

**MINUTES  
CITY OF ISANTI  
CITY COUNCIL  
September 7, 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 Sue Larson, and Ross Lorinser.

Members Absent: Councilor Jim Kennedy.

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, Police Chief Ron Sager, and City Engineer Brad DeWolf.

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

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

**1. Mayor's July Great Yard Awards**

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

First Place	Eric & Deanna Ruder
Second Place	Jason & Jennifer Olson
Third Place	Brian & Shannon Dobbik

**F. Approve Minutes**

Motion by Larson, second by Lorinser to approve the minutes of the August 17, 2010 Regular City Council meeting and August 31, 2010 Special City Council meeting as presented. Motion carried unanimously.

**G. Citizens Input.** There was none.

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

**I. Council Committee Reports**

Councilor Larson reported on the following meetings she had attended and announced upcoming events:

- Human Rights Commission
  - o Teacher training on anti-bullying
- GPS 45:93
  - o Website development
  - o Membership
  - o Bringing companies to the region

- Liquor Store Committee
  - o Managers Report
  - o Ancillary Snow Removal RFP
- ICICLE
  - o Technology sharing is not working
  - o Emergency Management
- Community Involvement Team
  - o Olde Tyme Dance scheduled for October 16<sup>th</sup>
  - o Planning for Santa Day scheduled for December 4<sup>th</sup>
- Isanti Area Chamber of Commerce Golf Tournament is scheduled for September 13<sup>th</sup>.
- Arena Board
  - o Ice Rentals are down
  - o Home opener for the Owls Hockey Team is September 18<sup>th</sup>
- ECRDC
  - o Arts Council is looking to split from ECRDC on its own 501c3 status
  - o Annual Report
  - o Provides transportation, economic development, and senior services
- Northern Lights Express Passenger Board
  - o Site selection for station areas for service from the Metro to Duluth; stops for passenger train are proposed for Cambridge, Hinckley, and Sandstone
  - o Bus line services

Mayor Wimmer reported on the following:

- Finance Committee
  - o Refinancing City debt

**Public Hearings.** There were none.

## **J. Business**

### **1. Interview Candidates for Consideration to fill the Vacant EDA Seat**

One application was received to be considered to fill the vacant EDA seat. The application was received from Ms. Tara Hallberg. Mayor Wimmer asked the following questions to Ms. Hallberg and to which she responded:

1. What has been your community involvement?
2. What is your business related background?
3. What strengths will you bring to the EDA?
4. What do you see as potential future opportunities and commercial growth for Isanti?
5. Do you have a problem meeting on the fourth Tuesday of each month at 7:00 p.m. for EDA meetings?

**a. Resolution No. 2010-209, a Resolution to Fill the Vacant Economic Development Authority Vacant Seat**

Motion by Lorinser, second by Larson to approve Resolution No. 2010-209 appointing Ms. Hallberg to the vacant EDA seat. Motion carried unanimously.

**2. Resolution No. 2010-210, a Resolution Calling for a Special Election**

City Attorney Joslin provided a brief overview of past events whereas a seat was declared vacant on the City Council with the resignation of Councilor Kolb; Ordinance No. 492 was adopted at a Special Council meeting held on August 31, 2010; that Ordinance No. 492 provides the procedure for filling vacancies in elected office.

Motion by Lorinser, second by Larson to approve Resolution No. 2010-210 that calls for a Special Election to be held on Tuesday, January 11, 2011; should the number of filings of affidavits of candidacy by eligible candidates exceed two, said date shall be for a Special Municipal Primary Election and the Special Municipal Election shall then be held on Tuesday, March 15, 2011. Motion carried unanimously.

**3. Discussion/Direction of Parties Interested in Purchasing the Liquor Store**

Mayor Wimmer stated that he had received two inquiries relating to the purchase of the Liquor Store and was seeking Council direction if further contact or discussion should take place on the sale of the store.

Councilor Larson stated that she would not want to take any action at this time but would like the Council to further explore the options at a City Council Work Session. Larson stated that the Store makes a lot of money that offsets City expenditures.

Councilor Lorinser stated that he would like to look at all the bases of the Liquor Store to ensure Council is making the right decision; at the next Council meeting the financials will be further reviewed by Council and that any decisions made on the Store should be with a full City Council.

There was no further action taken on this matter.

**4. Resolution No. 2010-211, a Resolution Approving Change Order No. 2 for the 2010 Railroad Avenue SE Street & Utility Improvement Project**

DeWolf gave a staff report whereas during the reconstruction of Railroad Avenue, the contractor encountered a layer of peat under the new roadway bed that is more extensive than identified in the soil borings that were completed. The peat is unsuitable for providing a stable foundation for the roadway and direction was given to the Contractor to remove the peat layer and replace with a granular borrow material. DeWolf stated that this has been discussed with the State Aid Engineer and that he agrees with the recommendation provided by their firm.

The removal of the peat and replacing with a granular borrow material is estimated to cost \$70,000. This additional funding for the change order was proposed to be funded by Municipal State Aid funds.

Motion by Lorinser, second by Larson to approve Resolution No. 2010-211 as presented. Motion carried unanimously.

Councilor Larson inquired why more soil borings were not taken on the north side of the road and DeWolf stated that five borings were taken throughout the roadway area and only one indicated there was some peat.

Larry Thorpe – 10 Pond Street was present and granted permission to speak. Mr. Thorpe stated that through the de-watering process his well dried up and that he is now getting water from a neighbor with the use of a hose and inquired when he would be expected to get water back in his own well. Mr. Thorpe stated that bottled water was provided to him by the Contractor but that it is now gone.

DeWolf stated that they have been working with Mr. Thorpe and will see that he gets more bottled water for drinking. That the de-watering process ended two days ago and that hopefully Mr. Thorpe will get his water back by Friday. There was discussion on the water quality when it does come back and there was consensus that his water would be tested for drinking quality to ensure its quality for drinking purposes.

**5. Resolution No. 2010-212, a Resolution Approving Kuechle Underground, Inc. Request to Extend the County Road 5 Lift Station Project Completion Date**

DeWolf gave a staff report whereas Kuechle Underground has requested an extension of the substantial completion date of their contract from September 2, 2010 to October 2, 2010 for the County Road 5 Lift Station Project. The request was made due to delays in the manufacturing of the pumps for the lift station.

DeWolf stated that because the existing lift station is still in operation that their firm is recommending the contract extension to October 1, 2010 is granted subject to the Contractor accepting full responsibility for continued operation of the existing lift station and all liabilities for any failure in the existing lift station; and reserve the right to assess liquidated damages of \$500 per day as per the contract, back to the original contract date of September 1, 2010 should the Contractor fail to meet these obligations.

Motion by Larson, second by Lorinser to approve Resolution No. 2010-212 as presented. Motion carried unanimously.

**6. Report on 'Air Soft Guns'**

Sager stated that the Police Department has done research on a citizen concern on the regulation and use of 'air soft guns' in the City of Isanti. Sager stated that he contacted the League of MN Cities and they provided a copy of State Statute (471.633) that does not allow cities to be more restrictive. Sager stated he will follow up with the citizen on City Code regulating weapons; and further stated that the citizen can contact their local legislator if there is a desire to have State law changed.

**7. Resolutions Relating to the 2011 Preliminary Budget**

Smith reviewed changes that were included in the proposed 2011 Preliminary Budget and presented resolutions for the adoption of the 2011 Preliminary Budget.

**a. Resolution No. 2010-213, a Resolution Setting the 2011 Final Budget and Levy Meeting**

Motion by Larson, second by Lorinser to approve Resolution No. 2010-213 as presented.  
Motion carried unanimously.

**b. Resolution No. 2010-214, a Resolution Approving the 2011 Preliminary Budget**

Motion by Larson, second by Lorinser to approve Resolution No. 2010-214 as presented.  
Motion carried unanimously.

**c. Resolution No. 2010-215, a Resolution Approving the Preliminary 2010 Tax Levy Collectible in 2011**

Motion by Larson, second by Lorinser to approve Resolution No. 2010-215 as presented.  
Motion carried unanimously.

**8. Resolution No. 2010-216, a Resolution Approving Lease of Copy Machine through MN State Contract No. 440328**

Motion by Lorinser, second by Larson to approve Resolution No. 2010-216 as presented.  
Motion carried unanimously.

**9. Resolution No. 2010-217, a Resolution Approving Second (Final) Extension for the Final Plat for Fairway Greens Phase 6**

Lorsung gave a staff report whereas Terry Mick is requesting a second extension to the Final Plat for Fairway Greens Phase 6. Mr. Mick had received Final Plat approval for Fairway Greens Phase 6 on June 16, 2009 with the approval of Resolution No. 2009-136 by City Council.

Lorsung stated that Council may approve up to two extensions for a term not to exceed one additional year for each extension; that Council approved Resolution No. 2009-228 granting Mr. Mick the first extension for a period of one year that expires on September 15, 2010.

Motion by Larson, second by Lorinser to approve Resolution No. 2010-217 as presented.  
Motion carried unanimously.

**L. Consent Agenda**

1. Approval of Kuechle Underground, Inc. Pay Estimate No. 2 in the amount of \$218,798.48 for Work Completed on the County Road 5 Lift Station Improvement Project
2. Approval of R.L. Larson Pay Estimate No. 1 in the amount of \$243,158.58 for Work Completed on the Railroad Avenue SE Improvement Project
3. Approval of Accounts Payable in the Amounts of \$258,779.70 and Payroll in the Amount of \$133,880.60
4. **Resolution No. 2010-218**, a Resolution Approving Neighborhood Stabilization Program Items
5. Approval of July 27, 2010 Park and Recreation Board Minutes
6. Approval of July 27, 2010 Economic Development Authority Board Minutes
7. **Resolution No. 2010-219**, a Resolution Awarding Low Quote for Street Signs

8. **Resolution No. 2010-220**, a Resolution Approving Temporary 3.2 Beer Licenses to the Blaine Jaycees
9. **Resolution No. 2010-221**, a Resolution Ending Probationary Period and Promotion to Permanent Employee Status for Economic Development Director Sean Sullivan
10. Approve Specifications for Ancillary Snow Removal Services at the Liquor Store and Authorize Seeking Quotes for the Service
11. **Resolution No. 2010-222**, a Resolution Authorizing Submittal of 2010 Comprehensive Economic Development Strategy (CEDS) to East Central Regional Development Commission (ECRDC)

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

**Adjournment**

Motion by Lorinser, second by Larson to adjourn. Motion passed unanimously. Meeting adjourned at 7:35 p.m.

Respectfully Submitted,

Irene J. Bauer  
Assistant City Administrator/City Clerk