

CITY OF APPLE VALLEY
Dakota County, Minnesota
February 13, 2014

Minutes of the regular meeting of the City Council of Apple Valley, Dakota County, Minnesota, held February 13th, 2014, at 7:00 o'clock p.m., at Apple Valley Municipal Center.

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

ABSENT: Councilmember Goodwin.

City staff members present were: City Administrator Lawell, City Clerk Gackstetter, City Attorney Hills, Parks and Recreation Director Bernstein, Public Works Director Blomstrom, Assistant City Administrator Grawe, Human Resources Manager Haas, City Planner Lovelace, City Engineer Manson, Community Development Director Nordquist, Police Chief Rechtzigel, and Fire Chief Thompson.

Mayor Hamann-Roland called the meeting to order at 7:00 p.m. Everyone took part in the Pledge of Allegiance led by Boy Scout Jacob Rogers of Troop 298.

APPROVAL OF AGENDA

MOTION: of Bergman, seconded by Grendahl, approving the agenda for tonight's meeting, as presented. Ayes - 4 - 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 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 January 23, 2014, as written. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2014-21** accepting, with thanks, the donation of cash and prizes from various businesses toward sponsorship of the Mid-Winter Fest Celebration. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving issuance of a lawful gambling permit to conduct excluded bingo, by the State Gambling Control Board, to

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Eastview Lightning Touchdown Club, for use on April 6, 2014, and waiving any waiting period for State approval. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2014-22** setting a public hearing on March 13, 2014, at 7:00 p.m., on the application for On-Sale Intoxicating Liquor and Special License for Sunday Liquor Sales by DDJ Crooked Pint Apple Valley, Inc., d/b/a Crooked Pint Ale House. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Special Outdoor Promotion/Temporary Sign Permit for placement of signage on City property from March 10, 2014, through April 5, 2014, as described in the application, in connection with the 2014 Home & Garden Expo. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the standing purchase order list for 2014, as attached to the Finance Director's memo dated February 9, 2014. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, receiving the Cemetery Advisory Committee's 2013 annual report. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the 2014 schedules of billing rates for Bolton and Menk, Stantec, and TKDA, as attached to the City Engineer's memo dated February 13, 2014. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving acceptance of public improvements related to AV Project 2012-134, Cortland Street and Utility Improvements, as described in the Assistant City Engineer's memo dated January 28, 2014. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Beverage Agreement with Coca-Cola Refreshments USA, Inc., d/b/a Midwest Coca-Cola, for beverages at Parks and Recreation Facilities, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the Software as a Service (SAAS) Agreement with Destiny Software, Inc., for agenda management software, 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 - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving Change Order No. 1 to the agreement with Flanagan Sales, Inc., in the amount of an additional \$5,550.00; and accepting AV Project 2013-111, Re-Construction of Quarry Point Park Shade Structure, as complete and authorizing final payment in the amount of \$13,349.99. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, accepting AV Project 2013-124, Signal Modifications at 147th Street W. and Galaxie Avenue, as complete and authorizing final payment on the contract with Killmer Electric Co., Inc., in the amount of \$177.50. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, accepting the 2000 Gallon Street Flusher as complete and authorizing final payment on the agreement with Stepp Manufacturing Company, Inc., in the amount of \$62,885.00. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving the 2014 Pay Equity Report, as attached to the Human Resources Manager's memo dated January 28, 2014, and authorizing execution of the necessary documents. Ayes - 4 - Nays - 0.

MOTION: of Grendahl, seconded by Hooppaw, approving hiring the full-time, part-time, and seasonal employees, retirement of employee, and resignation of employees, as listed in the Personnel Report dated February 13, 2014. Ayes - 4 - Nays - 0.

END OF CONSENT AGENDA

APPLE VALLEY BUSINESS CAMPUS BUILDING NO. 4

Mr. Lovelace reviewed the request by Spowd, LLC, for site plan/building permit authorization to allow construction of a 43,616 sq. ft. multi-tenant industrial building and 76 surface parking spaces on a 3-acre lot located at the northeast corner of 147th Street W. and Felton Court. The Planning Commission reviewed this item on February 5, 2014, and voted unanimously to recommend approval.

Discussion followed.

Mr. Mark Hebert, of Spowd, LLC, addressed the City Council.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolutions No. 2014-23** approving the site plan and authorizing issuance of a building permit to allow construction of a 43,616 sq. ft. multi-tenant industrial building and 76 surface parking spaces, on Lots 1, Block 2, Apple Valley Business Campus 2nd Addition, subject to conditions as recommended by the Planning Commission. Ayes - 4 - Nays - 0.

CALENDAR OF UPCOMING EVENTS

MOTION: of Hooppaw, seconded by Grendahl, approving the calendar of upcoming events as included in the City Clerk's memo dated February 10, 2014, 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, check registers dated January 30, 2014, in the amount of \$1,242,971.62, February 6, 2014, in the amount of \$699,483.00, and February 13, 2014, in the amount of \$642,655.44.
Ayes - 4 - Nays - 0.

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

The meeting was adjourned at 7:15 o'clock p.m.

Respectfully Submitted,

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

Approved by the Apple Valley City Council on 2-27-14.