

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

CALL TO ORDER

Pursuant to due call and notice, Mayor Schneider called the regular City Council meeting of June 6, 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 Carlson, Johnson, Nowaczek, and Ridgway

Members Absent: None

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

PROCLAMATIONS/COMMENDATIONS/PETITIONS

1. Mayor Schneider recognized Sarah Nelson, Bayport resident, for receiving the 2005 Girl Scout Gold Award.
2. Mayor Schneider announced \$30.00 recycling awards for the month of May were given to Lyle Peterka, Joel Ludowese, and Bill Metcalf.

OPEN FORUM

1. Jim and Pam Koller, 302 North Maine Street, addressed the City Council regarding legal action due to an illegal garage addition on their property. They were instructed to work with staff on this issue.
2. Jim Pilz, 318 North Maine Street, stated the Koller garage addition abuts his property line and he is willing to help the Kollers retain the current garage plan.
3. Mayor Schneider reminded residents that a citywide cleanup day will be held Saturday, June 11th from 8:00 a.m. to 12 noon at Lakeside Park.
4. Ben Pierson was introduced as the City of Bayport's administrative summer intern.

CONSENT AGENDA

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

Resolution 05-16

**RESOLUTION, CITY OF BAYPORT, WASHINGTON COUNTY, MINNESOTA,
APPROVING CONSENT AGENDA ITEMS 1- 8 FROM THE JUNE 6, 2005 CITY
COUNCIL AGENDA**

1. May 2, 2005 City Council regular meeting minutes
2. May payables and receipts lists
3. May building, plumbing and mechanical permits
4. Children's Cancer Research Fund lawful gambling raffle application
5. St. Charles Jazz Festival and lawful gambling application
6. Awarding street seal coating project for 2005
7. Insurance brokerage agreement with A.J. Gallagher
8. Appointment of part-time police officer

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
Connie Carlson – aye
Dan Johnson – aye

Jon Nowaczek – aye
Sharon Ridgway – aye

PUBLIC HEARINGS – None

COUNCIL LIAISON REPORTS

Councilmember Ridgway reported the Cable Commission is scheduled to meet on Wednesday, June 15, 2005, 7:00 p.m., at Valley Ridge Plaza.

Councilmember Nowaczek reported he was unable to attend the May 26, 2005 Bayport Library Board meeting. The next meeting is scheduled for Thursday, June 30, 2005, 6:30 p.m. at the Bayport Public Library.

Councilmember Carlson reviewed the recent Middle St. Croix Watershed Management Organization (MSCWMO) meeting. The next meeting is scheduled for Thursday, June 9, 2005, 7:00 p.m., at Valley Ridge Plaza.

Councilmember Johnson indicated a community member is still needed for the Andersen Community Advisory Committee. The next meeting is scheduled for Thursday, June 9, 2005, 7:00 p.m. at Andersen Corporation. The meetings are open to the public and residents with environmental concerns related to Andersen Corporation are encouraged to attend.

UNFINISHED BUSINESS - None

NEW BUSINESS

Consider BFI service contract: Administrator McGuire noted the city currently has a year-to-year contract with BFI Waste Services, and they have requested a 3-year contract. The provisions of the contract were reviewed. BFI also requested City Council action assigning the solid waste contract and recyclers' transporter license from BFI Waste Systems of North America, Inc., to its subsidiary, Allied Waste Services of North America, LLC. Rich Hirstein, BFI sales manager, answered questions regarding BFI's recycling program and cleanup day items.

It was moved by Councilmember Johnson and seconded by Councilmember Carlson to approve a three-year contract with BFI Waste Services of North America, Inc., now known as Allied Waste Services of North America, LLC, and to direct staff to execute the assignment letter. Motion carried.

Consider amending ordinance related to street naming and numbering: Administrator McGuire reported that in 1987 the City of Bayport adopted the Washington County street numbering and naming system but never implemented it. Staff recommended that the city naming and numbering system now in use be retained and the ordinance be amended to reflect use of the current system. The two systems were reviewed and discussed.

Councilmember Nowaczek introduced the following ordinance and moved its adoption:

Ordinance No. 773

**AN ORDINANCE OF THE CITY OF BAYPORT, WASHINGTON COUNTY,
MINNESOTA, AMENDING SECTION 50-36 OF THE BAYPORT CITY CODE**

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

Rick Schneider – aye
Connie Carlson – aye
Dan Johnson – aye

Jon Nowaczek – aye
Sharon Ridgway – aye

Consider a request from Middle St. Croix Watershed Management Organization (MSCWMO) for additional funding: Councilmember Carlson, MSCWMO liaison, reviewed the MSCWMO request for allocation of additional monies for the water monitoring system at Perro Creek. Three options were reviewed and discussed. Bayport's fair share amount for the preferred option is \$1,172.00.

It was moved by Councilmember Nowaczek and seconded by Councilmember Ridgway to approve Option 1 as presented to allocate an additional \$1,172.00 capital expenditure for the Middle St. Croix Watershed Management Organization water monitoring system at Perro Creek, contingent upon Baytown Township and Oak Park Heights contributing under the fair share formula as set forth in the May 19, 2005 memorandum. Motion carried.

Consider a request from Oak Park Heights for cost sharing of emergency vehicle preemption system: Administrator McGuire provided background information on the request from the City of Oak Park Heights to help fund an Opti-com system for emergency vehicle preemption, in the amount of \$500.00. Discussion followed on the importance of this safety equipment for our fire department, noting our contract with the City of Oak Park Heights to provide fire protection services. Staff recommended approval of the \$500.00 expenditure.

It was moved by Councilmember Ridgway and seconded by Councilmember Carlson to approve the expenditure request from Oak Park Heights of \$500.00 to fund the emergency vehicle preemption system. Motion carried.

Authorization to hire a full-time public works employee: Administrator McGuire reviewed the request to hire an additional full-time public works employee. This is a 2005 budgeted item and the Inspiration developers will be assisting in funding the position for two years.

It was moved by Councilmember Carlson and seconded by Councilmember Johnson to authorize the hiring of a full-time public works employee. Motion carried.

COUNCIL ITEMS/ANNOUNCEMENTS – None

ADMINISTRATOR/STAFF ITEMS AND ANNOUNCEMENTS

1. Update on orange warning flags on pedestrian crossing and vehicle noise signs: MnDOT does not find the flags to be effective and will not allow the City of Bayport to install them permanently on Highway 95, or to install larger signs.

2. Update on water system: The next water test results will be available at the July City Council meeting. An analysis of Bayport's water chemistry, supplied by G.E., was distributed. G.E. should have pricing on temporary water treatment options available for discussion at the July City Council meeting.
3. May 23rd public forum to discuss concept park plan and water system: No public comments on the water system were submitted; however the park plan comments were tabulated and available for review. The Park Advisory Board will be meeting on June 20th to review the comments and work on a final report to the City Council. The benefits of the public forum were discussed.
4. Well #1: City staff will be meeting with DNR and MDH staff next week regarding the sealing of abandoned city well #1, which is in the Mount Simon aquifer. The city would like to receive a credit/trade for future use of the aquifer.
5. Seal coating of city streets: City streets in the southwest corner of the city are scheduled to be seal coated on Wednesday, June 8, 2005, weather permitting; rain date will be Friday, June 10th. Residents should be mindful of no parking signs.

ADJOURN

It was moved by Councilmember Nowaczek and seconded by Councilmember Johnson to adjourn the meeting at 7:15 p.m. Motion carried.