

**MINUTES
CITY OF ISANTI
CITY COUNCIL
July 6, 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, Finance Director Kristi Smith, Economic Development Director Sean Sullivan, Chief Ron Sager, and Assistant City Engineer Justin Femrite.

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

E. Proclamations/Commendations/Certificate Awards

1. Recognition to Mrs. Isanti County

Mayor Wimmer presented the Mrs. Isanti County sash to Ms. Chessica Olson, 2010 Mrs. Isanti County.

2. Mayor's June Great Yard Awards

Mayor Wimmer announced the winners of the Mayor's June Great Yard Awards as follows:

1 st Place	Jon & Kathleen Prestidge
2 nd Place	Nicolas & Sarah Izzo
3 rd Place	Stephanie Kuznia

F. Approve Minutes

Motion by Kennedy, second by Lorinser to approve the minutes of the June 15, 2010 regular City Council meeting as presented. Motion carried unanimously.

G. Citizens Input

Ms. Jennifer Scarrella-Natzel, 1203 Blossom Boulevard stated that she had issue with kids walking around with soft air guns and shooting them in her neighborhood. The latest incident took place on June 2nd next to her property and Ms. Natzel stated that there were past incidents of kids with these types of air guns. That the guns shoot pellets and she feels they are not safe when allowed to be used anywhere in the City.

Council sent the matter to the Police Committee to be further reviewed.

H. Announcements - Announcements were read.

I. Council Committee Reports

Mayor Wimmer announced that Councilor Larson was re-elected to the League of Minnesota Board for a two year term and commended her for her work serving on the Board.

Mayor Wimmer invited the public to take their chance to dunk him in the Dunk Tank on Saturday, July 10th as part of the Jubilee Day festivities. That funds raised from the Dunk Tank go to the Ambassador program.

Councilor Larson reported that she and Councilor Lorinser will also be participating in the Dunk Tank on Saturday.

Councilor Larson reported on the following meetings she had attended:

- Community Involvement Team
 - o Excellent turnout for the Rum River Float held on June 27th
 - Country Camping sponsored the event and provided the shuttle service and root beer floats
- Farmer's Market will be held on Saturday, July 10th
- Jubilee Kid's Day will be held on Saturday, July 10th
- Jubilee Parade will be held on Thursday, July 8th
- The Rodeo and Jubilee Day activities will be held over the weekend
- Arena Board
 - o Maintenance
 - o Ice to be in by August 7th
- Isanti Area Friends of the Library
 - o Drop box has been painted
 - o Fund raising
 - o Will be in the parade
- ECRDC
 - o Annual meeting was held last Monday,
 - o East Central Arts Board
 - Branden Apitz resigned from his position on the East Central Arts Board – a person from Braham will be appointed to fill the position
 - o Isanti Historical Society is receiving \$500 for the Folk Art Camp
 - o Cambridge-Isanti Performing Arts
 - Robinson performance on December 10th
 - o Receiving \$6,276 in grant funds
 - o East Central Arts Board will split from the ECRDC
 - o Have been meeting with the Isanti County EDA
 - Rail Industrial Park
- East Central Senior Resource Center
 - o Developing new services
- League of MN Cities
 - o Attended Annual Conference
 - o Was on nominating committee

- Resides on three policy committees
- Small increase in city dues
- City funding – City services
 - Citizen involvement
 - Ways to save money - Revenue sources
- Liquor Store Committee
 - Staffing for weekend
 - Parking lot issues
- Fire District Meeting
 - Chief Polzin is on the Government Task Force
 - Fire Districts
 - Isanti Area Fire District is a model for the State

J. Public Hearings. There were none.

K. Business

1. Resolution No. 2010-160, a Resolution Approving Special Event Application to Gail Genin on Behalf of the Vietnam Vet's Chapter #684

Mayor Wimmer inquired what the fee was for the use of electricity at the Park Shelter that the Vietnam Vet's Chapter 684 had requested is waived for the event; staff reported it was \$10.00. Mayor Wimmer offered to cover the fee and Councilor Kennedy stated that he would share in the cost of said fee.

Motion by Kennedy, second by Larson to approve Resolution No. 2010-160 amended to state that the park shelter electrical fee shall not be waived. Motion carried unanimously.

2. Resolution No. 2010-161, a Resolution Approving City Assistance to the Isanti Area Chamber of Commerce as it Pertains to Moving the Stage for Jubilee Days

Motion by Lorinser, second by Larson to approve Resolution No. 2010-161 as presented. Motion carried unanimously.

3. Request by the Rodeo Association to Close the Unity Park Softball Field throughout the Days Rodeo Events Take Place

Motion by Kennedy, second by Larson to approve the request by the Rodeo Association to close the Unity Park softball field through the duration the rodeo events are taking place; from July 9 through 10. Motion carried unanimously.

4. Resolution No. 2010-162, a Resolution Approving Special Event Application to Jim Crecelius on behalf of Spirit River Community Church

Motion by Kennedy, second by Larson to approve Resolution No. 2010-162 as presented. Motion carried unanimously.

5. Resolution No. 2010-163, a Resolution Awarding Bid for the Railroad Avenue Street and Utility Improvement Project

Assistant City Engineer Justin Femrite announced that he has accepted a position with Elk River and that Mr. Kevin Bittner will be replacing him as Assistant City Engineer. Mayor Wimmer commended Mr. Femrite for the work he has provided to the City.

Femrite stated that bids were received for the Railroad Avenue Improvement Project and that bids ranged from a low bid in the amount of \$610,634.65 to a high bid of \$708,968.98. That the low bid submitted is approximately 6% above the engineer's estimate and that the low bidder was R.L. Larson Excavating, Inc. Femrite stated that their firm has evaluated possible changes to reduce the cost of the improvement by changing the watermain pipe from iron pipe to PVC pipe and that the riprap is no longer needed per Mn/DOT review. Femrite stated that their firm recommends awarding the bid to R.L. Larson Excavating, Inc. and that they would then proceed to submit a change order on watermain material change and reduction of riprap for Council action that would bring the overall project cost more in line with the initial Engineer's estimate for the project.

Motion by Larson, second by Lorinser to approve Resolution No. 2010-163 awarding the bid to R.L. Larson Excavating, Inc. in the amount of \$610,634.65 and to direct the City Engineer to submit to Council a change order on the type of watermain materials to be used and the reduction of riprap for the improvement. Motion carried unanimously.

6. Ordinance No. 487, an Ordinance Amending City Code Chapter 87 – Animals, Article II, Dogs

Sager gave a brief review of moving animal control to the Police Department and the changes made to the ordinance regulating dogs.

Motion by Lorinser, second by Kolb to approve moving Animal Control to the Police Department and to adopt Ordinance No. 487 as presented. Motion carried unanimously.

7. Resolution No. 2010-164, a Resolution Approving Entering into a Master Subscriber Agreement for Minnesota Court Data Services

Motion by Kennedy, second by Larson to approve Resolution No. 2010-164 as presented. Motion carried unanimously.

8. Resolution No. 2010-165, a Resolution Approving to Partner with MN DPS to Sponsor a Driving Diversion Program for the Isanti Area

Motion by Kennedy, second by Larson to approve Resolution No. 2010-165 as presented. Motion carried unanimously.

9. Resolution No. 2010-166, a Resolution Approving Joint Powers Agreement with the State of Minnesota, Acting through its Department of Public Safety, Bureau of Criminal Apprehension as it relates to E-Charging

Motion by Larson, second by Lorinser to approve Resolution No. 2010-166 as presented. Motion carried unanimously.

10. Resolution No. 2010-167, a Resolution Approving Tax-Forfeited Properties be Auctioned or Conveyed

Smith gave a staff report whereas the Isanti County Auditor-Treasurer's office is requesting approval of certain parcels within the City for public auction or auction to adjacent owners or request conveyance to the City. It was recommended by the City Engineer to retain ownership of Outlot A, Isanti Hills 5th Addition for the purpose of stormwater ponding. It was stated that the City can only retain tax forfeited properties for public purposes. There was brief discussion if the other two parcels could be used for a

public purpose including city parks and there was comment there is not a need for additional parks in the city.

Motion by Larson, second by Kolb to approve Resolution No. 2010-167 as presented. Motion carried unanimously.

11. Resolution No. 2010-168, a Resolution Approving change in Base Fees for 105 Main Street West

Smith gave a staff report whereas the property at 105 Main Street West is currently billed for three base fees due to the property being occupied by three separate businesses. Smith stated that the property only has two restroom facilities in the building.

Smith stated that the Finance Committee last discussed base fees at their April 16, 2010 meeting and recommended changing City Code to reflect base fees to be determined by separate PIDs or if one PID contains multiple businesses, then the base fees are to be determined by the number of plumbing connections. This recommendation was to be retroactive to the January 2010 billing. That this change to City Code will be brought forth at a later date with various other changes to the water and sewer portions of City Code.

Motion by Lorinser, second by Larson to approve Resolution No. 2010-168 as presented. Motion carried unanimously.

12. Ordinance No. 488 , an Ordinance Amending City Code Chapter 325 – Sprinkling Regulations

Lorsung gave a staff report whereas the Development Advisory Committee (DAC) has been working with City Attorney Joslin and staff on regulation of use of private wells for lawn sprinkling (non-potable use). Lorsung stated that there has been an increasing consideration by property owners to have wells for this use. The City has an interest in this as appropriation of water affects the aquifer, creates difficulty in application of the current odd/even sprinkling regulations and raises the potential for cross-connection of private and public water systems. Lorsung stated that installation of both shallow and drilled wells is regulated by the State.

The proposed code amendment allows for the use of private wells for lawn irrigation in Isanti, but requires that they be registered with the Public Works Department and that signage is placed on the lawn to identify use of the well for such purposes. That way the property is clearly identified as having a private water source for such purposes. The property owner would get such signage as a part of registering their use of a well with the Public Works Department.

Lorsung stated that City Attorney Joslin has modeled these regulations based on a neighboring community where they are currently being administered. DAC has reviewed and is recommending consideration of the code amendment by the City Council.

Councilor Kennedy stated that he has a conflict of interest because he has a sand point well on his property. It was noted that this would not be a conflict in the discussion of this matter.

There was general discussion on sand point wells, regulating of the sand point wells, using the wells for lawn sprinkling and that they cannot be connected into the City water supply.

There was discussion on the sign requirement and if the homeowner would have to purchase the sign or if the City would provide the sign; it was confirmed by staff that the intent was that the City would provide the signs when the homeowner registered their well with the City.

There was brief discussion on homeowners with sand point wells following the City Code on the odd/even sprinkling regulations and it was stated that they would not have to follow the regulation if they were signed that they have registered with the City that they have a private well.

Motion by Lorinser, second by Larson to adopt Ordinance No. 488 as presented. Motion carried unanimously.

13. Resolution No. 2010-169, a Resolution Approving the Request from the Cambridge-Isanti Youth Hockey Association for the Placement of a Portable Warming House and Restroom Facility in Bluebird Park and use of Electricity

Mayor Wimmer introduced the request from the Cambridge-Isanti Youth Hockey Association that would allow them to place a portable warming house and restroom facility in Bluebird Park near the outdoor hockey rink. The group is also requesting the City provide the electricity for the warming house.

There was brief discussion on this matter. Mayor Wimmer stated that the group must provide proof of insurance on the warming house facility and for the use of the hockey rink.

Motion by Lorinser, second by Kolb to approve Resolution No. 2010-169 with the condition that a report is brought back to City Council that the Organization has met the insurance requirements. Motion carried unanimously.

14. Ordinance No. 489, an Ordinance Repealing Ordinance No. 79 and Amending City Code by adding Chapter 264 Regulating Shade Tree Disease Control

Motion by Larson, second by Kolb to adopt Ordinance No. 489 as presented. Motion carried unanimously.

L. Consent Agenda

1. **Resolution No. 2010-170**, a Resolution Approving the 3rd Avenue Improvement Final Pay Estimate in the Amount of \$17,789.17; Project Acceptance; and Placing the Project in a Two Year Warranty Period
2. **Resolution No. 2010-171**, a Resolution Authorizing the Water Treatment Facility Final Pay Estimate in the Amount of \$83,000.00; Project Acceptance; and Placing the Project in a Two Year Warranty Period
3. Consider Accounts Payable in the Amounts of \$359,001.87; Payroll in the Amount of \$64,347.15; and Supplemental Health Stipend in the Amount of \$18,983.88

4. Approval of May 25, 2010 Park and Recreation Board Minutes
5. **Resolution No. 2010-172**, a Resolution Approving Neighborhood Stabilization Program Item
6. **Resolution No. 2010-173**, a Resolution Appointing Election Judges for the 2010 Primary Election
7. Consider Faith Lutheran Church's Request to Reserve and Use of a Section of Second Avenue NW Street ROW Relating to the Jubilee Day Parade
8. **Resolution No. 2010-174**, a Resolution Approving the Installation of Street Lights and Entering into an Energy and Maintenance Agreement with Connexus Energy for the Railroad Avenue SE Street & Utility Improvement Project
9. **Resolution No. 2010-175**, a Resolution Accepting Isanti Hills 6 Development
10. **Resolution No. 2010-176**, a Resolution Accepting Banksite Development
11. **Resolution No. 2010-177**, a Resolution Accepting the Donation from Quad Central of Ham Lake MN the use of a CFMOTO Side by Side Style ATV for the Isanti Police Reserves to use for Jubilee Days

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

Adjournment

Motion by Larson, second by Kolb to adjourn. Motion passed unanimously. Meeting adjourned at 8:12 p.m.

Respectfully Submitted,

Irene J. Bauer
Assistant City Administrator/City Clerk