

**MINUTES OF THE CITY COUNCIL
ST. AUGUSTA, MINNESOTA
April 2, 2013**

CALL TO ORDER: The meeting was called to order by Mayor Kroll at 7:00 PM with the Pledge of Allegiance.

PRESENT: Mayor Kroll; Council Members Diehl, Reinert, Schulzetenberg and Zenzen; Engineer Halter; Building Inspector Hagman, Deputy Jon Lentz, Planner Johnson and Clerk/Administrator McCabe.

OTHERS PRESENT: Fire Department Members Rob Claseman and Butch Stang, Jeff and Nicole Schmitz. Marlin Hommerding and ?.

CONSENT AGENDA: **A motion was made to approve the consent agenda items 3A – 3E by Mr. Zenzen seconded by Ms. Schulzetenberg. Motion carried unanimously.**

The following items were approved with the consent agenda:

City Council Minutes, March 5, 2013.
Bill Payable, Receipts and Treasurer's Report dated April 2,
2013 and for Checks #15052 - #15127.
City Council Agenda, April 2, 2013.
March Animal Report
Mr. McCabe's attendance at annual League of Cities
Conference.

SHERIFF'S REPORT: Lt. Lentz was in attendance and presented the March report. He indicated 42 contract hours were spent and 8 citations were issued. Mr. Lentz reviewed the call types and answered questions from the Council.

A motion was made to approve the report as presented by Mr. Zenzen, seconded by Mr. Diehl. Motion carried unanimously.

BUILDING INSPECTOR'S

REPORT: Mr. Hagman presented the March building report indicated only two permits were issued – one an accessory structure and the other replacing doors.

A motion was made to approve the building inspector's report as presented by Mr. Reinert, seconded by Mr. Zenzen. Motion carried unanimously.

OPEN FORUM: Butch Stang was in attendance representing the Fire Relief Association and presented some suggested changes to the relief association by-laws. Mr. Stang referred to suggested changes discussed at last month's meeting beginning with the section on breaks in service and was told the intent may be misinterpreted. Mr. McCabe explained his interpretation has them tracking each members standing every month and he didn't think that was the intent. Mr. Zenzen thought it did make sense but was told their membership status is based on annual attendance at meetings and calls not monthly. Mr. Stang indicated he would redo that section and bring it to the next meeting. He also reviewed Section 12.1, which will be removed as it is not legal and Section 9.2 which will state no deferred interest will be paid. Mr. Stang also

presented a proposed change to Section 8.2 (3) changing the vesting years from 5 to 10. These changes will be brought to the next meeting after section 8.10 is rewritten.

LUX TRUCKS APPLICATION:

Planner Kelsey Johnson presented a report on the application from Lux Trucks for an ordinance amendment, CUP and variance and explained the planning commission held a public hearing on the application on March 11. Mr. Johnson reported that the ordinance amendment is simply adding language to the existing text allowing a conditional use in a business district to also be a conditional use in the I-1 district. She also reported the CUP application is to allow a day care center within the same I-1 district and the variance is to allow a variance from the building materials requirement within the Highway 15 corridor. Mr. McCabe explained the planning commission unanimously recommend approval of the ordinance amendment and CUP but do not recommend granting the variance. They agreed that the building materials could vary to 50% but indicated the front must be 100%, the north and south sides 50% and the back not having to upgrade at all. Mayor Kroll questioned the number of children to be licensed at the daycare and Ms. Schmitz responded the number is based on square footage. The current projected layout will allow for 58 but if some common space is counted the number could increase. Mayor Kroll asked what building on the site would be torn down and Mr. Schmitz responded with the current plan.

A motion was made to adopt Ordinance #2013-04, amending the text to the zoning code by Mr. Reinert, seconded by Mr. Diehl. Motion carried unanimously.

A motion was made to adopt Resolution #2013-06, granting the CUP to Lux Trucks to build a daycare facility in a I-1 zone, granting site plan approval to Lux Trucks and allowing a waiver from the specific requirements of Section 16.03.B.2 walls to allow up to 50% of all exterior wall surfacing to differ from the specific requirements therein. Furthermore, the applicant shall construct a building that 100% of the west facing façade, 50% of the north and south facing facades, and 0% of the east facing façade is constructed of materials as listed in Section 16.03.A.3.a-e and Section 16.03.A.g-h by Mr. Diehl, seconded by Mr. Reinert. Motion carried unanimously.

Ms. Johnson indicated she would like to added a small amendment to Resolution #2013-07 adding “or practical difficulty” after hardship on the last sentence of the resolution to comply with the new statute.

A motion was made to adopt Resolution #2013-07 as amended, denying the variance by Mr. Diehl, seconded by Mr. Reinert. Motion carried unanimously.

FIRE DEPARTMENT ISSUES:

Rob Claseman was in attendance representing the fire department and to present a letter of award for Assistance to Firefighters Grant. Mr. Claseman presented the letter and explained what the funds will be utilized for.

A motion was made to accept the grant and authorize our share of the expenses by Mr. Diehl, seconded by Ms. Schulzetenberg. Motion carried unanimously.

**ENGINEER'S
REPORT:**

Mr. Halter presented the bid tabulation along with a cost split for the water system connection project that will be completed in conjunction with the City of St Cloud. He reported the approximate cost is approximately \$8,000 more than projected and explained this was due to a larger cost for the mag meter than projected. Mayor Krroll said his only concern was the mag meter and Mr. Halter stated the water group recommends this type of meter and it will be owned and maintained by the City of St. Cloud. As there are no reservations that would stop us from recommending approval of the project, Mr. Halter will suggest the City of St. Cloud award to the lowest responsible bidder at their next meeting for the project to be started in late spring and finished shortly after.

Mr. Halter began discussion on the 2013 Street Project stating what the next steps would be for a project that ultimately reconstructs and moves 230th Street. Mr. McCabe stated the cost to reconstruct 230th Street will absorb a large portion of our street capital improvement budget over the next 10 years and suggested we may want to consider just doing a reclaim and overlay project. Mr. Zenzen indicated he understood that cost but wondered if we wanted to give up on adding a trail to the street. He also said we need to consider what may happen to 250th Street and suggested we contact the City of St. Cloud to what their plans include. Mr. Diehl asked if the elevation issue could be addressed during a reclaim and overlay project. Mr. Halter said we would have to do partial reconstruction and it would be difficult with existing land available.

A motion was made to call for plans and specifications for a reclaim and overlay job on 230th Street being bid in sections to allow as much to be done as possible with current budgeted funds by Mr. Reinert, seconded by Mr. Zenzen. Motion carried unanimously.

**COUNCIL MEMBER
PURVIEW:**

Mr. Zenzen asked about the Laudenbach road easement brought up at the last meeting. Mr. McCabe responded that Mr. Couri has drafted an easement and it was given to the Laudenbachs for signatures.

**CITY ADMINISTRATOR
REPORT:**

Mr. McCabe presented a request to not use chemical on a gravel road. Marlin Hommerding was in attendance and he explained why they made the request stating the road isn't highly traveled and the homes are set way of the road so dust shouldn't be an issue. Mr. Reinert suggested when we get quotes we leave 28th Avenue off and we increase the grading of that road.

Mr. McCabe presented the quote for annual street sweeping and indicated what was done in 2012.

A motion was made to approve the quote and hire Parking Lot Sweeping to sweep our streets by Mr. Reinert, seconded by Mr. Diehl. Motion carried unanimously.

Mr. McCabe presented information on moving to paperless packets and also stated he sat in sessions at the recent Clerk's Conference on the topic. The information included quotes for tablets, laptops and network routers. Mr. McCabe suggested he gather additional information and bring it forward to the next meeting.

**ADJOURNMENT: A motion was made to adjourn at 9:00pm by Mr. Reinert seconded by Mr. Diehl.
Meeting Adjourned.**

Approved this _____ day of May, 2013.

BJ Kroll, Mayor

Attest:

William R. McCabe, Clerk/Administrator