

**BELLE PLAINE CITY COUNCIL
REGULAR SESSION
MARCH 21, 2016**

1. PLEDGE OF ALLEGIANCE.

The Belle Plaine Girl Scout Troop #25482 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 Monday, March 21, 2016 at 6:30 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, Paul Chard and Henry Pressley, Jr., present.

Also present were City Administrator Holly Kreft, Finance Director Dawn Meyer, Public Works Superintendent Al Fahey, Community Development Director Cynthia Smith Strack, City Engineer Joe Duncan, Police Investigator Terry Stier and City Attorney Bob Vose. Wanda Savage 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 March 7, 2016.

4.2. Work Session Minutes of March 7, 2016.

4.3. Authorize Advertising to Seek Candidates for Public Works Seasonal Employees.

4.4. Authorize Advertising for Bids for the 2016 Seal Coat Project.

4.5. Resolution 16-032 Assess Delinquent Fire Bill at 901 West Main Street.

4.6. Resolution 16-030 Hiring Joshua Muehlenhardt as Public Works I Employee.

4.7. Authorize Purchase of Replacement Front Cut Mower.

4.8. Resolution 16-031 Authorizing Mayor and City Administrator to Execute Second Amendment to Purchase Agreement with Ridgeview Medical Center.

MOTION by Councilmember Coop, second by Councilmember Pressley, to approve the consent agenda as follows: 4.1. Regular Session Minutes of March 7, 2016, 4.2. Work Session Minutes of March 7, 2016, 4.3. Authorize Advertising to Seek Candidates for Public Works Seasonal Employees, 4.4. Authorize Advertising for Bids for the 2016 Seal Coat Project, 4.5. Resolution 16-032 Assess Delinquent Fire Bill at 901 West Main Street, 4.6. Resolution 16-030 Hiring Joshua Muehlenhardt as Public Works I Employee, 4.7. Authorize Purchase of Replacement Front Cut Mower, and 4.8. Resolution 16-031 Authorizing Mayor and City Administrator to Execute Second Amendment to Purchase Agreement with Ridgeview Medical Center. ALL VOTED AYE. MOTION CARRIED.

5. DEPARTMENT REPORTS.

5.1. Ambulance Department.

The Council acknowledged receipt of the Ambulance Department report.

5.2. Fire Department.

Fire Chief Matt Stier was present. The Council acknowledged receipt of the Fire Department report.

5.3. Police Department.

Police Investigator Terry Stier was present. The Council acknowledged receipt of the Police Department report.

5.4. Community Development Department.

Community Development Director Cynthia Smith Strack was present. The Council acknowledged receipt of the Community Development Department report.

5.5. Administration Report.

City Administrator Holly Kreft was present. The Council acknowledged receipt of the Administration report.

6.0. RECOGNITION OF INVOLVED CITIZENS.

No one spoke during the public forum.

6.1. CERTIFICATE OF APPRECIATION.

1. John Shudy, Planning Commission.

Mayor Pingalore acknowledged John Shudy's five years of service on the Planning Commission.

2. Dan Gardner, Park Board.

Mayor Pingalore acknowledged 12 years of service by Dan Gardner on the Park Board.

6.2. BELLE PLAINE GIRL SCOUT TROOP #25482 - Lending Libraries.

The Belle Plaine Girl Scout Troop presented their project of implementing a children's lending library at Heritage Square. Girl Scout Elissa Moonen presented information on her Silver Award Project for also implementing a children's lending library at Court Square. The Girl Scouts provided details on how the project will work and their plan for replenishing books.

Mayor Pingalore and the Council thanked for the Girl Scouts for their presentation. The library projects will be placed on the next Council agenda for acceptance.

7. PUBLIC HEARINGS.

7.1 Ordinance 16-02 Large Assemblies. The City Council will consider public comment on Ordinance 16-02, An Ordinance Amending Section 314.00 Regulations Pertaining to Large Assemblies, of the City Code.

City Administrator Kreft explained the Public Safety Committee has discussed the need to update the City Code relative to large assemblies. The language was drafted to clarify language and address concerns. Her memo addressed the proposed language changes. Chief Stolee has met with the downtown event organizations to make them aware of the proposed changes specific to those permits. Both organizations have already incorporated the proposed rules into their events. The Public Safety Committee reviewed the draft language at their March 7, 2016 meeting. The Committee also reviewed the updates to the

application to reflect the changes to the ordinance. The Committee recommended approval of the ordinance as presented.

Mayor Pingalore opened the public hearing at 7:00 p.m. and asked for public comment. There was no response.

MOTION by Councilmember Coop, second by Councilmember Pressley, to close the public hearing at 7:00 p.m. ALL VOTED AYE. MOTION CARRIED.

1. Adoption of Ordinance 16-02 Pertaining to Large Assemblies.

MOTION by Councilmember Coop, second by Councilmember Chard, to adopt Ordinance 16-02 Pertaining to Large Assemblies. ALL VOTED AYE. MOTION CARRIED.

2. Resolution 16-027 Authorizing Summary Publication of Ordinance 16-02.

MOTION by Councilmember Coop, second by Councilmember Pressley, to approve Resolution 16-027 Authorizing Summary Publication of Ordinance 16-02. ALL VOTED AYE. MOTION CARRIED.

7.2. Ordinance 16-03 All Terrain Vehicles. The City Council will consider public comment on Ordinance 16-03, An Ordinance Adding Section 508.00 All Terrain Vehicles, to Chapter 5 of the City Code. It is appropriate for the Mayor to open the public hearing and continue until April 4, 2016 to allow time for further review.

City Administrator Kreft explained the Public Safety Committee has discussed adopting an ordinance regulating All-Terrain Vehicles (ATVs). The City Code previously had regulations, but they were inadvertently removed. The additional language regulates both Class I and Class II ATVs and mirrors State Statute. Class II ATVs will be permitted per the regulations after obtaining a permit from the Belle Plaine Police Department. The Public Safety Committee reviewed the draft language and permit application at their March 7th meeting. There was brief discussion regarding golf carts and how they relate to the ATV ordinance. The City has an existing golf cart ordinance and no changes or impacts are proposed as part of the ATV ordinance. City Attorney Vose has reviewed the language and has some areas of clarification to discuss with Chief Stolee. In order to allow time for that additional review, staff recommends continuing the public hearing until the April 4, 2016 Council meeting.

Mayor Pingalore opened the public hearing at 7:01 p.m.

MOTION by Councilmember Coop, second by Councilmember Chard, to table action and continue the public hearing until April 4, 2016 to allow time for additional review by staff. ALL VOTED AYE. MOTION CARRIED.

7.3. Ordinance 16-04 Trapping of Animals. The City Council will consider public comment on Ordinance 16-04, An Ordinance Amending Chapter 8, Adding Language Regarding Trapping to Animal Control Regulations, of the City Code.

City Administrator Kreft explained the Public Safety Committee has discussed adopting an ordinance regulating Trapping. Chief Stolee noted that this has been a concern in the East Metro. Trappers are entering communities that don't have regulations and trapping animals, which may injure or kill domestic pets. The Public Safety Committee reviewed the draft language at their March 7th meeting. The Public Safety Committee recommended approval of the ordinance as drafted.

Mayor Pingalore opened the public hearing at 7:02 p.m. and asked for public comment. There was no response.

MOTION by Councilmember Coop, second by Councilmember Pressley, to close the public hearing at 7:02 p.m. ALL VOTED AYE. MOTION CARRIED.

1. Adoption of Ordinance 16-04 Pertaining to Trapping of Animals.

MOTION by Councilmember Coop, second by Councilmember Chard, to adopt Ordinance 16-04 Pertaining to Trapping of Animals. ALL VOTED AYE. MOTION CARRIED.

2. Resolution 16-029 Authorizing Summary Publication of Ordinance 16-04.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Resolution 16-029 Authorizing Summary Publication of Ordinance 16-04. ALL VOTED AYE. MOTION CARRIED.

8. BUSINESS.

8.1. Presentation of Claims.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve the Presentation of Claims. ALL VOTED AYE. MOTION CARRIED.

9. ADMINISTRATION.

9.1. Upcoming Meetings.

- 1. Design Committee, 5:15 pm, Monday, April 4.**
- 2. City Council, 6:30 pm, Monday, April 4.**
- 3. Work Session, 6:45 pm, Monday, April 4.**
- 4. Public Works, 11:00 am, Tuesday, April 5.**
- 5. Public Safety, TBD.**
- 6. EDA, 5:00 pm, Monday, April 11.**
- 7. Planning, 6:30 pm, Monday, April 11.**

The Council was reminded of the upcoming meetings as listed.

10. ADJOURN.

MOTION by Councilmember Coop, second by Councilmember Pressley, to adjourn at 7:03 p.m. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,

Patricia Krings
Recording Secretary