

CITY COUNCIL

7:00 P.M.

August 15, 2011

Present: Mayor Scott M. Johnson
David Gustafson
Joanne Johnson
Carlene Perfetto
Steven Marolt

Pete Morris, City Attorney

Mayor Johnson called the meeting to order at 7:00p.m.

Agenda – Police Dept – Pistol Surplus Item was added to City Administrator. July Treasurer’s Report was added to the Consent Agenda. Motion by Perfetto, second Marolt to approve the agenda as amended. MOTION CARRIED.

Consent Agenda – Motion by Gustafson, second J Johnson to approve the minutes of the August 1, 2011 Budget Workshop, the August 1, 2011 regular Council meeting, the August 10, 2011 Budget Workshop and the July Treasurer’s Report. MOTION CARRIED.

Petitions, Requests and Communications – No Communications were presented.

City Administrator

Park and Rec. Surplus Item, Portable Toilets – The Council reviewed an Inventory Asset Form for three Portable Toilets. The Park and Rec. Department is recommending that these items be declared surplus property, with a \$25 minimum bid. Motion by Perfetto, second Marolt to declare three portable toilets as surplus property. MOTION CARRIED.

Variance, Community Sign, Park and Recreation Department – The Council reviewed a draft copy of the minutes of the August 10 Planning and Zoning Commission Public Hearing and regular meeting, including the criteria for recommendation of this variance. The Planning and Zoning Commission recommends approval of this variance. It was noted that the reason for this variance is because the size of the sign is larger than the allowable size in an R-1 district, and that the Commission considered issues of safety in the placement of the sign. Motion by Marolt, second Gustafson to approve a variance for placement of a community information sign, by the Parks and Recreation Department, along Outer Drive on School District property. MOTION CARRIED.

Resolution 2011-28, Authorization to Accept Proposal from LakeHead Signs for Community Event Sign – It was noted that the Council has previously approved the LakeHead Signs Proposal for \$35,945 for a Community Event Sign, pending approval of the variance. There was discussion about funding sources for this sign. Motion by Perfetto, second Marolt to adopt Resolution 2011-28 , authorizing award of contract to LakeHead Sign Company for the community event sign project.

Member Marolt – aye Member Johnson – aye Member Perfetto – aye

Member Gustafson – aye Mayor Johnson – aye

RESOLUTION 2011-28 was ADOPTED. 5 aye, 0 nay

Implementation of North Shore Management Plan – The Council reviewed a memo from the NSM Board requesting that the City of Silver Bay adopt by reference the 2004 North Shore Management Plan for Area A, commonly known as the Mt. Rockwood Road area, as defined by the memo, and call it the “North Shore Residential Overlay Zone”. Morris noted that the next step in this process is to set a public hearing to consider amending the Zoning Map to apply the 2004 NSMP to Zone A. This issue was referred back to the Planning and Zoning Commission.

Police Dept - Pistol Surplus Item– The Council reviewed a forfeiture certification and an Inventory Asset Form for a 9MM Beretta pistol that is the property of the Police Dept., and a letter from the Police Chief requesting that this item be declared surplus property and the proceeds be used to purchase preliminary breath testers. Motion by J Johnson, second Perfetto to declare a 9MM Beretta pistol as surplus property, to be sold only to a licensed gun dealer, with the proceeds be used to purchase preliminary breath testers. MOTION CARRIED.

City Attorney

Resolution 2011-29, Amend Code 1200.08 Subd. 2 – The Planning and Zoning Commission recommends approval of this Code amendment, which amends the time of completion for building permits by adding a provision to the code that grants discretionary authority to the Zoning Administrator to extend the time for completion for unique circumstances. Morris reviewed the recent changes in the State Statute regarding this issue. Motion by Marolt, second J Johnson to adopt Resolution 2011-29, to enact an amendment to the Silver Bay City Code, Chapter 12 - Zoning, Section 1200.08, Subd. 2, Time for Completion.

Member Marolt – aye Member Johnson – aye Member Perfetto – aye

Member Gustafson – aye Mayor Johnson – aye

RESOLUTION 2011-29 was ADOPTED. 5 aye, 0 nay

OLD BUSINESS – No other old business was presented.

NEW BUSINESS – No other new business was presented.

Claims – Motion by J Johnson, second Marolt to approve payment of the claims presented. However, no claims signature sheet was available at the meeting. J Johnson and Marolt rescinded the motion. MOTION RESCINDED.

Motion by Perfetto, second J Johnson to adjourn at 7:20p.m. MOTION CARRIED.

Minutes taken by Lance K Beachem