

**MINUTES  
CITY OF ISANTI  
CITY COUNCIL  
January 19, 2010  
Isanti City Hall**

Mayor Wimmer called the meeting to order at 7:00 p.m.

The Pledge of Allegiance was recited.

Members Present: Mayor George Wimmer, Councilors Jim Kennedy, Jeffery Kolb, Sue Larson and Ross Lorinser.

Members Absent: none.

Staff Present: City Administrator Don Lorsung, Assistant City Administrator/City Clerk Irene Bauer, City Attorney Clark Joslin, City Planner Lisa Krause, and City Engineer Brad DeWolf.

Motion by Larson, second by Kennedy to approve the agenda as presented. Motion carried unanimously.

**E. Proclamations/Commendations/Certificate Awards**

**F. Approve Minutes**

Motion by Kennedy, second by Larson to approve the minutes of the January 5, 2010 Regular meeting of the City Council as presented. Motion carried unanimously.

**G. Citizens Input**

**H. Announcements** - Announcements were read.

**I. Council Committee Reports**

Larson reported on the following meetings she had attended:

- Downtown Committee
  - o Flower program
- Community Involvement Team
  - o Snowflake Skate is scheduled for 1-28-10
- GPS-43:95
- Friends of the Isanti Area Library
  - o Open House scheduled for January 27<sup>th</sup>
- Human Rights Commission
  - o Awarded the 2010 Human Rights Award to Greg Owens
- Legislative Forum is scheduled for January 25<sup>th</sup>
  - o Transportation
  - o Solid waste
  - o Economic Development
- ICICLE
  - o Grant for outdoor warning sirens
- Complete Count Census Committee

Mayor Wimmer reported that he worked with the Chamber to obtain business input on a survey that was distributed to members of the Chamber relating to the Liquor Store being open on holidays.

**J. Public Hearings.** There were none.

**K. Business**

**1. Resolution No. 2010-007, a Resolution Approving Special Event Request for the Isanti Area Chamber of Commerce**

Motion by Kennedy, second by Lorinser to approve Resolution No. 2010-007 approving the Chamber of Commerce to hold a Business Expo at the Intermediate School on February 27th. Motion carried unanimously.

**2. Consider Isanti Area Chamber of Commerce Offer of a City Booth Space for their Isanti Area Business Expo Event**

Motion by Kennedy, second by Lorinser to approve accepting the Chamber's offer to the City for a City booth space at no cost to the City for the Isanti Area Business Expo Event. Motion carried unanimously.

**3. Resolution No. 2010-008, a Resolution to Change Council Appointments to Council Committees and Amend Resolution No. 2010-002 (Councilor Kolb)**

Councilor Kolb questioned the balance of committee appointments for Council Members for year 2010. Mayor Wimmer noted that changes had been made for the 2010 appointments because Councilor Kolb was unable to make committee meetings that he had been appointed to for year 2009.

Councilor Kolb brought up the matter of his appointment as the alternate to the Fire Board from his past 2009 appointment as the primary representative. There was much discussion if there posed a conflict of interest to have Councilor Kolb appointed to the Fire Board because of his position as a volunteer firefighter. It was noted that this poses the position that he participates in decisions that affect him as a firefighter.

City Attorney Joslin stated that it does not legally disqualify him to sit on the Board if he is a firefighter; however there may be certain matters as a representative of the City Council that would disqualify him to participate in the discussion and voting. Joslin stated that a potential conflict may arise in some situations.

Councilor Kolb stated that the Fire Department is a complex organization and one must be a firefighter to fully understand what is going on.

Councilor Kolb made general comments on information that had been requested from the Fire Board by City Staff and that this information was not readily accessible from City staff; Kolb stated that all the information had been provided to City staff. Additional comments were made by Councilor Kolb that he had been kept in the dark as it related to the Fire District audit. Mayor Wimmer stated that this matter had been brought before the Finance Committee and that he was a representative to the Finance Committee and was not attending the meetings.

Motion by Lorinser, second by Kennedy to appoint Kolb to the Public Works and Building & Grounds Committees and remove Larson from those two committees. Motion carried unanimously.

Motion by Kolb, second by Larson to appoint Kolb as the primary representative and move Kennedy as alternate to the Fire Board. Motion failed 2-3 (Larson, Lorinser, and Wimmer opposed).

Motion by Lorinser, second by Kennedy to appoint Larson as the alternate to the Fire Board and remove Kolb as the alternate. Motion carried 4-1 (Kolb opposed).

**4. Resolution No. 2010-009, a Resolution Amending the 2008 Comprehensive Plan-Chapter 7 – Land Use and Growth**

Krause gave a staff report whereas further clarification was needed in Chapter 7 – Land Use and Growth of the 2008 Comprehensive Plan. The Planning Commission held a public hearing on this item on January 12, 2010 and recommended approval of the additional clarification to the Future Land Use (FLU) Designations Section, specifically as it related to the Mixed Use classification based upon the Findings of Fact and Conclusion that had been presented.

Motion by Lorinser, second by Larson to approve Resolution No. 2010-009 as presented. Motion carried unanimously.

**5. Resolution No. 2010-010, a Resolution to Approve a One Year Extension of the Preliminary Plat for Woodland Commercial Park**

Krause gave a staff report whereas Byron Westland, Woodland Development is requesting a one year extension to the preliminary plat for Woodland Commercial Park. Krause stated that approval had been given to two previous extension requests.

Motion by Kennedy, second by Larson to approve Resolution No. 2010-010 as presented. Motion carried unanimously.

**6. Update on Speed Study Report**

City Engineer DeWolf gave an update on the speed study report received for the area on CSAH 5 and the Intermediate School and on CSAH 23. DeWolf stated that results of the study have been verbally shared with the Assistant County Engineer Jerry Schleicher.

DeWolf reported that the speed study that was conducted on CSAH 5 east of TH 65 will recommend reducing the existing 55 mph speed limit to 40 mph from TH 65 east 1300 feet to the west property line of the cemetery. The speed study does not recommend the establishment of a school speed zone or speed zone change on either side of 8<sup>th</sup> Avenue NE. The County and the State have sited that a reduced speed zone in this area will not decrease the amount of traffic or the spacing between cars and therefore will not allow turning movements onto CSAH 5 more freely than the current condition. DeWolf stated that they have asked the County to continue their investigation to provide for a school speed zone in the area as supported by resolutions passed by both the School Board and the City.

DeWolf stated that the MN Department of Transportation (MNDOT) conducted a preliminary field investigation of the traffic speeds along CSAH 23. In review of the field data collected by the Isanti Police Department and their own staff, MNDOT

concluded that a portion of the 30 mph zone on CSAH 23 was not authorized to be installed. Based on information collected in the field, MNDOT would propose the following speeds if the City requested that they complete the formal study:

- The State will recommend a 35 mph speed zone from CSAH 5 to Dogwood Street; this area is currently a 30 mph zone.
- The State will recommend a 50 mph zone south thereof to the corporate limits; this area is currently posted as a 55 mph zone.

There followed discussion of the two areas and if the City would gain from further study on CSAH 23 and the School site.

Motion by Larson, second by Kennedy to pursue further study on CSAH 5 and the Intermediate School site and drop further study on CSAH 23. Motion carried unanimously.

**7. Resolution No. 2010-011, a Resolution Authorizing Staff to Act on Escrow and Miscellaneous Accounts**

Lorsung gave a staff report whereas the Finance Committee reviewed the City's escrow accounts at its January 13, 2010 meeting and is requesting action on the accounts according to the resolution presented.

Motion by Kennedy, second by Lorinser to approve Resolution No. 2010-011 as presented. Motion carried unanimously.

**8. Consider Terminating Crop Land Rental Agreement/and or Payment Plan**

Lorsung gave a staff report whereas an outstanding payment has been received from Wayne Calander for the land rent owed for the second half of 2008 in the amount of \$1,449.00.

Lorsung stated that the City received a proposal from Mr. Calander regarding a payment plan for the outstanding 2009 land rent owed and there followed brief discussion on this matter.

Motion by Lorinser, second by Larson to send this matter to the Finance Committee to work on a payment plan with Mr. Calander. Motion carried unanimously.

**9. Pedestrian Bridge Project / Purchase of 236 E Broadway Property**

DeWolf reviewed the project costs for the elements of the construction of the pedestrian bridge. The current federal funding shortfall for the construction of the pedestrian bridge is \$144,400. The collector trail improvements are projected to cost \$384,134 and \$249,507 federal assistance has been requested. Based on the total costs for both projects less the federal and state funding, the City match required for the project is \$176,346. It was noted that the shortfall would need a loan from the General fund Balance with the intent to repay with future park and recreation dedication fees.

There was review of the purchase of the 236 E Broadway Street property that would allow for the necessary land needed for the construction of the pedestrian bridge and would allow for the abandonment of the sewer main that is located on private property.

DeWolf reviewed the County Road 5 Lift Station and Sanitary Sewer improvement project and costs associated with it. The project was originally estimated and presented

based on installing a forcemain from the lift station to the existing 12-inch sewer line located on Broadway Street. That since the acquisition of the '4<sup>th</sup> Avenue' right-of-way, a portion of the forcemain will be changed to include a segment of gravity sewer; and that this will allow for the existing gravity sewer line that is currently located on private property to be eliminated.

a. **Resolution No. 2010-012, a Resolution Authorizing Proceeding with the Pedestrian Bridge Project, Funding Sources for the Purchase of Property at 236 Broadway Street SE, and Authorizing Funds be Released Prior to Inclusion on the Accounts Payable List**

Motion by Kennedy, second by Lorinser to approve Resolution No. 2010-012 as presented. Motion carried unanimously.

10. **Memorandum of Understanding with the City of Cambridge as it Relates to Administrative Citations**

Lorsung gave a staff report whereas the City has been working with the City of Cambridge on joint sharing of a Hearing Officer for appeals of administrative citations. Lorsung stated that both cities are working to implement the Administrative Citation process. A Memorandum of Understanding (MOU) has been developed that would allow the City of Isanti to share hearing officer services that the City of Cambridge would contract for. The Finance Committee has reviewed the concept and are looking for approval of the MOU on a conceptual basis. That final approval of the MOU would be considered when the contract terms with the City of Cambridge are brought before Council at a later date.

Motion by Kennedy, second by Lorinser to approve on a conceptual basis, the MOU as presented. Motion carried unanimously.

11. **Amendment to City Code - Park and Recreation Board**

a. **Ordinance No. 475 , an Ordinance Amending City Code as it Relates to the Number of Members on the Park and Recreation Board**

Motion by Kennedy, second by Larson to adopt Ordinance No. 475 as presented. Motion carried unanimously.

b. **Resolution No. 2010-013, a Resolution to Appoint Candidate to Fill the Vacant Park and Recreation Board Seat**

Motion by Kennedy, second by Larson to approve Resolution No. 2010-013 appointing Keith Koehler to fill the vacant Park and Recreation Board seat. Motion carried unanimously.

L. **Consent Agenda**

1. **Resolution No. 2010-014**, a Resolution Approving Rum River Contracting's Final Pay Request in the amount of \$5,918.63 for Work Completed on the Deer Haven Improvements
2. Accounts Payable in the Amount of \$276,039.69 and Payroll in the Amount of \$70,695.22
3. Approval of the December 8, 2009 Planning Commission Meeting Minutes
4. **Resolution No. 2010-015**, a Resolution Authorizing to Provide PDF Agenda Packets at no Charge
5. **Resolution No. 2010-016**, a Resolution Approving Resignation of Part Time Liquor Store Clerk Lisa Clausen

Motion by Larson, second by Lorinser to approve the Consent Agenda items as presented. Motion carried unanimously.

**Adjournment**

Motion by Kennedy, second by Larson to adjourn. Motion passed unanimously.

Meeting adjourned at 7:58 p.m.

Respectfully Submitted,

Irene J. Bauer  
Assistant City Administrator/City Clerk