

CITY OF MARINE ON ST. CROIX CITY COUNCIL MEETING  
Thursday, September 9, 2010

The meeting was called to order by Mayor Mills at 7:00pm. Lammi, Benson and Marker and Myers present

Citizens Present: Dale Stull, Harold Teasdale, Bill Masche, Chris Mowery, Jack Warren, Olivier Vrambout, Juanita Ikuta, Joe Matsumoto, Corey Iverson, Deputy Chris Majeski.

Public Hearing – Liquor Ordinance Amendment – Mayor Mills opened the Public Hearing at 7:01pm for the purpose of discussing a proposed amendment to the current liquor ordinance. This amendment would allow for a second license at the Council’s discretion to any location not previously issued a liquor license.

Mayor Mills recessed the Public Hearing at 7:02 in order to allow an issue under Citizens Considerations to be presented due to a time constraint.

Citizens Considerations

Corey Iverson – Deputy Majeski introduced Corey Iverson, and stated Mr. Iverson and some friends recently caused some issues in Jackson Meadow, and would like to personally apologize to the Council. Mr. Iverson has also sent a letter of apology to the City, which the City Clerk has forwarded on to the Jackson Meadow Homeowner’s Association. Mr. Iverson then apologized to the Council for his actions and promised to never repeat that behavior again.

Public Hearing Continuation - Mayor Mills re-opened the public hearing at 7:04pm.

The Council approved a liquor ordinance amendment in March to allow for one additional license to be given out at the discretion of the Council. That request was presented by Jason Bailey, who was requesting a wine and beer license for his new restaurant Olive’s. Recently, Olivier Vrambout approached the Council also requesting a wine and beer license for his new bakery/ bike shop. This request would require an additional ordinance amendment allowing for two licenses to be granted at the discretion of the Council.

Bob Hollerbach, resident, believes it is the City’s responsibility to help support local business, and therefore is in favor of the amendment.

Benson questioned when to draw the line on the number of licenses available and how many make sense for a small town. He also believes that having the ordinance allow for Council discretion gives the City enough control and therefore is in favor of the amendment.

Marker agrees with Karl, and reminded the Council that the issue in front of them is the ordinance amendment, not the granting of the license. These licenses are also renewed annually, so the Council could revoke any license is necessary.

*Marker moved and Lammi seconded to approve Resolution 2010-090910, Ordinance 141 Amending section 10.03 (3) to authorize the issuance of two additional liquor licenses. Motion passed unanimously.*

Beer/Wine License Request – Olivier Vrambout, owner of The Bikery, is requesting a wine/beer license for his new bakery. The Council approved an amendment to the liquor ordinance, which will add one available license to be given at the discretion of the Council. The new ordinance will be published this month, and once it is in effect, the Council will consider Mr. Vrambout's request at the October meeting. Mr. Vrambout also questioned the possibility of building a brick bread oven in the Burris Park. Benson will work on this request.

Joe Matsumoto – Mr. Matsumoto presented a survey along with the legal description of the re-located easement he is proposing for his property at 1600 Broadway Street. Mr. Matsumoto advised he would like to place a deer fence along the perimeter of that property, which would cross the current easement, which is located on the north side of the property along Guslander. The new proposed location would move the easement closer to the east side of the property line. Myers stated he walked the new location and agrees with the new location, however he believes the corners should be soften slightly for mowing and maintenance purposes. Mr. Matsumoto will have the changes to the survey and present the changes at the October meeting. A question was asked regarding the visibility of his fencing. Mr. Matsumoto stated the fence is almost invisible to the eye and most of the fence itself will be hidden behind the wooded area of the property.

Planning Commission – Tim Pabst attended the August meeting on behalf of Joan Grant to request a minor subdivision for 940 Broadway St. The proposal is to split the 102 acre parcel into one 97 acre piece and a 5 acre piece. The public hearing will be held on September 28<sup>th</sup>.

Jack Warren and Dan Willenbring met with T-Mobile to discuss the new proposed location for the cell tower. The new location seems feasible, however T-Mobile will hold off on presenting anything to the City until early 2011.

Committee Reports –

Jackson Meadow – Marker reported that the permit for the wastewater is now out on the 30 day public notice. Eventually, the City plans to takeover this system and the homeowner's association is discussing the pre-transfer process. One of their questions to the City is whether a reserve fund would be required prior to a take-over. The Council's feeling is that yes, a reserve fund would be required, however the City would need to involve the City Engineer to determine what that amount would be.

Public Safety – The Art Fair is next weekend, and Lammi attended a brief meeting with local business owners to discuss the process. Lammi also reported that the picnic has been postponed due to lack of interest.

Benson questioned the information given regarding the fire on Robert Street a couple of months

back. He advised he had been recently given information about a dangerous situation that occurred during that fire, which had not been relayed to the Council and questioned if an incident report was submitted or how situations like these are handled. Chief Denn believes the report given to the Council was accurate, and in situations like that the Chiefs and the Officers get together to discuss and review the incident. Lammi noted that the Department has a very structured command policy and believes issues like these are handled very professionally.

Roads–Judd Street Project - The Judd Street project is almost complete. Lammi reminded the Council that this project came in approximately \$90,000 less than anticipated, and proposed using that money to complete the second project on our roads inventory, which would be Oak Knoll Drive. This would be a re-claim project covering the entire road from County Rd 7 to the end of the Cul de Sac. Two quotes were received, the first from Dresel in the amount of \$82,500 and the second from North Valley for \$84,300. Lammi would like to move forward with this project, and proposes to only use the City Engineer during the initial contract proceedings. Myers suggested contacting the property owners on West Maher to see if they would be interested in paving that road at the property owners expense.

*Lammi moved and Marker seconded to approve the quote from Dresel Contracting not to exceed \$82,500 to re-claim Oak Knoll from County Rd 7 to the end of the Cul de Sac, with the stipulation that TKDA gives the final approval. Motion passed unanimously.*

Personnel/Building Inspector – Safe Assure has completed all of the safety policies to put us in compliance with OSHA standards and are now on file at the City office.

Recreation – Myers reported that 2<sup>nd</sup> annual cyclo-cross will be held in Jackson Meadow on October 23<sup>rd</sup>. The trail committee has also been organizing clean up days for the Mill Site, with the next clean up date on September 14<sup>th</sup>.

Finance – The maximum proposed 2011 levy increase has been set at 4.38%. The final levy will take place in December at the Truth in Taxation meeting.

*Myers moved and Benson seconded the maximum 2011 levy increase at 4.38%. Motion passed unanimously.*

Hall/Restoration – No Report.

Cemetery – Jason Crotty and Mayor Mills are looking into the possibility of expanding the cemetery into the 40 acres behind the maintenance shop .

Riverway Rules – No Report.

Village Center – No Report

Wastewater and Water Systems – The Drainfield permit was approved by the MPCA for another 5 year period.

Washington County Septic Ordinance - The Council reviewed the new septic ordinance No. 178 recently adopted by Washington County to replace their previous ordinance No. 128. City's are required to update their ordinance within 12 months of the County's adoption. Some of the new changes include new classification systems for septic treatment systems, new ways to deal with failing systems, and new filter requirements.

*Myers moved Marker seconded to approve Ordinance No. 140, adopting, by reference, Washington County Development Code Chapter 4, Ordinance No. 178 "Sub-Surface Sewage Treatment System Regulation" and amendments, modifications, and revisions thereto. Motion passed unanimously.*

Consent Calendar – *Lammi moved and Myers seconded to approve the Minutes of 8/12/10, 8/25/10, Treasurer's Report dated 8/10, the List of Bills for 9/9/10, Zoning Administrator's Report, Planning Commission Minutes, and the August Maintenance Report. Motion passed unanimously.*

Old/New Business – William O'Brien is requesting an exemption from the five foot stand requirement for their upcoming special hunt.

*Benson moved and Myers seconded to approve an exemption from the five foot stand requirement for William O'Brien State Park. Motion passed unanimously.*

Mayor Notes/Clerk's Report – There will be a training session at Washington County for any Council member who is interested in becoming certified for the Board of Review. The training will be held on Wednesday, September 29<sup>th</sup>.

Adjournment – *Marker moved and Lammi seconded to adjourn at 8:24p.m. Motion passed unanimously.*

Minutes taken by Lynette Peterson, City Clerk