

Special City Council
Meeting Minutes
Wednesday, December 2, 2004
7:00 PM

I. CALL TO ORDER

Acting Mayor Scott Keigley called the meeting to order at 7:00PM.

II. ROLL CALL

Present: Joy Bertsinger, Jackie Hall, Scott Keigley, Kevin McDermott, Dick Nelson, Clerk Nymann, Attorney Canan, Town Board Members: Richard Lyke, Mark Tiede, Judy Haglund
And members of the Community

III. ORDERLY ANNEXATION AGREEMENT WITH ORONOCO TOWNSHIP

Halfway through the discussion it was determined that everyone should be referring to Document #5. Mark questioned 'reasonable time', asked state's position of 'island within the city', definition of 'majority', whether a legal description of LUP is necessary (Clerk Nymann will check on this). After discussion, it was determined that on page 5, a period will go after agreement in third sentence, and 2nd to last sentence on page 5 will be added 'until no longer serve township'. Attorney Canan will make appropriate changes and bring back to the next Council meeting.

IV. HIGHWAY 52

Dale Ragan invited Ken Moen to give the Council their legal conditions on the Highway 52 Final Layout. Ken stated he's discussed this with various agencies. He presented State Statute 161.164 to the Council. The City has the option to disapprove final layout in writing or approve with conditions to MnDOT. If MnDOT doesn't like the result the City gives them, MnDOT's options are to go with the conditions, drop the project, appeal it, or amend the layout and go forward. City has the legal authority to express what needs to be done. The County has offered to bond the frontage road now, with the City paying back interest only payments (with frontage road not being paved, and the City annexing that portion of the road into the City); and carrying the costs of the pay back on to developers. Nelson stated the City should stand firm on frontage road as a condition. Tom Novak in the audience asked why was MnDOT not putting in the frontage road. MnDOT stated that they don't have to do it, because they're not taking away anybody's access. Dale said that he has had dealings with MnDOT before. Larry Stolp was in the audience and stated that the City should stand their ground, there needs to be a frontage road on the west side of the highway. Ken suggested to be very specific in the description if there are conditions. **Keigley motioned to disapprove municipal consent on the Highway 52 final layout unless conditions are met, McDermott second; DISCUSSION: Specific reasons being: The roads proposed by MnDOT for frontage road on the west side of Hwy 52 (on 12th St SW and 3rd Ave. SW) cannot handle the expected traffic volume and poses a safety hazard to residents. The City does not want the overpass eliminated at the County rd. 12 on the north side of the City eliminated; all in favor, motion carried.**

Attorney Canan will draft the letter, and Keigley will be the signer on it. Ken, Dave, and Larry thanked the Council for standing their ground. Canan suggested that if MnDOT does appeal the City's non-consent, the City should be prepared to appoint someone with expertise in road construction on the appeal board.

V. 2005 BUDGET

Clerk Nymann had the final budget prepared, with a summary page. **Keigley motioned to approve the 2005 budget, Hall second; DISCUSSION:** Nelson stated the need to fund equipment for City services, lawn care package for grounds keeping with broom, and additional funding for the community center is needed. Maintenance man has been spraying, and the sprayer would be a work saving device. Future revenues with the new developments could be used for equipment for the fire department and 1st responders. There are more immediate needs at the community center now, windows, boiler recurring maintenance are just a few items. The immediate needs are more important. Bertsinger suggested having the Community Center Committee meet next year and determine the needs and prioritize them. Nelson stated that the City could reduce the new rig & equip. fund for fd and 1st resp. and not touch the DOGR money; taking money from budget of fd and 1st R and put it into the community center fund. **All in favor, motion carried.**

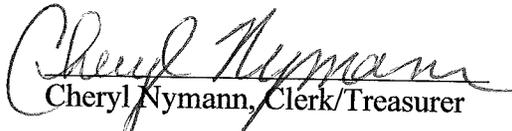
VI. ADJOURNMENT

Keigley motioned to adjourn at 8:35PM, Hall second; all in favor, motion carried.

Respectfully Submitted:



Scott Keigley, Acting Mayor



Cheryl Nymann, Clerk/Treasurer