

MAPLE LAKE CITY COUNCIL

December 18, 2007 – Minutes

The Maple Lake City Council was called to order at 7:02 p.m. by Mayor Messina.

MEMBERS PRESENT: Dircks, Geyen, Kelly, Messina, and Northenscold.

ABSENT: None.

OTHERS PRESENT: City Attorney Rhonda Pagel, City Engineer Jeremy Mathiasen, and City Clerk/Treasurer Linda Hruby.

Approval of Agenda

A motion was made/seconded/passed, (m/s/p), Kelly/Dircks, to approve the agenda.

Consent Agenda

A motion was m/s/p, Kelly/Northenscold, to approve the Consent Agenda including Approval of the December 4, 2007 Minutes; Approval of Disbursement List #07-23 and #LS12-04-07; Approval of October Financial Statements; Approval of Year-end Transfers as follows: \$6,500 from Ambulance Fund to Fire Relief Association Fund, \$6,500 from Fire Department Fund to Fire Relief Association Fund, \$5,000 from Ambulance Fund to Fire Department Fund, \$20,000 from Liquor Fund to General Fund, \$20,000 from General Fund to Airport Fund, \$50,846.25 From Water Fund to Water Treatment Plant Fund, and \$15,871.94 from Municipal Improvements Fund (SCADA System) to Sewer Fund; and Approval of the following Payments, per Engineer's Recommendation: Payment No. 1 to MN Petroleum Service for the Airport Fuel Tank Improvements in the amount of \$104,718.50, Payment No. 1 to Knife River Corporation for Airport Site Improvements in the amount of \$23,668.37, Payment No. 2 to LaTour Construction for Bolduan Park Storm Sewer Improvements in the amount of \$2,137.50, and Payment No. 1 to LaTour Construction for Bolduan Park Site Improvements in the amount of \$11,248.00.

New Business

Truth in Taxation Subsequent Hearing – 7:00 p.m.

The regular meeting closed and the Truth in Taxation Subsequent Hearing for the 2008 Final Budget and 2008 Final Payable Property Tax Levy opened at 7:05 p.m. No one was present for the hearing. A motion was m/s/p, Kelly/Dircks, to adopt Resolution #R2007-53, adopting the 2008 Final Budget of \$1,235,412.00 and the 2008 Final Payable Property Tax Levy of \$567,582.00. All present voted aye. The subsequent hearing closed and the regular meeting reconvened at 7:07 p.m.

Planning Commission Report

Northenscold reported that the Commission will interview applicants for the position vacated by Charlene Ribaldo on January 16th. Northenscold also reported that the Planning Commission discussed changes to the fee schedule as follows: copies, maps, bound city ordinances books, liquor violations, SAC, WAC, water and sewer rates, storm sewer rates, aircraft fuel, liquor violations, and application fees charged for permits relating to P & Z issues. It was the consensus of the Commission to lower the application fees charged for Conditional Use Permits, Interim Use Permits,

Variances, and Rezoning..

Fee Schedule Public Hearing – 7:00 p.m.

The regular meeting closed and the public hearing opened at 7:12 p.m. A lengthy discussion was held as follows: application fees for Conditional Use Permit, Interim Use Permit, Variance, and Rezoning lowered to \$300.00, with \$46.00 refunded if nothing is recorded and up to \$100.00 refunded if consultant's time is not utilized; removal of Home Occupation Permit; addition of Liquor Violations section – within 1 year: 1st offense-warning, 2nd offense-\$200, 3rd offense-\$500 and possible suspension; changes in fees for copies, maps, city ordinance books; changes in fees for SAC, WAC, and water and sewer rates; changes in fees for the cost of Street Excavation; and increase in aircraft fuel.

Staff was instructed to send a copy of the fee schedule to all liquor establishments regarding the addition of Liquor Violations in the 2008 Fee Schedule. The public hearing closed and the regular meeting reconvened at 7:45 p.m.

A motion was m/s/p, Northenscold/Messina, to adopt **Resolution #R2007-54**, to amend the Fee Schedule, effective January 1, 2008, (see attached 2008 Fee Schedule). All present voted aye.

The meeting recessed at 7:50 p.m. and reconvened at 7:55 p.m.

Right of Way Ordinance and Underground Ordinance

Pagel stated that the draft franchise we are working on for the Xcel Franchise contemplates that we have a comprehensive right of way ordinance. The City does not have one. Pagel distributed a copy of the proposed ordinance based on the League's model ordinance and requested that the Council review it and consider it for adoption at the next meeting. Sawatzke has reviewed this ordinance. An undergrounding ordinance will be in the Council packet for the next meeting.

Restitution Form

Hruby stated that the City received a letter from the County Attorney regarding damage to City property this past fall, which involved 2 juveniles. The City would be entitled to restitution for its losses, which are estimated at \$150.00. A motion was m/s/p, Messina/Kelly, instructing staff to request restitution for the \$150.00 loss on City property this past fall.

Resolution for Trail Application (School to Swimming Beach)

A motion was m/s/p, Messina/Kelly, to adopt **Resolution #R2007-55**, authorizing the City of Maple Lake to act as applicant for the Transportation Enhancement Project identified as a trail from the school to the city beach, authorizing John W. Meyer to act as agent on behalf of the City of Maple Lake, the City of Maple Lake hereby agrees to guarantee at least 20% matching funds, and the City of Maple Lake hereby agrees to assume shared responsibility for the operation and maintenance of property and facilities. All present voted aye.

Old Business/Directive

Dick Anderson

Hruby reported that a letter was sent to Mr. Anderson on December 7 requesting he attend this meeting to discuss the rental status of his property. Mr. Anderson was present stating that his property is in foreclosure and his renter is no longer living there. This matter was closed.

Maintenance Issues – Sewer Vac

Messina reported that the cost for the Sewer Vac is \$42,600.00. A motion was m/s/p, Messina/Dircks, authorizing the purchase of the Sewer Vac at a cost of \$42,600.00

Danielson’s Overlook Estate Concerns

Nothing at this time

Ney Park Trail Signs

Mathiasen stated that the trail is being used by snowmobiles and that a sign to keep snowmobiles off the trail will be attached to existing signs. This will allow the Sheriff’s Department to issue tickets to any snowmobiles using the trail.

Administrative Issues

Hruby stated that the City received a dividend check from the League of MN Cities in the amount of \$7,246.00.

The County sent a notice regarding a Local Board Training Session to be held on January 16, 2008. The City does need to have members of the Council attend a training session in order to hold the Board of Review in April.

Open Forum

None

Agenda Additions

None

Adjournment

A motion was m/s/p, Dircks/Geyen, to adjourn the meeting at 8:03 p.m.

Attest,

City Clerk/Treasurer