

**WAITE PARK CITY COUNCIL MEETING****SEPTEMBER 18, 2017**

A meeting of the Waite Park City Council was held at Waite Park City Hall on Monday, September 18, 2017 beginning at 6:30 PM.

**MEMBERS PRESENT**

Members present were Mayor Miller, Councilmembers Linquist, Schneider, Schulz and Theisen

**CITY REPRESENTATIVES PRESENT**

City Representatives present were City Administrator Johnson, Deputy Clerk-Treasurer Virnig, Finance Director Lindberg, Police Sergeant Jensen, Public Works Director Schluenz, Planning and Community Development Director Noerenberg, Attorney Hansmeier, SEH Engineer Wotzka

**OTHERS PRESENT**

Gary & Jodi Schneider, John Dockendorf, Kate Hanson, Paula Fitzgerald, Dale Poganski, Greg Poganski

**OPEN FORUM**

Mayor Miller invited anyone wishing to speak during the open forum to step forward, but no one came forth.

**COUNCIL AGENDA**

Motion by Member Theisen, second by Member Schneider, to approve the 9/18/17 Council Agenda as presented. The motion carried unanimously.

**1. CONSENT AGENDA**

Motion by Member Theisen, second by Member Schneider, to approve the following 9/18/17 Consent Agenda items:

- 1.A. Approved Minutes of August 21, 2017
- 1.B. Approved Minutes of September 6, 2017
- 1.C. (Pulled for discussion – regarding Change Order for Public Works Project)
- 1.D. Approved Purchase of Defibrillators

The motion carried unanimously.

**1.C. CHANGE ORDER FOR PUBLIC WORKS PROJECT**

Member Linquist questioned the different hourly rates. It was explained that the different hourly rates are due to different staff members working on the project.

Motion by Member Schneider, second by Member Schulz, to approve the Change Order for the Public Works Project.

Ayes: Mayor Miller, Members Schneider, Schulz, Theisen

Nays: Members Linquist

Abstained: None

The motion carried.

**2.A. 2018 GENERAL FUND PRELIMINARY BUDGET AND LEVY**

The City is required to submit to the County Auditor a 2018 General Fund Preliminary Budget and Preliminary Property Tax Levy. The resolutions were presented to the Council for consideration. The presented preliminary 2018 General Fund Budget is \$7,338,102. The presented preliminary 2018 Property Tax Levy is \$7,416,017. The numbers can be adjusted (decreased only) during the budget process.

Mayor Miller announced the following: "The City Council will hold a public hearing regarding the 2018 proposed budget and tax levy on Monday, December 4, 2017 at 6:45 p.m. at the Waite Park City Hall."

## **2.A. 2018 GENERAL FUND PRELIMINARY BUDGET AND LEVY (Cont'd.)**

Motion by Member Schulz, second by Member Linquist, to approve the "Resolution Adopting the Preliminary 2018 General Fund Budget". The motion carried unanimously. **(RESOLUTION NO. 091817-01)**

Motion by Member Schulz, second by Member Linquist, to approve the "Resolution Adopting the Preliminary 2018 Property Tax Levy". The motion carried unanimously. **(RESOLUTION NO. 091817-02)**

## **2.B. 2018 RURAL TAX RATE**

The 9804, 9805 and 9807 rural tax rates are adjusted annually based on the prior year's urban tax rate increase or decrease.

Based on the prior year's urban tax rate percentage increase of .2%, it is recommended that the 9804 and 9805 rural tax rate for 2018 be adjusted from 38.941% in 2017 to 39.018% in 2018.

Based on the prior year's urban tax rate percentage increase of .2%, it is recommended that the 9807 rural tax rate for 2018 be adjusted from 20.018% in 2017 to 20.058% in 2018.

The 2018 rural tax rate for the new tax code 9808 will be 17.782%.

Motion by Member Schneider, second by Member Theisen, to approve the 2018 rural tax rates of 39.018% for tax codes 9804 and 9805, 20.058% for tax code 9807 and 17.782% for tax code 9808. The motion carried unanimously.

## **3. CONDITIONAL USE PERMIT – EXPANSION OF ST. CLOUD TOYOTA INTO FORMER DUNHAM'S SPACE – 400 2<sup>ND</sup> STREET S**

The request has been submitted by John Dockendorf, as trustee of The Jack L. Dockendorf Revocable Trust Agreement and representing St. Cloud Toyota, to allow for expansion of the St. Cloud Toyota business and facilities into the former Dunham's space located adjacent to their current property. The applicant has permission of the subject property owner to pursue the Conditional Use Permit application to allow for the expansion.

As the property is located in a B-3, 2<sup>nd</sup> Street South Corridor Commercial District, sale of new and used automobiles is currently considered as a conditional use. However, at the time of initial development of the current St. Cloud Toyota facility, the proposal was considered a "discretionary use", and was reviewed and approved by both the Planning Commission and City Council with several recommended revisions which were incorporated, as well as a limitation that no more than 40% of the vehicles offered for sale on the premises may be used vehicles. After review and consideration of the request, Staff determined that as the use would currently be considered as a conditional use, it would be best to apply the Conditional Use Permit requirement for the project to proceed.

The former Dunham's space is independently owned and is separate from ownership of the remainder of the multi-tenant property where it is located. As St. Cloud Toyota has noted that they are "maxed out" with the current space, the opportunity to utilize the property to expand their facility and space became attractive to them.

The applicant is proposing to remove the existing grass berm and associated curb between the parcels, as well as install a new grass berm and landscaped area on the eastern portion of the property, to essentially allow the uninhibited movement of vehicles, customers, and staff between the two buildings. No new curbcuts or street access points are planned or being requested. If the project proceeds and as designs are finalized, Staff would need to coordinate with the Fire Department to ensure adequate emergency vehicle access around the building and property. The applicant has advised that they would like to limit the possibility for traffic from the adjacent businesses to drive onto the property. From a staff perspective this seems sensible. However, review of the proposal by the City Engineer noted that the City typically likes to encourage cross-easements between such properties. If cross easements are not required, but emergency vehicle access needs to be maintained upon further review, an option that was discussed was the installation of "knock down" bollards, which prevent passage by regular vehicles, but can be driven over by an emergency vehicle of sufficient size, such as a fire truck.

The intent is for use of the building for approximately 50% sales and 50% for expansion of detail and service departments. Two overhead doors would be installed on the western side of the property (not facing 2<sup>nd</sup> Street South). The exterior of the building would be painted to align with the existing St. Cloud Toyota buildings. The parking lot area would be utilized for additional vehicle display area.

### **3. CONDITIONAL USE PERMIT – EXPANSION OF ST. CLOUD TOYOTA INTO FORMER DUNHAM’S SPACE – 400 2<sup>ND</sup> STREET S (Cont’d.)**

As the owners of St. Cloud Toyota also own Waite Park Auto & Sport, located at 125 Division Street within Waite Park, they are also considering consolidating this business to the proposed expanded St. Cloud Toyota facility. Waite Park Auto & Sport deals primarily in used vehicles. A standalone used dealership is not allowable in the B-3, 2<sup>nd</sup> Street South Corridor Commercial District, but when incorporated with the larger St. Cloud Toyota facility the arrangement would be allowable, provided that the entirety of the expanded facility maintains the limitation that no more than 40% of vehicles offered for sale are used. At this time the incorporation of Waite Park Auto & Sport to the proposed expanded facilities is undecided. If it were to proceed, Staff would anticipate that the existing Waite Park Auto & Sport facility would quickly be utilized for another used car facility, given the strong interest in used car sales in the area and limited locations which allow for them.

Staff would note that the reuse of a “big box” store location such as the subject property can be very challenging. Our community was fortunate in that the former Kmart facility was able to be redeveloped in a successful manner before sitting vacant for a significant amount of time. Currently we have both the Dunham’s property vacant, as well as the former Gander Mountain location one block over. Staff feels that the expansion of St. Cloud Toyota into the Dunham’s facility is an opportunity that would both utilize this significant space for good use, as well as taking a vacant building out of the larger equation. The use of the property by an established business would be beneficial and help ensure long-term stability for the property and area. Staff believes that this use is overall compatible with the intent of the zoning district and with existing neighboring properties.

The Planning Commission reviewed and recommended approval of the request with conditions as proposed at their September 12<sup>th</sup>, 2017 meeting. No comments from the public were received. Staff has not received any questions or comments regarding the proposal, aside from media interest, as of Thursday, September 14<sup>th</sup>.

Staff recommends approval of the Conditional Use Permit to allow for expansion of an existing new and used automobile sales facility in a B-3, 2<sup>nd</sup> Street South Commercial District with the following conditions:

1. No more than 40% of vehicles offered for sale upon the entirety of the proposed expanded St. Cloud Toyota at any one time shall be vehicles classified as “used”.
2. The building shall be painted to match or be complimentary to the existing St. Cloud Toyota facilities adjacent.
3. Any new permanent signage requires review and approval via sign permit prior to fabrication or installation.
4. Site layout shall adhere to proposed configuration submitted unless specific approval is provided by City of Waite Park. Major modifications may require review by Planning Commission and City Council.
5. Overhead doors may not face 2<sup>nd</sup> Street South.
6. Building permits are required for interior building modifications, subject to review and determination by Building Official.
7. No additional curbcut or street access onto 2<sup>nd</sup> Street South is granted with this approval. Any such approval would be at the discretion of MnDOT.

Discussion was held regarding a berm that will be relocated to the east. Bollards may also be put in, but emergency vehicles will be able to drive over them.

Motion by Member Schneider, second by Member Linquist, to approve the Conditional Use Permit with the following conditions:

1. No more than 40% of vehicles offered for sale upon the entirety of the proposed expanded St. Cloud Toyota at any one time shall be vehicles classified as “used”.
2. The building shall be painted to match or be complimentary to the existing St. Cloud Toyota facilities adjacent.
3. Any new permanent signage requires review and approval via sign permit prior to fabrication or installation.
4. Site layout shall adhere to proposed configuration submitted unless specific approval is provided by City of Waite Park. Major modifications may require review by Planning Commission and City Council.

### **3. CONDITIONAL USE PERMIT – EXPANSION OF ST. CLOUD TOYOTA INTO FORMER DUNHAM’S SPACE – 400 2<sup>ND</sup> STREET S (Cont’d.)**

5. Overhead doors may not face 2<sup>nd</sup> Street South.
6. Building permits are required for interior building modifications, subject to review and determination by Building Official.
7. No additional curbcut or street access onto 2<sup>nd</sup> Street South is granted with this approval. Any such approval would be at the discretion of MnDOT.

Parking space for the other tenants of the multi-tenant building and their customers was also discussed. It was noted there is still enough parking for the other tenants and customers. The motion carried unanimously.

### **4. CONDITIONAL USE PERMIT – NOVEL SOLAR TWO LLP AND GARY M. AND JODI A. SCHNEIDER TRUST – VICINITY OF CR 138 AND I-94**

The request has been submitted by Novel Solar Two LLP on behalf and with permission of Gary M. & Jodi A. Schneider (property owners) to allow for a 5 MW standalone solar array in an A-1, Agricultural/Rural Residential District. The proposed use would be located on property they own on the eastern side of County Road 138 and north of Interstate 94. The subject property is vacant and the property owner’s brother lives adjacent to the site on the northwest corner. Site access is provided via 95th Street along CR 138.

Per the A-1, Agricultural/Rural Residential District standards, Staff has made the previous determination that standalone solar arrays are considered a conditional use within the district, under the broader classification of “essential services, governmental and public utility buildings and structures”.

The proposed solar array is intended to serve as a “community solar garden” as per an Xcel Energy program approved and supported by the State of Minnesota to provide for renewable energy supplies. The intent of such community solar garden is to offer subscription-based solar power options to homes and businesses which are unable to install solar facilities upon their own property. This proposed site would generate 5 MW of power and the land would continue to be owned by the current property owners, with a lease to Novel Solar Two LLP for the project duration of 25 years. The intent would be to remove the solar components and all associated equipment at the end of the 25 year period.

The total proposed array was presented on a site plan. The array would consist of 23,400 total solar panels. The racking system and panels are of same essential design as those which were recently approved for use on the smaller Imholte solar project, being of a static (non-moving) design and do not track or follow the sun. They have an average overall height of 9 ½ feet, although some may be up to a maximum of 15’ height depending on grade in their location. The proposed layout is subject to engineering and final Xcel program approval and may change slightly prior to construction, but would be subject to review/approval by both City of Waite Park and the Sauk River Watershed due to its proximity to the Sauk River. The applicants have already submitted details regarding wetland determination request to Stearns County staff. City Staff would require that all applicable wetland determinations are complete and any conditions complied with prior to issuance of any building permits for the project.

Equipment pads would be located on the western portion of the site and include five concrete slabs, each 16’ x 23, and associated electrical power poles and inverter equipment. The site would be enclosed with perimeter fencing for security purposes. An access road would be constructed to allow access to the site and was depicted on the presented site plan. A landscaping/screening plan has been agreed to with the resident (property owner’s brother) who lives to the northwest of the site. It is anticipated that site construction activities would commence in the spring of 2018.

The ground area underneath the array is proposed to have vegetation with low maintenance turf or similar seed mix, with pollinator plantings and/or native grasses per the presented landscaping plan. A low-growing moist mix would be planted in the stormwater basin areas. Periodic site maintenance would be utilized throughout the life of the array to control vegetation growth.

Staff has not received any questions or comments regarding the proposal as of Friday, September 8th.

Staff would note that they are currently evaluating options to revise/update City ordinances relating to solar and wind facilities. The City is seeing more requests than were initially anticipated as there was an earlier understanding that there was, essentially, a limit on how many could locate within the area given the existing electrical infrastructure. Staff would like to ensure that the City does not have an

**4. CONDITIONAL USE PERMIT – NOVEL SOLAR TWO LLP AND GARY M. AND JODI A. SCHNEIDER TRUST – VICINITY OF CR 138 AND I-94 (Cont'd.)**

inordinate amount of property being dedicated to such uses and that there is some balance maintained for other opportunities within the 25 year timeframe dedicated to these uses. Staff has also determined that, due to the timeframe limitations of solar uses, they would be better classified as an Interim Use Permit which would expire at the end of the established term. To allow time for such review and evaluation and to establish proposed changes, Staff may be pursuing an establishment of a moratorium on solar and wind energy applications in the near future, for a term of approximately six months.

Given the location of the proposed facility and that it is at the far western edge of City limits and not in what is determined to be a commercial growth area, Staff does not oppose the proposed solar facility.

The Planning Commission held the public hearing and reviewed the request at their September 12<sup>th</sup>, 2017 meeting. Concerns were heard by a neighboring property owner from the opposite side of the road regarding views of the equipment. After discussion, the Planning Commission recommended adding a condition regarding submittal of plans for additional screening for the portion of the site immediately adjacent to County Road 138. The Planning Commission recommended approval of the request with the suggested and added conditions.

Staff recommends approval of the Conditional Use Permit to allow a 5 MW solar array in an A-1, Agricultural/Rural Residential District with the following conditions:

1. Landscape plan shall require revisions to screen area of site immediately adjacent to County Road 138 and as depicted in exhibit. Applicant shall coordinate with neighboring adjacent property owner and submit documentation that screening plan is satisfactory to them prior to approval of building permit. Remainder of submitted landscape plan shall be implemented as submitted and reviewed unless otherwise approved by the City of Waite Park Planning & Community Development Director. Use of pollinator blend for site is encouraged.
2. Site layout shall adhere to proposed configuration submitted unless specific approval is provided by City of Waite Park. Major modifications may require review by Planning Commission and City Council.
3. All necessary building, land disturbance, and electrical permits shall be obtained prior to project commencement.
4. Approval of Sauk River Watershed District for finalized project configuration shall be submitted at time of building permit application.
5. All approvals of wetland delineations and applicable determinations must be submitted prior to issuance of any building permits.
6. The project shall be decommissioned and the site returned to pre-construction conditions by end of 2044.

It was also mentioned evergreen trees will be added to one side for a sight buffer and noise problems shouldn't be an issue.

Motion by Member Linquist, second by Member Theisen, to approve the Conditional Use Permit with the following conditions:

1. Landscape plan shall require revisions to screen area of site immediately adjacent to County Road 138 and as depicted in exhibit. Applicant shall coordinate with neighboring adjacent property owner and submit documentation that screening plan is satisfactory to them prior to approval of building permit. Remainder of submitted landscape plan shall be implemented as submitted and reviewed unless otherwise approved by the City of Waite Park Planning & Community Development Director. Use of pollinator blend for site is encouraged.
2. Site layout shall adhere to proposed configuration submitted unless specific approval is provided by City of Waite Park. Major modifications may require review by Planning Commission and City Council.
3. All necessary building, land disturbance, and electrical permits shall be obtained prior to project commencement.
4. Approval of Sauk River Watershed District for finalized project configuration shall be submitted at time of building permit application.

**4. CONDITIONAL USE PERMIT – NOVEL SOLAR TWO LLP AND GARY M. AND JODI A. SCHNEIDER TRUST – VICINITY OF CR 138 AND I-94 (Cont'd.)**

5. All approvals of wetland delineations and applicable determinations must be submitted prior to issuance of any building permits.
  6. The project shall be decommissioned and the site returned to pre-construction conditions by end of 2044.
- The motion carried unanimously.

**5. PUBLIC NUISANCE ABATEMENT – PROPERTY AT 212 5<sup>TH</sup> AVENUE N**

Pamela M. Olson is the owner of property located at 212 5<sup>th</sup> Avenue North, Waite Park, Minnesota, legally described as follows:

Lots 17 and 18, Block 6, in the Townsite, now City of Waite Park, according to the plat and survey thereof on file and of record in the office of the County Recorder in and for Stearns County, Minnesota.

Jon Noerenberg, the Planning and Community Development Director, acting as the Building/Code Enforcement Officer, contacted Pamela Olson several times beginning April 15, 2015, in which he requested Ms. Olson remove various rubbish items (junk vehicles, items on hoist, tires, miscellaneous parts and other items) on the above described property determined by Mr. Noerenberg to be a public nuisance as defined in City Ordinance 90. Pictures were presented of the problem items and storage. The most recent contact by Jon Noerenberg was by letter dated August 18, 2017, delivered to Ms. Olson via personal service by posting on the property on August 18, 2017, in which he requested Ms. Olson clean up the property by August 23, 2017. As of August 23, 2017, the nuisance conditions still exist on the above described property. Jon Noerenberg is requesting an abatement order and authorization for the City of Waite Park to clean up the property, remove and/or abate the nuisance conditions on the property and assess the costs incurred by the City relating to the clean-up, removal and/or abatement of the nuisance conditions and the costs of the enforcement action against the above described property located at 212 5<sup>th</sup> Avenue North, Waite Park, Minnesota. Ms. Olson was served with notice of the abatement hearing scheduled on September 18, 2017, via personal service by posting on the above described property on September 6, 2017.

Motion by Member Schulz, second by Member Schneider, to approve the resolution to abate nuisance and assess costs against the above described property located at 212 5<sup>th</sup> Avenue North, Waite Park, Minnesota, owned by Pamela M. Olson, in the same manner as taxes and special assessments. The motion carried unanimously. **(RESOLUTION NO. 091817-03)**

**6. POGANSKI AUTOMOTIVE CUP – 408 3<sup>RD</sup> STREET N**

Dale Poganski and Annette Poganski, husband and wife, own as joint tenants the property located at 408 3<sup>rd</sup> Street North, Waite Park, Minnesota, legally described as follows:

Lots 1, 2, 3, 4, 5, and 6, Block 6, Townsite of Waite Park, according to the plat thereof on file and of record in the office of the County Recorder in and for Stearns County, Minnesota.

Mr. Poganski has been contacted several times by Jon Noerenberg, the Planning and Community Development Director, acting as the Building/Code Enforcement Officer. Records indicate this matter has been reviewed at City Council meetings for continual noncompliance four times since its initial approval. On April 28, 2017, Mr. Poganski was served via certified mail, notifying him of the specific noncompliance issues on the above described property. Mr. Poganski was asked to submit a plan which would bring said property back into compliance with the terms of the Conditional Use Permit by May 15, 2017. Mr. Poganski did not submit any plan. The most recent contact was by letter from Jon Noerenberg to Mr. Poganski served via registered mail on September 7, 2017, notifying Mr. Poganski of the scheduled hearing on September 18, 2017.

## **6. POGANSKI AUTOMOTIVE CUP – 408 3<sup>RD</sup> STREET N (Cont'd.)**

As of September 8, 2017, the nuisance conditions and noncompliance issues still exist on the above described property. Jon Noerenberg is requesting the conditional use permit be revoked against the above described property.

Member Schulz stated they talked about this property when he was on the Planning Commission. Planning and Community Development Director Noerenberg stated the Conditional Use Permit is out of compliance as soon as they do not abide by the CUP.

Dale Poganski then addressed the Council. He stated he moved vehicles after his letters were received in October of 2016 and April 2017. He stated he also moved 14 vehicles this last week. He has also started to fix their fence. He feels he is being picked on and is being run out of town. He would like to stay in the city. He said he doesn't plan to sell the property. It is almost paid for.

Member Schneider asked why Mr. Poganski hasn't communicated back with Planning and Community Development Director Noerenberg. Mr. Poganski stated he is too busy to get a hold of the City. He asked why only letters were sent and no one came to talk with him. He again stated he is getting rid of things. Planning and Community Development Director Noerenberg stated he has offered to meet with Mr. Poganski. Attorney Hansmeier stated Mr. Poganski becomes in non-compliance with the zoning if the CUP is revoked.

Motion by Member Linquist, second by Member Schulz, to approve the resolution to revoke the Conditional Use Permit granted on the property of 408 3<sup>rd</sup> Street North, Waite Park, Minnesota.

Ayes: Mayor Miller, Members Linquist, Schneider, Schulz

Nays: Members Theisen

Abstained: None

The motion carried. **(RESOLUTION NO. 091817-04)**

## **7. WATER TOWER MAINTENANCE AGREEMENT CONTACT**

Presented was a Water Tank Maintenance Agreement with the terms and conditions as discussed at the previous council work session. The Agreement calls for the work to be completed by July 1, 2018, with three equal payments over three years beginning in July of 2019. The tower will be painted according to the consensus design agreed to at a work session and an image was presented as Exhibit C. There was also an option for painting three "Waite Park" logos.

The water tower is located at 801 Sundial Drive and is scheduled to be completed on or before July 1, 2018. Engineer Wotzka reviewed the Schedule of Services (Exhibit A-1). He also reviewed the Compensation Schedule (Exhibit B). He then showed a rendering of what the tower will look like. Discussion was held on whether to paint two or three logos on the tower.

Motion by Member Schneider, second by Member Linquist, to approve the Water Tank Maintenance Agreement with the inclusion of two logos on the tower. The motion carried unanimously.

## **8. PAYOFF LIENHOLDER ON FORFEITED VEHICLE**

The police department vehicle fleet currently has 9 vehicles assigned to Patrol, 2 assigned to Investigations and 3 assigned to Administration for a total of 14 vehicles. Currently, there is no need to replace patrol squads in 2018 but it is anticipated, with additional vehicle mileage, we will need to replace at least two (2) patrol squads in 2019. The police department has a unique opportunity to consider a transaction now that could reduce the number of new squads requested in 2019 to one (1).

In September 2016 the police department made a DUI arrest involving a vehicle that was eligible for forfeiture. The underlying criminal case is now resolved and the police department is able to complete the forfeiture process. Per MN forfeiture laws, forfeited vehicles can either be retained/used by the agency or sold at a public sale. Most vehicles forfeited do not have a solid police application so typically the police department sells eligible forfeiture vehicles at a public sale. The accumulated proceeds from the sale of forfeited vehicles, from time to time, are used by the department for related training and/or the purchase of patrol vehicles or related in-squad patrol equipment. In the case of forfeitures, the lien holders on vehicles seized in the commission of various crimes are always protected.

The police department is now eligible to retain or sell a 2015 GMC Yukon XL (32,000 miles) with an estimated retail market value of \$45,000.00. This particular vehicle does have a department application however retaining it would require paying off the lien holder in the amount of \$14,459.27. The

**8. PAYOFF LIENHOLDER ON FORFEITED VEHICLE (Cont'd.)**

police department currently has over \$17,500 accumulated in its DUI Forfeiture account to cover the cost of this transaction. This approval does not involve a request for additional funds being added to the police department budget. If approved, the 2015 GMC Yukon would be assigned to Administration and a Ford Explorer SUV will be moved from Administration and assigned to Patrol. It is estimated that in 2019, under the State-bid process, the cost to replace a marked squad will be approximately \$30-35,000.00. Accordingly, the police departments Capital Outlay request for 2019 would be reduced by this amount. The interests of the lien holder necessitate taking action at this time.

Staff recommends the transaction as it represents an opportunity to retain a vehicle at substantially below market cost and potentially reduce future capital outlay requests.

Motion by Member Theisen, second by Member Schneider, to approve the payoff/purchase of the proposed 2015 GMC Yukon XL with funds from the forfeiture account. The motion carried unanimously.

**9. COUNCIL/MAYOR****9.A. REVIEW AND APPROVE BILLS**

Motion by Member Schulz, second by Member Theisen, to authorize payment of the accounts payable list (0817D2, 0917D1). The motion carried unanimously.

Mayor Miller stated the Boys and Girls Club will be having a dinner on October 12, 2017 from 5:30-6:30 p.m.


**10. ADMINISTRATOR****10.A. UPDATE**

City Administrator Johnson did not have any updates at this time.

**ADJOURNMENT**

Mayor Miller declared the meeting adjourned at 7:35 p.m.

  
Richard E. Miller  
Mayor

  
Shaunna Johnson  
City Administrator