

MINUTES
Regular Meeting of Lake Shore City Council
Monday, March 28, 2011
7:00 PM Lake Shore City Hall

Mayor John Terwilliger called the March 28, 2011 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 Lyle Kline; City Attorney Steve Qualley; City Engineer Dave Reese; Police Officer Mike Heldt; City Administrator/Planning and Zoning Administrator Teri Hastings; Public; Works Jim Thomes and City Clerk Patti McDonald. Police Chief Steve Sundstrom was absent. There were 5 people in the audience.

APPROVAL OF MINUTES

MOTION BY SUSAN AMACHER TO APPROVE THE FEBRUARY 28, 2011 REGULAR CITY COUNCIL MINUTES AS PRESENTED. LYLE KLINE SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

MOTION BY SUSAN AMACHER TO APPROVE THE PUBLIC HEARING OF MARCH 21, 2011 MINUTES AS PRESENTED. JOHN BUKOVICH SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

REPORTS

Police/Fire Report – Chief Steve Sundstrom

Incident Report - From February 28, 2011 to March 27, 2011 there were 93 incidents in the City. There were 59 traffic-related incidents and 34 were miscellaneous department activity.

Mayor's Report– John Terwilliger said Mike's Tree Service had their chipper parked at Bishops Landing; they were using the lake to access properties to cut trees and bring them back to chip them up. Last spring the council deemed this access as recreational and not commercial. Joe Koob had called city hall and feels that this is a recreational access. He doesn't mind if they use the access to get to the trees; he doesn't want the noise of the chipper there. It is OK to put the boatlifts to move across the lake. He said there are commercial accesses down by Quarterdeck and Ernie's. The Mayor said earlier in the season the chipper could be brought to in front of the home they are working on. The council agreed that the boats, cars and trucks are allowed to access the lake/ice; they cannot stay there to do their business.

Clerk/Treasurer's Report – Patti McDonald

MOTION BY DOUG MILLER TO APPROVE THE FINANCIALS AS PRESENTED. LYLE KLINE SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Request Extension for 2011 Liquor License Renewal – *Section 6.04 Renewal License Applications of the Liquor Ordinance requires the city to renew all liquor licenses (60) days prior to the date of expiration of the license. It also says that this time requirement may be waived by the Council for good and sufficient cause.*

Patti attended the MN Municipal Clerks and Finance Officers Association Annual Conference last week and went to the Alcohol and Gambling Enforcement Training. She learned some information before the Council approves the liquor license renewals. Each license holder should have a completed and approved original application on file stating the premise for which

they allow alcohol; and the Certificate of Insurance for their dram shop should indicate the same premise.

Patti went through each of the files and found that some of our license holders did not. She talked to a few of the Insurance companies for the renewals and they have supplied the proper documentation. A couple establishments need to fill out a complete application; therefore need to request the Council vote to approve an extension to act on the liquor licenses for the City to our Board of Review meeting scheduled for Friday, April 8, 2011 at Noon.

MOTION BY SUSAN AMACHER TO MOVE THE LIQOUR LICENSE RENEWAL TO APRIL 8, 2011 @ NOON TO ALLOW FOR ADDITIONAL PAPERWORK. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Request to Purchase Computer for Clerks Office - A quote for \$1,474.68 to replace the computer in the City Clerk's Office. The existing computer is over six years old and is very much outdated. The quote received is from Cascade computers, the company the city has been using for repairs and general computer assistance. The quote doesn't include labor or shipping. Our tech Jon is very familiar with the software that Patti uses so there should be minimum labor to convert the files.

MOTION BY JOHN BUKOVICH TO APPROVE THE PURCHASE OF A COMPUTER FOR THE CITY CLERK'S OFFICE PER THE QUOTE FROM CASCADE COMPUTERS. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

City Administrator/Planning & Zoning Administrator – Teri Hastings

Appointment of John Poston as Alternate to Planning and Zoning – There is one position open for an alternate on the Planning and Zoning Commission. John Poston submitted an application indicating an interest to this committee.

MOTION BY JOHN TERWILLIGER TO APPOINT JOHN POSTON TO THE BOARD OF ADJUSTMENT/PLANNING COMMISSION AS AN ALTERNATE. JOHN BUKOVICH SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

March EDC News Flash – The February Activity report and the April News Flash were included for review.

January Minutes and Permit Summary – Teri provided the January minutes and permit summary for review.

Wastewater/Road Committee – John Bukovich referred to Jim Thomes and he said that the bids were opened today at 9:00 a.m. at city hall.

Bids – 2011 Road Projects – Pursuant to the authority of the Cit Council and after proper legal advertisement, bids for the 2011 Street Improvements we obtained at 9:00 a.m. in the Lake Shore City Hall on March 28, 2011. The following bids were received: Tri-City Paving - \$179,849.30 and Anderson Brothers Construction \$189,751.47. Details of all bids are on file at city hall. The bid was conforming to the plans, specifications and advertisement. WSN recommends that the contract be awarded to Tri-City Paving, the lowest responsible bidder, on the basis of the unit prices on the bid proposal.

MOTION BY JOHN BUKOVICH TO ADOPT RESOLUTION 2011-03-01; A RESOLUTION RECEIVING BIDS AND AWARDING CONTRACT ON DETTBARN ROAD AND 2001 ROAD PROJECTS IN THE CITY OF LAKE SHORE. SUSAN AMACHER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Appointment of Bill Schultz as Regular Member and Mike Wagener as Alternate – There is one committee position and one alternate position left to fill on the Wastewater/Road Committee. Bill Schultz and Mike Wagener submitted an application indicating an interest in the committee.

MOTION BY SUSAN AMCHER TO APPOINT BILL SCHULTZ TO THE WASTEWATER/ROAD COMMITTEE AND APPOINT MIKE WAGENER AS AN ALTERNATE. JOHN BUKOVICH SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Park and Recreation Committee – Lyle Kline was not at the March meeting. Jim Thomes is working on the benches approved last council meeting. The Easter Egg hunt is Saturday, April 23, 2011 at 1:00 p.m. sharp.

February Minutes – The February minutes were included for review.

Environmental Committee – Doug Miller – The committee didn't meet in March.

Shoreline Buffer Project – Fritz Loven Park – Request to Participate – Teri met at the park with Beth Hippert, Crow Wing Soil and Water and Owen Baird, DNR Fisheries. Owen has been doing the stabilization in the creek itself for fish habitat and this will help the Trout population. She said that it will be a win/win situation because it is the same 90' x 12' to 15' the park committee wants to add the buffer to that Owen has been working on. Doug said the total cost would be about \$7,500.00 with the city paying half of the cost out of the environmental fund. There will also be a sign put up stating the purpose and the nature of the work that has been done.

MOTION BY DOUG MILLER TO APPROVE THE REQUEST TO PARTICIPATE IN THE SHORLINE BUFFER AT A COST TO THE ENVIRONMENTAL FUND OF \$3,750.00. LYLE KLINE SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

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

City Attorney – Gammello & Qualley – Steve Qualley said the cartway that the Council approved last month was appealed and has been assigned to the League of Minnesota Cities.

City Engineer – Widseth Smith Nolting – Dave Reese had nothing to report.

OLD BUSINESS – There was no old business.

NEW BUSINESS

Request by Zorbaz for Temporary Tent – April 29th and 30th – Lee Johnson Zorbaz came before the council to ask permission to put up a temporary tent for the health expo at the 'Run for the Lakes'. He will follow the proper process for distributing samples of beer through Budweiser. Budweiser is familiar with the proper procedure to report to the state.

MOTION BY LYLE KLINE TO ALLOW A TEMPORARY TENT FOR THE 'RUN FOR THE LAKES' ON APRIL 29TH AND 30TH; ZORBAZ AND BUDWEISER TO FOLLOW THE PROCESS FOR DISTRIBUTING SAMPLES AND REPORTING THE PROPER PAPERWORK TO THE STATE. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

ANNOUNCEMENTS/PUBLIC FORUM - Reminder: Board of Review April 8, 2011 at Noon.

MOTION BY DOUG MILLER TO PAY THE BILLS AS SUBMITTED (CLAIM NUMBERS 29463 THROUGH 29536 - TOTAL \$61,786.73). SUSAN AMACHER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

MOTION BY DOUG MILLER TO ADJOURN THE REGULAR CITY COUNCIL MEETING OF MARCH 28, 2011 AT 7:35 PM. SUSAN AMACHER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Transcribed by Patti McDonald
Lake Shore City Clerk