

CITY COUNCIL

7:00 P.M.

June 18, 2012

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

Lana Fralich, City Administrator
 Pete Morris, City Attorney

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

Agenda – Motion by Perfetto, second Gustafson to approve the agenda as presented.
MOTION CARRIED.

Consent Agenda – Motion by J Johnson, second Marolt to approve the minutes of the June 4, 2012 Council meeting and the May 2012 Treasurer's report. MOTION CARRIED.

Petitions, Requests and Communications

Thank You letter, Bob Weitzel – The Council reviewed a thank you note for service provided by the Marina Manager.

ATV Parade – It was noted that there will be a parade organizational meeting on June 21, in Beaver Bay, that the Guinness Book of World Records requests that the Mayor or member of the Council be in the parade, and that Marolt and the Mayor are registered to participate.

BioFuel food greenhouse on KBJR – It was noted that KBJR television will be airing a segment on the greenhouse on this week's segment of the "Your Green Life" new segment.

City Administrator

Resolution 2012-30 – The Council reviewed revised cost estimates for this project, and noted that UMD is requesting a change order for \$10,031 for cabinets and countertops not included in the original contract, and further noted that the City will be receiving \$10,000 from a grant recently received by UMD for this project. The EDA recommends approval of this change order. There was discussion about this project's budget. Motion by Perfetto, second J Johnson to adopt Resolution 2012-30 authorizing to amend contract to University of Minnesota-Duluth center for sustainable community development for the construction of the Silver Bay biofuel food greenhouse #1.

Member Johnson – aye
 Member Perfetto – aye
 Mayor Johnson – aye

Member Marolt – aye
 Member Gustafson – aye

RESOLUTION 2012-30 WAS ADOPTED. 5 aye, 0 nay

Resolution 2012-31 – There was discussion about the election filing dates. Motion by Marolt, second Gustafson to adopt Resolution 2012-31 appointing election judges for the August 14, 2012 primary election and the November 6, 2012 general election.

Member Johnson – aye

Member Marolt – aye

Member Perfetto – aye

Member Gustafson – aye

Mayor Johnson – aye

RESOLUTION 2012-31 WAS ADOPTED. 5 aye, 0 nay

Equipment purchase – The Public Works Commission recommends purchase of a Kubota tractor and box blade for the Parks and Rec. Dept., and a Kubota lawnmower for the Public Works Dept. It was noted that these items are in the budget and the vehicle replacement schedule. There was discussion about purchasing products from foreign companies, and its impact on the mining industry. Motion by J Johnson, second Perfetto to approve the purchase of a Kubota tractor and box blade for the Parks and Rec. Dept. and a Kubota lawnmower for the Public Works Dept. Perfetto, J Johnson, Marolt and Mayor Johnson voted aye, Gustafson voted nay.

MOTION CARRIED.

Resolution 2012-32 – The Planning and Zoning Commission recommends increasing the fines of nuisance related issues. Morris clarified that these are issues defined in City Code 550.02 and 550.03. J Johnson and Gustafson reviewed the discussion from the Planning and Zoning meeting. There was discussion about past actions regarding this issue, whether or not an increase in fines would be effective, the steps taken if fines are not paid, and having City crews clean up violating properties. Morris reviewed the process required for the City to remove items from private property. Motion by J Johnson, second Marolt to adopt Resolution 2012-32 adopting a schedule of fines, pursuant to City Code section 130, subd. 3.

Member Johnson – aye

Member Marolt – aye

Member Perfetto – aye

Member Gustafson – aye

Mayor Johnson – aye

RESOLUTION 2012-32 WAS ADOPTED. 5 aye, 0 nay

Mayor Johnson thanked the Planning and Zoning Commission, Police Dept. and City staff for their work on this issue.

City Attorney – No other business was presented by the attorney.

OLD BUSINESS

Application for Animal Permits – The Council referenced City Code 1200.03 and 610 as it relates to animals and the permitting of animals. It was noted that the Code provides for conditions for keeping certain animals within certain zones, and that there is a permitting process for domestic animals, but not for other types of animals. There was discussion about the permitting process, what is allowed, regarding animals, in different zones, forest reserve zoned areas within the City that border residential zoned areas, and recent incidents regarding this issue. The Planning and Zoning Commission recommends approval of this animal permit application. Motion by J Johnson, second Gustafson to approve the animal permit application. MOTION CARRIED.

NEW BUSINESS

Special Events Campground – The Council reviewed sketches for proposed temporary campsites at the business park. The EDA recommends allowing using these areas for temporary camping. The Public Works Commission tabled making a recommendation on this issue. The Planning and Zoning Commission noted that camping can only be allowed in areas that are zoned for it, and that light industrial zoned areas may allow parking of self contained RV units. There was discussion about liability issues, the costs related to this issue, and the economic impact, or lack thereof, of temporary camping. Morris gave his opinion that temporary parking of self contained motor coaches is allowed in light industrial zoned areas. Motion by Gustafson, second J Johnson to allow temporary parking of self contained motor coaches in light industrial zoned areas of the business park for the ATV parade, Bay Days and Salmon Classic events. Gustafson, J Johnson and Mayor Johnson voted aye, Perfetto and Marolt voted nay. MOTION CARRIED.

Request to rename Golf Course Road – The Council reviewed a request from a private citizen to rename the Golf Course Road. The Public Works Commission recommends adding B E Zup to the name of the Golf Course Road, making it the B E Zup Golf Course Road. Motion by J Johnson, second Marolt to change the name of the Golf Course Road to the B E Zup Golf Course Road. There was discussion about the proposed name change, mailing address change concerns, issues with the postal service, County and MN Dept. of transportation. J Johnson and Marolt withdrew their motion and second. MOTION WITHDRAWN. This issue was tabled.

Claims – There was discussion about reimbursement payments at the Marina. This issue was forwarded to the Parks and Rec. Dept. Motion by Gustafson, second Perfetto to approve payment of \$101,466.60 paid claims and \$46,825.33 in unpaid claims. MOTION CARRIED.

Motion by Perfetto, second Marolt to adjourn at 8:06p.m. MOTION CARRIED.

Minutes taken by Lance K Beachem

Scott M Johnson, Mayor

Lana Fralich, City Administrator