

MEDINA CITY COUNCIL MEETING MINUTES OF JANUARY 19, 2010

The City Council of Medina, Minnesota met in regular session on January 19, 2010 at 7:00 p.m. in the City Hall Chambers. Mayor Crosby presided.

I. ROLL CALL

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

Members absent: Johnson

Also present: City Attorney Ron Batty, City Engineer Tom Kellogg, Police Chief Ed Belland, City Planner Dusty Finke, Public Works Superintendent Steve Scherer, City Administrator Chad Adams and Recording Secretary Amanda Staple.

II. PLEDGE OF ALLEGIANCE

III. ADDITIONS TO THE AGENDA

The agenda was accepted as presented.

IV. APPROVAL OF MINUTES

B. Approval of the January 5, 2010 Regular City Council Meeting Minutes

It was noted on page three, line 46, it should state, "...questioned the amount of time that would be ~~given to~~ gained by the..." On page four, line 45, it should state, "...no increase in interest rate..." On page seven, line six, it should state, "Scherer explained the distribution of equipment in the building and their specific uses to City departments..."

*Moved by Weir, seconded by Smith, to approve the January 5, 2010 Regular City Council meeting minutes as amended. **Motion passed unanimously.***

V. CONSENT AGENDA

A. Approve Sale of Police Vehicle at Auction

B. Approve Final Pay Request for Well No. 7 Pumping Facility

C. Resolution Certifying Delinquent City Charges for Services to Hennepin County Auditor for Collection in 2010

D. Re-Schedule Local Board of Appeals and Equalization to Wednesday, April 14, 2010 at 6:30 p.m.

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

VI. APPROVAL TO PAY THE BILLS

Crosby requested information on the Bond Trust Services Corp., Midwest Asphalt, and Project One payments. Adams explained the Bond Trust Services Corp. was for the entire City's debt service payments; the Midwest Asphalt was for the Rolling Green Business Park final wear course; and, the Project One was for the Field House project in Hamel Legion Park.

Adams noted a change to the bills and advised that check number 034987 was not listed in the claims list and should be listed as a voided check, which was reissued as check number 034988.

*Moved by Smith, seconded by Weir, to approve the bills, EFT 000621 and 000641-000653 for \$36,938.06 and order check numbers 034962-035061 for \$1,723,999.37, and payroll check 020223 for \$226.63 and payroll EFT 502515-502544 for \$44,784.04 as amended. **Motion passed unanimously.***

VII. COMMENTS

A. Comments from Citizens on Items not on the Agenda

There were none.

B. Park Commission

Park Commissioner Ben Benson thanked the Council for his re-appointment to the Park Commission and reported that the Commission did not meet in December. He advised that the Park Commission would be holding their January meeting the following night and briefly summarized the items that the Commission would discuss, including park signs, park dedication, and goal setting.

Crosby questioned if the Commission was confident that a vendor would come forward to run the concession stand.

Adams reported that a letter had been sent out from the City and three responses had been received from vendors in regard to providing services for the concession stand.

Smith noted that there would be a new Chair to the Park Commission appointed at the meeting, as the maximum term of the existing Chair had been met.

C. Planning Commission

Planning Commissioner Charlie Nolan reported that two new members, Kathleen Martin and John Anderson, joined the Commission at the January meeting and he appreciated the support of the Council in appointing the recommended applicants. He summarized discussion regarding a conditional use permit application and reported that the Commission approved the item 7-0. He advised that discussion also took place regarding City ordinance and future planned development. He reported that he was re-appointed Chair of the Planning Commission and Robin Reid was appointed as Vice-Chair, and stated that the Commission would be reviewing an application from OSI at the next meeting.

VIII. OLD BUSINESS

A. Public Works Facility – Project Update

Crosby stated that the Council held a worksession to discuss the possibility of reviewing available properties that could be used for a public works facility and reported that the Council directed Staff to review two options: to investigate the use of the available Temroc building in conjunction with other jurisdictions; and, the possibility that improvements could be made to the existing facility. He requested additional information regarding bond purchased properties being used for profit, or non-government use, and taxes.

Batty stated that he would like to review the issue further but advised that it would be a challenge to use tax exempt bonds to fund a building that would be used for non-public purposes. He stated that he would review the guidelines for a fire department to share space in the larger facility.

IX. NEW BUSINESS

A. Randy's Environmental Services – Rate Increase Request

Jim Wollschlager, with Randy's Environmental Services, thanked the Council for giving him time to speak this evening and reported that there are three separate Hennepin County increases that have been applied since the prior contract was signed in 2008. He explained that the first two increases were covered by Randy's but advised that this new increase is being requested to be applied into rate increases to Medina residents. He explained the calculations used to determine the increase and advised that Randy's would be requesting less of an increase to the City than the company is currently being charged by Hennepin County. He stated that the disposal rate would certainly increase when the contract with Hennepin County expires in another 18 months and advised of initiatives to increase the amount of diversion by use of recycling and organics programs.

Crosby questioned if similar increases would be applied to neighboring cities.

Wollschlager confirmed that the increase would be passed on to each city that is serviced by his company. He advised that he would actually propose a reduction in by-weekly trash service by up to \$1.77, depending on size and explained that the rate reduction would be joined with rewards for utilization of recycling and the organics program. He explained that in order to accommodate the decrease in prices his company would be asking for a five year extension on the contract.

Crosby confirmed that staff would review that option further and return a recommendation to the Council. He confirmed that the price being offered now for trash service would be adjusted to match the future increase in disposal fees.

Wollschlager summarized the rewards program and advised that informational flyers would be sent to customers explaining the program. He confirmed that the cost for advertising would be covered by his company.

Smith stated that the County also provides money, through grant funds, to the City to advertise for recycling.

Weir questioned what is done with organic material that is collected.

Wollschlager explained the different uses for organics, including possible sale to nurseries.

Crosby stated that the definition of organics is much larger than people think and confirmed that the public should be educated on that information.

Wollschlager stated that one option for the Council would be to deny the contract increase and use of the rewards program, and explained that the cost for service would

then be slightly increased. He advised that the other option would be to extend the contract, offer the two rewards program, and offer a decrease in the cost of service.

Crosby explained that prior to 2008 the City was split into districts and Randy's covered two districts in the City. He advised that a bidding process occurred and Randy's had proposed the best offer and was given the service of the entire City. He suggested taking additional time for staff to complete an analysis of the proposed contract extension.

Moved by Smith, seconded by Weir, to approve the proposed rate increase, which is related to the increase in the Hennepin County TIP fee, and also to request staff to conduct additional analysis of the proposed extension term and rewards program.

Motion passed unanimously.

Wollschlager reported that, due to new regulations, non-compostable plastic bags will no longer be accepted for yard waste.

X. CITY ADMINISTRATOR REPORT

A. Resolution Recognizing Cec Vieau for Twenty Years of Service to the City of Medina

Belland stated that he had the privilege of recognizing Cec Vieau for 20 years of service with his department and summarized the responsibilities that she handles for the department, including learning four different systems that the department has used throughout that time. He advised of the number of changes that Cec Vieau has seen in staff, Councilmembers, and Mayors and also to the department and facility itself. He presented Cec Vieau with the resolution of recognition for 20 years of service.

Crosby stated that the Council appreciates the amount of time and effort that Cec Vieau has contributed to the City of Medina and thanked her for her hard work.

*Moved by Smith, seconded by Weir, to approve a resolution recognizing Cec Vieau for twenty years of service to the City of Medina. **Motion passed unanimously.***

IX. NEW BUSINESS (Continue)

B. Vacation of Drainage and Utility Easement at 2800 and 2830 Cabaline Trail

Finke stated that an application was submitted by the property owner at 2830 Cabaline Trail and reported that the neighboring property has also signed on their support. He explained that there is a drainage utility easement that goes right through the center of these two properties and was discovered during a recent sale of 2830 Cabaline Trail. He reported that staff analyzed the need for the drainage easement and advised that the drainage easement was not necessary. He stated that staff recommends that the Council hold the required public hearing and also recommended approval of the request.

Mayor Crosby opened the public hearing at 7:47 p.m.

The applicant stated that he would appreciate if the easement was vacated.

*Moved by Weir, seconded by Smith, to close the public hearing at 7:48 p.m. **Motion passed unanimously.***

1. Resolution Vacating Portions of a Drainage and Utility Easement at 2800 Cabaline Trail and 2830 Cabaline Trail

*Moved by Weir, seconded by Smith, to approve the resolution vacating portions of a drainage and utility easement. **Motion passed unanimously.***

XI. MAYOR & CITY COUNCIL REPORTS

Crosby stated that he would be attending an event in Wayzata the following day with Weir and Adams. He reported that he would be unable to attend the meeting of the fire department and asked for other Council members to attend the meeting. He confirmed the date of the goal setting session for the Council as January 28th.

Weir reported that the Elm Creek Watershed is investigating whether rates should be raised for cities. She advised that the Lake Sarah TMDL report has a period of response for cities and stated that she had read through the report and did not disagree with anything noted.

Smith reported that during the Northwest League meeting a representative from BARR Engineering was present to discuss a recently completed conservation ordinance funded by the MPCA and provided suggestions to the group. She distributed handouts that she received at the meeting to the Council and staff, for use in the planning department, and advised that a possible conservation presentation was also discussed.

Adams reported that the City submitted a grant application to the DNR in regard to preparing a City Open Space/Conservation Design ordinance.

XIII. ADJOURN

*Moved by Smith, seconded by Weir, to adjourn the meeting at 8:00 p.m. **Motion passed unanimously.***

T.M. Crosby, Jr., Mayor

Attest:

Chad M. Adams, City Administrator-Clerk