

MINUTES
Regular Meeting of Lake Shore City Council
Monday, September 24, 2012
7:00 PM Lake Shore City Hall

Mayor John Terwilliger called the September 24, 2012 Regular City Council meeting to order at 7:00 p.m. The pledge of allegiance was recited.

Roll Call: Mayor John Terwilliger. Council Members present: John Bukovich, Susan Amacher, Doug Miller and John Poston. City Attorney Steve Qualley; City Engineer Dave Reese; City Administrator/Planning and Zoning Administrator Teri Hastings; Police Chief Steve Sundstrom; Public Works Jim Thomes and City Clerk Patti McDonald were present. There were 21 people in the audience including Cass County Commissioner Neal Gaalswyk.

APPROVAL OF MINUTES

MOTION BY SUSAN AMAACHER TO APPROVE THE REGULAR CITY COUNCIL MEETING OF AUGUST 27, 2012 MINUTES AS PRESENTED. DOUG MILLER SECONDED THE MOTION. MOTION PASSED.

MOTION BY SUSAN AMAH CER TO APPROVE THE SPECIAL BUDGET CITY COUNCIL MEETING OF AUGUST 29, 2012 MINUTES AS PRESENTED. DOUG MILLER SECONDED THE MOTION. MOTION PASSED.

REPORTS

Police/Fire Report – Chief Steve Sundstrom

Incident Report – From August 27, 2012 to September 23, 2012 there were 111 incidents in the city. There were 61 traffic-related incidents and 50 were miscellaneous department activity.

Distribution of Forfeited Funds – The Lake Shore Police Department sold the 2007 GMC Yukon for \$17,551 which was a DWI forfeiture. The County Attorney Office is paid to 30% of the net proceeds from the sale; the remainder of the funds is distributed to the police department for alcohol and traffic enforcement equipment. Steve asked the council to distribute as follows: Capital Outlay Squad 3 Equipment \$4,800 (in-squad video camera purchase for new squad); Radar Speed Sign \$4,400; New Equipment Purchases (TBD) \$3,332; and County Attorney 30% net proceeds \$5,019.

MOTION BY DOUG MILLER TO APPROVE THE RECOMMENDATION OF CHIEF SUNDSTROM TO DISTRIBUTE THE FUNDS AS PRESENTED. JOHN POSTON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Mayor's Report– John Terwilliger

Clerk/Treasurer's Report – Patti McDonald

MOTION BY DOUG MILLER TO APPROVE THE FINANCIALS AS PRESENTED. JOHN POSTON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Appoint Election Judges – The State of Minnesota general election is November 6, 2012. Seven people have attended the required training to be an election judge for the City of Lake Shore including: Carol Greaves, Judy North, Jo Quam, Robert Toborg, Ginny Ross, Dick Miles, and Mary Toms.

MOTION BY JOHN POSTON TO APPOINT THE ELECTION JUDGES THAT PREVIOUSLY SERVED AT THE 2012 PRIMARY FOR THE GENERAL ELECTION ON NOVEMBER 6, 2012. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

City Administrator/Planning & Zoning Administrator – Teri Hastings

Ordinance Amendment – Rental of Homes – Since adopting the original ordinance in 2010 the city has not had many problems and compliance is pretty good. The problem we are still having is the condition

of homes (lack of smoke detectors, mold, etc.). The requirement of having an inspection done by the Minnesota Department of Health may help with this issue.

Doug clarified for the audience that short term is less than six months.

MOTION BY SUSAN AMACHER TO ADOPT ORDINANCE 2012-02, FIRST SERIES AN ORDINANCE DEALING WITH RENTAL OF PROPERTY OR LEASEBACK FROM OWNER WITHIN THE CITY OF LAKE SHORE. JOHN POSTON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

MOTION BY SUSAN AMACHER TO APPROVE PUBLISHING AN ORDINANCE SUMMARY IN THE ECHO. JOHN POSTON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

August EDC Activity Report – The August EDC Report and News Flash were included for your review. The Mayor said the EDC annual meeting is at 5:00 p.m. this Thursday at Northern Lights Casino.

August Minutes & Permit Summary – Teri included the August minutes permit summary for review

Wastewater/Road Committee – John Bukovich

Bass Lake Trail – Drainage Issues – Jim Thomas said that there is a drainage issue on Bass Lake Trail that he and the Mayor visited to come up with a solution. The Wastewater/Road Committee recommended putting in a French drain; this has been done in the area and has proven to take care of the problem. Jim talked to Rardin and they thought it could be done for less than \$1,000.00.

MOTION BY JOHN POSTON TO AUTHORIZE RARDIN EXCAVATING TO INSTALL A FRENCH DRAIN ON BASS LAKE TRAIL AT THE PROPERTY THAT HAS A DRAINAGE ISSUE. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

August Minutes – The August minutes were included for review.

Park and Recreation Committee – John Poston reported that there was no meeting in September.

Environmental Committee – Doug Miller said that the committee met last week. There was discussion on vegetation removal standards as there has been vegetation removal that needs to be addressed down by Sherwood Forest on the Gull Lake side. There was discussion with a recycling project within the city for curbside pickup. The Sherwood Forest rain garden project has been delayed until Tuesday, September 25th at Sherwood Forest; the road was completed last week.

July Minutes – The July minutes were included for review.

Trail 77 Team – John Poston/Susan Amacher – John Poston said that the committee has recommended that SEH move forward with the application for Legacy Grant funds in the form of a resolution. Doug Miller wanted to clarify that this is the next step in the process to decide if the city will gain access to any funds.

Resolution Authorizing Legacy Grant Submission – The Trail 77 Team recommends that the Lake Shore City Council adopt Resolution 2012-09-01 to authorize SEH to move forward with the Legacy Grant Application.

MOTION BY DOUG MILLER TO ADOPT RESOLUTION 2012-09-01 TO AUTHORIZE SEH TO MOVE FORWARD WITH APPLICATION OF THE LEGACY GRANT. SUSAN AMACHER SECONDED THE MOTION. Perry Beaton, member of the trail committee, spoke in support of the

motion to move forward with the Legacy Grant application for funds. MOTION PASSED UNANIMOUSLY.

August 8, 2012 Minutes – The August 8th minutes were included for review.

August 27, 2012 Minutes – The August 27th minutes were included for review.

Personnel – John Terwilliger/Susan Amacher – There was no personnel business.

City Attorney – Gammello, Qualley & Pearson – Steve Qualley had nothing to report.

City Engineer – Widseth Smith Nolting – Dave Reese said that he met with Anderson Brothers to go over punch list on Lost Lake Road. Tim Moore asked if the drainage issue was discussed with Anderson Brothers; he said that there is drainage from the public road that is going onto his property. Dave said that the city would have to look at it as a separate issue. Tim Moore said that there wasn't a problem before the road was resurfaced. Tim doesn't dispute the drainage pattern; he said there was disturbance to the natural growth that was protecting the property. Dave said that the volume of water hasn't changed since the project began and the area of impervious surface hasn't changed since pre-project. The disturbance that took place was fairly minimal and has been restored and the vegetation is flourishing quite well.

Tim Moore said that the city put a ridge into Lost Lake Road about 10 years ago to defer the runoff from the driveway at 7777 Lost Lake Trail to Tim's property with approval. He wasn't asking for a solution tonight; he would like the city to be aware and to look at the situation.

OLD BUSINESS – There was no old business.

NEW BUSINESS – Vince Anderson (9303 Interlachen Road) said he talked to Neal Gaalswyk, Cass County Commissioner, about widening County 77 and Neal told him that nothing would happen for at least 5 years because it's not on the project list. Vince also said for an FYI that there seems to be a problem with the handicapped entrance at Cowboys.

Neal Gaalswyk, Cass County Commissioner, said that after talking with the county engineer the amount of time to change a road is a minimum of 5 years once it's programmed and this stretch of road isn't currently programmed. The original intent of county state aid highways has not been supported by the state; currently levy dollars are being used to maintain them rather than state aid funds. These are roads that are less than the number (100) and this includes County 77.

Neal also commented on the curb side pickup that the Environmental Committee is working on and said in the meantime the county has upgraded the availability of dropping off household hazardous waste and appliances at the facility just north of Pine River to their regular business hours without an appointment. The Mayor asked if there is a fee. Neal said that TV's and electronics are a limit to two items per month and tires are 4 per month. There may be a fee for appliances.

ANNOUNCEMENTS/PUBLIC FORUM – There were no announcements or public forum.

MOTION BY DOUG MILLER TO PAY THE BILLS AS SUBMITTED (CLAIM NUMBERS 30906 THROUGH 30994 - TOTAL \$249,544.05). JOHN POSTON SECONDED THE MOTION. MOTION PASSED.

MOTION BY DOUG MILLER TO ADJOURN THE REGULAR CITY COUNCIL MEETING OF SEPTEMBER 24, 2012 AT 7:30 PM. JOHN POSTON SECONDED THE MOTION. MOTION PASSED.

Transcribed by Patti McDonald
Lake Shore City Clerk