BELLE PLAINE CITY COUNCIL
REGULAR SESSION
OCTOBER 7, 2013

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 7, 2013 at 6:08 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 and Cary Coop. Councilmember Paul Chard arrived at 6:28 p.m. Councilmember Scott Schneider was not present.

Also present were Interim City Administrator Dawn Meyer, Public Works Superintendent Al Fahey, Community Development Director Chelsea Alger, Police Chief Tom Stolee, City Engineer Joe Duncan and City Attorney Bob Vose. Zachary 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 September 16, 2013.
4.2. Call for Public Hearing on the Proposed Mediacom Minnesota LLC Cable Service Renewal 10-Year Contract.
4.3. Accept Resignation of Part Time Police Officer Logan Haskins.
4.4. Resolution 13-111 Approving Continuous Service for Qualification of Retiree Insurance Program for City Employee.
4.5. Resolution 13-112 Adopting Policy for the Naming of Parks.
4.6. Authorize Architectural Services by SMSQ Architects for the Historic Episcopalian Church Contingent Upon Grant Funds.
4.7. Accepting Resignation of Community Development Coordinator Brandon McCabe.

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

Mayor Pingalore acknowledged the dedication and support Community Development Coordinator Brandon McCabe and wished him well in his new job.

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. At the council's direction, City Engineer Duncan calculated the estimated cost savings to property owners if the standard 40-foot width street would be reduced to 36 feet. He reported the assessment to the property owner would be reduced by approximately $250 for a 100-foot lot (frontage). This calculates to a $52,000 project cost savings for the proposed 2014 street project if the street width were reduced. The Council acknowledged receipt of the City Engineer report.

5.4. Administration Report.

Interim City Administrator Dawn Meyer was present. The Council acknowledged receipt of the Administration report.

6. PUBLIC FORUM.

No one spoke at the public forum.

7. PUBLIC HEARING.

7.1. Sunday Liquor On-Sale Start Time. The City Council will consider and receive public comment on request by Donald Savage, Sparetime Tavern, 117 West Main, and on behalf of Johan's Sports Bar, 117 North Meridian Street, Huck's Shipwreck Saloon, 110 North Meridian Street, Red Door Bar, 125 North Meridian Street, and Andy's Bar and Grill, 114 North Meridian Street, for consideration of an ordinance amendment that would allow for an earlier start time for Sunday on-sale liquor sales.

Mayor Pingalore referenced a memo dated October 7, 2013 from Interim City Administrator Meyer regarding proposed Ordinance 13-09.

Interim City Administrator Meyer explained that City staff received a petition from Donald Savage, Sparetime Tavern, 117 West Main, and on behalf of Johan's Sports Bar, 117 North Meridian Street, Huck's Shipwreck Saloon, 110 North Meridian Street, Red Door Bar, 125 North Meridian Street, and Andy's Bar and Grill, 114 North Meridian Street, for consideration of an ordinance amendment that would allow for an earlier start time for Sunday on-sale liquor sales. The current city ordinance states a 12:00 p.m. (noon) start time. The petitioners are requesting consideration of an earlier start time between 10:00 a.m. and noon. State Statute allows for Sunday on-sale liquor sales to begin at 10:00 a.m. A public hearing has been scheduled to allow public comment. After the close the public hearing, it is appropriate to consider adoption of Ordinance 13-09 with the determination of the Sunday on-sale liquor sales start time.

Police Chief Stolee explained this issue was discussed at the recent public safety committee meeting. The request to allow Sunday on-sale liquor sales to begin at 10:00 a.m. appears to meet the criteria. Councilmember Coop concurred, explaining further that surrounding communities allow the 10:00 a.m. start time.

Mayor Pingalore opened the public hearing at 6:18 p.m. and asked for public comment.

Don Savage, Sparetime Tavern, 117 West Main Street, requested approval of an earlier start time on Sundays than noon as he has customers who would like to enjoy an alcoholic beverage with their meal.

Christine Panning, Andy's Bar & Grill, 114 North Meridian Street, requested consideration of a 10:00 a.m. start time on Sundays. She explained she has customers who expect to have an alcoholic beverage with their meal earlier than noon as is common in surrounding communities.

MOTION by Coop, second by Trost, to close the public hearing at 6:21 p.m. ALL VOTED AYE. MOTION CARRIED.

1. Ordinance 13-09 Amending Section 307.02 of the Belle Plaine City Code Pertaining to Sunday Liquor On-Sale Start Time.

Councilmember Trost inquired about the Sunday liquor on-sale start times for area townships.

MOTION by Councilmember Coop, second by Councilmember Trost, to adopt Ordinance 13-09 Amending Section 307.02 of the Belle Plaine City Code Pertaining to Sunday Liquor On-Sale Start Time. ALL VOTED AYE. MOTION CARRIED.

8. BUSINESS.

8.1. Presentation of Claims.

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

8.2. Authorizing the Purchase of Lockers for the Belle Plaine Fire Department.

Mayor Pingalore referenced a memo dated October 7, 2013 from Fire Chief Otto regarding the purchase of lockers.

Fire Chief Otto obtained quotes for the purchase of lockers for the Fire Department. He recommended he purchase of lockers from Geargrid Locker System at the estimated cost of $18,014.33.

Councilmember Trost suggested the old lockers be used by other city departments or the local baseball association.

MOTION by Councilmember Coop, second by Councilmember Trost, to approve the purchase of the Fire Department lockers from Geargrid Locker System at the total estimated cost of $18,014.33. ALL VOTED AYE. MOTION CARRIED.

Councilmember Chard arrived at 6:28 p.m.

8.3. Accepting Water and Sewer Utility Rate Study Presentation by Brad Falteysek, Abdo Eick & Meyers, LLP.

Mayor Pingalore referenced a memo dated October 7, 2013 from Interim City Administrator Meyer regarding the utility rate study.

Interim City Administrator Meyer explained the City Council authorized Abdo, Eick and Meyers to perform a utility rate study for the City of Belle Plaine’s Water and Sewer Enterprise Funds. At the workshop on September 23, 2013, the City Council received the results and recommendations.

Mayor Pingalore welcomed Brad Falteysek from Abdo, Eick and Meyers.

Brad Falteysek provided a Power Point presentation of the projected revenue and expenses associated with the water and sewer enterprise funds. The study indicates the water and sewer rates necessary to maintain adequate funds.

Councilmember Trost requested information on the impact of proposed water and sewer bills if the base rates were increased. He also requested a printed copy of the video presentation. Mayor Pingalore requested the utility rate study be available on the city's website.

MOTION by Councilmember Coop, second by Councilmember Chard, to accept the Water and Sewer Utility Rate Study as presented by Abdo, Eick & Meyers, LLP. Furthermore, staff is directed to provide calculations for an overall base rate increase to help offset in usage rates. ALL VOTED AYE. MOTION CARRIED.

8.4. Resolution 13-113 Authorizing the Purchase of Playground Equipment for Prairie Park.

Mayor Pingalore referenced a memo dated October 7, 2013 from Community Development Director Alger regarding the purchase of playground equipment.

Community Development Director Alger explained the Park Board discussed various projects for 2014, one being a new play structure at Prairie Park as a first phase in implementing the redevelopment plan for the Park as approved by the Council in May 2013. Between the August and September meetings, Staff was made aware that MN/WI Playground was offering a grant program this fall for play structures. Due to the timing and popularity of the grant Staff applied for funding, while consulting with the playground subcommittee regarding appropriate structures and budget for the Park. The City was notified on September 18, 2013 that the grant had been awarded and applied towards the desired "Gemini" play structure, as discussed by the subcommittee. In addition, the subcommittee requested a cost for installing swings to the complex. The entire cost (structure, swings, border, chips and installation) is $38,297.73 ($28,041.73 due in 2013, with the balance due in 2014). As is the City policy, Staff solicited quotes from two other companies for comparable structures. The Park Board recommended the MNWI Playground structure, with a portion of the funding made possible through grant award, was the best fit for the park. The quality of the structure was slightly higher and the full pricing was known. With the grant the City will need to order the structure yet in 2013, however Public Works has indicated they will store it until spring when the east entrance to the Prairie Park parking lot can be rerouted. This will address a portion of the redevelopment plan for Prairie Park. The Park Board voted unanimously to authorize the purchase of the Gemini Play Structure and swings, border, chips and installation from MNWI Playground in the amount of $38,297.73.

MOTION by Councilmember Coop, second by Councilmember Trost, to approve Resolution 13-113 Authorizing the Purchase of Playground Equipment for Prairie Park. ALL VOTED AYE. MOTION CARRIED.

8.5. Resolution 13-114 Approving Change Order No. 2 to the 2013 Street Improvement Project for the Maple Street Turn Lane.

Mayor Pingalore referenced a memo dated October 7, 2013 from Finance Director Meyer regarding the proposed driveway access to the public works facility.

Finance Director Meyer explained that in conjunction with the recent platting of Diversified Business Park, Maple Street was to be extended north from South Street (CSAH 5) and a new driveway constructed to access the public works facility. This will allow Superintendent Fahey to proceed with installing fencing and gates to properly segregate the public office spaces from the public works operations of the property and building. As a condition to the access permit approved by Scott County for Maple Street, a westbound right turn lane was required. Chard Tiling has proposed the unit pricing on the attached change order to the 2013 Street & Utility Improvement Project and would complete the construction work yet this fall. Change order 2 would increase costs by $98,518.70. Staff proposes that the costs be covered by money refunded to the City in 2011 for the Highway 169/ Main Street Interchange project. The funds are currently in the Capital Fund marked for transportation.

City Engineer Duncan explained that Chard Tiling will honor the 2013 pricing of the street improvement project with the exception of the bituminous.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Resolution 13-114 Approving Change Order No. 2 to the 2013 Street Improvement Project for the Maple Street Turn Lane. ALL VOTED AYE. MOTION CARRIED.

8.6. Resolution 13-115 Approving TH169/TH25 Ramp Traffic Control Signal Agreement with MnDOT.

Mayor Pingalore referenced a memo dated October 21, 2013 from Finance Director Meyer regarding the traffic control light at TH169/TH25 ramp.

Finance Director Meyer explained that MnDot conducted a traffic study at the TH169/TH 25 ramp. The findings of that study supported a traffic signal at the intersection was necessary. The City's initial costs are estimated at $61,208.57. The City will also be responsible for initial electrical costs and monthly electrical service costs, minor signal system maintenance, pedestrian ramps, and EVP emitter units for emergency vehicles.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Resolution 13-115 Approving TH169/TH25 Ramp Traffic Control Signal Agreement with MnDOT. ALL VOTED AYE. MOTION CARRIED.

9. ADMINISTRATION.

9.1. Upcoming Meetings.
1. Public Works, 11:00 a.m., Tuesday, October 8.
2. EDA, 5:00 p.m., Monday, October 14.
3. EDA Business Open Forum, 5:30 p.m., Monday, October 14.
4. Planning Commission, 7:30 p.m., Monday, October 14.
5. Design Committee, 5:00 p.m., Monday, October 21.
6. City Council, 6:00 p.m., Monday, October 21.
7. Park Board, 5:00 p.m. Monday, October 28.
8. City Council Work Session, 6:30 p.m., Monday, October 28.

The council was reminded of the upcoming meetings as listed. Mayor Pingalore advised that he and Community Development Director Alger will be attending the Scott Count Board of Commissioners meeting on October 15, 2013 to present the City's plea for the CSAH 3 overpass project.

10. ADJOURN.

MOTION by Councilmember Coop, second by Councilmember Chard, to adjourn at 7:12 p.m. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,

Patricia Krings
Recording Secretary