

**Approved Minutes
City Council Regular Session
February 22, 2016
Monday 7:00 p.m.**

The regular session of the City Council, City of Renville, Minnesota was called to order on February 22, 2016 at 7:00 p.m. by Mayor Wertish

City Council Members present were Jeff Pike, Jeremy Hinderks and Brent Dahl. Also present were Mayor Janette Wertish and City Administrator/Clerk Kari Gislason. Present in the audience were Nelida Marcus and Cory Eischens. Councilmember Al Rohlik joined the meeting at 7:02. Councilmember Shane Wohlman was absent.

1. Pledge of Allegiance

2. Approval of Agenda

A motion was made by Jeremy Hinderks and seconded by Jeff Pike to approve the agenda. The motion carried 3 to 0.

3. Approval of Minutes

A motion was made by Brent Dahl and seconded by Jeremy Hinderks to approve the minutes of the February 8, 2016 Regular Council Meeting correcting the date in two locations: Feb. 11 should be Feb. 8 The motion carried 3 to 0.

4. Invoices Payable

A motion was made by Jeff Pike to approve the following invoices:

Check #	Name	Amount	Comments	Date
32262	SOUTHWEST MN HOUSING PARTNERSH	\$2,430.00	Deed #23	2/5/2016
32263	ICMA	\$50.00	Sunvold, Nathan #302283	2/8/2016
32264	MN DNR WATERS - OMB	\$213.61	Water Use Permit	2/10/2016
32265	MN PUBLIC FACILITIES AUTHORITY	\$28,027.31	PFA Loan Principal	2/10/2016
32266	ANDERSON LARSON HANSON & SAUND	\$1,146.00	Attorney Fees	2/22/2016
	Admin=\$492.00, Police=\$654.00			
32267	CASH	\$11.29	Supplies - Community Center	2/22/2016
32267	CASH	\$13.48	Postage - PD	2/22/2016
32267	CASH	\$33.82	Postage - Water Dept.	2/22/2016
32267	CASH	\$8.95	Postage - Sewer Dept.	2/22/2016
32268	CENTURYLINK	\$81.82	Library Telephone	2/22/2016
32268	CENTURYLINK	\$83.03	Police Dept. Telephone	2/22/2016
32268	CENTURYLINK	\$73.38	Public Works Telephone	2/22/2016
32268	CENTURYLINK	\$146.77	Water Dept. Telephone	2/22/2016
32268	CENTURYLINK	\$178.89	City Hall Telephone	2/22/2016
32268	CENTURYLINK	\$74.93	Sewer Dept. Telephone	2/22/2016

32269	FARMERS CO-OP OIL CO	\$471.32	Street Dept. Gas	2/22/2016
32269	FARMERS CO-OP OIL CO	\$359.62	Police Dept. Gas	2/22/2016
32269	FARMERS CO-OP OIL CO	\$29.85	Park Gas (LP)	2/22/2016
32269	FARMERS CO-OP OIL CO	\$751.19	Street Dept. Repairs	2/22/2016
32270	GOPHER STATE ONE-CALL, INC	\$3.62	Water Contractual	2/22/2016
32270	GOPHER STATE ONE-CALL, INC	\$3.63	Sewer Contractual	2/22/2016
32271	HACH COMPANY	\$586.71	Wastewater Repair	2/22/2016
32272	HASLER FINANCIAL SERVICES	\$100.00	Postage	2/22/2016
32273	JOBHQ	\$164.80	PD Officer Ad	2/22/2016
32274	LMC INSURANCE TRUST	\$12,457.31	General - WC Insurance	2/22/2016
32274	LMC INSURANCE TRUST	\$1,930.01	Water Dept - WC Insurance	2/22/2016
32274	LMC INSURANCE TRUST	\$2,124.95	Sewer Dept - WC Insurance	2/22/2016
32274	LMC INSURANCE TRUST	\$2,982.73	PD - WC Insurance	2/22/2016
32275	LOFFLER	\$50.15	Copier Service Contract	2/22/2016
32276	MAILFINANCE	\$178.59	Lease	2/22/2016
32277	MAYNARD S FOOD CENTER	\$30.74	CC Supplies	2/22/2016
32278	MINNESOTA DEPT OF HEALTH	\$922.00	Well Maintenance Permit	2/22/2016
32279	MVTL LABORATORIES, INC.	\$269.75	Sewer Testing	2/22/2016
32280	SCHROEDER, GARRET	\$262.50	Street Dept. Maintenance	2/22/2016
32281	TEAM LABORATORY CHEMICAL CORP.	\$967.50	Drain Opener (3 pails)	2/22/2016
32282	UNITED STATES POSTAL SERVICE	\$52.50	Utility Postage	2/22/2016
32282	UNITED STATES POSTAL SERVICE	\$52.50	Utility Postage	2/22/2016
32283	VERIZON WIRELESS	\$70.02	Police Dept. Telephone	2/22/2016
32284	XCEL ENERGY	\$1,934.04	Street Electric	2/22/2016
		\$59,329.31		

Jeremy Hinderks seconded the motion. The motion carried 3 to 0.

5. Public Comments: none

6. Committee/Staff Reports

A. Public Safety

**Public Safety Meeting
5:30 pm Wed., Feb. 10, 2016**

- Chief Slagter provided activity reports for Nov., Dec. and January and also 2015 activity report. Also discussed calls handled by other agencies. Ambulance crew member had some concerns about a call where the county assisted. Also discussed coverage during the month of February.

RENVILLE POLICE DEPARTMENT

RENVILLE POLICE DEPARTMENT 2015 ACTIVITY REPORT

1311 calls for service in 2015.

Total Calls by Type

40 Animal related
38 Motorist Assist
89 Information
43 City Ordinance/Pub. Nuisance
45 Assists/Physical Assist
76 Community Policing
60 Welfare
56 Thefts
35 Suspicious
23 Backgrounds
21 Disturbance/Fight; Domestic
35 Civil
90 Agency Assist

Traffic Related Calls & Citations

352 Traffic Related Calls – All traffic complaints and stops.

Traffic Citations:
18 for No DL, DAR, DAS
19 No Insurance
28 Speed

Other:
14 Arrests

2015 Calls by Month

Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
125	105	130	129	86	105	110	110	126	102	95	88

2015 Calls by Day of Week (1311)

Monday	190	14%
Tuesday	177	14%
Wednesday	177	14%
Thursday	193	14%
Friday	261	20%
Saturday	184	14%
Sunday	129	10%

2015 Calls by Time of Day (1311)

Midnight-4 AM	108	8%
4 AM-8 AM	73	6%
8 AM-Noon	196	15%
Noon-4 PM	289	22%
4 PM-8 PM	359	27%
8 PM-Midnight	286	22%

RENVILLE POLICE DEPARTMENT

107 Dupont Ave. NE, PO Box 509

Renville, MN 56284

Office: 320-329-3419

RENVILLE POLICE DEPARTMENT MONTHLY ACTIVITY REPORT

November 2015

Activity

95 Calls for Service
(2014 = 108, 2013 = 104, 2012 = 68)

Coverage

720 total hours in the month.

65% Covered On Duty
31% Unpaid On Call
4% No Coverage

Hours Covered = 96% coverage via on-duty or on-call.

30 hours with no coverage.

1* calls handled by other agencies.
*No firm way to track this number.

Budget

November (92%)

0 Hours of Part-time coverage used in November.

PT budget used YTD = 82.73% (-9.27%)

Total Budget used YTD = 83.12% (-8.88%)

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RENVILLE POLICE DEPARTMENT MONTHLY ACTIVITY REPORT

December 2015

Activity

88 Calls for Service
(2014 = 117, 2013 = 93, 2012 = 66)

Coverage

744 total hours in the month.

65% Covered On Duty
31% Unpaid On Call
4% No Coverage

Hours Covered = 96% coverage via on-duty or on-call.

24.5 hours with no coverage.

1* calls handled by other agencies.
*No firm way to track this number.

Budget

December (100%)

8 Hours of Part-time coverage used in December.

PT budget used YTD = 82.73% (-9.27%)

Total Budget used YTD = 89.56% (-10.44%)

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RENVILLE POLICE DEPARTMENT MONTHLY ACTIVITY REPORT

JANUARY 2016

Activity

84 Calls for Service
(2015 = 125, 2014 = 125, 2013 = 111)

Coverage

744 total hours in the month.

60% Covered On Duty
35% Unpaid On Call
5% No Coverage

Hours Covered = 95% coverage via on-duty or on-call.

35.25 hours with no coverage.

1* call handled by other agencies.
*No firm way to track this number.

Budget

January (8.3%)

0 Hours of Part-time coverage used.

PT budget used YTD = 0% (-8.3%)

Total Budget used YTD = 8.1% (-.02%)

- Zac Ambroz resigned Feb. 1, we are advertising for this position and at this point have four applicants. Deadline for apps is Friday. We will discuss applications at the 2/22 HR meeting.
- Kari will be meeting with County Commissioner Lamont Jacobson and Jeff Marlowe from Renville County Public Works Feb. 18 regarding Main Street parking, Main Street speed limit and semi trucks on Main Street.
- Preparing paperwork for the ambulance and fire department stipend. The stipend is an incentive tool to assist with recruitment and retention for ambulance and FD volunteers. It's a 3 year trial program that pays \$500/volunteer/year.
- The grant application has been submitted to the USDA (rural development) for the SCBA's. Brandon met with some of the townships regarding the SCBA's and also handed out the 2016 contracts.
- Next Public Safety meeting will be in May.

A motion was made by Al Rohlik and seconded by Jeff Pike to approve the Public Safety Report as presented. The motion carried 4 to 0.

B. Ad Hoc

Ad Hoc Committee Meeting 5:30 Tuesday, February, 16, 2016

Committee shared areas of improvement related to housing they would like to see - some of the responses included:

- Residential parking issues
- Blight housing
- General condition of homes
- Maintenance of yards
- Keeping animals contained within fencing
- Trash/garbage

Suggestions/Goals for improvement:

- Establishing rental codes, working with the attorney to do this, reviewed Montevideo and Granite Falls ordinances as well as some of Renville's. Committee liked the Montevideo rental ordinance.

- Hiring and funding a rental inspector
- Enforcement of codes once they are in place
- Enforcing codes we presently have
- Putting together an inventory of rentals within the city
- Public meeting to get residents feedback
- Inspecting homes after tenants move out of the property

City Administrator/Clerk will contact city attorney so he can advise on the next steps in putting together a rental ordinance. Next meeting will be scheduled after this. Tuesday evening meetings work well for this committee.

A motion was made by Jeremy Hinderks and seconded by Brent Dahl to approve the Ad Hoc report as presented. The motion carried 4 to 0.

C. EDA

EDA Committee Meeting 5:30 February 17, 2016

- Discussed and prioritized some of the improvements which may be needed in the Community Center

New kitchen sink - 2016

Replace worn out power outlets - as needed

1. Update rest rooms - toilets are not commercial grade and plumbing is getting old.
2. Attention to/repair floor, concrete and tiles

Need to continue to prioritize these items and look at when budgeting

Wall Systems (Dividers)

Kitchen Updates

New Caulking on the outside of building, expansion joints and stucco

Outside Doors, the mechanical operation and glass in some cases

Paint entire building

Build a storage area for tables and chairs in the ball room

Handicap push button or sensor operated doors

New chairs and tables

Furnace and AC - have done some updates here

Update the donation tree

- The committee reviewed an ad for the Creating a Better Tomorrow Issue which will be published in the Register. Cost of the ad is \$151.13.
Committee recommends publishing the ad with updated photos and ad copy.

A motion was made by Al Rohlik and seconded by Jeremy Hinderks to place an ad in the Register's Creating a Better Tomorrow Issue for a cost of \$151.13. The motion carried 4 to 0.

- Committee reviewed an estimate and details on repairing the wall systems in the Community Center. The committee would like to continue exploring options.
- Jon Driggs Buildings has submitted an application for the city business innovation grant and the county business innovation grant.
Committee recommends approving both grant applications.

A motion was made by Jeremy Hinderks and seconded by Brent Dahl to approve the Jon Driggs city business innovation grant and the county business innovation grant applications. The motion carried 4 to 0.

- The committee discussed ways to utilize the county community impact funds grant. Some ideas included a swing for the park, benches and a trash can for the area on Main Street, a basketball court, community center wall systems, landfill fees for blight structure removal. The committee would like to move forward with purchasing a couple of benches and a trash can and will finalize details of the grant application at the March meeting.

A motion was made by Jeff Pike and seconded by Al Rohlik to approve the EDA report as presented. The motion carried 4 to 0.

D. HR

HR Meeting

12:15 pm Monday, February 22, 2016

- Received 11 applications for the police officer position. Police Chief and City Administrator have narrowed down the applicants to six which they would like to interview. HR Committee will be involved in the selection process once candidates have been narrowed to two or three. Interviews will be scheduled for next week.

A motion was made by Brent Dahl and seconded by Jeff Pike to approve the HR report as presented. The motion carried 4 to 0.

E. City Administrator/Clerk

City Administrator/Clerk Notes: 02/22/2016

- Meeting regarding Main Street Issues

City Administrator/Clerk met with County Commissioner, Lamont Jacobson, and Renville Co. Public Works Director, Jeff Marlowe regarding Main Street (Cty Rd. 31)

- Reducing the Speed Limit - MnDOT will be conducting a traffic study, will see what recommendations they make
- Parking 1st block parallel and diagonal - no issues with the city changing the parking, city would need to decide what/where and do the striping and signage
- Semi's on Main Street - there are options, could make the street a 7 ton street and could add stop signs. Discussed involving CCFE in the discussion. Also, discussed changing speed limit and parking first and then monitoring.

Will discuss further at the next Public Works meeting

- Renville County 10 meeting: Monday, February 29, 7:00 pm Renville County
- City Administrator/Clerk asked council if they would like her to research an additional option/developer for a Solar Garden Subscription.
Council would like to do this, but do not want to wait too long and miss out on any opportunities with Geronimo
- Coalition of Greater MN Cities Action Day is Wednesday, March 16. If council members wish to attend, let Kari know

A motion was made by Al Rohlik and seconded by Jeremy Hinderks to approve the City Administrator/Clerk report as presented. The motion carried 4 to 0.

7. Discussion Items

A. Electronic and Appliance Recycling Info:

For informational purposes, information regarding electronics and appliance recycling was included in the packets.

B. Upcoming Meetings: 5:30 Wed. Mar 2 Public Works; 5:30 Wed. Mar. 16 EDA

For informational purposes, next committee meeting dates were provided.

A motion was made by Al Rohlik and seconded by Jeremy Hinderks to schedule an HR meeting for 12:15 Monday, March 7. The motion carried 4 to 0.

C. Great Plains Rate Increase Notice

Council was supplied information regarding the upcoming Great Plains Rate increase.

8. Action Items

A. Spread the Word to End the Word Proclamation

PROCLAMATION
RECOGNIZING MARCH 2, 2016
AS “SPREAD THE WORD TO END THE WORD” NATIONAL AWARENESS DAY

WHEREAS, Spread the Word to End the Word is an ongoing effort by Special Olympics to raise the consciousness of society about the dehumanizing and hurtful effects of the word “retard(ed)” and encourage people to pledge to stop using the “R-word”; and

WHEREAS, the Spread the Word to End the Word campaign is intended to get schools, communities and organizations to rally and pledge their support to help create communities of inclusion and acceptance of people with intellectual and developmental disabilities;

THEREFORE, I, Janette Wertish, Mayor of the City of Renville, do hereby proclaim March 2, 2016, as “Spread the Word to End the Word” National Awareness Day.

Date: February 22, 2016

Janette Wertish, Mayor

A motion to approve this proclamation was made by Jeff Pike and seconded by Brent Dahl. The motion carried 4 to 0.

B. 2016 Fire Contract: Crooks Township

A motion to approve the 2016 Fire Contract for Crooks Township was made by Al Rohlik and seconded by Jeremy Hinderks. The motion carried 4 to 0.

C. Resolution 07-16: Requesting a MnDOT Traffic Study

**CITY OF RENVILLE
RESOLUTION 07-16**

A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE CITY OF RENVILLE, MINNESOTA AUTHORIZING FLAHERTY & HOOD, P.A. TO FILE A PETITION ON ITS BEHALF FOR AMENDMENT TO MINNESOTA RULES 7050.0150, .0220, AND .0222 TO THE MINNESOTA POLLUTION CONTROL AGENCY AND THE MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS PURSUANT TO MINNESOTA STATUTES, SECTION 14.091

WHEREAS, the Minnesota Pollution Control Agency (herein “MPCA” or the “Agency”) adopted certain new and revised water quality standards and criteria for rivers and streams under Minn. R. 7050.0150, .0220, and .0222 (herein the “riverine standards”) on June 24, 2014; and

WHEREAS, the riverine standards rely in part on scientifically unsupported applications of (1) a test used to determine biochemical oxygen demand (BOD) in water bodies over a five day period (BOD5), and (2) a measurement of dissolved oxygen variation (DO flux) in water bodies, to determine whether a measured body is impaired because of nutrient growth, and thus whether a violation of the riverine standards has occurred; and

WHEREAS, the City owns and operates a wastewater treatment facility that is regulated by the MPCA and subject to National Pollution Discharge Elimination System Permit No. MN0020737 which expires on November 30, 2018 the terms and conditions of which will likely be influenced by MPCA’s application of the riverine standards; and

WHEREAS, significant new evidence has come to light since the MPCA formally adopted the riverine standards on June 24, 2014 (as listed in Paragraph 2 below) which demonstrates that neither BOD5 nor DO flux are reliable indicators of nutrient impairment; and

WHEREAS, Minn. Stat. § 14.091, subd. (a) authorizes the elected governing body of a city, county or sanitary district to petition for amendment or repeal of a rule or a specified portion of a rule by submitting a written petition to the agency and to the

Office of Administrative Hearings (OAH) when “significant new evidence relating to the need for or reasonableness of the rule” has become available since the adoption of the rule in question; and

WHEREAS, on the basis of the significant new evidence listed in Paragraph 2 below, the City wishes to petition the MPCA and OAH for amendment of the riverine standards to correct their unsupported applications of BOD5 and DO flux to determine whether a measured body is impaired because of nutrient growth, and thus whether a violation of the riverine standards has occurred.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL THAT:

1. Pursuant to Minn. Stat. § 14.091, the City Council hereby approves the filing of a petition on its behalf, in form and substance consistent with the attached Appendix A (the “Petition”), requesting amendments to Minn. R. 7050.0150, .0220, and .0222 on the basis of significant new evidence relating to the reasonableness of these rules discovered after the MPCA adopted amendments thereto to impose water quality standards and criteria for rivers and streams on June 24, 2014.
2. The significant new evidence upon which the Petition is based includes the following:
 - a. A Freedom of Information Act request from Hall & Associates to EPA for public records regarding the use of the BOD5 test as a valid nutrient impairment indicator dated November 6, 2014 and EPA’s response thereto dated December 5, 2014, in which EPA conceded that it possesses no documentation supporting the use of the BOD5 test as a proper nutrient response criterion. (Exhibit 7 to the Petition.)
 - b. A memorandum published on November 19, 2014 by Andrew Eaton, of the Joint Editorial Board of the *Standard Methods for the Examination of Water and Wastewater*, the expert that EPA relies upon for proper test development and usage (*see* 40 C.F.R. § 136.3) and the entity that developed the BOD5 test, clarifying that BOD5 should *not* be used as a parameter to evaluate the presence of a nutrient impairment. (Exhibit 8 to the Petition.)
 - c. A Freedom of Information Act request from Hall & Associates to EPA for public records indicating that DO flux, by itself, causes aquatic life impairment, dated July 31, 2014, EPA’s response thereto dated September 12, 2014, and follow up correspondence, in which EPA affirmed that it possesses no documentation supporting the use of DO flux as an aquatic life impairment parameter. (Exhibit 9 to the Petition.)

- d. Excerpts from the Minnesota Environmental Science and Economic Review Board's Motion to Supplement the Administrative Record, December 5, 2014, in Minnesota Court of Appeals Case No. A14-1694 (870 N.W.2d 97), and MPCA's Response to Petition to Supplement the Record, December 11, 2014, in which MPCA admitted that it possesses no information indicating that it ever requested any of the expert peer reviewers tasked with reviewing its riverine standards to specifically address the BOD5 and DO flux issues. (Exhibit 10 to the Petition.)
3. The City retains and authorizes the law firm of Flaherty & Hood, P.A. to submit the Petition on the City's behalf and thereafter to represent the City in all subsequent proceedings administered by the MPCA and/or OAH concerning the Petition.

Passed and adopted this 22nd day of February, 2016, by the City Council of Renville, Minnesota.

This resolution was offered by: Al Rohlik

This resolution was seconded by: Jeremy Hinderks

Voting in favor: Al Rohlik, Jeremy Hinderks, Brent Dahl and Jeff Pike

Voting against: none

Attest:

Janette Wertish, Mayor

Kari Gislason, City Admin./Clerk

9. Mayor's Report

Mayor Wertish reported she had a couple of submissions for the program she is putting together for Sugar Beet Days.

10. Adjourn

A motion was made by Jeremy Hinderks and seconded by Al Rohlik to adjourn the meeting. The motion carried 4 to 0. Meeting was adjourned at 7:50 p.m.

Dated at Renville, Minnesota this 22nd day of February, 2016.

THE GOVERNING BODY OF THE CITY
OF RENVILLE, MINNESOTA

BY _____
Janette Wertish, Mayor

ATTEST:

BY _____
Kari Gislason, City Administrator/Clerk