

**TAYLORS FALLS CITY COUNCIL MEETING
COUNCIL CHAMBERS
MONDAY, JULY 9, 2012 - 7:00 P.M.**

MINUTES

The Agenda for this Meeting was posted Wednesday, July 9, 2012, 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, July 9, 2012 at 7:00 p.m. in 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, Larry Julik-Heine, Mary Jo Murphy

MEMBERS ABSENT: None

OTHERS PRESENT: Jo Everson, Clerk-Treasurer, Mary Jo Youngbauer, and Denise Martin from the Chisago County Press

ADOPTION OF AGENDA

The Agenda was amended to include under New Business: **Consider Donation to Wannigan Days.**

MOTION BY MURPHY/JULIK-HEINE TO APPROVE THE AGENDA, AS AMENDED, FOR THE JULY 9, 2012 COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

ADOPTION OF CONSENT AGENDA

MOTION BY TANGEN/RIVARD TO APPROVE/ACCEPT THE FOLLOWING CONSENT AGENDA ITEMS: MINUTES OF CITY COUNCIL MEETINGS HELD ON JUNE 11 AND JUNE 25, 2012; STAFF REPORTS; COMMISSION/BOARD OR COMMITTEE MINUTES/REPORTS; CONSIDER VACATION REQUEST BY PUBLIC WORKS SUPERINTENDENT; AUTHORIZE MAYOR TO SIGN AMENDED LMCIT SETTLEMENT AGREEMENT; CONSIDER ADOPTING RESOLUTION 12-07-01 SUPPORTING RELAY FOR LIFE - PAINT THE TOWN PURPLE; APPROVAL OF CLAIMS & PAYROLL; AND CORRESPONDENCE. MOTION CARRIED UNANIMOUSLY.

PUBLIC FORUM

None.

STAFF REPORTS & REQUESTS

ADMINISTRATIVE DEPARTMENT

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE JUNE 2012 FINANCIAL REPORTS PRESENTED BY CLERK-TREASURER JO EVERSON.

PUBLIC WORKS DEPARTMENT

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE JUNE 2012 PUBLIC WORKS DEPARTMENT REPORT PRESENTED BY SUPERINTENDENT MIKE KRIZ.

PLANNING & ZONING DEPARTMENT

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE JUNE 2012 PLANNING & ZONING DEPARTMENT REPORT PRESENTED BY COORDINATOR-ZONING ADMINISTRATOR ADAM BERKLUND.

CHISAGO COUNTY SHERIFF'S DEPARTMENT

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA SERGEANT SHANE CARROLL'S MAY AND JUNE, 2012 CHISAGO COUNTY SHERIFF'S DEPARTMENT REPORTS.

CITY ATTORNEY

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE JUNE 2012 BILLING STATEMENT FROM THE CITY ATTORNEY'S OFFICE OF KELLY AND LEMMONS, P.A.

COMMISSION, BOARD OR COMMITTEE MINUTES/REPORTS

LIBRARY BOARD

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE MINUTES OF THE LIBRARY BOARD MEETING HELD ON JUNE 27, 2012.

STAFF REQUESTS

None.

UNFINISHED BUSINESS

None.

NEW BUSINESS

CONSIDER CHISAGO COUNTY SOIL & WATER CONSERVATION PROJECT PROPOSAL

Council Member Larry Julik-Heine had met with representatives from the Chisago County Soil & Water Conservation Department (CSWCD) to discuss a problem area that have been identified. Mary Jo Youngbauer, Water Resource Technician, from CSWCD, was in attendance to explain the project area. It will be a grade stabilization plan in the vicinity of the City Hall complex property that will include repair of a large washout/gully behind the public works building which carries rain and runoff from the City's buildings and parking lot(s) into the St. Croix River. The project will be funded 75% from the Clean Water Legacy Grant, and 25% from the City in matching funds or with in-kind assistance. Total cost is estimated at \$13,332.00; with Taylors Falls' 25% portion to be \$1,333.00, which could be paid from the Storm Water Utility Fund.

Council Member Larry Julik-Heine commented that the situation is not going to correct itself. Eventually when the Swedish Immigrant Trail is constructed in Taylors Falls, the gully would be visible from the Trail. So it would be prudent for the City to correct the problem now with the financial and physical assistance from the CSWCD. We are, after all, stewards of the St. Croix River.

The Council was in agreement that the City must do the right thing by participating in the project. Youngbauer explained that the City would need to send out the bid package, receive and award the project to the contractor. She would act as the manager of the project, with the assistance of CM Julik-Heine.

MOTION BY JULIK-HEINE/MURPHY TO PROCEED WITH THE CHISAGO COUNTY SOIL AND WATER CONSERVATION DEPARTMENT PROJECT THAT WOULD INVOLVE THE GULLY CORRECTION PROJECT AS PRESENTED BY MARY YOUNGBAUER, WATER RESOURCE TECHNICIAN. THE CITY'S 25% MATCH SHALL BE PAID FROM THE STORM WATER UTILITY FUND. MOTION CARRIED UNANIMOUSLY.

CONSIDER COSTS FOR HERBERG ROAD REPAIRS BY SHAFER TOWNSHIP

Council Member Ross Rivard explained that he had received a call from Carlyle Klinkie, the Chair of Shafer Township, asking if the City was interested in adding lime rock to the 400' of Herberg Road that is within the City's corporate limits since they were planning to regravell the rest of it. Rivard gave verbal approval, not realizing that the cost would exceed \$1,000.00, let alone exceed \$4,000.00. Because the City does not have the machinery to lay this gravel, the Council was in agreement that Shafer Township must be paid for the work, but in the future the City should have some forewarning before the work is to be done. Clerk-Treasurer Jo Everson suggested that the City should seriously consider paving the 400' to eliminate this same occurrence in the future.

Council discussed where the money should be paid from within the Public Works budget. It was decided that there would not be any significant sidewalk repairs this year, therefore the recommendation was to use the sidewalk budget.

MOTION BY JULIK-HEINE/RIVARD TO APPROVE THE PAYMENT OF \$4,042.56 TO SHAFER TOWNSHIP, FOR WORK RECENTLY COMPLETED ON THE CITY'S PORTION OF HERBERG ROAD, TO BE PAID FROM THE SIDEWALK BUDGET ACCOUNT (43100-408). MOTION CARRIED UNANIMOUSLY.

CONSIDER SIDEWALK INSTALLATION ON NORTH END OF CITY

Mayor Buchite explained that since the street lights have now been installed along the City property previously owned by MnDOT, the Council should consider whether to have sidewalks installed at this time. The new lights and new sidewalk should improve the visual appearance of the property and aid in the marketing. The City must obtain a permit from MnDOT to do work within its right-of-way. It is anticipated that Highway 95/Bench Street, and its curb and gutter are all scheduled to be repaired and repaved in 2013. MnDOT may or may not issue the permit knowing the project is scheduled. Steve Heth, City Engineer from Bolten and Menk, recommended the City proceed with the sidewalk project and submit the permit application, with the condition that if the sidewalk is damaged in any way, MnDOT must repair it during their project. If MnDOT is not willing to adhere to the condition, then the City would cancel the project until a later date once the MnDOT property has concluded.

MOTION BY MURPHY/JULIK-HEINE TO ACCEPT THE BID FROM GRAYLEY CONCRETE IN THE AMOUNT OF \$12,120.00, FOR THE INSTALLATION OF 2,400 SQUARE FEET OF SIDEWALK, CONDITIONAL UPON OBTAINING A RIGHT-OF-WAY PERMIT FROM THE MINNESOTA DEPARTMENT OF TRANSPORTATION, WHO MUST AGREE TO ACCEPT RESPONSIBILITY IF THE NEW SIDEWALK IS DAMAGED AS A RESULT OF THE 2013 STATE HIGHWAY 95 / BENCH STREET PROJECT, IT WILL BE REPAIRED DURING SAID PROJECT BY THE STATE/ CONTRACTOR. IF THE MINNESOTA DEPARTMENT OF TRANSPORTATION IS UNWILLING TO ISSUE THIS "CLEAN" PERMIT, THEN THE SIDEWALK INTALLATION PROJECT IS CANCELLED UNTIL FURTHER NOTICE. MOTION CARRIED UNANIMOUSLY.

CONSIDER 2012 PAY EQUITY RULING

Local governments are required by the Local Government Pay Equity Act MN Statute §471.991 – 471.999 to submit a pay equity report every three years. The law requires all Minnesota entities (including School Districts, County and State) to maintain "equitable compensation relationships" between the female/male classes of the workplace. The 2012 report for Taylors Falls was approved by Council on February 13th and mailed thereafter. The non-compliance ruling was received June 8th. The City Attorney Patrick Kelly has reviewed the report options and provided his recommendation to the Council.

MOTION BY MURPHY/JULIK-HEINE TO AUTHORIZE AN INCREASE IN PAY FOR THE CITY CLERK-TREASURER POSITION EQUAL TO THE PUBLIC WORKS SUPERINTENDENT POSITION, AS RECOMMENDED BY THE CITY ATTORNEY, EFFECTIVE AUGUST 8, 2012. MOTION CARRIED UNANIMOUSLY.

CONSIDER VACATION REQUEST BY PUBLIC WORKS SUPERINTENDENT

THE CITY COUNCIL APPROVED BY CONSENT AGENDA FOR PUBLIC WORKS SUPERINTENDENT MIKE KRIZ FROM JULY 11, 2012 TO JULY 14, 2012, RETURNING TO WORK ON JULY 16, 2012

AUTHORIZE MAYOR TO SIGN AMENDED LMCIT SETTLEMENT AGREEMENT

THE CITY COUNCIL AUTHORIZED BY CONSENT AGENDA THE MAYOR'S SIGNATURE ON THE AMENDED PIERRINGER RELEASE AND ASSIGNMENT OF CLAIM SETTLEMENT AGREEMENT AS RECOMMENDED BY THE CITY ATTORNEY.

CONSIDER ADOPTING RESOLUTION 12-07-01 SUPPORTING RELAY FOR LIFE

THE CITY COUNCIL ADOPTED BY CONSENT AGENDA RESOLUTION 12-07-01 SUPPORTING THE CHISAGO COUNTY RELAY FOR LIFE – PAINT THE TOWN PURPLE. (attached)

CONSIDER DONATION TOWARDS WANNIGAN DAYS

THE CITY COUNCIL APPROVED BY CONSENT AGENDA A DONATION OF \$300.00 TOWARDS THE WANNIGAN DAYS FIREWORKS AND A DONATION OF \$100.00 TOWARDS THE COST OF PRINTING THE WANNIGAN DAY POSTER.

APPROVAL OF CLAIMS & PAYROLL

THE CITY COUNCIL APPROVED BY CONSENT AGENDA THE PAYMENT OF CHECK NUMBERS 24675 - 24718 TOTALLING \$153,134.25, AND CHECK NUMBERS 6123 - 6135 TOTALLING \$12,306.74 FOR JUNE PAYROLL.

LIAISON OR COUNCIL MEMBER REPORTS

Larry Julik-Heine reported that work has started again on Cherry Hill Park, with the installation of the grill posts and began the weeding. He also reported that the proposed Valley View trail has been delineated, with the report in the hands of the Wetland Specialist of Chisago County. Coordinator-Zoning Administrator Adam Berklund has been researching potential costs if the City were to proceed with the project without the federal grant requirements.

Mayor Mike Buchite reported that the plans for the Wannigan Day Parade in Taylors Falls are moving along, with 28 participants thus far. He also reported that there is discussion occurring whether the dates for Wannigan Days should be changed. No decisions have been made yet, this is just an FYI.

Ross Rivard reported that the railings downtown are now being scraped and primed for painting. Mowing is going great with the new Seasonal Worker.

CORRESPONDENCE

THE CITY COUNCIL ACKNOWLEDGED BY CONSENT AGENDA THE FOLLOWING CORRESPONDENCE PROVIDED IN THE JULY 9, 2012 CITY COUNCIL MEETING PACKET:

1. MEETING NOTICE FROM CHISAGO COUNTY, RE: HEARING NOTICE
2. 2011 POPULATION ESTIMATE
3. STAFF CORRESPONDENCE & EMAIL'S

ADJOURNMENT

MOTION BY MURPHY/JULIK-HEINE TO ADJOURN THE MEETING OF THE TAYLORS FALLS CITY COUNCIL HELD THIS JULY 9, 2012. MOTION CARRIED UNANIMOUSLY.

Being no further business to come before the Council, the Meeting adjourned at 7:41 p.m.

Michael D. Buchite, Mayor

Jo Everson, Clerk-Treasurer

APPROVED: AUGUST 13, 2012

RESOLUTION 12-06-01

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

A RESOLUTION SUPPORTING RELAY FOR LIFE – PAINT THE TOWN PURPLE

WHEREAS an estimate of 27,600 Minnesota citizens are expected to be diagnosed with cancer next year, or 75 people every day, or three persons every hour, and 9,200 will not survive; and

WHEREAS this City is joining over 5,000 other communities worldwide to host the American Cancer Society's Relay For Life, an event to celebrate cancer survivors and remember those who are no longer with us; and

WHEREAS Relay For Life raises funds to help the American Cancer Society create a world with less cancer and more birthdays, by helping people stay well, get well, find cures, and fight back;

SO THEREFORE BE IT RESOLVED by Taylors Falls City Council hereby proclaims that July 11-14, 2012, shall be "Paint the Town Purple Days", and July 20 – 21, 2011, shall be "Relay for Life Days". the official kick off days for the Relay For Life in this City.

BE IT FURTHER RESOLVED that Taylors Falls citizens are urged to celebrate cancer survivorship, remember loved ones lost to the disease, honor caregivers and join Chisago County's fight against cancer. Only together will we find a cure.

Adopted July 9, 2012

Michael D. Buchite, Mayor

ATTEST:

Jo Everson, Clerk-Treasurer