

**TAYLORS FALLS CITY COUNCIL MEETING  
COUNCIL CHAMBERS  
MONDAY, NOVEMBER 10, 2014 – 7:00 P.M.**

**MINUTES**

The Agenda for this Meeting was posted Wednesday, November 5, 2014 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, November 10, 2014 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 Vice-Mayor Ross Rivard.

**PLEDGE OF ALLEGIANCE**

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

**ROLL CALL**

MEMBERS PRESENT: Ross Rivard, John Tangen, Larry Julik-Heine, Mary Jo Murphy

MEMBERS ABSENT: Mike Buchite

OTHERS PRESENT: Jo Everson, Clerk-Treasurer

**ADOPTION OF AGENDA**

The Vice-Mayor announced that the Agenda would be shortened this evening due to the inclement weather. The groups that were scheduled to present to the Council, re: the Chisago Lakes Area Community Foundation: the Old Swedish Quilt Trail, the HPC Request, and the donation request by Valley Dances Group, will be postponed until the November 24<sup>th</sup> Council Meeting. With the snow expected to continue through the night, Vice-Mayor Rivard thought it best for everyone's safety that the meeting be as short as possible. Having said that, Rivard requested that the following Agenda items be moved to Consent Agenda: **Consider Authorizing Payment to E.H. Renner for Repairs to Well #4; Consider Authorizing CO-ZA and Fire Department to apply for a FEMA Assistance to Firefighters Grant; and Consider Lighting festival Committee's Request to use City Lot north End of Town.** He also requested that the **Approval of Claims and Payroll** be approved for payment by the City Clerk-Treasurer and the Mayor since they had not yet been completed because of the limited office hours (due to the weather).

MOTION BY JULIK-HEINE/MURPHY TO APPROVE THE AGENDA, AS AMENDED, FOR THE NOVEMBER 10, 2014 COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

**ADOPTION OF CONSENT AGENDA**

MOTION BY TANGEN/MURPHY TO APPROVE/ACCEPT THE FOLLOWING CONSENT AGENDA ITEMS: MINUTES OF CITY COUNCIL MEETING HELD ON NOVEMBER 10, 2014; STAFF REPORTS; COMMISSION/BOARD OR COMMITTEE MINUTES/ REPORTS; CONSIDER AUTHORIZING PAYMENT TO E.H. RENNER FOR REPAIRS TO WELL #4; CONSIDER AUTHORIZING COORDINATOR-ZONING ADMINISTRATOR AND THE FIRE DEPARTMENT TO APPLY FOR A FEMA ASSISTANCE TO FIREFIGHTERS GRANT; CONSIDER LIGHTING FESTIVAL COMMITTEE'S REQUEST TO USE CITY LOT NORTH END OF TOWN; AND CORRESPONDENCE. MOTION CARRIED UNANIMOUSLY.

**APPROVAL OF MINUTES OF PREVIOUS COUNCIL MEETING MEETING**

THE CITY COUNCIL APPROVED BY CONSENT AGENDA THE MINUTES OF THE TAYLORS FALLS CITY COUNCIL MEETING HELD ON OCTOBER 13, 2014.

**PUBLIC FORUM**

None.

**STAFF REPORTS & REQUESTS**

**ADMINISTRATIVE DEPARTMENT**

**COORDINATOR-ZONING ADMINISTRATOR.** THE COUNCIL ACCEPTED BY CONSENT AGENDA THE NOVEMBER 2014 REPORT AS PRESENTED BY COORDINATOR-ZONING ADMINISTRATOR ADAM BERKLUND.

**PUBLIC WORKS DEPARTMENT**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE NOVEMBER 2014 PUBLIC WORKS DEPARTMENT REPORT AS PRESENTED BY PUBLIC WORKS SUPERINTENDENT MIKE KRIZ.

**CHISAGO COUNTY SHERIFF'S DEPARTMENT**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA SERGEANT SHANE CARROLL'S OCTOBER 2014 CHISAGO COUNTY SHERIFF'S DEPARTMENT REPORTS.

**COMMISSION, BOARD OR COMMITTEE MINUTES/REPORTS**

**LIBRARY BOARD**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE MINUTES FROM THE LIBRARY BOARD MEETING HELD ON OCTOBER 29, 2014.

**PARK AND REC COMMISSION**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE MINUTES FROM THE TAYLORS FALLS PARK & RECREATION COMMISSION MEETINGS HELD ON MAY 15, 2013 AND OCTOBER 16, 2013.

**PLANNING COMMISSION**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE MINUTES FROM THE TAYLORS FALLS PLANNING COMMISSION MEETINGS HELD ON AUGUST 5, 2013, JULY 24, 2014, AND AUGUST 8, 2014.

**ECONOMIC DEVELOPMENT COMMISSION**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE MINUTES FROM THE TAYLORS FALLS ECONOMIC DEVELOPMENT COMMISSION MEETINGS HELD ON MAY 20, 2014, JUNE 17, 2014.

**THE HERITAGE PRESERVATION COMMISSION**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE MINUTES FROM THE TAYLORS FALLS HERITAGE PRESERVATION COMMISSION MEETING HELD ON MAY 14, 2014.

**UNFINISHED BUSINESS**

**CONSIDER FINAL 2014 FIRE CONTRACT WITH SHAFER TOWNSHIP**

MOTION BY JULIK-HEINE/TANGEN TO APPROVE THE FINAL 2014 CONTRACT, AS PRESENTED, FOR FIRE SERVICE BY AND BETWEEN THE CITY OF TAYLORS FALLS AND SHAFER TOWNSHIP IN THE AMOUNT OF \$16,036.99. MOTION CARRIED UNANIMOUSLY. (attached)

**NEW BUSINESS**

**CANVASS ELECTION RESULTS**

The Council reviewed the Canvass Report prepared by the City Clerk from the November 4, 2014 Local Election. (attached)

MOTION BY MURPHY/JULIK-HEINE TO ADOPT RESOLUTION 14-11-01, CERTIFYING RESULTS OF THE TUESDAY, NOVEMBER 4, 2014 LOCAL ELECTION IN TAYLORS FALLS. MOTION CARRIED UNANIMOUSLY. (attached)

**PRESENTATION BY THE CHISAGO LAKES AREA COMMUNITY FOUNDATION: THE OLD SWEDISH QUILT TRAIL** tabled until November 24, 2014.

**CONSIDER HPC REQUEST TO PURCHASE HOUSE PLAGUES FOR DESIGNATED HOMES** tabled until November 24, 2014.

**CONSIDER DONATION REQUEST BY THE VALLEY DANCES GROUP** tabled until November 24, 2014.

**CONSIDER AUTHORIZING PAYMENT TO E.H. RENNER FOR REPAIRS TO WELL #4**  
THE CITY COUNCIL AUTHORIZED PAYMENT OF \$21,250.50 TO E.H. RENNER & SONS, INC. FOR THE REPAIRS MADE TO WELL #4, TO BE PAID FROM THE WATER FUND (601).

**CONSIDER AUTHORIZING STAFF TO APPLY FOR A FEMA ASSISTANCE GRANT**  
THE CITY COUNCIL AUTHORIZED COORDINATOR-ZONING ADMINISTRATOR ADAM BERKLUND AND THE TAYLORS FALLS FIRE DEPARTMENT TO PURSUE FEMA'S ASSISTANCE TO FIREFIGHTERS GRANT.

**CONSIDER LIGHTING FESTIVAL COMMITTEE'S REQUEST TO USE CITY LOT FOR BON FIRE**  
THE CITY COUNCIL AUTHORIZED BY CONSENT AGENDA THE LIGHTING FESTIVAL'S REQUEST TO USE THE FORMER MNDOT PROPERTY ON THE NORTH END OF TOWN FOR A COMMUNITY BONFIRE ON SUNDAY, NOVEMBER 30, 2014, BEGINNING AT 4:00 P.M.

**CONSIDER ADOPTING A NEW POLICY FOR FROZEN WATER PIPES** tabled until November 24, 2014.

**CONSIDER PAYMENT TO ANDRIE ELECTRIC FOR REPAIRS TO OUTDOOR FIXTURES**  
THE CITY COUNCIL AUTHORIZED BY CONSENT AGENDA PAYMENT OF \$1,114.78 TO ANDRIE ELECTRIC, LTD, FOR REPAIRS TO THE CITY HALL PARKING LOT LIGHT, AND ADDITIONAL FIXTURES ON THE CITY HALL COMPLEX BUILDINGS, TO BE PAID FROM THE STREET LIGHTING BUDGET EXPENSE ACCOUNT (101-41630-381).

**CONSIDER PAYMENT TO OLSON'S EXCAVATING SERVICE FOR CURB STOP REPAIR**  
THE CITY COUNCIL AUTHORIZED BY CONSENT AGENDA PAYMENT OF \$2,118.50 TO OLSON'S EXCAVATING SERVICE, TO BE PAID FROM THE WATER FUND (601).

**APPROVAL OF CLAIMS & PAYROLL**

PAYMENT OF CLAIMS SHALL BE MADE BY THE CITY CLERK-TREASURER WITH REVIEW BY THE MAYOR OR VICE-MAYOR BEFORE MAILING.

**LIAISON OR COUNCIL MEMBER REPORTS**

None.

**CORRESPONDENCE**

1. STAFF CORRESPONDENCE & EMAIL'S

**ADJOURNMENT**

MOTION BY JULIK-HEINE/MURPHY TO ADJOURN THE MEETING OF THE TAYLORS FALLS CITY COUNCIL HELD THIS 10<sup>th</sup> OF NOVEMBER, 2014. MOTION CARRIED UNANIMOUSLY.

Being no further business to come before the Council, the Meeting adjourned at 7:06 p.m.

\_\_\_\_\_  
Ross Rivard, Vice-Mayor

\_\_\_\_\_  
Jo Everson, Clerk-Treasurer

**APPROVED:** DECEMBER 8, 2014

**CANVASSING THE TAYLORS FALLS  
NOVEMBER 4, 2014 GENERAL ELECTION RESULTS**

Polls were open from 7:00 a.m. – 8:00 p.m. on Tuesday, November 4, 2014.

Election Judges were Debra Stein, Jan Globensky, Barbara Nelson, Eleanor Collins, Linda Carlson, Fay Caneday, Diana Gall, Steve Gall, Gene Anderson, Marilyn Dahlberg, Ron Schorr, and Barbara Anderson.

There were 33 new registrations, and 29 absentee voters and 403 registered voters for a total of 475 voters. There were 461 registered voters as of 7:00 a.m. in Taylors Falls. These totals show that there was a turn-out of 103%

Offices voted upon were: U.S. Senator, U.S. Representative District 8, State Representative District 32B, Governor and Lieutenant Governor, Secretary of State, State Auditor, Attorney General, County Auditor, County Treasurer, County Sheriff, 3 School Board Members, 2 Associate Justice-Supreme Court, 7 Court of Appeals Judges, 19 10<sup>th</sup> District Court Judges, 2 SWCD Supervisors.

The office of the Taylors Falls Mayor had 341 votes, and there were 29 absentee ballots. The votes were cast in this manner:

✓ Mike Buchite	341		
Write In's	14 (total)	✓ Ken Moore	1
✓ Gene Andersen	2	✓ Clarence Nelson	1
✓ Batman	1	✓ Brian Pilot	1
✓ Sandra Berg	1	✓ Ross Rivard	1
✓ Loren Caneday	1	✓ Joseph Stein	1
✓ Daniel Gorman	1	✓ Wade Vitalis	2
✓ Jack Liljenberg	1		

There were 62 under-votes.

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The office for two Taylors Falls Council Members had a total of 593 votes, and there were 29 absentee ballots. The votes were cast in this manner:

✓ Ross Rivard	301	✓ Julie Moore	1
✓ Mary Jo Murphy	278	✓ Coy Cox	1
Write-In's	14 (total)	✓ Kym Groves	1
✓ Fay Caneday	1	✓ Brian Berg	1
✓ Sandra Berg	2	✓ Loren Caneday	1
✓ Ken Moore	1	✓ Jesse Thoen	1

There were 250 under-votes.

ATTEST:

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Jo Everson, City Clerk-Treasurer

**RESOLUTION 14-11-01**

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

**RESOLUTION TO CERTIFY RESULTS OF THE  
TUESDAY, NOVEMBER 4, 2014 GENERAL ELECTION IN TAYLORS FALLS**

WHEREAS the City of Taylors Falls held an election for the office of Mayor and two Council Members on Tuesday, November 4, 2014 during the General Election; and

WHEREAS on this 10<sup>th</sup> day of November, 2014 the City Council met to canvass election results;

WHEREAS the votes tabulated at said election were:

<b>MAYOR</b>	<b>VOTE</b>	<b>COUNCIL MEMBER</b>	<b>VOTE</b>
Mike Buchite	341	Ross Rivard	301
		Mary Jo Murphy	278

THEREFORE BE IT RESOLVED by the Taylors Falls City Council that the official election results for the office of Mayor for the term of 2015-2016 shall be Mike Buchite.

BE IT FURTHER RESOLVED by the Taylors Falls City Council that the official election results for the offices of Council Member for the term of 2015-2018 shall be Ross Rivard and Mary Jo Murphy.

Adopted by the Council on November 10, 2014

\_\_\_\_\_  
Ross Rivard, Vice-Mayor

ATTEST:

\_\_\_\_\_  
Jo Everson, Clerk-Treasurer

**2014  
CONTRACT FOR FIRE SERVICE**

**THIS CONTRACT FOR FIRE SERVICE** made and entered into \_\_\_\_\_, by and between:

**CITY OF TAYLORS FALLS**, County of Chisago, State of Minnesota, a  
municipal corporation, hereinafter referred to as the "City",

and

**SHAFER TOWNSHIP**, County of Chisago, State of Minnesota, a  
municipal corporation, hereinafter referred to as the "Town".

**WITNESSETH:**

**WHEREAS**, the Town Board of Shafer Township is authorized to provide fire protection and the Town Board is desirous of having fire protection service furnished by the City of Taylors Falls Fire Department; and

**WHEREAS**, the City has the facilities and equipment and has authorized its Fire Department to provide said fire protection and service to the Town; and

**WHEREAS**, the parties to this Contract have met and agreed that the planning for capital expenditures for equipment and training require a contract which shall run for one (1) year;

**NOW, THEREFORE**, in consideration of the promises and the mutual covenants of the parties hereto, it is agreed as follows:

1) In accordance with the other terms and provisions herein, the City shall provide fire protection service in that portion of the Town described as follows:

Sections 1 (approximately one-quarter section), 2 (approximately three-quarter section), 10, 11, 12, 7 (approximately 18 acres), 13 (the west half), 14, 15, 22, 23, 26 (excluding properties within the City), 27 (the east half, excluding properties within the City), 34 (the east half, excluding properties within the City), and 35 (excluding properties within the City). The area is outlined on the map marked Exhibit A, a copy of which is attached hereto and incorporated herein by reference. The sections listed above constitute approximately 10½ sections of land.

2) The Fire Department of the City will answer any and all fire calls to the Town and will respond to such calls with suitable fire fighting apparatus and equipment, consisting of at least a pumper truck, staffed by the necessary number of members of the City's Fire Department, who will render all assistance possible in the saving of life and property.

**PROVIDED, HOWEVER**, that the failure to furnish the service herein agreed upon, because of bad weather, road conditions, or the unavailability of such apparatus, equipment, or fire personnel because they are responding to other fires, shall not be taken as a breach of this Contract. The decision of the Chief of the Fire Department, or other Fire Department officers in charge, shall be final in such matters.

**PROVIDED, FURTHER**, that the City shall not be liable to the Town for loss or damage of any kind whatsoever resulting from any failure to prevent, control or extinguish any fire, whether such loss or damage is caused by the negligence of the officers, agents, or employees of the City or its Fire Department.

The City will make no claim against said Town on account of damage to the property of said City while in their fire service of said Town, and will carry liability insurance protecting itself against damage claims of its fire personnel for personal injuries sustained while in the service of said Town, and further will carry liability insurance insuring the City and the Town for negligent acts of the fire fighters while in the scope of firefighting service to said City and Town.

**PROVIDED, FURTHER**, that the City shall not handle hazardous waste or fight fires which contain hazardous or toxic substances for which the City's volunteer fire department is not equipped or trained to handle.

- 3) Fire protection shall be provided for one (1) year, commencing on January 1, 2014.
- 4) Fire protection service shall be furnished by the City for the year 2014 using the following formula:

Number of fire service calls to Town  
 Averaged over last three years:  
 2011 = 19 (total) 3 Shafer  
 2012 = 34 (total) 3 Shafer  
 2013 = 30 (total) 3 Shafer  
 83 Total 9 Shafer

+ **10%** of total averaged runs = Shafer  
 90% = Taylors Falls

Markey Value of all taxable & non-taxable structures:  
 2013 Shafer = 45,398,879  
 City = 84,394,778  
 Total = 129,783,652

+ **34%** of total EMV = Shafer  
 66% = Taylors Falls

Population: Shafer = 390\*  
Taylors Falls = 976  
 Total = 1,366

+ **28%** of total population = Shafer  
 72% = Taylors Falls

**Total: 72% Shafer ÷ 3 = 24% Town Allocation**

Total Fire Department Annual Operational Budget for the Upcoming year: **\$78,590**

**\$78,590 x 24% = \$18,861.60 Payment Amount**

- 5) The fee of Eighteen Thousand Eight-Hundred Sixty-One Dollars and Sixty Cents has been calculated using the formula provided by the League of Minnesota Townships for the 2014 Fire Service Contract between Taylors Falls and Shafer Township.

- 6) The Town wishes, and the City agrees, to adjust the 2014 contract fee in order to allow the Town the opportunity to budget accordingly for 2015. It is understood that this adjustment is a one-year exception, and the contract formula shall be in full effect in 2015 and going forward. Accordingly, the 2014 contract fee shall be \$16,036.99. Taking into consideration the recent good faith payment of \$9,430.80 by Shafer Township, the balance of \$6,606.09 is payable on or before the fifteenth day of December, 2014.
- 7) By January 31<sup>st</sup> of each year, the service fee shall be negotiated for the next calendar year.
- 8) Either party, upon one (1) calendar year advance written notice to the other party, may cancel this Contract and a copy of this notice shall be transmitted to the Minnesota State Insurance Commissioner; upon expiration of such year, the rights and liabilities hereunder shall cease and this Contract shall be deemed terminated. In the event of cancellation by
- 9) Either party hereto, it is understood and agreed that pre-paid installments of fire service will be prorated on the basis of the ratio of unexpired as well as expired time in such year.
- 10) Both the City and the Town shall have full cooperation and assistance from the other and its officers, agents, and employees in the performance of this Contract.
- 11) The City shall provide a report to the Town in January of each year, which shall list the total number and type of calls serviced by the City in all jurisdictions and the number and type of calls serviced in the Town.

\*Population was established by Shafer total of 1040÷28 sections=per section. Taylors Falls services 10.5 sections.

**IN WITNESS WHEREOF**, the parties hereto have set their hands and seals as of the day and year first-above written.

**CITY OF TAYLORS FALLS**

By \_\_\_\_\_ Date: \_\_\_\_\_  
Taylors Falls Mayor

ATTEST BY:

By \_\_\_\_\_ Date: \_\_\_\_\_  
Taylors Falls Clerk-Treasurer

**SHAFER TOWNSHIP**

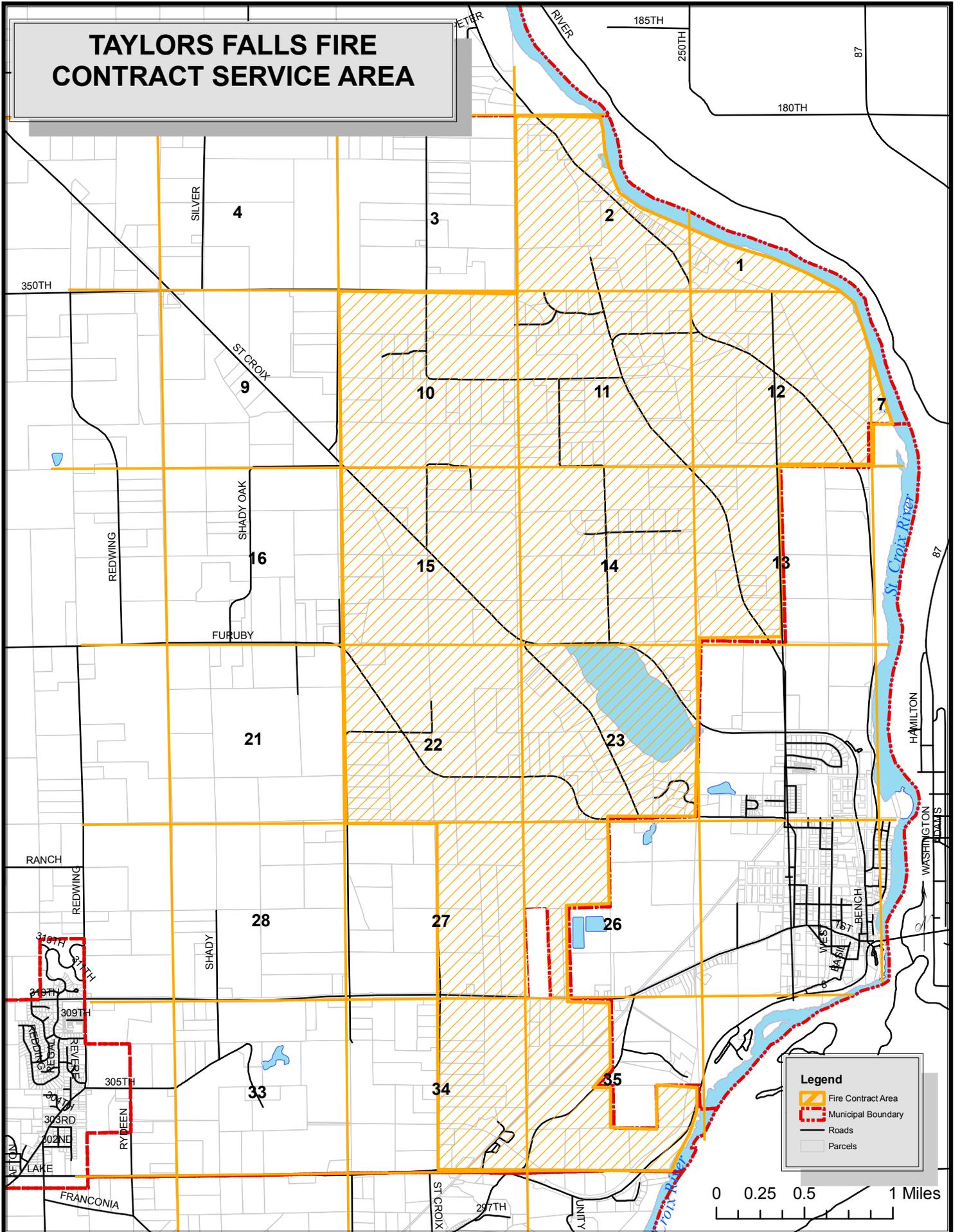
By \_\_\_\_\_ Date: \_\_\_\_\_  
Chairman of Shafer Township

ATTEST BY:

By \_\_\_\_\_ Date: \_\_\_\_\_  
Shafer Township Clerk

# EXHIBIT A

## TAYLORS FALLS FIRE CONTRACT SERVICE AREA



**CANVASSING THE TAYLORS FALLS  
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Ross Rivard, Vice-Mayor

ATTEST:

\_\_\_\_\_  
Jo Everson, Clerk-Treasurer