

EAST BETHEL CITY COUNCIL MEETING

March 20, 2013

The East Bethel City Council met on March 20, 2013 at 7:30 PM for their regular meeting at City Hall.

MEMBERS PRESENT: Bob DeRoche Ron Koller Heidi Moegerle
 Tom Ronning

MEMBERS EXCUSED: Richard Lawrence

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

Call to Order **The March 20, 2013 City Council meeting was called to order by Acting Mayor Moegerle at 7:30 PM.**

Adopt **DeRoche made a motion to adopt the March 20, 2013 City Council agenda. Koller**
Agenda **seconded; all in favor, motion carries.**

Presentation – Troy Ferguson Assistant Director for Community Education from ISD #15. I want to thank Jack and Heidi for contacting me initially to see how we can work together. ISD #15 covers 165 square miles. We educate about 5,000 students in eight cities/townships. We have 800 employees. Our High School is located in St. Francis. Middle school is grade 6-8. Cedar Creek Community School is in East Bethel and also East Bethel Community School. Sandhill Center for the Arts in Bethel. We have repurposed that building for the seniors. Transition 15 Program training program for 18 to 21 year olds.

The ways we try to reach our community is our website, ISD15.org. We publish a monthly newspaper, the Courier which goes into about 14,000 homes. We have school outreach. And if you choose to, we are on Facebook and Twitter. At the end of the trimester, our kids have an art show. We would like to facilitate rotating some things through here.

Technology in the classroom: we are using over 900 I-Pads at every level, and 150 smart boards. We have live video conference capabilities. We are working towards using I-Pads in special education.

STEM Program: 2012-2013 introduced to all 4th grade students; trained our 5th grade teachers. Beginning this school year, we started offering all day, every day kindergarten. We don't charge for that. Tremendous feedback from teachers. St. Francis Middle School qualified to be a 'Celebration School.' Our high school has some real world skills, 21st century school. Partnering with home school families. Teaching staff: we have what is called a teacher academy, a system of professional development. Teachers get trained in different kinds of classes. This year 11 classes and 4 study groups. We are the third school district in state to be approved for CEU comp. Our professional development is different than other places, and a huge hit. The community education: we have served lifelong learning needs; early childhood learning programs; early childhood special education. District wide youth education: trap club; ski club; karate; youth rec program. Kid's Connection, our daycare program (housed in St. Francis Elementary) and Lifelong Learning Center. Adult Enrichment and Rec; Adult Basic Education; Sandhill Center for the Arts in

Bethel (we have exercise program there). Lunch and Learn (once a month where a guest speaker comes in, does a show once a month), and we have offices in there for the City of Bethel. We have the Courier and sometimes we help outside organizations with their printing needs as well. Community Leadership, seven member school board, working on Pioneer Days. I wanted to say hi and thank you for letting me come.

Ronning, "This is probably just a secondhand rumor. But I heard they are not teaching cursive in school anymore." Ferguson, "That is probably true. With the new technology, you can just talk and it will type for you." DeRoche, "From a math standpoint, it is kind of disheartening when you go in a store and someone can't figure out change." Ferguson, "That is not being taken out."

Sheriff's Report

Lt. Orlando gave the February 2013 report as follows:

DWI Arrests: There were four DWI arrests in the month of February. Two of the arrests occurred as the result of traffic crashes. One of the crashes involved a vehicle striking another vehicle. That driver had a BAC level of .21. The second crash involved an intoxicated driver rear-ending a left turning vehicle. One DWI arrest was the result of a juvenile male driving on Coon Lake, getting his vehicle stuck and believing that he was falling through the ice (which he was not). The last DWI was the result of traffic violations.

Thefts: There were seven thefts reported for the month. There was one identity theft reported. The victim found out that several credit cards had been opened in his name in Florida. It is unknown how this occurred. There was a snowmobile and trailer stolen out of a yard. There are no suspects and the victim did not have the snowmobile or trailer registered in his name and he did not have any VIN or serial numbers for the items. There was a theft of a handgun reported, where a relative is the suspect. There was an iPod theft where the victim suspects her daughter's friends may have taken it. One theft report involved cash missing from a residence. The victim does not believe the house was burglarized as expensive items and guns were not taken. The last theft report is a theft of license plates. The victim had recycled his old license plates without destroying them first. He learned that the plates were stolen when he received a court summons to appear for a handicap parking violation, involving his old plates.

Burglaries: There was one reported burglary. This burglary involved a shed being broken into. Tools and ice fishing equipment were taken. There are no suspects or leads.

Terroristic Threats: Deputies were called to a residence by a process server who reported a male pointing a rifle at him after telling him to get off the property. The male was arrested after deciding to cooperate with the deputy's request to come out of the house. The rifle turned out to be a bb gun.

Damage to Property: There was one report of property damaged involving an ex-girlfriend who threw a flower pot through a door. The ex-girlfriend was intoxicated and charges are pending, as the house belonged to the boyfriend's parents.

Assaults: There was one arrest for a misdemeanor assault involving juvenile females. A juvenile female went over to the victim's house and began punching her in the head. The victim reported she and the suspect do not like each other and things have been building for years. The suspect was charged with the misdemeanor assault. Two other juvenile females who were with the suspect were also charged.

Controlled Substance: Deputies were called to a suspicious vehicle report. Upon arriving in the area, the deputy located the vehicle which was occupied. The deputy identified the male driver, who has a history of drug use. In conducting a search of the vehicle, methamphetamine was located. The male was taken into custody and charged with the 5th degree possession of a controlled substance.

Moegerle, "Are you seeing more meth in the area?" Lt. Orlando, "Back ten years ago, we had labs everywhere. We do see meth sometimes, but not labs." DeRoche, "How about heroin?" Lt. Orlando, "We do see heroin, it does seem to be the drug of choice." DeRoche, "I heard the state issued 400 DWIs over St. Patrick's. How many did we get?" Lt. Orlando, "I am not sure, I think there were three or four in our area. But they weren't all East Bethel. I have seen that people have gotten a lot smarter about drinking and driving with having the DWI task force out. You go by the bars the next day and there are a ton of cars in the parking lots." DeRoche, "I read about a speeding enforcement where they will be coming down on people in the county who are speeding?" Lt. Orlando, "Yes that is the entire Towards Zero Death grant. All the law enforcement in the county work together and part is the DWI Enforcement, part is the speed enforcement and part is the seat belt enforcement. May be groups of 10-12 squads doing saturation." DeRoche, "Did you notice any more problems on 22?" Lt. Orlando, "No." DeRoche, "Is it because people got tickets?" Lt. Orlando, "I don't think so. My second report, I looked at crashes in the last three years. What areas are they happening in?"

The Sheriff's Office has had 228 reported crashes in East Bethel from January 2010 to date. Hwy 65 has had the most, with 107 crashes being reported.

Hwy 65/Viking as had the most with 18 crashes at that intersection. Eleven were the result of vehicles being rear-ended while stopped at the lights. One was the result of a driver running the red light.

Hwy 65/221st is the next high with 14. There was one crash as the result of running the red light (however lights were just put at this intersection this past year). Three crashes were the result of rear-end collisions. Six were the result of vehicles either trying to cross the highway or pulling out in front of other vehicles. One was the result of icy road conditions.

Hwy 65/187th had 13 crashes. Eight of these were the result of drivers pulling out in front of other traffic (there are no traffic lights at this intersection). Two were the results of icy road conditions. One was the result of a rear-end collision.

Hwy 65/237th had 13 reported crashes. Five of these crashes were the result of rear-end collisions. Five crashes were the result of icy roads. There was one red light run and one fail to yield to on-coming traffic.

Hwy 65/Sims had 9 crashes. Three were rear-end collisions. Two were vehicles sideswiping other vehicles. Two were the result of vehicles pulling out into traffic. One was the result of running the red light. One was the result of an illegal lane change crossing from the right turn lane to the left turn lane in front of traffic.

Hwy 65/181st had 7 crashes. Two were the result of hit and run collisions, one with an intoxicated driver. Three were the result of vehicles pulling out of the cross over in front of on-coming traffic.

Viking Blvd going west to east had 26 crashes. There were three different areas that had 3 crashes reported in each.

Viking Blvd/East Bethel Blvd reported two rear-end collisions and one vehicle turning into on-coming traffic.

Viking Blvd/N Coon Creek had three crashes. Two were the result of driver inattention-rear end collisions. One was the result of a vehicle traveling in the right turn lane but going straight through the intersection. A vehicle waiting to turn onto Viking Blvd thought the driver was turning right and pulled out in front.

4825 Viking Blvd also had three crash reports. One was the result of a rear-end collision. One was the result of a hit and run in the parking lot. The last was a delayed report from a person advising he had been backed into while walking through the lot.

Viking Blvd/Jackson St had two crashes. One was the result of an intoxicated driver running a stop sign and striking a vehicle. The second was a vehicle pulling out in front of a motorcycle causing a personal injury crash.

3500 Block of Viking Blvd also had two crashes reported. One involved a vehicle unsafely passing, where a motorist ended up going into the ditch to avoid a head on collision. The second involved a vehicle illegally passing on the shoulder, which ended up getting “sucked” into the ditch.

Coon Lake Beach Area had seven crashes reported. No two were at the same location. There was one distracted driver who was trying to reach a box of cupcakes that had fallen who crashed into a parked vehicle, which sent the parked vehicle forward, hitting a second parked vehicle. There was one report of a male backing out of his driveway being struck by a vehicle passing on the roadway.

Laurel Rd/Longfellow Rd – male not familiar with the roadway, came too fast into the curve, taking it wide so he struck another vehicle head on.

Lincoln Dr/South Lakeshore Dr – vehicle ran off road in icy/snowy conditions hit trees.

221st Ave has had 14 crashes. Two crashes occurred at 221st/Luan Dr in the curve. Surprisingly both crashes involved intoxicated drivers who were unable to navigate the curve. Two crashes in different locations on 221st were the results of vehicles sliding through intersections.

Two crashes at two different locations on 221st were the result of drivers passing vehicles that happened to be turning left, causing the collisions. Two crashes were also the result of drivers pulling out in front of on-coming vehicles from side streets.

As you can see, driver inattention and distraction is a leading cause of crashes on the roadways. Making sure you are not following too closely will alleviate not being able to stop in time. Making sure you are not going too fast for conditions, especially when it is icy or snowy. Taking your time and making sure that there is not any on-coming traffic, when pulling out of a median or taking a turn will also lower the number of crashes. Of course, not driving while drinking goes without saying...

Public Forum Moegerle opened the Public Forum for any comments or concerns that were not listed on the agenda.

Harley Hanson, "First like to thank you for correcting the problem with the cable channel. I will pass on the credit, it should go to Wendy. I saw that Aggressive Hydraulics hit the Minneapolis Paper. Nice article about them in the Star Tribune. I like to get an update on the sewer pipe installation to Castle Towers. Is the pipe staying on the east side or west side all the way up?" Davis, "Met Council pipe is on the east side from Klondike to Sims and then they cross back to the west side. The City's portion stays totally on the west side." Hanson, "Is that pipe considered a lateral line?" Davis, "No, that will be a forcemain and connection will be limited to where a large pump station can be put in. You cannot do individual connections to it. That is because it is under pressure." Hanson, "Is it still possible for someone to put another station in to it?" Davis, "If somebody wanted to develop the property say at Sims and Hwy. 65, they would have to put another pump station in there. You couldn't just tap the line and access it." Hanson, "You would be tapping it." Davis, "No you would be putting in a pump station from the north so the forcemain coming down the north would empty. So you could put either another gravity system there or a forcemain connection there. We do anticipate it will be developer driven to serve whoever it is going to serve.

Hanson, "Have we got a current Comprehensive Plan update for the sewer system?" Davis, "As far as the sewer system goes, it is covered by the current plan we have. It will be covered by being developer driven." Hanson, "I think you covered my question. So a developer takes on a project and it would be developer driven. Would it be subject for the people in between? If a line was run down to City Hall, would the people in between have to hookup? This affects me if I want to sell my property or buy property." Davis, "In your situation, the economics of running a sewer line from Castle Tower to City Hall are not economical." Ronning, "Would it be correct to say there is not the density to support something like that?" Davis, "Yes, that is correct. There is no way we would have the density to support this."

Dan Butler at 20332 Austin Street NE, "I want to thank Council. I sent an e-mail out to Council and actually got a response back from everyone. I also want to thank everyone for the time you all put in. The e-mail I sent out had to do with a subject that was covered at the last Council meeting. It had to do with summary versus verbatim minutes. I know that there is a lot of consternation about this. My thought on it is this; I think we produce well over 75 pages of reading material with the meetings we hold every month. If you want to be transparent, if with verbatim minutes you could condense that to 15 pages, or 20 pages instead of 75 pages, it certainly would be a lot more economical. I know that the Planning Commission and the EDA both recommended to the Council to use summary minutes versus verbatim minutes. And, I also think our City Attorney also stated that we are the only city that uses verbatim minutes that he is aware of.

Vierling, "No there are others. But, by far and away, more probably do not." Butler, "So would you say 80-90% of the cities don't use verbatim minutes?" Vierling, "I wouldn't even say that high. It would be a pure guess. I would say 65% or 2/3 probably does not and 1/3 probably does." Butler, "What my point was: we are in the minority using verbatim minutes versus summary minutes. Second, we are spending well over \$5,000 of city resources to do verbatim minutes if in fact there aren't many corrections or additions or subtractions. So, I am asking Council to maybe reconsider that point and look at it again.

Maybe look at some other cities that have summary minutes again.”

DeRoche, “Just to touch on that like I replied to you. I am not at the EDA meetings. I am not at the Planning Commission meetings and I have three other liaison positions I take on. For me to get a summary of what was voted on and who voted what, it doesn’t give me enough information. And, I am not going to sit and watch every meeting, Park, Planning, EDA; I don’t have that kind of time. And, part of my reason is transparency. Some of the residents don’t have cable. So, they do read the minutes, and for them to read verbatim minutes at least they get an idea of who is saying what. Summary minutes? All they know is there is an agenda, this item is here and Parks, Planning, EDA; I don’t have that kind of time. Part of my reason is transparency and they do read the minutes. For them to read verbatim minutes, at least they know who is saying what. We are kind of at a point now where hopefully the trust is coming back in people. I understand what you are saying, but maybe down the road that would be something.

Butler, “I appreciate that, but I am looking at transparency being the other side of it. Not having to weed through 20 pages to get to something. And, I know about being misquoted at a public meeting and looked at it in the minutes. You have no opportunity to change that or make any adjustments. I know that happened to you.” DeRoche, “To answer your question, do we read them? I call Jack and ask what does this mean?” Ronning, “I think what you are saying is not unreasonable at all. We have had some things happen in the last three years that are contentious, to say the least. Once things are more open sailing, I would really like to know what is going on myself.” Butler, “Like I said in my e-mail, I think the integrity of our Council is the highest it has been in a long time and I thank you for that.” There were no more comments so the Public Forum was closed.

Consent
Agenda

Moegerle would like to pull E) Fire Fighter Recommendations. DeRoche would like to pull B) Recycling Grant.

Moegerle made a motion to approve A) Approve Bills; B) Recycling Grant; C) Employee Benefits RFP; D) Castle Towers/Whispering Aspen Forcemain Project Bid Authorization; E) Fire Fighter Recommendations. Koller seconded; all in favor, motion carries.

B) Recycling
Grant

DeRoche, “The recycling grant is one of the things I was trying to read through today. I called Jack and tried to figure this out; the County says you have to enforce recycling material. And some of it goes off in the garbage, some of it who knows where it winds up. But yet we are given this number of tons to get of recycling to get some money back from the County. I didn’t understand it, but maybe Jack can explain it so that if someone thinks about recycling into the containers provided.” Davis, “The recycling grant that comes through the county is a requirement that everyone in the Metro participates in this. The County has a program where they assign each city recycling goals to meet and it is based on population and an average amount of waste per household. East Bethel’s goal is 1050 tons. We attempt to meet these goals by implementing the Spring and Fall recycling days at the arena and Coon Lake Beach. And other programs that we are looking at implementing to acquire some additional grant funds. There are no penalties if we don’t meet the goals. This is a way to encourage cities to be more involved in recycling and do other things than just the door-to-door pick up.”

DeRoche made a motion to approve Item B) Recycling Grant. Moegerle seconded; all in favor, motion carries.

Item E) Fire Fighter Recommendations
 Moegerle, “I wanted to recognize the appointment of the following probationary fire fighters: Adam Hemsley, Timothy Jungwirth, James Rogers, Chad Tagmeir & Benjamin Uden as recommended by the Fire Chief.”
Moegerle made a motion to approve Item E) Fire Fighter Recommendations. DeRoche seconded; all in favor, motion carries.

Planning Minutes
 Davis explained that the Planning Commission minutes are provided for your review and information.

Acceptance of Bids and Submittal of Final Bid
 Davis explained that the following projects were recommended to bid as part of the 2013 JPA Street Maintenance program. These projects have been identified in the 2013-2017 Street Capital Improvement Plan (CIP).

- Quantities for 2013 JPA Street Maint. Projects
1. Seal coat 65,000 sq yds of City streets including Breezy Point Dr, Edmar Lane, Vickers St, Yalta St & 189th Ave, 191st Ave, East Front Blvd & 195th Ave, Jamestown St & 196th Ave, Staples St, and Waconia St.
 2. Crack-seal 100,000 LF as part of the annual street maintenance program. Crack sealing will be performed prior to any seal coating applications.
 3. 55,000 LF of striping to be determined.

Bidding these items did not obligate the City to accept the bid. The bid for individual items can be rejected or amended as to quantities to accommodate the project budget.

The estimated budget for seal coating, crack sealing and striping the above listed projects was \$230,300. These projects will be funded from the Street Capital Fund as identified in the 2013-2017 Capital Improvement Plan and the 2013 Street Maintenance Budget.

The bids for the East Bethel Projects were as follows:

Aggregate, 65,000 SY @ \$0.58/SY	\$37,700.00
CRS-2 Oil, 18,200 Gals @ \$2.55/Gal	\$46,410.00
Crack Sealing, 100,000' @ \$0.63/LF	\$63,000.00
Striping, 55,000' @ \$0.052/LF	\$ 3,317.19
Contingency (5%)	\$ 7,521.35
Tax (6.875%)	\$10,858.95
Administrative Cost (1.5%)	<u>\$ 2,547.10</u>
Total Project Cost	\$172,354.59

The bid was \$57,946 below cost estimates for the projects listed above.

With the consideration that bids for our portion of the project were significantly lower than the estimates and in order to keep up with street maintenance needs, staff and the Roads Commission recommend that an additional 150,000 linear feet of crack-sealing be added to the above quantities at an additional cost of \$31,500.

An additional item staff and the Road Commission recommend is the contracting of inspection services for the seal coat portion of the contract. Most of the member cities have

already taken advantage of this service for a number of years and staff feels the cost is well justified in the final product. The inspection services are provided by WSB Engineering and are based on an hourly rate. The cost of this service is not expected to exceed \$2,500.00.

Funds for these projects are available in and were approved for 2013 Street Capital Improvement Plan. Approval of the bids and recommended additions would total \$206,354 and be \$23,946 under the estimated amount for this work.

Staff and the Road Commission have reviewed the bids and recommend acceptance of the 2013 JPA Street Maintenance Agreement bids and authorization to submit a letter of concurrence to the City of Coon Rapids indicating our participation in these projects. Staff and the Road Commission also recommend increasing the crack sealing quantities of the contract to 150,000 linear feet and the contracting of seal coat inspection services for a total project cost of approximately \$206,354.

Moegerle made a motion to approve the bids for 2013 JPA Street Maintenance bids and increasing the crack sealing quantities of the contract to 150,000 linear feet and the contracting of seal coat inspection services and authorize the submittal of a letter of concurrence to the City of Coon Rapids indicating our participation in these projects for a total project cost of approximately \$206,354. Koller seconded.

Ronning, "If anyone has any complaints, our roads are going to heck. It is nice to see this action being taken by the City. **All in favor, motion carries.**"

Building Official's Report

Davis explained that included in your packet was the Building Department reports for February 2013 your review. Total amounts billed for the Oak Grove Building Official and Inspections Services through the end of February 2013 are \$15,517.32. Total fees for this service for 2013 from Oak Grove are projected to be \$60,000. We are currently at 25.9% of that amount and if the trend of the first two months of the year continues we are on pace to collect \$93,104 for these services.

Fees collected in February for the City of East Bethel's permits totaled \$5,311.57 and through the end of February we have collected \$10,932.07. Total fees for Building Department Services within the City for 2013 are projected to be \$87,700 and we are currently on pace to collect \$65,592. It is anticipated that our permit revenues will increase once we encounter weather more favorable for construction activities.

DeRoche, "It is nice that we are 25.9% ahead. But to think that we are actually going to hit the \$93,000 mark, is that just really good optimism?" Davis, "That is a straight line project of where we are now. We anticipate that it will continue at this pace. We do expect the rate of our permits to increase once we the weather gets better. One thing I would like to point out is Oak Grove has had a lot of issuance of new home construction. One of the things that has held us back in East Bethel is we have a very limited supply of platted lots that are available. This is one of the reasons we are seeing slower growth in new home construction then in some of our neighboring communities." DeRoche, "If the fees we collected were \$5,000 and then at the end of February were \$10,000 what was the other \$5,000?" Davis, "That was for January." Ronning, "It's a good sign, something is happening up here." DeRoche, "On the report itself, Code Violations resolved were seven, and only one in February?" Davis, "No there was more than one in February. There are others that are pending and being worked on." Moegerle, "It would be much appreciated if this report was printed all in the same direction. If we could turn it the other way it would be more user friendly."

**Sunrise River
WMO Budget**

Davis explained that the Joint Powers Agreement between the City and the SRWMO requires the submission of the budget to all of the members for ratification. Their budget is implemented only after ratification by all parties to the Agreement.

East Bethel received the draft 2014 budget on March 6, 2013. The City has 60 days to respond to the SRWMO regarding the 2014 budget. Failure of the City to act within 60 days shall constitute approval of the budget.

The SRWMO will meet on May 2, 2013 to approve their final budget. Should the City Council desire to recommend changes in the SRWMO budget, they should submit these recommendations by no later than April 3, 2013 or they can approve the budget as presented at this time. The SRWMO budget is proposed to increase from \$47,895 to \$48,765 or 1.8%. The SRWMO budget in 2012 was \$54,595.

Mr. Leon Mager, the East Bethel Citizen Representative to the SRWMO, is present to answer any questions concerning the SRWMO proposed budget.

Staff is seeking direction from Council on the SRWMO budget.

Leon Mager, "Just a brief note on where this is at, the other three communities have signed off on this budget. So, I asked Jack to schedule this so we could get it approved." Moegerle, "At our last Council meeting Cal came from the Upper Rum River WMO, but he indicated that there is one line item that just sits around in the bank account of Anoka for 'just in case.' Does that ring a bell for you?" Mager, "We have a fund and I believe it is around \$6,000. It is the Shared Grant, for any of the lakeshore owners that want to do anything with their lakeshore, rain gardens or buffer zone. If they do qualify we put in a best management type of solution; 50/50 type of thing. We set aside about \$2,000 a year. We haven't had any takers from Coon Lake for about three years now. We had one on Linwood last year and one on Martin two years ago. Only one I am aware of that has not been completely spent."

DeRoche, "Percentages of different cities, how are those calculated?" Mager, "Weighted average between two different types of solutions. One solution is the percentage of what each of the four cities has as far as taxable base within the watersheds. The other is based on what the cities have for taxable land area in the watershed. So, someone like Columbus that has a lot of land but very low taxable properties within the Sunrise, they would prefer the second factor. East Bethel that has a lot of taxable income would prefer the other direction. So, it is a compromise between the four cities. And, the Upper Rum River WMO is also doing it this way." DeRoche, "Some of the fees went up. Is that normal? Like administrator?" Mager, "That is Anoka Conservation District, and we did overspend by that much last year. We kept asking them to do things. They charge us \$73 for unplanned things. We are trying to keep that down. Like manning a booth at Linwood Days, preparing for the booth, sometimes they man the booth. Arbor Days. Here, at East Bethel, I man the booth."

DeRoche "What is that lakeshore landscape marketing for? Went from \$700 to \$1810." Mager, "Education, providing articles and pamphlets to the cities and working with the lake associations." Moegerle, "Coon Lake, it looks like the watershed plan is \$1,917, but the estimate is \$3,200." Mager, "In previous years they have only done the east basin. We

have no data on the west basin. The two basins are two different lakes. So I have asked them to start monitoring the west basin also.” DeRoche, “What is the difference between the Watershed Plan and the estimate?” Mager, “The 2014 Watershed Plan is a 10 year plan. About three years ago we came in high on our expenses on a 10 year plan.”

Ronning, “How long have you been doing this?” Mager, “Probably four or five years. But, I have been working with lake associations for 15 years.” DeRoche, “Coon Lake Stormwater Retrofit Installation?” Mager, “Finished on Martin Lake two years ago. Did a mini-study on Coon Lake. Entry points that feed the lake and looking at surface areas that feed the lakes, rooftops, asphalt, determining sediment of what those entry points are. They are looking at what we can do to reduce the sediment at those entry points. We are trying to get the study done enough to go after the grant by August of this coming summer.”

DeRoche, “Couple of my concerns on that are in the summer time, especially off of Forest and Cedar, people don’t necessarily want to use the DNR Landings. Either there is no parking or they don’t want to get their boat checked. I am really getting very concerned, because there were never any weeds out in front of my house and now there is a lot of milfoil starting to accumulate. If we start creating these rain gardens and what not that water is going to evaporate off before it even has a chance to get in the lake. Now, I have been blowing the snow up in my yard, hoping when it melts off it is going to try to fill back up. At the end of last year out of 150 feet of dock, 60 feet was dry dock.” Mager, “Rain Gardens are not intended to catch all the rain. They are intended to get first one inch, phosphorus.” DeRoche, “Has anyone approached the people at the community center? They cut the grass into the lake?” Mager, “That will be something when we get the grant we will look at.” DeRoche, “There has to be something we can do to say, ‘You can’t run your lawnmower in the lake.’” Moegerle, “We could do an ordinance. Would that help you?” Mager, “When we just briefly looked at this over there, we found out it was not as bad over there as we had pictured it to be. We figured it to be really bad because there is really little green there, all impervious surfaces. There is only 264 acres of watershed because you go up the hill and it goes the other way. There is very little that is actually going down into the lake from that area. In that brief study, they identified four entry points that they thought they could do something with. That would be in addition to putting some sort of restriction of what you can do along the shoreline. That information will be available coming this fall.” Moegerle, “Will that be available in a flyer we mail to all the homeowners or property owners? How will that be given out? Would you like to be at our Open House in the fall?” Mager, “The open house will be great. It will depend on how far along we are.”

Major, “We have two lakes in the state that are listed as impaired, three counting Coon, but that is for the mercury problem. These are for the phosphorus problem, Martin and Typo are impaired lakes and they get special attention and that is why we have been spending all our time on them. We have Coon, Fawn and another that we do monitoring for chemical analysis. Some we monitor every third year and some every other year.” Moegerle, “How can we help you with education? In your mission?” Mager, “Would probably have Jamie from ACD and board members talk to you about what they are doing for education.” Moegerle, “And if you have any ideas about proposed ordinances.” Mager, “I was involved with the MIDS and that was what they were doing, putting best management in place.”

DeRoche made a motion to adopt the Sunrise River Management Watershed Organization budget as presented. Koller seconded; all in favor, motion carries.

Davis explained that at the last URRWMO meeting, the organization reviewed the 2014 Budget for the organization and directed it be distributed to member cities for review and comment. A copy of that proposal is attached with this agenda item.

The proposal represents an increase of \$683 to East Bethel from a 2013 budget of \$2,615 to \$3,298 for 2014 or a 26% increase.

The Joint Powers Agreement requires the submission of the budget to all of the members for ratification. The budget is implemented only after approval by all parties to the Agreement.

East Bethel received the draft 2014 budget on March 6, 2013. The City has 60 days to respond to the URRWMO regarding the 2014 budget. Failure of the City to act within 60 days shall constitute approval of the budget.

Calvin Bahr, the City appointed citizen representative to the URRWMO, presented a report to Council at the March 6, 2013 meeting that recommended reductions in the proposed budget. This recommendation included a reduction of \$1,000 in a Matching Fund for Future Grants in the Water Quality Improvement Projects, a \$1,000 reduction in the Water Quality Cost Share Grant Fund and a \$200 reduction in Secretarial Service.

Staff discussed these reductions with Jamie Schurbon and he stated that the board was attempting to reduce their budget by \$2,000 and the cuts that Mr. Bahr presented to Council did not affect any functions of the URRWMO that are statutorily required.

Mr. Schurbon, the contract program administrator for the URRWMO and the Water Resource Specialist for Anoka Conservation District, has requested that the budget line item for administrative assistance be increased from \$0 to \$876. This line item proposed for 2014 would be utilized to pay for 12 hours of his assistance to the WMO. To date, he's been helping them at no charge and the work has included assistance in budget preparation, watershed plan amendments, public notices, and answering phone calls from the public, answering board member emails, and providing guidance to the Board. Mr. Schurbon also stated that regulation revisions currently being considered will require that the WMO will be required to have this kind of point person. Mr. Schurbon is requesting restoration of the above amount for these tasks. This is a line item that is currently proposed for funding within the SRWMO Budget.

Mr. Schurbon indicates that he feels someone needs to provide administrative assistance to the URRWMO. The recording secretary can only do so much and certain matters require technical staff, city staff, Mr. Schurbon, or a consultant. It doesn't matter to Mr. Schurbon who performs this work, only that they can fulfill the functions required of the position. Mr. Schurbon requests this activity be considered for reinstatement in the budget recommendations to the URRWMO Board.

The recommendations that have been presented to Council are as follows:

- 1.) Eliminate \$1,000 for the Water Quality Cost Share Grant Fund;
- 2.) Eliminate \$1,000 for the Matching Funds for Future Grants;
- 3.) Eliminate \$200 from Secretarial Services;
- 4.) Restore \$876 to Administration Expense; and/or
- 5.) Other recommendations as deemed appropriate by Council.

The URRWMO will consider these budget recommendations at their May 7, 2013 meeting.

City staff is seeking direction as to a response to the URRWMO budget request.

Koller, "I was at the meeting and we cut a lot out of the budget because it was higher and they are pretty much down to the basics. I agree Jamie puts in a lot of time and research. He attends all the meetings for the watersheds. He works hard." DeRoche, "I am concerned about taking all this money off for the Water Quality Cost Share Grant Fund, Matching Grant Funds, and then he wants to be paid \$876." Moegerle, "So basically he is getting paid for an hour a month at 12 hours." Koller, "He prepares all these budgets." DeRoche, "The whole idea of these things is, if they are matching grant, you have to have money to do it. If we are going to be taking \$1,000 away from this one and that one, and \$200 from the secretarial we are eliminating things that must have been necessary at some point." Davis, "According to Calvin when he made his presentation at the last meeting, the two \$1,000 eliminations that were discussed hadn't been used in a while. They are totally dependent on if grants become available. If they become available, this could be resubmitted to the City Councils at a later date to come up with these additional funds if required. They may not even be used it just depends on what grants are available." DeRoche, "These organizations: I am totally against bigger government and part of that was the Coon Lake Improvement Association was formed. People that owned property were the only ones assessed and it was like \$300 a year and in a couple years they took in \$250,000 a year and then the DNR took control and told them what they can do. And now it is \$25 a year and the money still sits there. There is no means of controlling access to the lake. They say there is no way to monitor the trailer and boats. Now being a landowner on the lake, it concerns me, we are paying taxes anyway."

Moegerle, "But Jamie is part of the Anoka Conservation District and Coon Lake is not part of the Upper Rum River Water Management Organization (URRWMO). And CLID is completely different from URRWMO." Davis, "The City of East Bethel is in two watersheds. Sunrise River and Upper Rum River Watersheds. What Jamie is requesting is he does a lot of extra work that is not in their contract. He does a really good job and is very professional. If you want to consider reinstating that and deleting these others, they can always come back and request the City Councils reinstate those grant funds."

Koller made a motion to approve the Upper Rum River Watershed Management Organization budget as written. Moegerle seconded. DeRoche, "I hope next year he doesn't come back and ask for more." DeRoche, nay; Koller, Moegerle, and Ronning, aye; motion carries.

Fire Dept.
Report

Davis explained that the fire department reports are for your review and information. DeRoche, "We were going to see if there were patterns of calls or repetitive calls for medicals to the same addresses. I speak from experience. If it gets to the point where they are constantly calling East Bethel Fire, maybe we need to get someone else involved. I don't think we bill for ambulance. Emergency stuff, I understand." Moegerle, "When will we get a response back from the Chief about this? It costs money to scramble these people." DeRoche, "Most are EMS calls." Davis, "We will have that information on the next Fire Department report." Koller, "Fire trucks should be coming soon. I heard around July." Ronning, "This looks like it comes from an Excel spreadsheet, think the Chief could go back and sort this pretty easy."

Ord. 44,
Second
Series,
Chapter 74,
Utilities,
Article V,
Regulating
Waterworks
and Sanitary
Sewer

Moegerle made a motion to table Ordinance 44, Second Series, Chapter 74, Utilities, Article V, Regulating Waterworks and Sanitary Sewer until we get changes that happened during the work meeting. DeRoche seconded with the amendment there may be other changes coming. Moegerle accepted the amendment. All in favor, motion carries.

Staff Report –
Spring Road
Restrictions

Davis, “Spring road restrictions went into effect at 12:01 a.m. last Friday night. So that means all East Bethel City streets are limited to five tons per axle. This will be in effect for anywhere from four to eight weeks depending on weather and how quick the frost leaves the ground.”

Water &
Sewer Project

Davis, “I am extremely pleased to report the last piece of pipe on the water and sewer project was connected today. Flushing and testing will be started tomorrow. The water system should be operational by March 31st. There will be some cleanup activities for the contractor to do.”

Finance
Committee

Davis, “We need to consider a finance committee meeting. Maybe March the 27th.”

Minimal
Impact
Design
(MIDS)
Update

Davis, “Just a brief update on the MIDS project. The City received technical assistance from the U of M to do a Minimal Impact Design Study. The purpose of this is to have ordinances prepared recommend changes in the way we do things, like Leon mentioned, to take care of issues around lakes to take care of infiltration. Also to address storm water runoff. This could have some impact on design densities. At this time it does appear favorable. The Planning Commission is going to have another work meeting on Tuesday, April 16. If anyone wants to come, let me know so I can notice if there will be three council members there. After that meeting, the Planning Commission will request a joint work meeting with Council.

DeRoche, “I have several concerns after reading the minutes. It is something we have to stay on top of and be careful with. Again bigger government monitoring what we do. We have big areas that we need to watch out for, Cedar Creek, Allison Savannah, all that we are taking off the tax rolls and so we only have so much area we can develop. I don’t think there is anybody out to hurt the land, but again we are not comparing apples to apples here. They have only done studies in the Metro area and I am not sure that anyone on the Planning Commission has a degree in ecology and understands stormwater management. But we don’t want to get in a position where we are ordinances to death and we can’t do anything. Sometimes it is done in good intent but sometimes it can hurt us. But something we have to keep an eye on.” Moegerle, “We had a discussion at the EDA about expert opinions. Are staff experts? Do we hire PhDs? This is one of those things we can continue to look for experts. But at some point you have to say, ‘This makes the most sense,’ because I certainly don’t have a degree in hydrology either. Yes, we have to be careful. The promise of the whole project is how to maximize productivity of soil and maximize it. I think the joint meeting will be a revelation.” DeRoche, “You and I could go to the same college and study the same things and come away with two completely different ideas, if you are looking at getting grant money. I did read all the minutes that are there. Lorraine had asked, ‘Once the soil is smashed down will it ever loosen up again?’” Moegerle, “I am going to respectfully disagree about everyone thinking their land is unique. It is something

to be looked at.”

Davis, “The fire chief is ready to present his emergency plan to Council. I want to know when you would like to schedule to hear that.” DeRoche, “Are we looking at a quick overview? Or are we doing the FEMA training? At least three Council Members are supposed to have been through it. If a crisis hits the City, what is the plan to deal with that?” Davis, “Just schedule the concept of it and if we need to do more then we can schedule a longer meeting.” DeRoche, “I can go out to the FEMA website and look at what is needed. And if an emergency happens, the Mayor is in charge, not the Fire Chief.” Davis, “That is in statute.” Moegerle, “April 3rd, next meeting.”

Council
Member
Report –
DeRoche

DeRoche, “Kathy Paavola was at the Road Commission meeting and said she was at the Community Center and people seem to be storing a lot more stuff in their yards. I talked to Nick and he is at a loss of what to do. Her concern is that there is a lot more junky yards. Front doors are hanging off. If a fire starts in that neighborhood, it is gone. Shacks are all off the lake. We had a good Road Commission meeting.”

Council
Member
Report –
Koller

Koller, “I talked with the Fire Chief and it has been pretty slow. One small chimney fire. The officers had Incident Command training. They have a new camera system paid for with grant funds and they are getting new pagers for a lot of the officers. Some of the new firefighters already have EMT training. Fifteen or 16 fire fighters will have EMT training.”

Council
Member
Report –
Ronning

Ronning, “The Planning Commission had two meetings regarding MIDS. One was last night. There are four pilot communities. It is a pretty detailed thing; we started at 7:00 and were here until 10:00 p.m. last night. Minnesota, with all our clean lakes, has 40% of our waters impaired; different elements of impairment. It was surprising to hear that kind of information. The baseline is 1.1 inches. Impacts is 1.1 inch and take the size of this building impervious surface and times x 1.1 and that is the water you want to contain. There is pervious blacktop that absorbs the water. Sucks it up and leaks out the sides. Seems they are helping you manage your properties and runoff that will clean the water and the water stays useable.” DeRoche, “I understand that, except when you are trying to develop. Now you come up with more fees, more permits.” Ronning, “I was asking that myself. And the response has been that it has been cost neutral or cost advantage to do some of these natural types of things. Mundle didn’t really see anything wrong with it, the way it has been explained.” DeRoche, “The problem can lie where and how you can develop.”

Council
Member
Report –
Moegerle

Moegerle, “Last Friday I thought I had my appointment requested by Senator Michelle Bensen. I didn’t but Jack was in a meeting with Met Council Parks division regarding Legacy Funds. [I stopped in for that meeting.] He had some interesting information in the update about how Anoka County is required to request those funds and operate those trails. East Bethel would have to be part of Anoka County’s Master Trails Plan, which I guess we aren’t. So, when my appointment really was, the following day with Senator Michelle Benson I asked about that and about the RZED Bond and sequestration and rebates. She knows someone in Michele Bachmann’s office and will bring that to her attention. She asked me if there were other ordinances we would be interested in. A council a majority, who had been removed from office but were still seated, could pass a \$14 million dollar infrastructure project 16 days before their term expired. The project was passed and that now we are wrestling with this. We had an interesting discussion about that. I don’t know how you could prepare a State Statute like that. The EDA met on Monday. We talked about the vision. Not brainstorming, but went around the table and said what they felt about

a vision. We didn't come away with a single vision, but we are making progress. When are we going to have a Website Committee meeting?"

Davis, "Wendy and I discussed the necessity of that meeting today and we will try to get something out to meeting again shortly." Ronning, "How is Viking going? Jochum, "They have some mucking to do. S.R. Weidema will be out of there soon and then the county's contractor can get started. I assume they will be starting over by University in May." Davis, "I think the projection for the completion in late May or early June still holds."

Adjourn **Moegerle made a motion to adjourn at 9:38 PM. Ronning seconded; all in favor, motion carries.**

Attest:

Wendy Warren
Deputy City Clerk