

**STON CITY COUNCIL
MEETING AGENDA
NOVEMBER 1, 2010 AT 6:30 PM
COUNCIL CHAMBERS**

The City Council is provided background information for agenda items in advance by city staff, committees and boards. Many decisions regarding agenda items are based upon this information, as well as: City policy and practices, input from constituents, questions or information that has not yet been presented or discussed regarding an agenda item. If you have a concern or question, please ask to be recognized by the Mayor during the "Citizens addressing the Council" portion of the agenda—state your name and address for the record. Please keep comments under 5 minutes. Individuals wishing to speak for more than five minutes should ask to be included on the agenda in advance. All comments are appreciated, but please refrain from personal or derogatory attacks on individuals.

1. Call meeting to order and Pledge of Allegiance
2. Roll Call
3. Approve the agenda and any agenda additions

CONSENT AGENDA

The items listed for consideration will be enacted by one motion unless the Mayor, a member of the City Council, City Staff or a person in attendance requests an item to be removed from the Agenda.

4. Approval of Consent Agenda
 - A) Approval of the October 18th Regular Meeting Minutes
 - B) Approval of Bills
 - C) Approve the hiring of John Zaske as 1st Assistant Chief to the Fire Department
 - D) Approve the hiring of Doug Mackenthun as Training/Safety Officer to the Fire Department
 - E) Approve Parade Route Permit Request and "No Parking" Signs for the Arli-Dazzle Parade
 - F) Approve the Cooperative Agreement with Sibley County on the Construction of County Road 34

PUBLIC HEARINGS

PETITIONS, REQUESTS, & COMMUNICATIONS

5. Addressing the Council
 - A) Citizens Addressing the Council
6. Announcements
 - A) General Election is tomorrow, November 2nd. Polls open from 7:00 a.m. to 8:00 p.m.
 - B) City Offices will be closed on Thursday, November 11th for Veterans Day
 - C) Public Hearing on "Fiber to the Home" November 15th @ 6:00 p.m.
 - D) Budget Workshop Meeting November 22nd @ 5:30 p.m.
 - E) City Offices will be closed on Thursday and Friday, November 25th & 26th for Thanksgiving

- C) October Building Permit Report
- D) City Administrator Project List
- E) Southern Minnesota Initiative Foundation Annual Report

REPORTS OF OFFICERS, BOARDS & COMMITTEES

ORDINANCES & RESOLUTIONS

- 8. Ordinances
 - A) 255 (2nd Reading) ó Update of Official Zoning Map
 - B) 256 (2nd Reading) ó Pets in Residential Zones
- 9. Resolutions
 - A) 52-2010 ó Bond Resolution
 - B) 53-2010 ó Summary Publication of Ordinance 255
 - C) 54-2010 ó Summary Publication of Ordinance 256

UNFINISHED BUSINESS

NEW BUSINESS

- 10. Approve/Deny the Hiring of Part-Time Winter Snow Removal Help
- 11. Water Problem on Lynch Street (Discussion)

MISCELLANEOUS BUSINESS

- 12. Set Date and Time to Canvass Election Results
- 13. Set Date for Annual Meeting and Dinner
- 14. Council Committee Updates
- 15. Open Discussion

ADJOURNMENT

Reminders:

- 1) Parks Committee ó November 8th @ 7 pm (Tech Center)
- 2) Library Board ó November 17th @ 6:30 pm (Library)
- 3) EDA ó November 17th @ 6:00 p.m. (Tech Center)
- 4) SMC Board ó November 29th @ 5 pm (SMC)

The meeting was called to order at 6:30 p.m., Mayor Kreft presiding.

Members present: Mayor Kreft, Pederson, Pichelmann, Reetz, Vrklan, Wills

Members absent: None

Also present: City Administrator Jaunich, City Attorney Arneson, Financial Advisor Shannon Sweeney

Motion by Reetz, seconded by Wills, and passed by unanimous vote to approve the agenda with the following addition:

11) Water Problem on Lynch Street (Discussion).

Motion by Wills, seconded by Pichelmann, and passed by unanimous vote to approve the consent agenda as follows:

- A) Approval of the October 18th Regular Meeting Minutes
- B) Approval of the Bills
- C) Approve the hiring of John Zaske as 1st Assistant Chief to the Fire Department
- D) Approve the hiring of Doug Mackenthun as Training/Safety Officer to the Fire Department
- E) Approve Parade Route Permit Request and "No Parking" Signs for the Arli-Dazzle Parade
- F) Approve the Cooperative Agreement with Sibley County on the Construction of County Road 34.

It was noted that there were no public hearings scheduled.

It was noted that there were no citizens present to address the Council on non-agenda items.

The following announcements were reviewed:

- 1) General Election is tomorrow, November 2nd. Polls open from 7:00 a.m. to 8:00 p.m.
- 2) City Offices will be closed on Thursday, November 11th for Veterans Day
- 3) Public Hearing on "Fiber to the Home" November 15th @ 6:00 p.m.
- 4) Budget Workshop Meeting November 22nd @ 5:30 p.m.
- 5) City Offices will be closed on Thursday and Friday, November 25th & 26th for Thanksgiving.

The Council reviewed the following communications:

- 1) September Water/Wastewater Report
- 2) October Police Calls Report
- 3) October Building Permit Report
- 4) City Administrator Project List
- 5) Southern Minnesota Initiative Foundation Annual Report.

It was noted that there were no Officers, Boards or Committees reporting to the Council.

Financial Advisor Shannon Sweeney was present to discuss the refinancing of hospital debt. He stated that 5 competitive bids had been received and that Cronin & Co., Inc. was the low bid. He reviewed the information and process involved to refinance, which included a bond rating. He stated that the City received an A+ rating, which was excellent for the size of the community, plus it helps influence the interest rate of those bidding. It was noted that the net interest rate was 3.32%. Sweeney added that the net savings on the loan would be \$477,993.

Councilmember Vrklan introduced the following resolution and moved for its adoption:



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RESOLUTION 52-2010
ANCE, AWARDDING SALE, PRESCRIBING THE FORM AND
DETAILS AND PROVIDING FOR THE PAYMENT OF \$3,345,000 GENERAL OBLIGATION HOSPITAL
REVENUE REFUNDING BONDS, SERIES 2010B

(See attached for complete resolution.)

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Pederson and upon poll being taken thereon the following voted in favor thereof: Pederson, Pichelmann, Reetz, Vrklan, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: None.

Approved by the City Council of the City of Arlington this 1st day of November, 2010.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Kreft
Mayor

Attest: /s/ Matthew Jaunich
City Administrator

The second reading of Ordinance 2556 An Ordinance Amending Ordinance 169, The Arlington Zoning Ordinance, by Repealing and Replacing the Official Zoning Map Under Section 4, Subdivision 1, was held. Adm. Jaunich commented that no changes had been made since the first reading.

Motion by Reetz, seconded by Wills, and passed by unanimous vote to approve Ordinance 2556 An Ordinance Amending Ordinance 169, The Arlington Zoning Ordinance, by Repealing and Replacing the Official Zoning Map Under Section 4, Subdivision 1, as follows (see attached for copy of map):

ORDINANCE 255
AN ORDINANCE AMENDING ORDINANCE 169, THE ARLINGTON ZONING ORDINANCE,
BY REPEALING AND REPLACING THE OFFICIAL ZONING MAP UNDER SECTION 4,
SUBDIVISION 1.

- I. THE CITY COUNCIL OF THE CITY OF ARLINGTON, MINNESOTA TO PROMOTE THE PUBLIC SAFETY, HEALTH, AND WELFARE, HEREBY ORDAINS SECTION 4, SUBDIVISION 1 OF ORDINANCE 169, THE OFFICIAL ZONING MAP SHALL BE REPEALED AND REPLACED WITH THE ATTACHED MAP.
- II. EFFECTIVE DATE. This Ordinance is effective upon its adoption and publication as prescribed by law.

Adopted by the City of Arlington on the 1st day of November, 2010.

Signed: /s/ James R. Kreft
Mayor

Attest: /s/ Matthew Jaunich
City Administrator

The second reading of Ordinance 2566 An Ordinance Amending Section 5, Subdivision 2(6)(C) and Section 6, Subdivision 2 (5)(C) of Ordinance No. 169 the Arlington Zoning Ordinance, Relating to the Keeping of Pets as Accessory Uses in Residential Districts , was held. Adm. Jaunich commented that no changes had been made since the first reading. Attorney Arneson commented that this was being done to clear up a conflict between ordinances.

Motion by Pederson, seconded by Wills, and passed by unanimous vote to approve Ordinance 2566 An Ordinance Amending Section 5, Subdivision 2(6)(C) and Section 6, Subdivision 2 (5)(C) of Ordinance No. 169 the Arlington Zoning Ordinance, Relating to the Keeping of Pets as Accessory Uses in Residential Districts, as follows:

ORDINANCE 256
SECTION 5, SUBDIVISION 2(6)(C) AND SECTION 6, SUBDIVISION 2(5)(C) OF ORDINANCE NO. 169 THE ZONING ORDINANCE RELATING TO THE KEEPING OF PETS AS ACCESSORY USES IN RESIDENTIAL DISTRICTS.

I. THE CITY COUNCIL OF THE CITY OF ARLINGTON, MINNESOTA TO PROMOTE THE PUBLIC SAFETY, HEALTH, AND WELFARE, HEREBY ORDAINS:

A. SECTION 5, SUBDIVISION 2(6)(C) OF ORDINANCE NO. 169 THE ZONING ORDINANCE SHALL BE AMENDED AS FOLLOWS:

C. ~~Maintenance of dogs or cats or other household pets not to exceed two (2) full grown animals of each type. A full grown animal is defined as an animal of breeding age.~~
Reserved.

B. SECTION 6, SUBDIVISION 2(5)(C) OF ORDINANCE NO. 169 THE ZONING ORDINANCE SHALL BE AMENDED AS FOLLOWS:

C. ~~Maintenance of dogs or cats or other household pets not to exceed two (2) full grown animals of each type. A full grown animal is defined as an animal of breeding age.~~
Reserved.

II. EFFECTIVE DATE. This Ordinance is effective upon its adoption and publication as prescribed by law.

Adopted by the City of Arlington on the 1st day of November, 2010.

Signed: /s/ James R. Krefl
Mayor

Attest: /s/ Matthew Jaunich
City Administrator

Councilmember Reetz introduced the following resolution and moved for its adoption:

RESOLUTION 53-2010

A RESOLUTION AUTHORIZING A SUMMARY PUBLICATION OF ORDINANCE 255 ENTITLED "AN ORDINANCE REPEALING AND REPLACING THE OFFICIAL ZONING MAP"

WHEREAS, the City Council of Arlington routinely passes ordinances to promote the public safety, health and welfare of the residents of Arlington; and

WHEREAS, the Planning Commission approved a resolution recommending to the City Council that they approve Ordinance 255; and

WHEREAS, the City Council held first reading of Ordinance 255 on October 18, 2010; and

WHEREAS, the City Council held second reading and approved Ordinance 255 on November 1, 2010; and

WHEREAS, the City Council has determined the publication of the title and a summary of Ordinance 255 would clearly inform the public of the intent and effect of Ordinance 255; and

WHEREAS, prior to the publication of the title and summary, the Council has read and approved the text of the summary and determined that it clearly informs the public of the intent and effect of the Ordinance.

NOW THEREFORE BE IT RESOLVED that the City Administrator shall cause a summary of Ordinance No. 255 to be published in the City's official newspaper at the earliest practicable date; and

BE IT FURTHER RESOLVED, the summary publication shall read as follows:

On November 1, 2010 the City Council of the City of Arlington approved Ordinance 255, entitled, "An Ordinance Amending Ordinance 169, the Arlington Zoning Ordinance by repealing and replacing the Official Zoning Map under Section 4, Subdivision 1 and providing for Summary Publication Thereof" The Official Zoning Map is available for review and/or photocopying during regular office hours at the City of Arlington,



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55307. The Official Zoning Map illustrates the zoning of each which the City has land use authority.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Pederson and upon poll being taken thereon the following voted in favor thereof: Pederson, Pichelmann, Reetz, Vrklan, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: None.

Approved by the City Council of the City of Arlington this 1st day of November, 2010.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Krefl
Mayor

Attest: /s/ Matthew Jaunich
City Administrator

Councilmember Pederson introduced the following resolution and moved for its adoption:

RESOLUTION 54-2010

A RESOLUTION AUTHORIZING A SUMMARY PUBLICATION OF ORDINANCE 256 ENTITLED "AN ORDINANCE AMENDING SECTION 5, SUBDIVISION 2(6)(C) AND SECTION 6, SUBDIVISION 2(5)(C) OF ORDINANCE 169 OF THE ZONING ORDINANCE RELATING TO THE KEEPING OF PETS AS ACCESSORY USES IN RESIDENTIAL DISTRICTS"

WHEREAS, the City Council of Arlington routinely passes ordinances to promote the public safety, health and welfare of the residents of Arlington; and

WHEREAS, the Planning Commission approved a resolution recommending to the City Council that they approve Ordinance 256; and

WHEREAS, the City Council held first reading of Ordinance 256 on October 18, 2010; and

WHEREAS, the City Council held second reading and approved Ordinance 256 on November 1, 2010; and

WHEREAS, the City Council has determined the publication of the title and a summary of Ordinance 256 would clearly inform the public of the intent and effect of Ordinance 256; and

WHEREAS, prior to the publication of the title and summary, the Council has read and approved the text of the summary and determined that it clearly informs the public of the intent and effect of the Ordinance.

NOW THEREFORE BE IT RESOLVED that the City Administrator shall cause a summary of Ordinance No. 256 to be published in the City's official newspaper at the earliest practicable date; and

BE IT FURTHER RESOLVED, the summary publication shall read as follows:

On November 1, 2010 the City Council of the City of Arlington approved Ordinance 256, entitled, "An Ordinance Amending Section 5, Subdivision 2(6) (C) and Section 6, Subdivision 2(5) (C) of Ordinance No. 169, the Zoning Ordinance Relating to the Keeping of Pets as Accessory Uses in Residential Districts" Ordinance 256 is available for review and/or photocopying during regular office hours at the City of Arlington, 204 Shamrock Drive, Arlington, Minnesota 55307. The Ordinance removes language contained in Ordinance 169 relating to the keeping of pets and defers to existing Ordinance 206.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Pichelmann and upon poll being taken thereon the following voted in favor thereof: Pederson, Pichelmann, Reetz, Vrklan, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: None.

Approved by the City Council of the City of Arlington this 1st day of November, 2010.

CITY OF ARLINGTON, MINNESOTA



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Attest: /s/ Matthew Jaunich
City Administrator

It was noted that there was no Unfinished Business listed on the agenda.

Discussion was held on hiring part-time winter snow removal help. Adm. Jaunich stated that Street Supt. Thomes has requested additional help again this year. It was noted that both Brian Frauendienst and Taylor Weber have helped in the past and have expressed interest in helping again. Adm. Jaunich commented that only one of them would be called to work at a time as needed and the other would be backup.

Motion by Reetz, seconded by Vrklan, and passed by unanimous vote to approve hiring Brian Frauendienst and Taylor Weber as part-time winter snow removal help.

The Council reviewed an email from a resident on Lynch Street that contained a complaint about a going water problem in the alley. Adm. Jaunich gave a brief history on the situation, going back to 2006. He explained that the City had looked into some options for fixing the problem in the area, but no formal petition from the property owners was ever received to move forward as they did not want to be assessed for the work. It was also noted that some utilities are on private property and not in the easement area where they should be. Reetz commented that the problem was not created by the City, but the developer and/or property owners by how it was designed/landscaped. Some concern was expressed that the transformer (box) was sitting in the middle of the water. It was suggested to contact McLeod Power so see what their thoughts were on the transformer. Considerable discussion was held. Adm. Jaunich will report back at a later date.

It was the consensus of the Council to set Friday, November 5th at 8:00 a.m. as the date to canvas the November 2nd Election Results.

It was the consensus of the Council to set Friday, January 14th as the date for the Annual Meeting and Dinner.

Reetz stated that the Police Committee had met and reviewed the snow ordinances. He stated that they also discussed what should be done about repeat offenders, including junk yards. Considerable discussion was held.

Motion by Wills, seconded by Pederson, and passed by unanimous vote to adjourn the meeting at 7:18 pm.

City Administrator Matthew Jaunich

Mayor James R. Kreft