

**BELLE PLAINE CITY COUNCIL
REGULAR SESSION
FEBRUARY 18, 2014**

1. PLEDGE OF ALLEGIANCE.

Mayor Michael Pingalore led those present in the Pledge of Allegiance.

2. CALL TO ORDER. 2.1. Roll Call.

The Belle Plaine City Council met in Regular Session on Tuesday, February 18, 2014 at 6:00 p.m. in the council chambers of City Hall, 218 North Meridian Street, Belle Plaine, MN. Mayor Michael Pingalore called the meeting to order with Councilmembers Gary Trost, Cary Coop and Scott Schneider present. Councilmember Paul Chard was not present.

Also present were Interim City Administrator Dawn Meyer and Community Development Director Chelsea Alger. Zachery Schoenecker served as the video recording operator.

3. APPROVAL OF AGENDA.

MOTION by Councilmember Coop, second by Councilmember Trost, to approve the agenda as presented. ALL VOTED AYE. MOTION CARRIED.

4. APPROVAL OF CONSENT AGENDA.

4.1. Regular Session Minutes of February 3, 2014.

4.2. Resolution 14-017 Appointing Nicholas Vendel as a Part-Time Police Officer with the Belle Plaine Police Department.

4.3. Authorizing Employee Safety Training with Safe Assure.

4.4. Resolution 14-018 Prepaying Interfund Loan for Cardinal Ridge TIF.

4.5. Resolution 14-019 Decertifying Cardinal Ridge TIF District.

4.6. Authorize the Purchase of Emergency Pre-Emption Devices for Belle Plaine Police Department.

4.7. Call for Public Hearing on Amendments to the Sign Ordinance and Nuisance Ordinance.

4.8. Resolution 14-021 Approving Redevelopment Plan for Redevelopment Project No. 1 and Various Grant Programs and Related Policy and Procedures Proposed by the Housing and Redevelopment Authority in and for the City of Belle Plaine.

MOTION by Councilmember Coop, second by Councilmember Schneider, to approve the consent agenda as follows: 4.1. Regular Session Minutes of February 3, 2014, 4.2. Resolution 14-017 Appointing Nicholas Vendel as a Part-Time Police Officer with the Belle Plaine Police Department, 4.3. Authorizing Employee Safety Training with Safe Assure, 4.4. Resolution 14-018 Prepaying Interfund Loan for Cardinal Ridge TIF, 4.5. Resolution 14-019 Decertifying Cardinal Ridge TIF District, 4.6. Authorize the Purchase of Emergency Pre-Emption Devices for Belle Plaine Police Department, 4.7. Call for Public Hearing on Amendments to the Sign Ordinance and Nuisance Ordinance, and 4.8. Resolution 14-021 Approving Redevelopment Plan for Redevelopment Project No. 1 and Various Grant Programs and Related Policy and Procedures Proposed by the Housing and Redevelopment Authority in and for the City of Belle Plaine. ALL VOTED AYE. MOTION CARRIED.

5. DEPARTMENT REPORTS.

5.1. Ambulance Department.

Ridgeview Ambulance provided a written monthly report. The Council acknowledged receipt of the Ambulance Department report.

5.2. Fire Department.

The Council acknowledged receipt of the Fire Department report.

5.3. Police Department.

The Council acknowledged receipt of the Police Department report.

5.4. Community Development Department.

Community Development Director Chelsea Alger was present. The Council acknowledged receipt of the Community Development Department report.

5.5. Administration Report.

Interim City Administrator Dawn Meyer was present. She reminded the Council of the Personnel Committee meeting at 7:00 p.m. on Tuesday, March 4, for an update on the City Administrator position. Councilmember Trost reported the City of LeCenter has advised its citizens to keep a slow stream of water running from their household faucet to prevent the water lines from freezing. Interim City Administrator Meyer explained that Staff has received calls from residents regarding frozen water service lines. The Council acknowledged receipt of the Administration report.

6.1. RECOGNITION OF INVOLVED CITIZENS.

No one spoke during the open forum.

7. PUBLIC HEARINGS- None Scheduled.

8. BUSINESS.

8.1. Presentation of Claims.

1. Pay Request No. 7 by Chard Tiling for \$37,319.90 for the 2013 Street Improvement Project.

MOTION by Councilmember Coop, second by Councilmember Trost, to approve the Presentation of Claims and Pay Request No. 7 by Chard Tiling for \$37,319.90 for the 2013 Street Improvement Project. ALL VOTED AYE. MOTION CARRIED.

8.2. Resolution 14-020 Denying the Appeal by Ryan Reed, 421 West Court Street, and Upholding the Zoning Administrator's Interpretation of Zoning Ordinance Regulations Regarding Conditional Uses and Special Home Occupation Permits.

Mayor Pingalore referenced a memo dated February 18, 2014 from Community Development Director Alger regarding the Zoning Appeal by Ryan Reed, 421 West Court Street.

Community Development Director Alger explained that Ryan Reed is seeking approval for the location of a small appliance scrap/recycling business on his residential property located at 421 Court Street West, which is zoned R-7, Mixed Housing. Staff has informed Mr. Reed that this type of use is not listed as a conditional use in the R-7 District, nor is it listed as a use that may be permitted through the Special Home Occupation Permit Process. Mr. Reed is appealing the determination made by Staff and is requesting the City Council determine that his proposed use is "same or similar" to those currently allowed by conditional use or special home occupation permit in the Zoning Ordinance, which would then allow him to apply for a conditional use permit to operate the business on the subject property. The Planning Commission, acting in the capacity of the Board of Zoning Appeals and Adjustments, considered the request at their meeting on February 10, 2014 and made a unanimous recommendation to

deny Reed's request. Included with Community Development Director Alger's memo were the background information pertaining to Mr. Reed's request and a copy of the Board of Zoning Appeal's staff report. Along with a recommendation to deny the appeal, the Board of Zoning Appeal also requested Staff research and prepare language to allow for this type of use in a more appropriate zoning district.

MOTION by Councilmember Schneider, second by Councilmember Coop, to adopt Resolution 14-020 Denying the Appeal by Ryan Reed, 421 West Court Street, and Upholding the Zoning Administrator's Interpretation of Zoning Ordinance Regulations Regarding Conditional Uses and Special Home Occupation Permits. ALL VOTED AYE. MOTION CARRIED.

9. ADMINISTRATION.

9.1. Upcoming Meetings.

- 1. City Council, 6:00 p.m., Monday, March 3.**
- 2. Work Session 6:30 p.m., Monday, March 3.**
- 3. Public Works, 11:00 a.m., Tuesday, March 4.**
- 4. Public Safety, 4:30 p.m., Wednesday, March 5.**
- 5. EDA, 5:00 p.m., Monday, March 10.**
- 6. Design Committee, 6:30 p.m., Monday, March 10.**
- 7. Planning Commission, 7:00 p.m., Monday, March 10.**
- 8. Park Board, 5:00 p.m. Monday, March 17.**
- 9. City Council, 6:00 p.m., Monday, March 17.**

Mayor Pingalore reminded the Council of the upcoming meetings as listed.

10. ADJOURN.

MOTION by Councilmember Coop, second by Mayor Pingalore, to adjourn at 6:16 p.m. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,

Patricia Krings
Recording Secretary