

CITY OF MARINE ON ST. CROIX CITY COUNCIL MEETING
Thursday, April 14, 2011

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

Citizens Present: Dale Stull, Bill Miller, Jeanne Davis, Shirley Mills, Roger Lyle, David Denn.

Citizens Considerations -

Jeanne Davis – Hall Waiver Request – Jeanne Davis, resident, is requesting the Council waive the hall rental fee for a benefit dinner on May 1st for Tony Poletes.

Benson moved and Mowery seconded to approve the hall waiver for the May 1st benefit dinner. Motion passed unanimously.

Olivier Vrambout – On Sale/Off Sale License Request - Olivier, owner of the Bikery du Nord, is requesting to give back his on sale wine license, and is requesting an on sale/off sale license. Mayor Mills advised this type of request would require a public hearing, which the Council scheduled for the May 12th meeting at 7:00pm.

Curt Moe – Mill Site Contract – Mr. Moe has been the liaison between the City and the Historical Society with regards to the Mill Site. The Historical Society is proposing a contract between itself and the City for various maintenance projects Mr. Moe reviewed the annual proposed costs for the various maintenance projects (attached). Moe also noted they are interested in some type of community event this year to help get families to donate various trees to be planted. The Historical Society has drafted a proposed contract between themselves and the City, which they would like the Council to approve and sign.

Marker moved and Benson seconded to accept the contract between the MN Historical Society contingent upon review and approval by the City Attorney. Motion passed unanimously.

Bill Miller – Dog Ordinance – Bill Miller, resident, was in attendance to thank the City for helping to move forward a resolution to the recent dog issues. Mr. Miller's dog was recently attacked by another resident's 3 great danes, and this is just one of many attacks on record for these dogs. Washington County has now assigned an investigator to pursue this issue. In lieu of these attacks, Mr. Miller is requesting the Council review the City's dog ordinance and consider adding language addressing dangerous dogs. The City will agreed that the ordinance should be reviewed.

Planning Commission – Chairman Willenbring reported that Commission is working with the new owners of 575 Judd Street on the redevelopment of the house. The Commission will also be holding a working session on May 3rd to wrap up their review of the various zoning districts.

Committee Reports –

Jackson Meadow – The City has received a letter of request to officially take over the Jackson Meadow Wastewater system. Marker reported that TKDA will be performing an engineering report at the Developers expense, which will inform the City exactly what needs to happen with the system. This report will take approximately four weeks to complete. Dave Snyder, City Attorney, reminded the Council there are certain areas of the Development Agreement which need to be followed in regards to securities, operational plans, record turnover, etc. The Development Agreement does also state that the Council will act on the request if received at least 10 days prior to the next Council meeting, there the City Attorney is recommending the Council deny the request at this time and then reconsider the request once the engineering report is received and reviewed.

Marker moved and Benson seconded to deny the request by Harold Teasdale to take over the Jackson Meadow wastewater system in the spirit that this is a nominal denial at this point, as suggested by the City Attorney, subject to the receipt and review of the Engineering report by the City Engineer. Motion passed unanimously.

Public Safety – Chief Denn submitted the annual 2010 Public Safety report (attached). Burning restrictions are in effect as of April 15th.

Mowery moved and Benson seconded to accept the 2010 Public Safety report as submitted. Motion passed unanimously.

Roads– Public Works will be starting the chip sealing and crack filling in the next couple of weeks.

Personnel/Building Inspector – No Report.

Recreation – Mowery advised the Legacy Trail Grant application has been submitted and thanks the City Staff and all the people who submitted letters of support for their help with the application. Mowery also reported that he and Jack Warren attended an open house in Lakeland for Riverway vegetation information.

Finance – No Report.

Hall/Restoration – No Report.

Cemetery – Marker will contact Gary Campbell regarding his letter inviting the Council to visit the Rutherford column burial.

Village Center – Benson reported that the Village Center committee is continuing to meet. The Friends of the Library organization has officially been formed. Benson also met with Pat Conley and Jim Shug of Washington County to present the proposal from the library committee. The

County was very supportive of the plan, however would still like to see the kiosk idea pursued as part of the proposal.

Wastewater and Water Systems – Dave Snyder, City Attorney, was present to present a Tolling and Standstill agreement on behalf of Dorothy Mattson. Ms. Mattson and her attorney would like to explore alternative sewage treatment options over the next 6 months, and this agreement would halt the litigation process during that time period. Both Mr. Snyder and the League of MN Cities attorney have reviewed the agreement, and recommend the City Council agree to enter into the agreement. Benson questioned whether it would be in the best interest of the City to pursue the litigation in order to set a precedence for future applications. Mr. Snyder believes the City has a strong ordinance to help its case in the future, and does not believe there would be any value in moving forward with the lawsuit.

Marker moved and Mowery seconded that the City of Marine enter into the Tolling and Standstill agreement with Dorothy Mattson. Motion passed unanimously.

Consent Calendar – Benson moved and Marker seconded to approve the Minutes of 3/12/11, Treasurer's Report dated 3/11, the List of Bills for 4/14/11, Zoning Administrator's Report (None), Planning Commission Minutes (None) and the March Maintenance Report. Motion passed unanimously.

Old/New Business – A letter was received and read aloud by Mayor Mills from Hugh Heimdahl. Mr. Heimdahl believes some local businesses are not obeying the noise ordinance when having outside music in the summer, and says it is bothersome to him and his wife. He is requesting the Council not allow music permits during the work week. After some discussion, the Council agreed that all music permits are reviewed by the Mayor prior to approval and fall within the ordinance requirements. Marker also noted that the Council did not receive any complaints from residents at all last summer, and therefore sees no reason to deny such permits at this time.

Mayor Notes/Clerk's Report – None

Adjournment – Benson moved and Marker seconded to adjourn at 8:32pm. Motion passed unanimously.

Minutes taken by Lynette Peterson, City Clerk