

REGULAR MEETING COTTAGE GROVE CITY COUNCIL

January 3, 2007

OPEN FORUM – 7:15 p.m.

Open forum provides a person an opportunity to inform the Council of a problem or to request information related to City business not scheduled for Council action and on the Agenda. Mayor Shiely encouraged persons to limit their remarks to two minutes per issue.

Present: Mayor Sandy Shiely
Council Member Myron Bailey
Council Member Mark Grossklaus
Council Member-Elect Fred Luden
Council Member Pat Rice

Also Present: Ryan Schroeder, City Administrator
Howard Blin, Community Development Director
Les Burshten, Public Works Director
Ron Hedberg, Finance Director
Caron Stransky, City Clerk
Corrine Thompson, City Attorney
Craig Woolery, Public Safety Director

Mayor Shiely opened the Open Forum at 7:15 p.m.

Kathy Klein, 8411 Hale Avenue South, Cottage Grove, said she would like to educate Council Members on a subject brought before them at the last meeting regarding mixed martial arts. She described several martial arts forms and the training preparation required for them. She said several of her family members have attended martial arts matches and she questioned whether the cage match or perhaps a mixture of testosterone/alcohol had created the problems cited. Ms. Klein said she would be happy to invite Council Members to attend a future match to view first hand if they wished.

Mayor Shiely thanked her for the comments.

Swearing-In Presentations: Council Members Mark Grossklaus, Fred Luden, and Pat Rice

Mayor Shiely administered the Oaths of Office to Council Member Mark Grossklaus and Council Member Pat Rice, each for a four-year term, and Council Member Fred Luden, for a two-year term.

There being no additional speakers, Mayor Shiely closed the Open Forum at 7:22 p.m.

CALL TO ORDER

The City Council of the City of Cottage Grove, Washington County, Minnesota, held a regular meeting on Wednesday, January 3, 2007, at the Cottage Grove City Hall, 7516 80th Street South. Mayor Sandy Shiely called the meeting to order at 7:30 p.m.

ROLL CALL

Present: Mayor Sandy Shiely
Council Member Myron Bailey
Council Member Mark Grossklaus
Council Member Fred Luden
Council Member Pat Rice

Also Present: Ryan Schroeder, City Administrator
Howard Blin, Community Development Director
Les Burshten, Public Works Director
Ron Hedberg, Finance Director
Caron Stransky, City Clerk
Corrine Thompson, City Attorney
Craig Woolery, Public Safety Director

Mayor Shiely presided over the meeting.

ADOPTION OF AGENDA

MOTION BY RICE, SECONDED BY BAILEY, TO APPROVE THE AGENDA AS SUBMITTED. MOTION CARRIED 5-0.

PRESENTATIONS

- A. Swearing-In Presentation: Police Officer/Paramedic Bradley Rezny and Police Officer Valerie Lonetti.

The City Administrator described the backgrounds of Police Officer/Paramedic Bradley Rezny and Police Officer Valerie Lonetti and then administered the Oaths of Office. The Public Safety Director then expressed his personal comments and congratulations to the officers.

APPROVAL OF MINUTES

None.

CONSENT CALENDAR

MOTION BY BAILEY, SECONDED BY GROSSKLAUS, TO:

- A. ACCEPT AND PLACE ON FILE THE FOLLOWING MINUTES: NONE SUBMITTED.
- B. ACCEPT THE RESIGNATION OF NANETTE LACHAPELLE FROM THE ADVISORY COMMITTEE ON HISTORIC PRESERVATION (ACHP) AND AUTHORIZE THE PROCESS OF APPOINTING A NEW MEMBER TO FILL THE REMAINDER OF MS. LACHAPELLE'S UNEXPIRED TERM.
- C. ACCEPT THE RESIGNATION OF REBECCA KRONLUND FROM THE PLANNING COMMISSION AND AUTHORIZE THE PROCESS OF APPOINTING A NEW MEMBER TO FILL THE REMAINDER OF MS. KRONLUND'S UNEXPIRED TERM.
- D. ADOPT RESOLUTION NO. 07-001, A RESOLUTION DESIGNATING DEPOSITORIES FOR CITY FUNDS AND AUTHORIZING THE INVESTMENT OF SURPLUS FUNDS FOR 2007.
- E. REAFFIRM THE PUBLIC PURPOSE POLICY EFFECTIVE JANUARY 4, 2007.
- F. ADOPT RESOLUTION NO. 07-002, A RESOLUTION REAFFIRMING THE TRAVEL, TRAINING AND EDUCATION POLICY THAT INCLUDES ELECTED OFFICIALS.
- G. APPROVE CHANGE ORDER NO. 2 FOR THE CP RAIL EXPANSION – HEMINGWAY AVENUE PROJECT, ADDITIONAL WORK TO CONNECT TO THE SANITARY SEWER AND WATER MAIN IN 95TH STREET SOUTH.
- H. APPROVE CHANGE ORDER NO. 1 FOR THE WELL 4 AND 5 ELECTRICAL UPGRADE PROJECT, WHICH PROVIDES FOR THE REPLACEMENT OF A DAMAGED SURGE SUPPRESSION UNIT IN THE WELL 4 CONTROL PANEL?
- I. ADOPT RESOLUTION NO. 07-003, A RESOLUTION APPROVING FINAL PAYMENT OF \$14,418.65 TO JAY BROTHERS, INC. FOR THE 103RD STREET STORM SEWER IMPROVEMENTS PROJECT.
- J. ADOPT RESOLUTION NO. 07-004, A RESOLUTION APPROVING FINAL PAYMENT OF \$27,593.00 TO TELEMETRY AND PROCESS CONTROL FOR THE WELL 4 AND 5 ELECTRICAL UPGRADE PROJECT.
- K. APPROVE THE 2007 FEE SCHEDULE FOR LABOR ATTORNEY SERVICES THROUGH BARNA, GUZY & STEFFEN, LTD.
- L. APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH WASHINGTON COUNTY HRA FOR LAW ENFORCEMENT AND RECREATION SERVICES FOR THE YEARS 2007 THROUGH 2009.
- M. DESIGNATE THE SOUTH WASHINGTON COUNTY BULLETIN AS THE CITY'S OFFICIAL NEWSPAPER FOR 2007.

MOTION CARRIED 5-0.

RESPONSE TO PREVIOUSLY RAISED OPEN FORUM ISSUES

None.

PUBLIC HEARING

- A. Hold Public Hearing and Consider Approval of a Variance to Allow an Accessory Structure to be Located in Front of the Principal Structure at 9028 Kimbro Avenue South.

Mayor Shiely requested a report from the Community Development Director.

Howard Blin, Community Development Director, reported that the applicant, Kris and Elizabeth Myhre, applied for a variance in early December, to allow an accessory structure to be constructed in front of their principal structure at 9028 Kimbro Avenue South. Because the Planning Commission's December meeting had been cancelled, the hearing is before the Council. Blin then displayed an aerial view of the location for the accessory building, which would be 120 feet back from Kimbro Avenue South. He said the topography of the area at the rear of the house limits the buildable area.

Mayor Shiely opened the public hearing at 7:43 p.m.

Kris Myhre, 9028 Kimbro Avenue, the applicant, commented that the structure would be built in a wooded area on the north side of the property and several dozen-pine trees would be planted on the roadside to block the view of the new construction.

Council Member Rice inquired whether it had been an afterthought to build the structure following the original permit. Mr. Myhre responded that he had been told it would be better to have the house built first.

There being no additional speakers, Mayor Shiely closed the public hearing at 7:45 p.m.

MOTION BY RICE, SECONDED BY BAILEY, TO ADOPT RESOLUTION NO. 07-005, A RESOLUTION APPROVING A VARIANCE TO ALLOW AN ACCESSORY STRUCTURE TO BE LOCATED IN FRONT OF THE PRINCIPAL STRUCTURE AT 9028 KIMBRO AVENUE SOUTH. MOTION CARRIED 5-0.

BID AWARDS

None.

UNFINISHED AND NEW BUSINESS

- A. Consider Appointment of Council Member Bailey as Mayor Pro Tem for 2007 and Consider ratifying Mayor Shiely's appointments to Various Commissions and Committees for 2007

MOTION BY GROSSKLAUS, SECONDED BY RICE, TO APPOINT COUNCIL MEMBER BAILEY AS MAYOR PRO TEM FOR 2007. MOTION CARRIED 5-0.

MOTION BY BAILEY, SECONDED BY RICE, TO RATIFY MAYOR SHIELY'S APPOINTMENTS FOR 2007, AS FOLLOWS:

| | Liaison | Alternate |
|---|-----------------|--------------|
| Economic Development Authority | Pat Rice | Myron Bailey |
| Historic Preservation Advisory Committee | Fred Luden | None |
| Human Services/Human Rights Commission | Fred Luden | None |
| Planning Commission | Mark Grossklaus | None |
| Parks, Recreation & Natural Resources Commission | Myron Bailey | None |
| Public Safety, Health & Welfare Commission | Pat Rice | None |
| Public Works Commission | Mark Grossklaus | None |
| CG Strawberry Fest Committee | Myron Bailey | None |
| Investment Committee | Sandy Shiely | Myron Bailey |
| Red Rock Commuter Rail | Sandy Shiely | Fred Luden |
| South Washington County Cable Telecommunications Commission | Pat Rice | None |
| South Washington Watershed District | Jennifer Levitt | Howard Blin |
| Lower St. Croix Watershed District | Cheryl Kohls | Bob Eddy |
| Holiday Train Committee | Sandy Shiely | |

MOTION CARRIED 5-0.

B. Consider Setting the City Council Meeting Schedule for 2007

MOTION BY BAILEY, SECONDED BY MAYOR SHIELY, TO:

1. AMEND THE 2007 REGULAR CITY COUNCIL MEETING SCHEDULE AS FOLLOWS:
 - A. CANCEL THE JULY 4 MEETING
 - B. CANCEL THE AUGUST 1 AND AUGUST 15 MEETINGS
 - C. SCHEDULE A REGULAR MEETING FOR AUGUST 8
2. SCHEDULE THE 2007 BUDGET WORKSHOP SESSIONS FOR JULY 25, AUGUST 1, AND AUGUST 15 IF NEEDED.

MOTION CARRIED 5-0.

C. Consider Adopting Resolution Accepting the Speed Study of Hinton Avenue South between 70th Street South and 80th Street South completed by the MnDOT State Traffic Engineer.

Mayor Shiely requested a report from the City Engineer.

Jennifer Levitt, City Engineer, reported on the history of the issue of traffic on Hinton Avenue between 70th and 80th Streets and said City staff and residents had concerns about the proposed increase to 40 miles per hour, citing it would be too high due to the existing narrow lane configuration, safety to pedestrians due to the lack of a sidewalk/trail adjacent to the roadway, proximity to a School Zone, and visibility from intersections. She said staff requested that MnDOT perform a speed study of the road, which resulted in a recommendation to the Public Safety, Health and Welfare Commission to increase the speed limit to 35 mph.

Council Member Grossklaus inquired how a speed limit was determined for a specific roadway. The City Engineer responded that they use radar to determine the average speed of the traffic.

Council Member Grossklaus expressed concern about increasing speed limits to keep up with the traffic speed and then inquired about restriping the street turn lanes. The City Engineer said MnDOT had determined the current striping was adequate.

Mayor Shiely commended staff in requesting the reduction to 35 mph from the original proposed 40 mph limit and said she felt 35 mph was a reasonable compromise and speed for that street.

MOTION BY LUDEN, SECONDED BY RICE, TO ADOPT RESOLUTION NO. 07-006, A RESOLUTION ACCEPTING THE SPEED STUDY OF HINTON AVENUE SOUTH BETWEEN 70TH STREET SOUTH AND 80TH STREET SOUTH COMPLETED BY THE MNDOT STATE TRAFFIC ENGINEER.

MOTION CARRIED 4-1 (GROSSKLAUS)

RESPONSE TO PREVIOUSLY RAISED COUNCIL COMMENTS AND REQUESTS

None.

COUNCIL COMMENTS AND REQUESTS

Council Member Grossklaus wished Mayor Shiely a Happy Birthday.

PAY BILLS

MOTION BY BAILEY, SECONDED BY RICE, TO APPROVE PAYMENT OF CHECK NUMBERS 148289 TO 148455 FOR \$417,569.66. MOTION CARRIED 5-0.

WORKSHOP SESSION – OPEN

None.

WORKSHOP SESSION – CLOSED

None.

ADJOURNMENT

MOTION BY MAYOR SHIELY, SECONDED BY LUDEN, TO ADJOURN THE REGULAR MEETING AT 7:57 P.M. MOTION CARRIED 5-0.

Respectfully submitted,

Mary Heintz
TimeSaver Off Site Secretarial, Inc.