

**SPECIAL ROSEAU CITY COUNCIL MEETING
FRIDAY – AUGUST 16TH, 2013 8:00 A.M.
ROSEAU CITY CENTER COUNCIL CHAMBERS
121 Center Street East, suite 201
Roseau, MN 56751**

A Special meeting of the Roseau City Council was held on the above date, time and place. Members present were Mayor Jeff Pelowski, Council members Pat Novacek, Don Ross, Curt Ireland and Linda Vatnsdal. Absent none. Others present were City Superintendent David Drown, Assistant City Attorney Michelle Moren, City Clerk Janet Lundbohm, William and Patricia Westman and Darlene Arneson.

Mayor Pelowski called the meeting to order and the Pledge of Allegiance was said.

Pursuant to due call and notice a special meeting of the Roseau City Council was held on the above date, time and place. The purpose of the meeting was to:

- Consider to approve 2013 (August 16th, 2013 – November 30th, 2013) Liquor License + Sunday for Joseph Bain (Brickhouse Bar & Grille of Roseau, Inc.) contingent upon all paperwork is obtained by the Clerk's office.
- Bill & Pat Westman's and Darlene Arneson's request that they be annexed into the City of Roseau.

Assistant City Attorney Michelle Moren presented the Roseau City Council the proposed draft of the purchase agreement for PS Clark Investments, LLC(Paul/Stacie Clark) sale to Joseph Bain for review. Attorney Michelle Moren reported that she had been in contact with the Minnesota Department of Revenue in regards to the proposed Joseph Bain's liquor license request for the Brickhouse Bar & Grille of Roseau, Inc. and they did not see an issue with it.

After discussion Council member Pat Novacek motioned to approve the 2013(August 16th, 2013 – November 30th, 2013) Liquor License for Joseph Bain (Brickhouse Bar & Grille of Roseau, Inc.) contingent upon all paperwork is obtained by the Clerk's office, seconded by Council member Curt Ireland and carried by unanimous vote.

Council member Pat Novacek motioned, Council member Linda Vatnsdal seconded and it was carried by unanimous vote to accept the petition for annexation for William E. Westman and Patricia A. Westman and Darlene Arneson and allow them to connect to city water (they would have to pay the hook up fees) and to set a Public Hearing for the October 7th, 2013 City Council meeting at 5:15 p.m. and City Attorney Pat Moren's office will send out the required notices. The William and Patricia Westman and Darlene Arneson petition for annexation states as follows:

PETITION FOR ANNEXATION

IN THE MATTER OF THE PETITION OF WILLIAM E. WESTMAN AND PATRICIA A. WESTMAN, HUSBAND AND WIFE, AND DARLENE ARNESON, A SINGLE PERSON, FOR ANNEXATION TO THE CITY OF ROSEAU, MINNESOTA, PURSUANT TO MINNESOTA STATUTES, SECTION 414.033, ENTITLED "ANNEXATION BY ORDINANCE" SUBDIVISION 2 (3).

TO THE CITY COUNCIL OF THE CITY OF ROSEAU, MINNESOTA:

We, the undersigned, being all of the owners (sole owners) of the two (2) following described parcels of real estate located in Spruce Township (Twp. 162 North, Range 39 West), Roseau County, Minnesota, hereby petition the City Council to annex to the City of Roseau, Minnesota, **by ordinance**, the

following unincorporated lands or properties which abut (or will abut) the corporate limits of the City of Roseau, and which;

- (a) Are urban or suburban in character or about to become so;
- (b) Contains 3.362 acres ± (being less than 120 acres);
- (c) Are not presently served by public water, public wastewater facilities, and public water and public wastewater facilities are not otherwise available;
- (d) Abuts (or will abut) the corporate limits of the City of Roseau;
- (e) Contains no existing conditions under Minnesota Statute § 414.033 Subd. 2 (3) as amended in 2008, which would prohibit the annexation of the following described land by ordinance.

FURTHER, the undersigned request the City of Roseau to hold a public hearing pursuant to Minnesota Statute § 414.033 Subd. 2b with respect to the requested annexation and that thirty (30) days written notice be given by certified U.S. Mail to the town or towns affected by the proposed ordinance (Spruce Township, Roseau County, Minnesota) and to all landowners within and/or contiguous to the area to be annexed;

FURTHER, that the annexation Ordinance, if passed by the City of Roseau, in conjunction with Minnesota Statute § 414.033 Subd. 7 be filed with the Director of the Office of Administrative Hearings – Municipal Boundary Adjustments (hereinafter “Director”), and on Spruce Township, the Roseau County Auditor, and the Secretary of State of the State of Minnesota; and upon approval by the Director, a copy of the annexation ordinance be delivered immediately by the City Council of the City of Roseau, Minnesota, to the Roseau County Auditor;

FURTHER, that upon the completed annexation of the following described lands the City of Roseau comply with Minnesota Statute § 414.033 Subd. 11 entitled “When Annexed Land is in Floodplain or Shoreland Area”;

FURTHER, that the City Superintendent of the City of Roseau has advised that the electric service provider currently serving the following described lands, to-wit, the City of Roseau for Parcel I. and Roseau Electric Cooperative, Inc., for Parcel II. will continue to provide electrical services to said lands and therefore there will be no need for an estimate of the cost impact of any change in electrical utility service.

LANDS WHICH ARE THE SUBJECT OF THIS PETITION:

Parcel I. owned by William E. Westman and Patricia A. Westman:

The North Twelve (12) Rods of the West Forty (40) Rods of Lot Three (3), in Section Nineteen (19), of Township One Hundred Sixty-two (162) North, Range Thirty-nine (39) West of the Fifth Principal Meridian in Minnesota, according to the United States Government Survey thereof, containing 3.00 acres, more or less.

Parcel I. abuts the City of Roseau.

Parcel II. owned by Darlene Arneson:

Lots One (1) and Two (2), of Block Two (2), Jensen's Subdivision, according to the recorded plat thereof on file and of record in the office of the County Recorder in and for Roseau County, Minnesota, containing .362 of an acre, more or less.

This real estate abuts on the Southerly portion of Parcel I. above described.

Therefore, the description of the real estate to be annexed to the City of Roseau, Minnesota, is as

follows:

The North Twelve (12) Rods of the West Forty (40) Rods of Lot Three (3), in Section Nineteen (19), of Township One Hundred Sixty-two (162) North, Range Thirty-nine (39) West of the Fifth Principal Meridian in Minnesota, according to the United States Government Survey thereof

AND

Lots One (1) and Two (2), of Block Two (2), Jensen's Subdivision, according to the recorded plat thereof on file and of record in the office of the County Recorder in and for Roseau County, Minnesota.

With a total of 3.362 acres, more or less.

RESPECTFULLY SUBMITTED BY THE OWNERS OF THE ABOVE DESCRIBED REAL ESTATE WHO ARE SIGNATORIES TO THIS PETITION.

Dated this _____ day of August, 2013.

William E. Westman

Patricia A. Westman

Darlene Arneson

Council member Pat Novacek motioned, Council member Don Ross seconded, and it was carried by unanimous vote that there was no further business, therefore the meeting be adjourned.

ATTEST:

City Clerk

Mayor