

REGULAR COUNCIL MEETING

The Clear Lake City Council met in regular session on Monday, August 2, 2010, at 6:30 p.m., in the Council Chambers, at City Hall, with Mayor Nelson P. Crabb presiding. All Council Members present.

Callanan moved the agenda be approved, seconded by Monson. Passed Unanimously.

Furleigh moved to approve the consent agenda, seconded by Callanan:

- A. Minutes – July 19, 2010.
- B. Approval of the bills & claims.
- C. Licenses & Permits:
 - Tree Trimmer's License*: Brad's Tree Service, Clear Lake, (renewal).
 - Liquor License*: Class C Liquor License (LC) (Commercial) with Outdoor Service and Sunday Sales, Fiesta Cancun Mexican Restaurant (renewal).

Roll Call: All Ayes.

Mayor Crabb announced that it was the time and place for the citizen's forum.

Diane Thompson, Clear Lake RAGBRAI Committee Chair, expressed her gratitude to the City Council and City staff for their support and assistance with the RAGBRAI event. She stated that the event could not have been a success without the support of the City.

Scott Flory, City Administrator, reviewed a proposal for the renewal of the Natural Gas Franchise Agreement with Interstate Power & Light (IP&L) and stated that the Council had previously set the date for the public hearing on a proposed agreement regarding the terms and conditions of a proposed franchise renewal. He noted the proposed franchise is a non-exclusive 15-year agreement, subject to a limited right of cancellation after five (5) and ten (10) year intervals.

Mayor Crabb stated it was now the time and place for the previously established public hearing on the proposed Natural Gas Franchise Agreement with Interstate Power & Light. Hearing no public comment, Cooney moved to close the public hearing, seconded by Nelson. Passed Unanimously.

Callanan introduced **ORDINANCE #795** "AN ORDINANCE GRANTING TO INTERSTATE POWER & LIGHT COMPANY THE RIGHT AND FRANCHISE TO OPERATE A NATURAL GAS DISTRIBUTION SYSTEM IN THE CITY OF CLEAR LAKE" (1st reading), seconded by Furleigh. Roll Call: Passed Unanimously.

Joe Weigel, Public Works Director, gave an update on the North Shore Drive Lift Station Improvement Project and reviewed Pay Estimate #4 (final) in the amount of \$11,173.25 to R & R Excavating of Hutchinson, Minnesota. Furleigh moved to approve Pay Estimate #4 (final), seconded by Callanan. Passed Unanimously. Nelson introduced the following **Resolution** and moved its adoption, seconded by Monson. Roll Call: Passed Unanimously. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 10-57

A RESOLUTION ACCEPTING THE WORK ON THE CONSTRUCTION OF THE NORTH SHORE DRIVE LIFT STATION PROJECT

Flory reviewed a proposal to initiate a rezoning of the former Sunset School property from public to RM-12. He stated that the City had received a letter of support from the Clear Lake Board of Education asking the Council to initiate the change in zoning. He noted that the Council would need to submit the request to the Planning & Zoning Commission for their consideration. Monson moved to submit the proposal to the Planning & Zoning Commission for review and recommendation, seconded by Furleigh. Passed Unanimously.

Mike Danburg, Yaggy Colby Associates, gave an update on the N. 4th Street Improvement Project and reviewed Pay Estimate #3 in the amount of \$127,567.29 to McKiness Excavating of Mason City. He also reviewed Change Order #2 in the amount of \$6,552.20. Callanan moved to approve Pay Estimate #3 and Change Order #2, seconded by Cooney. Passed Unanimously.

Weigel gave an update on the following projects: 2010 Water Distribution System Improvement Project and the Surf Plaza & Parking Area Improvement Project.

There being no further business before the Council, Callanan moved to adjourn at 8:15 p.m., seconded by Furleigh. Passed Unanimously.

NEXT REGULAR MEETING – AUGUST 16, 2010

/S/ Nelson P. Crabb
Nelson P. Crabb, Mayor

ATTEST:

/S/ Jennifer Larsen
Jennifer Larsen, City Clerk

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