

**TAYLORS FALLS CITY COUNCIL MEETING
COUNCIL CHAMBERS
MONDAY, MAY 27, 2008 – 6:30 P.M.**

MINUTES

The Agenda for this Meeting was posted Wednesday, May 21, 2008 at City Hall, the Post Office and on the City's web site. Copies were e-mailed to residents requesting such, and the Press was notified.

The Taylors Falls City Council met for a special meeting on Tuesday, May 27, 2008 at 6:30 p.m. in the Council Chambers at City Hall, 637 First Street, Taylors Falls, Minnesota.

CALL TO ORDER

The Meeting was called to order at 6:30 p.m. by Mayor Mike Buchite.

ROLL CALL

MEMBERS PRESENT: Mike Buchite, Ross Rivard, John Tangen, Larry Julik-Heine, Zara Kinnunen

MEMBERS ABSENT: None

OTHERS PRESENT: Clerk-Treasurer, ZA Jo Everson

ANNOUNCEMENT

The Mayor stated the Council would enter closed session for the purpose of an annual performance review of Jo Everson, the City Clerk-Treasurer.

CLOSED MEETING

MOTION BY RIVARD/KINNUNEN TO CLOSE THE MEETING TO THE PUBLIC IN ORDER TO CONDUCT THE PERFORMANCE EVALUATION OF CLERK-TREASURER JO EVERSON. AYES: ALL. MOTION CARRIED UNANIMOUSLY.

The Council entered closed session at 6:30 p.m.

RETURN TO OPEN MEETING

The Mayor declared that the Council ended its closed meeting at 6:50 p.m.

MOTION BY JULIK-HEINE/KINNUNEN TO RETURN TO OPEN SESSION. AYES: ALL. MOTION CARRIED UNANIMOUSLY.

PERSONS PRESENT AT RETURN TO OPEN MEETING

MEMBERS PRESENT: Mike Buchite, Ross Rivard, John Tangen, Larry Julik-Heine, Zara Kinnunen

MEMBERS ABSENT: None

OTHERS PRESENT: City Clerk-Treasurer Jo Everson

SUMMARY OF CLOSED MEETING

The Mayor declared the Council evaluated the job performance of Jo Everson, City Clerk-Treasurer, in its closed meeting. The closed meeting tape was sealed by the Mayor and placed in the locked employee file cabinet.

OPEN MEETING CALL TO ORDER

The Taylors Falls City Council continued their regular meeting on Tuesday, May 27, 2008 at 6:50 p.m. in the Council Chambers at City Hall, 637 First Street, Taylors Falls, Minnesota.

The Meeting was called to order at 6:50 p.m. by Mayor Mike Buchite.

PLEDGE OF ALLEGIANCE

All those present at the meeting recited the Pledge of Allegiance to the United States flag.

ROLL CALL

MEMBERS PRESENT: Mike Buchite, Ross Rivard, John Tangen, Zara Kinnunen, Larry Julik-Heine

MEMBERS ABSENT: None

OTHERS PRESENT: Deputy Clerk-Treasurer Jayna Yeske, Taylors Falls Lion's Club President Wayne Breeden, Commissioner Rick Greene, Public Works Street Worker Eric Garner, Lacey Nelson, Tana Havumaki and Diane Nelson of the Park and Recreation Commission

ADOPTION OF AGENDA

The Agenda was amended to include under Unfinished Business: **Consider Contract for Lawn Care.**

MOTION BY JULIK-HEINE/RIVARD TO APPROVE THE AGENDA AS AMENDED FOR THE MAY 27, 2008 TAYLORS FALLS CITY COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

ADOPTION OF CONSENT AGENDA

MOTION BY TANGEN/JULIK-HEINE TO APPROVE/ACCEPT THE FOLLOWING CONSENT AGENDA ITEMS: CONSIDER REIMBURSEMENT TO CHISAGO COUNTY HRA/EDA; CONSIDER 2008/2009 SOLID WASTE PERMITS; CONSIDER DEPT OF AG OFFICE LEASE – JUNE 1, 2008 – MAY 31, 2010; CORRESPONDENCE. MOTION CARRIED UNANIMOUSLY.

PUBLIC FORUM

Commissioner Rick Greene gave a brief explanation of options that Chisago County is presenting for the construction of the new jail facilities in Center City. Greene also submitted projected county taxes and how this project will impact a home valued at \$250,000.

REPORT ON PREVIOUS PUBLIC FORUM REQUESTS

None.

STAFF REPORTS & REQUESTS

CONSIDER 2008 STREET WORK

Public Works Liaisons Larry Julik-Heine and Ross Rivard informed the Council that they would like to table the request from Public Works Street Worker Eric Garner to Chip and Crack fill Cedar Court, Caneday Court, Caneday Street, Chestnut Street, Ekdahl Street, Basil Street, and Plateau Street, to allow the Liaisons time to obtain additional quotes.

MOTION BY JULIK-HEINE/KINNUNEN TO TABLE THE REQUEST FROM PUBLIC WORKS STREET WORKER ERIC GARNER TO CHIP AND CRACK FILL CEDAR COURT, CANEDAY COURT, CANEDAY STREET, CHESTNUT STREET, EKDAHL STREET, BASIL STREET AND PLATEAU STREET, UNTIL THE LIAISONS HAVE OBTAINED ADDITIONAL QUOTES AND ARE PREPARED TO BRING THE ADDITIONAL BIDS BACK TO COUNCIL FOR APPROVAL. MOTION CARRIED UNANIMOUSLY.

MOTION BY RIVARD/JULIK-HEINE TO AWARD THE BID TO PREFER PAVING, INC., IN THE AMOUNT OF \$20,800, TO PAVE FOLSOM STREET, RAVINE STREET, AND THE MARMON PARKING LOT, TO BE PAID FROM THE STREET IMPROVEMENT FUND. MOTION CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS

CONSIDER EXPENDING CHISAGO PROJECT MITIGATION FUNDS

Mayor Buchite reported the mitigation funds resulting from the September 2002 settlement between Xcel Energy, Dairyland Power Company, the Cities of St. Croix Falls and Taylors Falls can be released as soon as the Council approves how the \$150,000.00 should be spent. The two main criteria for the allocation of the funds were that the project must be a benefit to the whole community and the project must be a benefit to the St. Croix River Valley. Each Council Member presented estimated costs for the projects they would like to see accomplished.

MOTION BY RIVARD/JULIK-HEINE TO AUTHORIZE THE CITY CLERK TO CONTACT THE CITY OF ST. CROIX FALLS AND XCEL ENERGY REQUESTING APPROVAL OF THE FOLLOWING PROJECTS USING THE MITIGATION FUNDS AS AGREED TO IN THE 2002 CHISAGO PROJECT SETTLEMENT AGREEMENT:

»	COMMUNITY CENTER	
	• EUREKA HOUSE MOVERS	
	LIFT BUILDING & REMOVE EXISTING BASEMENT	\$28,700
	• GILLER MASONRY:	
	INSTALL BASEMENT WALLS, FLOOR & SIDEWALK	\$25,110
	• OLSON HEATING	
	REMOVE & REPLACE FURNACE & A/C	\$6,000
	• ANDRIE ELECTRIC	
	DISCONNECT & RECONNECT ELECTRIC & WIRING	\$5,000
	• E&Z TESTING	
	DISCONNECT & RECONNECT PLUMBING & ROUGH-IN BR	\$4,000
	• GREG GAUTSCH	
	CARPENTRY – REMOVE STAIRS, REPAIR & REBUILD	\$12,190
	• CROSS COUNTRY	
	INSTALL DRAIN TILE SYSTEM	\$4,000
	• CONTINGENCY	<u>\$10,000</u>
	PROJECT TOTAL	\$95,000.00
»	HERITAGE PARK	\$11,000
»	RIVER WALK TRAIL	\$14,150
»	SEWER LIFT STATION	<u>\$23,000</u>
		\$143,150
	PROJECT COST OVER-RUNS & MISC EXPENSES	<u>\$6,850</u>
	TOTAL MITIGATION FUNDS TO RELEASE	\$150,000

IT WAS FURTHER MOVED TO DIRECT STAFF TO CONTACT THE CITY ATTORNEY REGARDING THE NEED FOR THE CITY TO PROVIDE CONTRACTS AS APPROPRIATE PER PROJECT. ONCE XCEL ENERGY RELEASES THE FUNDS, THE PROJECTS MAY BEGIN. EACH COUNCIL MEMBER IS TO OVERSEE THEIR RESPECTIVE PROJECT AND PROVIDE FEEDBACK AS TO THE PROGRESS OF SAID PROJECT.

MOTIONS CARRIED UNANIMOUSLY.

CONSIDER CONTRACT FOR LAWN CARE

At their May 12, 2008 City Council Meeting, Rivard Lawn Care was authorized to begin mowing and trimming services of certain City properties. Mayor Buchite has since spoke with the City’s Attorney who advised that the City should have a contract signed by and between the City and owners/operators of Rivard Lawn Care.

MOTION BY JULIK-HEINE/KINNUNEN TO AUTHORIZE AND APPROVE A CONTRACT BY AND BETWEEN THE CITY OF TAYLORS FALLS AND RIVARD LAWN CARE FOR MOWING AND TRIMMING SERVICES FOR CERTAIN CITY PROPERTIES AS IDENTIFIED ON THE PROPOSAL AND TO AUTHORIZE THE MAYOR AND CITY CLERK SIGNATURES ON SAID CONTRACT. MOTION CARRIED, WITH RIVARD ABSTAINING SINCE HE IS UNCLE TO THE RIVARD BROTHERS.

NEW BUSINESS

CONSIDER LION’S CLUB REQUEST TO HOLD TUG OF WAR CONTEST

Lion’s Club President Wayne Breeden appeared before the City Council asking for approval to once again hold a tug of war contest on July 19, 2008, which includes a temporary beer license for the

Almelund Lion's Club. The event will be, once again, held at the South Lion's Park, south of the landing near the bluffline with the addition of a volleyball tournament and children's' "mini" rope pulls. Concessions and refreshments will be available on both sides of the river, and shuttles will be offered between both parks (Wisconsin/Minnesota). The Lion's are hoping to increase the proceeds which are used to fund various charitable projects, most notable is the Campaign Sight First II, providing invaluable assistance and care to those afflicted with serious visual impairment and blindness. The permit from the National Park Service will be issued after July 1st. The Lion's Club International will provide the \$1,000,000.00 certificate of insurance.

➤ **CONSIDER TEMPORARY BEER LICENSE**

MOTION BY KINNUNEN/JULIK-HEINE TO AUTHORIZE THE TAYLORS FALLS LION'S CLUB TO SERVE BEER IN THE NORTH AND SOUTH LIONS' PARKS DURING THEIR TUG ACROSS THE ST. CROIX RIVER EVENT ON JULY 19, 2008, WITH THE CONDITION THAT WRISTBANDS BE USED TO IDENTIFY ADULTS WHO ARE DRINKING THAT ARE TWENTY-ONE (21) YEARS OF AGE OR OLDER, AND "NO DRINKING BEYOND THIS POINT" SIGNAGE TO BE INSTALLED AT THE RIVERS EDGE, COUNTY ROAD 16, AND ALONG THE TREELINE AND TRAILS BETWEEN THE TWO PARKS. MOTION CARRIED, WITH TANGEN ABSTAINING DUE TO HIS EMPLOYMENT WITH THE CHISAGO COUNTY SHERIFF'S DEPARTMENT.

➤ **CONSIDER COST OF LION'S PARK IMPROVEMENTS**

The Taylors Falls Park and Recreation Commission would like to recommend that the City authorize payment for a cement slab to be arranged and installed by the Lion's Club at the main picnic shelter at the South Lion's Park. The cement slab will improve usage of the park and will help with maintenance.

MOTION BY JULIK-HEINE/KINNUNEN TO APPROVE A CONTRIBUTION OF \$1,500 TO THE TAYLORS FALLS LION'S CLUB FOR CONCRETE WORK AT THE PICNIC PAVILION AT THE SOUTH LION'S PARK, TO BE PAID FROM THE CHARITABLE GAMBLING FUND (803). MOTION CARRIED UNANIMOUSLY.

CONSIDER AUTHORIZING COSTS FOR CHERRY HILL PARK PLAN

As member of the Park and Recreation Commission (PRC), Larry Julik-Heine provided plans for various projects at Cherry Hill Park. The projects include: stump excavation, rock and boulder separation, ditch cleaning and grading, excavation of footings for a pavilion, the pouring of footings, rebar, and pouring of a concrete slab. The PRC is asking for approval from the City Council to authorize payment to the various vendors providing services, and to John Laier, who will be the project manager overseeing the project(s).

MOTION BY JULIK-HEINE/KINNUNEN TO AUTHORIZE PAYMENT TO THE FOLLOWING TO BE PAID FROM THE CHERRY HILL PARK FUND (402):

- CROSS COUNTRY EXCAVATING TO COMPLETE THE SITE PREPARATION, AS INDICATED IN THE SUBMITTED ESTIMATE, IN THE AMOUNT OF \$3,000;
- WILD RIVER CONTRACTING FOR CONCRETE WORK AS INDICATED IN THE SUBMITTED PROPOSAL, IN THE AMOUNT OF \$5,950;
- JOHN LAIER FOR PROJECT MANAGEMENT IN THE AMOUNT OF \$500

MOTION CARRIED UNANIMOUSLY.

CONSIDER AUTHORIZING APPLICATION FOR GRANT FROM COMMUNITY IMPROVEMENT FOUNDATION

The PRC is requesting authorization to submit a \$2,000 grant request to Lake State Federal Credit Union, Community Improvement Foundation. Ms. Tana Havumaki informed the Council that this is a grant that is offered through her own personal bank and that it is designed to provide financial assistance to qualifying organizations and projects within the membership area. The grant will be used to fund the cost of shrubs and trees at Cherry Hill Park.

MOTION BY KINNUNEN/JULIK-HEINE TO AUTHORIZE TANA HAVUMAKI, OF THE PARK AND RECREATION COMMISSION, TO SUBMIT A \$2,000 GRANT REQUEST TO THE LAKE STATE FEDERAL CREDIT UNION, COMMUNITY IMPROVEMENT FOUNDATION, FOR FUTURE WORK, SHRUBS AND TREES AT THE CHERRY HILL PARK.

IT WAS FURTHER MOVED TO AUTHORIZE THE CITY CLERK AND MAYOR'S SIGNATURES ON SAID APPLICATION. MOTION CARRIED UNANIMOUSLY.

CONSIDER 2008 CITY ARCHERY DEER HUNT (SEPTEMBER 13 – DECEMBER 31, 2008)

The DNR questioned if the City would be allowing a special archery hunt within in the City limits in 2008 so that the information can be included in the hunting regulation booklets as a Special Deer Hunt situation.

MOTION BY TANGEN/JULIK-HEINE TO AUTHORIZE A SPECIAL ARCHERY HUNT FROM SEPTEMBER 13 TO DECEMBER 31, 2008, WITHIN THE CITY LIMITS OF TAYLORS FALLS, USING THE SAME REGULATIONS AS IN PAST YEARS. MOTION CARRIED UNANIMOUSLY.

CONSIDER RESIGNATION OF PRC MEMBER & APPOINTMENT OF NEW MEMBER

MOTION BY JULIK-HEINE/RIVARD TO ACCEPT THE RESIGNATION OF LISA THIBODEAU FROM THE TAYLORS FALLS PARK AND RECREATION COMMISSION, EXTENDING SINCERE APPRECIATION FOR ALL THAT SHE HAS DONE AS CHAIR SINCE ITS' INCEPTION IN 2001. MOTION CARRIED UNANIMOUSLY.

MOTION TO APPOINT TANA HAVUMAKI AS PARK AND RECREATION COMMISSION MEMBER, WHO'S TERM SHALL EXPIRE DECEMBER 31, 2008. MOTION CARRIED UNANIMOUSLY.

CONSIDER REIMBURSEMENT TO CHISAGO COUNTY HRA/EDA

THE CITY COUNCIL AUTHORIZED BY CONSENT AGENDA REIMBURSEMENT PAYMENT IN THE AMOUNT OF \$25,500.00 TO THE CHISAGO COUNTY HRA/EDA FOR ADMINISTRATION OF THE SMALL CITIES GRANT.

CONSIDER 2008/2009 SOLID WASTE PERMITS

THE CITY COUNCIL APPROVED BY CONSENT AGENDA A 2008-2009 SOLID WASTE LICENSE TO BE ISSUED TO:

CROSS COUNTRY EXCAVATING, INC.
697 KELLY AVE, PO BOX 295
DRESSER WI 54009

WASTE MANAGEMENT
11888 30TH AVE
CHIPPEWA FALLS WI 54729

ALL-WAYS HAULING, INC.
PO BOX 784
FOREST LAKE MN 55025

CONSIDER DEPT OF AG OFFICE LEASE – JUNE 1, 2008 – MAY 31, 2010

THE CITY COUNCIL APPROVED BY CONSENT AGENDA THE LEASE AGREEMENT BY AND BETWEEN THE CITY OF TAYLORS FALLS AND THE STATE OF MINNESOTA, DEPARTMENT OF AGRICULTURE FROM JUNE 1, 2008 TO MAY 31, 2010. (copy on file)

CORRESPONDENCE

THE CITY COUNCIL ACKNOWLEDGED BY CONSENT AGENDA CORRESPONDENCE RECEIVED IN THE MAY 27, 2008 COUNCIL PACKET:

1. CORRESPONDENCE REGARDING ELEMENTARY SCHOOL CONSTRUCTION

2. CORRESPONDENCE REGARDING ANGEL HILL DISTRICT
3. LMC FRIDAY FAXES
4. STAFF CORRESPONDENCE & EMAIL'S

LIAISON OR COUNCIL MEMBER REPORTS

Larry Julik-Heine reported that the PRC held a joint meeting with the EDC as an information gathering session. The two Commissions shared projects and discussed the possibility of working together on future projects.

John Tangen reported that the EDC submitted their final bids to staff regarding the River Walk Trail project. He also reported that this past weekend he opened City Hall, (the City's designated storm shelter site) for visitors from Bangladesh as they were not quite prepared for the "brutal" weather.

Ross Rivard reported that the Public Works Department has continued to have meetings to discuss summer projects and ordering of supplies.

Zara Kinnunen reported that she met with Corporal Shane Carroll to discuss Radar Display Systems and the costs of specific systems.

Mayor Mike Buchite updated the Council regarding the property in the City that recently had a structure fire. The lot is currently for sale and is now considered a non-buildable lot due to the City's zoning ordinance. The City is looking at a possible street vacation which would then create a buildable lot.

Buchite also updated the Council on a violation of the dangerous dog ordinance requirements. The animal was seized on May 22, 2008 and the owner has fourteen (14) days to appeal before the City Council. The Council will then need to hold a special hearing to discuss the appeal and to allow Taylors Falls residents to address the issue if they so choose.

Finally, Mayor Buchite updated the Council that the City is awaiting a response from Michael Koop of the MN Historical Society regarding contiguous and non-contiguous designation and the CLG status.

June 9, 2008, at 6:00 p.m., the Council will have a closed session with the City Attorney to discuss attorney/client privileged information.**

ADJOURNMENT

MOTION BY JULIK-HEINE/KINNUNEN TO ADJOURN THE MEETING OF THE MAY 27, 2008 TAYLORS FALLS CITY COUNCIL. MOTION CARRIED UNANIMOUSLY.

Being no further business to come before the Council, the Meeting adjourned at 7:52 p.m.

Michael D. Buchite, Mayor

Jayna Yeske, Deputy Clerk-Treasurer

APPROVED: JUNE 9, 2008

**** THE ATTORNEY/CLIENT CLOSED MEETING WAS CANCELLED FOR JUNE 4, 2008**