

**CITY OF ISANTI
CITY COUNCIL MEETING
TUESDAY, AUGUST 16, 2016 – 7:00 P.M.
CITY HALL**

The meeting was called to order at 7:00 p.m. by Mayor Wimmer.

The Pledge of Allegiance was recited.

Members Present: Mayor George Wimmer, Councilors: Paul Bergley, Dan Collison, Ross Lorinser

Members Absent: Councilmember Steve Lundeen

Staff Present: City Attorney Clark Joslin, City Administrator Don Lorsung, City Clerk/Human Resources Lindsey McInnis, Chief Gene Hill

Others Present: Attorney Jana O’Leary Sullivan, LMCIT

D. Adopt Agenda

Motion by Lorinser, second by Collison to approve the agenda. Motion carried.

F. Approve City Council Minutes

1. August 3, 2016 – Regular Meeting of the City Council
2. August 3, 2016 – City Council Budget Work Session Meeting

Motion by Collison, second by Bergley to approve the City Council Minutes and the Budget Work Session Minutes. Motion carried.

G. Citizens Input

H. Announcements

1. Parks, Recreation, and Culture Board Meeting Tuesday, August 23, 2016 at 6:00 p.m.
2. **CITY OFFICES CLOSED** Monday, September 5, 2016
(in observance of Labor Day)
3. City Council Meeting Tuesday, September 6, 2016 at 7:00 p.m.
4. Economic Development Authority Tuesday, September 6, 2016
(Immediately following the City Council Meeting)
5. Planning Commission Meeting Tuesday, September 13, 2016 at 7:00 p.m.

I. Council Committee Reports

Mayor Wimmer asked Human Resources/City Clerk, Lindsey McInnis, to report on the August 9th Primary Election. City Clerk McInnis described the recent Primary Election, as it was the first year with two precincts. She stated that overall, it went well. Voter turnout was low with only approximately 150 voters between the two precincts. She pointed out one change to be made for the General Election in November is a few tweaks to the layout for Precinct 1 (City Hall Location). Also, it was mentioned that there were a lot of new judges and this was a great learning experience and an opportunity for more planning.

Mayor Wimmer added we will obviously expect to have more voters for the General Election. Mayor stated he thought the Primary went well and it appeared everyone was on top of things. He complimented Ms. McInnis on doing a good job. He also added that Janice Lutterman, part time Administrative Data Clerk, who formerly worked for Isanti County was very helpful especially with having a familiarity with a lot of this process.

The Mayor also reported that Coborn's will be opening August 17 at 6:00 a.m. and the Grand Opening will be at 10:00 a.m. He mentioned that the Chamber will be there as well.

J. Public Hearings

None

K. Business Items

1. Discussion Regarding BMX Association Mailbox (*Andy Strom*)

Andy Strom, President of the Rum River BMX Association, greeted the Mayor and Council and thanked them for their time. He explained that Rum River BMX has requested permission to install a mailbox and receive their mail at the Rum River BMX facility, the Isanti indoor arena. The Association proposes to install a mail receptacle which would be previously approved by the City. The Association would be responsible for the total cost: including installation cost, any required legal fees that are reasonable and any costs associated with restoration of the facility to its current state at the end of their lease. Mayor explained an addendum to the current agreement the City has with them will be needed, including stating all those costs will be reimbursed by Rum River BMX. The Association is also looking at having the mailbox located in the door, so it will be secured. This was one of the concerns the Mayor had since it is a City building and staff has access to. The Mayor indicated that Strom has also talked with the Post Office and that they are willing to do the delivery. The City will also look at putting into the agreement a statement referencing that this is a unique situation in which we have someone leasing a facility from us for such a long term. The Mayor asked if there were any other issues from the Council. Collison noted that it will be much easier for them to receive their mail at their physical location.

Motion by Collison, second by Bergley to direct the Staff to work preparing the agreement as Mayor has outlined. Motion carried.

2. Resolution 2016-246 Approving Special Event Request for "23-0" for a Walk/Ruck

Casey Carik, son of Brandie Held, addressed the Council. He requested approval for a Walk/Ruck special event to raise awareness of Veterans suicide. He explained the event was also held last year. However, the route this year is going to be different. He will have two routes set up. In case of inclement weather, the shorter route will be followed. The purpose of the event is to raise awareness of veteran's suicide. He informed the council that after a 2012 evaluation of veterans, it was found that 22 non-active duty and 1 active duty (deployed or on base) veterans commit suicide per day. Carik stated that the goal is to raise awareness, and decrease the number of suicides for veterans down to zero. He further stated that Minnesota has the highest number of veteran suicides. The Mayor expressed how appreciative he was that they are doing this event and the City is fully supportive. Lorinser asked if Carik was a veteran. Carik indicated he is only 16 but he will be joining as soon as he can. He then indicated that his mother is a veteran. Lorinser thanked her for her service. He then questioned if there were any issues with the permit. It was stated that there were none. Carik also added that the walk/ruck will be held September 4, 2016 beginning at Blue Bird Park.

Motion by Lorinser, second by Bergley. Motion carried.

City Administrator Don Lorsung

3. **Resolution 2016-247** Authorizing City Staff to Accept the Fee Allowing for Exclusive Use of the Mattson Park Tennis Courts by the C-I School District for Fall 2016 through Spring 2018

Mayor Wimmer explained this item is for the Middle School to use the courts in Mattson Park for their team, as they've done for the past several years. The City has increased the fee by \$25.

Motion by Bergley, second by Collison. Motion carried.

4. **Resolution 2016-248** Approving a Conditional Use Permit for Soca Powersports to allow for Motor Vehicle Sales within the Dual Square Mall located at 401 East Dual Blvd NE, Isanti, Minnesota

Collison questioned where the vehicles would be parked. The Mayor indicated they will have a specific section and that the vehicles are not to go outside of that area. It is a very small area. Collison asked if it will be where the ATV's are currently lined up. The Mayor indicated it would and that wherever the private property owner allows their tenants to park is where they park. The Mayor stated the City does not get to decide where.

Motion by Bergley, second by Lorinser. Motion carried.

5. **Ordinance 650** Approving an Amendment to Zoning Ordinance 445 Opting Out of Minnesota State Statute 462.35.93 which Permit and Regulate Temporary Family Health Care Dwellings

The Mayor explained the purpose of this item is to assure these temporary dwellings do not become permanent.

Motion by Bergley, second by Lorinser. Motion carried.

6. **Resolution 2016-249** Setting a Public Hearing to Vacate an Ingress and Egress Easement, and a Drainage and Utility Easement within Lot 2, Block 1, Isanti Commons Second Addition

Motion by Collison, second by Bergley, Motion carried.

Police Chief Gene Hill

7. **Resolution 2016-250** Accepting the 2017 Safe and Sober Grant in the Amount of \$32,375.00

Motion by Lorinser, second by Collison. Motion carried.

L. Approve Consent Agenda

1. Consider Accounts Payable in the Amount of \$246,598.79 and Payroll in the amount of \$95,541.62
2. Final Meeting Minutes for the July 5, 2016 Economic Development Authority Meeting
3. Final Meeting Minutes for the July 12, 2016 Planning Commission Meeting
4. **Resolution 2016-251** Approving the Request for Proposals for Labor Legal Services
5. **Resolution 2016-252** Authorizing Hire of Gene West for Seasonal Park Maintenance Position

Motion by Bergley, second by Collison to approve consent agenda. Motion carried.

M. Other Communications

1. Draft Meeting Minutes for the August 3, 2016 Economic Development Authority Meeting
2. Draft Meeting Minutes for the August 10, 2016 Planning Commission Meeting
3. July Police Department Report
4. July Code Enforcement Report
5. July Building Inspector Report
6. August Engineering Report

N. Closed Session

1. Discussion Regarding Personnel Matter

City Attorney Clark Joslin explained the purpose of the closed meeting is to consider and review a proposed settlement agreement regarding an employee labor dispute issue and also for purpose of discussing status of pending litigation. He explained that Attorney Jana O'Leary Sullivan is here, as Council assigned by League of Minnesota Cities Insurance Trust.

The Mayor and Council then briefly recessed for the closed meeting at 7:12 p.m.

The closed session ended at 7:39 p.m. City Attorney Clark Joslin gave a brief summation of what happened in the closed session. He stated that during the course of closed session, there were discussions regarding two separate and unrelated matters with the only relationship being they were both personnel matters.

The first item that was discussed, pursuant to Attorney-Client privilege, was with Attorney Jana Sullivan who is with the assigned attorney to represent the City from the League of Minnesota Cities Insurance Trust. Attorney O'Leary Sullivan provided an update with regard to a mandamus action that has been brought by an employee seeking a potential hearing under veteran's preference. That matter was fully discussed between Ms. O'Leary Sullivan and the Council, and no action needed to be taken at this time, as the matter is in pending litigation.

The second matter that was discussed was a proposed settlement agreement with an accompanying memorandum of agreement that would resolve an issue pending with regard to a labor contract dispute. Joslin informed the Mayor and Council the appropriate action that can be taken upon motion is either to approve or not approve the proposed settlement agreement and the memorandum of agreement.

Motion by Lorinser, second by Collison. Motion carried to approve the proposed settlement agreement and the memorandum of agreement.

Adjournment

Motion by Bergley, second by Lorinser. Motion carried. Meeting was adjourned at 7:42 p.m.

Respectfully Submitted,

Janice Lutterman
Administrative Data Clerk