

City of Loretto
Minutes of Regular City Council Meeting
July 9, 2013

CALL TO ORDER

Mayor Koch called the meeting to order at 7:00 p.m. Members present: Mayor Kent Koch, Council members Hank Pepin, Cari Girk, John Neumann, and Tom Pedersen. Also present: City Clerk Travis Rosin, Public Works Director Jeff Leuer, City Attorney Paula Callies, and Medina Police Chief Ed Belland.

There were two people in the audience.

SET AGENDA

The agenda was set with no additions.

APPROVE MINUTES

On a motion by Girk, seconded by Pepin, to approve the June 11, 2013 Minutes were submitted with a minor grammar revision.
Motion carried unanimously.

MEDINA POLICE REPORT

Chief Belland informed the Council of activities in June.
On June 21st a storm took down a tree on Elsen Street. The street was closed for three days. July is a busy month for Medina Police with the Hamel Rodeo coming up this weekend. Councilman Neumann was wondering if there have been any complaints about train delays related to traffic. No complaints have been reported to Medina Police.

No action taken.

Woodstove Ordinance Review

City Attorney Callies presented an example ordinance for Outdoor woodstoves. City Attorney Callies stressed that there would be structure for violations of existing outdoor furnaces. The ordinance would also prevent future outdoor furnaces from being built within the City of Loretto. City Attorney Callies suggested holding a public hearing for this ordinance adoption, even though it is not a zoning or planning ordinance. Comments from Councilman Neumann asked about violations and what a standard operating procedure would look like. The city would have to give notice and criminal complaint would go through the Court system. If convicted it would be a misdemeanor. An injunction could be filed in Civil Court, meaning a civil lawsuit would be brought

against a violator. Each day the violation occurred would be another charge. Councilman Pedersen asked about oil burning furnaces and if they were included in this ordinance. Council wants to include a new drain oil burning furnace ordinance. Councilman Pedersen wanted clean burning fuels listed in the hybrid ordinance. Councilman Pedersen suggested changing the heading to Indoor/ Outdoor furnaces. Councilman Neumann suggested doing two separate ordinances for Outdoor and Indoor furnaces. Neumann wanted an ordinance with the strongest capability in court. Council wanted Attorney Callies to revise the ordinance and bring it back to the next Council Meeting. Mayor Koch asked about updating our fee schedule for permits regarding outdoor or indoor furnaces. Cari Girk asked about charging for fire call costs incurred by the city. The only way to recoup those fire call costs would be to charge the property owner who has been producing the nuisance. Some cities do have fees setup for false alarms or excessive calls. City Clerk Rosin will research this process from other cities in the area. Councilwoman Girk wanted to make sure the city could enforce fire call costs on the property owner that way full prosecution was not necessary. Mayor Koch emphasized revising the current ordinance document to fit a hybrid version. Council will review the hybrid ordinance version at the next Council Meeting.

Attorney Callies was given direction to create a hybrid indoor/outdoor furnace ordinance for Council to review at the next meeting.

Stormwater Ordinance Review

The Stormwater Ordinance review consisted of an example ordinance submitted by City Clerk Rosin and Public Works Director Leuer. The current ordinance is insufficient and isn't specific to Stormwater discharge. This example ordinance was taken from the City of Maple Plain. This ordinance covers Loretto's I&I requirements. The main concern is discharge onto city streets.

Attorney Callies will draft an ordinance for review and completion.

League of MN Cities Liability Coverage

On a motion by Koch, seconded by Pedersen, to direct the City Clerk to sign the Liability Coverage Waiver Form on behalf of the City of Loretto stating that the city does not waive the monetary limits on municipal tort liability established by Minnesota. Motion carried unanimously.

RESOLUTIONS 2013-15 - 2013-17

On a motion by Neumann, seconded by Girk, to approve Resolution 2013-15, A RESOLUTION ACCEPTING A DONATION FROM 21ST CENTURY BANK FOR CITY BEAUTIFICATION.

Motion carried unanimously.

On a motion by Pedersen, seconded by Girk, to approve Resolution 2013-16, A RESOLUTION ACCEPTING DONATIONS FROM AREA RESIDENTS AND BUSINESSES FOR THE LORETTO FUN FEST.

Motion carried unanimously.

On a motion by Pedersen, seconded by Neumann, to approve Resolution 2013-17, A RESOLUTION ACCEPTING A DONATION FROM THE LORETTO FIRE RELIEF ASSOCIATION FOR FIRE RELATED EXPENSES.

Motion carried unanimously.

Fun Fest update

City Treasurer Schneider presented Council with an inflatable's contract for the Fun Fest in September. The new inflatable company USA Inflatables is cheaper than the former inflatable company. Councilwoman Girk helped with researching a cheaper inflatable company.

On a motion by Pedersen, seconded by Pepin, to APPROVE A CONTRACT FOR INFLATABLES USA.

Motion carried unanimously.

The DJ Treasurer Schneider has been working with backed out for Fun Fest because of revisions needed in the contract. Treasurer Schneider has since been working to find a new DJ for Fun Fest. Donations are coming in at a good pace for Fun Fest. The next Fun Fest meeting is at July 18th. Councilwoman Girk commended Public Works Director Leuer and Treasurer Schneider on their city beautification work. Council commented that the planters and hanging baskets look great.

INFORMATIONAL ITEMS

Canadian Pacific Railway Update

Mayor Koch commented on concerns voiced from citizens in regards to Train Delays at certain times of the day. Canadian Pacific Railway was contacted by Mayor Koch and he addressed the concerns of long delays when trains do commute through Loretto. The length of time for two trains heading opposite directions was a safety concern for residents. Whistle blowing has been longer mainly in last few weeks as well. Mayor Koch contacted Brenda Rivera at CP Railway and she passed those concerns along. Mayor Koch did hear back from CP Railway and explained that new rock beds are being installed from Loretto to Watkins. The trains thus have to go slower because of these new rock beds. This explains why traffic has been held up and the whistle horn has been longer and louder. Mayor Koch said the conductors will try to let more traffic when two trains are crossing. Councilwoman Girk asked about the process of a quiet zone. The cost of updating our crossing would cost a couple hundred thousand dollars.

***** The Attorney was dismissed at 8:05 p.m. *****

MPCA Public Hearing Letter

There are statute changes for Stormwater scoring priority points and Wastewater scoring priority points that the MPCA wants to update. If Council wants to address any concerns in these changes, they have until July 29th to do so.

LMCC Meeting Review

Councilman Neumann commented on the negotiations with Mediacom which have been ongoing since the beginning of 2013. Medina is thinking of pulling out of this Joint Powers Agreement and Mound is thinking about joining the LMCC. LMCC would like to see an expanded build out of infrastructure. The next quarterly meeting Councilman Neumann will be attending is on August 20th at 5:30 PM. Councilman Girk asked about service and how well it is in the Loretto Area. There are limitations with how much service can be provided in the outer rural cities.

Hennepin County CAM Agreement

Mayor Koch gave some background information on (CAM) which stands for County Aid to Municipalities. Loretto is eligible for up to \$1396.00 dollars worth of aid on street projects here in Loretto. The three requirements are being a CAM city, streets designated for repair and projects that are sidewalks, or bridges in need of repair. Staff will look into any projects that qualify for this assistance.

RAC update

No update for the July Council Meeting. Councilwoman Girk said she would have an update for Council at the next meeting.

MONTHLY REPORTS

City Hall

MCFOA Annual Conference

This is an annual conference held for clerks and finance officers in 2014. City clerk Rosin and Treasurer Schneider want to attend based on the certification requirements. This is budgeted in our current 2014 numbers based on a 4% percent increase in the General Budget.

Mayor Koch informed City Clerk Rosin about a complaint regarding spraying by Minnesota Mosquito Control. The resident was concerned about the chemicals being sprayed by this organization. Mayor Koch wants staff to be contacted for alerts when

this organization does spray. Mayor Koch wants a city wide alert carried out when this procedure occurs. City Clerk Rosin and Treasurer Schneider will get signed up for alerts.

Streets

No items brought forward.

Water

No items brought forward.

Wastewater

Public Works Director Leuer presented an I&I report letter and compliance schedule. An I&I report was submitted before the July 1st deadline. Council needed no action on this item.

Ned Sorley was denied for Wastewater request from the City of Medina.

Parks

Providence Academy sent a thank you letter for Council to review concerning use of the Baseball field. Councilman Pepin asked Public Works Director Leuer to look at the cost of repairing a handle rail from the right field dugout to the bleachers. The parks committee will meet before our next Council meeting.

Mayor Koch talked about a park plan completed by WENCK engineering. There are 1,100.00 extra dollars in the revenue park account currently. Mayor Koch asked that a park plan created by WENCK for \$500.00 dollars be approved by council. Councilman Pedersen was concerned if this plan was needed for the size of our parks.

On a motion by Koch, seconded by Pepin, to APPROVE FUNDS FOR AN AREAL MAP, OPERATIONS PLAN AND FUTURE IMPROVEMENT.

Motion carried unanimously.

Mayor Koch stressed that the Hennepin County Youth Sports Grant is up for submission from August to October. Notification will occur in December of 2013. Mayor Koch wants this grant to be submitted from the city of Loretto. The city would have to up front the cost for any projects that are approved. The facilities grant program is a once a year occurrence.

Storm water

2013-01 Resolution from Pioneer Sarah Creek Watershed

Councilwoman Girk commented that this was any area of concern for the Commission in terms of enforcing Wetland Violations. This is a way the commission can get back fees for cleanup of a Wetland Violation from the city it occurred in.

FINANCIAL

July Bills

On a motion by Koch, seconded by Neumann, to approve check #'s 1459-1481 and #20271-20314 in the amount of \$82,482.30.

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Motion carried unanimously.

Quarterly Report

The paper version of the Monthly Balance Sheet and the Revenue Guideline by department were updated.

There were no questions on the quarterly reports.

Other

Performance reviews for Public Works Director Leuer and City Clerk Rosin will be done in the next couple of weeks.

ADJOURN

On a motion by Girk, seconded by Pepin, to adjourn at 9:06 p.m.

Motion carried unanimously.

ATTEST:

Travis Rosin, City Clerk

Kent Koch, Mayor