

CITY COUNCIL

7:00 P.M.

June 21, 2010

Present: Steven Marolt
 David Gustafson
 Carlene Perfetto
 Joanne Johnson

Scott M. Johnson – excused

Lana Fralich, City Administrator
 Pete Morris, City Attorney
 Chad Streiff, Police Officer
 Matt Suoja, Lake County News Chronicle

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

Agenda – Public Works Code Amendment was added to New Business. Motion by Perfetto, second J Johnson to approve the agenda as amended. MOTION CARRIED.

Consent Agenda – Motion by J Johnson, second Gustafson to approve the minutes of the June 7, 2010 regular Council meeting, and the May 2010 Financial Report. MOTION CARRIED.

PETITIONS, REQUESTS and COMMUNICATIONS

Bay Days Parade – The Council reviewed a request for the City to participate in the Bay Days Parade on July 24. There was discussion on using the City float, and allotting money for candy distribution. Motion by J Johnson, second Gustafson for the City to use the City float to participate in the Bay Days Parade on July 24, and to allot up to \$100 for the purchase of candy for the parade. MOTION CARRIED.

Eagle Scout Letter – Marolt reviewed a letter asking the Council for official recognition of Ross Parker and Shane Billings for each achieving the rank of Eagle Scout through the Boy Scouts of America. The City commends the boys for their achievement. Motion by Perfetto, second Gustafson to issue a City Proclamation for both Ross Parker and Shane Billings, in recognition for achieving the rank of Eagle Scout through the Boy Scouts of America. MOTION CARRIED. Motion by Perfetto, second Marolt for the Proclamation to be signed by each member of the City Council. MOTION CARRIED.

CITY ADMINISTRATOR

Wilderness Family Naturals Lease – The Council reviewed a request from Wilderness Family Naturals to vacate two of the rooms that they currently lease at the Mary MacDonald Center, and to have their rent lowered accordingly, beginning July 1. The Council further reviewed a proposed lease agreement that reflects this change. The Mary MacDonald Committee recommends approval of this lease. It was noted that this lease agreement is on a month to month basis, and that the current lease agreement

with Wilderness Family Naturals has expired. There was discussion on the legal issues involved with the terms of rent and liability when a lease expires. Wilderness Family Naturals has not, to date, responded to the City about this proposed lease agreement. This issue was tabled until such time as a lease agreement can be worked out with Wilderness Family Naturals.

Building Official Agreement - Thompson, – The Council reviewed a proposed contract between the City and Gary Thompson to serve as an independent contractor Licensed Building Official. It was noted that this contract would include a monthly retainer which is a new charge; however, Mr. Thompson would be responsible for all training and supplies to perform his duty as a building official. The revenues and expenses of building permits and inspections, since 2002, were discussed. Motion by Perfetto, second Gustafson to approve the contract with Gary Thompson for Building Official Services. MOTION CARRIED.

Airport Commission Appointment – The Council reviewed an application by Tim Bjella to the Airport Commission. It was noted that the Airport Commission currently has two vacant seats, and the Public Works Commission currently has one vacant seat. It was further noted that the Public Works Department conducts the maintenance at the Airport. There was discussion about the recommendation made by the Public Works Commission to combine these two commissions by having one member of the Airport Commission fill the vacant Public Works Commission seat, and eliminate the Airport Commission. It was noted that the Airport Commission has not had a chance to review this proposal. Motion by J Johnson, second Gustafson to appoint Tim Bjella to the Airport Commission. Gustafson, J Johnson, Marolt – aye, Perfetto – nay, Mayor Johnson – absent. MOTION CARRIED.

CITY ATTORNEY

Administrative Hearing appeal, Robert John Clement – The Council reviewed the Administrative Citation issued to Mr. Clement, the minutes of the Administrative Hearing about this case, and the decision of the Hearing Officer to uphold the Citation. The Administrative Code was reviewed, along with the appeal process, from Code 130.05 subd. 3. It was noted that Mr. Clement was invited, in writing, to attend this meeting to present his appeal, but that he was not present at this meeting. Motion by Perfetto, second J Johnson to affirm the decision of the Administrative Hearing Officer in the case of Citation #836. MOTION CARRIED.

OLD BUSINESS – No other old business was presented.

NEW BUSINESS

Public Works Code Amendment – There was discussion that storm water retention ponds or gardens are now a MN Pollution Control Agency (MPCA) requirement for new development or construction. It was further discussed that City Code does not allow for the long grasses and plants that these ponds / gardens require. It was noted that these

ponds or gardens are now present at the Business Park, the Spectrum assisted living site on Bell Circle, and the new development sites on Marks. The Public Works Commission recommends a Code amendment to allow for engineered storm water ponds and gardens within the City. The Attorney will research this issue and prepare a code amendment. The issue was tabled until next meeting.

Claims – Motion by Perfetto, second J Johnson to approve payment of \$149,107.53 paid claims and \$233,924.25 in unpaid claims. MOTION CARRIED.

Motion by Perfetto, second Gustafson to adjourn at 7:39p.m. MOTION CARRIED.

Minutes taken by Lance K Beachem

Steven Marolt, Acting Mayor

Lana Fralich, City Administrator