

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

Pledge of Allegiance

Approval of Agenda

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

Public Hearing Continuation – Proposed Maintenance Ordinance

Mayor Egelston opened the public hearing at 7:01 p.m.

Phil Apel, 35 Nord Circle Road – He is upset with the vacant and deteriorating house at 28 Nord Circle Road and presented pictures that were taken on 10/12/17. He and his wife have lived in their home for 14 years and the house has been vacant with the exception of 2-3 months that entire time. There is a lack of maintenance that presents a real risk to the community. He feels they have been denied the chance to have good neighbors. He would like the ordinance to address this.

Jack Anderson, 3 Overhill Drive – He is against this proposed ordinance. If it's passed, he would like to see something like a sunset provision of two years added whereby the ordinance would be evaluated to see if it's done any good. This would provide accountability and the city would have a timeline on which to go by.

Roger Reistad, 10 Hay Camp Road – Supports the ordinance.

Bonnie Selden, 4 Dogwood Lane – Was wondering if this proposed ordinance was published anywhere. Councilmember Ross said that the public hearing was noticed in the Shoreview Press and the Ordinance was published on the City web site.

Jack Anderson – Asked “What are the next steps and what is the time frame?”

Gerald and Kathleen Gretsche, 19 Buffalo – Sent in a written statement. They are opposed to ordinance.

Hearing no further comments, Councilmember Nelson made a motion to close the public hearing at 7:17 p.m. The motion was seconded by Councilmember Long and passed unanimously.

Mayor Egelston said the next step will be to take everyone's comments to a committee for further work on the ordinance.

Citizen Comments

None.

Consent Agenda

1. Minutes of the Regular Council Meeting of September 14, 2017 for approval
2. Minutes of the Natural Resource Commission of September 21, 2017 for approval
3. Minutes of the Regular Planning Commission Meeting of September 28, 2017 for approval
4. Resolution 1332 – Designating Polling Places for 2018 Elections
5. Approval of Variance 17-06, 81 East Pleasant Lake Road - ISTS
6. Licenses for Approval:
 - Mechanical Contractors:** Perfection Heating; Professional Mechanical Services;
 - Arborist's:** Roger's Tree Service Inc.

Claims for Approval: #012438-012469

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

Petitions, Requests, & Communication

1. Sheriff Jack Serier

Serier said that 2017 has been a year of change. Between retirements and jail expansion there have been 80 new hires in the sheriff's department. Ramsey County is the most diverse county in Minnesota. 100 different languages are spoken throughout the county. Serier has established a race and gender equity program for hiring to try and make the department more diverse. A contract is pending with city of Falcon Heights to have Ramsey County Sheriff's Department do their policing from now on. Regarding community engagement; the Hotdog with a Deputy program served double the amount of people and hotdogs this summer. He continues to be happy with all of the department's outreach efforts. Fright Farm has begun its run from October 6 thru Halloween night. This event draws 1100-1200 people a night. It's located on White Bear Ave. and Frost Street in Maplewood. There are 50-60 volunteers per night to make this happen. The website is www.Frightfarm.org. The money made from this event goes to youth programs.

2. Deputy Mike Burrell's Report

Last month there were some car break-ins at the golf course. Some victims don't report theft. The police need as much information as possible from victims in order to catch the thieves. There was a car break-in at Waverly Gardens and an alert witness provided information that led to an arrest. There have been some complaints about speeders. He focuses his attention on where the complaints are coming from. Two other deputies also do traffic enforcement in North Oaks as well. Both residents and contractors have been caught speeding and tickets have been issued.

Unfinished Business

1. Variance 17-05, 30 East Pleasant Lake Road

Administrator Robertson reviewed the staff report.

Councilmember Ross reviewed the discussion at the Planning Commission meeting.

Septic Inspector Humpel reviewed the process of how he works with a septic designer to site a new system and determine the least amount of variance needed. It was determined that installation of a new septic system will not cause additional drainage into an area pond.

Anna Burgett, 32 East Pleasant Lake Road. She felt the process was not transparent because she did not receive notice of the proposed variance. She was upset that she was not able to participate in the process.

Councilmember Ross said that the City has provided more information based on these comments and will continue to do so. She also noted that Septic Inspector Humpal is one of 44 individuals with the highest level of certification for this work from the state of Minnesota.

Councilmember Long suggested that the City provide more septic education articles for publication in the North Oaks News.

Councilmember Long made a motion to adopt the findings in the staff report and approve Variance 17-05 for the installation of a new septic system. The motion was seconded by Councilmember Nelson and passed unanimously.

2. Mounds View School's Presentation

Amy Jones and Scott Kauls of Neighbors United came before the council to endorse a school bond scheduled for election in November. Jones said she is the Chair of the Mounds View School Board. The district serves 87,000 students and is the 10th largest in the state. The district is experiencing a lot of growth, primarily due to housing turnover and young families moving in. This growth is district wide and not concentrated in any one area. Currently the district is closed to open enrollment, has been for the last two years and will continue to be closed for at least the next 2 years. Right now there is not a lot of flexible space in the schools. The average age of school buildings is 25 years. Replacing aging systems like HVAC is necessary. Significant remodeling is necessary. There hasn't been a request for more money in 19 years. Every school will be updated. Improved safety and security will also be included. In the majority of buildings classrooms will be added. They want to move forward with a \$165 million bond. The bonds will be 20 years in length. Residents can vote at the Shoreview Library no matter where their normal polling place may be. She requested that everyone vote.

3. Public Hearing - Comcast Cable TV Franchise Agreement

Councilmember Gregg Nelson made a motion to open the public hearing at 8:19 p.m. The motion was seconded by Councilmember Rick Kingston and passed unanimously.

Mike Bradley, who represents the North Suburban Cable Commission, reviewed the document. This will be a 10 year agreement with Comcast Cable. There will be a new mechanism for funding with the PEG fee being changed. This should cause a decrease on cable bills. The franchise fee will not change. There will be additional access channels and there will be up to 3 in high definition. There will be access to an electronic programming guide. Provisions for complimentary service to City Halls will be provided. The Cable Commission was excited about new ability to do remote programming.

Hearing no comments, Councilmember Nelson made a motion to close the public hearing at 8:28 p.m. The motion was seconded by Councilmember Long and passed unanimously.

Councilmember Nelson made a motion to approve the Cable Commission Franchise Agreement. The motion was seconded by Councilmember Ross and passed unanimously.

4. Public Hearing Continuation – Proposed Assessments

Hearing no comments, Councilmember Long made a motion to close the public hearing at 8:30 p.m. The motion was seconded by Councilmember Kingston and passed unanimously.

There was discussion regarding the waiving of assessments for two properties that had come into compliance. Administrator Robertson reviewed how nuisance complaints are responded to.

Councilmember Kingston made a motion to approve Resolution 1333 adopting 2018 Assessments. The motion was seconded by Councilmember Long and passed unanimously.

New Business

1. Consider Recycling Contract Amendment

Administrator Robertson reviewed his recent meeting with Lonnie Waddle of Peterson-Waddle Recycling. The switch to single sort recycling has exceeded the city's expectations both for increased participation and increased volume. Because of this, Peterson-Waddle has incurred additional costs for time, fuel and vehicle maintenance. Waddle has made a request for a 6% increase to his contract beginning immediately. Councilmember Ross said that since the beginning of single sort recycling in North Oaks, an additional ton and a half more of recycling is collected per week. She noted that any increase in the contract is more than set off by increased revenues from Eureka Recycling.

Councilmember Ross moved to approve the revised contract with a six percent increase for Peterson-Waddle effective immediately with a second from Councilmember Nelson. The motion carried unanimously.

Councilmember Reports

- **Councilmember Katy Ross**

Ramsey County just put something in their "Green Living" publication about North Oaks and the success of its recycling program. There is one more tour of Eureka Recycling planned for November and she does not plan any additional tours until next spring. She attended a National Night Out in September. A lot of people were there and it was a great event.

- **Councilmember Marty Long**

No meeting for VLAWMO this month.

There is an extra spot open on the NRC for anybody interested in serving the community in that capacity. The NRC will be presenting information on the proposed conservation awards at the November Council meeting.

- **Councilmember Rick Kingston**

He met with Jim MacGillis of NOHOA to talk about trail signage.

The City and NOHOA are continuing to meet. He met with the management team to work on common issues together.

The next Tick Task Force meeting is October 17 in the conference room

The golf course is looking at options for taking care of sewer in its expansion.

- **Councilmember Gregg Nelson**

The passing of the Cable TV contract with Comcast will reduce the business of the Cable board.

- **Mayor Michael Egelston's Report**

He continues to meet with NOHOA.

He is working with the North Oaks Company and the North Oaks Community Foundation on options for increased security to our community and a plan to do something with the main entrance into North Oaks.

He met with VLAWMO to discuss water levels in our community. There will be a meeting October 24 with residents of Teal and South Mallard ponds to discuss water levels of the ponds.

City Administrator Report

1. Discussion of Sewer & Water Feasibility Study

Administrator Robertson reviewed the report. He said in discussion with septic installers they said that there is never a "final" septic site on a property. There is always something that can be done; the options just get more expensive. The Council agreed that no further action would be taken on this issue.

City Attorney Reports

1. Discussion of Proposed NOHOA Maintenance & Easement Agreement

Attorney Magnuson said this is the sixth draft of this agreement since 2015. It's become more of an issue recently because the City has taken over the sewer and water from the North Oaks Company. This agreement provides for cooperation and clarity for the City regarding the easements for the water and sewer systems now and in the future. It also provides that NOHOA will reimburse the City for the costs of striping the roads, road signs, and roadside mowing. The agreement states that any work done on the roads by the City does not make the roads public roads. This agreement is in the City's best interest to move forward as it provides very little risk to the City and is a way to protect the private roads.

Councilmember Long made a motion to approve the agreement. The motion was seconded by Councilmember Kingston and passed unanimously.

Miscellaneous

Next Natural Resource Commission Meeting is Thursday, October 19, 2017 @ 7:00 pm in the Community Meeting Room

Next Tick Task Force Meeting is Tuesday, October 17, 2017 @ 7:00 pm in the Community Meeting Room

Next Regularly Scheduled Planning Commission Meeting is Thursday, October 26, 2017 @ 7:00 pm in the Community Meeting Room

Next Regularly Scheduled Council Meeting is November 9, 2017 @ 7:00 pm in the Community Meeting Room

Adjournment

On motion duly made by Councilmember Long, seconded by Councilmember Nelson and carried unanimously, the meeting was adjourned at 9:19pm.

Attest:

Respectfully Submitted

Mayor Michael Egelston

Michael Robertson
City Administrator