

MAPLE LAKE CITY COUNCIL

March 19, 2019 Minutes

CALL TO ORDER

The meeting was called to order at 7:00 by Mayor Borell

ROLL CALL

Council Members Present: Todd Borell, Deb Geyen, Heather Kadlec, Kirk Larson, and Kristen Logas.

Absent: None

Others Present: City Attorney Rhonda Pagel and City Clerk/Treasurer Lee Ann Yager

OPEN FORUM

No one was present.

AGENDA APPROVAL

A motion was m/s/p, Geyen/Kadlec, to approve the agenda as presented. All present voted in favor.

CONSENT AGENDA

- Approval of the 2/29/2019 and 3/05/2019 Minutes and the 3/12/2019 EDA Minutes
- Approval of the 3/19/2019 Disbursement List, February Check Register, February Financials and Liquor Financials
- Approval of the 2020 Fire Department Budget
- Approval to treat trees for Emerald Ash Borer - \$900
- Liquor Report – Ang Berthiaume
- Maintenance Report – Jerry Sawatzke
- Approval of the Following Donations:
 - Maple Lake Lions
 - Ambassadors - \$300
- Approval of Economic Development Report
- Approval of Engineer's Report

A motion was m/s/p, Kadlec/Logas, to approve the consent agenda. All present voted in favor.

WRIGHT COUNTY SHERIFF'S DEPARTMENT

Deputy Kiesling reported that there were 90 cases in February with most consisting of medical, commercial & residential alarms and gas drive-offs. 51 traffic stops were conducted, and 11 citations were issued with 2 stops resulting in DWI arrest. St. Patrick's Day went smooth with many cabs and sober rides being used. The parking ban will be lifted due to the muddy conditions.

DEPARTMENT REPORTS

Administrative Report – Lee Ann Yager

Yager offered sympathies to the Borell family in the loss of Elizabeth's mother, Wendy Kelly. Everyone will be receiving a Swift notice to not place garbage and recycling containers in the alley until further notice. The garbage truck will tear up the alleys due to the wet spring conditions. Another notice will be sent out when alley pickup will resume. The audit was completed last week, and all went well. The City received 5 proposals for city attorney. Yager stated that she's been busy cleaning up files and making notes for the new Administrator. The St. Patrick's Day parade video had some audio technical difficulties and is in the process of being edited. Once it's complete, it will be on cable station 180.

NEW BUSINESS

2019 Gear Head Road Closures

Scott Chantland, Chair of Gear-Head Get Together was present to discuss road closures and event layout. With the State Tournament being held at Irish Stadium, the swappers meet will be located along Birch Avenue to 4th Street. Last year there were 110 vendors. The event will be closer to the park. They would like to close the Division Street exit on the roundabout to be able to park car units along the street.

A motion was m/s/p, Borell/Geyen, to approve the 2019 Gear Head road closures as presented. All members voted in favor.

Parking Lot Dance at the V on August 16, 2019

Liz Lind, board member of St. Timothy’s School was present to discuss a fundraiser dance in the parking lot at the V on Friday, August 16th from 7:00-11:00 pm. There will be a cover charge and the Knights of Columbus will be selling food. It will be held inside in case of inclement weather. This timeframe will be included with the City Festival resolution.

Resolution Declaring Gear-Head Get Together a City Festival

A motion was m/s/p, Geyen/Kadlec, to adopt Resolution 2019-07 declaring the 2019 Gear-Head Get Together a City Festival.

Public Hearing – Business Subsidy for 710 6th St NW

The regular meeting closed, and the public hearing opened at 7:18 pm. This item was continued until the April 16 meeting, so the development agreement can be prepared.

Heart Safe

Larson is working toward making Maple Lake a Heart Safe Community by placing AEDs around the community. They would be mapped for location. This is State program and must file an intent. He’s trying to get one at the library and get people trained on using it. They are researching creating an ordinance for this.

A motion was m/s/p, Larson/Logas, to approve submitting a Letter of Intent to the American Heart Association to begin the steps toward obtaining the Heart Safe designation and to investigate drafting an Automated External Defibrillator (AED) Ordinance. All present voted in favor.

Resolution Awarding the 2019 Seal Coat and Crack Repair Project

City Engineer Gravel stated in his memo to the Council that bids were opened on March 13, 2019. Two bids were received and tabulated. The project includes a Base Bid consisting of 6th St. NW, Danielson Ct., George St., Moland Ave. and a short piece of Congress St. between Oak Ave. and the school. The project also includes an Alternate Bid consisting of 3rd St. W between Oriole and Oak.

	<u>Contractor</u>	<u>Total Base Bid</u>	<u>Alternate 1</u>
1.	Allied Blacktop Company	\$28,395.00	\$15,074.40
2.	Pearson Bros., Inc.	\$33,494.00	\$10,787.00

Bids were received with the low Base being Allied Blacktop Company with a total Base Bid of \$28,395.00 Their Alternate Bid amount is \$15,074.40. The options are, award only the Base Bid portion of the project or the Base Bid and the Alternate Bid. Public Works Director Sawatzke recommends including the alternate.

A motion was m/s/p, Borell/Larson, to adopt Resolution 2019-08 awarding the 2019 Seal Coat Contract including the Alternate Bid to Allied Blacktop Company for the Total Base Bid and Total Alternate Bid amount of \$43,469.40, and direct City Attorney and Staff to prepare contract documents. All present voted in favor.

Resolution approving the On-Sale Malt Liquor License for the Maple Lake Amateur Baseball/Softball Assoc.

A motion was m/s/p, Geyen/Kadlec, to adopt a Resolution approving the on-sale malt liquor license contingent upon meeting all state and insurance requirements.

Nuisance Procedure

City Attorney Pagel stated that the nuisance procedure has been discussed at previous workshops. She explained the criminal and civil processes. The criminal is the least expensive, but slow. The civil process can result in a permanent injunction. They can overlap. The council needs to give staff direction on how aggressive they wish them to be in proceeding with nuisance violations. Mr. Haack's properties still need to be addressed because this matter was put on hold until the new council was on board. Geyen stated that it was the Council consensus that the city proceeds aggressively with all nuisances. The city will write the letter and then it will be followed up by sheriff's office and the criminal process will begin. Pagel recommended a motion be adopted.

A motion was m/s/p, Geyen/Borell, to direct staff to be aggressive with nuisance violations and follow the criminal process as much as possible. All present voted in favor.

John Haack has received a nuisance violation letter on his property at 118 1st Street E. Pagel reviewed the injunction on his residence and that is permanent. Her recommendation would be that the Council move forward with enforcing the injunction and give him 60-90 to comply.

Borell recommended that either the Council or Sheriff's office should sign violation letters. Larson stated that he talked to Mr. Haack's neighbors and their consensus was that the city shouldn't spend a lot of money on this violation.

A discussion was held on the wording of the current Injunction stating that nothing be allowed from curb to building and felt that it needs to be reasonable and that the City needs to work with him on what is acceptable. The consensus was to notify him that the City intends to enforce the injunction as written. It's possible to be more flexible on the rear of the property, however, it would require an amendment to the injunction. Borell would be willing to sit down and have a conversation with Mr. Haack on some arrangements.

A motion was m/s/p, Geyen/Kadlec, to enforce the current injunction placed on Mr. Haack's property at 118 1st Street E and directed staff and City Attorney notify him that he needs to bring his property into compliance within 90 days. All present voted in favor except Larson who voted no.

Pagel stated that last fall, Mr. Haack received a violation letter for the museum at 110 Birch Avenue S, and it was determined to put the enforcement on hold until the new Council was in place. This property is not covered by the injunction and stated that the criminal process would be appropriate.

A motion was m/s/p, Geyen/Kadlec, to follow the criminal procedure on 110 Birch Avenue S property and send the previous violation letter and a draft of the new letter to Council for comment back to staff, and if there are inconsistencies, the Council will address it before it is mailed out. All present voted in favor except Larson who voted no.

Scott Chantland, 46 Birch Avenue S, questioned how Mr. Haack's building can be called a museum since it is not open for business and there is no definite opening date, and therefore should not be allowed to have display items. Pagel noted that although this property is referred to as the "museum," it is for reference only and the City is not treating it as an open business/museum for zoning enforcement.

**Committee Reports
EDA – Deb Geyen**

Geyen reported that on March 12th Todd Borell and Kristen Logas were sworn in as new members. Officers were elected as follows: President Deb Geyen, Vice President Todd Borell, Secretary Elizabeth Borell and Treasurer Heather Kadlec. Star Bank was appointed as the depository.

Council Workshops – Mayor Borell

- The Council met with Sheriff Deringer to discuss ordinance violations
- Pagel had submitted a workplace memo to distribute to staff, however the Council felt that it could be included in the personnel policy update.
- The Council will be working with Sawatzke on changes to the Winter Parking Ordinance for next year.
- Staff was to forward the new Economic Developer’s information to Kunkels and McAlpines.
- The Maintenance Department is working on filling potholes.

Old Business

None

Miscellaneous/Other Business

The Sheriff’s monthly report was in the Council packet.

Dates to Remember/Announcements

- MnDOT 2019 Highway 55 Project Open House, Monday April 1, 2019, 4:00 – 7:00 pm at the V by HH
- Council Workshop, Tuesday, April 02, 2019 at 7:00 pm
- Chamber of Commerce, Wednesday, April 03, 2019, Noon, at Madigan’s
- Council Workshop, Thursday, April 04, 2019 at 7:00 pm
- 2019 Open Book Meeting, Thursday, April 04, 2019, 3:00-6:00 pm at the Wright County Government Center Assessor’s Office, Room 100
- City Council Tuesday April 16, 2019 at 7:00 pm
- Planning Ahead – Maple Lake Appliance Recycling Day is Saturday May 18, 2019

Geyen thanked the St. Patrick’s Day Committee, maintenance staff, and all that helped make St. Patrick’s Day a success.

The Council thanked Yager for her 18 years of service to the City.

Borell suggested that part-time Administrative Assistant Jenny Jerome work 5 days a week rather than 4 but keeping the same weekly hours until the City Administrator is in place. This will be discussed at the next workshop.

Adjournment

A motion was m/s/p, Geyen/Kadlec, to adjourn at 7:54. All present voted in favor.

Attest,

City Clerk/Treasurer