

City of Loretto
Minutes of Regular City Council Meeting
September 13, 2011

CALL TO ORDER

Mayor Koch called the meeting to order at 7:00 p.m. Members present: Mayor Kent Koch, Council members Clark Lohr, John Neumann, and Jeff Tepfer. Member excused: Tom Pedersen. Also present: City Clerk Cindy Patnode, Public Works Director Jeff Leuer, and City Attorney Paula Callies.

There were seven people in the audience.

SET AGENDA

The agenda was approved with the following additions:

- under Informational – Loretto Logo

APPROVE MINUTES

On a motion by Lohr, seconded by Tepfer, to approve the August 2, 2011 Minutes with the typo on page 2 corrected to state “up to date”.

Motion carried unanimously.

On a motion by Tepfer, seconded by Neumann, to approve the August 23, 2011 Budget Workshop Notes as submitted.

Motion carried unanimously

MEDINA POLICE REPORT

Officer Gregory informed the Council that the August police report was relatively quiet except for a domestic and 5th degree assault that occurred. The city will notice an increase in prosecution fees due to those events. The PD is gearing up for the Fun Fest this weekend.

WEST RAILWAY/ST. JOHN STREET ROAD IMPROVEMENT

Mayor Koch informed the audience that the public hearing for the West Railway/St. John Street project was continued to this meeting for more input from the affected property owners.

Those in attendance for the public hearing:

<u>Name</u>	<u>Address</u>
Paul Meisel	250 St. John Street, Loretto
Pat Meisel	250 St. John Street, Loretto
Gary S. Koecheler	226, 230, 240 St. John Street, Loretto
Shirley Koecheler	226, 230, 240 St. John Street, Loretto
Jodie Fredrickson	6311 Pioneer Trail, Loretto
Kaila Cosgrove	6701 Pioneer Trail, Loretto
Sam Jordan	140 Albert Street, Loretto

Those speaking in regards to the public hearing:

<u>Name</u>	<u>Address</u>
Pat Meisel	250 St. John Street
Gary Koecheler	226, 230, 240 St. John Street
Paul Meisel	250 St. John Street
Shirley Koecheler	226, 230, 240 St. John Street

Summary of discussion

Seal coating would be nice and would help with that but this project is cost prohibitive; not feasible at this time; burden of the economy; what is the city procedure for assessing; city should share in the cost; expensive project; schedule in capital improvements; third time this project has been studied; option to do part of it – like 200 feet; piecemealing doesn't work; lack of use by most residents; Pearson Bros. seal coated some of it prior to this; and dust control options.

The two business owner's letters in opposition to the improvement (Yocum Oil and Paul Meisel) will be placed with the information.

Patnode informed the Council that business owner Tim Pivec (220 St. John Street) stopped in prior to the meeting to state he would be unable to attend but that he is in favor of the project moving forward.

On a motion by Lohr, seconded by Tepfer, to close the public hearing at 7:13 p.m.
Motion carried unanimously.

On a motion by Lohr, seconded by Tepfer, to *not* move forward with the West Railway/St. John Street improvement due to the state of economy; majority of property owners not in favor of the project; and not wanting to burden the rest of the city property payers with an additional levy for this project.

Motion carried unanimously.

ORDINANCE 2011-02 – LIQUOR ORDINANCE

Callies discussed the changes to the Liquor Ordinance which has been updated to reflect current law and city practices. Council discussed further modification to proposed Section 904 to state "No person shall consume intoxicating liquor, wine or 3.2 percent malt liquor on any public street, sidewalk, parking lot, or alley, unless the City Council has authorized such consumption in a designated area in advance by Council resolution."

On a motion by Tepfer, seconded by Neumann, to adopt Ordinance 2011-02, AN ORDINANCE OF THE CITY OF LORETTO, MINNESOTA REGARDING SALE, CONSUMPTION AND DISPLAY OF ALCOHOLIC BEVERAGES with the above noted changes in Section 904.
Motion carried unanimously.

On a motion by Lohr, seconded by Tepfer, to approve Resolution 2011-19, A RESOLUTION APPROVING PUBLICATION OF ORDINANCE NO. 2011-02, REPLACING CHAPTER IX WITH A COMPLETELY NEW CHAPTER IX "SALE, CONSUMPTION AND DISPLAY OF ALCOHOLIC BEVERAGES" OF THE CODE OF ORDINANCES OF THE CITY OF LORETTO, MINNESOTA BY TITLE AND SUMMARY.

Motion carried unanimously.

RESOLUTION 2011- 20, COMMUNITY FESTIVAL

On a motion by Lohr, seconded by Tepfer, to approve Resolution 2011-20, A RESOLUTION AUTHORIZING DISPENSING AND CONSUMPTION OF ALCOHOLIC BEVERAGES AT A COMMUNITY FESTIVAL.

Motion carried unanimously.

RESOLUTION 2011- 21, PRELIMINARY LEVY

On a motion by Lohr, seconded by Neumann, to approve Resolution 2011- 21, A RESOLUTION SETTING THE 2012 PROPOSED GENERAL FUND BUDGET AND APPROVING THE PROPOSED 2011 PROPERTY TAX LEVY, COLLECTIBLE IN 2012.

Motion carried unanimously.

RESOLUTION 2011-22, ACCEPTING FIREWORKS DONATIONS

On a motion by Neumann, seconded by Lohr, to approve Resolution 2011-22, A RESOLUTION ACCEPTING DONATIONS FROM RESIDENTS AND BUSINESSES FOR FUN FEST FIREWORKS AND GENERAL FUN FEST EXPENSES.

Motion carried unanimously.

RESOLUTION 2011-23 , AXEL'S EVENT

On a motion by Neumann, seconded by Tepfer, to approve Resolution 2011-23, A RESOLUTION AUTHORIZING TEMPORARY EXPANSION OF A LICENSED PREMISES TO AXEL'S TAVERN.

Motion carried unanimously.

LMCC BUDGET AND FIBER OPTIC STATUS

On a motion by Neumann, seconded by Tepfer, to adopt the LMCC Budget as prepared by the LMCC staff noting that it does not affect the City of Loretto budget.

Motion carried unanimously.

Fiber Optic Status

Council member Neumann informed the Council that the grant funding was not attainable so the committee is on hold until such a time as grant money becomes available and more support is garnered from the larger cities.

RESOLUTION 2011-24 , DELINQUENT CHARGES

Council was asked to forgive some of the late penalties from one of the residents. However, based on the past history and the previous payment being made in June, the Council chose not to honor the request.

On a motion by Lohr, seconded by Neumann, to approve Resolution 2011-24, A RESOLUTION DIRECTING DELINQUENT UTILITY CHARGES BE PLACED ON THE 2012 PROPERTY TAX ROLLS.

Motion carried unanimously.

REDEVELOPMENT COMMITTEE ITEMS (RAC)

Minutes

The RAC Minutes of 8/18/11 were accepted as submitted.

Other

Lohr informed the Council that RAC will have an Open House for the redevelopment information at the Fun Fest on Saturday, September 17th. He contemplated having a questionnaire to gauge resident's interest if developers don't approach the city soon; gather consensus through the community about purchasing the property until a developer does move forward; more research will need to take place to find out what the costs that would be associated with that type of project. This development would generate a tax base which would in turn help with the overall taxes in the city.

Council consensus was to move forward with the short survey/questionnaire.

Grant Application Status

Council member Lohr reported on the Hennepin County corridor grant stating that they are eager to work with Loretto, but the application needs to be reworked and resubmitted.

INFORMATIONAL ITEMS

Recycling Update

Hennepin County will be revising contracts regarding funding policies with cities to increase participation and tonnages with the recycling and organics recycling programs. Different monitoring/scoring will be take place when the new policy is adopted which will have an effect on the reimbursement the city receives.

July incentive winners: Recycling – Gordon Lang family; Organic – Rick Hatcher family.

Compost Update

Leuer informed the Council that the site is being used and he will be working with Medina's vendor to chop the brush. Councilor Neumann obtained information from QStar Technology for purchasing a camera if it becomes necessary.

Fire Merger Update

Leuer informed the Council that the report will be to the Fire Department at end of year. Nothing to report at this time.

Fun Fest Update

Patnode submitted a financial report for the Fun Fest which appears that the City will be on track with finances for Saturday events. The Street Dance numbers are preliminary and the city may see a deficit for that event.

Leuer will meet with the bar owners and police department to decide on placement of everything on Wednesday.

Volunteers are still needed to help out on the day of the Fun Fest.

2012 TH 55 Pavement Reconstruction Update

The State will be doing a pavement reconstruction on Hwy 55 in 2012. After having an initial meeting with local staff, consultants, and officials, the State has narrowed down the timeframe to June 1st to Sept. 1st and will have an incentive to have construction go 24/7. The impact to Loretto will be increased traffic as they will be closing sections of 55 during the course of the construction. An overlay and upgrading of certain turn lanes will be the project from County Road 92 in Greenfield to County Road 116 in Medina. More information will be forthcoming as monthly meetings will be held at the Corcoran City Hall.

A-Z – Fencing/Water

Neumann met with A-Z owner Ralph Miller regarding his business property in Loretto. Neumann would like feedback from the Council as to what direction they would like to see happen at his location. Council consensus was that Miller should be maintaining the fence, all vehicles on his property to have current license tabs and in working order; and no outside storage of parts. Neumann will do more research and work with Miller.

Loretto Logo

As part of a contest that the city instituted regarding a logo, one person submitted two entries prior to the Council meeting. The Council favored the logo with the train tracks but will decide at a later date if that will be the city logo.

The resident who submitted the entry will be awarded a \$100 gift certificate for a business in Loretto. Staff will contact her for her preference.

MONTHLY REPORTS

City Hall

Hours

City Hall hours were changed from 9 a.m. - 2 p.m. to 7 a.m.– 2 p.m. (MWF) a year ago to allow residents a chance to stop by prior to work. Since there has not been very much business during those hours, it was suggested that the hours be changed to 8 a.m. – 2 p.m. Council agreed to the time change for MWF from 8 a.m. – 2 p.m.

Streets

Seal coating material that was completed in August will be swept up on Friday, Sept. 16th.

Water

No items brought forward.

Wastewater

No items brought forward.

Parks

Hennepin County Youth Sports Grant

Koch informed the Council that he would like to apply for a grant for the park department and requested input from the Council for support and what would be beneficial. Koch will work with Leuer on the application. Ideas that were discussed: sidewalk from St. John to park; bleacher replacement; bathrooms; fencing; lights; scoreboard; sandbox. Tepfer agreed to draw a site plan for the application. Koch will get the application filled out and bring back to the Council for a Resolution at the October meeting. Koch stated that he is looking at getting the application co-authored by the LCAA and possibly the Loretto Lion's and Providence Academy. A match requirement could be attainable by working through our Capital Improvement Plan.

Storm water

Watershed Management Plan

The Council reviewed the material and can submit information to Patnode by October 25th to bring to the Watershed Committee regarding the budget and the changes they have made in relation to the Implementation Program/Priorities and Amendment Procedures.

Wetland Delineation Status

Leuer updated the Council on the status of the grant which will be submitted by Hakanson Anderson on behalf of Medina and Loretto. If this grant is awarded, there will be some financial obligation (to be determined) and this will take care of the total phosphorus reduction that Loretto is obligated to in terms of the Lake Sarah TMDL Implementation Plan. Leuer informed the Council that if the grant is awarded, Medina would want to obtain a Joint Powers Agreement (JPA) with Loretto.

A concern about the pond that is in Medina that has filled in with silt was discussed as a potential maintenance issue. More discussion will need to follow up on that concern. There will be regular maintenance of the sedimentation pond which will be scheduled annually with Medina.

On a motion by Lohr, seconded by Tepfer, to approve Resolution 2011-25, A RESOLUTION SUPPORTING A MINNESOTA BOARD OF WATER AND SOIL RESOURCES CLEAN WATER FUND GRANT APPLICATION FOR THE LORETTO STORM WATER AND SEDIMENT AND NUTRIENT REMOVAL PROJECT.

Motion carried unanimously.

Response from Lake Sarah TMDL

The consensus of the Council felt that the Watershed disregarded the city's concerns.

******* The Attorney was dismissed at 8:44 p.m. *******

FINANCIAL

September Bills

On a motion by Tepfer, seconded by Neumann, to approve check #'s 943E-964E (voiding #942) and 19514-19566 in the amount of \$100,796.61. (NEW)

Motion carried unanimously.

Monthly Report

Council reviewed the Monthly Balance Sheet dated 9/9/11.

No action taken.

ADJOURN

On a motion by Neumann, seconded by Tepfer, to adjourn at 8:49 p.m.

Motion carried unanimously.

ATTEST:

Cynthia J. Patnode, City Clerk

Kent Koch, Mayor