

September 15, 2016

The continued meeting of the Cuyuna City Council September 1 meeting was held at 7:00 pm in City Hall. Present were Mayor Brix and council members Z. Brix, Eisen, Stockard, and Zontelli. Mayor Brix led the Pledge of Allegiance.

Also present were Greg Rider, Mike Bender, and Tim Houle.

Greg Rider reviewed his offer to black top the road in his Foothills development at his cost and believes he is being fair to the city to apply a 2.5" wear coat of asphalt. He also shared a letter from Al Knowlen VP of Anderson Brothers supporting the adequacy of this proposal. Mr. Knowlen's professional opinion is the bituminous wearing will not break up.

Mr. Rider stated he talked with each council member individually and also noted he is disappointed in the agreement the city is asking him to sign. He felt it is ambiguous and is concerned it is too complex to understand. Further, he felt it indicated a lack of trust in him. He would prefer a handshake. Council member Stockard stated it was not a matter of trust, but good practice on any project to have an agreement to cover the city. Mr. Bender added that he had started with an 8 page agreement from the League of Minnesota Cities which is intended to cover and protect the city and insure the project is built right. He managed to reduce the contents to 4 pages. Council member Zontelli shared he has worked on projects with cities for a number of years and has seen agreements that are very big, many pages, and complex. He further said this is the shortest agreement he has seen and which will still protect the city. Tim Houle also noted this was a very short length agreement. Council member Z. Brix noted need to protect the city and this written agreement is good.

At Mr. Rider's request the council did review each item in the agreement for which Mr. Rider had questions. Clarified sections "M-N" but no changes. Mr. Bender also discussed section "V". That section covers the city's right to enter the project at any time to insure the scope of work is being followed adequately. Tim Houle gave the example of being allowed to insure the asphalt application meets specifications such as density. Council member Zontelli mentioned that Mr. Rider should have an agreement with Anderson Brothers to insure the black top wear coating is laid to meet the required standard specifications for construction.

Council member Eisen said he drove the road and it looked good. Council member Zontelli noted the road is 13 years old and there should not be the freeze/thaw issues often seen with new roads.

Mr. Rider would like to start and finish the project within 2-3 week yet this fall. Would like a new street sign for the crossing of Foothills Drive and Agate Shores Drive.

**Motion by Zontelli to accept the development agreement upon signature by Mr. Rider and eliminate the requirement to spray shoulders. Second by Stockard. Motion carried unanimously.**

Council member Stockard received one additional proposal for installation of electricity to the campground. Bid of Evergreen Electrical Co. is \$8,000. Moore's Electric previously provided a bid of \$8,600. Two additional electrical companies, Dutchs and Goeshey, declined to bid at this time.

**Motion by Z. Brix to accept the low bid of Evergreen Electrical for \$8,000. Second by Eisen.  
Motion carried unanimously.**

**Motion by Stockard to adjourn. Second by Zontelli. Motion carried unanimously.**

William F Bedard  
Clerk

Lloyd Brix  
Mayor.

Unapproved