

**MINUTES**  
**Regular Meeting of Lake Shore City Council**  
**Monday, April 22, 2013**  
**7:00 PM Lake Shore City Hall**

Mayor John Terwilliger called the April 22, 2013 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: Susan Amacher, John Poston, Krista Knudsen and Doug Miller. City Attorney Steve Qualley; City Engineer Mark Hallan; City Administrator/Planning and Zoning Administrator Teri Hastings; Public Works Jim Thomes; Police Officer Mike Heldt and City Clerk Patti McDonald were present. Police Chief Steve Sundstrom was absent. There were 5 people in the audience.

**PRESENTATION & ADOPTION OF 2012 AUDIT** – Judi Moravec from Mathias C. Justin CPA’s presented the 2012 City Audit report and her findings show the City is in good financial position. Judi provided a summary of GASB 54 as the requirements are now applicable to all local governments. The Office of the State Auditor recommends that each local government establish/approve a formal comprehensive fund balance policy relating to accounting and financial reporting of governmental fund balances.

**MOTION BY SUSAN AMACHER TO ACCEPT THE INDEPENDENT AUDITORS REPORT DATED DECEMBER 31, 2012 AS PRESENTED. JOHN POSTON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.**

**GUEST – DEER DEPREDATION** – Mike Loss – DNR – The deer depredation in Lake Shore was discussed at the March Environmental Committee meeting. In addition, there is evidence that there is a 1 in 80 chance of an auto/deer collision; the fatality rate is high for motorcycle/deer collisions. Lyme disease is a significant medical problem. The deer produce significant effect on native tree regeneration and wildflower growth in our forest and all the way down to our shorelines.

Mike Loss provided a copy of the MN Department of Natural Resources Urban Deer Population Control Policies and Procedures which would allow the city to authorize the harvest/control of the problem deer.

John Terwilliger said that there is a good share of deer/auto crashes. There are also numerous complaints of the deer eating garden plants. Susan Amacher said that she has had Lyme’s disease 3 times. She thinks that the council has a responsibility to protect the citizens. Mike said that mice and chipmunks can also carry the ticks. Mike spoke to the deer problem of eating the plants/shrubs. He recommends protecting the plants from the deer, re: fencing, milorganite or spray control products.

Jim Thomes asked if there was a way to approve extra deer tags in Lake Shore. Mike said it’s hard to implement because there is no way to prove they are taking them here. John Poston asked if the city has the authority to extend the deer season within the city. Mike said that the city must provide information to show the need for the taking and how many deer are being taken in the city. There can be a registration site set up to do this. John Poston asked how the city shows the need. Mike said that the city would have to provide evidence of a need; the police department records the reported deer/vehicle crashes. Jim Thomes suggested that the city provide a special tag. Mike said that the surplus tags available don’t necessarily mean they will hunt in Lake Shore. Private land owners could encourage hunting on their land. Mike said that the deer numbers are generally down in the area (zone 242). Susan said that maybe the city should once again consider banning feeding or at least ask people to decrease their feeding. Mike said that the city could also incorporate the hunting plan too. Jim said that he feels the bow hunters would hunt here more if they increased the amount of deer that could be taken. Mike

will ask within his office what options they could offer the city. He also said that some people will quit feeding the deer if they know they are going to be shot.

#### **APPROVAL OF MINUTES**

**MOTION BY DOUG MILLER TO APPROVE THE MARCH 25, 2013 REGULAR CITY COUNCIL MINUTES AS PRESENTED. JOHN POSTON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.**

**MOTION BY JOHN POSTON TO APPROVE THE APRIL 11, 2013 SPECIAL CITY COUNCIL MINUTES OF THE BOARD OF REVIEW AS PRESENTED. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.**

#### **REPORTS**

**Police/Fire Report** – Chief Steve Sundstrom is attending the Chief’s Conference in Duluth so Officer Mike Heldt attended the meeting.

Resolution for Employment Background Checks – Steve Qualley said that you just can’t ask everyone that applies for a position it should be reserved for potential employee’s that have been asked for an interview. It does require being in the ordinance form by the year 2015.

Ordinance for Background Checks on Liquor Licenses – The purpose and intent of the change/addition of this section is to allow law enforcement access to Minnesota’s Computerized Criminal History information for specified non-criminal purposes of licensing background checks.

Incident Report – From March 25, 2013 to April 21, 2013 there were 127 incidents in the City. There were 97 traffic-related incidents and 30 were miscellaneous department activity.

Teri said that Steve attended the Hazard Mitigation planning session for Cass County last week. The city council has discussed the plan in the past and it is a plan for natural disasters. Cass County has hired a consultant to review and update their plan and Steve has volunteered to be on the committee.

**Mayor’s Report**– John Terwilliger presented a certificate of appreciation to Elaine Leach for her years of service on the various committees’ within the city, most recently the Environmental Committee.

**Clerk/Treasurer’s Report** – Patti McDonald

Financials - **MOTION BY DOUG MILLER TO APPROVE THE FINANCIALS AS SUBMITTED. KRISTA KNUDSEN SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.**

**City Administrator/Planning & Zoning Administrator** – Teri Hastings

Change Date of May City Council Meeting – The regular May City Council meeting falls on Memorial Day; therefore, the meeting will need to be rescheduled.

**MOTION BY DOUG MILLER TO RESCHEDULE THE MAY COUNCIL MEETING TO MONDAY, MAY 20, 2013 AS THE REGULAR MEETING DATE FALLS ON A HOLIDAY. SUSAN AMACHER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.**

EDA Activity Report – The Cass County EDC activity report was included for review.

February Minutes and March Permit Summary – The February minutes and March permit summary were included for review.

Teri said that the Zoning Inspector job posting closed Friday, April 19<sup>th</sup> and there were 4 applications received for the position.

**Wastewater/Road Committee** – John Poston referred to Jim Thomes.

Update Road Inventory Map – Teri recently informed Jim that 72<sup>nd</sup> Street West is a non maintained road on the road inventory map. Jim said that since Rardin has been contracting with the city they have been maintaining 72<sup>nd</sup> Street West for the first half mile.

MOTION BY JOHN POSTON TO CHANGE THE FIRST HALF MILE OF 72<sup>ND</sup> STREET WEST TO A MAINTAINED ROAD WITHIN THE CITY. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Calcium Chloride Application – Cass County is purchasing calcium chloride for the county roads and is offering the city to purchase it for the city roads at their price. The committee met April 16<sup>th</sup> and is requested that the city participate in the program. The committee recommends a quarter mile on Portview Road East and a half mile on 72<sup>nd</sup> Street West.

MOTION BY JOHN POSTON TO APPROVE THE RECOMMENDATION OF THE WASTEWATER/ROAD COMMITTEE TO PARTICIPATE IN THE 2013 CASS COUNTY CALCIUM CHLORIDE PROGRAM FOR PORTVIEW ROAD EAST AND 72<sup>ND</sup> STREET WEST. KRISTA KNUDESN SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Crack Filling 2013 – Jim Thomes stated that it was discussed at the committee meeting to have Rardin provide the crack filling for time and material.

MOTION BY JOHN POSTON TO APPROVE RARDIN EXCAVATING TO CRACK SEAL THE ROADS IN LAKE SHORE AT TIME AND MATERIALS. KRISTA KUNDSSEN SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

OmniSite System – Jim Thomes indicated that this lift station monitoring system was discussed at the Wastewater/Road committee meeting. Nisswa is currently using this system on nine of their lift stations and is looking to add two more units. This system will notify via cell phone of any alarms or power outages, as well as record daily run times as required by the MPCA. Nisswa priced them at \$2,200.00 per unit (installed) if purchasing 5 or more. The regular price is \$2,500.00. They will be purchasing two and the city can bundle our purchase with theirs. There is also a \$25.00 monthly per unit monitoring fee (phone service). The committee recommends the purchase of seven units. John Poston said that it would give Jim an advantage to know if there is a power outage or high water levels. Teri asked if there have been any problems due to cell coverage. John thought he heard that cell coverage is checked upon installation. Mark Hallan confirmed that Crosby has been using the cell phone texting for over ten years with no problems.

MOTION BY JOHN POSTON TO PURCHASE THE OMNISITE SYSTEM AT \$2,200.00 FOR THE SEVEN LIFT STATIONS IN LAKE SHORE AND APPROVE THE MONTHLY \$175.00 CHARGE FOR THE MONITORING. SUSAN AMACHER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

January Minutes – The January minutes were included for review.

**Park and Recreation Committee** – Krista Knudsen said the committee met last week and scheduled the next meeting for Monday, May 20<sup>th</sup> to meet in the park. They will walk through the park and put together two lists, one for public works to complete and one that Teen Challenge or Sentence to Serve can help with.

Appointments to Committee – There were two people asked with no applications submitted before the meeting.

**Environmental Committee** – Doug Miller said the committee didn't meet in April.

Appointment of Arla Johnson – Arla Johnson submitted an application for a position on the Environmental Committee.

MOTION BY DOUG MILLER TO APPOINT ARLA JOHNSON TO THE ENVIRONMENTAL COMMITTEE. SUSAN AMACHER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

**Trail 77 Team** – John Poston/Susan Amacher said that the committee met on April 9<sup>th</sup> to discuss what direction the team will go, knowing that Cass County has a plan to move forward with a reconstruction of CSAH 77 through Lake Shore. The planning will begin soon and the actual work will begin in 2017.

Ryan Amacher is on the financial committee and said that he has experience raising private money for University's and will use the resources that he has to identify who would be willing to donate to a government entity. Susan asked everyone here to think about and make a list of who they know may be interested in donating toward the trail. The financial committee will make the contacts for the Trail 77 Team. Arla Johnson asked why the city isn't pursuing any federal grant funds. The city has recently applied for two grants and they should be awarded sometime in June or later. The city is trying to use as little of the funds as possible.

January Minutes and Draft April Minutes – The January minutes and draft April minutes were included for review.

**Personnel** – John Terwilliger/Susan Amacher said there was no personnel business.

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

**City Engineer** – Widseth Smith Nolting – Dave Reese – Mark Hallan said to call WSN if there is anything else needed to update the city road inventory map.

**OLD BUSINESS** – There was no old business.

**NEW BUSINESS** – There was no new business.

**ANNOUNCEMENTS/PUBLIC FORUM** – Elaine Leach said that she came to the meeting to support the city in the deer depredation problem. She asked how anyone could hunt at her home so close to the road. Arla Johnson said we all enjoy the deer; however, a lot of people have had Lyme disease and have had their garden plants eaten. She has concerns about firearm hunting. Elaine attended a seminar at Landsburg over the weekend and said there is a whole set of plants for shade that the deer won't eat.

MOTION BY DOUG MILLER TO PAY THE BILLS AS SUBMITTED (CLAIM NUMBERS 31429 THROUGH 31516 - TOTAL \$61,859.14). JOHN POSTON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

MOTION BY DOUG MILLER TO ADJOURN THE REGULAR CITY COUNCIL MEETING OF APRIL 22, 2013 AT 8:40 PM. KRISTA KNUDSEN SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Transcribed by Patti McDonald  
Lake Shore City Clerk