

Pledge of
Allegiance

The Pledge of Allegiance was recited by those in attendance.

Call to Order

The regular council meeting of the City of Browns Valley, MN was held at the Public Library. Council members present were Brenda Bartz, Richard Johnson, Jeanne Dusing, Ken Warren, and Tony Miller. Also in attendance was: Val Hoffman, Tony Serocki, Bernice Piechowski, and Tom Schmitz. The meeting was called to order at 5:30pm by Mayor Bartz.

Minutes

Upon motion from Miller, seconded by Warren and carried 5-0, council approved the minutes of the January 27, 2014 Regular Council meeting.

Bills

Following presentation and discussion of the bills it was moved by Dusing r with a second by Miller that the following resolution be adopted.

BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Browns Valley that the payment of the following city bills be and is approved as presented.

Motion passed 5-0.

Council reviewed the revenues and expenses of the liquor store for the month of January showing a profit of \$15.12.

Building Permits None

Visitors

Val Hoffman, 1st Choice Realty, attended the meeting to update the council regarding the sale of the liquor store. Hoffman shared that she does have a party that is interested in the liquor store. The party showed interest shortly after the first round of offers. This party had not conducted a walkthrough of the store or seen any financial data at that time and chose to wait until the outcome with the purchase agreement with Beaudreau turned out.

Schmitz received an email stating that Verlyn Beaudreau had decided to bow out of the agreement for the purchase of the liquor store.

Councilman Johnson has showed interest in the purchase of the store. A section from the League of Minnesota City's Official Conflict of Interest memo regarding the sale of city property was read.

It states:

“Officers and employees of the state or its subdivisions are generally prohibited from selling government-owned property to another officer or employee of the state or its subdivisions. This does not apply to the sale of items acquired or produced for sale to the general public in the ordinary course of business. In addition, the law allows government employees and officers to sell public property if the sale is in the normal course of their duties.

Property that is no longer needed for public purposes may be sold to an employee (but not an officer) if the following conditions are met:

- There has been reasonable public notice and the property is sold by public auction or sealed bid.
- The employee is the highest responsible bidder.
- The employee who buys the property was not directly involved in the auction or sealed response process.

The attorney general has also concluded that cities may NOT contract to purchase land from or sell land to their city council members.”

Communications Council reviewed the contract for auditing services with CliftonLarsonAllen LLC of Bemidji Minnesota to conduct the 2013 audit. The amount of the contract is \$12,995.00 with an additional charge of \$2,500.00 for a single audit if one is needed.

Unfinished Business Upon motion from Dusing, seconded by Warren and passed unanimously, council approved the contract with CliftonLarsonAllen LLC to conduct the 2013 audit.

The state fire marshal from Benson Minnesota will be in Browns Valley on February 13 to inspect the roof and addition to the Ooh La La building. The owners have been contacted to provide access to the roof.

Council reviewed revised plans of the wastewater project that will reduce a proposed overrun of construction costs. The proposed overrun of costs would result in a hardship for residents of the community by raising resident’s sewer bill an additional \$6.50 fee on top of the already proposed \$3.00 to \$5.00 fee after construction. Plan revisions include: placing a sleeve in the sewer lines; eliminating expansion of line SE of the Methodist Presbyterian Church toward the cemetery; eliminate connecting the Roger Goodhart residence and Reinart house to the sewer line, and not demolish the waste water treatment facility. If bids come in lower than projected, items that were removed may be added back into the project by priority.

If homeowners are required to replace their sewer lines from the house to the street due to infiltration of storm water into the line there have been two programs identified to lend assistance. One program is a low interest loan to lower income residents. The second is a loan by the City that will be reassessed back to the resident over a set number of years. Utilizing both options will ensure that deficiencies in the wastewater lines will be addressed.

New Business Upon motion from Dusing, seconded by Warren and passed unanimously, council approved Resolution No. 14-07 Resolution Rescinding Sale of Real Property.

**CITY OF BROWNS VALLEY
RESOLUTION NO. 14-07**

RESOLUTION RESCINDING SALE OF REAL PROPERTY

WHEREAS, the City of Browns Valley owns the Browns Valley Liquor Store and the real estate upon which it is situated;

WHEREAS, Verlyn F. Beaudreau had expressed an interest in purchasing the Browns Valley Liquor Store from the City of Browns Valley, along with the real estate upon which it is situated;

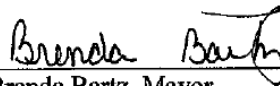
WHEREAS, on January 6, 2014, the Browns Valley City Council approved a resolution selling the Browns Valley Liquor Store and the real estate upon which it is situated; and

WHEREAS, Verlyn F. Beaudreau recently informed the City Council that he is no longer interested in purchasing the Browns Valley Liquor Store.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Browns Valley, Minnesota, that Resolution 14-05 authorizing the sale of the Browns Valley Liquor Store and real estate upon which it is situated is hereby rescinded.

Adopted by the City Council of the City of Browns Valley on February 10, 2014.

BROWNS VALLEY CITY COUNCIL



Brenda Bartz, Mayor

ATTEST:



Thomas Schmitz, City Administrator

Motion: Dusing
Seconded: Warren
Vote: 5 - 0

Council reviewed a request from St. Francis Health Services asking if the City of Browns Valley would consider acting as “Issuer” for a tax-exempt bank qualified (BQ) Conduit or pass-through loan on behalf of Prairie Community Services, Inc. and Farmington Health Services, Inc. The total request is for \$10 million. The City has \$9.96 million remaining in BQ that can be allocated for this request.

Upon motion from Warren, seconded by Johnson and pass unanimously, council approved being the “Issuer” in the amount of \$7.5 million for the request from St. Frances Health Services.

Administrator Schmitz was directed to identify if the City can refinance the USDA loan for the new fire truck.

Adjournment There will be a community post office meeting scheduled for March 25, at 3:30 in the

library meeting room.

There will be a Board of Appeals meeting scheduled for April 4, at 2:30 at the library meeting room.

There is a library board meeting scheduled for February 18, at 4:30.

Schmitz will be out of the office Wednesday February 12 for an economic development workshop.

Field work for the audit will be conducted the week of March 10.

The Fire Relief Assn. will stay with the auditing firm KDV for the 2013 audit because they are in the middle of an application process for their tax exempt status.

Motion to adjourn at 6:21pm by Miller, seconded by Dusing. Motion carried 5-0.

Minutes submitted by:

Approved by:

Thomas A Schmitz, Clerk

Brenda Bartz, Mayor