

CITY COUNCIL

7:00 P.M.

October 17, 2011

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

Joanne Johnson – excused

Lana Fralich, City Administrator
 Pete Morris, City Attorney
 Brittany Berrens, Lake Co. News Chronicle
 Corinna Marolt

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

Agenda – Resolution 2011-42 was added to City Attorney. Motion by Marolt, second Perfetto to approve the agenda as amended. MOTION CARRIED.

Consent Agenda – Motion by Perfetto, second Marolt to approve the minutes of the October 3, 2011 regular Council meeting, the October 7 special Council meeting, and the September 2011 Treasurer's Report. MOTION CARRIED.

Petitions, Requests and Communications – No communications were presented.

City Administrator

Resolution 2011- 38, G.O. Note, dump truck / snowplow – It was noted that the purchase of this truck has already been approved. The Council reviewed the terms of this loan. Motion by Perfetto, second Gustafson to adopt Resolution 2011-38 providing for the issuance, sale and delivery of a general obligation capital equipment certificate, series 2011B, not to exceed \$167,000.

Member Marolt – aye Member Perfetto – aye Member Gustafson – aye

Mayor Johnson – aye Member Johnson – absent

RESOLUTION 2011-38 was ADOPTED. 4 aye, 0 nay, 1 absent

Cedar Tree Enterprises – The Council reviewed a letter asking to revise the payment schedule, not the contracted amount, for the contract to construct the Biofuel/Food Greenhouse #1 facility. The EDA recommends approval of this revised payment schedule. Motion by Marolt, second Perfetto to revise the payment schedule on the contract with Cedar Tree Enterprises for the construction of the Greenhouse #1 facility. MOTION CARRIED.

Resolution 2011- 39, Airport Maintenance and Operation Agreement – It was noted that this agreement is for two years, and the amount of \$13,757 annually has not changed from the previous agreement. There was discussion about the requirements of this State money for operation of the airport. Motion by Perfetto, second Gustafson to adopt Resolution 2011-39 authorizing to execute MN Dept. of Transportation grant agreement for Airport maintenance and operation.

Member Marolt – aye Member Perfetto – aye Member Gustafson – aye

Mayor Johnson – aye Member Johnson – absent

RESOLUTION 2011-39 was ADOPTED. 4 aye, 0 nay, 1 absent

Parks and Recreation Board appointment – The Council reviewed the application from Jenny Cook of 11 Nelson Drive. The Parks and Recreation Board recommend approval of this application. Motion by Perfetto, second Marolt to appoint Jenny Cook to the Parks and Recreation Board. MOTION CARRIED.

City Attorney

Resolution 2011- 40, Amend City Code 1250.05 – Morris reviewed the recent changes in State Statutes regarding this issue and noted that this amendment would bring the City Code into compliance with State Statutes. It was noted that the Planning and Zoning Commission held a public hearing regarding this issue on October 12, and recommends approval of this resolution. Motion by Gustafson, second Marolt to adopt Resolution 2011-40 amending City Code 1250.05, criteria for decisions in the granting of variances.

Member Marolt – aye Member Perfetto – aye Member Gustafson – aye

Mayor Johnson – aye Member Johnson – absent

RESOLUTION 2011-40 was ADOPTED. 4 aye, 0 nay, 1 absent

Resolution 2011- 42, Amend City Code 1200.11 – Morris reviewed the requirements of the North Shore Management Plan as it relates to non-sewered areas in the City that fall in the Plan's area of authority, and the work of the Planning and Zoning Commission to come into compliance with the Plan. It was noted that the Planning and Zoning Commission held a public hearing regarding this issue on October 12, and recommends approval of this resolution. Motion by Perfetto, second Gustafson to adopt Resolution 2011-42 amending City Code 1200.11, adding subdivision 2.

Member Marolt – aye Member Perfetto – aye Member Gustafson – aye

Mayor Johnson – aye Member Johnson – absent

RESOLUTION 2011-42 was ADOPTED. 4 aye, 0 nay, 1 absent

OLD BUSINESS

Resolution 2011- 41, Authorize P&R Plumbing Contract – It was noted that the Council has already awarded this bid of \$119,500 for replacement of the wastewater plant boiler. Motion by Perfetto, second Marolt to adopt Resolution 2011-41 authorizing award of contract to P&R Plumbing and Heating Inc. for the construction of the wastewater treatment facility boiler project.

Member Marolt – aye Member Perfetto – aye Member Gustafson – aye

Mayor Johnson – aye Member Johnson – absent

RESOLUTION 2011-41 was ADOPTED. 4 aye, 0 nay, 1 absent

NEW BUSINESS – No further new business was presented.

Claims – Motion by Marolt, second Perfetto to approve payment of \$117,412.44 in paid claims and \$98,333.27 in unpaid claims. MOTION CARRIED.

Motion by Gustafson, second Marolt to adjourn at 7:13p.m. MOTION CARRIED.

Minutes taken by Lance K Beachem

Scott M. Johnson, Mayor

Lana Fralich, City Administrator