

CITY COUNCIL

7:00 P.M.

July 5, 2011

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

Lana Fralich, City Administrator
Pete Morris, City Attorney
Pat Kelley

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

Agenda – SHIP Grant and part-time Mechanic Position were added to Administrator. Amendment to City Attorney's Agreement was added to Attorney. Motion by Perfetto, second Marolt to approve the agenda as amended. MOTION CARRIED.

Consent Agenda – Motion by J Johnson, second Perfetto to approve the minutes of the June 20, 2011 Council meeting and the May 2011 Treasurer's Report. MOTION CARRIED.

Petitions, Requests and Communications

Julie's True Value, School Community Event – The Council reviewed information about this July 11 community event to paint selected rooms at the school. Five City student workers will participate in this event. It will be posted that a quorum of the Council will attend this event.

City Administrator

Wilderness Family Naturals Lease Addendum – The Council reviewed the lease addendum to reinstate use of the gym, and add rental of room 167. There was discussion about the Golden Ager's group moving into two other rooms, and about the use of the gymnasium by Wilderness Family Naturals and the Vineyard Church. Motion by Marolt, second J Johnson to approve the addendum of the lease agreement with Wilderness Family Naturals to lease space at the Mary MacDonald Business Center. MOTION CARRIED.

Budget Workshop Meetings – Motion by Perfetto, second Gustafson to hold City Budget Workshops on Monday, August 1, at 5:00p.m., Wednesday, August 10, at 6:00p.m., and Tuesday, September 6, at 6:00p.m. MOTION CARRIED.

Eco-Park and Wind Tower Boundary Surveying – The Council reviewed three quotes for surveying the Eco-Park lot for the Bio Energy/Food Greenhouse facility and Wind Tower site boundaries. The EDA recommends approval of the quote from Bear Island Surveying. Motion by Gustafson, second Marolt to accept the quote from Bear Island Surveying for \$1,837 for the surveying. MOTION CARRIED.

City Mowing / Snowplowing Map sites – The Council reviewed documents and maps for snowplowing routes and mowing sites. The Public Works Commission recommends approval of these routes and sites. There was discussion about mowing on private, undeveloped land, ownership issues relating to certain properties within the City, and mowing and snowplowing safety and right of way issues. There was a consensus to have the City Snowplowing Routes, with map, and the City Mowing Sites, with map entered into the City records.

SHIP Grant – The City has received a grant to purchase a radar speed control sign. Motion by J Johnson, second Perfetto to accept the agreement for a SHIP Grant for \$3,895, for a radar speed control sign for the police department. MOTION CARRIED.

Part-time Mechanic Position – Fralich reported that this position is being scheduled for two days a week. The 2012 budget was discussed.

City Attorney

Resolution 2011-27 Amendment of Code 1280.05 and 550.04 – Morris reported on the work of the Planning and Zoning Commission to clarify the City Code in regard to unifying time frames regarding notification and abatement of nuisance issues in Chapters 5 and 12. The Planning and Zoning Commission recommends amending 1280.05 and 550.04 to have a 15-day notification and abatement time frame. Mayor Johnson thanked everyone within the City who has worked on nuisance issues. Motion by Perfetto, second Marolt to adopt Resolution 2011-27 enacting an amendment Silver Bay City Code, Chapter 12, section 1280.05 subd. 1 Investigation and Enforcement, and an amendment to Chapter 5 Nuisances and Offenses, Section 550.04, Abatement, of the Silver Bay City Code, by shortening the number of days required for notice of the violation and days required for compliance.

Member Marolt – aye

Member Johnson – aye

Member Perfetto – aye

Member Gustafson – aye

Mayor Johnson – aye

RESOLUTION 2011-27 was ADOPTED. 5 aye, 0 nay

Amendment to City Attorney's Agreement – Morris reported that he has reviewed the issue of the City Attorney handling impaired driving prosecutions, and recommends turning these prosecutions over to the County Attorney's office, for the following reasons: the County Attorney already handles most of these prosecution cases within the County, it would save time for the City Attorney's office, and it is expected to save money for the City. Morris has consulted with the Police Chief, District Judge and County Attorney's office, all of whom approve of this change. Motion by Perfetto, second J Johnson to accept the Prosecution Agreement between the City of Silver Bay and Lake County, Minnesota. MOTION CARRIED.

OLD BUSINESS – No further old business was presented.

NEW BUSINESS

Bay Days – Gustafson reported on a Bay Days Committee meeting that will be held on July 6. Gustafson and J Johnson will attend.

Claims – Motion by Perfetto, second Gustafson to approve payment of \$148,128.69 in paid claims and \$29,458.34 in unpaid claims. MOTION CARRIED.

Motion by Perfetto, second J Johnson to adjourn at 7:42p.m. MOTION CARRIED.

Minutes taken by Lance K Beachem

Scott M. Johnson, Mayor

Lana Fralich, City Administrator