BELLE PLAINE CITY COUNCIL
REGULAR SESSION
DECEMBER 19, 2016

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, December 19, 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 Mike Votca, Finance Director Dawn Meyer, Public Works Superintendent Al Fahey, Community Development Director Cynthia Smith Strack, Police Chief Tom Stolee and City Attorney Bob Vose. Wanda Savage served as the video recording operator.

Mayor Elect Chris Meyer and Councilmembers Elect Ben Stier and Theresa McDaniel were members of the audience.

Prior to the council meeting, City Administrator Votca administered the Oath of Office to Council-Elect Theresa McDaniel.

3. APPROVAL OF AGENDA.

Councilmember Coop requested the addition of business items 8.3. Reconsider Council Action on the South Meridian Street Trail Extension and 8.4. Discussion on Environmental Concerns for Proposed Development in Belle Plaine Township.

MOTION by Councilmember Coop, second by Councilmember Trost, to approve the agenda with the addition of business items 8.3. Reconsider Council Action on the South Meridian Street Trail Extension and 8.4. Discussion on Environmental Concerns for Proposed Development in Belle Plaine Township. ALL VOTED AYE. MOTION CARRIED.

4. APPROVAL OF CONSENT AGENDA.

4.1. Regular Session Minutes of December 5, 2016.
4.2. Truth In Taxation Hearing Minutes of December 5, 2016.
4.3. Resolution 16-149 Accept Cash Donation from Belle Plaine Friends of the Library.
4.4. Resolution 16-152 Accept the Public Improvements of the 2016 Enterprise Drive Overpass and Closing the Enterprise Overpass Project Fund (478), Authorizing the Transfer of Any Remaining Balance To/From the Capital Fund –Transportation (402).
4.5. Resolution 16-153 Accepting the 2015 Street and Utility Project and Close the 2015 Street Project Fund (486), Authorize a Transfer To/From the 2015 Improvement Bond Fund (541) to Zero the Balance of the 2015 Street Project Fund (486).
4.6. Large Assembly Permit for Belle Plaine Hockey Association for Tournament on January 14, 2017.
4.7. Accept Resignation of Volunteer Firefighter Justin Dean.
4.8. Authorize the Purchase of a Snow Blower.

MOTION by Councilmember Coop, second by Councilmember Pressley, to approve the consent agenda as follows: 4.1. Regular Session Minutes of December 5, 2016, 4.2. Truth In Taxation Hearing Minutes of December 5, 2016, 4.3. Resolution 16-149 Accept Cash Donation from Belle Plaine Friends of the

Library, 4.4. Resolution 16-152 Accept the Public Improvements of the 2016 Enterprise Drive Overpass and Closing the Enterprise Overpass Project Fund (478), Authorizing the Transfer of Any Remaining Balance To/From the Capital Fund –Transportation (402), 4.5. Resolution 16-153 Accepting the 2015 Street and Utility Project and Close the 2015 Street Project Fund (486), Authorize a Transfer To/From the 2015 Improvement Bond Fund (541) to Zero the Balance of the 2015 Street Project Fund (486), 4.6. Large Assembly Permit for Belle Plaine Hockey Association for Tournament on January 14, 2017, 4.7. Accept Resignation of Volunteer Firefighter Justin Dean and 4.8. Authorize the Purchase of a Snow Blower. ALL VOTED AYE. MOTION CARRIED.

5. DEPARTMENT REPORTS.

5.1. Ambulance Department.

Ridgeview Ambulance provided a written monthly report. 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 Chief Tom Stolee 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 Mike Votca was present. The Council acknowledged receipt of the Administration report.

6. PUBLIC FORUM - RECOGNITION OF INVOLVED CITIZENS.

6.1. Fire Bill Appeal – Jagdesh and Radhika Mahadeo, 917 Meadow Place.

Ms. Radhika Mahadeo, 917 Meadow Place, addressed the City Council regarding a fire bill she received from the City. Ms. Mahadeo explained that on June 13, 2016, she was frying fish and the smoke alarms went off as a result of smoke from the fryer. She called 911 to inform them of the situation and to prevent the fire department from being dispatched to her home. Ms. Mahadeo informed the dispatcher that she could not disable the smoke alarm and would agree to having a police officer dispatched to assist. The police officer and fire department both responded. Therefore, she was opposed the amount of $300 for the fire call. Ms. Mahadeo stated she was willing to pay $150 towards the bill.

Councilmembers Trost and Pressley commented on the protocol and policy for fire department response.

No further action was taken by the Council, therefore the fire bill amount of $300 remains.

6.2. Acknowledgement and Appreciation
Henry Pressley, Jr., Council Member and Planning Commissioner.
Gary Trost, Council Member.
Mike Pingalore, Mayor and Council Member.

Mayor Pingalore presented an appreciation plaque to Henry Pressley, Jr. for his one-year service as a Council Member and 14 years as a Planning Commissioner and to Gary Trost for serving as a member of the City Council for 16 years. City Administrator Votca presented a plaque to Mike Pingalore for serving as Mayor for four years and Council Member for two years. Finance Director Meyer, speaking on behalf of City staff, also thanked Mr. Pingalore, Trost and Pressley for their dedicated service and support.

7. PUBLIC HEARINGS – NONE SCHEDULED.

8. BUSINESS.

8.1. Presentation of Claims.

1. **Pay Request No. 10 and Final by S. M. Hentges & Sons, Inc., for $186,181.91 for the 2016 Enterprise Drive Overpass.**
2. **Pay Request No. 7 and Final by Chard Tiling & Excavating, Inc., for $11,754.88 for the 2015 Street Improvement Project.**

MOTION by Councilmember Coop, second by Councilmember Pressley, to approve the Presentation of Claims, Pay Request No. 10 and Final by S. M. Hentges & Sons, Inc., for $186,181.91 for the 2016 Enterprise Drive Overpass, and Pay Request No. 7 and Final by Chard Tiling & Excavating, Inc., for $11,754.88 for the 2015 Street Improvement Project. ALL VOTED AYE. MOTION CARRIED.

8.2. Resolution 16-150 Approving 2017 Wages and Salaries.

Finance Director Meyer explained that each year the Council approves the wages and salaries for all municipal employees for the following year. The wages were discussed and set during the budgeting process that began in July. The recommendation for this year is a 1.5% market adjustment to the wage scale and a 2.75% COLA increase for non-union employees and 2.75% COLA for union employees per contracts. The step increases that are scheduled for 2017 were included in the budgeting process.

MOTION by Councilmember Coop, second by Councilmember Pressley, to approve Resolution 16-150 Approving 2017 Wages and Salaries. ALL VOTED AYE. MOTION CARRIED.

8.3. Reconsider Council Action on the South Meridian Street Trail Extension.

Councilmember Coop explained that at the City Council meeting of December 5, 2016, he was part of the prevailing failed vote for the South Meridian Street Trail Extension project and would like to reconsider the action.

MOTION by Councilmember Coop, second by Mayor Pingalore, to reconsider action regarding the direction to Staff to prepare an alternate bid for the Meridian Street trail extension from Enterprise Drive to Century Street.

Councilmember Trost immediately made a motion to TABLE.

MOTION by Councilmember Trost, second by Councilmember Chard, to TABLE action on the South Meridian Street Trail extension project until January 3, 2017. Councilmembers Trost and Chard VOTED AYE. Councilmembers Pingalore, Pressley and Coop VOTED NAY. MOTION FAILED.

Mayor Pingalore called for a vote on the MAIN MOTION, which was as follows:

MOTION by Councilmember Coop, second by Mayor Pingalore, to reconsider action regarding the direction to Staff to prepare an alternate bid for the Meridian Street trail extension from Enterprise Drive to Century Street. Councilmembers Pingalore, Pressley and Coop VOTED AYE. Councilmembers Chard and Trost VOTED NAY. MOTION CARRIED.

Councilmember Trost requested information related to the location of the proposed trail the required amount of right-of-way that will be needed. Public Works Superintendent Fahey stated he will provide this information at a future Council meeting.

Councilmember Chard was opposed to the high cost of the trail extension, which was estimated at $80,000. He recommended the Public Works Department carve out the trail and put in crushed rock. Councilmember Chard believes there is no reason to have this project engineered nor does the trail need to be hard-surfaced at this time. He also suggested the trail be improved as development occurs, rather than at taxpayer expense. Councilmember Chard commented that many of the trails are starting to show age and will need maintenance soon. Councilmember Pressley explained the purpose of his motion is to allow for a cost estimate of the trail extension and the decision as to whether the project moves forward will be determined by the City Council at a future meeting. City Attorney Vose confirmed this was his understanding of the motion as well. If the scope of the project would change, a super majority would be necessary. Councilmember Trost was opposed to spending approximately $6,000 on a feasibility report. Mayor Pingalore believes the trail is important as a matter of public safety that will provide school students a safe route to school.

MOTION by Councilmember Coop, second by Councilmember Pressley, to direct Staff to prepare an alternate bid for the Meridian Street trail extension from Enterprise Drive to Century Street. Councilmembers Coop, Pressley and Pingalore VOTED AYE. Councilmembers Chard and Trost VOTED NAY. MOTION CARRIED.

8.4. Discussion on Environmental Concerns for Proposed Development in Belle Plaine Township.

Councilmember Coop explained that he brought this issue forward after speaking with an individual about the proposed platting of property of the former Valley View golf course. Because this property is directly adjacent to the City limits and could be annexed in the future, Councilmember Coop asked for input from the Council and staff regarding potential pollution, storm water drainage and other environmental issues. He also asked if the City should contact Scott County to ensure that they are performing due diligence with this matter. City Administrator Votca explained there is a Belle Plaine Township resident who has raised concerns about the proposed boundary changes of three parcels. He explained that environmental and building code issues are not being addressed at this time and no development is proposed. Community Development Director Smith Strack explained the subject matter is a request for an administrative subdivision and density change. The property is located within the City's orderly annexation area. There is no public hearing necessary nor is a recommendation required of the Joint Planning Board. Scott County has responded to the inquiries of the Township resident. In the event that individual has further concerns, an appeal process is in place at the County level. Similarly, the City will provide an administrative review and the appeal process at the City level is available through the Zoning Board of Appeal. Officials at the Minnesota Department of Natural Resources were notified by the Township resident regarding his concerns and Scott County has responded to those concerns. Community Development Director Smith Strack further explained that no official decision by Scott County has been made at this time. Councilmember Coop asked if the City could require an environmental study of the soils to learn of any potential pollutants if the property were to be annexed. Community Development Director Smith Strack explained that a petition for annexation would require a development plan and it would be appropriate at that time to address environmental issues. The project would most likely be a subdivision, thus an environmental phase I and phase II would be required. Councilmember Coop had no further questions at this time.

ADMINISTRATION.

9.1. Upcoming Meetings.
1. City Offices Close at Noon, Friday, December 23 through Monday, December 26.
2. City Offices Close at Noon, Friday, December 30 through Monday, January 2.
3. Design Committee, 5:15 pm, Tuesday, January 3.

4. City Council, 6:30 pm, Tuesday, January 3.
5. EDA, 5:00 pm, Monday, January 9.
6. Planning, 6:30 pm, Monday, January 9.

The Council was reminded of the upcoming meetings as listed.

Public Works Superintendent Fahey provided an explanation to Councilmember Chard about the 2016 Enterprise Drive Overpass project. Public Works Superintendent Fahey explained that because the Enterprise Drive Overpass is a MnDOT project, there is a one-year maintenance warranty whereas the City requires a two-year warranty for local projects.

10. ADJOURN.

MOTION by Councilmember Coop, second by Councilmember Trost, to adjourn at 7:00 p.m. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,

Michael Votca
` City Administrator