

CITY OF APPLE VALLEY  
Dakota County, Minnesota  
May 8, 2014

Minutes of the special meeting of the City Council of Apple Valley, Dakota County, Minnesota, held May 8, 2014, 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 Hills, Parks and Recreation Director Bernstein, Public Works Director Blomstrom, Planner Bodmer, 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 Rechtzigel, and Fire Chief Thompson.

Mayor Hamann-Roland called the meeting to order at 7:03 p.m. Everyone took part in the Pledge of Allegiance to the flag.

#### APPROVAL OF AGENDA

MOTION: of Grendahl, seconded by Hooppaw, approving the agenda for tonight's meeting, as presented. 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 Grendahl, approving all items on the consent agenda with no exceptions. Ayes - 5 - Nays - 0.

#### CONSENT AGENDA ITEMS

MOTION: of Bergman, seconded by Grendahl, approving the minutes of the regular meeting of April 24, 2014, as written. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving the permit to move overweight structure on City streets between 12:00 a.m. and 5:00 a.m. on May 15, 2014, or May 22, 2014, as described on the permit attached to the Assistant City Engineer's memo dated May 2, 2014. Ayes - 5 - Nays - 0.

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MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-59** establishing election precinct boundaries and polling places. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-60** authorizing the City Clerk to appoint Deputy City Clerks for 2014 election administration. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-61** approving pre-condemnation appraisal for the Gap located in Section 35 and authorizing deposit of the appraisal report into the district court file. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-62** approving plans and specifications for AV Project 2014-131, 2014 Micro Surfacing, and authorizing advertising for receipt of bids, at 10:00 a.m., on May 29, 2014. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-63** approving plans and specifications for AV Project 2014-134, 2014 Sanitary Sewer Lining, and authorizing advertising for receipt of bids, at 10:00 a.m., on May 29, 2014. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-64** approving plans and specifications for AV Project 2014-112, Cortland 3rd Addition Street and Utility Improvements, and authorizing advertising for receipt of bids, at 10:00 a.m., on June 5, 2014. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-65** approving plans and specifications for AV Project 2014-149, Regent's Point Street and Utility Improvements, and authorizing advertising for receipt of bids, at 10:00 a.m., on June 12, 2014. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving the Intergovernmental Agreement with the Metropolitan Council, for 2014 Citizen-Assisted Lake Monitoring Program (CAMP), in the amount of \$2,475.00, for Cobblestone Lake, Farquar Lake, Long Lake, and Scout Lake, as attached to the Natural Resources Coordinator's memo dated May 8, 2014, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving the Agreement for AV Project 2014-130, 2014 Hydrant Reconditioning and Painting, with Champion Coatings, Inc., in the amount of \$19,500.00, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-66** awarding the contract for High-Definition Video and Audio Telecast Systems, to Alpha Video and Audio, Inc., d/b/a Alpha Video & Audio, the lowest responsible bidder, in the total amount of \$458,980.00. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving the Addendum to the contract with Destiny Software, Inc., for Mutual Agreement to Terminate Software as a Service Agreement, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving Change Order No. 7 to the contract with Magney Construction, Inc., for AV Project 2012-108, Water Treatment Plant Expansion, in the amount of an additional \$8,573.67, and authorizing the Public Works Director to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving hiring the seasonal and part time employees, and promotion of employees, as listed in the Personnel Report dated May 8, 2014. Ayes - 5 - Nays - 0.

#### END OF CONSENT AGENDA

#### POPPY DAYS PROCLAMATION

Ms. Hannah Cybart, representing the American Legion Auxiliary Poppy Committee was present. She read the proclamation, proclaiming May 16-17, 2014, as “Poppy Days” and May 2014 as “Poppy Month”.

MOTION: of Grendahl, seconded by Hooppaw, proclaiming May 16-17, 2014, as “Poppy Days” and May 2014 as “Poppy Month” and asking citizens to pay tribute to those who have died in war in the name of freedom. Ayes - 5 - Nays - 0.

The Mayor thanked the Auxiliary for its efforts and presented the proclamation to Ms. Cybart.

#### MEMORIAL DAY PROCLAMATION

Mr. Lloyd Cybart, on behalf of American Legion, Post 1776, invited everyone to the Memorial Day ceremonies at 11:00 a.m. at the Apple Valley American Legion Memorial located behind the American Legion Post on Granada Avenue. He then read the proclamation proclaiming May 26, 2014, “Memorial Day”.

MOTION: of Grendahl, seconded by Hooppaw, acknowledging the Federal Proclamation of May 26, 2014, as “Memorial Day” and asking citizens to remember those who were casualties and injured in the various wars and police actions of the United States. Ayes - 5 - Nays - 0.

The Mayor presented the "Memorial Day" proclamation to Mr. Cybart. The Council thanked the veterans for their service.

#### ORDINANCE AMENDING CHAPTER 155 REGULATING ZONING

Ms. Bodmer gave the first reading of an ordinance amending Chapter 155 of City Code regulating zoning. She noted the Planning Commission held a public hearing on the amendment on April 16, 2014, and no comments were received. On May 7, 2014, the Planning Commission voted unanimously to recommend approval.

Discussion followed.

MOTION: of Hooppaw, seconded by Grendahl, waiving the procedure for a second reading and passing **Ordinance No. 965** regulating subdivision, as recommended by the Planning Commission. Ayes - 5 - Nays - 0.

#### COMMUNICATIONS

Councilmember Bergman recapped comments from the Apple Valley Chamber of Commerce Next Leaders' meeting of April 30, 2014.

Mr. Robert Brawn, Chair of the Chamber of Commerce Next Leaders, clarified comments regarding the bike lanes.

#### SET SPECIAL INFORMAL MEETING

MOTION: of Goodwin, seconded by Bergman, setting an informal meeting at 6:15 p.m., on May 22, 2014, at the Apple Ponds Park, for the purpose of planting a tree in observance of Arbor Day and Arbor Month. Ayes - 5 - Nays - 0.

#### 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 May 5, 2014, 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 Grendahl, to pay the claims and bills, check registers dated May 8, 2014, in the amount of \$1,752,934.29, and May 11, 2014, in the amount of \$1,347,211.56. Ayes - 5 - Nays - 0.

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

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The meeting was adjourned at 7:44 o'clock p.m.

Respectfully Submitted,

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

Approved by the Apple Valley City Council on 5-22-14.