

MINUTES OF THE REGULAR COUNCIL MEETING

October 13, 2016

The Council Meeting was called to order at 7:00 by Acting Mayor Gregg Nelson at the Community Meeting Room, 100 Village Center Drive, Suite 150, City of North Oaks, Minnesota. Present were Councilmembers Marty Long, Rick Kingston, Gregg Nelson and Katy Ross. City Administrator Michael Robertson, City Attorney David Magnuson, Recording Secretary Kathy Laur and Videographer Maureen Anderson were present.

Absent: Mayor Mike Egelston

Pledge of Allegiance

Approval of Agenda

Councilmember Long moved to approve the Agenda. The motion was seconded by Councilmember Ross and passed unanimously.

Citizen Comments

John Murphy, 6 Evergreen Road. He thanked Council for their Lyme Disease efforts. He noted that the current hockey rink lights were too dark in parts of the rink.

Councilmember Ross read a statement from Layna Peltier of 16 Wildflower Place that the hockey lights are not to industry standards and she doesn't believe CUP needs to be changed and that the City Council has the power to act right now.

Consent Agenda

1. Minutes of the Regular Council Meeting of September 8, 2016 for approval
2. Minutes of the Natural Resource Commission of September 15, 2016 for approval
3. Minutes of the Regular Planning Commission Meeting of September 29, 2016 for approval
4. Licenses for Approval:
Mechanical Contractors: Larson Plumbing, Inc.; Team Vail, Inc.
Plumbing & Heating
Arborists
Sewer/Water Installation:
5. Claims for Approval: Check numbers #012005-012042

Councilmember Long made the motion to approve the Consent Agenda, with a second from Councilmember Ross. The motion carried unanimously.

Petitions, Requests, & Communication

1. Final Assessment Public Hearing

Acting Mayor Nelson declared the public hearing open at 7:06 p.m. Administrator Robertson said that this is a continuation of the assessment hearing that was held last month. Letters have been sent to every affected property owner. This includes the general assessment for Lake Gilfillan and a number of other properties where homeowners were assessed. Hearing no public comments Acting Mayor Nelson closed the public hearing at 7:08 p.m.

Councilmember Ross made the motion to approve the final assessments, with a second from Councilmember Kingston. The motion carried unanimously.

2. Public Hearing for the Issuance of Conduit Bonds for Waverly Gardens Refinancing.
Acting Mayor Nelson declared the public hearing open at 7:09 p.m. City Bond Counsel Mary Ipple of Briggs & Morgan explained that a conduit bond was a bond where the City lent its name and status to the bond in order to help secure lower interest rates for Waverly Gardens. This type of bond is only available for a 501c3 organization. Hearing no public comments Acting Mayor Nelson closed the public hearing at 7:11 p.m.
3. Villas of Wilkinson Lake Petition
City Hall received a petition from the residents of Wilkinson Lake requesting the 5 acres of land across the street from them keep the current Comprehensive Plan park designation and remain a local park with no soccer fields. Debra Hjortland, 24 Osprey Court spoke on behalf of the residents from Wilkinson Lake. The 5 acre piece of land is owned by the North Oaks Company but it is to be turned over to NOHOA after a number of lots have been sold. Some members of NOHOA have said they want to turn the 5 acres into soccer fields. The Wilkinson Lake residents are against having the space turned into soccer fields. They want it to remain a park with no organized sports. Wilkinson residents are concerned with traffic and safety should soccer fields be added.
Councilmember Long made a motion to accept the petition from the residents of the Villas of Wilkinson Lake, with a second from Kingston. The motion carried unanimously.

Unfinished Business

1. Approve Resolution 1318, A Resolution Participating in Centerville Road/County Road J Intersection Control Evaluation (ICE) Study

Administrator Robertson noted that the amount of cost participation had been reduced now that Ramsey County, Anoka County, City of Lino Lakes and the North Oaks Company had committed to pay a portion of the cost.

Councilmember Ross made the motion to approve Resolution 1318, approving participation in an intersection control study of Centerville Road and County Road J with a cost not to exceed \$1,500, with a second from Councilmember Kingston. The motion carried unanimously.

New Business

1. Approve Resolution 1321, A Resolution Providing for the Issuance and Sale of Senior Housing Revenue Refunding Bonds (Waverly Gardens Project) Series 2016 Relating to a Senior Housing and Health Care Project.

Councilmember Ross made the motion to approve Resolution 1321 approving the issuance and sale of senior housing revenue refunding bonds, series 2016

relating to a senior housing and health care project, with a second from Councilmember Long. The motion carried unanimously.

2. Consider Commissioner Attendance Policy

Councilmember Long said that he had asked for this topic to be put on the agenda because he thought there should be a policy for City Commissions. He suggested that a Commissioner missing three straight meetings should be removed. After discussion the City Council decided to carry this item over to the next meeting.

3. Discussion of Sign Removal Policy

Administrator Robertson said that Mayor Egelston had directed him to stop picking up signs that are in violation of the Countryman Deed. The Mayor also directed that the policy be placed on the next Council agenda to give the City Council a chance to disagree with him. Robertson said that as near as he could tell this policy had existed unofficially since 2004. Councilmember Long asked if there are any other NOHOA regulations the City enforces that they should take a look at as well.

Councilmember Kingston made the motion to confirm the city will take no action regarding signs unless it's a safety issue, with a second from Councilmember Ross. The motion carried unanimously.

4. Discussion of Rapp Farm Golf Cart Policy

Administrator Robertson said that Mayor Egelston had asked that this item be placed on the agenda as summer was over and the Council should discuss whether or not to make this policy permanent.

Councilmember Ross made the motion to table this item until the next Council meeting. With a second from Councilmember Kingston the motion carried unanimously.

5. Deputy Burrell Report

Deputy Burrell described an incident in the Rapp Farm neighborhood where three young girls reported a male told them to get into his car. No other incidents have occurred. Sheriff's department didn't have a lot to go on regarding a description of the male or the vehicle. It's an ongoing investigation. During the Parade of Homes, officer Burrell did extra patrols. There was a lot of traffic but it was successful. Residents spoke to the deputy and were satisfied with the conclusion of the Parade of Homes.

Two solicitors were going door to door in Charley Lake Preserve and scammed a couple of residents. Burrell arrested the two solicitors. He recommends that when solicitors come door to door you should call the police as they are trespassing.

He has stopped a number of cyclists due to complaints and one was ticketed for trespassing.

Councilmember Reports

Councilmember Katy Ross

1. A special meeting of the Fire Board was called to approve changes to the bylaws.
2. Ramsey County approved the grant for recycling carts. Recycling carts will be available in mid-January. Single sort recycling will begin on January 3. Use regular bins for now. Eureka recycling will be here on November 16th to answer questions on recycling.
3. She attended the new residents meeting on Sunday October 9th at the North Oaks Golf Club; there was a lot of interest in recycling in our city.
4. On November 3rd the recycling committee will be going on a tour of the Eureka recycling center at 8:00 am.
5. The Planning Commission heard concerns on the neighborhood park in the Wilkinson Lake area. They are currently working on the comprehensive plan

Councilmember Marty Long

1. VLAWMO didn't meet.
2. He and Administrator Robertson will meet next week with North Oaks Company to work on the contract regarding our water and sewer infrastructure.
3. The NRC's final draft on water management should be approved at their next meeting.

Councilmember Rick Kingston

1. Tick Task Force - a lot of interest at the new member meeting
2. Letter to physicians regarding Lyme disease is done and can be found on the city website.
3. Survey to go out again to residents about Ticks and Lyme Disease.
4. NOHAPP were anxiously waiting to see how the maintenance ordinance comes out

Councilmember Gregg Nelson

Reporting for the Mayor in his absence

1. The Finance committee discussed having a special city council meeting on November 14th at 6:30 p.m. to canvass the election.
2. Discussed the Rapp Farm survey and traffic issues.
3. Discussed employee salaries; no conclusions were reached.
4. The rental property ordinance was discussed.
5. Charley Lake Preserve storm water problems were discussed.
6. Deer management will start earlier this year on November 1st.

Administrative Report

Administrator Robertson said the initial contract proposal with Eureka recycling was accepted except that they want a longer term than one year with it mutually renewable. The contract in front of us now is five years and after that it can be renewed every year or for an additional 5 years.

Councilmember Kingston made a motion to approve the Eureka Recycling contract as it is, with a second from Councilmember Ross. The motion carried unanimously.

City Attorney Reports

Review of Remote Meeting Attendance Policy

City Attorney Magnuson reviewed the proposed policy for remote meeting attendance prepared by the Mayor and City staff. The remote location would need to be open and accessible to the public. No more than 3 meetings per year could be done this way and not more than two meetings in a row. It's not enough just to be on a phone, the individual must be visible. For this to be possible the individual would have to transmit on the screens in the Community Meeting Room. Acting Mayor Nelson directed that this item be placed on the next Council agenda.

Miscellaneous

Next Natural Resource Commission Meeting October 20, 2016 @ 7:00 pm in the Community Meeting Room

Next Regularly Scheduled Planning Commission Meeting October 27, 2016 @ 7:00 pm in the Community Meeting Room

Next Regularly Scheduled Council Meeting November 10, 2016 @ 7:00 pm in the Community Meeting Room

Adjournment

On motion duly made by Councilmember Ross, seconded by Councilmember Kingston and carried unanimously, the meeting was adjourned at 8:07 pm.

Attest:

Respectfully Submitted

Acting Mayor Gregg Nelson

Kathy Laur
Recording Secretary