

**MINUTES
CITY OF LONSDALE
REGULAR CITY COUNCIL MEETING
July 10, 2008**

1. CALL TO ORDER

Mayor Rud called a meeting of the Lonsdale City Council to order at 7:00 pm in the Council Chambers at 415 Central Street West.

2. PLEDGE OF ALLEGIANCE

Everyone stood and recited the Pledge of Allegiance.

3. ROLL CALL

Present: Duban, Rud, Smith, and Furrer

Absent: Kodada

Staff Present: City Administrator Joel Erickson, City Planner Benjamin Baker, Public Works Director Russ Vlasak, and City Engineer Kevin Kawlewski

4. AGENDA

Mayor Rud asked if anyone had any additions, deletions, or corrections to the Agenda.

A motion was made by Duban and seconded by Smith to approve the agenda as presented. Vote for: Duban, Kodada, Rud, Smith, and Furrer. Against: None. Vote 5-0. Motion carried.

5. APPROVAL OF MINUTES

None

6. PUBLIC HEARINGS

None

7. PRESENTATION OF CITIZEN PETITIONS AND COMMENTS

None

8. APPROVAL OF THE CONSENT AGENDA

A motion was made by Smith and seconded by Duban to approve the Consent Agenda, and thereby approving:

- NOT waiving the monetary limits on municipal tort liability established by Minnesota Statue 466.04.
- Resolution 2008-26, a resolution approving election judges for the 2008 State Primary and General Election

Vote for: Duban, Kodada, Rud, Smith, and Furrer. Against: None. Vote 5-0. Motion carried.

9. OLD BUSINESS

None

10. NEW BUSINESS

a. Update on mosquito control measures – Clarke Mosquito Control

John Krayer stated that Clarke Mosquito Control is based out of Illinois, but they have a satellite office in Minnesota. He said that Lonsdale signed up for a bi-weekly program. He stated that applications have already been completed on May 20th, June 3rd, June 17th, July 1st, and the next application scheduled for the 15th of July. Krayer stated that the company is the same crew as last year just with a new name. He said that Clarke upgraded its equipment with Global Positioning System (GPS) tracking. He said the new equipment allows them to monitor and map their applications. He stated that the 2008 season had been challenging so far due to the unusual weather. He acknowledged that the mosquitoes were worse than in previous years. He said that Administrator Erickson showed him where the problem areas are. Krayer recommend applying three applications in-a-row. Rud stated that the City has received complaints around the west edge of town. Krayer said that they have Smart Flow technology that allows them to place the right amount of application no matter how fast the vehicle is moving. Rud asked if they still had a toll free number that residents could call with questions or concerns. Krayer said yes. Rud suggested that Clarke place a blurb in the newspaper. The Council stated that three applications should be completed before Lonsdale Community Days.

A motion was made by Duban and seconded by Smith to realign the schedule to complete three applications in-a-row. Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

b. Consider approval of Change Order No. 2 in the amount of \$34,150.00 and also a contract extension from June 30, 2008 to August 15, 2008 for the Fig Street (CSAH 96) Reconstruction Project

City Engineer Kawlewski asked the Council to consider Change Order No. 2 for the CSAH 96 (Fig Street) Project. He said the change order essentially includes the construction of 1st Avenue NE and 4th Avenue NE to complete the street work in the Rayann Acres subdivision. The change order also authorizes Chard Tiling & Excavating, Inc. to complete the work. He said that the proposed change order will increase the final contact amount by \$34,150.00 and the completion date will need to be extended to August 15, 2008. He said the price quote has increased from last year due to escalation of fuel costs. He said the unit price for pavement on Fig Street under the original contract is not being affected. He said the price is appropriate. Kawlewski stated that the cost of the extra work will be recovered through the replacement of liens on remaining buildable lots owned by the developer of the Rayann Acres Development. Smith asked if the cost of the project would be split evenly between the developer's remaining properties. Kawlewski said yes. Duban asked if the letter of credit had

expired. Kawlewski said yes. Duban said it needs to be completed. Kawlewski recommend approval of the change order.

A motion was made by Duban and seconded by Furrer to rapprove Change Order No. 2. Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

c. Consider approval of a quote for the requested 11th Avenue NE Rear Yard Drainage Project

Erickson reminded the Council that Jennifer Schneewind of 526 11th Avenue NE submitted a letter at the previous City Council meeting regarding a drainage issue in her rear yard. He said the Council directed him to get quotes to resolve the issue. He said staff has been trying to obtain a second quote from a contractor working in town.

A motion was made by Duban and seconded by Furrer to table the issue until another quote is received. Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

d. Consider approval of a quote submitted by Metro Leak Detection, Inc. in the not-to-exceed amount of \$1,8000

Public Works Director Vlasak presented two quotes for the Council to review: (1) Metro Leak Detection - \$1,800.00 (plus \$100.00 hr for each hour after the 3rd hour for exact leak location), (2) TKDA - \$1,960.00 (plus \$85.00/hr for exact leak location). He said the last 2 years the City has used TKDA. Vlasak recommended approval of the quote submitted by Metro Leak Detection.

A motion was made by Smith and seconded by Furrer to approve the quote submitted by Metro Leak Detection in the not-to-exceed amount of \$1,800.00. Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

e. Consider approval to schedule a special meeting to discuss the 2009 Budget

Erickson said its that time of year again to conduct the annual budgeting process. He recommend scheduling the first meeting on July 21st then scheduling three more meetings every two weeks following. He noted that the major item for 2009, 2010, and 2011 is that the City is governed by levy limits not to exceed an increase of 3.9%.

A motion was made by Smith and seconded by Duban to schedule the first 2009 budgeting meeting for July 21, 2008. Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

f. Consider approval of Resolution 2008-27, a resolution establishing a public library, library board, and library fund

Erickson said that with progress being made on the new assisted living facility and public library, the next step is for the City to formally approve the establishment of a library. He said the City needs to establish a Library Board. Erickson said the City could choose to have a 5 member, 7 member, or 9 member Board. Rud asked if the future members need to be residents of Lonsdale. Erickson said the candidates can be part of the library

system area. Erickson stated that 7 or 8 applications have been received so far. He said that the selection process will be similar to other advisory board positions.

A motion was made by Smith and seconded by Furrer to approve Resolution 2008-27, a resolution establishing a public library, library board, and library fund. Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

- g. Consider approval to schedule a public hearing on July 31, 2008 at 7:00 pm or shortly thereafter to consider the vacation of a drainage and utility easement located at 114 Florida Street SE

Baker provided background information to the City Council regarding 114 Florida Street SE. He stated that Chris Michael has petitioned the City to vacate a 20 ft. easement located on the eastern side of the property. He said the Planning & Zoning Commission will review the request at their July 17, 2008 meeting and provide a recommendation to the City Council.

A motion was made by Duban and seconded by Smith to schedule a public hearing for July 31, 2008 at 7:00 to consider a petition to vacate a drainage and utility easement at 114 Florida Street SE. Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

- h. Consider approval of Resolution 2008-28, a resolution approving a parcel split in the urban reserve surrounding Lonsdale

Baker said that John and Michelle Johnson of 8825 Jacobson Trail have requested a parcel split. He said that their property is located approximately 1 mile from the City boundary and within the Urban Reserve District. He reminded the Council that they have the right to review and comment on land use requests within the Urban Reserve District. Erickson stated that the City has approved similar requests in the past. Baker said that the parcel is not within the City's 2040 growth boundary, and he recommended approval of Resolution 2008-28.

A motion was made by Duban and seconded by Furrer to approve Resolution 2008-28, a resolution approving a parcel split in the urban reserve surrounding Lonsdale. Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

- i. Consider approval of a request from Flicek's Sports Bar & Grill to serve alcohol in front of their property located at 114 Main Street South between the hours of 12:00 pm and 5:00 pm on July 12, 2008

Erickson stated that Flicek's Sports Bar & Grill requested that the City approve their request to serve alcohol in front of their property, located at 114 Main Street South, between the hours of 12:00 pm and 5:00 pm on Saturday, July 12, 2008. He said that according to State Statute, it is legal for the City to allow such a request to happen because it would be in conjunction with the Fire Department's Centennial Celebration, which is considered a City festival. Furrer asked if the request was for only July 12th and not Community Days. Erickson said yes. Smith asked about liability issues, and he asked if the road would be closed. Erickson said the street would be closing at 5:00 pm.

A motion was made by Duban and seconded by Furrer to approve the request by Flicek's Sports Bar & Grill to serve alcohol in front of their property on July 12, 2008 between the hours of 12:00 pm and 5:00 pm with the following condition:

- Liquor liability shall be provided by Flicek's Sports Bar & Grill for the event

Vote for: Duban, Rud, Smith, and Furrer. Against: None. Vote 4-0. Motion carried.

11. OTHER BUSINESS

a. Project Updates

Engineering

Kawlewski stated that Niles Wiese has been finishing up the 2007 Reconstruction Project. He said the project should be completed by next week. Kawlewski stated that Chard will be moving in next week to complete the Fig Street Project. He said WSB and Public Works are updating the punch list items for Shadow Stone, Eagle Creek, and the 2006 Reconstruction Project. He said the projects should be wrapping up within the next four weeks. Kawlewski stated that Park Board is considering a boardwalk trail connection along CSAH 33 due to the rejected DNR grant application. He stated that a letter has been sent to MnDOT including a map and list of maintenance items that the City is trying to coordinate with the 2010 Hwy 19 Mill & Overlay Project. Rud said that MnDOT needs to be pushed to get the sink hole fixed. City staff stated that Centerpoint Energy is responsible.

Public Works

Vlasak stated that seal coating is finished, and staff will be waiting until spring to finish the striping.

b. Department Reports

Council Member Duban

Duban stated that 6 applicants were interviewed for the part-time police officer positions. He said that over 30 people applied for the job. Duban mentioned that a "no motorized vehicles" sign should be erected along Fig Street. Duban asked about a liquor license for the upcoming Immaculate Conception Festival.

Council Member Smith

Smith stated that Police Chief Schmitz should look into updating ordinance language related to motorized vehicles. He said the current language is pretty vague. Smith said that the EDA will be next Thursday at 7:00 am.

Council Member Furrer

Furrer mentioned that the EDA and Planning & Zoning meeting will be next Thursday.

Mayor Rud

Rud acknowledged the Lonsdale Fire Department and their upcoming Centennial Celebration. He said there will be a fire apparatus parade and water fights. Rud mentioned that Family Fun Night was a big success.

12. ADJOURNMENT

A motion was made by Duban and seconded by Smith to adjourn the meeting. Vote for: Duban, Rud, Smith and Furrer. Against: None. Vote 4-0. Motion carried. The meeting ended at 7:57 pm.

Respectfully Submitted:

Joel A. Erickson, City Administrator