00

Chappel Central, Inc.
Willmar, Minnesota
\$1,275,000.00
Alt. A1 \$5,500.00

Bisbee Plumbing & Heating
Marshall, Minnesota
\$1,311,799.00
Alt. A1 \$7,280.00

McDowall Company
Waite Park, Minnesota
\$1,499,000.00
\$4,400.00

Tessiers, Inc.
Sioux Falls, South Dakota
\$1,523,000.00
Alt. A1 \$8,000.00

The bids received for Contract #2305, Testing and Balancing were received from:

Marcus Global. Inc., dba SMB of Minnesota
Blaine, Minnesota
\$15,900.00

The bids received for Contract #2600, Electrical/Low Voltage were received from:

L&S Electric, Inc.
Lincoln, Nebraska
\$819,200.00
Alt. A1 \$5,700.00
Alt. A7 \$450.00
Alt. E1 \$3,300.00
Alt. E2 \$5,360.00
Alt. E3 \$227,800.00

E2 Electrical Services
Hutchinson, Minnesota
\$833,000.00
Alt. A1 \$7,270.00
Alt. A7 No bid
Alt. E1 \$3,770.00
Alt. E2 \$6,770.00
Alt. E3 \$230,000.00

REGULAR MEETING – FEBRUARY 10, 2015

Meier Electric, Inc., of Marshall
Marshall, Minnesota
\$876,400.00
Alt. A1 \$5,700.00
Alt. A7 No bid
Alt. E1 \$3,348.00
Alt. E2 \$14,947.00
Alt. E3 \$196,070.00

Master Electric
Savage, Minnesota
\$1,014,000.00
Alt. A1 \$8,200.00
Alt. A7 No bid
Alt. E1 \$3,740.00
Alt. E2 \$8,860.00
Alt. E3 \$224,850.00

The bids received for Contract #3210, Asphalt Paving and Curbs were received from:

Duininck, Inc.
Prinsburg, Minnesota
\$554,796.00

McLaughlin & Schulz, Inc.
Marshall, Minnesota
\$609,876.00

The bids received for a combined Contract #3100/#3300, Earthwork/Site Utilities were received from:

R & G Construction Company
Marshall, Minnesota
\$951,600.00
Alt. A1 \$18,000.00
Alt. C1 \$16,000.00
Alt. R1 \$9,000.00

Landwehr Construction, Inc.
St. Cloud, Minnesota
\$1,257,732.00
Alt. A1 No bid
Alt. C1 \$42,000.00
Alt. R1 No bid

Member (**Larry Doom**) moved, Member (**Craig Schafer**) seconded to approve the **ORIGINAL** motion 'that the Council award the following contracts with associated alternates as recommended by Bossardt Corporation from the letter dated 2-6-15 with the exception of Contract #1266 "Bleacher Seating" to H&B Specialized Products in the base bid amount of \$135,374 and Alternate A7 in the amount of \$46,409, for a total of \$181,783'. Upon a roll call vote being taken, the vote was: Aye: **6** Nay: **1**. The motion **Passed 6 – 1** with Bayerkohler voting no.

Contract #0330, Cast-In-Place Concrete be awarded to Innovative Builders of Alexandria, Inc., Alexandria, Minnesota base bid in the amount of \$723,000.00, Alt. A1 in the amount of \$23,000.00 and Alt. LS1 in the amount of \$15,000.00 for a total of \$761,000.00.

Contract #0420, Masonry be awarded to Johnson-Nelson Masonry, Inc., Ashby, Minnesota base bid in the amount of \$547,700.00 and Alt. A3 in the amount of \$40,700.00 for a total of \$588,400.00

Contract #0510, Steel Erection be awarded Sowles Co., Shakopee, Minnesota base bid in the amount of \$369,000.00 and Alt. A1 in the amount of \$10,000 for a total of \$379,000.00.

REGULAR MEETING – FEBRUARY 10, 2015

Contract #0610, Carpentry be awarded to Robert L. Carr Co., Marshall, Minnesota base bid in the amount of \$324,000.00, which includes Alt. A1.

Contract #0750, Roofing & Metal Panels be awarded to Lake Area Roofing & Construction, Inc., Blaine, Minnesota base bid in the amount of \$679,871.00 and Alt. A1 in the amount of \$12,850.00 for a total of \$692,721.00.

Contract #0790, Caulking be awarded to Right Way Caulking, Fridley, Minnesota base bid in the amount of \$35,800.00 and Alt A1 in the amount of \$300.00 for a total of \$36,100.00

Contract #0810, Doors/Frames/Hardware – Supply be awarded to Builders Supply Company, Sioux Falls, South Dakota base bid in the amount of \$134,020.00 and Alt. A1 in the amount of \$3,650.00 for a total of \$137,670.00.

Contract #0833, Coiling & Overhead Doors be awarded to Skold Specialty Contracting, LLC, Harrisburg, South Dakota base bid in the amount of \$39,700.00 and Alt. A1 in the amount of \$7,650.00 for a total of \$47,350.00.

Contract #0930, Tile be awarded to Superior Tile & Terrazzo, Inc., Forest Lake, Minnesota in the amount of \$82,900.00.

Contract #0950, Acoustical Treatments be awarded to FM Acoustical Tile, Inc., Sioux Falls, South Dakota in the amount of \$54,400.00.

Contract #0965, Resilient Flooring/Carpet be awarded to Multiple Concept Interior, Inc., Waite Park, Minnesota in the amount of \$117,550.00.

Contract #0990, Painting/Coatings be awarded to Steinbrecher Painting, Inc., Princeton, Minnesota base bid in the amount of \$288,400.00; Alt. A1 in the amount of \$735.00; Alt. A3 in the amount of (\$2,100.00); and Alt. A6a.1 in the amount of (\$1,700.00) for a total bid of \$285,335.00.

Contract #1022, Paired Panel Operable Partitions be awarded to Skold Specialty Contracting, LLC, Harrisburg, South Dakota in the amount of \$11,100.00.

Contract #1140, Food Service Equipment be awarded to Strategic Equipment, Inc., St. Cloud, Minnesota in the amount of \$12,975.00.

Contract #1317, Ice Rink Floor and Refrigeration be awarded to Commercial Refrigeration Systems, Inc., Virginia, Minnesota base bid in the amount of \$1,697,814.00 and Alt. R2 in the amount of \$9,508.00 for a total bid of \$1,707,322.00.

Contract #1318, Dasher Boards be awarded to Rink Systems, Albert Lea, Minnesota in the amount of \$275,200.00.

REGULAR MEETING – FEBRUARY 10, 2015

Contract #1424, Elevator be awarded to Minnesota Elevator, Inc., Mankato, Minnesota in the amount of \$93,738.00.

Contract #2100, Fire Protection be awarded to Breth – Zenzen Fire Protection, LLC, St. Joseph, Minnesota base bid in the amount of \$134,400.00 and Alt. A1 in the amount of \$3,120.00 for a total bid of \$137,520.00.

Contract #2200, Plumbing/Heat Piping be awarded to Bisbee Plumbing & Heating, Marshall, Minnesota base bid in the amount of \$1,077,293.00 and Alt. A1 in the amount of \$6,141.00 for a total bid of \$1,083,434.00.

Contract #2300, HVAC/Temperature Controls be awarded to General Sheet Metal Company, LLC, Minneapolis, Minnesota base bid in the amount of \$1,169,000.00 and Alt. A1 in the amount of \$6,800.00 for a total bid of \$1,175,800.00.

Contract #2305, Testing and Balancing be awarded to Marcus Global, Inc., dba SMB of Minnesota, Blaine, Minnesota in the amount of \$15,900.00.

Contract #2600, Electrical/Low Voltage be awarded to L & S Electric, Inc., Springfield, Minnesota base bid in the amount of \$819,200.00; Alt. A1 in the amount of \$5,700.00; Alt. A7 in the amount of \$450,000.00 Alt. E1 in the amount of \$3,300.00 and Alt. E2 in the amount of \$5,360.00 for a total bid of \$834,010.00.

Contract #3210, Asphalt Paving and Curbs be awarded to Duininck, Inc., Prinsburg, Minnesota in the amount of \$554,796.00.

Contract #3100/3300, Earthwork/Site Utilities be awarded to R & G Construction Company, Marshall, Minnesota base bid in the amount of \$951,600.00; Alt. A1 in the amount of \$18,000.00 and Alt. C1 in the amount of \$16,000.00 for a total bid of \$985,600.00.

Member **(Larry Doom)** moved, Member **(John DeCramer)** seconded to approve the **NEW** motion 'that the Council reject the bid for Contract #0920 Drywall/Cold Formed Metal Framing with associated alternate as per the recommendation from Bossardt Corporation and that per their recommendation to rebid Contract #0920 Drywall/Cold Formed Metal Framing and Contract #0710 Damp proofing, Waterproofing, Vapor Barriers'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried 7 - 0**

CONSIDER APPROVAL OF CONSENT AGENDA:

Council Member Bayerkohler requested that the authorization to approve SMSU Scheduling and Event Services Office Use Agreement for testing Police Officer candidates be removed from the consent agenda.

Member **(Larry Doom)** moved, Member **(David Sturrock)** seconded to approve the **ORIGINAL** motion 'that the following consent agenda items be approved as presented'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried 7 - 0**

REGULAR MEETING – FEBRUARY 10, 2015

The approval of a Temporary On-Sale Liquor License for the Marshall Area Chamber of Commerce to use at Boulder Creek Assisted Living, 604 Village Drive, Marshall, Minnesota on February 23, 2015.

BE IT RESOLVED, that the proper City personnel be authorized to advise the State of Minnesota Charitable Gambling Control Board that they have approved a LG214 Premises Permit Application for the Marshall Amateur Hockey Association to conduct gambling at Pappy's, 1407 East College Drive.

That the proper city personnel be authorized to advertise for bids for the following Public Works equipment items that were approved in the 2015 budget and specifications approved by the Equipment Review Committee:

A. Parks Department

1. Pick-Up
2. Mower
3. Super Ball Pro Rake – 3-wheel drive included as an alternate bid

B. Public Ways Department

1. Mower

C. Street Department

1. Pick-Up
2. Truck Chassis and Do-Al Box
3. Dump Truck

D. Surface Water

1. Street Sweeper

E. Wastewater

1. Semi-Tractor
2. Gator Utility Vehicle.

The introduction of an Ordinance Amending "Animals" Section 14-22 Impoundment of rabies suspects.

That the following bills and project payments be authorized for payment ACCOUNTS PAYABLE, Voucher No. 92429 through 92572.

ITEMS REMOVED FROM CONSENT AGENDA:

The Marshall Police Department is testing to establish an eligibility roster for a Part-time Police Officer. Staff is now using a computerized written examination produced by I/O Solution. This format streamlines both the testing and grading process from the paper and pencil format used in the past. This testing process has been approved by the Police Advisory Board. To administer the tests for the candidates the Police Department needs to rent a computer lab at SMSU. The contract authorizes this utilization with the University. Per City Attorney, there is no legal

REGULAR MEETING – FEBRUARY 10, 2015

conflict of interest for Bayerkohler or Sturrock related to this item, therefore this is included in the consent agenda as an administrative item.

Member (**John DeCramer**) moved, Member (**Craig Schafer**) seconded to approve the **ORIGINAL** motion 'that the proper City Personnel be authorized to enter into a contract with SMSU Scheduling and Event Services Office use agreement'. This agreement provides for the Police Department to rent a computer lab at SMSU for testing to establish an eligibility roster for a Part-time Police Officer. Upon a roll call vote being taken, the vote was: Aye: 6 Nay: 0 Abstain: 1. The motion **Passed 6 – 0 – 1** with Bayerkohler abstaining.

AUTHORIZATION FOR ADOPTION OF THE REVISED CITY OF MARSHALL EMERGENCY OPERATION PLAN:

The City of Marshall has an Emergency Operations Plan (EOP) to guide the City's response plans for major natural or man-made events. The Police Department on behalf of the Mayor has primary responsibility in the City of Marshall for emergency preparedness and has recently finished revising the plan. It is all-hazards and incident command based following the NIMS national framework. This document is not totally comprehensive at this time but serves to provide the foundation for the City's response. So this is a living document both expanding to address areas that it doesn't provide at this time and to reflect future changes in the City or in response protocols. This has been extensively reviewed by senior city staff and some community members with an interest in emergency preparedness through our community emergency preparedness planning group.

Member (**Craig Schafer**) moved, Member (**David Sturrock**) seconded to approve the **ORIGINAL** motion 'to approve authorization for adoption of the revised City of Marshall Emergency Operation Plan'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried. 7 - 0**

CONSIDERATION OF FIRE SERVICE AGREEMENT WITH AREA TOWNSHIPS:

Ben Martig, City Administrator, reviewed the proposed 2015/2016 Fire Protection Agreements with the area Townships. Mr. Martig indicated that the City and Townships have agreed to a new formula and have been implementing a phase-in over the past few years. The intent is to have a maximum increase of 15% per year until the full phase-in is complete. The Ways and Means Committee met in 2014 to review the agreements and phase-in prior to contract reviews. The Committee recommended no changes. The proposed contracts are being prepared to send to townships. They typically adopt the agreements at their annual meeting in March and appreciate advance review. The rates are comparable to what was presented in February of 2014 so presumably they are prepared for these rates. The City did have a reduction of township sections for Clifton Township from 28 to 24 which is reflected in the new agreement.

Member (**Craig Schafer**) moved, Member (**John DeCramer**) seconded to approve the **ORIGINAL** motion 'to approve the 2015/2016 Fire Township Agreements with Clifton, Fairview, Lake Marshall, Lynd, Sodus and Stanley Townships at a rate of \$294.00 per section'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried 7 - 0**

PROJECT Z22: MARGARET AVENUE IMPROVEMENT PROJECT – CONSIDER RESOLUTION RECEIVING FEASIBILITY REPORT AND CALLING FOR HEARING ON IMPROVEMENT:

Glenn Olson, Director of Public Works/City Engineer, reviewed Margaret Avenue Improvement Project Z22. This project consists of the construction of Margaret Avenue from approximately 225 feet south of the intersection of Boyer Drive and Margaret Avenue to Windstar Street. The project shall include curb and gutter, grading, aggregate base, sanitary sewer, watermain, storm sewer, sidewalk and other work. Also included in this project is a mill and overlay of the existing Margaret Avenue from Boyer Drive to approximately 225 feet south. This Feasibility Report as authorized by the City Council covers the proposed improvements including scope, background/existing conditions, proposed improvements, probable costs, proposed assessments, feasibility and proposed project schedule. The proposed improvements as described in the report are necessary, cost-effective, and feasible from an engineering standpoint.

Member (**John DeCramer**) moved, Member (**Larry Doom**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4128, SECOND SERIES, which is the Resolution Receiving Feasibility Report and Calling for a Hearing on Improvement for Margaret Avenue Improvement Project Z22 and setting the public hearing for February 24, 2015'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried 7 - 0**

PROJECT Z30: WINDSTAR STREET IMPROVEMENT PROJECT – CONSIDER RESOLUTION RECEIVING FEASIBILITY REPORT AND CALLING FOR HEARING ON IMPROVEMENT:

Glenn Olson, Director of Public Works/City Engineer, reviewed Windstar Street Improvement Project Z30. This project consists of the construction of Windstar Street from T.H. 59 to approximately 350 feet east to the existing Windstar Street. This project shall include bituminous surfacing, aggregate base, curb & gutter, sidewalk, bike path, grading, and other miscellaneous work. Construction shall provide left turn lanes on and off of T.H. 59. This Feasibility Report as authorized by the City Council covers the proposed improvements including scope, background/existing conditions, proposed improvements, probable costs, proposed assessments, feasibility and proposed project schedule. The proposed improvements as described in the report are necessary, cost-effective, and feasible from an engineering standpoint.

Member (**Larry Doom**) moved, Member (**David Sturrock**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4129, SECOND SERIES, which is the Resolution Receiving Feasibility Report and Calling for a Hearing on Improvement for Windstar Street Improvement Project Z30 and setting the public hearing for February 24, 2015'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried 7 - 0**

PROJECT Z37: NORTH "A" STREET / EAST REDWOOD STREET RECONSTRUCTION PROJECT – CONSIDER RESOLUTION RECEIVING FEASIBILITY REPORT AND CALLING FOR HEARING ON IMPROVEMENT:

Glenn Olson, Director of Public Works/City Engineer, reviewed North "A" Street / East Redwood Street Reconstruction Project Z37. This project consists of the reconstruction of

REGULAR MEETING – FEBRUARY 10, 2015

streets and utilities on North "A" Street from East Main Street to East Marshall Street and East Redwood Street from Jean Avenue to the Redwood River. Items of work included in the project are sanitary sewer, watermain, and storm sewer replacement, curb and gutter replacement, sidewalk replacement, bituminous surfacing, aggregate base, grading and other minor work. This Feasibility Report as authorized by the City Council covers the proposed improvements including scope, background/existing conditions, proposed improvements, probable costs, proposed assessments, feasibility and proposed project schedule. The proposed improvements as described in the report are necessary, cost-effective, and feasible from an engineering standpoint.

Member (**Craig Schafer**) moved, Member (**Larry Doom**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4130, SECOND SERIES, which is the Resolution Receiving Feasibility Report and Calling for a Hearing on Improvement for North "A" Street / East Redwood Street Reconstruction Project Z37 and setting the public hearing for February 24, 2015'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried 7 - 0**

Mayor Byrnes called for a 5-minute recess at 7:05 P.M.

PROJECT Z38: SOUTH 2ND STREET RECONSTRUCTION PROJECT – CONSIDER RESOLUTION RECEIVING FEASIBILITY REPORT AND CALLING FOR HEARING ON IMPROVEMENT:

Glenn Olson, Director of Public Works/City Engineer, reviewed South 2nd Street Reconstruction Project Z38. This project consists of the reconstruction of streets and utilities on South 2nd Street from Grimes Street to George Street, Lucile Street from South 2nd Street to South 4th Street, and Maple Street from South 2nd Street to Williams Street. The project includes surveying and/or platting a portion of the assessment district. Items of work included in this project are sanitary sewer replacement, bituminous surfacing, aggregate base, grading and other minor work. This Feasibility Report as authorized by the City Council covers the proposed improvements including scope, background/existing conditions, proposed improvements, probable costs, proposed assessments, feasibility and proposed project schedule. The proposed improvements as described in the report are necessary, cost-effective, and feasible from an engineering standpoint.

Member (**David Sturrock**) moved, Member (**Ellayne Conyers**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4131, SECOND SERIES, which is the Resolution Receiving Feasibility Report and Calling for a Hearing on Improvement for South 2nd Street Reconstruction Project Z38 and setting the public hearing for February 24, 2015'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried 7 - 0**

PROJECT Y98: MARSHALL COMMERCE INDUSTRIAL PARK – CONSIDER RESOLUTION RECEIVING REPORT AND CALLING FOR HEARING ON IMPROVEMENT:

Glenn Olson, Director of Public Works/City Engineer, reviewed Marshall Commerce Industrial Park Project Y98. The proposed Commerce Park will include the development of 145 acres of agricultural land recently purchased by the City of Marshall. Improvements shall include the

REGULAR MEETING – FEBRUARY 10, 2015

extension of Michigan Road west to 240th Avenue which is currently a township road on the border of the city limits. Two additional roads will be constructed between Michigan Road and Erie Road (Co. Rd. 33). A 16" Watermain will be extended along T.H.68 northwest to 240th Avenue and then north to Erie Road and then loop back east to the existing watermain on Erie Road near the MERIT Center. The project proposes to extend sanitary sewer and watermains along Michigan Road and both of the proposed north/south connecting roads between Michigan Road and Erie Road. A site grading plan will need to be developed for the proposed Industrial Park including storm sewer and stormwater ponds. This Feasibility Report as authorized by the City Council covers the proposed improvements including scope, background/existing conditions, proposed improvements, probable costs, proposed assessments, feasibility and proposed project schedule. The proposed improvements as described in the report are necessary, cost-effective, and feasible from an engineering standpoint.

Member (**Craig Schafer**) moved, Member (**John DeCramer**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4132, **SECOND SERIES**, which is the Resolution Receiving Feasibility Report and Calling for a Hearing on Improvement for Marshall Commerce Industrial Park Project Y98 and setting the public hearing for February 24, 2015'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion **Carried 7 - 0**

PROJECT Y62 / S.A.P. 139-111-005: T.H. 23 / SOUTH SARATOGA STREET REDUCED CONFLICT INTERSECTION AND PEDESTRIAN OVERPASS PROJECT – CONSIDER RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS.

Glenn Olson, Director of Public Works/City Engineer, reviewed T. H. 23 / South Saratoga Street Reduced Conflict Intersection and Pedestrian Overpass Project Y62 / S.A. P. 139-111-005. This safety improvement project will provide a pedestrian/bicycle grade separation over T.H. 23, prevent vehicle traffic from a direct crossing of T.H. 23, and provide J-turn access on T.H. 23 for northbound and southbound Saratoga Street traffic. The intent of the project is to reduce the conflicts that presently exist between through traffic on T.H. 23 and cross traffic on Saratoga Street and to improve safety at the intersection. This intersection is a significant safety concern for the State, the Minnesota Department of Transportation (Mn/DOT) District, and the local community. The pedestrian overpass and trail portion of the project will construct a pedestrian and bicycle overpass of T.H. 23. A trail leading up to the overpass will also need to be constructed from Southview Drive to Genesis Avenue. Lastly, Saratoga Street from the Mn/DOT right-of-way to Southview Drive will be reconstructed. The plans and specifications have been prepared by SEH, the City's consultant, and have been submitted to Mn/DOT for their review and approval. In addition, a revised estimate has been provided by SEH based on the final submitted plans and specifications. The estimated construction contract (the work to be contracted for) is approximately \$4,695,807, plus lighting and transmission line raising in the amount of \$151,500 for a total construction cost of \$4,847,307. Of that amount, \$3,500,000 is eligible for CIMS grant funding and \$1,347,307 is eligible for Municipal State Aid and local funding. Council approval contingent upon final approval of plans by Mn/DOT will allow the project to remain within the proposed timeline, including Mn/DOT approval by February 13, bid opening on March 13 and potential award of contract on March 24, 2015.

REGULAR MEETING – FEBRUARY 10, 2015

Member (David Sturrock) moved, Member (Larry Doom) seconded to approve the ORIGINAL motion 'that the Council adopt RESOLUTION NUMBER 4133, SECOND SERIES, which is the "Resolution Approving Plans and Specifications and Ordering Advertisement for Bids" for Project Y62 / S.A.P. 139-111-005: T.H. 23 / South Saratoga Street Reduced Conflict Intersection and Pedestrian Overpass Project, subject to review and approval by Mn/DOT and the City Attorney'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion Carried 7 - 0

APPROVAL OF APPOINTMENTS TO THE VARIOUS BOARDS AND COMMISSIONS:

Per the recommendation of Mayor Byrnes Member (John DeCramer) moved, Member (Larry Doom) seconded to approve the ORIGINAL motion 'approval of appointments to the various boards and commissions'. Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion Carried 7 - 0

Convention and Visitor Bureau – Molly Archbold be appointed for a two year term to expire on December 31, 2017

Convention and Visitor Bureau – Jay Cattoor be appointed for a two year term to expire on December 31, 2017

COMMISSION/BOARD LIAISON REPORTS:

- Byrnes Regional Development Commission discussed the Revolving Loan Fund and their Transportation committee provided an update on federal funding.
- Schafer Library Board met on February 9th – they are continuing to move forward.
MERIT Center Board met.
- Doom Equipment Review Committee reviewed specs for new equipment; SW MN Amateur Sports Center met and reviewed the bids that were presented earlier in the meeting.
- Bayerkohler Housing Commission reviewed their 5-year action plan; Planning Commission did not meet this month.
- DeCramer No report.
- Sturrock Airport Commission met on February 3rd – they reviewed their 5-year plan.
- Conyers Community Services Advisory Board met on February 4th.

COUNCILMEMBER INDIVIDUAL ITEMS

Other items included: very few sidewalks downtown being cleaned after the last snowfall; an invitation was sent to the Council Members for a SW Initiative Foundation meeting at noon on February 12th; WCA held a reception to dedicate the mural at their facility; Ways and Means Committee will meet on February 11th; Transportation Day will be held in St. Paul on February 17th; and there will be a community meeting on February 24th at the Adult Community Center.

REGULAR MEETING – FEBRUARY 10, 2015

CITY ADMINISTRATOR

Ben Martig, City Administrator provided Legislative Updates. The lease for Studio 1 will not be renewed. Staff is working with SMSU and Marshall Public Schools to locate within their facilities. There will be a Council Work Session on February 23rd at the Library.

DIRECTOR OF PUBLIC WORKS:

No report.

CITY ATTORNEY:

No report

PENDING ITEMS:

There were no questions on the pending items.

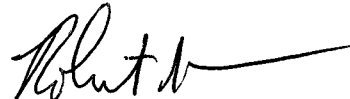
INFORMATION ONLY:

There were no questions on the information items.

UPCOMING MEETINGS:

There were no questions on the upcoming meeting list.

Member (**Craig Schafer**) moved, Member (**Larry Doom**) seconded to approve the **ORIGINAL** motion 'that the meeting be adjourned'. Upon a roll call vote being taken, the vote was: Aye: 7
Nay: 0. The motion **Carried 7 - 0**



Mayor

ATTEST:



Finance Director/City Clerk