

**STON CITY COUNCIL
MEETING AGENDA
JULY 19, 2010 AT 6:30 PM
COUNCIL CHAMBERS**

The City Council is provided background information for agenda items in advance by city staff, committees and boards. Many decisions regarding agenda items are based upon this information, as well as: City policy and practices, input from constituents, questions or information that has not yet been presented or discussed regarding an agenda item. If you have a concern or question, please ask to be recognized by the Mayor during the "Citizens addressing the Council" portion of the agenda—state your name and address for the record. Please keep comments under 5 minutes. Individuals wishing to speak for more than five minutes should ask to be included on the agenda in advance. All comments are appreciated, but please refrain from personal or derogatory attacks on individuals.

1. Call meeting to order and Pledge of Allegiance
2. Roll Call
3. Approve the agenda and any agenda additions

CONSENT AGENDA

The items listed for consideration will be enacted by one motion unless the Mayor, a member of the City Council, City Staff or a person in attendance requests an item to be removed from the Agenda.

4. Approval of Consent Agenda
 - A) Approval of the July 6th Regular Meeting Minutes
 - B) Approval of the July 12th Public Hearing Minutes
 - C) Approval of Bills

PUBLIC HEARINGS

PETITIONS, REQUESTS, & COMMUNICATIONS

5. Addressing the Council
 - A) Tobacco Free Youth of Sibley County
 - B) Citizens Addressing the Council
6. Announcement
 - A) MMPA Annual Meeting in Arlington on July 29th @ 5:30 p.m.
 - B) Filing Dates for Mayor and 2 Open Council Positions is August 3 through August 17
 - C) MMUA Annual Summer Meeting on August 23-25 in Alexandria
7. Communications
 - A) June Financial Reports
 - B) 2nd Quarter EDA Director's Report
 - C) Website Traffic Report
 - D) Minnesota Department of Public Safety Reminder on FCC Mandate
 - E) Rosenfeld Farm Site



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ICERS, BOARDS & COMMITTEES

ORDINANCES & RESOLUTIONS

8. Ordinances

9. Resolutions

- A) 35-2010 ó Approving Plans and Specs and Ordering an Advertisement for Bids (Community Center Roof)
- B) 36-2010 ó Additional Mayoral Appointments
- C) 37-2010 - Approval/Denial of Gambling License for Ducks Unlimited

UNFINISHED BUSINESS

10. Discussion from the July 12th Assessment Hearing on the 2009 Improvement Project

NEW BUSINESS

11. Approve/Deny Emergency Preparedness Request from Sibley Medical Center

12. Approve/Deny Actions by City Administrator to Place Scott Bennett on Paid Administrative Leave

13. Approve/Deny Conciliation Court's Order and Judgment on Keith Doetkott vs. City of Arlington

14.

MISCELLANEOUS BUSINESS

15. Council Committee Updates

16. Open Discussion

ADJOURNMENT

Reminders:

- 1) Police Comm. ó July 26th @ 1 pm (Tech Center)
- 2) Hospital Board ó July 26th @ 5 pm
- 3) EDA ó July 28th @ 6 pm

ARLINGTON CITY COUNCIL
MEETING MINUTES
JULY 19, 2010

The meeting was called to order at 6:30 p.m., Mayor Kreft presiding.

Members present: Mayor Kreft, Reetz, Vrklan, Wills

Members absent: Pederson, Pichelmann

Also present: EDA Dir. Schultz, City Attorney Arneson, Engineer Jim Haugen, Tobacco Free

Youth members Tami LaGow, Stephanie Stoll, Michael Stoll

Motion by Vrklan, seconded by Wills, and passed by unanimous vote to approve the agenda as presented.

Motion by Reetz, seconded by Wills, and passed by unanimous vote to approve the consent agenda as follows:

- A) Approval of the July 6th Regular Meeting Minutes
- B) Approval of the July 12th Public Hearing Minutes
- C) Approval of the Bills.

It was noted that there were no public hearings scheduled.

Tobacco Free Youth members Tami LaGow, Stephanie Stoll and Michael Stoll presented information on their organization. They asked the City to consider adopting a City-Owned Outdoor Recreational Facilities Model Tobacco-Free Policy, as many cities state-wide, including Winthrop and Gaylord have. LaGow commented that the Arlington Raceway has designated a specific section in the grandstands as tobacco-free. It was noted that the Tobacco Free Youth had met with the Parks Committee. LaGow commented that their funding (grant) expires at the end of December. It was the consensus that the Parks Committee should work with the TFY group.

It was noted that there were no citizens present to address the Council on non-agenda items.

The following announcements were reviewed:

- 1) MMPA Annual Meeting in Arlington ó July 29th @ 5:30 pm
- 2) Filing Dates for Mayor and 2 Open Council Positions is August 3 through August 17
- 3) MMUA Annual Summer Meeting ó August 23-25 in Alexandria.

The Council reviewed the following communications:

- 1) June Financial Reports
- 2) 2nd Quarter EDA Director's Report
- 3) Website Traffic Report
- 4) Minnesota Department of Public Safety Reminder on FCC Mandate
- 5) Rosenfeld Farm Site.

and specifications (3 different options) for replacing the roof. It was noted that he has talked with local contractors about the roof and found that during the first 10 years there have been ongoing problems. It was noted that Contractors would have to pay \$50 to obtain a copy of the plans/specs, except that the City was getting 10 copies to mail out to local contractors at no charge to the contractor.

Councilmember Reetz introduced the following resolution and moved for its adoption:

RESOLUTION 35-2010
A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING AN ADVERTISEMENT FOR BIDS

WHEREAS, the City Council hired Jim Haugen of Haugen Architecture, Inc. to prepare plans and specifications for a Re-Roof Project at the Arlington Community Center; and

WHEREAS, Mr. Haugen has prepared plans and specifications for the complete removal of the existing asphalt shingles and the installation of a new roof covering. The plans and specifications call for options on three different roof systems (Asphalt Shingles, Steel Shingles and Standing Seam Metal). Such plans and specifications have been presented to the council for approval.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ARLINGTON:

1. Such plans and specifications, a copy of which are attached hereto and made a part hereof, are hereby approved.
2. The City Administrator shall prepare and cause to be inserted in the official newspaper and in *Finance & Commerce* an advertisement for bids upon the making of such Re-Roof Project under the approved plans and specifications. The advertisement shall be published for two weeks, shall specify the work to be done, shall state that bids will be received by the City Administrator until 11:00 a.m. on August 12, 2010, at which time they will be publicly opened in the council chambers at the community center by the City Administrator, will then be tabulated, and will be considered by the council at 6:30 p.m. on August 16, 2010 in the council chambers at the community center. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the council on the issue of responsibility. No bids will be considered unless sealed and filed with the City Administrator.
3. Cash on hand will be used to finance this project

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Vrklan and upon poll being taken thereon the following voted in favor thereof: Reetz, Vrklan, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: Pederson, Pichelmann.

Approved by the City Council of the City of Arlington this 19th day of July, 2010.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Kreft
Mayor

Attest: /s/ Denny Schultz
EDA Director

Councilmember Wills introduced the following resolution and moved for its adoption:

RESOLUTION 36-2010
A RESOLUTION APPOINTING RICHARD THOMES TO THE ARLINGTON ECONOMIC DEVELOPMENT AUTHORITY

WHEREAS, a vacancy currently exists in the Economic Development Authority due to a resignation from the Board.



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... has appointed Richard Thomes to the Arlington Economic ... at the end of 2011.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Vrklan and upon poll being taken thereon the following voted in favor thereof: Reetz, Vrklan, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: Pederson, Pichelmann.

Approved by the City Council of the City of Arlington this 19th day of July, 2010.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Kreft
Mayor

Attest: /s/ Dennis Schultz
EDA Director

Councilmember Vrklan introduced the following resolution and moved for its adoption:

RESOLUTION 37-2010

A RESOLUTION APPROVING THE APPLICATION FOR A LAWFUL GAMBLING LICENSE FOR THE HIGH ISLAND BOTTOM FEEDERS (DUCKS UNLIMITED)

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Arlington hereby approves the application for a Lawful Gambling License as submitted by the High Island Bottom Feeders (Ducks Unlimited).

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Reetz and upon poll being taken thereon the following voted in favor thereof: Reetz, Vrklan, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: Pederson, Pichelmann.

Approved by the City Council of the City of Arlington this 19th day of July, 2010.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Kreft
Mayor

Attest: /s/ Denny Schultz
EDA Director

Discussion was held on the July 12th Assessment Hearing related to the 2009 Improvement Project. The Council reviewed a memo from Engineer Hawbaker that addressed a concern from a resident about the amount he is being assessed and that it should be refigured as he has an irregular-shaped lot. Concern was expressed about changing the assessment amount on one property and how it would affect the others within the project. It was the consensus that Staff should recalculate the assessment for the one property disputing his assessment and then see how the other properties are affected.

The Council reviewed a letter from SMC regarding their emergency preparedness plan. It was noted that SMC was requesting that the City would supply the honey dew wagon to them in the event of an emergency where the sewer system was failing.

Motion by Reetz, seconded by Wills, and passed by unanimous vote to approve the emergency preparedness request from SMC as stated above.

Mayor Kreft commented that Police Officer Scott Bennett was recently involved in a high-speed chase, which is now under investigation and per the City's Personnel Policy is to be placed on paid administrative leave.

and passed by unanimous vote to approve the actions of the City Administrator to place Police Officer Scott Bennett on paid administrative leave.

Attorney Arneson commented on a Conciliation Court Order and Judgment regarding Keith Doetkott vs. City of Arlington. He noted that the Judge did not find in favor of Mr. Doetkott's request for payment of accrued vacation time as he did not leave the City in good standing (per the City's Personnel Policy). However the Judge did find that Mr. Doetkott was entitled to 20% of his accrued sick time as the City's Personnel Policy regarding sick time did not have a "good standing" requirement. Attorney Arneson stated that the court order could be appealed, but advised staff not to in lieu of the discrepancy in the Personnel Policy.

Motion by Reetz, seconded by Vrklan, and passed by unanimous vote to accept the Judgment of the Court and authorize Adm. Jaunich to pay the amount of \$1,463.23 to Mr. Doetkott for unpaid accrued sick leave.

Motion by Wills, seconded by Vrklan, and passed by unanimous vote to adjourn the meeting at 7:20 pm.

EDA Director Denny Schultz

Mayor James R. Kreft