

CITY OF BAYPORT
BAYPORT CITY COUNCIL MEETING MINUTES
BAYPORT CITY COUNCIL CHAMBERS
JANUARY 12, 2004
7:00 P.M.

CALL TO ORDER

Pursuant to due call and notice thereof, Mayor Rick Schneider called the regular City Council meeting of January 12, 2004, to order at 7:00 p.m. and asked Councilmembers, staff and the audience to join in pledging allegiance to the American Flag.

ROLL CALL

Members present: Mayor Schneider, Councilmember Kamps, Councilmember Johnson, Councilmember Nowaczek and Councilmember Ridgway

Members absent: None.

Others present: Administrator McGuire, Attorney Kelley, Engineer Peters, Fire Chief Bell, Police Chief Gannaway, Public Works Superintendent Horak and Administrative Assistant/Planner Dietsche.

PROCLAMATIONS/COMMENDATIONS/PETITIONS

Mayor Schneider announced the recycling participants for the month of December. Mike Bell recognized firefighters Marty Seibert with 15 years of service and Jeff Radke with 20 years of service.

OPEN FORUM

Representatives from the MN Department of Health and MNPCA presented an update on the city's water system. City of Bayport will take a proactive approach to the water issues.

Resident, David Leevy, expressed that he would like to have signs put up preventing drivers the use of jake brakes. It is very loud on Highway 95 all hours of the day and night. City Administrator Mike McGuire commented that the first review of the ordinance would be on the agenda for February's meeting.

Mayor Schneider commented that for 2004 the tax levy will not increase, and we will continue to maintain the current levels of service. In addition, we will be allocating \$53,000 to pay down debt, we are adding \$103,000 to our tax stabilization fund, and still have unallocated funds of \$173,000. We are able to do this with a substantial state aid loss. We are not adding hidden taxes, (for example the Xcel Energy Finance Fee) that other cities have added. He thanked the council members and the city staff in helping to

meet the needs of the residents while holding the line on taxes. When all is said and done, we hope to keep our water in good of shape as our fiscal situation is presently.

CONSENT AGENDA

Mayor Schneider read the list of items on the Consent Agenda. The Council discussed the Planning Commission Bylaws and their relevance. Councilmember Kamps introduced the following resolution and moved its adoption:

Res. 04-01

**RESOLUTION, CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA,
RESOLUTION #04-01 APPROVING CONSENT AGENDA ITEMS A THROUGH L
FROM THE JANUARY 12, 2004 COUNCIL AGENDA.**

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

Bob Kamps – aye
Dan Johnson – aye
Rick Schneider - aye

Jon Nowaczek – aye
Sharon Ridgway – aye

COMMUNICATIONS/REQUESTS - None

PUBLIC HEARINGS - None

COUNCIL LIAISON REPORTS

Councilmember Ridgway stated there was not a cable commission meeting in December. The next scheduled meeting is February 18, 2004 at 7:00 p.m. at Valley Ridge Mall. The Christmas Party went very well with a good turn out.

Councilmember Nowaczek stated the Library Board received a grant from the Bayport Foundation in the amount of \$46,500 towards 2004 operating funds. He thanked the Bayport Foundation for the continued support of the Bayport Library and their effort to continue to make it a strong and viable institution for our community. The next Library Board Meeting is currently scheduled for January 29, 2004 at 6:00 p.m.

Councilmember Kamps stated the main topic at the St. Croix Watershed meeting was the lobbying fees through Oak Park Heights. The Andersen Community Advisory Committee did not have a recent meeting, but Councilmember Kamps did receive a letter from MN Pollution Control Agency concluding the project Xcel does not have any potential for significant environmental affects. This project will proceed with permitting.

Councilmember Johnson stated there is a meeting of the Lower St. Croix Management Commission at the Stillwater City Hall on January 21, 2004. Anyone can attend and any concerns should be addressed to Dan Johnson or Chris Hayner. Dan commented on the Planning Commission By-Laws and explained term limits allowing more people an opportunity to serve on that commission. He encouraged anyone out there interested in

serving, to contact City Hall. The Planning Commission meets the third Monday of the month, however the January meeting is cancelled.

CITY CONSULTANT REPORTS

Engineer Peters stated that the City has a 75,000 gallon tank on the NE corner of the Andersen property. The tank was constructed in 1995/1996. The City has found a significant amount of rust on the bottom plate of the tank. The engineers were asked in July to investigate the cause of the rust. Upon doing a visual inspection, they found failures in the paint coats, cracks down to the bare metal and with the microscope were able to find some sand in the factory prime coat. The material used in the mid 1990's was state of the art. Now the recommendation would be to sand blast the tank down and put a new epoxy coating on it. The estimated cost is \$55,000.00 for construction costs, with bidding documents and inspection ranging from \$10,000-\$11,000. It would be a three week period of time to take the tank out of service. The best time to take the tank out of service is early spring or late fall. The engineers would like to put together the plan inspect documents and bring them back to the February meeting for approval and set a date to advertise for bids. Public Works would like some instructions on how to manage our water system for when that tank is out of service. Attorney Kelly stated he needs to look at the contracts with the suppliers and will report back in February.

UNFINISHED BUSINESS – None

NEW BUSINESS

Administrator McGuire discussed appointments, designations and assignments for 2004. The City needs to check with Rene Stone, resident, and see if he is still interested in being an alternative. The Lower St. Croix Valley Management Commission should also be added, with Councilmember Johnson as the liaison and Chris Hayner as the alternate.

Councilmember Nowaczek stated that at the request of City Administrator, the City will not seek bids for the designation of City Engineer for at least another year, in the interest of maintaining institutional memory and continuity with the changes in personnel in the last year.

Councilmember Johnson introduced the following resolution and moved its adoption:

Res. 04-02

**RESOLUTION, CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA,
APPROVING APPOINTMENTS, DESIGNATIONS AND ASSIGNMENTS FOR 2004.**

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

Bob Kamps – aye
Dan Johnson – aye
Rich Schneider – aye

Jon Nowaczek – aye
Sharon Ridgway – aye

Administrator McGuire stated we have one opening on the Library Board. Beth Hogberg's term expired December 31, 2003 and she is seeking re-appointment. City staff is requesting authorization to advertise for vacancies on the Plan Commission. Staff will also review previous applicants of the vacancies. Interviews will be conducted by the Plan Commission liaison, Planning Commission Chair and City Administrator.

Councilmember Nowaczek introduced the following resolution and moved its adoption:

Res. 04-03

**RESOLUTION, CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA,
APPROVING APPOINTMENT OF CITIZEN TO THE LIBRARY BOARD.**

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

Bob Kamps – aye
Dan Johnson – aye
Rich Schneider – aye

Jon Nowaczek – aye
Sharon Ridgway – aye

Administrator McGuire reviewed the list of City Council Meeting Dates for 2004. He recommended to move the July date from 5th to 12th and the September date from 6th to 7th. Councilmember Johnson moved, seconded by Kamps, for the City Council to meet on the dates listed by the Administrator for the first Monday of each month, except July 12th and September 7th, 2004. Motion passed unanimously.

COMMUNICATIONS/REQUESTS - None

COUNCIL ITEMS/ANNOUNCEMENTS

Councilmember Kamps thanked Administrator McGuire for attending the D.A.R.E. graduation at Andersen School.

ADMINISTRATOR ITEMS/ANNOUNCEMENTS

Administrator McGuire discussed City Council Workshops. The discussion included members, time frame, facilitator, and topics. Each member is to contact the Administrator with items they want to see on the first workshop agenda. The first workshop will be scheduled for sometime in March/April.

ADJOURN

Councilmember Kamps moved, and Mayor Schneider seconded to adjourn the meeting at 8:23 p.m.