

CITY OF APPLE VALLEY
Dakota County, Minnesota
December 13, 2012

Minutes of the regular meeting of the City Council of Apple Valley, Dakota County, Minnesota, held December 13, 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, Acting Parks and Recreation Director Adamini, Public Works Director Blomstrom, Assistant City Administrator Grawe, Human Resources Manager Haas, Finance Director Hedberg, City Planner Lovelace, City Engineer Manson, Police Captain Marben, Community Development Director Nordquist, Police Chief Rechtzigel, Liquor Operations Director Swanson, Fire Chief Thompson, and Police Officer Tietz.

Mayor Hamann-Roland called the meeting to order at 7:00 p.m. Everyone took part in the Pledge of Allegiance to the flag.

APPROVAL OF AGENDA

MOTION: of Bergman, seconded by Grendahl, removing item 4.E - Approve State Gambling Exempt Permit for Special Olympics Minnesota on January 12, 2013, 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.

Ms. Coleen Rowley, 193 Beaumont Ct., requested the City Council discuss military funding at a future meeting and adopt a resolution supporting the reduction of military spending.

Minnesota House Representative-Elect Anna Wills, 7430 Germane Trail, commented on the State's budget and stated she is interested in hearing about any concerns Apple Valley is facing.

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.

Councilmember Grendahl asked if the City is doing everything it can to encourage improvements in Time Square Shopping Center prior to extending its lease.

Mr. Nordquist described the improvements being made by the owner of the property.

Councilmember Bergman commented on the landscaping and lighting and suggested Liquor Store No. 1 hold another reopening event when Cedar Avenue is complete.

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

CONSENT AGENDA ITEMS

MOTION: of Grendahl, seconded by Hooppaw, approving the minutes of the regular meeting of November 20, 2012, as written. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, setting the 2013 City Council meeting schedule, in accordance with the adopted policy on the second and fourth Thursdays of each month unless the following Friday is a holiday, with informal meetings beginning at 5:30 p.m. and regular meetings beginning at 7:00 p.m., as listed in the City Clerk's memo dated December 10, 2012. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving issuance of lawful gambling exempt permits, by the State Gambling Control Board, to Post 1776 American Legion Riders, for use on January 19, 2013, February 16, 2013, September 28, 2013, October 19, 2013, and November 30, 2013, at the Apple Valley American Legion, Post 1776, 14521 Granada Drive, and waiving any waiting period for State approval. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving issuance of lawful gambling exempt permits, by the State Gambling Control Board, to Apple Valley Sons of the American Legion, Squadron 1776, for use on February 9, 2013, April 13, 2013, and July 4, 2013, at the Apple Valley American Legion, Post 1776, 14521 Granada Drive, and waiving any waiting period for State approval. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving issuance of an off-site gambling permit, by the State Gambling Control Board, to Apple Valley Hockey Association, for use on January 12, 2013, and waiving any waiting period for State approval. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving issuance of a new 2013 Fuel Dispensing Facility Permit to PRG Market, LLC, d/b/a Andy's Market, 14113 Galaxie Avenue, as described in the City Clerk's memo dated December 10, 2013. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving issuance of a new 2013 Off-Sale 3.2 Percent Malt Liquor License to PRG Market, LLC, d/b/a Andy's Market, 14113 Galaxie Avenue, as described in the City Clerk's memo dated December 10, 2012. Ayes - 5 - Nays - 0.

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MOTION: of Grendahl, seconded by Hooppaw, approving issuance of a new 2013 License to Sell Tobacco or Tobacco Products to PRG Market, LLC, d/b/a Andy's Market, 14113 Galaxie Avenue, as described in the City Clerk's memo dated December 10, 2012. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, amending the Precious Metal Dealer License held by Bill Buttweiler, LLC, at 14810 Granada Avenue, by changing the business name to Apple Valley Diamonds and removing Ronald Paul Baughman as an owner of record. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving renewal and issuance of On-Sale and Off-Sale 3.2 Percent Malt Liquor Licenses for 2013, as attached to the City Clerk's memo dated December 10, 2012. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving renewal and issuance of licenses and permits for 2013 as listed in the attachment to the City Clerk's memo dated December 10, 2012. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2012-244** approving and levying 2012 Special Assessment Roll No. 615, in the total amount of \$435,254.00, for improvements to Eagle Ridge Business Park. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution 2012-245** reallocating special assessments in Cobblestone Lake Commercial 4th Addition. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution 2012-246** approving the reprogramming of Community Development Block Grant (CDBG) Funds for Glazier Townhomes Rehabilitation Project of \$115,000.00. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Lease Extension for Liquor Store No. 1 at Time Square Shopping Center, as attached to the City Administrator's memo dated December 7, 2012, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the reduction of financial guarantees for Apple Valley Business Campus from \$922,230.00 to \$19,400.00 and Eagle Ridge Business Park from \$51,700.00 to \$7,500.00; and the release of financial guarantee for Eagle Ridge Business Park Subdivision Buffer Guarantee, as listed in the Community Development Department Assistant's memo dated December 13, 2012. Ayes - 5 - Nays - 0.

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MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2012-247** approving the final plat and Subdivision Agreement for Cub Foods Addition, and authorizing the Mayor and City Clerk to sign the necessary documents. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Agreement for AV Project 2012-157, Building Inspection Services, with A to Z Home Inspection, LLC, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Agreement for AV Project 2013-111, Quarry Point Park Shade Structure, with Flanagan Sales, Inc., in the amount of \$45,498.01, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Professional Services Agreement for AV Project 2013-112, 2013-2014 Electrical Inspection Services, with Midwest Electrical Technologies, Inc., and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the contract for AV Project 2013-108, Electric Generator Emissions Improvements, with NAC Mechanical & Electrical Services, Inc., in the amount of \$61,740.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Financial Planning Agreement with Northland Securities, Inc., to analyze the request from IMH for Tax Increment Financing assistance, in an amount not to exceed \$6,000.00, subject to final revisions and changes as approved by the City Administrator and City Attorney, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, accepting AV Project 2012-119, 2012 Concrete Removal and Replacement Services, as complete and authorizing final payment on the agreement with Ron Kassa Construction, Inc., in the amount of \$2,698.20. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, accepting Outdoor Aluminum Bleachers, as complete and authorizing final payment on the agreement with Flanagan Sales, Inc., in the amount of \$52,445.44. Ayes - 5 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving hiring the seasonal and part-time employees and resignation of employees, as listed in the Personnel Report dated December 13, 2012. Ayes - 5 - Nays - 0.

END OF CONSENT AGENDA

2013 ON-SALE LIQUOR LICENSE FOR SPOON, INC.

Ms. Gackstetter introduced this item noting on November 20, 2012, the City Council opened and continued the public hearing regarding the renewal of the On-Sale Liquor License held by Spoon, Inc., d/b/a Spoon, located at 14871 Granada Drive.

Mayor Hamann-Roland reconvened the public hearing at 7:17 p.m.

Mr. Gackstetter reviewed her memo regarding the renewal application for 2013 On-Sale Intoxicating Liquor and Special License for Sunday Liquor Sales for Spoon, Inc., d/b/a Spoon. She noted receipt of the affidavit of publication of the hearing notice and stated no comments from the public have been received. Ms. Gackstetter said staff checked the Dakota County tax records and Minnesota Department of Revenue's delinquent taxpayers list and all taxes are current. The Police and Fire Departments provided information regarding their contacts, incident responses, and inspections at the licensee's premises since February 2011.

Police Chief Rehtzigel reviewed the findings of fact as detailed in the resolution included in the agenda packet. He commented about the armed security consuming alcohol, large fights that do not calm down in the presence of police officers, and the proximity of the restaurant in relationship to other sites frequented by teens.

Police Officer Tietz elaborated on the communications he has had with Spoon as the Police Department's business liaison officer.

Fire Chief Thompson said the Fire Department inspected the licensed premises ten times since January 2011. A total of 27 violations of the Fire Code were found. There were repeated violations of overloading, or exceeding the maximum occupancy load, and obstruction of egress or exit doors.

Police Chief Rehtzigel recommended it is in the public's interest that the license not be renewed or be renewed with strict conditions.

Mayor Hamann-Roland stated the Council wants Apple Valley businesses to succeed. This business needs to employ strategies that are successful for them and safe for the public. She suggested a limited license period with strict guidelines.

Police Chief Rehtzigel acknowledged liquor establishments generate police calls. The Police Department is concerned about the nature of calls at this establishment and the fact that there has been no response by the owners when the Police Department has reached out to them.

Councilmember Goodwin expressed concern that the owners repeatedly blocked the exit doors and that they gave control of their establishment to somebody else.

Mayor Hamann-Roland asked if the Fire Department has seen this number of violations in other businesses.

Fire Chief Thompson said the Department has not seen this many Fire Code violations at other businesses in such a short period of time. Other restaurants may have one or two minor violations in three to five years; whereas, this restaurant has had 27 violations in 24 months.

Councilmember Goodwin asked if it is illegal for armed security to consume alcohol and if individuals providing armed security are required to be licensed.

Police Chief Rehtzigel affirmed.

Councilmember Goodwin asked what has happened with the violations.

Police Chief Rehtzigel responded that there are pending criminal complaints as well as other charges as a result of various violations.

Mr. Michael Padden, legal counsel for Spoon, Inc., said it is disconcerting that the Police Chief indicated there has been no cooperation by this business. Mr. Padden stated that after the event on October 27, the owners went to the Police Department and met with the Police Chief and other members of the department. Mr. Padden stated that at that time the licensee agreed it would no longer hold hip hop events; the owners said the Police Chief stated "we are on the same page". He asserted that is a licensee who is cooperating. He believes the problems evolved when the licensee ran a night club format, which they no longer do. He indicated that if the liquor license is not renewed, the business will not be able to sustain itself. He commented about an incident in a memo from the Police Chief. He stated the person removed from the restaurant on February 19, 2012, was intoxicated and had urinated inside the business. He believes it was reasonable for a security guard to exit that individual from the business. Mr. Padden does not think this incident should be a significant factor and one of four factors mentioned in a memo by the Police Chief relative to this licensee maintaining its license. Regarding the event that was scheduled by gang members on May 10, 2012, Mr. Padden stated that the Police Department contacted the owners; in response, the licensee canceled the event and this is another example of cooperation. He respectfully requested the City Council consider the fourth option identified in the City Attorney's memo dated December 13, 2012, which references granting renewal for a period of X months up to one year with additional conditions. He said this would put the licensee on a short leash and if problems continued it would make sense to remove or not renew the liquor license.

Mayor Hamann-Roland asked if his clients are agreeing that they would no longer hold an outside promotions event.

Mr. Padden confirmed the understanding. As far as the Fire Code violations, Mr. Padden said his clients believe they have complied. Mr. Padden stated a fine would be substantive evidence to support the findings of violations.

Mayor Hamann-Roland said police and fire personnel bend over backwards to try to help businesses understand the violations and issues so that they can comply and be safe.

Councilmember Bergman asked what Mr. Padden meant by a previous reference to the other side of the story.

Mr. Padden stated it was a response to the Police Chief's contention that the licensee has not cooperated. He cited the example where the Police Department requested the licensee no longer hold hip hop events and the licensee agreed.

Councilmember Grendahl noted the meeting with the Police Chief was held in October, so it has only been six weeks since the licensee has not held one of these events.

Councilmember Bergman asked if the Fire Code violations are only relative to hip hop events or if they pertain to the business at large.

Fire Chief Thompson said the Fire Code violations pertain to the business as a whole.

Councilmember Goodwin asked Mr. Padden's opinion regarding the five conditions identified on the bottom half of the City Attorney's memo dated December 13, 2012.

Mr. Padden responded that the conditions seem reasonable.

Mr. Dougherty explained that the conditions identified in the memo are provided for City Council consideration. The City Council may choose to direct the City Attorney to prepare a resolution which includes these and/or other conditions.

Mayor Hamann-Roland read each of the conditions identified in the City Attorney's memo dated December 13, 2012, and asked Mr. Padden if the licensee would agree to the conditions.

Mr. Padden agreed to each condition read.

Councilmember Hooppaw noted the applicant has agreed not to hold any more night club events, whether they are organized by an outside promoter or the owner. He would like that condition memorialized in the resolution.

Mr. Padden requested that weddings and birthday celebrations organized by the owner be permitted.

Councilmember Grendahl asked if the applicant could lose their liquor liability insurance based on some of the issues previously discussed.

Mr. Padden said obviously what happened on September 3, 2012, was a major league mistake. He is hoping the City Council will give Spoon an opportunity to learn from their mistake instead of putting them out of business.

Councilmember Bergman voiced concerned over extending a license to an applicant with this many violations. He is worried about the safety of everyone: the owners; patrons; and police, fire, and ambulance employees.

Councilmember Hooppaw asked if there was more to the story regarding the individual urinating in the business.

Police Chief Rehtzigel said the patron stated he was assaulted by a security guard wearing a badge. The Police Department was unable to locate the security guard and the owners were unable to identify the individual. It was not an Apple Valley Police Officer or a Dakota County Deputy.

Councilmember Hooppaw said he believes in second chances. This licensee was given 27 chances to make corrections. He noted a substantive correction was not made until it was time to renew the license. As a result, it will be difficult for him to support the renewal.

Councilmember Goodwin said he would be willing to consider a renewal for a timeframe of no longer than three months. He is very concerned with the fire and security issues. He would like the license or document to state that any additional violations would immediately cancel or rescind the license.

Mayor Hamann-Roland added that the offenses and disregard to public safety personnel are egregious. Public safety personnel are there to serve and protect, but the City Council must protect them as well. This is very serious. She also does not want to see this business fail.

Councilmember Grendahl noted that the City has a strong history of being very pro-business. However, she asked how many resources the City is willing to divert to one business. Three months would be the maximum timeframe she will support.

Councilmember Bergman recommends heeding the advice of the men and women in blue. He asked if the City would be setting a precedent if it allowed a business with this many violations to continue.

Mr. Dougherty responded that the City Council can revoke a license for a serious violation; however, the revocation process is not simple.

Mr. Lawell pointed out a sample resolution approving the license is also included in the packet. The conditions from City Attorney Hills could be incorporated into the sample resolution if the Council so desired.

Council and staff held discussion regarding potential resolution language.

Councilmember Bergman said the Police Department specifically requested the license not be renewed. He does not want to go against their recommendation.

Mayor Hamann-Roland said the Police Chief also recommended approval of a license with strict conditions.

Mayor Hamann-Roland asked for additional questions or comments from the Council and the audience. There were none and the hearing was declared closed at 8:27 p.m.

MOTION: of Goodwin, seconded by Grendahl, adopting **Resolutions No. 2012-248** renewing the On-Sale Intoxicating Liquor License and Special License for Sunday Liquor Sales for Spoon, Inc., d/b/a Spoon, through January 31, 2013, with conditions as listed in the City Attorney's memo dated December 13, 2012, and the added condition that no "night club" events occur on the premises, subject to final revisions and changes as approved by the City Administrator and City Attorney.
Ayes - 3 - Nays - 2 (Bergman and Hooppaw).

Mayor Hamann-Roland recessed the meeting at 8:34 p.m.

Mayor Hamann-Roland resumed the meeting at 8:43 p.m.

PROPERTY TAX LEVY & 2013 CITY BUDGET

Mr. Hedberg gave a presentation on the 2013 proposed budget and tax levy. He reviewed the budget development process. All properties in the City received mailed notice of the Truth-in-Taxation meeting and the notice included the proposed property taxes for 2013 based on preliminary budgets and tax levies approved in September. He noted the preliminary levy can be decreased but cannot be increased. Staff is recommending the budget be adopted this evening. Mr. Hedberg reviewed the budget challenges and objectives. He summarized the budget highlights which included road construction and reconstruction, the levy for the Street Maintenance Program, decertification of Tax Increment District No. 13, the Water Treatment Plant expansion project, Valleywood Clubhouse, municipal liquor store operations, stormwater management activities, the cable television franchise renewal, and a new fund for cable TV capital outlay.

Mr. Hedberg showed 2012 and 2013 comparisons of Taxable Market Values by property classification as well as graphs depicting the percent change in the median valued home over ten years and the distribution of home values. The value of the 2013 median home of \$185,000 declined 5.9%. He then described the changes to the budget since the adoption of the preliminary budget. Mr. Hedberg stated the proposed final property tax levy for 2013 is \$22,410,946, which is an increase of 1.8% or \$385,697 from 2012, but \$480,000 lower than the preliminary levy. He also reviewed a 2012 and 2013 comparison of property tax levy components.

Mr. Hedberg stated property values are determined by the Dakota County Assessor's Office. He reviewed the timeline for setting property valuations and noted it is a two-year process. This is the second year of the Homestead Market Value Exclusion (HMVE) program. He pointed out the Truth-in-Taxation Notice now includes both the Estimated Market Value (EMV) and the Taxable Market Value (TMV). He also explained how a resident's property taxes might go up even if their home value is falling. He then provided examples of how the proposed levy would impact four sample

houses. Of the total tax bill residents pay, approximately 35% of it goes to the City. The remainder goes to the school district, Dakota County, or other taxing jurisdictions. He also presented various comparisons to neighboring communities and other services.

Mayor Hamann-Roland pointed out other communities assess for road reconstruction projects on top of their general fund levies; whereas, Apple Valley's levy includes road reconstruction.

Mr. Hedberg said there are three fund types included in the budget: the General Fund, other Governmental Funds, and Enterprise Funds. The total General Fund revenues and expenditures for 2013 are \$25,138,659. Approximately 74% of the revenue comes from property taxes. General Fund expenditures are divided into three main categories: Personnel Services, Commodities/Other, and Capital Outlay. He explained how the levy is divided amongst the categories and compared the expenses for 2011, 2012, and 2013, and highlighted proposed changes to staffing, the road improvement fund, and enterprise funds.

Mr. Hedberg received 11 contacts in response to the Truth-in-Taxation notice. He then described various property tax refund programs available to residents. He said ongoing challenges include maintaining a "structurally balanced budget", the impacts of a slowing housing market and economy, State fiscal issues, and potential changes to PERA funding for Police and Fire. In 2013, a median-valued home will experience approximately a \$14 decrease in the City portion of their property tax bill. Mr. Hedberg said the complete budget document as well as additional information is available on the City's website.

Mayor Hamann-Roland opened the public comment portion of the Truth-in-Taxation hearing at 9:17 p.m. She asked for questions or comments from the public. There were none and the hearing was declared closed at 9:18 p.m.

Councilmember Grendahl pointed out the final proposed budget is \$480,000 less than the preliminary budget, and that the City is providing more services with fewer resources.

MOTION: of Grendahl, seconded by Goodwin, adopting **Resolution No. 2012-249** approving setting the City tax levy collectible in 2013 at \$22,410,946 and approving 2013 budgets with total revenue of \$54,362,383 and expenditures of \$66,633,736.

Councilmember Goodwin said 91% of all residential properties are going to receive a reduction in the City-portion of their tax bill. He then commented on the road maintenance fund.

The City Council held discussion.

Councilmember Bergman commented on the Ice Arena Fund. He wants the ice arena to be held to the same standards as other enterprise funds. He is looking forward to hearing from the new Parks and Receptions Director and the Ice Arena Manager regarding plans to increase profitability.

Councilmember Hooppaw stated the tax rate alone is meaningless; it is a number that gets you to another number. It is more important to know what the taxes are and what services and/or benefits the taxes provide.

Mayor Hamann-Roland said the City tries very hard to make sure citizens get excellent service at the lowest possible cost. She thanked staff for their work on the budget and added that predictability and stability are key components to the budget.

Vote was taken on the motion. Ayes - 5 - Nays - 0.

2013 WATER, SANITARY SEWER, AND STORM WATER RATES

MOTION: of Goodwin, seconded by Bergman, adopting **Resolution No. 2012-250** setting the sewer and water rates and related procedures, effective January 15, 2013. Ayes - 5 - Nays - 0.

2012 LIQUOR FUND TRANSFER

MOTION: of Hooppaw, seconded by Bergman, adopting **Resolution No. 2012-251** approving the transfer of \$525,000.00 from the Liquor Fund to the General Fund for 2012. Ayes - 5 - Nays - 0.

APPOINT TRAFFIC SAFETY ADVISORY COMMITTEE MEMBER

Ms. Gackstetter reviewed her memo dated December 10, 2012, listing applicants for the Traffic Safety Advisory Committee vacancy.

The Mayor called for nominations for the vacancy. Councilmember Grendahl nominated Robert Damon, Sharon Schwartz, and Laura Turek. There being no further nominations, the Mayor declared the nominations closed.

MOTION: of Grendahl, seconded by Bergman, accepting the three nominations for Traffic Safety Advisory Committee. Ayes - 5 - Nays - 0.

The City Clerk prepared ballots and the City Attorney distributed them to the Council who were asked to each select two names from the three nominees. After selections were made, they were tallied and the City Attorney announced that two names remained.

The City Clerk prepared ballots and the City Attorney distributed them to the Council who were asked to each select one name. After selections were made, they were tallied and the City Attorney announced that Laura Turek received the majority of votes.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2012-252** appointing Laura Turek to the Traffic Safety Advisory Committee for a term expiring March 1, 2015. Ayes - 5 - Nays - 0.

Mayor Hamann-Roland thanked all the applicants who applied and expressed interest in the position.

COMMUNICATIONS

Mr. Lawell announced that Anchor Bank was selected as the Chamber of Commerce 2012 Business of the Year and that Mayor Hamann-Roland was appointed to the National League of Cities Board of Directors. He then thanked Tom Adamini for serving as the Acting Parks and Recreation Director.

Fire Chief Thompson said the City received notification today that it will be awarded a Staffing for Adequate Fire and Emergency Response (SAFER) Grant to hire a full time Deputy Chief/Training Officer for 24 months beginning in 2013.

Mr. Blomstrom stated driver feedback signs have been removed for the winter and will be installed again in spring.

Councilmember Bergman commented on the need for overpasses on Cedar Avenue.

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 December 10, 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 Goodwin, to pay the claims and bills, check registers dated, November 21, 2012, in the amount of \$2,026,639.14; November 29, in the amount of \$3,513,202.33; December 6, 2012, in the amount of \$6,307,176.17; and December 13, 2012, in the amount of \$1,900,146.16. Ayes - 5 - Nays - 0.

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

The meeting was adjourned at 9:48 o'clock p.m.

Respectfully Submitted,

/s/ Pamela J. Gackstetter

Pamela J. Gackstetter, City Clerk

Approved by the Apple Valley City Council on 12-27-12.