**BELLE PLAINE CITY COUNCIL**
**REGULAR SESSION**
**AUGUST 1, 2011**

**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, August 1, 2011 at 6:00 p.m. at the Government Center, 218 North Meridian Street, Belle Plaine, MN. Mayor Tim Lies called the meeting to order with Councilmembers Gary Trost, Cary Coop, Paul Chard, Scott Schneider and Michael Pingalore present.

Also present were City Administrator David Murphy, Community Development Director Trisha Rosenfeld, Public Works Superintendent Al Fahey, Finance Director Dawn Meyer, City Engineer Joe Duncan and City Attorney Bob Vose. Beth Dempsey served as the Video Recording Operator.

**3. APPROVAL OF AGENDA.**

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

**4. APPROVAL OF CONSENT AGENDA.**

**4.1. Regular Session Minutes of July 18, 2011.**

MOTION by Councilmember Coop, second by Councilmember Schneider, to approve the consent agenda as follows: 4.1. Regular Session Minutes of July 18, 2011. ALL VOTED AYE. MOTION CARRIED.

**5. DEPARTMENT REPORTS.**

**5.1. Community Services Department.**

Community Services Director Nelson Ladd was present. Councilmember Trost inquired about lifeguard staffing. The Council acknowledged receipt of the Community Services Department report.

**5.2. Public Works Department.**

Public Works Superintendent Al Fahey was present and provided an update on the FEMA application for reimbursement for expenses related to the storm water drainage. 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.**

David Murphy was present and reported the City will receive $54,000 in LGA (local government aid) for 2011 and 2012. The Council acknowledged receipt of the City Administration report.

**6. CERTIFICATE OF APPRECIATION - Daniel Tix, Planning Commissioner.**

Mayor Lies acknowledged the service of Daniel Tix as a Planning Commissioner. Mr. Tix was unable to attend.

**PUBLIC FORUM.**

No one spoke at the public forum.

Mayor Lies and Council paused for five minutes of reflection in respect to the 4-year anniversary of the Minneapolis 35W bridge collapse.

**7. PUBLIC HEARINGS – NONE SCHEDULED.**

**8. BUSINESS.**

**8.1. Presentation of Claims.**

**1. Pay Request No. 1 and Final by Astec Surface Technologies Corp for $65, 553.19 for the 2011 Seal Coat Project.**
**2. Pay Request No. 4 and Final by Chard Tiling for $4,772.57 for 2010 Sidewalk/Trail Project.**

MOTION by Councilmember Coop, second by Councilmember Schneider, to approve the Presentation of Claims, Pay Request No. 1 and Final by Astec Surface Technologies Corp for $65, 553.19 for the 2011 Seal Coat Project and Pay Request No. 4 and Final by Chard Tiling for $4,772.57 for 2010 Sidewalk/Trail Project. ALL VOTED AYE. MOTION CARRIED.

**8.2. Resolution 11-087 Appointing Anthony Hetzel to the Planning Commission.**

MOTION by Councilmember Coop, second by Councilmember Schneider, to appoint Anthony Hetzel as a member of the Planning Commission. ALL VOTED AYE. MOTION CARRIED.

**8.3. Council Meeting Start Time.**

Mayor Lies referenced a memo dated August 1, 2011 from City Administrator Murphy regarding council meeting starting times.

City Administrator Murphy explained Ordinance 11-07 has been prepared to allow the council meeting times to be set by resolution rather than by ordinance.

**1. Ordinance 11-07, Amending Section 104.02 of the City Code Pertaining to Council Meeting Start Times.**

MOTION by Councilmember Coop, second by Councilmember Pingalore, to approve Ordinance 11-07, Amending Section 104.02 of the City Code Pertaining to Council Meeting Start Times. ALL VOTED AYE. MOTION CARRIED.

**2. Resolution 11-086 Declaring Start and Ending Times for Council Meetings.**

City Administrator Murphy explained the passage of the Ordinance 11-07 allows the council to set the meeting starting and ending times by resolution. If the Council wishes to change the starting time, the new time will be added to the resolution and would be effective at the first meeting in September.

Councilmember Coop suggested the council meetings start at 6:30 p.m. for the months of September and October, and revert back to 6:00 p.m. starting in November. Mayor Lies commented that the change in meeting times may cause slight confusion.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Resolution 11-086 Declaring Start and Ending Times for Council Meetings, with a start time of 6:00 p.m. and ending time of 10:00 p.m. for the regular sessions of the Belle Plaine City Council, with the exception of September and October 2011, in which the starting time shall be 6:30 p.m. ALL VOTED AYE. MOTION CARRIED.

**8.4. Ordinance 11-08, Amending Section 1000 of the City Code Pertaining to Building Code and Section 1101.05 Pertaining to State Surcharge Fee for Electrical Inspections.**

Mayor Lies referenced a memo dated August 1, 2011 from Community Development Director Rosenfeld regarding proposed amendments pertaining to the building code.

Community Development Director Rosenfeld explained that upon implementation of the new electrical inspection ordinance, the State Statutes referenced in City Code need to be updated. Proposed Ordinance 11-08 updates the sections of State Statute, as referenced in the City Code, as well as the reference to the state surcharge. The State indicates how and what the surcharge will be for permits.

MOTION by Councilmember Coop, second by Councilmember Schneider, to adopt Ordinance 11-08, Amending Section 1000 of the City Code Pertaining to Building Code and Section 1101.05 Pertaining to State Surcharge Fee for Electrical Inspections. ALL VOTED AYE. MOTION CARRIED.

**8.5. Lease Space for Public Works Department.**

Councilmember Coop suggested the City seek alternate locations for the storage of public works equipment other than Valley Business Park. He commented the City may find lease space that is less costly than this facility.

The Council discussed options. It was the consensus to direct this issue to the public works committee for further research and recommendation.

**Recess Regular Session.**

Mayor Lies recessed the regular session at 6:33 p.m. and reconvened the closed session at 6:40 p.m.

**8.6. Closed Session - Discussion on potential property acquisition.**

Mayor Lies, Councilmembers Gary Trost, Cary Coop, Paul Chard, Scott Schneider, Michael Pingalore, and City Administrator David Murphy, Community Development Director Trisha Rosenfeld, Public Works Superintendent Al Fahey, Finance Director Dawn Meyer and City Attorney Bob Vose met in closed session to discuss potential property acquisition. The closed session ended at 7:19 p.m.

**Reconvene Regular Session.**

Mayor Lies reconvened the regular session at 7:20 p.m.

**9. ADMINISTRATION.**

**9.1. Upcoming Meetings.**
**1. Public Safety, 6:00 p.m., Wednesday, August 3.**
**2. EDA, 5:00 p.m., Monday, August 8.**
**3. Planning Commission, 7:00 p.m., Monday, August 8.**
**4. Design Committee, 5:00 p.m., Monday, August 15.**
**5. City Council, 6:00 p.m., Monday, August 15.**

The Council was reminded of the upcoming meetings as listed.

**10. ADJOURN.**

MOTION by Councilmember Pingalore, second by Councilmember Coop, to adjourn at 7:23 p.m. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,

Patricia Krings
Recording Secretary