

## CITY COUNCIL

7:00 P.M.

August 16, 2010

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

Lana Fralich, City Administrator  
 Pete Morris, City Attorney  
 Matt Suoja, Lake County News Chronicle

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

**Agenda** – Resolution 2010-45 was added to City Administrator. Motion by Perfetto, second Gustafson to approve the agenda as amended. MOTION CARRIED.

**Consent Agenda** – Motion by Perfetto, second J Johnson to approve the minutes of the August 2, 2010 regular Council meeting; and the August 2, 2010 and August 9, 2010 budget workshop meetings. MOTION CARRIED.

### PETITIONS, REQUESTS and COMMUNICATIONS

**MediaCom** – The Council reviewed a letter from MediaCom requesting to send notifications via e-mail. Motion by Perfetto, second Marolt to approve an agreement with MediaCom for the City to receive notifications via e-mail. MOTION CARRIED.

**AEOA, Lake Co. Community Connection** – The Council reviewed information about the Community Connect event on August 26 in Two Harbors.

**2011 Project Priority List Public Notice** – The Council reviewed a public notice from the Minnesota Department of Health/Public Facilities Authority requesting comments in regards to the 2011 Drinking Water Revolving Loan Fund's Project Priority List and Intended Use Plans. The proposed Banks Boulevard project is included in this notice and is currently listed 288 out of 402. Anyone wishing to make comments should do so according to the notice.

### CITY ADMINISTRATOR

**Resolution 2010-42, Amend Code 550.01** – The information from the June 21 and August 2 meetings regarding storm water retention ponds and the long grasses and plants that these ponds require was reviewed. Motion by Gustafson, second Marolt to adopt Resolution 2010-42, authorizing to amend City Code Section 550.01

Member Marolt – aye

Member Johnson – aye

Member Gustafson – aye  
Mayor Johnson – aye

Member Perfetto – aye

RESOLUTION 2010-42 was ADOPTED. 5 aye, 0 nay

**Resolution 2010-43, Amend Code 1200.06** – There was discussion about prohibiting temporary structures within residential areas and the existing temporary structures within the City. The Planning and Zoning Commission recommends this Code change. Motion by J Johnson, second Perfetto to adopt Resolution 2010-42, authorizing to amend City Code Section 1200.06, adding Subd. 7.

Member Marolt – aye  
Member Gustafson – aye  
Mayor Johnson – aye

Member Johnson – aye  
Member Perfetto – aye

RESOLUTION 2010-43 was ADOPTED. 5 aye, 0 nay

**Resolution 2010-44, Amend Code 1222.01, Subd. 1** – The Council reviewed information about allowing only 3' fences in front yards. The Planning and Zoning Commission recommends this Code change. Motion by J Johnson, second Marolt to adopt Resolution 2010-42, authorizing to amend City Code Section 1222.01, Subd. 1.

Member Marolt – aye  
Member Gustafson – aye  
Mayor Johnson – aye

Member Johnson – aye  
Member Perfetto – aye

RESOLUTION 2010-44 was ADOPTED. 5 aye, 0 nay

**Gitchi-Gami Bike trail 4F Support Letter** – The Council reviewed a draft letter of support of the bike trail within the City, and it was noted that the Administrator would be rewriting the letter to state the specific reasons for the City's support of the trail through a City park area. The reasons for support include the following: the proposed trail is consistent with the usage of the park area and recreational facilities; the proposed trail will provide an improved access to the park area and recreational facilities; there will be no affect on the noise and air quality; there would be minimal impact on water quality and erosion control measures will be used during construction; there is no displacement of families or businesses; and there is no adverse social economical impacts anticipated. Motion by Gustafson, second J Johnson to authorize the Administrator to send a letter of support for the Gitchi-Gami bike trail running through a City park area.  
MOTION CARRIED.

**Resolution 2010-45** – The Council reviewed an agreement to transfer \$33,220 of unused 2007 FAA entitlement funds to the City of Thief River Falls, which would be transferred back to the City of Silver Bay at a later date. Motion by Perfetto, second Marolt to adopt Resolution 2010-45, an agreement for waiver, transfer and repayment of Federal Airport Entitlement Funds.

Member Marolt – aye  
Member Gustafson – aye

Member Johnson – aye  
Member Perfetto – aye

Mayor Johnson – aye

RESOLUTION 2010-45 was ADOPTED. 5 aye, 0 nay

CITY ATTORNEY – No further business was presented by the attorney.

OLD BUSINESS – No further old business was presented.

NEW BUSINESS – No new business was presented.

**Claims** – Motion by Marolt, second Gustafson to approve payment of \$65,656.31 paid claims and \$49,753.67 in unpaid claims. MOTION CARRIED.

The meeting went into closed session from 7:23 p.m. until 8:21p.m. to discuss labor negotiations.

Motion by Perfetto, second J Johnson to adjourn at 8:22p.m. MOTION CARRIED.

Minutes taken by Lance K Beachem

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Scott M. Johnson, Mayor

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Lana Fralich, City Administrator