

CITY OF APPLE VALLEY  
Dakota County, Minnesota  
June 14, 2012

Minutes of the regular meeting of the City Council of Apple Valley, Dakota County, Minnesota, held June 14th, 2012, at 7:00 o'clock p.m., at Apple Valley Municipal Center.

PRESENT: Mayor Hamann-Roland; Councilmembers Bergman, Goodwin, Grendahl, and Hooppaw.

ABSENT: None.

City staff members present were: City Administrator Lawell, City Clerk Gackstetter, City Attorney Dougherty, Public Works Director Blomstrom, Recreation Superintendent Breuer, Assistant City Administrator Grawe, Human Resources Manager Haas, Finance Director Hedberg, Parks and Recreation Director Johnson, City Planner Lovelace, City Engineer Manson, Community Development Director Nordquist, Acting Police Chief Rehtzigel, Sports Arena Office Supervisor Schesso, and Fire Chief Thompson.

Mayor Hamann-Roland called the meeting to order at 7:01 p.m. Everyone took part in the Pledge of Allegiance to the flag.

#### APPROVAL OF AGENDA

MOTION: of Grendahl, seconded by Hooppaw, deleting item 5.C – Stream International Business Subsidy Assistance, adding item 5.F – Authorize Transmittal of Letter to Dakota County Regarding Cedar Avenue BRT Transit Facility at 147th Street, and approving the agenda for tonight's meeting, as amended. Ayes - 5 - Nays - 0.

#### AUDIENCE

Mayor Hamann-Roland asked if anyone was present to address the Council, at this time, on any item not on this meeting's agenda. No one requested to speak.

#### CONSENT AGENDA

Mayor Hamann-Roland asked if the Council or anyone in the audience wished to pull any item from the consent agenda. There were no requests.

MOTION: of Bergman, seconded by Goodwin, approving all items on the consent agenda with no exceptions. Ayes - 5 - Nays - 0.

#### CONSENT AGENDA ITEMS

MOTION: of Bergman, seconded by Goodwin, approving the minutes of the regular meeting of May 24, 2012, as written. Ayes - 4 - Nays - 0 - Abstain - 1 (Hamann-Roland).

CITY OF APPLE VALLEY

Dakota County, Minnesota

June 14, 2012

Page 2

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-115** accepting, with thanks, the donation of nine (9) pairs of boots, from David Phillips, for use by the Fire Department. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-116** accepting, with thanks, the donation of \$25.00 from William Block for landscaping at Greenleaf and Wildwood Parks. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-117** accepting, with thanks, the donation of \$500.00 from Celeste Rekieta in memory of Vicky Jabbra, for Valleywood Clubhouse. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-118** accepting, with thanks, the donation of \$500.00 from Loren Hegland in memory of Donald W. Rice, for Valleywood Clubhouse. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving a change in officer for Blazin Wings, Inc., d/b/a Buffalo Wild Wings Grill & Bar #28 in connection with the "On-Sale Intoxicating Liquor" and "Special License for Sunday Liquor Sales" licenses, at 14658 Cedar Avenue, Ste. D, naming Ms. Emily Clark Decker as an additional Vice President; as described in the City Clerk's memo dated June 11, 2012. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving a temporary event license in connection with a community festival for two outdoor special events to Rich Management, Inc., d/b/a Bogart's/Apple Place Bowl, on June 29 and 30, 2012, and June 30 and July 1, 2012, for use in the parking lot at 14917 Garrett Avenue and 7300 147th Street W., as described in the City Clerk's memo dated June 11, 2012. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-119** appointing individuals listed in the resolution to serve as judges for the Primary Election to be held on August 14, 2012, in the City. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the 2012 Goal Setting Workshop Summary as attached to the City Administrator's memo dated June 11, 2012. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-120** approving 2012 Performance Measures as recommended by the Council on Local Results and Innovation, and authorizing participation in the Performance Measurement Program for 2012 and 2013. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving survey questions for participation in the Performance Measurement Program as attached to the Assistant City Administrator's memo dated June 14, 2012. Ayes - 5 - Nays - 0.

CITY OF APPLE VALLEY

Dakota County, Minnesota

June 14, 2012

Page 3

MOTION: of Bergman, seconded by Goodwin, receiving the Police Department's 2011 annual report. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, authorizing transfer of the Dakota County Community Development Agency (CDA) Redevelopment Incentive Grant in the amount of \$78,700.00 to the Economic Development Authority for improvements at Times Square Shopping Center, as described in the Associate City Planner's memo dated June 14, 2012. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Joint Powers Agreement with Dakota County for maintenance of the GIS database containing road names and addresses, as attached to the City Planner's memo dated June 7, 2012, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, designating the City Planner as the City liaison for Dakota County GIS. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Letter of Authorization with Ameresco for Preliminary Feasibility Analysis for former City Hall Building, as attached to the Assistant City Administrator's memo dated June 14, 2012, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Goodwin seconded by Bergman, adopting **Resolution No. 2012-121** amending the receipt of bids date for AV Project 2012-108, Water Treatment Plant Expansion, to July 12, 2012, at 10:00 a.m. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Water Quality Improvement Cost Share Program Agreement with Bryan Koll for raingarden and native garden at 1088 Rome Court, in an amount not to exceed \$500.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Water Quality Improvement Cost Share Program Agreement with Nancy Joy Hegg for raingarden and native garden at 12968 Finch Way, in an amount not to exceed \$500.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Water Quality Improvement Cost Share Program Agreement with David R. & Bridget J. Holmen for raingarden at 5681 125th Street W., in an amount not to exceed \$500.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Water Quality Improvement Cost Share Program Agreement with Diamond Path Place Association, Inc., for raingardens on Lot 1, Blocks 1, and Lot 1, Block 2, Diamond Path 5th Addition, in

CITY OF APPLE VALLEY

Dakota County, Minnesota

June 14, 2012

Page 4

an amount not to exceed \$500.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Joint Powers Agreement with the Cities of Burnsville, Lakeville, and Eagan (A.B.L.E) for the Fire Training Facility, in an amount not to exceed \$500,000, as attached to the Fire Chief's memo dated June 7, 2012, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Work Site Agreement and Statement of Work with Tree Trust, at a cost not to exceed \$2,500.00 plus materials, as attached to the Park Maintenance Superintendent's memo dated June 11, 2012, and authorizing the Park Maintenance Superintendent to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Professional Services Agreement with Braun Intertec Corporation for materials testing services relating to AV Project 2011-105, Flagstaff Avenue Extension, in an estimated amount of \$19,814.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Professional Services Agreement with Braun Intertec Corporation for materials testing services relating to AV Project 2011-107, 147th Street Extension, in an estimated amount of \$18,703.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Agreement for AV Project 2012-103, 2012 Bituminous Trail Fog Sealing, with Pearson Bros., Inc., in the amount of \$32,696.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Agreement for AV Project 2012-119, 2012 Concrete Removal and Replacement Services, with Ron Kassa Construction, Inc., in the amount of \$18,000.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Agreement for electrical service installation at the intersection of Upper 147th Street and Johnny Cake Ridge Road, as part of AV Project 2011-106, Upper 147th Street Extension, with Excel Energy, in the amount of \$4,127.41, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-122** awarding the contract for AV Project 2011-107, 147th Street Extension from Flagstaff

Avenue to Johnny Cake Ridge Road, to LaTour Construction, Inc., the lowest responsible bidder, in the amount of \$2,231,944.50. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-123** awarding the contract for AV Project 2012-102, 2012 Micro Surfacing, to Astech Corp., the lowest responsible bidder, in the amount of \$731,400.94. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving Change Order No. 1 to the Agreement with Budget Sandblasting & Painting, Inc., in the amount of an additional \$2,113.33; and accepting AV Project 2012-121, 2012 Sealing of Decorative Concrete and Block Retaining Walls, as complete and authorizing final payment in the amount of \$2,113.33. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, accepting Valleywood Clubhouse Contract #0330, as complete and authorizing final payment on the contract with Cast-In-Place Concrete with Thompson Construction of Princeton, Inc., in the amount of \$3,257.05. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving hiring the seasonal employees and resignation of employees, as listed in the Personnel Report and Addendum dated June 14, 2012. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, setting a special informal City Council meeting, at 3:00 p.m., on June 18, 2012, at the Municipal Center. Ayes - 5 - Nays - 0.

#### END OF CONSENT AGENDA

#### 2012 APPLE VALLEY FREEDOM DAYS

Mr. Randy Johnson introduced Apple Valley Freedom Days Committee Chair Pat Schesso and City liaison Scott Breuer. He stated preparation for Freedom Days is a team effort which includes many departments in the City including Police, Fire, Public Works, and Parks and Recreation.

Ms. Schesso and Mr. Breuer presented the various activities planned for the 46th Annual Apple Valley 4th of July Celebration, which begins on June 29 and concludes on July 4. The parade begins at 1:00 p.m. on July 4 and the fireworks will begin at 10:00 p.m. that evening. Everyone is invited to enjoy the fun and participate in the various events. Ms. Schesso thanked the City, the Apple Valley American Legion, and local businesses for supporting Apple Valley Freedom Days.

Mr. Johnson read the resolution proclaiming "The 46th Annual Apple Valley Freedom Days Celebration".

MOTION: of Goodwin, seconded by Grendahl, adopting **Resolution No. 2012-124** proclaiming July 4, 2012, as "The 46th Annual Apple Valley 4th of July Freedom

Days Celebration” and encouraging citizens to support and participate in the community-wide celebration. Ayes - 5 - Nays - 0.

Mayor Hamann-Roland thanked the Freedom Days Committee and many volunteers for their efforts in coordinating all the activities.

Ms. Schesso reminded the public that chairs and blankets cannot be placed along the parade route prior to 24 hours before the start of the parade.

MOTION: of Bergman, seconded by Goodwin, authorizing a helicopter landing and lift-off at Johnny Cake Ridge Park on July 3, 2012, between the hours of 5:00 p.m. and 9:00 p.m. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Goodwin, approving the Agreement with RES Specialty Pyrotechnics, Inc., for fireworks display services on July 4, 2012, in the amount of \$20,000.00, subject to conditions listed in the Recreation Superintendent’s memo dated June 5, 2012, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2012-125** establishing parking restrictions on or near the parade route for the July 4, 2012, Apple Valley Freedom Days parade and Fun Run, beginning at 11:00 a.m. on July 3, 2012, until 4:00 p.m. on July 4, 2012. Ayes - 5 - Nays - 0.

#### MUSIC IN KELLY PARK

Mr. Johnson invited the public to the “Music in Kelley Park” concert series from 6:00 p.m. to 9:00 p.m. on June 15 and 22; July 6, 13, 20, and 27; and August 3, 2012.

Mr. David Peterson, President of the Apple Valley Arts Foundation, invited everyone to attend these free music events at Kelley Park. The events are sponsored by the Apple Valley Arts Foundation, the City of Apple Valley, and several local businesses. The public is encouraged to bring their families and lawn chairs and/or blankets. There will also be food and beverages, including wine and beer, available for sale. In addition, several bikes, bike helmets, and guitars will be given away throughout the series.

Mr. Johnson read the proclamation.

MOTION: of Grendahl, seconded by Hooppaw, proclaiming June 15 and 22; July 6, 13, 20, and 27; and August 3, 2012; from 6:00 p.m. to 9:00 p.m. as “Music in Kelley Park” and encouraging citizens to support and attend these community events. Ayes - 5 - Nays - 0.

Mayor Hamann-Roland thanked the Apple Valley Arts Foundation for offering these fun, free music events.

APPLE VALLEY BUSINESS CAMPUS

Mr. Lovelace described the request by Hebert and Associates, Inc., for a final plat and subdivision agreement and site plan/building permit authorization for two multi-tenant industrial buildings in the Apple Valley Business Campus subdivision. The Apple Valley Business Campus Addition is a 27-acre industrial development that consists of two lots and two outlots and is located on the northeast corner of 147th Street W. and Flagstaff Avenue. He reviewed the utility plan, grading plan and ponding areas, site plan, landscape plan, elevation drawings, as well as colored renderings of the buildings. He then highlighted the revisions to the subdivision agreement. The Planning Commission reviewed this item on February 1, and March 7, 2012, and voted unanimously to recommend approval.

Mr. Hedberg gave a presentation on the Development Assistance Agreement with Spowd Developments, LLC. He reviewed previous actions related to Tax Increment Financing (TIF) District No. 14, various details regarding Apple Valley Business Campus, development costs, and development outcomes. He noted the project consists of two phases and construction must begin by July 1, 2012. The project is estimated to generate from \$1.1 million to \$1.9 million in tax increment over nine years, depending on the phases completed and timing.

MOTION: of Goodwin, seconded by Bergman, adopting **Resolution No. 2012-126** approving the final plat and Subdivision Agreement for Apple Valley Business Campus, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Goodwin, adopting **Resolution No. 2012-127** approving the site plan and authorizing issuance of a building permit to allow construction of a 54,501 sq. ft. multi-tenant industrial building and 144 space surface parking lot on Lot 1, Block 1, Apple Valley Business Campus; and a 50,000 sq. ft. multi-tenant industrial building with 139 surface parking spaces located on Lot 2, Block 1, Apple Valley Business Campus; with conditions as recommended by the Planning Commission. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2012-128** approving the Development Assistance Agreement with Spowd, Developments, LLC, and authorizing the Mayor and City Clerk to sign the necessary documents. Ayes - 5 - Nays - 0.

IMH MEMORANDUM OF UNDERSTANDING

Mr. Hedberg said IMH is requesting approval of a Restated Memorandum of Understanding (MOU) for the Legacy North area of Central Village. He said Tammy Omdahl will present the financial information and the City Attorney will speak about the MOU.

Ms. Omdahl, of Northland Securities, provided an overview of the proposed development, identified challenges to the development, explained the proposal for City and Economic

Development Authority assistance, explained the requested actions, and reviewed the due diligence findings.

Mr. Dougherty said IMH is a lender who obtained possession of property surrounding Kelley Park through foreclosure action against the former owner. There are significant taxes and assessments due on the property. IMH is asking the City for assistance. Several years ago the City indicated interest in acquiring additional property adjacent to Kelley Park. IMH has agreed to sell four parcels to the City for the expansion of Kelley Park. This would be one of the four means of assistance for which IMH is asking. He then described the other three funding requests. IMH must make a decision by June 20, 2012, if it is going to enter into an agreement with Dakota County to pay the taxes, assessments, and delinquencies and put the rest into a Confession of Judgment. IMH is asking the City Council and Economic Development Authority (EDA) to approve the Memo of Understanding in order to get a sense as to whether the City Council will assist them if they move forward in trying to develop the property. He said the Memo of Understanding is not a financial commitment and it does not approve any project.

Mayor Hamann-Roland asked about the risk to the City and how the Memorandum of Understanding would impact the City's bond rating.

Mr. Dougherty responded that the Memorandum of Understanding is a risk-neutral event.

Mr. Rusty Fifield, of Northland Securities, added that if IMH pays the taxes and special assessments, it is likely it would be viewed positively by the rating agency.

Councilmember Grendahl said philosophically she has many differences with what is included, so she will be voting "no", even though there is no financial commitment at this point.

Councilmember Hooppaw said the Memorandum of Understanding is not a financial commitment, but it provides a road map on how to move forward. He believes the City is better off by proceeding down this path. He further explained his thoughts behind supporting the MOU.

Councilmember Goodwin pointed out no property taxes have been paid on these parcels for three and one-half years. IMH did not create the problem. However, in order to develop the property, IMH is asking the City to consider financial assistance to help with the delinquent taxes and assessments. If the developer moves forward, the City would recover some of the past due taxes as well as be able to purchase property to expand Kelley Park. He further explained his reasons for supporting the MOU.

Mayor Hamann-Roland noted the business community that has already made an investment in that area will also benefit.

Councilmember Bergman said two primary reasons he is supporting the MOU is for the expansion of Kelley Park and the potential benefits for The Triangle.

Mayor Hamann-Roland recalled that the Parks and Recreation Advisory Committee originally recommended Kelley Park be five acres in size. The purchase of property, as stated in the MOU, would be consistent with the Advisory Committee's original recommendation.

MOTION: of Goodwin, seconded by Bergman, approving the Restated Memorandum of Understanding between IMH Special Asset NT 175-AVN, LLC, the Apple Valley Economic Development Authority, and the City of Apple Valley, as attached to the Community Development Director's and Finance Director's memo dated June 13, 2012, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 1 (Grendahl).

#### BRT TRANSIT FACILITY AT 147TH STREET

Mr. Lawell said earlier this week the City received a letter from Dakota County Administrator Brandt Richardson regarding the Cedar Avenue Bus Rapid Transit (BRT) station stop at 147th Street W. Mr. Richardson requested an immediate response regarding the City's interest in having a pedestrian skyway installed at that site and its willingness to advance fund the construction. He said the Council is previously on record indicating its preference for a skyway. The County has indicated it cannot justify the expense of the skyway based on the anticipated ridership. However, they are willing to build a facility where a skyway could be added at a later date.

Mr. Lawell then presented the revised station stop design which includes a brick column on one end. The estimated cost of the skyway is \$2.37 million. The County wants to know if the City Council is willing to pay for the skyway as a local betterment. If the skyway is built at the City's request, the County is requesting an additional \$50,000 annually for skyway maintenance. Staff believes the construction estimate to be high. The draft response, prepared by Mr. Lawell, requests the County seek an alternate bid for the skyway during the bidding process. This would provide an accurate cost for the skyway.

Mr. Lawell said his letter also states the City is very concerned with the urgency of this project. The City's residents and businesses have experienced the lion's share of construction impacts as a result of this project. The City believes it is vitally important to build this facility right the first time so that the businesses and citizens do not have to suffer additional road closures and/or facility construction at a later date. Staff believes there are regional and timing benefits to construct the station stop to its full build out at the onset. Mr. Lawell suggested the Council consider any revisions to the draft letter and authorize its transmittal to the County.

Staff and Council held discussion.

Councilmember Bergman suggested posting the information contained in the letter on the City's website so the residents can see why the City took the position it did. Perhaps the residents can even assist the City in getting the skyway.

Mayor Hamann-Roland asked Mr. Lawell to speak about the parking near this site.

Mr. Lawell stated the Metropolitan Council was asked by the Planning Commission to prepare a plan detailing how the parking management system would work for this site because it will not have a park and ride. Dakota County maintains this is a walk up station and will not have a large parking demand. The City Council and others have expressed concern that some people are going to attempt to drive to this site and park in one of the adjacent private parking lots or on nearby public streets in residential areas. The parking management plan is supposed to be presented to the Planning Commission at its meeting on June 20, 2012.

Councilmember Hooppaw noted that early on the County held a position that the skyway was absolutely necessary. It seems short sided that they have backed away from that opinion at this time. He believes the Planning Commission made the right decision to table the matter until their questions are answered. He noted the application date is June 1, 2012. The Planning Commission reviewed this item on June 6, 2012. He believes that is an acceptable turnaround time. He does not want to inconvenience the businesses and residents a second time by installing the skyway at a later date.

Mayor Hamann-Roland added that the revised facility design was not submitted to the City until late in the afternoon, on June 6, 2012, just hours before the Planning Commission meeting.

Councilmember Grendahl supports sending the letter; however, she does not want to set a precedent to use General Fund money for skyway maintenance. She cannot support that.

Councilmember Goodwin said when the skyway was first being discussed, he had no idea Cedar Avenue would end up being nine lanes wide. He is very concerned with the public's safety, especially in the winter. Ridership should not be the only criteria to warrant a skyway. He believes the County should also consider the width of the road pedestrians are going to have to cross.

MOTION: of Goodwin, seconded by Hooppaw, authorizing transmittal of the letter to Dakota County as attached to the City Administrator's memo dated June 14, 2012. Ayes - 5 - Nays - 0.

#### STAFF COMMUNICATION

Mr. Blomstrom provided an update on the Cedar Avenue transitway construction project as well as other road improvement projects.

#### CALENDAR OF UPCOMING EVENTS

MOTION: of Grendahl, seconded by Goodwin, approving the calendar of upcoming events as included in the City Clerk's memo dated June 14, 2012, and noting that each event listed is hereby deemed a Special Meeting of the City Council. Ayes - 5 - Nays - 0.

CLAIMS AND BILLS

MOTION: of Bergman, seconded by Hooppaw, to pay the claims and bills, check registers dated May 31, 2012, in the amount of \$643,490.05; June 7, 2012, in the amount of \$865,538.38; and June 14, 2012, in the amount of \$2,480,598.38. Ayes - 5 - Nays - 0.

CLOSE MEETING, LABOR NEGOTIATIONS

Mr. Dougherty reviewed exceptions to the open meeting law and advised the Council that it could hold a closed session, under the provisions of M.S. 13D.03, to discuss labor negotiations.

MOTION: of Grendahl, seconded by Hooppaw, to enter into a closed meeting and convene in closed session to discuss AFSCME. Ayes - 5 - Nays - 0.

The Council convened in the Regent Conference Room at 8:55 p.m. In attendance were Mayor Hamann-Roland; Councilmembers Bergman, Goodwin, Grendahl, and Hooppaw; City Administrator Lawell; City Clerk Gackstetter; Human Resources Manager Haas; and Public Works Director Blomstrom. The meeting was tape recorded as required by law. The Council reconvened in open session at 9:10 p.m.

MOTION: of Grendahl, seconded by Goodwin, to adjourn. Ayes - 5 - Nays - 0.

The meeting was adjourned at 9:11 o'clock p.m.

Respectfully Submitted,

/s/ Pamela J. Gackstetter  
Pamela J. Gackstetter, City Clerk

Approved by the Apple Valley City Council on 6-28-12.