

**BELLE PLAINE CITY COUNCIL
REGULAR SESSION
APRIL 2, 2012**

1. PLEDGE OF ALLEGIANCE.

Mayor Tim Lies 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, April 2, 2012 at 6:00 p.m. in the council chambers of City Hall, 218 North Meridian Street, Belle Plaine, MN. Mayor Tim Lies called the meeting to order with Councilmembers Gary Trost, Cary Coop, Scott Schneider and Michael Pingalore present. Councilmember Paul Chard arrived at 6:10 p.m.

Also present were City Administrator David Murphy, Community Development Director Trisha Rosenfeld, Public Works Superintendent Al Fahey, Police Chief Tom Stolee, City Engineer Joe Duncan and Attorney Mary Tietjen filling in for City Attorney Bob Vose. City Administrator Murphy served as the video recording operator.

3. APPROVAL OF AGENDA.

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

4. APPROVAL OF CONSENT AGENDA.

4.1. Regular Session Minutes of March 19, 2012.

4.2. Approving 3.2% Intoxicating Liquor Temporary/Seasonal License for the Belle Plaine Baseball Association.

4.3. Resolution 12-035 Approving Sunday Liquor License for Huck's Shipwreck Saloon.

4.4. Resolution 12-038 Approving Sunday Liquor License for Red Door Bar.

4.5. Authorizing City Administrator to Attend Annual Minnesota City-County Managers Leadership Institute, May 2-4, 2012.

MOTION by Councilmember Coop, second by Councilmember Schneider, to approve the consent agenda as follows: 4.1. Regular Session Minutes of March 19, 2012, 4.2. Approving 3.2% Intoxicating Liquor Temporary/Seasonal License for the Belle Plaine Baseball Association, 4.3. Resolution 12-035 Approving Sunday Liquor License for Huck's Shipwreck Saloon, 4.4. Resolution 12-038 Approving Sunday Liquor License for Red Door Bar, and 4.5. Authorizing City Administrator to Attend Annual Minnesota City-County Managers Leadership Institute, May 2-4, 2012. ALL VOTED AYE. MOTION CARRIED.

5. DEPARTMENT REPORTS.

5.1. Community Services Department.

Community Services Director Nelson Ladd was present. The Council acknowledged receipt of the Community Services Department report.

5.2. Public Works Department.

Public Works Superintendent Al Fahey was present. The Council acknowledged receipt of the Public Works Department report.

5.3. City Engineer Report.

City Engineer Joe Duncan was present. The Council acknowledged receipt of the Engineer Report.

5.4. City Administration Report.

City Administrator David Murphy was present and advised that Scott County is submitting an application for the MnDOT Trade and Economic Development road improvement grant for Highway 101 bridge. The Council acknowledged receipt of the City Administration report.

6. PUBLIC FORUM.

Wayne Schmidt, 23100 Oakcrest Trail, requested consideration of including spec homes for the waiving of building permit and plan review fees.

7. PUBLIC HEARING – NONE SCHEDULED.

8. BUSINESS.

8.1. Presentation of Claims.

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

Councilmember Chard arrived at 6:10 p.m.

8.2. Consideration of Modifying Resolution 12-027 Waiving Building Permit Fee and Plan Review Fee for Certain New Single Home Construction.

Mayor Lies referenced a memo dated April 2, 2012 from City Administrator Murphy regarding Councilmember Coop's request to modify criteria for the waiving of building permit and plan review fees.

Councilmember Coop explained that he would like to see the council consider modifying the resolution regarding the waiving the building permit and plan review fees for spec homes, with certain conditions. He commented that he would like to see the vote of the council on this matter and further explained that he is willing to take a risk on this program to see how it fares. Councilmember Coop requested a stipulation that the incentive is limited to ten new house permits for 2012, with a limit of two spec homes per builder. He suggested that builders who take advantage of the incentive be required to report back at year end with their opinion of the program. Mayor Lies commented that he was opposed to the incentive, citing the use of tax payer money and the appearance of desperation to attract developers. He also commented that there is no way for the City to determine whether the incentive will be passed onto the homeowner. Councilmember Pingalore questioned whether it should be limited to one spec home per builder. Councilmembers Coop and Chard favored allowing up to two spec homes. Councilmember Chard commented on the potential to collect connection fees and perpetual property taxes for the city, school district and Scott County with the new homes. Councilmember Pingalore asked about the two spec homes that were built in 2011. Community Development Director Rosenfeld advised the homes are still for sale.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Resolution 12-027 A, Modifying the Criteria for the Waiving Building Permit Fee and Plan Review Fee for Certain New Single Home Construction. Mayor Lies VOTED NAY. ALL OTHERS VOTED AYE. MOTION CARRIED.

Recess Regular Session.

The Council recessed at 6:20 p.m.

8.3. Closed Session.

8.3.1. Closed Meeting under Minn. Stat. 13D.05, subd. 2(b) for preliminary consideration of allegations relating to a Belle Plaine volunteer firefighter.

Mayor Lies announced the Closed Session at 6:26 p.m. with Councilmembers Gary Trost, Cary Coop, Scott Schneider, Michael Pingalore and Paul Chard present. Also present were City Attorney Mary Tietjen, City Administrator David Murphy, Police Chief Tom Stolee, Fire Chief Randy Koepp, Assistant Fire Chief Matt Stier, and Christopher Pamelee.

The purpose of the closed session was for the preliminary consideration of allegations relating to a Belle Plaine volunteer firefighter.

Reconvene Regular Session

Mayor Lies reconvened the Regular Session at 7:06 p.m.

8.4. Resolution 12-037 Terminating Belle Plaine Volunteer Firefighter.

MOTION by Councilmember Trost, second by Councilmember Pingalore, to approve Resolution 12-037 Terminating Belle Plaine Volunteer Firefighter. Furthermore, staff was directed to prepare a letter of appreciation for the volunteer service provided to the Belle Plaine Fire Department. ALL VOTED AYE. MOTION CARRIED.

9. ADMINISTRATION.

9.1. Upcoming Meetings.

- 1. Public Safety, 4:00 p.m., Wednesday, April 4.**
- 2. EDA, 5:00 p.m., Monday, April 9.**
- 3. Planning Commission, 7:00 p.m., Monday, April 9.**
- 4. Public Works, 11:00 a.m., Tuesday, April 10.**
- 5. Design Committee, 5:00 p.m., Monday, April 16.**
- 6. Board of Equalization, 5:30 p.m. Monday, April 16.**
- 7. City Council, 6:00 p.m., Monday, April 16.**

The council was reminded of the upcoming meetings as listed.

10. ADJOURN.

MOTION by Councilmember Pingalore, second by Councilmember Schneider, to adjourn at 7:10 p.m. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,

Patricia Krings
Recording Secretary