

EAST BETHEL CITY COUNCIL MEETING

AUGUST 19, 2015

The East Bethel City Council met on August 19, 2015, at 7:00 p.m. for the regular City Council meeting at City Hall.

MEMBERS PRESENT: Steve Voss Ron Koller Tim Harrington
Brian Mundle Tom Ronning

ALSO PRESENT: Jack Davis, City Administrator
Mark Vierling, City Attorney
Mark DuCharme, Fire Chief
Craig Jochum, City Engineer

1.0 Call to Order The August 19, 2015, City Council meeting was called to order by Mayor Voss at 7:00 p.m.

2.0 Pledge of Allegiance The Pledge of Allegiance was recited.

3.0 Adopt Agenda **Harrington stated I'll make a motion to adopt tonight's agenda and I'd like to add Item I. Supplemental Payment Summary. Koller stated I'll second.** Voss stated any discussion? All in favor say aye?" **All in favor.** Voss stated any opposed? That motion passes. **Motion passes unanimously.**

4.0 Presentation Davis presented the staff report indicating the East Bethel Scholarship Pageant organizes and sponsors the annual Scholarship Pageant where individuals compete to represent the City of East Bethel as an Ambassador for a twelve-month period with appearances at numerous City festivals, celebrations, and other official functions.

4.0A. East Bethel Royalty Recognition At this time, the East Bethel City Council, appreciative of the time and effort these pageant winners devote to representing the City, will recognize the following, and if you'll please come forward to the Mayor: Ms. Karley Landwehr as Miss East Bethel 2015-2016

Miss East Bethel 2015-2016 Karley Landwehr stepped forward.

Voss stated motions were passed earlier, at the earlier meeting, and I'll read this for all:

WHEREAS, the East Bethel Scholarship Pageant organizes and sponsors the annual Scholarship Pageant; and

WHEREAS, the individuals recognized through this competition represent the City of East Bethel as an Ambassador for a twelve-month period by appearing at numerous City festivals and celebrations and other official functions; and

WHEREAS, the City of East Bethel is appreciative of the time and effort these pageant winners devote to representing the City.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL, MINNESOTA THAT: Ms. Karley Landwehr is hereby recognized as Miss East Bethel and an Ambassador for the City for the next year.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL FO THE CITY OF EAST BETHEL THAT: the City Council hereby expresses its thanks and appreciation for the time and effort Ms. Karley Landwehr will devote to representing the City for the next twelve months.

4.0A. Voss presented her with Resolution 2015-41: A Resolution Recognizing East Bethel

Royalty for 2015-2016 Miss East Bethel Karley Landwehr. Ms. Landwehr stated thank you. Those in attendance offered a round of applause.

Davis stated at this time we'd also like to recognize 2015-2016 Princess Ms. Tori Larson. Ms. Larson stepped forward. Voss stated thank you very much, we look forward to the year. He presented her with Resolution 2015-42: A Resolution Recognizing East Bethel Royalty for 2015-2016 Princess Tori Larson. Ms. Larson stated thank you. Those in attendance offered a round of applause.

Davis invited 2015-2016 Little Miss Madison Burch to step forward. Voss stated thank you very much. I hope you have a wonderful year. I'll see you a lot. He presented her with Resolution 2015-43: A Resolution Recognizing East Bethel Royalty for 2015-2016 Little Miss Madison Burch. Those in attendance offered a round of applause.

Davis invited 2015-2016 Little Miss Elizabeth Raab to step forward. Voss stated thank you and presented her with Resolution 2015-44: A Resolution Recognizing East Bethel Royalty for 2015-2016 Little Miss Elizabeth Raab. Those in attendance offered a round of applause.

Each member of the East Bethel Royalty introduced themselves and stated they are honored.

Voss stated we are all very appreciative of what you've done so far and what you'll do for the next year. I think also your family, your friends, and your parents that are going to support you for these next few months are well-deserving too. A final round of applause was offered.

4.0B
St. Francis
High School
Booster
Check
Presentation

Davis presented Mr. Brad Kaehler will present a check for \$22,500 for the St. Francis Blue Line Club's and the Youth Hockey Association's share of the new dasher boards that were installed in the Ice Arena. In April, Council and these groups agreed to split the cost of this improvement. Through fundraisers and a \$5,000 donation from County Market, the Club's share was raised locally.

In addition to his fund raising activities, Mr. Kaehler was instrumental in organizing and supervising the project. Jen Smith with the St. Francis Youth Hockey Association was also involved in the project and other efforts to improve the facilities at the City Ice Arena.

At this time, Mr. Kaehler would like to present the symbolic check to the Mayor. We've already received the real one and are greatly appreciative of both of your efforts.

Brad Kaehler, St. Francis High School Booster Club, and Jen Smith, St. Francis Youth Hockey Association, stepped forward. Voss stated thank you very much. Mr. Kaehler and Ms. Smith stated thank you very much. Voss stated this is something the City does not see very often.

Mr. Kaehler presented the symbolic check to Mayor Voss.

Voss stated for those in the audience who are wondering why we're holding this check, our St. Francis Hockey Association, as volunteers, came forward and did a lot of work to help improve the Arena that we have and the Arena that they use. It's been very rewarding and very encouraging to see the volunteer community and they have rehabbed our Arena. Again, thank you very much. Ms. Smith stated thank you very much. Mr. Kaehler stated

thank you Mayor and Council. Ms. Smith stated thank you Council for letting us do this. Each Council Member extended their thanks to Ms. Smith and Mr. Kaehler. Davis stated thank you, Brad.

4.0C
Sheriff's
Report

Commander Shelly Orlando presented the July 2015 Sheriff's Report of custodial arrests and significant events.

DWI's: There were six DWI arrests in July. Two of the arrests were the result of driving conduct being called in by other motorists. Two arrests were the result of traffic violations witnessed by Deputies. One arrest was the result of a single vehicle motorcycle crash where the driver of the motorcycle was uninjured and fled the scene. Deputies were able to locate the driver and he tested at a .26 blood alcohol content at 3:41 p.m. One arrest was the result of a hit and run property damage crash. The other involved driver followed the suspect vehicle until Deputies were able to stop it. The suspect driver failed field sobriety tests and tested at a .19 blood alcohol content at 8:00 a.m.

5th Degree Controlled Substance / Possess Drug Paraphernalia: On July 2nd, Deputies were called to a report of suspicious people walking around a business that was closed. Upon arrival, Deputies located a male and female coming from the darkened rear of the building. The male became nervous and fidgety during questioning and kept placing his hands in his pockets. Deputies conducted a pat down search and located a marijuana grinder and pipe in his front pockets. Also located were two small baggies containing a white powdery substance, which was determined to be methamphetamine. The male also had a small baggie with a black tar substance, which he claimed was marijuana residue from cleaning the pipe. The male was taken into custody.

2nd Degree Assault: On July 7th, Deputies were called to an assault call where multiple people were fighting and multiple people had been stabbed. Upon arriving, there was no one left outside fighting and Deputies were given information on where possible victims may be located. Deputies were able to talk with witnesses who advised a male and female had been arguing in front of a trailer. A vehicle with another male pulled up and the two males began to argue. The first male stabbed the second male in the back with a small pocketknife and then fled from the scene. The second male gave chase, caught up with the first male, assaulted him and stabbed him in the back of the head and on the arm, with a large hunting-type knife. This male was taken by ambulance to HCMC for treatment. A third male also got involved and was stabbed in the leg. He was taken to Cambridge hospital and made a report from there. The second suspect was located hiding in another trailer. This male was taken to Mercy to have his back wound treated and then taken to jail. There were two females who had minor stab wounds who were uncooperative with Deputies and the CID Detective. The CID Detective did respond to HCMC to try and get a statement from the suspect/victim. The male advised he had been intoxicated and didn't really remember what had happened. Due to the fact that the male was going to undergo surgery on his arm, the male was going to be charged via formal complaint.

Gross Miss-Obstruct Legal Process/ Disorderly Conduct / Damage to Property / Flee on Foot: On July 17, Deputies were called to a residence on a male who was out of control and had kicked his mom's car, causing damage. Upon arriving, the mother told Deputies that her son had been acting very strangely the last few weeks and had admitted to her that he had been smoking synthetic marijuana. The suspect became irate with the mom and went outside, stating he was going to kill her and kicked her car. He then fled the house and

went to a neighbor's house. The neighbors and their children were all outside when the suspect came over yelling and swearing. The neighbor tried to calm the suspect down, but he just became more irate and threatened to kill them all. He then ran away. Deputies located the suspect, who was running into the woods. Deputies commanded the suspect to stop and that he was under arrest, but the male continued to run. Deputies were able to catch up to him and the suspect began resisting. One Deputy did suffer some swelling on his elbow due to the altercation with the male. The Deputies were able to subdue the male and get him into custody.

5th Degree Assault: On July 19th, Deputies were called to a business regarding a fight in the parking lot. Upon arriving, Deputies met with a female who reported being punched in the face by another female. The victim reported that she and two of her friends had just arrived at the establishment. One friend had an alcoholic beverage that she brought into the business. Staff told them to leave. As they were going to the parking lot, a male began yelling at them. A female then came up to the victim, yelled at her, and punched her in the face. The victim did not have any marks or injuries from the punch. The suspect told Deputies that these people came into the bar, acting very belligerent. She advised that she had heard a female had punched her father, who was out in the parking lot and she went outside to defend him. She admitted punching the female, whom she believed to be the one who had struck her father. She learned that no one had assaulted her father but still defended her actions, saying the female had 'stepped up' to her. The suspect was charged with a 5th degree assault.

5th Degree Assault: On July 27th, Deputies were called to an assault. Upon arriving Deputies met with the victim who reported he had been assaulted by a male whom he works for. The victim reported he had brought the ex-girlfriend of his boss to the gas station. The suspect began texting the victim asking him if he was trying 'to move in' on his girl. Upon returning to the property, the suspect chased the victim, got him in a headlock and began punching him in the head. The ex-girlfriend told him to stop, which he did. The suspect denied anything happening with the victim. The suspect was arrested.

5th Degree Controlled Substance / Possess Stolen Vehicle: On July 27th Deputy Rakotz located a suspicious vehicle in a business parking lot that was parked away from other vehicles. There was a person inside the vehicle that appeared to be sleeping, as he was slumped over. Upon running the vehicle, it came back as stolen. Deputy Rakotz was joined by Deputy Nelson. They surrounded the vehicle and could not see any weapons in sight. The vehicle was locked. Deputy Rakotz pounded on the window to wake up the male. As the male was waking, Deputy Rakotz saw a syringe in his hand. Deputy Rakotz was able to take the male into custody. The male was acting groggy and confused, leading the Deputies to believe he had just used heroin. An ambulance was called to make sure the male was okay. On the dashboard were two plastic pieces with a black tar-like substance on them. The substance tested positive for heroin. The male advised he was borrowing the car from a friend and didn't know it was stolen. The male was taken to jail.

Arrest Breakdowns: Felony – 6; 5th Degree Controlled Substance – 4 arrests, 1 Possess Stolen Vehicle and 1 Degree Assault – 1; Gross Misdemeanor – 1 and that was Obstruct Legal Process with Force; Misdemeanor – 9; Damage to Property – 1; 5th Degree Assault- 1; Disorderly Conduct – 2; Shoplifting – 1; Flee on Foot – 2; False name to Officer – 1; and Possess Drug Paraphernalia – 1.

hot in July. Ronning stated and we had a full moon all month. Orlando stated you would think, yeah, we had two full moons. Voss asked any questions for Commander Orlando?

Mundle stated there's twice in there that talked about black tar-like substance. Is that related to heroin? Orlando stated there is a black tar heroin but I'm not sure if where the resident said it was residue from cleaning his pipe, I'm not sure if that actually tested out to be heroin or if that, in fact, was just a marijuana substance.

Mundle asked is that something you look at? Heroin? I guess I don't know what any of the drugs look like. Orlando stated yes, it is a form of heroin. There's a black tar heroin.

Mundle asked what is synthetic marijuana. Orlando stated synthetic marijuana is marijuana that some, I don't know if you want to say 'scientist' but it's a chemical compound that was initially being sold over the internet. It was called 'Spice' or 'K2.' It has some of the proponents of marijuana but it's not grown like marijuana can be grown, obviously, naturally. This is something that's chemically compounded to produce.

Voss stated obviously from reading your report. Orlando stated it's not a good thing. Voss stated yeah, it's not. Orlando stated there's been several laws passed trying to outlaw it but part of the problem is there's chemical components of it and then they change part of the composition and then all of a sudden, it's not going to be illegal.

Mundle asked so it's kind of similar to the bath salt craze? Orlando answered yes, part of that. Mundle stated okay, I've heard bad things. Orlando stated yeah, it's not good stuff.

Mundle stated I've also heard of a new exchange zones at the parking lots. Orlando stated yes, the Sheriff's Office did, well we've always kind of been a location for people if they want to, if you're selling something on Craigslist and you don't want people coming to your house, the Sheriff's Office, not that there is somebody there 24/7 but there's possibility that somebody is around there 24/7. But, the Sheriff's Office is always been a place where people will come and maybe do child custody exchanges and that kind of thing. Well, they do have it marked in our parking lot now where this exchange zone is and it is under camera surveillance so if you are meeting someone you don't know.

Voss asked and the address of your office? Orlando responded 13301 Hanson Boulevard. Voss stated and it's south of Bunker. Orlando stated just south of Bunker, yes. So, these parking lots actually have a little placard that marks them so they know that, I mean anywhere in our parking lot is fine, but that part is particularly under surveillance.

Orlando stated also, for anyone who's interested, we will be having our annual Sheriff's Open House September 15th, which is a Tuesday. Our Sheriff's Office will be open to the public to come in from 4 o'clock p.m. to 7 o'clock p.m. If you have never been there, I would encourage you to come down. We have some canine demonstrations that go on. We usually get a helicopter too to fly in. We've got the Fire Department there. So, it's neat for people who want to be able to see our SWAT equipment or our recreational enforcement equipment, that kind of stuff. They get to walk through the building and get to see the space.

Voss asked what's the time of that again? Orlando stated 4 to 7, Tuesday, September 15th. So I'd encourage you all to show up because I'll be there. Voss stated that's a reason in itself. Any other questions for the Commander? Any questions from the public? All right,

Sheriff's Report

thank you Shelly. Orlando stated thank you.

5.0 Public Forum

Voss asked do we have anyone who signed up tonight? Davis replied no one signed up. Voss asked is anyone here interested tonight to speak at the Public Forum on an issue that's not on tonight's agenda? If not, then we'll move forward to the Consent Agenda.

6.0 Consent Agenda

Item A Approve Bills

Item B August 5, 2015 City Council Minutes

Meeting minutes from the August 5, 2015, City Council Meeting are attached for your review and approval.

Item C Resolution 2015-45, Special Assessment Write-off

This resolution allows the City to write off an uncollectible special assessment of \$4,361.41 from parcel 36-33-23-21-0065, 191 Elm Road, MN Insurance Trust. This was assessed in 2010 and no payments were ever received. The parcel is a tax forfeit property and is currently titled to the State of Minnesota Insurance Trust.

Staff recommends approval of the resolution pending an opinion of the matter by the City Attorney.

Item D Payment to Rum River Contracting for the Whispering Aspen Street Surface Improvement Project

North Metro Asphalt & Contracting received the contract for the Whispering Aspen Street Surface Improvement Project. Upon completion of the project a punch list was assembled and sent to the contractor. The contractor failed to complete the punch list work in accordance with the contract. The required notice was provided, to the bonding company and the contractor, of the City's intention to contract this work. Rum River Contracting was authorized to complete the punch list work at the quoted price of \$9,805.00. A total retainage of \$27,668.50 was held from the last payment to North Metro Asphalt & Contracting as security to complete the punch list work. The final payment to the bonding company will be \$17,863.50. Rum River Contracting has completed the punch list work and staff recommends payment of the attached invoice in the amount of \$9,805.00.

Payment for this project was financed from the City's Street Capital Fund and through funds that are collected from the developer for street improvements in accordance with the Developers Agreement. Funds, as noted, are available and appropriate for this project.

Item E Resolution 2015-46, Proclaiming Constitution Week

The Daughters of the American Revolution, Anoka Chapter, requested that Council adopt a resolution proclaiming September 17-23, 2015 as Constitution Week.

Staff recommends adoption of Resolution 2015-46 Proclaiming September 17-23, 2015 Constitution Week.

~~Item F Accept Resignation of Recording Secretary~~

Item G Resolution 2015-47, Proclaiming October Domestic Violence Awareness Month

At the request of Alexandra House, Resolution 2015-47 Proclaims October 2015 as Domestic Violence Awareness Month. The City provides a financial contribution to the

Alexandra House and is very supportive of the services they provide. Staff recommends adoption of Resolution 2015-47 Proclaiming October as Domestic Awareness Month.

Item H Resolution 2015-48, a Resolution Calling a Hearing on Assessments for Retaining Wall Reduction at 553 Lakeshore Drive

Staff recommends approval of Resolution 2015-48 which sets the date of September 16, 2015, at 7:00 PM at the East Bethel City Hall for a hearing assessment for the retaining wall project at 553 Lakeshore Drive.

Item I Supplemental Payment Summary

Koller stated I'll make a motion to approve the Consent Agenda. Mundle stated I'd like to **pull Item F.** **Koller stated I'll revise my motion.** **Harrington stated I'll second that motion.** Voss stated any other discussion? All in favor say aye?" **All in favor.** Voss stated opposed? Motion passes. **Motion passes unanimously.**

6.0F
Accept
Resignation
of Recording
Secretary

Mundle stated Item F is accepting the resignation of Recording Secretary Sue Irons, Recording Secretary for the EDA, Parks, Planning, and Roads Commissions has submitted her resignation as of October 1, 2015. Ms. Irons has performed her duties at a high level of professionalism. I just want to publicly thank Sue Irons for her service to the City. She did an excellent job. I would just like to thank her.

Mundle stated I'll make a motion to approve Item F. **Harrington stated second.** Voss stated any discussion? I echo Brian's comment. I joked with her Monday night that I wasn't going to vote in favor. All in favor say aye?" **All in favor.** Voss stated any opposed? That motion passes. **Motion passes unanimously.**

**7.0
New Business**

Commission Association and Task Force Reports

7.0A
Planning
Commission

None.

7.0B
Economic
Development
Authority

Davis presented the staff report indicating expansion of and retention of existing business is a major component of the City's economic development activities. In order to facilitate this goal, the City is sponsoring a Business Retention and Expansion Program. The Goals of the Business Retention and Expansion are to:

7.0B.1
BR&E Report

- Demonstrate to local businesses that the City recognizes and appreciates their contribution and importance to the local economy;
- To assist existing businesses in solving problems and utilize programs and resources that enable them to become more competitive in local and regional markets; and,
- Develop additional means to assist local business.

As part of the Business Retention and Expansion Program, a visitation program is the first phase of contact with local businesses. The Business Retention and Expansion Visitation program is a joint effort by citizens living and/or working in East Bethel. The University of Minnesota, in association with the City of East Bethel, the East Bethel Economic Development Authority, Connexus Energy, and the East Bethel Chamber of Commerce are sponsoring this effort.

7.0B.1

A Leadership Team that represents businesses and non-profits serving on the Task Force,

along with other volunteers will conduct the business interviews. There are two trainings scheduled for September 9, 2015, from 1:00 to 2:30 p.m. in the Council Chambers at City Hall, and September 17th, from 6:30 to 8:00 p.m., at the Senior Center. At these meetings, volunteers will be given information about the business interviews and teams will be assigned to conduct the interviews. A target date of October 15, 2015, has been set to have the business interviews completed. The preliminary survey results are scheduled to be compiled by November 30, 2015.

It is the goal of the BR&E Leadership Team to interview 80 to 100 businesses. The Business Retention and Expansion Committee is still seeking to recruit 10 to 15 additional volunteers to conduct the business interviews.

Upon completion of the interviews, the information will be analyzed and recommendations and plans will be proposed to address those issues identified from the survey data.

The cost of this activity is \$12,000 and Connexus Energy has provided \$5,000 for the project.

Davis stated Jack, if I can add to that and just emphasize that we're still looking for 10 to 12 more volunteers for this Program. It's not a huge volunteer commitment at this level. You're basically going to meet with a couple of our local businesses and do an interview. But, we need a few more people on, 'boots on the ground,' so to speak. So if there's anyone interested you can call City Hall and talk to Jack or Colleen Winter, our Community Development Director, and they'll get you in touch with the right person. Sorry Jack, I had to add that. Davis stated good point, thank you.

Informational; no action required.

7.0C Park Commission None.

7.0D Road Commission None.

8.0 None.

Department Reports

8.0A
Community Development

8.0B
Engineer
8.0B.1
Lakeshore Drive Cost Estimate
Davis presented the staff report indicating the City Council received a request by the Coon Lake Beach Community and Senior Center at the August 5, 2015, Council meeting to have the platted but undeveloped segment of Lakeshore Drive between Lincoln and Longfellow Drive surveyed and monuments placed to delineate this right-of-way. Council tabled this request and directed the City Engineer to present a cost estimate to have this work performed.

The City Engineer will present his estimate at this time and this will be open for discussion.

8.0B.1
Jochum stated so I think we've got a pretty good 'handle' on what we have and what's out there. Essentially, the lower end of the cost would be about \$2,000 and the upper end would be about \$3,000, kind of depending on how much you want delineated. You know,

every 50 feet, every 100 feet. So, in summary, the cost would be between \$2,000 and \$3,000 to stake that right-of-way.

Voss asked for what length? Jochum stated it's about an 800-foot stretch. Assuming, we'd probably have to put in basically property pins and then some type of identification post, I guess so you can identify it or see where it's actually at.

Voss asked is that identifying both sides of the right-of-way? Jochum stated correct. I think some of that would be in the water though. Voss stated if the aerial is correct, it looks like some of it will be. Jochum stated so that's what I mean. I have a range there. Some of it we won't even mark because if it's in the water, we're not going to put posts in the water. Voss stated discussion?

An audience member asked is it time for us to discuss? Voss stated sure and if you can come up to the microphone.

Patrick Johnson, 447 Cedar Road, stated I was just wondering what the purpose of staking this particular property was. What's the purpose of staking it? Voss asked of surveying where the City right-of-way is? Johnson answered exactly. Voss stated it came at a request at our last meeting from the Coon Lake Beach Community Center. And, their request was to have the City right-of-way, I assume you're in that zone. Johnson stated yeah, I'm the last property. Voss stated I don't know exactly where your property's at. But, along the Lake there so that the City right-of-way can be delineated.

Johnson asked for what purpose? Voss stated well, let me finish. With the understanding that the land on the Lake side of the City right-of-way is owned by the Coon Lake Community Center. That's the purpose of having it surveyed. Johnson stated okay. Voss asked is that fair enough Jack?

Davis answered yes. I think the question was if there was an issue of ownership and there was a question called as to the delineation of it, that could be apparent in the field if markers were set, what was City right-of-way and what was private property.

Johnson stated okay and City right-of-way being road easement? Davis stated that would be the 40-foot Lakeshore Drive right-of-way. Voss stated it's not an easement. Davis agreed and stated no, it's not an easement. Voss stated it's a right-of-way. The City owns that property.

Johnson stated and then would we be notified of the time of the survey? Voss stated we could. It's pretty easy. Johnson asked and do we have to approve the right to do the survey? Voss asked on City property? Johnson stated no, I mean if they come on my property. Voss stated they shouldn't need to. They should be on the right-of-way unless, hopefully they'll have waders.

Vierling stated they shouldn't need to but by Statute, surveyors do have the right to go on the property to initially locate pins and things of that nature. Johnson stated okay.

Johnson stated I'd personally be willing to consider a Right of Entry if the attorney could draw something up, if this is what you guys are considering. Voss stated well, this is State Statute, right? Vierling stated thank you for that but I don't think we need the Right of Entry. The surveyors know they have the right to go on property to locate pins and to make

their calls. They're usually not on there long. They are there for a few minutes to make their calls and judgments and then move up the line. Certainly they don't have a right to enter your premises. They wouldn't be doing that but in terms of locating the lines and trying to adjust where things are, making their calls, they're allowed to set up their instruments and make their sight lines and calls.

Voss stated can we ask what's your concern? Johnson stated I don't have any concern. I'm just here to understand the reason for doing it and whether I'd be notified. I have five kids and I just don't want somebody going out there that I don't know when.

Voss asked how far off of Longfellow are you? Johnson stated we're adjacent to Longfellow. Voss stated so you're kind of on the corner. Johnson stated we're on the corner, yeah. Voss stated by the looks of it, that's the widest part of our right-of-way right there, I think. Johnson stated correct. Just the last time they came on my property to do a survey, they left big holes in my yard, basically, and didn't fill them in. And, I have young kids. Voss asked to look for pins you mean? Johnson stated to look for pins, yeah.

A lady in the audience stated they left my yard too. Johnson stated yeah, they just left it a mess. Voss stated well, our Engineer just heard that comment. Johnson stated perfect, thank you. Voss stated thank you.

Voss asked Greg, in the field they're going to set pins but are they going to put any markers out? Lath or flag or anything? Jochum stated I was thinking like a steel fencepost. Otherwise, short of that, if someone doesn't want them there, they're not going to stay very long. Voss stated so you're not going to put in permanent pins? Jochum stated we'll put in a pin and then a post by the pin. Voss stated to mark it, okay. Jochum stated on the City side, the right-of-way side. I guess that was my plan if that's acceptable.

Harrington stated I guess I've got a question. When that gentleman was up here, why are they doing this? Do they have a problem down there with something that they're surveying? You know, having a survey like this. Is there a problem down there? Somebody have a problem? I mean I know there's dock rental and things like that down there. Is there just, they want it surveyed? Voss stated it was at the last meeting that Ed was here, right? Davis answered yes. Voss stated so you two weren't here for that discussion, I guess.

Voss stated and tell me if I'm wrong, okay. My understanding is that the Community Center is concerned that there's been use of, I'm going to paraphrase, use of their property for dock space and other items that are located on the Community Center property. The Community Center's practice is to lease out dock space along the Lake. This isn't the only spot along the Lake that they own, it's a long stretch. And, I think what was presented to us at the last meeting was that there's been some conflicts and the Community Center would like to resolve the conflicts and one way that the Coon Lake Community Center feels that would help clear the understand of where all these properties are, is for the City to stake out, survey, where the City limits are on the right-of-way along that stretch. With the understanding that the Lake side of the City right-of-way, if there's any real estate left, is then the Community Center's property. Harrington stated okay.

Voss asked Ed, was that fair? Okay, thanks. So that was at the last meeting. Ed Fiori made the presentation on behalf of the Coon Lake Community Center.

discretionary request. They're asking you to delineate your right-of-way so that property owners on either side could tell where their properties begin and end. It's certainly a discretionary call for the City in terms of whether or not you wish to expend funds to do that. But, not uncommon as cities will send surveyors out periodically to locate right-of-ways in areas that have some issues for property ownership just so that issue can be put to rest.

Voss asked Mark, when you say that, you are talking about private property owner disputes? Or, disputes with cities? Vierling explained usually in terms of where the right-of-way is. It usually always comes up relative to where the adjacent private property is next to it. So once the right-of-way has been located and marked, then people usually have a reasonable expectation as to where their lines begin and end.

Ronning asked are we looking for Council action on this? Voss stated the request is for the City, from the Coon Lake Community Center, to survey this. I'm sorry, would you like to come up? If you can state your name and address for the record please.

Amy Swisher, 428 Aspen Road, right down there along Lakeshore Drive, the imaginary, you know, invisible road. Question is. This was done in 2010 by the City and what at that time was found? You know, there was money spent on this exact same thing at that time. Why are we doing it again? This was the same issue back in 2010. Remember? That's when we were talking about it. You guys were out there and did the same thing. What was ever the result of that? Is there a file on the findings at that time? And, what has changed, I guess is my question.

Davis replied there is a plat available that shows where monuments were located. However, it just identified the location of the monuments. It didn't delineate where you could go out and actually look on the ground and easily observe those. So, I think the request this time is to go back and re-find those monuments that were originally identified and then mark them with something that's readily identifiable when you're out there on the City right-of-way.

Jochum stated and to set additional monuments because the monuments were somewhat sparse. So, it would be a process of not only finding what's there but setting additional ones if you want it delineated better. Voss asked are you planning to put pins at the property corners? Jochum stated not every one but, again, that goes to say how much do you want it delineated? Every 50 feet? Voss stated well the purpose is not to delineate private properties. Jochum stated right, it's more of a just a visual. This is the right-of-way.

Ronning asked and it would correct erroneous monuments? Jochum stated I guess we didn't find any. Of the monuments that are there, they seem to fit the plat very well. That's our other option. We can just uncover the ones that are there and put a post. I don't know how well that would delineate the right-of-way.

Ronning stated when they put their equipment to the satellites and stuff up there; it's not unusual that those things move two-three feet or so. Jochum stated oh yeah. Sometimes you'll even find more than one surveyor's pin at one corner within a foot. Again, we didn't find that in the monuments we found. But, we're not going to get into a real complicated property survey if that's what it ended up to. But, again, we did some research. We think the plat fits pretty well with what we found out in the field. So, it's kind of what the estimate was based on. But in no regard do we want to try to resolve private property issues if there were any.

Voss asked Craig, are you creating any kind of new plat map off of this? Or, are you just staking? Jochum stated it would be more of an exhibit, yeah. Like where we set a pin, where we found a pin, and where we put a marker.

Voss asked water edge? Jochum stated probably water edge, we'd pick that up when we're out there. Voss stated I think that would be important to know the water edge here. Jochum stated it would be similar to the map you already have except it would be a little more, a few more pins set. We could show the waterline.

Ronning asked do they file this someplace that is a legal document that this is the recognized properties? Jochum stated no, that would not be filed. We could. We could do a right-of-way plat mark.

Ronning stated if we're going to spend the money, I'd like to know what we're going to get for it. It's not huge money. Vierling stated the City will have the drawing here for public viewing that will identify what they located and where they set pins. Ordinary High Water Marks and other types of things. There's not going to be a filing with the County Surveyor or anything of that nature because there are really no proceedings that are going on anywhere relative to real estate title. But in terms of the City right-of-way, at least the map will be here and available for public inspection.

Voss asked is your concern making sure that documentation survives? Ronning stated it sounds like we've already paid for one. I don't want to pay for a third one, or fourth, or fifth.

Voss asked what was the level of effort back in 2010 when this was done? Do you recall? Jochum stated I think we went out there for a day and found the pins that we could, in place basically with iron locators. Kind of where we thought they were. Those were surveyed and a map was developed. That's the map we have now. Voss stated okay.

Ronning stated so there would have been a cost there. It wasn't donated labor. Jochum stated correct. Again, I'm saying if that's what you want, we can do that too. We just go back out, uncover these, put posts by them. That's probably six hours worth of work.

Voss stated I'm thinking if you're going to do that effort, having where that waterline is, is important too. On the aerial plat overlay, it's showing that in a couple areas, the right-of-way is almost entirely in the Lake.

Ronning stated I guess as far as what we're getting is it something to be protested in the future? Or, if we're not, 'X' marks the spot? Jochum stated the pins that are set will be accurately set. Voss stated unless the lakeshore changes, which it does.

Voss stated part of the question; I mean we understand the Community Center's objectives. I think we do, is as a City having this information, what do we do with it. Just as the Community Center has a concern over private use of their property, cities generally have concern over private use of City property too.

Ronning asked do you have a survey company in mind? Jochum stated yeah, about 40% of our work is survey. Ronning asked who is it? Jochum stated our chief surveyor is Charlie Christopherson. Voss stated Hakanson Anderson is the surveyor. Ronning stated oh, yeah, keep it in-house. Voss asked Craig will be out there, right? Ronning stated anybody out

there that's leaning on shovels?

Ronning stated I'll move to approve \$2,000 to \$3,000 window to permit survey of the identified area by the City Engineer. Koller stated I'll second. Voss stated any discussion?

Mundle asked are there any other spots on the Lake that may have this issue in the future? Voss stated to the south, right? Because, we have road around the rest of it. Davis stated if you go south of Lincoln all the way down to the Ham Lake border, there is some potential there. But there are only one or two residents on the side of Cedar, on that side. And, most of that property, and by 'most' I mean like 90% of it, is City owned.

Mundle stated so this is really the only trouble spot on the Lake. Davis stated that's the primary issue. The rest of it is a developed street. Lakeshore Drive is developed and paved from Lincoln to Laurel. So, that's the other part of it. This is the only part that's platted but undeveloped where there is some residential development that surrounds it.

Voss stated the question I have is since the Coon Lake Community Center brought this forward requesting us, they've got a vested interest in this. Would it be permissible for a representative of the Coon Lake Community Center to be there while the surveyors are there? So they can see first hand? Vierling stated I think the surveyor's going to be out in public view. They're not going to go behind 'closed doors.'

Voss stated why don't they just be there so they can see where the stakes are ending up so they don't come back a week later and maybe, I guess I'm trying to avoid any potential conflicts. If the City's already on the property, do we have a problem with someone else from the Community Center being there so they can see where the stakes are? Davis stated it's public right-of-way so we really don't have any say on the matter. Ronning stated public right-of-way and they're doing a public service. Voss stated that's my view on it too. Ronning stated it doesn't hurt to clarify it. Vierling stated they can watch. *(inaudible)* Voss stated I just think it would avoid some potential conflict later on. Ronning stated sure.

Voss stated any other discussion? Okay, hearing none, all in favor say aye?" **All in favor.** Voss stated opposed? That motion passes. **Motion passes unanimously.**

Voss asked Craig, how soon do you think you'd be out there? Jochum stated probably in the next couple weeks we can get out there and get it done. Voss stated okay, if you could work with Jack on notification to notify the neighbors there.

8.0B.2
Castle
Tower's
Project
Update

Davis presented the staff report indicating at the last meeting we discussed that the bids for the Castle Towers Wastewater Treatment Plant Decommissioning Project were received and opened on July 24, 2015. The project included removal of all site buildings, biosolids, underground piping, and the liners. Upon completion of the project, the property could be considered for other uses. Two bids were received for this project. A copy of the bid tabulation was presented at the last meeting. The bidders were Belair Builders at \$505,527.00 and Veit & Company at \$661,815. The remaining municipal sewer and water bond proceeds available for this project are \$200,000.

8.0B.2

The majority of the cost for this project includes removal and disposal of the biosolids at \$285,558. The specifications required the contractor to secure and permit a land application site for the biosolids. Since the permit for land application would not be pursued until after

the award of the contract, there is a degree of uncertainty, or risk on the contractor's part for the land application of the solids.

This information was presented to Council at the last meeting and Council requested the City Engineer to further review options to reduce the costs of this project. Potential options to reduce the cost of this project could include:

1. Utilizing a Type IV Operator per Minnesota Rule Chapter 7040 to permit the land application of biosolids. The City could work with a Type IV Operator directly to permit the application of the biosolids prior to requesting bids for their removal. There is a potential to permit the disposal of some of the biosolids on site as a top dressing over the entire property.
2. Only complete the items required to decommission the Plant. In general, this would include removal of the biosolids, underground piping, and liner, and leaving the existing buildings in place until later to be removed.
3. Have some of the staff complete some portions of the work.
4. Have the City be the general contractor and contract these various functions out with subcontractors.

Craig's going to give us a little update on where we are with the biosolids and then I'll follow up with some information on property contacts we've had.

Jochum stated so we've looked into this a little further. As Jack said, the significant cost is the biosolids disposal. Again, the two options are maybe a portion of the biosolids being disposed of on site and then the rest off. Or Option 2 would be all off site. Jack and Nate have actually identified landowners in both Isanti County and Anoka County that have some interest in the biosolids. I have identified a Type VI Operator that would work with us to fill out the necessary paperwork for the land application sites. So, in general, how it would work is we would turn this over to the Type VI, give him the contacts for the application sites that we decide on. He would fill out the necessary paperwork, which would go to the MPCA. Once that's approved by the MPCA, they would provide a public notice or comment period. A 30-day comment period, which is required. That's where, according to what I've been informed by the Type IV, the on-site thing might stumble given that it's very close to residential property. If they get enough objections from the residential area, they likely will not permit it on site. But that isn't saying we are going to get that much objection. So, it may still be worth pursuing that option given the cost savings it would relate to. But in general, we probably are going to need at least one off-site disposal area and for the most part, each site, permitting is going to be about \$2,500 if it's in Isanti County, \$3,500 if it's in Anoka County, because Anoka County charges an additional \$1,000. They have their own public process that they charge you for.

Jochum stated one thing to note. In Isanti, is Athens Township, the only township in Isanti that doesn't allow bio-solids application. So, we can't even look in Athen's Township. Other than that, the process takes about 60 to 90 days. Given the time of year, we're probably looking at a spring application of the biosolids. Other than that, I guess once we have a site identified, we could either get quotes from qualified individuals to load the biosolids and apply them or the City could subcontract, however they feel fit to do so.

Voss asked how much land area do we estimate is needed to spread? Jochum stated it really has to do with the nitrogen and there isn't much in this stuff so it's probably likely under a 40-acre parcel.

stated generally they want about 1,000 feet to a residential density. Voss stated so almost a quarter mile then. Jochum stated yeah, not necessarily one farmstead. Like next to the site we have Whispering Aspens, a residential development.

Voss stated I was just thinking about the two larger areas that were sort of used for that purpose already.

Jochum stated actually on site it kicks into what they call a 'remediation application.' So, you don't have to meet any separations. It's more the public process. So, if they notify it to the public and they get five-ten complaints, it's likely not going to be allowed.

Voss asked how much of an odor issue is it with this? Jochum stated I don't think it's going to be much. It's pretty inert. You go out there now, you don't smell anything. Voss stated but once you start churning it, spreading it, that's when. Jochum stated yeah, you might. Voss stated we don't even know what the fields will be like this spring when farmers spread. Jochum stated a couple staff members, a few years back, had to move it around. Maybe want to ask them.

Harrington asked what's our timetable on those biosolids? Is it next October that they have to be out of there? Jochum answered correct. Ronning stated of 2016. Jochum stated correct.

Ronning stated this extra \$1,000 for Anoka County, are there any services that come with that? Jochum stated other than that, I guess evidentially they do their own public notice. So their staff reviews the application in parallel with the MPCA and they also do their own public notification. But Isanti does not charge for it.

Davis stated Nate and I have identified five potential landowners who are interested in this. Two of them within the City of East Bethel and three of them in Bradford Township in Isanti County. We'll be working with Craig closely within the next week or so to determine what type of application it would be, whether it would be a sludge type application or a direct solids application, whether or not they could be delivered and stockpiled and let the owner then actually apply the product themselves at some date that's convenient for them, and come up with two sets of specifications so we can get quotes on these.

Voss asked do we, at this point, have an idea of what the cost savings would be? Jochum stated I guess I was thinking if we had a site permitted, and the solids basically pushed up and somewhat dry, I would think around a \$15 a yard. It would be more of a backhoe/load truck up operation. So \$15 times 7,000 is \$100,000 versus \$285,000.

Voss stated well, almost a third. So the only cost we're anticipating then is the City's cost to load and transport? Jochum stated correct. Voss asked there's no fee paid to the landowners though? Jochum stated I guess that's going to be a negotiation thing. If we find someone really close and he doesn't see much nutrient in the biosolids and wants \$5,000, it may be worth the trucking.

Voss stated the reason I'm asking the question is, do we have to be worried about competitively bidding this if it's at a certain dollar amount. Davis stated if it's over \$100,000 we have to competitively bid it. Voss stated well, that's the construction. I'm thinking more of the application site.

competitive bidding on that. Voss stated okay. Vierling advised in terms of decommissioning and demolition of the Plant, you are. Voss stated I'm thinking more of the application. Jochum stated the farmer end of it. We have five sites. Do they have to competitively bid for it. I can't imagine we would pay them much, if anything. And it for sure would be under the...

Ronning asked would this come under the definition of maintenance? Vierling advised it's a form of maintenance. Ronning asked and for the bidding process? Vierling stated well basically, you're removing a waste product from one of your sites and disposing of it. Voss stated it's not closed until it's gone. So, it's still an active site.

Ronning asked is there a cost for the permitting? That's a dumb question, of course there is. Jochum stated the Type IV, he thought he'd have, he's about \$100 an hour and he'd have 20 to 30 hours in per site. Then you have the extra \$1,000 for Anoka County so that's \$2,500 to \$3,500.

Voss asked if we go to multiple sites within Anoka County, is it just one fee? Or, is it multiple fees? Jochum stated that I don't know. Probably multiple because it's a different notification area.

Davis stated we would also have a cost too for the removal of the liner that will have to be taken to a landfill to be disposed of. So, that's one thing that we'll have to start getting quotes on that cost also. Ronning asked is that separate? Davis answered that would be separate from this, correct.

Voss stated this is where we can get into bidding smaller pieces, which opens up the pool of potential contractors rather than only the two bids we got. Jochum stated the capabilities go way up. Voss stated that's what the last discussion was because we had a bidder that did everything, that reduces the number of people that can do everything. You know, spreading it out. Vierling stated the other thing is that he's his own general contractor. Voss stated and we can do it at our own pace. We don't need to rush here. Jochum stated right.

Ronning asked will this be brought back to Council at some point? Voss stated you're looking for direction now, right? Davis stated we're just giving you an update now and this is what we've found out since we opened the bids and presented them to you. We rejected the bids the last time and decided to look at pursuing this with essentially the City being the general contractor. So, this is what we've found to date. We've identified some sites. We believe that this is in our best interest to pursue in this manner and hopefully we can get this done and still stay within the budget that we originally set out with. We'll probably be hearing more about this than you'd like to hear before it's over Tom. Ronning stated I hope so.

Davis stated we did talk to one contractor this week that was potentially interested in this so I think we'll be able to get some interest in the removal of the biosolids.

Voss stated good; anything else on this? Jochum stated no, thanks. Voss asked any more questions? Okay, moving on.

Informational; no action required.

8.0C
City Attorney

None.

8.0D
Finance

None.

8.0E
Public Works

None.

8.0F
Fire
Department
8.0F.1
Monthly
Report

DuCharme stated good evening. Thank you Mr. Mayor and Council. I've got the July report for you to go over. It's in your package. In July of 2015, the Fire Department responded to 54 calls. 39 of those were medicals or EMS calls. We did have three vehicle accidents. One of those was a motorcycle accident that collided with another motorcycle. We had half a dozen fire alarms, which is a little bit unusual. But, there again, sometimes that happens. On our medicals, as I said we had 39 medical calls and of those 39 medicals, we did help transport 34 of those. Our Fire Inspector was out and did make a number of inspections for us. Eight businesses were hit for inspections plus we did two plan reviews. Any questions on July?

Harrington stated underneath your violations, Mark, at the Theater it says sprinkler in ceiling tile. What was the ceiling tile? DuCharme stated ceiling tile had been cracked and open so it was just a matter of getting that replaced and fixed and making sure that particular sprinkler was through the tile and had proper access. Harrington stated okay, thank you.

DuCharme stated coming up in October is Fire Prevention Week and we did decide that October 10th is going to be the Fire Prevention Open House. We always have that at Station #1. We also will continue our Chili Contest if any Councilmembers are interested. We highly encourage you to enter the competition. It's always a lot of fun.

DuCharme stated I did have a chance to report to you now the first half of the year as far as where we're at. For the first half of the year, in 2015, we responded to 288 calls. Actually, that's a record for the Fire Department. We're about 20% higher than we were a year ago at this time for whatever reasons. It looks like our medicals are about the same percentage and things. It's just a little busier time.

DuCharme stated of those 288 calls though, 194 were medical related. In other words, we went out to help people who were sick and injured and things like that. Of those 194 calls, 162 we helped load the ambulance and have the people transported. So, the long and short, 83.5% of the medical calls we've been going on, they're either sick enough or hurt enough that they need to go to the hospital. That's kind of an important statistic. It lets you know that what we do on the EMS side is really valuable.

DuCharme stated we'll see how the second half of the year goes. As I reported to you, the July 54 calls are about 10 above what we were a year ago for July. We could see that this could be a trend, that we're seeing numbers go up.

DuCharme stated in July we did have our Booster Days and the dance is what we call a success. Even though the numbers were down, we did have people there and it looks like the Relief Association did meet some of their goals. So, we appreciate all the support we got there from the public. Any questions?

8.0F.1
Monthly
Report

Mundle asked did we get anywhere on setting up a mock disaster drill? DuCharme stated we are going to sometime this fall. We're not going to do actually the mock disaster drill. Mundle joked we're going to do a real one? DuCharme stated no, we're not going to do a real one. We're going to do tabletop. So, more on that to come. Mundle stated okay, just curious. DuCharme stated and the tabletop, you know, would probably be like a Work Session right before the Council meeting.

Voss stated thanks Mark. DuCharme stated see you in September.

8.0G
City
Administrator
8.0G.1
2016 Budget

Davis presented the staff report indicating as a result of budget discussions conducted by the Budget Committee and the July 8, 2015, Council Work Meeting, City Council has been presented with a preliminary budget that proposes a property tax levy to accomplish the goals and objectives for 2016 City activities.

The proposed preliminary 2016 General Fund Budget is \$4,973,300, which is an increase of \$124,600 or 2.6% over the 2015 budget for this category. The major components of this increase are personnel and contract obligations, public safety cost increases, and 2016 election costs.

To support this proposal, a General Fund levy of \$4,109,300 would be required for 2016, which is an increase of \$58,800 over the 2015 Budget.

A Debt Service Levy of \$1,142,000 to meet bond debt obligations is necessary for 2016. This amount represents an increase of \$18,000 or 1.6% over this category in the 2015 Budget.

The proposed 2016 Preliminary City Levy is \$5,251,300 or 1.5% increase than the 2015 Budget. This is .1% less than what was originally presented. Since we had our last budget meeting, we have finalized and certified our LGA funds, which came in at \$3,000 over what was presented. We were able to save another \$3,000 in Mid-Continent costs due to renegotiations of a contract.

Special Levies must be submitted to Anoka County by September 15, 2015, and the preliminary budget must be submitted by September 30, 2015. The preliminary budget can be reduced but not increased prior to the adoption of the final budget in December of 2015.

Staff is seeking direction as to the need for additional discussion on the proposed 2016 Budget or a decision to place the proposal as is on the September 2, City Council agenda for consideration for approval.

Voss asked discussion. Mundle stated so essentially it came in less than what we discussed before? Davis stated yeah, 1/10th of a percent. It was reduced from a 1.6% increase to a 1.5% increase. Mundle stated well, less is better. Davis stated it sure is. In this case, it is.

Harrington asked do you need a motion on this? Davis stated yeah, we have the opportunity, if we want to further discuss this, to schedule a Work Meeting for next Wednesday as part of our regularly scheduled Work Meeting. We can continue discussion now. We would like to have, hopefully, reach some type of decision, whatever we want, if the budget is acceptable, if there are further reductions, on September 2. We would have one more Council meeting to do the preliminary budget. The Special Levy, which is the EDA, has to be in. We would have to consider it at the next meeting to get it in by the 15th.

So, I'm asking if you are satisfied with what's been presented or if there's need for further discussion. If there's need for further discussion, do you want to do it at the next Work Meeting?

Ronning stated for general principle, I'd like to see the total instead of one increment and then another one come. EDA is a separate increment? Davis stated the EDA is part of this budget but has to be submitted to the County by the 15th. But the rest of it doesn't have to be submitted until the 30th. It's kind of crazy. It used to be everything was due by the 15th. Now they've separated that out. So, I want to be able to send them both in together.

Voss stated the EDA, that was discussed when we had our budget meetings before. Davis stated that's correct and the EDA levy is the same as it was last year. Ronning asked did I misunderstand when you said that the EDA is still coming in or something? Davis stated no, it was part of the budget presentation. That levy was proposed to be at \$124,000. The same as it has been for the last three years.

Ronning stated well, maybe save this for a Work Meeting or something. For the Debt Service Levy, it only goes up by \$18,000 to make that payment? Davis replied correct. Ronning asked how do we do the rest of it? You must have a 'buck stretcher' back there someplace. Davis stated some things in the Debt Service are variable and a few of the others went down a little bit. It was enough to compensate. The big increase was the one for the 2015A Bond, which went up 3%. That constituted the bulk of that increase. The other one, the one for the increase for the 2014A, which was refinanced, we increased that one \$30,000 the previous year so it remains the same at \$30,000. The increment still remains in place but there was no increase in it this year.

Voss stated I guess the real question is, is there any items in the budget we desire to discuss further that we haven't discussed previously? And if not, we might as well get the preliminary levy passed.

Harrington stated I'm going to make a motion to propose a 2016 Budget be placed on the proposal for the September 2nd City Council agenda for consideration for approval. Mundle stated I'll second. Voss stated discussion? All in favor say aye?" All in favor. Voss stated any opposed? That motion passes. Motion passes unanimously.

9.0 Other
9.0A Staff
Reports

Reserve
Capacity
Loan Contract

Davis stated Mayor Voss and I met with Met Council last week, the Environmental Services Committee. Our proposal and their compromise proposal for the Contract amendment were presented to that group. We made a presentation. Mr. Jason Willett of the MCES staff made a great presentation. He was a very good advocate on our behalf. That Committee unanimously approved the amendment, which would set a cap of \$2 million on the Reserve Capacity Loan. It would increase our, we would pay a \$700 SAC increment over the urban rate, but our rate, which is not the urban rate now, would go back to the urban rate plus the \$700. So in two years, our SAC rate is going to be equal to be what it would be under the 4.9% increase. The big difference there is that our rate is going to go up, maybe \$50 a year as opposed to \$150 a year. In the end of this thing, our SAC rate under the current contract we have would be approximately \$6,400 per unit. With this it would probably be closer to \$4,000 in 20 years.

Davis explained the other thing it did, it freezes this rate. If the \$2 million cap is triggered and our SAC rate doesn't go up at all until the urban rate catches up with us. It would eliminate the Reserve Capacity Loan payment once the \$2 million cap is triggered. The

Reserve Capacity Loan Contract

Reserve Capacity Loan payment is a payment that's equal to our flow charges. In other words, we pay the Met Council 'X' number of dollars based on how many gallons they treat, which is standard procedure for every City. But, we pay the same amount that's our loan payment for the Reserve Capacity Loan also. So this year it was certified in at around \$30,000. As flow rates go up and development happens, it will go up. Of course, we'll be having some additional SAC revenues but that's a huge potential savings for us.

Davis stated overall, depending on what our growth numbers are, and you can plug any number in, but conservatively you can estimate a minimal savings of \$10 million and a worst-case scenario of \$30 million. So, the Committee did approve this and now it will go to the entire Met Council. They'll meet Wednesday, August 25th, to consider the amendment. I think it's a very good deal. I want to commend everyone that worked on it, the City Councils, the previous City Council, this City Council, the Met Council, the Environmental Services Committee, and our staff. I think everyone did a real good job in achieving a difficult compromise. I think everybody had the right goal in mind and everybody worked towards achieving that.

GIS on Website

Davis stated one other thing I'd like to report is our Geographic Information System is now available to the public. It's on the website. There's a few little things we're going to be 'tuning' up on that, especially where to find it on the web page. Those things should be completed within the next week or ten days. But for those that are interested, just go under 'News and Announcements,' click on 'GIS,' and it will take you to the page. If anyone gets on there and has any questions, please call City staff and we'll answer anything you have and help you navigate through any questions you may have on it.

9.0B Council Report – Member Ronning Council Member Harrington

Ronning stated I don't have anything.

Harrington stated this past Thursday, I attended the Chamber of Commerce meeting at the Minnesota Fresh Farms. Senator Benson and Representative Hackbarth were there. They had a lot of good information, what's going on down in St. Paul, they're talking about the gas tax and some transportation bonding. But, it was a good informational meeting.

Council Member Koller

Koller stated I was at the Sunrise River Watershed meeting. Right in the middle of having the carp barriers installed. There are two of them going in right now. We've got rain gardens going in around Coon Lake in various spots and some of them are complete. Some of them are almost complete. Then we approved \$1,800 to have an audit done to please BWSR. Voss asked without much consternation this time? Koller stated yeah, that's about it.

Council Member Mundle

Mundle stated I attended the Firefighters staff meeting the other week. Mark pretty much covered everything but I just thought I'd bring up again, October 10th, Fire Department's Open House and Chili Cookout. If you haven't attended that, it's a pretty cool thing to go out and see all the equipment, all the fire trucks, and there's a 'boatload' of chili you can try. None of it's terrible. Voss stated it is good. Mundle stated that's all.

- GIS Voss stated the EDA was Monday night. Jack was there and actually the focus was presentation or discussion about the BRE and what the City's doing. Then Colleen made the presentation, she actually had the GIS up on the screen and went through it. For those in the audience, it's Geographical Information System, it's on-line mapping. The County has something but what the City now has is far more powerful and it's right on our website. It's meant as a tool to help City staff but it's also meant as, it's again a useful service to the public and to others who are interested in the City. If you have some time and just want to mess around with that, it's a neat thing to look at.
- Road Projects Voss stated I see the overlay is done on County Road 21. That's a nice beautiful drive now, nice and smooth at lease, which is good. It looked like the safety improvements on Viking are starting. Davis stated they are. They are getting ready to start the striping work and the reflective centerline. The County notified us that they haven't scheduled the pre-construction conference yet for the installation of the actual lights themselves but that should be happening within the next couple of weeks. Voss asked the striping is from 65 to Linwood? Davis stated 65 to Linwood, correct. Voss stated so the eastern side of Viking Boulevard. That's all I have.
- 9.0C Other None.
- 9.0D Vierling stated for the benefit of the public and for the record, we'd note that the Council's about to go into Closed Session to review issues of possible purchase, the sale of real property under Minnesota Statute 13D.05, Subd. 3(c). The properties being impacted under the discussion are identified by Anoka County Property Identification Numbers 29-33-23-33-0002 and 32-33-23-22-0002. With that being said, we'd also note that the City will be maintaining a digital recording record of the Closed Session for the period of time required by law and after the Closed Session has concluded, the Council will come back into Open Session and will announce any actions that have been taken during that Closed Session. With that being said Mr. Mayor, I recommend that a motion be made to go into Closed Session for the purposes I've indicated.
- Closed Session Purchase or Sale of Real Property
- Move to Closed Session **Mundle stated I'll make a motion to go into Closed Session at 8:18 p.m. for the purposes that the City Attorney has indicated. Harrington stated I'll second.** Voss stated any discussion? All in favor say aye?" **All in favor.** Voss stated opposed? Motion passes. **Motion passes unanimously.**
- Reconvene Open Session Vierling stated coming back on the record at the present time, we'd note that the Council has concluded the Closed Session meeting that was attended by the Mayor and all members of the Council in addition to City Administrator Jack Davis, and myself as City Attorney. We reviewed issues with regard to properties identified as Property Identification Numbers 29-33-23-33-0002 and 32-33-23-22-0002. Vierling stated staff received input and discussion from Council with regard to strategy and activities to be pursued but no specific motions were made or taken during the course of the Closed Session. That being said Mr. Mayor, there's no more report on the Closed Session. Thank you.
- 10.0 Adjourn **Harrington stated I'll make a motion to adjourn. Koller stated second.** Voss stated any discussion? All in favor say aye?" **All in favor.** Voss stated opposed? Motion passes. **Motion passes unanimously.**

Meeting adjourned at 8:42 p.m.

Submitted by: Carla Wirth, *TimeSaver Off Site Secretarial Inc.*