

MEDINA CITY COUNCIL MEETING MINUTES OF MAY 4, 2010

The City Council of Medina, Minnesota met in regular session on May 4, 2010 at 7:03 p.m. in the City Hall Chambers. Mayor Crosby presided.

I. ROLL CALL

Members present: Crosby, Johnson, Siitari, Smith, and Weir.

Members absent:

Also present: City Attorney Ron Batty, Assistant City Engineer Darren Amundsen, Police Sergeant Jason Nelson, City Planner Dusty Finke, Public Works Superintendent Steve Scherer, Finance Director Jeanne Day, City Administrator Chad Adams and Recording Secretary Amanda Staple.

II. PLEDGE OF ALLEGIANCE

III. ADDITIONS TO THE AGENDA

It was requested to move item E, Approve Petition and Waiver Agreement with Arrowhead Holdings, LLC, from the Consent Agenda to New Business, item C, Open Systems International. It was requested to add an item, Change Order #1 for the Country Road 116 Trail, under the City Administrator's Report.

*Moved by Weir, seconded by Johnson, to approve the agenda as amended. **Motion passed unanimously.***

IV. APPROVAL OF MINUTES

A. Approval of the April 14, 2010 Local Board of Appeals and Equalization Meeting Minutes

*Moved by Weir, seconded by Johnson, to approve the April 14, 2010 Local Board of Appeals and Equalization meeting minutes as amended. **Motion passed unanimously.***

B. Approval of the April 20, 2010 Special City Council Meeting Minutes

It was noted on page two, under Tree Arborist, the third line, it should state, "... (including tagging and mapping of significant trees)..."

*Moved by Weir, seconded by Smith, to approve the April 20, 2010 Special City Council meeting minutes as amended. **Motion passed unanimously.***

C. Approval of the April 20, 2010 Regular City Council Meeting Minutes

It was noted on page three, line 23, it should state: "...staff should be allowed expected to attempt..." On page four, line 15, it should state, "...instead be complete funding for projects." On page six, line 21, it should state, "...Randy's Environmental Services would be offering three free one-month organics service to new customers. On page six, line 40, it should state, "...positively on the sign improvements in the Uptown Hamel area." On page six, line 26, it should state, "...working to place the Highway back on the map for future funding." On page six, line 37, it should state, "...pleased with the turnout of how the sign turned out."

Moved by Weir, seconded by Siitari, to approve the April 20, 2010 Regular City Council meeting minutes as amended. **Motion passed unanimously.**

V. CONSENT AGENDA

- A. **Accept \$981.21 Donation from T. Crosby, Jr.**
- B. **Approve Crack Sealing Services Agreement with Precision Sealcoating Inc.**
- C. **Approve Seal Coating Services Agreement with Pearson Brothers, Inc.**
- D. **Approve Wetland Permit Application and Wetland Replacement for CR116 Trail Project**
- ~~E. **Approve Petition and Waiver Agreement with Arrowhead Holdings, LLC**~~
- F. **Resolution Accepting Donation of Land from Terrance W. Tomann and Mary J. Tomann**
- G. **Authorize Disposal of Police Vehicles at Auction**

Moved by Johnson, seconded by Weir, to approve the consent agenda. **Motion passed unanimously.**

VI. COMMENTS

A. Comments from Citizens on Items not on the Agenda

There were none.

B. Park Commission

Park Commissioner Madeleine Linck stated a vote had taken place during the April meeting in which the Commission voted to not hold a regular meeting during the month of May. She reported that some members of the Park Commission would join the Planning Commission the following week to continue the discussion regarding the proposed open space/conservation design ordinance. She stated that the Commission voted in approval of the Friends of the Park program, including a formal application process, which would be reviewed by the Council tonight.

Crosby asked for further clarification regarding Friends of the Park; as he understood the policy would create an ad hoc group which would come forward with specific projects, rather than creating one cohesive group interested in the parks.

Linck confirmed that the intention would be for groups, such as interested residents or scout groups, to come forward and adopt certain parks or projects, such as the garden area or adopting a park. She described the discussion regarding the active park site selection process, as well as lighting of the ball fields.

Crosby stated that in regard to lighting the ball fields, he felt that additional information should be provided; including the benefit that would be provided and who the benefit would be provided to. He advised that previous discussion had centered on funding and the ability to obtain tournaments.

Smith stated that the Hamel Athletic Association has been interested in lighting the fields and explained the benefit that would be provided. She stated that the lights could be timed, but explained that because the park is becoming fully developed, with the field house and partial irrigation, lighting would be a logical step.

Weir stated that she received an e-mail from a gentleman from the Hamel Athletic Association who explained that the enrollment had almost doubled recently, and there is a demand for ball fields for tournaments. She advised that without lighting it is difficult for players to see the ball in the evening.

Linck summarized the discussion regarding the donor wall, located at the field house, and the dedication of the Tomann property on May 22nd. She advised that she would be hosting a nature walk following the dedication and invited interested residents to join the event.

Scherer reported that the certificate of occupancy was issued for the field house last night and the building was open for concessions/operations for the first time.

C. Planning Commission

Planning Commissioner Beth Nielsen reported that the Commission had not met since the previous update that was provided to the Council. She reported that the next meeting would be held the following week and advised of the items on the agenda, including three public hearings.

VII. NEW BUSINESS

A. Holy Name Improvement Project

Adams explained that the purpose of the public hearing was to order the mill and overlay project and adopt the assessment roll. He advised that staff recommends approval of the project and provided a background of street funding. He displayed the project area in discussion and reviewed the special assessment information. He reviewed other information for residents, including deferred assessments, green acres, or unbuildable but usable lots. He advised that this would be the last opportunity for residents, desiring to appeal the assessment, to file a written objection prior to closing the public hearing.

Crosby provided additional information regarding street repair projects and the assessment process. He explained how funding for street repairs, including assessments, had been developed.

Smith requested additional information regarding the method of indirect assessment, for people that do not live on the road.

Adams displayed a map of the project area and explained the process of indirect versus direct access affecting the amount of assessment. He advised that indirect assessments are for those who have property not directly on the roadway being improved, but must ultimately use the roadway being improved to get to their property through a local road. He advised that in calculating half of the assessment, an indirect access is quantified at one tenth the value of a direct access.

Mayor Crosby opened the public hearing at 7:40 p.m.

Dave Truax, 355 Lakeview Road, stated that he did not believe that Holy Name Road was in very bad condition, with the exception of some small areas on the northern portion of the roadway, and believed that the funds could be better used. He stated that if this project did move forward he would like to see that a bike trail, or pathway, be incorporated into the plans for the foot and bike traffic.

Scherer advised that the City developed a plan for repairs, to be completed on a yearly basis, and explained that Medina does not have the staff to do patchwork and repair potholes regularly. He explained that this mill and overlay would provide another ten years of wear for the roadway. He advised that this regular maintenance helps to provide a smoother surface and prevents damage that would only be corrected by reconstruction, along with the issue of available staff time.

Finke advised that there is not much available room to provide a trail on the side of the roadway.

Weir questioned if a small section of the road could be taken from each lane of traffic in order to construct a trail along one side of the road.

Darren Amundsen explained that the roadway is already built to the minimum width for safety and advised that there is not any additional roadway to remove, from either lane of traffic, for construction of a trail.

Crosby advised that this project could be completed, and the trail could be a separate project, that would be completed at a later time, as easements would need to be obtained from residents.

Johnson questioned if an assessment policy could be developed that would add language specific to obtaining easements, and the estimated assessment amount for the trail project.

Adams advised of a future trail CIP and stated the Holy Name Trail was listed as a low to moderate priority trail that would be completed in about 15 years. He explained that about 15 other trail projects have been listed as a higher priority through the use of park dedication funds, which are currently limited.

Suzie Sween, representing several parcels on the road, stated that she was present to speak for herself, her daughter Haley, and Raskob Brothers. She stated that she was not in favor of an assessment at all, especially because the residents paid a lot of money 20 years ago for construction. She stated she was present to speak in opposition of the proposed assessment for four parcels. She advised that parcels #13 and #19 are small driveway easement type lots that were platted in the 1950's to provide access to the farmland located directly behind. She reported that the lots were .14 acre and .18 acre in size and totally unbuildable. She advised that the lots are proposed to be assessed at a rate of \$581.81 per lot, which is the same rate of assessment as a large single family home with a three-car garage, and did not think those lots were assessed at a fair rate. She stated that the next lot assessment she was opposed to was lot #52, which is a small strip, of primarily swamp land, located between Holy Name Drive and Holy Name Lake and is also unbuildable. She advised that the last assessment she was opposed to was lot #39, which is an irregular piece of land that was leftover from the Cheyenne Trail development, and is unbuildable because of the slope of the land and required setbacks of the City.

Weir discussed the specified lots stating that the two northern lots were assessed at the proposed rate, as they serve their intended purpose, which is to provide access to the

farmland. She stated that she believed lot #39 was also usable; but noted that lot #52 did not seem buildable, and was unsure that lot should be assessed.

Smith questioned why the City was assessing unbuildable lots.

Johnson advised that the policy focuses on frontage, but agreed that it seemed illogical to assess land that is not buildable, and suggested removing lot #52 from the assessment.

Day advised that lot #39 could be combined with the lot to the north, #47, which would provide additional value. She explained that you cannot predict what would happen with the parcels when development occurs in the future, and advised that the parcel was assessed at the lowest value.

Adams advised that only three parcels could be removed from the assessment without bringing the assessed amount below 20 percent and asked the Council to hold the decisions until all residents could be heard.

Sween stated if the lots were to be assessed at a full unit, she would expect that she would be able to build a full unit on the lot.

Crosby advised that this distinction is separate from building code and zoning regulations. He advised that an application process would need to be followed for building.

Sween questioned why a vacant lot is being charged a higher rate of assessment than an occupied commercial lot.

Adams advised that different factors are used to determine the rate of assessment, such as future use. He advised that the commercial lot in discussion is a seasonal greenhouse business and only has customer traffic primarily during the spring and summer seasons. He added that a separate truck access to the commercial property existed on Medina Road which was also taken into consideration which reduced impact on Holy Name Road.

Sween believed that residents being indirectly assessed, proposed at a rate of one tenth, should be assessed at a higher rate as they use the road equally to those living directly on the road being repaired.

Weir advised that the residents being indirectly assessed are also going to be assessed when their own road is repaired, which would be a rate of 50 percent.

Kathleen Hansmann, 2482 Holy Name Drive, stated that she did not believe that Holy Name was a normal neighborhood road and instead believed that it was similar to a County Road. She was also concerned with the speed of the traffic on the roadway.

Adams advised that this roadway is being assessed at a rate of 22 percent, as a collector road, rather than a rate of 50 percent, as a neighborhood road.

Conrad Miller, 2475 Holy Name Drive, questioned the need for an overlay on the roadway, as he believed that the new surface would encourage drivers to increase

speeds. He stated that the amount of traffic and the speed on the roadway has increased. He stated that he returned to his home, from out of state, five weeks ago and a police car patrolled the street, only once. He requested additional police presence to deter the speeding traffic.

Police Sergeant Nelson commented that the police patrol Holy Name Drive. He advised that since the stop sign had been installed, traffic has slowed.

Smith questioned how many roads the police department patrols.

Nelson commented that the department patrols all 26 square miles of the City.

Beth Nielsen, 295 Lakeview Road, commended Smith and Weir on their thoughts regarding a walking path, as she was also in favor of a path. She liked the stop sign and believed that it has helped to lower the speed of traffic. She was in support of the project, as she frequently walks along the roadway proposed for mill and overlay.

Adams requested to add three written letters into the record that were included in the packet. The letters include Joel Feder at 2412 Holy Name Drive; Suzie Raskob Sween for PID's 13-118-2343-0008, 13-118-2343-0016, 24-118-2312-0015, and 24-118-2314-0007; and, Mary Begin for PID's 13-118-23-44-0003 and 13-118-23-43-0001.

Batty explained the items that would be required for residents wishing to keep their option to appeal open. He advised that the oral objections heard tonight would not be sufficient and stated that written appeals would need to be submitted before the public hearing closed.

Crosby suggested leaving the public hearing open for an additional 30 minutes, to allow additional time for those residents that may still need to submit a written appeal.

Neilsen questioned if the amount of assessment would increase for all of the other residents if Ms. Sween's parcel were removed from the assessment.

Day confirmed that if only one or two parcels were removed from the assessment roll the assessment amount would not change for any of the other assessed residents.

Smith questioned if an appeal would mean that a resident would not have to pay their assessment.

Batty advised that the resident would still be liable for the assessment and further explained the process of appeal. He advised that written objection or appeal would mean that the resident could continue to the courts with a lawsuit.

Day read a portion of the letter that was sent to residents regarding the assessment and appeal process.

*Moved by Smith, seconded by Johnson, to suspend the public hearing at 8:30 p.m.
Motion passed unanimously.*

Crosby asked for any additional written objections of the assessment from residents.

A written appeal from Conrad Miller for PID's 13-118-2343-0002 and 13-118-2343-0003 were entered into the record.

*Moved by Weir, seconded by Johnson, to close the public hearing at 9:10 p.m. **Motion passed unanimously.***

*Moved by Smith, seconded by Weir, to approve removal of lot #52 from the assessment roll, as the Council deemed that lot not buildable. **Motion passed unanimously.***

Batty explained the process of a 429 road project and advised how the Council should move forward. He advised that normally the road project is ordered in the spring, completed in the summer, and then assessed in the fall, once the project is completed; he explained that the Council is instead holding both public hearings at the same time. He advised that although the Council could lower the assessment rate to 20 percent, compared to 22 percent, room for appeals should also be left, to ensure that the assessment rate does not drop below 20 percent.

Weir questioned if the Council would be willing to lower the assessment rate.

Crosby advised that he was not in favor of lowering the assessment rate because of the open appeals.

Weir confirmed that the assessment could be reassessed at a lower rate, once the project is completed and the actual appeals are known, through a public hearing.

1. Resolution Approving Plans and Specifications and Ordering Holy Name Drive Mill and Overlay Project

Moved by Weir, seconded by Siitari, to approve resolution approving plans and specifications and ordering Holy Name Drive mill and overlay project.

Further Discussion: Smith commented that she felt this project was an opportunity to pave the road and restripe at a width of ten feet per lane, rather than a width of 12 feet, with an area for walking along the side.

Siitari stated that he was unsure whether the stop sign actually helped to decrease the speed on the roadway, and requested further information. He stated that he would not be in favor of decreasing the lanes to a width of ten feet, as he felt it would provide a false sense of security for those using the walking lane.

Johnson stated that he felt staff could research the issue of restriping further. He stated that he would not be in favor of approving a width that has not yet been approved by the State legislature.

Batty explained that this request is for the approval of the plans and specifications for the project, which were completed as directed by City staff, and then ordering the project. He advised that if the Council wanted to change the plans and specifications of the project, the item would need to be continued, and approved at the next meeting.

Smith stated that she was not attempting to delay the project but was merely suggesting that the striping be changed to a width of ten feet.

Scherer advised that the plans state 12 feet wide lanes for the roadway and noted that changing the lanes to a width of 10 feet would require the plans to be changed. He advised that staff would also need to determine the liability of the City in regard to the safety aspects of the smaller lane width.

*Weir retracted the motion made. **Motion retracted.***

*Moved by Smith, seconded by Weir, to table a resolution approving plans and specifications and ordering Holy Name Drive mill and overlay project. **Motion passed unanimously.***

2. Resolution Adopting Assessment Roll for Holy Name Drive Improvement Project

*Moved by Smith, seconded by Weir, to table resolution adopting assessment roll for Holy Name Drive improvement project. **Motion passed unanimously.***

B. Lot Combination and Easement Vacation at 1985 Hamel Road – Dan and Elizabeth Strand

Finke advised that two requests had been submitted for this property; to combine a 30-foot outlot to the existing property, and to vacate the drainage and utility easements once that combination is completed.

Crosby questioned if the other two property owners neighboring this lot had interest in the lot.

Dan Strand commented that the other two property owners, to the west of the lot, and neither had interest in the lot. He advised that the other two properties already have access to Hamel Road.

Finke reviewed the compliance of the requests against the ordinance standards and advised that staff recommends approval of the request subject to the noted conditions in the staff report. He advised that a public hearing would be required for vacation of the easement.

Mayor Crosby opened the public hearing at 8:37 p.m.

*Moved by Smith, seconded by Johnson, to close the public hearing at 8:37 p.m. **Motion passed unanimously.***

*Moved by Smith, seconded by Weir, to direct Staff to prepare the resolution for lot combination at 1985 Hamel Road. **Motion passed unanimously.***

*Moved by Smith, seconded by Weir, to direct Staff to prepare the resolution for lot easement vacation for lot seven, block one, neighboring 1985 Hamel Road. **Motion passed unanimously.***

C. Open Systems International

Finke stated that this request is for an amendment to the site plan, which was approved by the City Council in March. He reviewed the proposed amendments and explained that the request would include a 40 square foot addition to each floor of the proposed building. He advised that also proposed is a landscaping reduction to the east of the

building, which would allow additional room for the footprint of the building, and was recommended because of the wetlands. He stated that staff and the Planning Commission recommend approval of the request subject to three conditions; require fire lane to be paved, update reference to plan date, and remaining conditions remain unchanged.

Weir requested further information regarding the modulation of the north wall and how that would be changed because of the proposed additional screening.

Smith stated that the Council attempted to break-up long solid walls in the approved site plan and was concerned that the addition would now have the appearance of a long, solid wall.

Crosby stated that OSI would like to move forward on this project as soon as possible and asked that the Council approve this request tonight and authorize staff to work with OSI on this item going forward regarding the modulation of the northern building facade.

Ed Fitzpatrick, OSI, stated that OSI is currently speaking with the architect to increase the modulation in the building façade, including the use of additional materials. He advised that discussions would continue through the design-build process, to further screen the building and provide modulation. He advised that OSI also continues to discuss options for landscaping.

1. Resolution Amending Previous Approval of a Site Plan Review and Conditional Use Permit

*Moved by Johnson, seconded by Weir, to approve resolution amending previous approval of a site plan review and conditional use permit, subject to the applicant working with staff to address the modulation concern on the north wall. **Motion passed unanimously.***

2. Approve Petition and Waiver Agreement with Arrowhead Holdings, LLC

Finke explained the changes made to the document, with the main change being that the expiration of the agreement would be decreased from 15 years to 10 years. He advised that the other language changes provide clarification rather than changing the terms of the agreement.

Mayor Crosby briefly recessed the meeting at 9:00 p.m.

Mayor Crosby reconvened the meeting at 9:05 p.m.

*Moved by Johnson, seconded by Weir, to approve the petition and waiver agreement with Arrowhead Holdings, LLC. **Motion passes unanimously.***

3. Resolution Granting Final Plat Approval for Cavanaugh's Meadowwoods Park

*Moved by Smith, seconded by Johnson, to approve a resolution granting final plat approval for Cavanaugh's Meadowwoods Park. **Motion passed unanimously.***

D. Ballfield Lighting and Irrigation Funding Program

Adams provided a brief summary of background information regarding the request to create a lighting and irrigation funding program for the ball fields. He provided an estimate of the cost of simply electricity, not including upkeep and maintenance, and explained how that information could be used to determine a user fee that the ball field users would be required to pay to use the lights.

John Kastner, President of Hamel Baseball, resident at 3415 Elm Creek Drive, provided information to the Council regarding the proposed lighting. He advised that the lights would be metal halide lights, approximately 60 feet high, with six lights per field. He stated that safety is another concern, as without lights the children should only play until approximately 8:00 to 8:30 p.m. He stated that a control system could be used, which would turn the lights on and off via satellite or a cellular phone. He stated that a baseball program is dynamic, as children choose where they play based on skill level, the program, and whether children can play with their friends. He advised that with over 540 participants this year, his association needs to show the participants what they can offer. He then summarized the benefits his team has to offer, such as an accommodating schedule for families that go to cabins on the weekends. He also addressed the issue of only allowing Medina residents to play, as he felt that Medina baseball should not be limited to residents of only Medina. He explained that Medina does not offer several other sports and interested residents are able to join those sports through leagues in neighboring cities; so he felt that the Medina baseball program should not be limited to only residents.

Crosby explained that he did not intend to state that baseball should be limited to only Medina residents, but wanted to ensure that the lights would benefit residents of the City.

Kastner advised that with lighting installed, teams would be able to play one additional game on each lit field per night. He stated that currently there is one lit field that could be used for little league or women's softball and stated that eventually he would like all four fields to be lit.

Smith explained that the request tonight is for a policy that would address ball field lighting and irrigation funding. She explained that the policy would split the funding as 25% donation, 25% City matching, and 50% either private contributions or City sponsored grants. She advised that a portion of the 25% donation would be held for maintenance purposes.

Crosby stated that he felt that this addressed a method for possible funding, but did not feel that this request explained the need for the lighting.

Smith commented that if lighting were going to be installed it should begin soon; as she felt that there could be opposition once the Holasek property is developed. She stated that if the City were going to attempt to gain league tournaments on the weekends, lighting would also be desired. She advised that this item has been included on the Park Commission work plan and CIP for several years.

Adams confirmed that the item has been included on the Parks CIP for several years and the field house was equipped with panels for future lighting. He advised that this would be a policy which would state that lights were going to be installed in the park and

a method for possible funding. He believed that the decision for this item should happen within the next several months.

Crosby stated that he felt additional information was needed for this request, as he did not feel that obtaining additional weekend tournaments should be the only benefit for Medina residents.

Smith stated that although she is in favor of dark sky, she was also in favor of this request.

Crosby questioned the ultimate cost for the four fields.

Kastner stated that the approximate cost for lighting the four fields would be about \$440,000. Scherer concurred with the cost estimate.

Adams stated that some feel the Park could be a destination area, and that the addition of lights on the field would bring more people into the area, that may also visit local businesses.

Crosby reviewed the discussion points that he would like clarified and the additional information that he would like staff to gather for this request. He questioned whether it would be likely that residents would be willing to donate 75% of the cost of the ball field lighting.

Smith felt that it was attainable and noted that the park would not even be what it is today without donations from the public. She commented that up to 50% of the funding could be provided through a Hennepin County grant.

Johnson stated that he wanted to ensure that the cost and benefits were reviewed in detail. He then summarized the method that would be used to determine a rate for a user fee for the park and/or night games.

Crosby commented that neighboring property owners should be alerted to the proposed lighting, as it would have an effect on those homes.

Adams advised that some of the answers would need to come from sources other than City staff, such as the ball association.

Crosby questioned the ideal timeline of the ball association.

Kastner stated that without lights the association would need to limit registration next year. He recognized that lights would probably not occur during the current season.

Smith stated that the best method to move this forward would be for residents, in favor of the request, to begin collecting donations.

E. Ordinance Amending Fee Schedule

Adams provided a brief overview of the proposed changes to the fee schedule and advised that a public hearing would need to be held.

Mayor Crosby opened the public hearing at 10:15 p.m.

*Moved by Weir, seconded by Johnson, to close the public hearing at 10:15 p.m. **Motion passed unanimously.***

*Moved by Weir, seconded by Siitari, to approve the ordinance amending the fee schedule. **Motion passed unanimously.***

F. Ordinance Amending Section 640 of the Code of Ordinances Regarding Peddlers, Solicitors, Transient Merchants and Door-to-Door Advocates

Adams briefly summarized the proposed ordinance amendments, including the ability of the City to deny a request from an applicant with criminal history.

Weir provided an example of when one person drops off a carload of people to go door to door.

Batty advised that every person going door to door would need to apply for and receive a permit.

Crosby stated that door to door advocates would also include someone campaigning for Mayor.

Batty advised that there is a section included in the ordinance which would specify exemptions, such as first amendment rights.

*Moved by Smith, seconded by Johnson, to approve ordinance with any recommended changes. **Motion passed unanimously.***

1. Resolution to Publish the Ordinance by Title and Summary

*Moved by Smith, seconded by Johnson, to approve resolution to publish ordinance by title and summary. **Motion passes unanimously.***

G. Friends of the Park Program

Adams advised that this item had already been discussed during the update from the Park Commission.

Crosby read a section aloud from the policy language and clarified that he originally believed that this program would cover all of the parks, but now understood that the program would be broken up per park or project.

Smith stated that the intention was to break up the program per project, as the Commission felt that if the group was going to cover all of the parks it would be too similar to the Park Commission.

Batty commented that he has seen this program successfully run in other cities and agreed that normally the program is split into projects that residents can volunteer for, such as maintaining the flowers in a certain area, or picking up trash in one park.

Park Commissioner Linck commented that the name could be changed from Friends of the Park to Adopt-A-Park.

Crosby questioned who would approve the applications.

Scherer commented that he would most likely review applications, as he is most likely to be familiar with the maintenance that would need to be completed.

*Moved by Smith, seconded by Weir, to approve Friends of the Park Program. **Motion passed unanimously.***

VIII. CITY ADMINISTRATOR REPORT

A. CSAH 101 Pedestrian Trail Connection

Adams stated that he and Scherer met with Hennepin County and advised that the County would be completing the project in-house, rather than contracting the project out. He stated that the berm has been a discussion point, as some residents would prefer for the connection to occur at another point because of the berm. He advised that the other connection point, preferred by some residents, could be added at a later time, as that cost would be approximately \$50,000.

The Council agreed that the pedestrian access crossing CSAH 101 should be completed by Hennepin County and that no action should occur on a local trail connection with the exception across Clydesdale Trail on the east side of CSAH 101.

B. City Tree Arborist

Adams stated that two cost estimates had been provided to the Council for review. He summarized the differences between the two groups and stated that staff would recommend the use of S&S Tree and Horticultural Specialist, Inc. He advised that if S&S were chosen, he would like to make some minor changes to the contract language, as recommended by Batty.

*Moved by Smith, seconded by Johnson, to approve SMS as the City Tree Arborist, and direct the City Administrator and Mayor to execute the contract with the City Attorney recommended revisions. **Motion passed unanimously.***

C. Change Order #1 for County Road 116 Trail

Adams advised that there have been some additional costs and deductions, which would equal a total change in cost of \$71.10.

*Moved by Smith, seconded by Weir, to approve change order #1 for the County Road 116 Trail project in the amount of \$71.10. **Motion passed unanimously.***

D. Review of Health Insurance Policy

Adams stated that he and Jodi Gallup met with a third party agent, who helps the City to review and obtain health insurance rates, and briefly summarized the update and review. He advised the recommendation from staff would be to continue with the current LOGIS pool for 2011, and stated that rates would be returned to the City in July, which may affect a decision to change health insurance carriers in 2012. He stated that staff would continue to look at other pool options as well.

XI. MAYOR & CITY COUNCIL REPORTS

Weir stated that she was asked to a Washington Fly-In to request funding for the Highway 55 Corridor. She confirmed that she would be paying her own expenses.

Crosby stated that he would be out of town the weekend of May 22nd and would not be at the Tomann Preserve event; he wanted to ensure that other Councilmembers would be present.

XII. APPROVAL TO PAY THE BILLS

*Moved by Johnson, seconded by Weir, to approve the bills, EFT 000725-000734 for \$25,350.51 and order check numbers 035406-035463 for \$111,280.65, and payroll EFT 502735-502759 for \$39,904.06. **Motion passed unanimously.***

XIII. ADJOURN

*Moved by Weir, seconded by Siitari, to adjourn the meeting at 10:40 p.m. **Motion passed unanimously.***

T.M. Crosby, Jr., Mayor

Attest:

Chad M. Adams, City Administrator-Clerk