

**TAYLORS FALLS CITY COUNCIL MEETING
COUNCIL CHAMBERS
MONDAY, MAY 24, 2010 – 7:00 P.M.**

MINUTES

The Agenda for this Meeting was posted Wednesday, May 19, 2010, 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 regular meeting on Monday, May 24, 2010 at 7:00 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 7:00 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: Clerk-Treasurer Jo Everson, Rick Greene

ADOPTION OF AGENDA

The Agenda was amended to include until Staff Requests: **Consider Skidsteer Rotation/Purchase.**

MOTION BY JULIK-HEINE/KINNUNEN TO APPROVE THE AGENDA, AS AMENDED, FOR THE MAY 24, 2010 COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

ADOPTION OF CONSENT AGENDA

MOTION BY RIVARD/TANGEN TO APPROVE/ACCEPT THE FOLLOWING CONSENT AGENDA ITEMS: CONSIDER RESOLUTION 10-05-05 ACKNOWLEDGING NATIONAL NIGHT OUT; CONSIDER REDUCTION OF LETTER OF CREDIT FOR GRANITE LEDGE; CORRESPONDENCE. MOTION CARRIED UNANIMOUSLY.

PUBLIC FORUM

Chisago County **Commissioner Rick Greene** gave a brief presentation to the Council on issues currently facing Chisago County. The resulting legislature from the May Legislative Session will significantly impact Chisago County's budgets in fiscal years 2010-2011 and more so in 2012-2013. He also reported on the County's road projects for the year. The County intends to bond \$10M to help finance the aggressive road improvement plan set by Director Joe Triplett. The bonding, however, would not impact the County's tax levy.

STAFF REQUESTS

Fire Department: Consider Hydrant Color System. Al Rivard, Taylors Falls Fire Chief, has recommended the City implement a color-coded system to identify the amount of water flow in a hydrant. This information would be beneficial during a fire to determine which hydrant to hook up to and which hydrant to avoid. The Fire and Public Works Department would work together to paint the steamer fitting covers depending upon the amount of water flow at each hydrant (green indicates good, yellow-not as good, and red-not good at all). The Council was in favor of the proposal and thanked the Fire Department for identifying the issue. No further action was taken.

Consider Receipt of Can \$\$ by Fire Department. Al Rivard, the Taylors Falls Fire Chief, explained in his written report, that when the Department began collecting aluminum cans over a year ago, there was no Council discussion as to how the money would be received once the cans were sold. To date \$824 has been deposited in the City's account and posted to Fund 407 - Fire Department's Fire

Equipment Fund. Fire Chief Rivard requested that all past and future revenues from the can collection container be placed in the new Taylors Falls Fireman's Fund, an account separate from the City's with its own Federal Employer Identification Number. Council Member and Liaison John Tangen supported the transfer of monies to this new fund, stating that it would be correcting an initial error when the Council did not make a determination in the first place where and how the money should be received and/or spent.

Mayor Buchite was in agreement with allowing the funds to be received into this new Firemen's Fund once the cage signage had been changed. He also agreed that the past revenues should be transferred to this fund not as a donation that must meet the statutory public purpose for an expenditure, but rather as a correction of an error given that the money should not have been there in the first place. Additionally, once resolved, the City would have no further involvement in the venture.

Council Members Zara Kinnunen and Larry Julik-Heine expressed concern that the City not incur any liability for the money or for the question of not meeting the statutory public purpose for expenditures.

MOTION BY JULIK-HEINE/KINNUNEN TO AUTHORIZE THE ALUMINUM CAN CAGE PROCEEDS TO BE DIRECTLY PAID TO THE TAYLORS FALLS FIREMEN'S FUND, INCLUDING THE \$824.00 IN FUNDS PREVIOUSLY RECEIVED BY THE CITY.

FURTHER MOVED TO AUTHORIZE THE CITY TREASURER TO TRANSFER THE \$824.00 FROM THE FIRE EQUIPMENT FUND (407) TO THE TAYLORS FALLS FIREMEN'S FUND, UNDER THE CONDITION THAT THE CITY'S FINANCIAL AUDITORS CONFIRM THAT THIS CORRECTION OF PAST ERRORS MEETS LEGAL AUDIT COMPLIANCE.

MOTION CARRIED WITH ROSS RIVARD ABSTAINING, SINCE HE HAS A CONFLICT OF INTEREST AS A MEMBER OF THE TAYLORS FALLS FIRE DEPARTMENT.

Consider Resolution 10-05-04 Approving FD Officers. City Ordinance requires the Council to annually approve the officers and pay for the Fire Department. Council Member John Tangen requested the Resolution be tabled until more information is received.

MOTION BY TANGEN/JULIK-HEINE TO TABLE ADOPTION OF RESOLUTION 10-05-04 APPROVING THE FIRE DEPARTMENT OFFICERS UNTIL THE JUNE 14, 2010 COUNCIL MEETING. MOTION CARRIED WITH RIVARD ABSTAINING SINCE HE HAS A CONFLICT OF INTEREST AS A MEMBER OF THE TAYLORS FALLS FIRE DEPARTMENT.

Public Works Department: Consider Repairs to Well #3. Public Works Superintendent Mike Kriz reported that Well #3 was taken out of service on Thursday, May 13th. The pump was not running properly and seemed to have an electrical problem. The speculation is that it may have been hit by a lightning strike the night before. Renner Well evaluated the pump and determined it must be replaced. The estimated cost could be up to \$19,370 for the pump repair and \$3,927 for the VFD installation. Since the incident had not yet been reported to the City's insurance company, the Council was in agreement that Staff pursue that avenue prior to the repairs being done.

MOTION BY KINNUNEN/JULIK-HEINE TO APPROVE THE REPAIRS TO WELL #3 AS ESTIMATED BY RENNER WELL AT \$19,370.00 AND ANDRE ELECTRIC AT \$3,927.00, BUT ONLY FOLLOWING THE LEAGUE OF MINNESOTA CITIES INSURANCE TRUST ADJUSTER'S REVIEW AND DECISION IF THE REPAIR COSTS WOULD BE COVERED BY INSURANCE. MOTION CARRIED UNANIMOUSLY.

Consider Skidsteer Rotation/Purchase. The City participates in an annual rotation program through Baribeau Implement, St. Croix Falls, Wisconsin, that allows an annual trade-in of a skidsteer for the newest model.

MOTION BY TANGEN/JULIK-HEINE TO AUTHORIZE THE ANNUAL TRADE-IN AND ROTATION OF THE 2009 SKIDSTEER FROM BARIBEAU IMPLEMENT FOR A 2010 L170 SSL SKIDSTEER WITH 72" LP BUCKET, AT A COST OF \$500.00, TO BE PAID FROM THE PUBLIC WORKS LEASE

BUDGET ACCOUNT (43100-416). MOTION CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS

None.

NEW BUSINESS

CONSIDER MnDOT LEASE AGREEMENT

Mayor Mike Buchite reported that the final agreements between the City and the Minnesota Department of Transportation are not ready for approval pending certain language changes and the attachment of certain drawings. Therefore the recommendation was to table the agenda item at this time.

MOTION BY TANGEN/KINNUNEN TO TABLE THE MINNESOTA DEPARTMENT OF TRANSPORTATION LEASE AGREEMENTS UNTIL THE JUNE 14, 2010 COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

CONSIDER DESIGNATION OF A HERITAGE PRESERVATION SITE

The Heritage Preservation Commission held a Public Hearing on April 13th and recommended the designation of the Riley Sisters House, located at 479 Bench Street and currently owned by John Coffey and Mark Falter as the Coffee Talk. The Taylors Falls Planning Commission and the Minnesota Historical Society have indicated their support of the designation.

MOTION BY KINNUNENN/RIVARD TO ADOPT RESOLUTION 10-05-06 DESIGNATING 479 BENCH STREET, THE RILEY SISTERS HOUSE, AS AN OFFICIAL TAYLORS FALLS LOCAL HERITAGE PRESERVATION SITE. MOTION CARRIED UNANIMOUSLY. (attached)

CONSIDER APPOINTMENT OF TRAIL PROJECT MANAGEMENT TEAM

The City received preliminary notice of a grant award in the amount of \$197,404 for the construction of a trail from downtown Taylors Falls to Cherry Hill Park (preliminarily referred to as the Valley View Trail). The final award notice should be received in November 2011. Planning work finished to date include staking the proposed trail corridor, staking property lines, and preliminary grant administration. Mayor Buchite, Council Member Julik-Heine, and ZA-Coordinator Larry Phillips have been involved thus far. It was suggested that the Council appoint an official Trail Project Management Team and define their role in the management of the trail project.

MOTION TO APPOINT MAYOR MIKE BUCHITE, COUNCIL MEMBER LARRY JULIK-HEINE AND ZONING ADMINISTRATOR-COORDINATOR LARRY PHILLIPS AS THE TRAIL PROJECT MANAGEMENT TEAM TO SERVE THE FOLLOWING FUNCTIONS:

1. ACT AS AN ADVISORY BODY TO THE CITY COUNCIL FOR TRAIL RELATED MATTERS.
2. COMMUNICATE WITH THE CITY COUNCIL FOR TRAIL RELATED MATTERS.
3. COMMUNICATE AND COORDINATE WITH THE PARK AND RECREATION COMMISSION FOR TRAIL RELATED MATTERS.
4. COMMUNICATE AND COORDINATE WITH PROPERTY OWNERS ALONG THE TRAIL CORRIDOR.
5. PLAN THE TRAIL USING THE GUIDANCE OF THE PARKS AND TRAILS MASTER PLAN.
6. OVERSEE THE PROJECT UNTIL COMPLETION OF CONSTRUCTION.
7. OVERSEE BUDGET ADMINISTRATION OF TRAIL FUNDING.
8. RESEARCH AND APPLY (WITH CITY COUNCIL APPROVAL) FOR ADDITIONAL GRANT FUNDING.

MOTION CARRIED UNANIMOUSLY.

CONSIDER ADDITIONAL EXPENSE FOR COMMUNITY CENTER

The 3rd phase of the remodeling of the Community Center will include finishing the stairs with a rubber composite finish, miscellaneous carpentry work, and sheetrocking the lower level office, meeting room and storage/utility rooms. The 2010 budget for this project is \$5,000.00. Council Member Ross Rivard reported that the cost proposal for finishing the stairs was exceedingly high and he recommended that it be tabled to allow time to seek possible alternatives. The sheetrocking must also be tabled until bids are received to determine if the total project costs remain under budget. Rivard assured the Council that the costs for the miscellaneous carpentry work were reasonable.

MOTION BY JULIK-HEINE/KINNUNEN TO APPROVE THE PROPOSAL FROM GREG GAUTSCH TO COMPLETE THE MISCELLANEOUS CARPENTRY WORK AT THE TAYLORS FALLS MEMORIAL COMMUNITY, AT A COST NOT TO EXCEED \$1,330.00, TO BE PAID FROM THE COMMUNITY CENTER FUND (350). MOTION CARRIED UNANIMOUSLY.

MOTION BY TANGEN/RIVARD TO TABLE ACTION ON THE ADDITIONAL EXPENSES RELATING TO THE FINISHING OF THE STAIRS AND THE SHEETROCKING OF THE LOWER LEVEL AT THE TAYLORS FALLS MEMORIAL COMMUNITY CENTER UNTIL THE JUNE 14TH COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

CONSIDER WANNIGAN DAYS FIREWORKS DONATION

The Eagle Valley Bank, on behalf of the Wannigan Days Fireworks Committee, requested a donation for the annual fireworks display. In the past the City has used Charitable Gambling revenue to pay the donation, however, this year the Council budgeted specifically for the donation from its General Fund. This is due to the fact that the funds in the Charitable Gambling Fund are nearly depleted. The Council was in agreement that the event was a benefit to the residents of Taylors Falls and that it was a good use of funds. Despite the fact that the City's insurance policy does not provide coverage for the event, Rivard indicated that the individual who does the actual work does provide adequate insurance.

MOTION BY JULIK-HEINE/TANGEN TO APPROVE THE REQUEST TO DONATE \$500.00 TO THE WANNIGAN DAYS FIREWORKS COMMITTEE, TO BE PAID FROM THE COUNCIL DONATION TO CIVIC ORGANIZATIONS BUDGET ACCOUNT (41110-490). MOTION CARRIED UNANIMOUSLY.

CONSIDER RESOLUTION 10-05-05 ACKNOWLEDGING NATIONAL NIGHT OUT

THE CITY COUNCIL ADOPTED BY CONSENT AGENDA RESOLUTION 10-05-05 ACKNOWLEDGING AUGUST 3, 2010 AS NATIONAL NIGHT OUT IN TAYLORS FALLS. (attached)

CONSIDER REDUCTION OF LETTER OF CREDIT FOR GRANITE LEDGE

THE CITY COUNCIL APPROVED BY CONSENT AGENDA THE REDUCTION OF THE LETTER OF CREDIT HELD BY KLEINBANK FOR GP LAND CORP, FROM \$126,496.20 TO \$90,602.20 FOR THE DEVELOPMENT KNOWN AS GRANITE LEDGE IN TAYLORS FALLS, CONDITIONAL UPON THE CITY RECEIVING THE ADJUSTED LETTER OF CREDIT FROM KLEINBANK.

LIAISON OR COUNCIL MEMBER REPORTS

Zara Kinnunen reported that she would be attending the EDC meetings during the summer as they would not conflict with her teaching schedule. She also reported that she intends to meet with Corporal Carroll to discuss summer events and scheduling.

Larry Julik-Heine reported that a resident of the City approached the PRC proposing that a Frisbee golf course be constructed at Heritage Park. The PRC is researching the restrictions placed on the property before making any recommendation to the Council. Julik-Heine also reported that the PRC is interested in pursuing recreational activities and may introduce them in 2011 depending upon the success during the budgeting process. The Cherry Hill Park pavilion roof has had four rows of shake shingles installed during the last workday.

John Tangen reported that the walking tour project continues to move forward with hopes that it will dovetail with a similar walking tour recently completed for the Interstate State Park.

Ross Rivard reported that the lining of the sewer at Chili Coop Pass has been completed. The City took possession of the Street Sweeper from MnDOT last week. The machine is in great condition and is a good addition to the town's beautification needs. Rivard also reported that the Public Works Department is considering changing the appearance of the Highway 8/95 island by removing the plants and weeds and installing river rock. Maintenance of the area has become a real issue that must be resolved. It is hoped that the work can be completed by Wannigan Days.

Mayor Mike Buchite reported that the Cert Team Task Force had been notified of their appointment. Staff is coordinating available meeting dates and times for their first organizational meeting.

CORRESPONDENCE

THE CITY COUNCIL ACKNOWLEDGED BY CONSENT AGENDA THE FOLLOWING CORRESPONDENCE PROVIDED IN THE MAY 24, 2010 CITY COUNCIL MEETING PACKET:

1. LMC FRIDAY FAXES
2. COMPASSION FATIGUE WORKSHOP NOTICE
3. STAFF CORRESPONDENCE & EMAIL'S

ADJOURNMENT

MOTION BY JULIK-HEINE/KINNUNEN TO ADJOURN THE MEETING OF THE TAYLORS FALLS CITY COUNCIL HELD ON MAY 24, 2010. MOTION CARRIED UNANIMOUSLY.

Being no further business to come before the Council, the Meeting adjourned at 7:57 p.m.

Michael D. Buchite, Mayor

Jo Everson, Clerk-Treasurer

APPROVED: JUNE 14, 2010

RESOLUTION 10-05-05

**CITY OF TAYLORS FALLS
CHISAGO COUNTY
STATE OF MINNESOTA**

A RESOLUTION ACKNOWLEDGING AUGUST 3, 2010 AS NATIONAL NIGHT OUT

WHEREAS, The National Association of Town Watch (NATW) is sponsoring a unique, nationwide crime, drug and violence prevention program on August 3, 2010 entitled "National Night Out"; and

WHEREAS, the "27th Annual National Night Out" provides a unique opportunity for Taylors Falls to join forces with thousands of other communities across the country promoting cooperative police-community crime prevention efforts; and

WHEREAS, Taylors Falls residents play a vital role in assisting the Chisago County Sheriff's Department through joint crime, drug and violence prevention efforts in the City of Taylors Falls and is supporting "National Night Out 2010" locally; and

WHEREAS, it is essential that all citizens of Taylors Falls be aware of the importance of crime prevention programs and impact that their participation can have on reducing crime, drugs and violence in Taylors Falls, and;

WHEREAS, police-community partnerships, neighborhood safety, awareness and cooperation are important themes of the "National Night Out" program;

NOW, THEREFORE BE IT RESOLVED BY THE CITY OF TAYLORS FALLS, MINNESOTA that we hereby call upon all citizens of Taylors Falls to join the Chisago County Sheriff's Department, The Taylors Falls Elementary School, the Hazelden Foundation, the Community Partnership with Youth & Families, the Taylors Falls Crime Watch Group, The Taylors Falls Parents for Education, the Lakes Area Police Department, the St. Croix Regional Medical Center, and other local organizations in supporting the "27th Annual National Night Out" on August 3, 2010.

BE IT FURTHER RESOLVED THAT, the City of Taylors Falls hereby proclaims Tuesday, August 3, 2010 as "NATIONAL NIGHT OUT" in Taylors Falls.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the official seal of the City of Taylors Falls this 24th Day of May, 2010.

Michael D. Buchite, Mayor

ATTEST:

Jo Everson, Clerk-Treasurer

RESOLUTION 10-05-06

**CITY OF TAYLORS FALLS
CHISAGO COUNTY
STATE OF MINNESOTA**

**A RESOLUTION DESIGNATING RILEY SISTERS HOUSE AS AN
OFFICIAL TAYLORS FALLS HERITAGE PRESERVATION SITE**

WHEREAS 479 Bench Street (Riley Sisters House) is located within the corporate limits of Taylors Falls, Minnesota; and

WHEREAS the Taylors Falls Heritage Preservation Commission has proposed to designate this site to be a Taylors Falls Heritage Preservation Site; and

WHEREAS the Taylors Falls Heritage Preservation Commission did conduct a public hearing on April 13, 2010 to take public testimony regarding the proposed designation; and

WHEREAS as a result of the hearing, the Commission did make the following findings of fact with regard to the designation of 479 Bench Street (Riley Sisters House) as a Local Heritage Preservation Site:

1. THIS 1892 BUILDING IS UNIQUE AS ONE OF THE RARE DISTINCT EXAMPLES OF THE QUEEN ANNE ARCHITECTURAL STYLES IN TAYLORS FALLS.
2. THE HOUSE WAS CONSTRUCTED UNDER THE GUIDANCE OF THOMAS PECK, WHOSE SKILL IN LOCALLY PRODUCING BUILDINGS IN THE QUEEN ANNE STYLE SUCH AS THESE TWO BUILDINGS, BOTH LISTED ON THE NATIONAL REGISTER OF HISTORIC PLACES – THE TAYLORS FALLS PUBLIC LIBRARY TO THE NORTH AND THE CUSHING LAND AGENCY/BAKER LAND AND TITLE BUILDING LOCATED ACROSS THE ST. CROIX RIVER IN ST. CROIX FALLS, WISCONSIN.
3. THE BUILDING SUCCESSFULLY ILLUSTRATES THE PRINCIPLE OF ADAPTIVE REUSE IN CHANGING A RESIDENTIAL BUILDING TO A POPULAR COMMERCIAL STRUCTURE WITHOUT LOSING ITS ORIGINAL DISTINCTIVE ARCHITECTURE OR CHARACTER.
4. IT WAS ORIGINALLY THE HOME OF TWO SISTERS WHO SUCCESSFULLY COMPETED WITH MEMBERS OF THE MALE DOMINATED BUSINESS COMMUNITY OF THAT ERA WITH THEIR OWNERSHIP AND MANAGEMENT OF MUCH RESIDENTIAL AND COMMERCIAL REAL ESTATE IN THE COMMUNITY.
5. IN ACCORDANCE WITH THE CITY'S HERITAGE PRESERVATION ORDINANCE, ITS PLANNING COMMISSION HAS REVIEWED AND COMMENTED ON THE NOMINATION IN ITS MEETING ON FEBRUARY 1, 2010, AS HAS THE MINNESOTA HISTORICAL SOCIETY IN ITS LETTER TO THE CITY DATED FEBRUARY 8, 2010.

WHEREAS the Heritage Preservation Commission did recommend the City Council to officially designate the site for architectural and historic reasons based upon these findings of fact;

SO THEREFORE BE IT RESOLVED, by the Taylors Falls City Council, that it hereby officially designates 479 Bench Street (Riley Sister House) as an official Taylors Falls Heritage Preservation Site, legally described as:

*Lot 43 and the south half of Lot 42, Block 10,
within the corporate limits of Taylors Falls,
County of Chisago, State of Minnesota*

Adopted by the City Council on May 24, 2010

Michael D. Buchite, Mayor

ATTEST:

Jo Everson, Clerk-Treasurer