

CITY OF APPLE VALLEY
Dakota County, Minnesota
December 27, 2012

Minutes of the regular meeting of the City Council of Apple Valley, Dakota County, Minnesota, held December 27, 2012, at 7:00 o'clock p.m., at Apple Valley Municipal Center.

PRESENT: Councilmembers Bergman, Goodwin, Grendahl, and Hooppaw.

ABSENT: Mayor Hamann-Roland.

City staff members present were: City Administrator Lawell, Deputy City Clerk Marschall, City Attorney Dougherty, Parks Superintendent Adamini, Parks and Recreation Director Bernstein, Public Works Director Blomstrom, Assistant City Administrator Grawe, Human Resources Manager Haas, Assistant Finance Director Broughten, Community Development Director Nordquist, Department Assistant Murphy, Police Chief Rehtzigel, and Fire Chief Thompson.

Acting Mayor Goodwin 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, approving the agenda for tonight's meeting, as presented. Ayes - 4 - Nays - 0.

AUDIENCE

Acting Mayor Goodwin 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

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

MOTION: of Grendahl, seconded by Hooppaw, approving all items on the consent agenda with no exceptions. Ayes - 4 - Nays - 0.

CONSENT AGENDA ITEMS

MOTION: of Grendahl, seconded by Hooppaw, approving the minutes of the regular meeting of December 13, 2012, as written. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2012-253** accepting the donation of framed artwork from Lynn LeTendre for display by Fire Department. Ayes - 4 - Nays - 0.

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MOTION: of Grendahl, seconded by Hooppaw, approving issuance of a lawful gambling permit to conduct excluded bingo, by the State Gambling Control Board, to Eastview Lightning Touchdown Club, to be held at Rascal's – Apple Valley Bar and Grille, 7721 147th Street W., on February 24, 2013, and waiving any waiting period for State approval. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2012-254** setting a public hearing on January 24, 2013, at 7:00 p.m. for renewal of the 2013 On-Sale Intoxicating Liquor License and Special License for Sunday Liquor Sales held by Spoon, Inc. d/b/a/ Spoon, 14871 Granada Avenue. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving a proclamation designating January 8, 2013, as "Will Branning Day" in Apple Valley, in recognition and honor of Mr. Branning's distinguished service to the City of Apple Valley. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adoption **Resolution No. 2012-255** submitting the Dakota County Community Development Block Grant (CDBG) Funding Application for fiscal year 2013, of \$103,500.00. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2012-256** committing 2012 General Fund Balance for Specific Items, as described in the Finance Director's memo dated December 20, 2012. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving extension of the Agreement with the Apple Valley Chamber of Commerce, for provision of Convention and Visitors Bureau (CVB) services, through December 31, 2013, as attached to the Assistant City Administrator's memo dated December 27, 2012, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Apple Valley Convention and Visitors Bureau (CVB) 2013 budget and marketing plan as attached to the Assistant City Administrator's memo dated December 27, 2012. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2012-257** authorizing application to the Minnesota Department of Transportation (MnDOT) for an Engineering Speed Investigation along 147th Street W. and Flagstaff Avenue. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2012-258** approving specifications for AV Project 2013-109, 2013-2014 Mowing and Trimming Services, as attached to the Parks Superintendent's memo dated December 27, 2012, and authorizing advertising for receipt of bids at 2:00 p.m. on January 29, 2013. Ayes - 4 - Nays - 0.

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MOTION: of Grendahl, seconded by Hooppaw, approving Master Subscriber Agreement for Minnesota Court Data Services for Governmental Agencies, as attached to the City Attorney's memo dated December 18, 2012. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Joint Powers Agreement with Dakota County for Wetland Health Evaluation Program, as attached to the Natural Resources Coordinator's memo dated December 27, 2012, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving AV Project 2013-110, 2013 Water Treatment Chemicals – Chlorine, Hydrofluorosilicic Acid, and Cairox Potassium Permanganate, with Hawkins, Inc., in an estimated amount of \$57,000.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving AV Project 2012-155, Well 11 Electrical Upgrades, with Master Electric Company, Inc., in the amount of \$18,888.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Agreement with SHI International Corporation for Microsoft Licensing, as attached to the IT Manager's memo dated December 21, 2012, and authorizing the Acting Mayor and Deputy City Clerk to sign the same. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving AV Project 2012-158, 2012 Sanitary Sewer Lining, with Institutform Technologies USA, LLC, in the amount of \$77,146.10, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, accepting AV Project 2012-101, 2012 Street Maintenance Project as complete and authorizing final payment on the contract with McNamara Contracting, Inc., in the amount of \$154,063.55. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, accepting AV Project 2012-103, 2012 Bituminous Trail Fog Sealing as complete and authorizing final payment on the contract with Pearson Bros., Inc., in the amount of \$471.68. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2012-259** approving 2013 Employee Pay and Benefit Plan. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the hiring of seasonal employees and resignation of employee, as listed in the Personnel Report dated December 27, 2012. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, changing the start time for the regular City Council meeting on January 8, 2013, to 8:00 p.m. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, setting a special informal City Council meeting, at 9:00 a.m., on March 1, 2013, at Schaar's Bluff Gathering Center, 8395 127th Street E., Hastings, for the purpose of discussing goals with City staff. Ayes - 4 - Nays - 0.

END OF CONSENT AGENDA

MINNESOTA TASK FORCE ONE JOINT POWERS AGREEMENT

Mr. Thompson reviewed the history of the Minnesota Structural Collapse/Technical Rescue Task Force Organization (Minnesota Task Force One). The Dakota County Special Operations Team (DCSOT) is one of five regional teams partially funded by the State of Minnesota to support structural collapse and technical rescue capabilities within Minnesota under the umbrella of Minnesota Task Force One. The DCSOT is one of the County's primary technical first responder agencies coordinated under the joint powers entity of Dakota County Domestic Preparedness Committee (DCDPC). The DCSOT is comprised of thirty-six members, with five of its members from the City of Apple Valley. The team has responded to incidents throughout Dakota County.

Mr. Thompson added the Joint Powers Agreement requires no municipal funding. All funding comes from Federal and State Homeland Security grants or from the Minnesota Fire Safety Account. The Task Force has secured workers compensation and liability insurance through the League of Minnesota Cities.

Acting Mayor Goodwin said it's an excellent program for the City to be involved in.

Mr. Thompson said if a disaster event warrants national Urban Search and Rescue (US&R) support, a team requires a minimum of 240 people.

MOTION: of Grendahl, seconded by Bergman, adopting **Resolution No. 2012-260** approving the Joint Powers Agreement with participating governmental units, authorizing participation in Minnesota Structural Collapse/Technical Rescue Task Force Organization, as attached to the Fire Chief's memo dated December 21, 2012, and authorizing the Acting Mayor and Deputy City Clerk to sign the necessary documents. Ayes - 4 - Nays - 0.

COUNCIL COMMUNICATIONS

Acting Mayor Goodwin commented on the approval of the proclamation designating January 8, 2013, as "Will Branning Day" to honor Will Branning's many contributions to the City of Apple Valley. He reminded everyone the next City Council meeting on Tuesday, January 8, 2013, will begin at 8:00 p.m. due to Mr. Branning's retirement program.

CALENDAR OF UPCOMING EVENTS

MOTION: of Grendahl, seconded by Hooppaw, approving the calendar of upcoming events as included in the City Clerk's memo dated December 27, 2012, and noting that each event listed is hereby deemed a Special Meeting of the City Council. Ayes - 4 - Nays - 0.

CLAIMS AND BILLS

MOTION: of Bergman, seconded by Grendahl, to pay the claims and bills, on the check register dated December 20, 2012, in the amount of \$1,414,081.43; and December 27, 2012, in the amount of \$318,861.20. Ayes - 4 - Nays - 0.

MOTION: of Hooppaw, seconded by Grendahl, to adjourn. Ayes - 4 - Nays - 0.

The meeting was adjourned at 7:13 o'clock p.m.

Respectfully Submitted,

/s/ Stephanie Marschall
Stephanie Marschall, Deputy City Clerk

Approved by the Apple Valley City Council on 1-8-13.