

**CITY OF BAYPORT  
CITY COUNCIL MEETING MINUTES  
COUNCIL CHAMBERS  
FEBRUARY 1, 2010  
6:00 P.M.**

**CALL TO ORDER**

Pursuant to due call and notice, Mayor Nowaczek called the regular City Council meeting of February 1, 2010 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 Judy Seeberger

Members Absent: None

Others Present: Administrator Mitch Berg, Engineer Barry Peters, Assistant City Administrator/ Planner Sara Taylor, Attorney Nick Vivian, and Police Chief Laura Eastman

**PROCLAMATIONS/COMMENDATIONS/PETITIONS**

1. The January recycling award went to Doug Pardo

**OPEN FORUM - None**

**CONSENT AGENDA**

Mayor Nowaczek read items 1-12 on the consent agenda.

1. January 4, 2010 City Council workshop minutes
2. January 4, 2010 City Council regular meeting minutes
3. January payables and receipts
4. January building, plumbing and mechanical permit report
5. Purchase of equipment and signage for Barker's Alps Park and Lakeside Park
6. Summary of Chapter 58 - Utilities ordinance for publication
7. Consolidation of city finance fund accounts
8. Fire protection and rescue service contracts
9. Special event application for Capistrant Center fishing tournament fundraiser on Saturday, October 2, 2010 at Lakeside Park
10. Purchase of a two-way radio for the Public Works Department
11. Special event application from Patti Alt / BCAL for the seasonal farmer's market at Perro Park
12. Salvage quote for Public Works 1997 Chevrolet pickup truck

Councilmember Carlson introduced the following resolution and moved its adoption:

**Resolution 10-04**

**RESOLUTION, CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA,  
APPROVING CONSENT AGENDA ITEMS 1-12 FROM THE  
FEBRUARY 1, 2010 CITY COUNCIL AGENDA**

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  
Connie Carlson – aye

Torry Kraftson – aye  
Judy Seeberger – aye

Dan Johnson – aye

## **COUNCIL LIAISON REPORTS**

Councilmember Seeberger had no report, as the Planning Commission did not meet in January.

Councilmember Kraftson reported on the Middle St. Croix Watershed Management Organization (MSCMWO) meeting of January 14, 2010, stating that most of the meeting focused on discussion of various housekeeping items, including the formation of a subcommittee to review the 12% slope rule, on which Councilmember Kraftson will serve. It is anticipated that the February meeting will be cancelled, due to a lack of business, and the next meeting of the MSCWMO will be held in March.

Councilmember Johnson reported on the January 20, 2010 meeting of the St. Croix Partnership. Discussion focused on variances granted by the City of Stillwater along the St. Croix River and the discontinuation of U.S. Coast Guard navigational aids on the St. Croix River, due to the decrease of barge traffic.

Councilmember Johnson also reported on the January 28, 2010 meeting of the Library Board. Items of business included swearing in of new board member Corey Mohan, election of board officers, expenditures for 2009 coming in \$200.00 under budget, and the Valley Reads Program, which can be found on the library's website. This year's author luncheon was hoped to feature a local author, but due to publishing constraints, it will not be completed in time. As such, a special event will be held later this summer and an alternate author will be featured at the author luncheon, which is scheduled for April 24, 2010. The next Library Board meeting is scheduled for February 25, 2010.

Councilmember Carlson had no report of the Cable Commission.

## **UNFINISHED BUSINESS - None**

## **NEW BUSINESS**

1. Consider a grant agreement and authorization to solicit quotes for the Public Works ventilation improvement project: Administrator Berg reviewed the project, stating ventilation has been an ongoing problem within this building and as such, improvements have been included within the city's Capital Improvement Project (CIP) plan budget. Discussion followed on the project timeline, grant allocation, and the extent of damage caused by the lack of appropriate ventilation.

It was moved by Councilmember Seeberger and seconded by Councilmember Carlson to approve a grant contract with the Department of Labor and Industry, Occupational Health Consultation Unit, for a matching grant up to \$10,000.00 and authorize staff to solicit quotes for the ventilation improvement project. Motion carried.

2. Consider an amendment to Chapter 54 – Traffic and Vehicles and Chapter 26 – Environment, related to on-street parking regulations: Police Chief Eastman reviewed the proposed changes to the ordinances, which would place restrictions on on-street parking in the vicinity of railroad crossings and clarify the duration of hours and location in which vehicles can be parked on the street. Discussion followed on the proposed restrictions and Chief Eastman stated that the proposed language regarding general on-street parking will actually be less restrictive than the current ordinance, which currently does not allow on-street parking for more than 12 hours within 24 hour period. The City Council expressed concern about being too restrictive with regards to on-street parking, but was in agreement that the ordinance was in need of clarification and needed to establish parameters so that junk, hazardous, or abandoned vehicles could be removed by the Police Department, if necessary, especially during snowfall events.

Councilmember Johnson introduced the following ordinance and moved its adoption:

### **Ordinance #815**

## **AN ORDINANCE OF THE CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA, AMENDING CHAPTER 26, ENVIRONMENT 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  
Connie Carlson – aye

Torry Kraftson – aye  
Judy Seeberger – aye

Dan Johnson – aye

Councilmember Johnson introduced the following ordinance, with section C revised to read “No person shall park a vehicle for a longer period than 24 consecutive hours on any public street of the city, unless said vehicle is parked (1) in front of the owner’s residence; and (2) on the same side of the street as the owner’s residence” and moved its adoption:

**Ordinance #816**

**AN ORDINANCE OF THE CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA, AMENDING CHAPTER 54, TRAFFIC AND VEHICLES 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  
Connie Carlson – aye

Torry Kraftson – aye  
Judy Seeberger – aye

Dan Johnson – aye

**COUNCIL ITEMS AND ANNOUNCEMENTS**

Councilmember Seeberger discussed her current involvement with the Yellow Ribbon Campaign, and the overwhelming response she has received from local community groups in support of the campaign’s efforts. She stated that she would like to discuss how Bayport can become more involved with these efforts at a future meeting.

**CITY ADMINISTRATOR STAFF ITEMS AND ANNOUNCEMENTS**

- 1. City Administrator update: Administrator Berg reviewed progress on various administrative items, including progress on the ice road easement, joint team building and goal setting session with staff, and Riverfront Advisory Commission application process.

**ADJOURNMENT**

It was moved by Councilmember Carlson and seconded by Councilmember Johnson to adjourn the meeting at 6:43 p.m. Motion carried.

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City Administrator/Clerk