

**CITY OF BAYPORT
CITY COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
APRIL 4, 2005
6:00 P.M.**

CALL TO ORDER

Pursuant to due call and notice, Mayor Schneider called the regular City Council meeting of April 4, 2005, 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 Schneider, Councilmembers Johnson, Nowaczek, and Ridgway

Members Absent: Councilmember Carlson

Others Present: Administrator McGuire, Planning Consultant Darrow, Administrative Assistant/Planner Dietsche, Attorney Domagala, Public Works Supervisor Horak, Engineer Peters, and Attorney Vierling

PROCLAMATIONS/COMMENDATIONS/PETITIONS

Mayor Schneider announced \$30.00 recycling awards for the month of March were given to David Shotley, Jeanie Hocking, and Charles Chapman.

OPEN FORUM

Mayor Schneider noted that John Reich's Bayport business, JR Transmission, was featured in the March 2005 edition of the national magazine Streetscene.

CONSENT AGENDA

Mayor Schneider read the list of items on the consent agenda. Councilmember Johnson introduced the following resolution and moved its adoption:

Resolution 05-13

**RESOLUTION, CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA,
APPROVING CONSENT AGENDA ITEMS 1- 13 FROM THE APRIL 4, 2005 CITY
COUNCIL AGENDA**

1. March 7, 2005 City Council regular meeting minutes
2. March payables and receipts lists
3. March building, plumbing and mechanical permits
4. Accept donation of new holiday decorations from BCAL and authorize advertising the sale of old holiday decorations
5. Annual step increase for Secretary/Receptionist
6. Agreement to provide plan review services for building official
7. Agreement for Professional Services to develop a Construction Design Documentation Report for Minnesota Storm Sewer Project
8. Temporary on-sale liquor license for Bayport Marina and waiver of license fee
9. Authorization to hire a part-time summer intern
10. Lawful gambling bingo application for Andersen Corporation picnic
11. Replacement of 1986 Ford pumper fire truck
12. Park shelter reservation refund policy for non-residents
13. Consider replacing computer consultant for support and email hosting

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

Rick Schneider – aye
Dan Johnson – aye

Jon Nowaczek – aye
Sharon Ridgway – aye

PUBLIC HEARINGS – None

COUNCIL LIAISON REPORTS

Councilmember Ridgway reported the Cable Commission did not meet in March. The next meeting is scheduled for April 20, 2005, 7:00 p.m., at the Valley Ridge Plaza.

Councilmember Nowaczek reviewed the Bayport Library Board meeting of March 24, 2005. He reported that at their next meeting the board will be finalizing its updated policies relative to the new Horizons circulation system. This meeting is scheduled for Thursday, May 26, 2005, 6:30 p.m. at the Bayport Public Library.

Councilmember Johnson reported the Lower St. Croix Partnership met on March 16, 2005. The meeting focused on a review of variances. The next meeting will be held on May 18, 2005, 7:00 p.m., at the Hudson Government Center.

UNFINISHED BUSINESS

Continue discussion on city water system: Administrator McGuire and Mayor Schneider met recently with representatives of the Minnesota Pollution Control Agency (MPCA), at which time the MPCA recommitted to paying for costs associated with cleaning up Bayport's municipal water supply once the trichloroethylene (TCE) 5.0 ppb maximum contaminant threshold is reached (projected next quarter). MPCA proposed an air stripping method, and design planning is underway so treatment can be started once the threshold is met. Discussion followed on the pros and cons of air stripping versus a carbon treatment method and the timeliness of treating the municipal water supply. Representatives of the MPCA will be invited to the next meeting to discuss treatment options.

NEW BUSINESS

Consider a final plat for the residential conservation development Inspiration: Planning Consultant Darrow reviewed the final plat application submitted by Contractor Property Developers Company (CPDC) for Phase I of the proposed conservation development Inspiration. He reviewed the changes since preliminary plat approval in October 2004, including a question from Councilmember Nowaczek regarding outlots that would be maintained by the homeowners association rather than the conservation easement. The Planning Commission recommended approval of the final plat at their April 4, 2005 meeting. Representatives of CPDC answered questions regarding architectural/landscaping standards and project timeline. The language on the plat will be amended to reflect Washington County.

Councilmember Nowaczek introduced the following resolution and moved its adoption:

A RESOLUTION ESTABLISHING FINDINGS OF FACT AND RESOLUTION OF THE CITY COUNCIL OF BAYPORT THAT THE REQUEST BY CONTRACTOR PROPERTY DEVELOPERS COMPANY (CPDC) FOR FINAL PLAT APPROVAL FOR THE DEVELOPMENT AND CONSTRUCTION OF 121 SINGLE FAMILY LOTS WITHIN THE AREA REFERRED TO AS INSPIRATION, A CONSERVATION DEVELOPMENT BE APPROVED WITH CONDITIONS

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

Rick Schneider – aye

Jon Nowaczek – aye

Dan Johnson – aye

Sharon Ridgway – aye

Consider designated parking area for public boat launch at Andersen Corporation on 4th Avenue North: Administrator McGuire reviewed a tentative agreement between the City of Bayport and Andersen Corporation to allow vehicle and boat trailing parking in the Andersen parking lot located at the end of Fourth Avenue North, adjacent to the river. It was recommended that the hours be extended to midnight, especially on holidays.

It was moved by Councilmember Johnson and seconded by Councilmember Nowaczek to direct the city administrator to enter into an agreement with Andersen Corporation for boat launch parking as outlined in the Andersen Corporation letter dated March 28, 2005. Motion carried.

Consider paving of Lakeside Park parking lot by Andersen Corporation: Administrator McGuire reviewed a tentative agreement between the City of Bayport and Andersen Corporation allowing Andersen Corporation to lease the northwest parking area of Lakeside Park for a period of 10 years. They will improve the parking lot at a cost of approximately \$150,000.00 and pay the City of Bayport \$15,000.00 per year for use of the lot. Administrator McGuire noted the proposal fits in with the proposed master plan for Lakeside Park renovations, although some areas would need to be reconciled. Bill Moore, Andersen Corporation, was present to answer questions. Discussion followed on incorporating rain gardens and pervious surfaces into the parking lot design, and Andersen Corporation was asked to investigate NEMO information previously provided to the City Council.

It was moved by Councilmember Johnson and seconded by Councilmember Ridgway to authorize the city administrator to continue discussion with Andersen Corporation for the proposed Lakeside Park parking expansion and bring back further detail at the next meeting. Motion carried.

Consider quotes for sealing well #1: Administrator McGuire and Public Works Supervisor Horak reviewed the background for investigating the proper sealing of well #1, as required by the Minnesota Department of Health. The actual price of the completed work may increase due to the uncertain nature of the well and past sealing. Staff recommended awarding the contract to the low quoter, Kimmes-Bauer Well Drilling Company, Hastings, Minnesota.

It was moved by Councilmember Nowaczek and seconded by Councilmember Ridgway to award the contract for the 2005 Well #1 Sealing Project to Kimmes-Bauer Well Drilling Company, Hastings, Minnesota, in the amount of \$26,855.00. Motion carried.

COUNCIL ITEMS/ANNOUNCEMENTS – None

ADMINISTRATOR/STAFF ITEMS AND ANNOUNCEMENTS

1. Update on city household materials drop-off day for Bayport residents: Administrative Assistant/Planner Dietsche reviewed the city wide clean-up day scheduled for Saturday, June 11, 2005, from 8 a.m.-12 noon.
2. Update on proposed Baytown Township residential development: A meeting is planned this week with Administrator McGuire, City Engineer Peters, the Baytown developers and their engineers, as well as Mike Waldo from CPDC. Mr. Waldo will be part of the meeting due to placement of the proposed water storage tank.

ADJOURN

It was moved by Councilmember Johnson and seconded by Councilmember Nowaczek to adjourn the meeting at 7:23 p.m. Motion carried.