

**CITY OF BAYPORT
CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBER
NOVEMBER 5, 2007
6:00 P.M.**

CALL TO ORDER

Pursuant to due call and notice, Mayor Nowaczek called the regular City Council meeting of November 5, 2007 to order at 6:00 p.m., and asked Councilmembers, staff and the audience to join in pledging allegiance to the American Flag.

ROLL CALL

Members Present: Mayor Jon Nowaczek, Councilmembers Connie Carlson, Dan Johnson, Torry Kraftson, and Sharon Ridgway

Members Absent: None

Others Present: Administrator Mike McGuire, Fire Chief Mike Bell, Police Chief Laura Eastman, Engineer Barry Peters, Assistant Administrator/Planner Sara Taylor, and Attorney Nick Vivian

PROCLAMATIONS/COMMENDATIONS/PETITIONS

1. The recycling award for October went to Randy Beck.
2. There will be a public open house to review the city's draft comprehensive plan on Wednesday, November 7, 2007, 4:00-6:00 p.m., at City Hall.
3. Residents were reminded to vote on Tuesday, November 6, 2007. School board members will be elected and referendum issues decided. Polls will be open at City Hall from 7:00 a.m. to 8:00 p.m.

OPEN FORUM

1. There will be a benefit for ArtReach Alliance at the Lake Elmo Event Center on Thursday, November 8th, 8:00 p.m., featuring jazz and big band entertainment.

CONSENT AGENDA

Mayor Nowaczek read items 1-8 on the consent agenda.

Councilmember Kraftson introduced the following resolution and moved its adoption:

Resolution 07-28

**RESOLUTION, CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA, APPROVING
CONSENT AGENDA ITEMS 1-8 FROM THE NOVEMBER 5, 2007 CITY COUNCIL AGENDA**

1. October 1, 2007 City Council regular meeting minutes
2. October payables and receipts
3. October building, plumbing and mechanical permits
4. Rescue equipment purchase for the Fire Department
5. Close D.A.R.E. Fund and transfer balance to a Police Equipment Replacement Fund
6. Snowplowing contract with the State of Minnesota for Highway 95
7. Final payment for new fire engine
8. Consider a request from the Bayport American Legion to post new signage

The motion for adopting the foregoing resolution was duly seconded by Councilmember Johnson and upon roll call being taken, the following voted via voice:

Jon Nowaczek – aye	Torry Kraftson – aye
Connie Carlson – aye	Sharon Ridgway – aye
Dan Johnson – aye	

PUBLIC HEARINGS – None

COUNCIL LIAISON REPORTS

Councilmember Ridgway reported the next Cable Commission meeting is scheduled for Wednesday, December 12, 2007, 7:00 p.m., at the cable studio at the Valley Ridge Mall.

Councilmember Kraftson reviewed proposed Middle St. Croix Watershed Management Organization (MSCWMO) regulations requiring stormwater management for projects over 500 square feet. The MSCWMO 2008 budget has been approved.

Councilmember Johnson reported on the Bayport Public Library Foundation Board meeting of October 25, 2007. The last meeting of the library's long-range planning team was held October 29th, and a final report on guiding the library into the future was reviewed. Citizen volunteers on the project were thanked for their time. The report will be available on the library's website. A major challenge is raising private money to support the library. The next meeting is scheduled for Thursday, November 15, 2007, 6:00 p.m., at the library, and is open to the public.

Councilmember Carlson reported the Lower St. Croix Partnership would be meeting on Wednesday, November 21, 2007, 7:00 p.m., at the St. Croix County Government Center.

UNFINISHED BUSINESS – None

NEW BUSINESS

Discuss a usage and rental policy for the Lakeside Park bathhouse: Staff displayed pictures of the Lakeside Park renovations and reviewed the project status, noting the bathhouse is nearing completion. Administrator McGuire stated the city has received inquiries on renting the new space and is looking for direction from the City Council on a rental policy, the concessions area, and the use of lifeguards/ attendants. Based on tonight's discussion, staff would bring back recommendations for consideration at a later date. Councilmembers voiced the following comments/concerns:

- Liked the idea of local restaurants bidding on running the concessions area
- Questioned if there would be any insurance issues with leasing out concessions area
- Lifeguards would be a plus, but must work within the budget – may not be feasible next year
- Recommended staff check with the City of Minneapolis regarding operating hours and concession sales at its park buildings
- Questioned if the rental of the building would include the use of the outdoor patio
- Recommended restricting some rental times for Bayport resident use only, make rental more affordable for Bayport residents, as opposed to non-residents
- Discussed limiting rentals to 4 hours and possibly redefining park hours
- Discussed the need to upgrade the beach to promote use
- Suggested city employee should be on-site when open and use of attendants
- Discussed the possibility of winter use and the need to have restroom facilities

Staff will gauge the interest of local businesses in operating the concessions area and bring back suggestions for rental procedures for discussion at a future meeting.

Consider amending the fee schedule ordinance to reflect 2008 fees: Assistant Administrator/Planner Taylor reviewed the minor changes to next year's fee schedule. Mayor Nowaczek noted that language was added to the fines for liquor and tobacco violations to clarify that licenses will be subject to suspension or revocation by the City Council after the first offense. Administrator McGuire stated that staff did not recommend an increase in liquor license fees at this time.

Councilmember Johnson introduced the following ordinance and moved its adoption:

Ordinance #794

AN ORDINANCE OF THE CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA, AMENDING APPENDIX D, FEE SCHEDULE, OF THE BAYPORT CITY CODE

The motion for adopting the foregoing ordinance was duly seconded by Councilmember Carlson and upon roll call being taken, the following voted via voice:

Jon Nowaczek – aye	Torry Kraftson – aye
Connie Carlson – aye	Sharon Ridgway – aye
Dan Johnson – aye	

COUNCIL ITEMS/ANNOUNCEMENTS - None

ADMINISTRATOR/STAFF ITEMS AND ANNOUNCEMENTS

1. There will be a public open house to review the city's draft comprehensive plan on Wednesday, November 7, 2007, 4:00-6:00 p.m., at City Hall.
2. There will be a public informational meeting to discuss the wellhead protection plan on Monday, November 19, 2007, 4:00-6:00 p.m., at City Hall.
3. Update on replacement of the Finance Officer/Accounting Clerk position: Administrator McGuire stated the city received 30 applications and interviewed 6 candidates with varying amounts of government experience. He hopes to introduce the new Finance Officer at the next meeting.
4. Move to closed session to discuss pending litigation as provided by attorney-client privilege:

It was moved by Councilmember Carlson and seconded by Councilmember Ridgway to adjourn to closed session at 6:58 p.m. to discuss pending litigation. Motion carried.

Mayor Nowaczek resumed the normal session of the November 5, 2007 Bayport City Council at 8:17 p.m.

It was moved by Councilmember Kraftson and seconded by Councilmember Johnson to include the Jansen Builder's invoice for \$85,595.00 in the Accounts Payable report approved with the consent agenda resolution. Motion carried.

ADJOURNMENT

It was moved by Councilmember Carlson and seconded by Councilmember Ridgway to adjourn the meeting at 8:20 p.m. Motion carried.