

**MINUTES  
CITY OF LONSDALE  
REGULAR CITY COUNCIL MEETING  
November 29, 2011**

**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: Daleiden, Kodada, Rud, Furrer, and Pelava

Absent: None

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

**4. AGENDA**

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

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

**5. APPROVAL OF MINUTES**

A motion was made by Pelava and seconded by Furrer to approve the Minutes from the October 27, 2011 Regular Meeting, the November 10, 2011 Regular Meeting, and the November 15, 2011 Special Meeting. Vote for: Daleiden, Kodada, Rud, Furrer, and Pelava. Against: None. Vote: 5-0. Motion carried.

**6. PUBLIC HEARINGS**

None

**7. PRESENTATION OF CITIZEN PETITIONS AND COMMENTS**

None

**8. APPROVAL OF THE CONSENT AGENDA**

A motion was made by Kodada and seconded by Pelava to approve the consent agenda as follows:

a. Monthly Bills

b. Treasurer's Report

c. Board and Commission Minutes

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

**9. OLD BUSINESS**

- a. None

**10. NEW BUSINESS**

- a. Consider Approval of Resolution 2011-42, a Resolution Awarding Sale, Prescribing the Form and Details and Providing for the Payment of \$1,150,000 General Obligation Improvement Crossover Refunding Bonds, Series 2011A

[This agenda item was discussed second under New Business]

Paul Donna, of Northland Securities, explained that due to the good interest rates, the City is refinancing a bond to save about \$36,000.00 in interest. He went through the details of the bond sale with the Council. Donna said that the City's finances are in good shape. Rud said that it is always good to save money for the taxpayers.

A motion was made by Daleiden and seconded by Pelava to approve Resolution 2011-42, a resolution awarding sale, prescribing the form and details and providing for the payment of \$1,150,000 General Obligation Improvement Crossover Refunding Bonds, Series 2011A. Vote for: Daleiden, Kodada, Rud, Furrer, and Pelava. Against: None. Vote: 5-0. Motion carried.

- b. Consider Approval of Ordinance 2011-247, an Ordinance Amending City Code §153.081 – Swimming Pools

[This agenda item was discussed first under New Business]

Baker provided the Council members with a detailed staff report to review, including the proposed ordinance language, an example of front yard setback vs. front yard area, an example of a pool located within the front yard but outside of the front yard setback, documentation on the front yard pool issue at 1308 Deerview Court SE, and the draft minutes from the November 17, 2011 Planning Commission public hearing on the proposed ordinance. Baker explained that homes not placed directly up to the front setback line, may have adequate room to place a swimming pool, which was not the intent of the City. He said that the proposed ordinance would specifically prohibit pools in the front yard. He also noted that the ordinance includes other updates, including new definition language and a new subsection describing when a building permit would be required. Baker provided a simple pool capacity and dimension chart for the Council to reference which showed the pool sizes would require a permit. Baker stated that the Planning Commission held a public hearing and recommended approval of the proposed ordinance amendment at their November 17<sup>th</sup> meeting.

Kevin and Sarah Becker, 1308 Deerview Court SE, were allowed to speak on the matter. They provided pictures to the City Council of people using their temporary front yard pool during the summer months. K. Becker stated that he would like the City to keep the current regulations for pools the same. He said that his front yard is the safest place for a pool. He mentioned that his rear yard is sloped and not conducive for placing a pool and moving the pool to the side yard may be offensive to his neighbor. He said that there are limited places for the kids to play in the Willow Creek Heights neighborhood, and he said that their pool serves as a recreational amenity for the neighbor kids. S. Becker commented that other pools within the City, such as pools within the rear yards along 8<sup>th</sup> Avenue NE, can be clearly seen, just like their front yard pool.

Rud thanked the Beckers for their comments and for entertaining the neighborhood kids. Rud mentioned that the City is striving to define consistency in its ordinances and the City is also looking at a potential city-wide problem if the issue is not addressed. Kodada stated that the updated ordinance provides a clear explanation of where pools can be located and when they would require a permit. Daleiden stated that it is good to follow the recommendations of their advisory boards.

A motion was made by Kodada and seconded by Furrer to approve Ordinance 2011-247, a ordinance amending City Code §153.081 – Swimming Pools. Vote for: Daleiden, Kodada, Rud, Furrer, and Pelava. Against: None. Vote: 5-0. Motion carried.

c. Consider Approval of Ordinance 2011-248, an Ordinance Amending City Code §153.071 – Single Family Dwellings

Baker stated that the basis for the proposed ordinance amendment is to give the residents of Lonsdale another option to consider when reroofing their homes. He said that the Planning Commission invited Help-U-Build Construction to their October meeting to learn more about metal shingles. He said that the Commission was provided with information on the product's strength, durability, safety, design, cost, and efficiency. He provided the Council with picture examples of metal shingles. Baker said that the Planning Commission held a public hearing on November 17, 2011 and recommended approval of the proposed ordinance, allowing for regulated metal shingles on single-family dwellings. Pelava provided further details on the impact of snow on metal roofs. Daleiden stated that in the early 1900s, metal roofing was actually more prevalent than asphalt shingles.

A motion was made by Daleiden and seconded by Pelava to approve Ordinance 2011-248, an ordinance amending City Code §153.071 – Single Family Dwellings. Vote for: Daleiden, Kodada, Rud, Furrer, and Pelava. Against: None. Vote: 5-0. Motion carried.

d. Consider Approval of a Proposed Amendment to the Lonsdale Firemen's Relief Association By-Laws

Erickson explained that a few years back during the height of the recent rescission, the Fireman's Relief Association (LFRA) pension amount was lowered from \$1,900/for each year of service to \$1,700/for each year of service until June 1, 2010 at which time it

reverted back to \$1,900/for each year of service to prevent a deficit and City gap financing. He said that the Firemen's Relief Association decided to clean up the by-laws at their meeting in August 2011. Erickson stated that the City should officially approve the proposed amendment to the LFRA's by-laws, recognizing the change back to \$1,900.

A motion was made by Kodada and seconded by Furrer to approve a proposed amendment to the Lonsdale Firemen's Relief Association By-Laws. Vote for: Daleiden, Kodada, Rud, Furrer, and Pelava. Against: None. Vote: 5-0. Motion carried.

e. Consider Approval to Accept Michael Kalina's Letter of Resignation as Part Time Liquor Store Clerk

Erickson provided the Council with Michael Kalina's Letter of Resignation. He said Kalina has not worked at the Liquor Store since May 2011 due to his full-time job.

A motion was made by Daleiden and seconded by Kodada to approve to accept Michael Kalina's Letter of Resignation as Part Time Liquor Store Clerk. Vote for: Daleiden, Kodada, Rud, Furrer, and Pelava. Against: None. Vote: 5-0. Motion carried.

f. Consider Approval of Resolution 2011-43, a Resolution to Contract with a Councilmember

Erickson explained that the State Auditor requires Cities to adopt a resolution when contracting with Councilmembers.

A motion was made by Daleiden and seconded by Kodada to approve Resolution 2011-43, a resolution to contract with a Councilmember. Vote for: Daleiden, Kodada, Rud, and Furrer. Against: None. Abstained: Pelava. Vote: 4-0. Motion carried.

g. Consider Approval of Resolution 2011-44, a Resolution to Contract with a Councilmember

Erickson stated that the State Auditor requires Cities to adopt a resolution when contracting with Councilmembers. Rud said that City Department Heads need to be following procedure and getting quotes, especially when doing business with Councilmembers. Erickson agreed, and he stated that he did talk with all the Department Heads about obtaining multiple quotes. Erickson and everyone on the Council agreed that transparency is very important when it comes to conducting City business with Councilmembers.

A motion was made by Kodada and seconded by Furrer to approve Resolution 2011-44, a resolution to contract with a Councilmember. Vote for: Daleiden, Kodada, Rud, and Furrer. Against: None. Abstained: Pelava. Vote: 4-0. Motion carried.

h. Consider Approval of Resolution 2011-45, a Resolution Establishing Rates for Auto Repairs and Service Between the City of Lonsdale and Lonsdale AutoWorks

Erickson stated that the City has two options when contracting for services with a Councilmember: 1) get several quotes and adopt a resolution to contract with a Councilmember prior to the service being provided or 2) adopt a resolution setting a rate

schedule for services to be provided by a business that a Councilmember has a financial interest in. Pelava explained that he was directed by the State Auditor to establish rate a schedule for common services performed for the City by Lonsdale Auto Works. Therefore, the Council reviewed a proposed resolution showing established service rates for Lonsdale Auto Works. Erickson explained that approving the proposed rate schedule resolution does not require the City to do business with Lonsdale Auto Works, but it would help save Department Heads time with obtaining quotes. He stated that Department Heads would still be required to obtain quotes from other businesses. Rud said that in fairness to the other six repair shops in town, all six businesses should be allowed to submit a similar rate schedule so that there is not a perception that the City is only doing business with one of the shops. Pelava stated that by approving the proposed resolution he could actually be at a disadvantage due to his set prices being out there for everyone to see. Kodada and Rud agreed that the City cannot be too careful when it comes to transparency when conducting business with local businesses. Kodada provided an example of how the City has worked with different local snow plowing contractors over the years.

Resolution 2011-45 was not approved.

A motion was made by Kodada and seconded by Daleiden directing City staff to solicit similar repair work rates from the other auto repair shops in town. Vote for: Daleiden, Kodada, Rud, and Furrer. Against: None. Abstained: Pelava. Vote: 4-0. Motion carried.

## **11. OTHER BUSINESS**

### a. Department Reports:

#### *Council Member Daleiden*

Daleiden provided a liquor store report. He said that profits and customer counts were down again.

#### *Council Member Kodada*

Kodada mentioned that grading work recently started on Kalina Park in the Willow Creek Heights neighborhood.

#### *Council Member Furrer*

Furrer stated that the EDA's Lonsdale First Program is underway. She also mentioned that eight patrons of the Public Library recently found employment due to the computers available there.

#### *Council Member Pelava*

Pelava said that the Planning Commission held public hearings on the pool and metal roofing ordinances. He also provided a brief update on the Water Treatment Plant project.

*Council Member Rud*

Rud announced that the Chamber will be having their Winter Fest event on December 3<sup>rd</sup>. He mentioned that the new food shelf location on Delaware Street SE has been working out nicely. He also said that “Meeting with the Mayor” will be on December 10<sup>th</sup>.

Administrator Erickson said that MnDOT notified the City that they plan to overlay a portion of Hwy 19 from Lonsdale to I-35 in 2012.

**12. ADJOURNMENT**

A motion was made by Kodada and seconded by Pelava to adjourn the meeting. Vote for: Daleiden, Kodada, Rud, Furrer, and Pelava. Against: None. Vote: 5-0. Motion carried. The meeting closed at 8:18 pm.

Respectfully Submitted:

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Joel A. Erickson, City Administrator