BELLE PLAINE CITY COUNCIL
REGULAR SESSION
OCTOBER 6, 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 Monday, October 6, 2014 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 and Paul Chard present. Councilmember Scott Schneider was not present.

Also present were City Administrator Holly Kreft, Public Works Superintendent Al Fahey, Community Development Director Chelsea Alger, Police Chief Tom Stolee, City Engineer Joe Duncan and City Attorney Bob Vose. Staff served as the video recording operator.

3. APPROVAL OF AGENDA.

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

4. APPROVAL OF CONSENT AGENDA.

4.1. Regular Session Minutes of September 15, 2014.
4.2. Resolution 14-106 Authorizing the Transfer of Funds from Developer Project Fund (467) to General Fund (101).
4.3. Resolution 14-097 Approving Fire Relief Schedules I and II for 2015 and Establishing the Annual Benefit Amount and Municipal Contribution.
4.4. Resolution 14-107 Calling a Public Hearing for and Providing Approval of the Issuance of Tax-Exempt Revenue Obligations for the Benefit of the Lutheran Home.
4.5. Authorizing Cleaning of Water Tower No. 1.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve the consent agenda as follows; 4.1. Regular Session Minutes of September 15, 2014, 4.2. Resolution 14-106 Authorizing the Transfer of Funds from Developer Project Fund (467) to General Fund (101), 4.3. Resolution 14-097 Approving Fire Relief Schedules I and II for 2015 and Establishing the Annual Benefit Amount and Municipal Contribution, 4.4. Resolution 14-107 Calling a Public Hearing for and Providing Approval of the Issuance of Tax-Exempt Revenue Obligations for the Benefit of the Lutheran Home, and 4.5. Authorizing Cleaning of Water Tower No. 1. 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 City Engineer report.

5.4. Administration Report.

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

6. PUBLIC FORUM.

6.1. PROCLAMATION.

1. Domestic Violence Awareness Month – October 2014.

Mayor Pingalore read the Proclamation for Domestic Violence Awareness Month.

6.2. RECOGNITION OF INVOLVED CITIZENS.

No one spoke during the public forum.

7. PUBLIC HEARING.

7.1. Continued Final Assessment Hearing – 2014 Street Improvement Project. The City Council will accept public comment on the proposed final assessments for the 2014 Street Improvement Project.

Mayor Pingalore referenced a memo dated October 6, 2014 from City Administrator Kreft regarding the final assessment for the 2014 street improvement project.

City Administrator Kreft explained that at their meeting on September 15, 2014, the City Council continued the final assessment hearing for the 2014 street improvement project to fulfill the notification requirements for certain properties within the project area. After public comment and close of the hearing, it is appropriate to adopt the final assessment roll for the 2014 street improvement project as presented.

Mayor Pingalore opened the public hearing at 6:38 p.m. and asked for public comment. There was no response.

MOTION by Councilmember Coop, second by Councilmember Chard, to close the public hearing at 6:39 p.m. ALL VOTED AYE. MOTION CARRIED.

1. Resolution 14-095 Adopting the Final Assessment Roll for the 2014 Street Improvement Project.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Resolution 14-095 Adopting the Final Assessment Roll for the 2014 Street Improvement Project. ALL VOTED AYE. MOTION CARRIED.

2. Resolution 14-100 Approving Deferment Assessment for 338 South Chestnut Street, PID 200015930.

City Administrator Kreft explained the City of Belle Plaine Assessment Policy provides for the deferment of special assessments for individuals over the age of 65 and who meet income and property market value requirements. The City has received a request from the property owner at 338 South Chestnut Street who meets the requirements. This resolution allows the principal amount to be deferred with interest accruing at 4% until one or more of the following occur: Death of the owner, if the spouse is not eligible for benefits; the sale, transfer or subdivision of the property or any part thereof; the loss of homestead status; or the determination of no hardship.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Resolution 14-100 Approving Deferment Assessment for 338 South Chestnut Street, PID 200015930. ALL VOTED AYE. MOTION CARRIED.

7.2. Liquor License – Neisen's Corner Bar. The City Council will consider and receive public comment on the application by Ryan Neisen, Neisen's Corner Bar, Inc., dba Neisen's Corner Bar, 101 East Main Street, Belle Plaine, MN, for on and off sale, Sunday, and 2:00 a.m. intoxicating liquor licenses.

Mayor Pingalore referenced a memo dated October 6, 2014 from City Administrator Kreft regarding a request for a liquor license.

City Administrator Kreft explained that a public hearing will be conducted to consider public comment on a request by Ryan Neisen, dba Neisen's Corner Bar, for on and off sale, Sunday and 2:00 a.m. liquor licenses at 101 East Main Street. Police Chief Stolee has conducted the required background investigation and recommends the City Council proceed with approval. The current liquor establishment at that address is owned by Neil Keohane, dba Neil's Pub, and the City has obtained a written statement from Mr. Keohane of his intent to sell the property. The closing date has been set for Monday, November 3, 2014.

Mayor Pingalore opened the public hearing at 6:40 p.m. and asked for public comment. There was no response.

MOTION by Councilmember Coop, second by Councilmember Chard, to close the public hearing at 6:41 p.m. ALL VOTED AYE. MOTION CARRIED.

Councilmember Coop asked if there are any concerns regarding the liquor license request. Police Chief Stolee responded that he doesn't have any concerns about the application.

1. Resolution 14-105 Approving On and Off Sale, Sunday and 2:00 a.m. Intoxicating Liquor Licenses for Neisen's Corner Bar, 101 East Main Street.

MOTION by Councilmember Coop, second by Councilmember Trost, to approve Resolution 14-105 Approving On and Off Sale, Sunday and 2:00 a.m. Intoxicating Liquor Licenses for Neisen's Corner Bar, 101 East Main Street. ALL VOTED AYE. MOTION CARRIED.

8. BUSINESS.

8.1. Presentation of Claims.

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

8.2. Resolution 14-102 Accepting MNDOT Municipal Agreement Program Funding of $702,000 for the TH169/CSAH 3 Area Bridge.

Mayor Pingalore referenced a memo dated October 6, 2014 from City Administrator Kreft regarding

At the August 18, 2014 meeting, the Council authorized services related to the construction of the CSAH 3 Area bridge including surveying, soil borings, and relocation services. Surveying and geotechnical work has been completed. Dan Wilson has met with the property owners of the potential acquisition and is completing the first phase of the relocation study. Staff has also been in contact with the property owners to provide them an update on the project and potential timing. Scott County released its Capital Improvement Plan for review and comment. Included in the Plan is the County's contribution of $735,110 for the bridge project. The County Plan indicates they intend to use County State Aid funds in the amount of $700,000 for the project. It is included in the 2016 CIP. On September 19th, the City was notified that we were successful in obtaining funding from MnDOT for the construction of the bridge. Attached is the award letter from MnDOT. The City received the maximum award - $702,000 including $52,000 for Construction Engineering and Inspection. There were 15 projects submitted and this project was the only one awarded the full amount. Only one other project in Scott County was selected and that was for signal improvements at Hwy 169 and CSAH 17. As noted in the letter, the City must accept the funding no later than October 13, 2014. The project must be let no later than June 30, 2016 otherwise the funds will not be available. Prior to award of the project, a Cooperative Construction Agreement will be executed.

MOTION by Councilmember Coop, second by Mayor Pingalore, to approve Resolution 14-102 Accepting MNDOT Municipal Agreement Program Funding of $702,000 for the TH169/CSAH 3 Area Bridge. ALL VOTED AYE. MOTION CARRIED.

9. ADMINISTRATION.
9.1. Upcoming Meetings.
1. Public Safety, 4:20 p.m., Thursday, October 9.
2. EDA, 5:00 p.m., Monday, October 13.
3. Planning Commission, 7:00 p.m., Monday, October 13.
4. Public Works, 11:00 a.m., Thursday, October 16.
5. Park Board, 5:00 p.m., Monday, October 20.
6. City Council, 6:30 p.m., Monday, October 20.

The council was reminded of the upcoming meetings as listed.

10. ADJOURN.

MOTION by Councilmember Coop, second by Councilmember Chard, to adjourn the meeting at 6:44 p.m. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,

Patricia Krings
Recording Secretary