

CITY OF APPLE VALLEY  
Dakota County, Minnesota  
June 13, 2013

Minutes of the regular meeting of the City Council of Apple Valley, Dakota County, Minnesota, held June 13, 2013, 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, Parks and Recreation Director Bernstein, Public Works Director Blomstrom, Associate City Planner Bodmer, Recreation Superintendent Breuer, Associate City Planner Dykes, Assistant City Administrator Grawe, Human Resources Manager Haas, Finance Director Hedberg, City Planner Lovelace, City Engineer Manson, Community Development Director Nordquist, Police Chief Rehtzigel, 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 Bergman, seconded by Grendahl, moving item 4.F – Resolution Establishing Parking Restrictions along Upper 139th Street W. Adjacent to Cedar Avenue to the regular agenda, 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 Hooppaw, seconded by Bergman, approving all items on the consent agenda with no exceptions. Ayes - 5 - Nays - 0.

#### CONSENT AGENDA ITEMS

MOTION: of Hooppaw, seconded by Bergman, approving the minutes of the regular meeting of May 23, 2013, as written. Ayes - 5 - Nays - 0.

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MOTION: of Hooppaw, seconded by Bergman, receiving the Economic Development Authority and Planning Commission 2012 Annual Report. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, receiving the Police Department 2012 Annual Report. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, adopting **Resolution No. 2013-88** authorizing participation in Interlocal Cooperation Contract with the State of Texas Department of Information Resources, providing for a Cooperative Purchasing Program. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, adopting **Resolution No. 2013-89** authorizing an Interfund Loan for Valleywood to finance equipment purchases and the sanitary sewer installation. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, adopting **Resolution No. 2013-90** assigning amounts to the Committed General Fund Balance for 2012 financial statement purposes. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, adopting **Resolution No. 2013-91** amending 2013 Budget for uncompleted 2012 projects. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, adopting **Resolution No. 2013-93** approving the final plat and Subdivision Agreement for Cortland Second Addition, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, adopting **Resolution No. 2013-94** approving the final plat and Subdivision Agreement for Cobblestone Lake South Shore 8th Addition, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, approving the Agreement for Private Installation of Improvements for Cobblestone Lake South Shore 8th Addition by South Shore Development, Inc., as described in the City Planner's memo dated May 7, 2013, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, establishing AV Project 2013-148, County State Aid Highway (CSAH) 42 Street Light Replacement, as described in the City Engineer's memo dated June 13, 2013. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, approving the Customer Non-Patented Code Release Request Agreement with Stanley Security Solutions, Inc., as attached to the Assistant City Administrator's memo dated June 13, 2013, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, approving the Information Release Agreement with Stanley Security solutions, Inc., to transfer the code information to Kendall Door & Hardware, as attached to the Assistant City Administrator's memo dated June 13, 2013, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, approving the Water Quality Improvement Cost Share Program Agreement with Kelly S. and Shelley R. Kutschied, for a raingarden at 14340 Euclid Avenue, 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 Hooppaw, seconded by Bergman, awarding the contract for AV Project 2013-130, 2013 Reconditioning and Painting of Steel Fence Sections, Fence Support Posts, and Decorative Light Poles, to Budget Sandblasting & Painting, Inc., the lowest responsible bidder, in the amount of \$71,364.00. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, approving Change Order No. 1 to the contract with Twin City Garage Door Company, for Fire Station 1 Garage Door Replacement, in the amount of an additional \$1,800.00. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, accepting AV Project 2013-114, Municipal Center Office Modifications, as complete and authorizing final payment on the contract with Cannon Construction, Inc., in the amount of \$8,317.00. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, accepting AV Project 2012-123, Traffic Control Signal System Painting, as complete and authorizing final payment on the contract with OLS Restoration, Inc., in the amount of \$10,520.00. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, approving hiring the part-time and seasonal employees listed in the Personnel Report dated June 13, 2013. Ayes - 5 - Nays - 0.

#### END OF CONSENT AGENDA

#### RECOGNITION OF SERVICE BY SHIRLEY DOERING

Mr. Nordquist highlighted Shirley Doering's distinguished service of 33 years on the Urban Affairs Advisory Committee.

Mayor Hamann-Roland presented Ms. Doering with a marble apple and Key to the City in recognition and honor of her dedicated service to the City of Apple Valley.

The City Council thanked Ms. Doering for her leadership and service and wished her well in her future endeavors.

#### CENTERPOINT ENERGY 2013 COMMUNITY PARTNERSHIP GRANT

Fire Chief Thompson introduced Mr. Luke Littleken, of CenterPoint Energy.

Mr. Littleken announced the City of Apple Valley has been awarded a 2013 Community Partnership Grant in the amount of \$2,500.00 to fund 50 percent of the purchase price of 14 Rosenbauer HerosXT fire helmets.

MOTION: of Grendahl, seconded by Hooppaw, approving acceptance of the 2013 Community Partnership Grant, in the amount of \$2,500.00, from CenterPoint Energy for use by the Fire Department to purchase 14 Rosenbauer HerosXT fire helmets. Ayes - 5 - Nays - 0.

#### 2013 APPLE VALLEY FREEDOM DAYS

Mr. Scott Breuer introduced Apple Valley Freedom Days Committee Chair Pat Schesso.

Ms. Schesso noted that this year the Freedom Days activities will be showcased at Johnny Cake Ridge Park.

Ms. Schesso and Mr. Breuer presented the various activities planned for the 47th Annual Apple Valley 4th of July Celebration, which begins on June 28 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. 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. Everyone is invited to enjoy the fun and participate in the various events. Ms. Schesso then thanked the City, the Apple Valley American Legion, and local businesses for supporting Apple Valley Freedom Days.

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

MOTION: of Goodwin, seconded by Bergman, adopting **Resolution No. 2013-95** proclaiming July 4, 2013, as “The 47th 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.

MOTION: of Grendahl, seconded by Hooppaw, authorizing a helicopter landing and lift-off at Johnny Cake Ridge Park on July 3, 2013, between the hours of 5:00 p.m. and 9:00 p.m. Ayes - 5 - Nays - 0.

MOTION: of Hooppaw, seconded by Bergman, approving the Agreement with RES Specialty Pyrotechnics, Inc., for fireworks display services on July 4, 2013, in the amount of

\$20,000.00, subject to conditions listed in the Recreation Superintendent's memo dated May 29, 2013, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, authorizing street closures beginning at 11:00 a.m., for the July 4, 2013, Apple Valley Freedom Days parade, as described in the Recreation Superintendent's memo dated June 10, 2013. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Hooppaw, adopting **Resolution No. 2013-96** establishing parking restrictions on or near the parade route for the July 4, 2013, Apple Valley Freedom Days parade, beginning at 11:00 a.m. on July 3, 2013, until 4:00 p.m. on July 4, 2013. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving a temporary event license in connection with a community festival for a special temporary outdoor event to Rich Management, Inc., d/b/a Bogart's/Apple Place Bowl, on June 28, 2013, for use at Johnny Cake Ridge Park, located at 5800 140th Street W., as described in the City Clerk's memo dated June 10, 2013. Ayes - 5 - Nays - 0.

#### PARKING RESTRICTIONS ALONG 139TH STREET W.

Mr. Blomstrom introduced this item and provided a brief history. He added staff will continue to work with residents to establish a consensus for signage.

Discussion followed.

Councilmember Goodwin voiced his concerns regarding both the 139th and 147th Street station stops.

Discussion continued.

MOTION: of Hooppaw, seconded by Bergman, adopting **Resolution No. 2013-92** restricting parking along Upper 139th Street W. adjacent to Cedar Avenue, and ordering installation of the necessary signage; and also directing staff to work with the neighborhood on additional parking restrictions along Upper 139th Street west of Glazier Avenue. Ayes - 5 - Nays - 0.

#### COMMUNICATIONS

Mr. Lawell announced the opening of the Red Line on June 22, 2013.

Mr. Blomstrom updated the Council on various road and construction projects.

Councilmember Bergman and Mayor Hamann-Roland complimented staff on the annual reports approved on the consent agenda.

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 June 13, 2013, 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 May 30, 2013, in the amount of \$464,602.43; June 6, 2013, in the amount of \$417,519.71; and June 12, 2013, in the amount of \$1,100,294.93. Ayes - 5 - Nays - 0.

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

The meeting was adjourned at 7:53 o'clock p.m.

Respectfully Submitted,

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

Approved by the Apple Valley City Council on 6-27-13.