

CITY OF APPLE VALLEY
Dakota County, Minnesota
May 22, 2014

Minutes of the regular meeting of the City Council of Apple Valley, Dakota County, Minnesota, held May 22, 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 Dougherty, Parks and Recreation Director Bernstein, Public Works Director Blomstrom, Planner Bodmer, Assistant City Administrator Grawe, Human Resources Manager Haas, Finance Director Hedberg, City Planner Lovelace, City Engineer Manson, Police Chief Rechtzigel, Police Captain Scott, 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 Hooppaw, seconded by Grendahl, 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 special meeting of May 8, 2014, as written. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-67** accepting, with thanks, the donation of a foosball table from Paul Mauser, for use by the Parks and Recreation Department. Ayes - 5 - Nays - 0.

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MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-68** accepting, with thanks, the donation of \$200.00 in gift cards from Rascal's Bar & Grill, for use by the Parks and Recreation Department. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, receiving the Police Department 2013 Annual Report. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving the License Agreement with St. Paul Growers Association, Inc., for a Farmers Market in the Municipal Center parking lot on Saturdays from June 14 through October 25, 2014, from 6:30 a.m. to 2:00 p.m., and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, authorizing submittal of DNR application for permit to modify pond WVR-P443, and submittal of request to DNR to remove former waterway from Public Waters Inventory Map. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving the Design Agreement with Youngfield Homes, Inc., for design services relating to AV Project 2013-158, Hunter Forrest, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0 - Abstain - 1 (Hooppaw).

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-69** approving the final plat and Development Agreement for Hunter Forrest, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0 - Abstain - 1 (Hooppaw).

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-70** approving issuance of a Natural Resources Management Permit for Hunter Forrest Development, to Youngfield Homes, Inc., d/b/a Country Joe Homes Ayes - 4 - Nays - 0 - Abstain - 1 (Hooppaw).

MOTION: of Bergman, seconded by Grendahl, approving the Agreement with RES Specialty Pyrotechnics, Inc., for fireworks display services on July 4, 2014, in the amount of \$20,000.00, subject to conditions listed in the Parks and Recreation Director's memo, and authorizing the Mayor and City Clerk to sign the same. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, adopting **Resolution No. 2014-71** approving the Agreement for the Sale of Police K-9 Radar to Officer Eva Rudolph, and authorizing the Mayor and City Clerk to sign the necessary documents. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving canceling the Agreement with Midwest Weed Harvesting, Inc., for AV Project 2014-113, 2014 Farquar Lake

Weed Harvesting, as described in the Natural Resources Coordinator's memo dated May 22, 2014. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Grendahl, approving hiring the seasonal and full time employees and resignation of employees, as listed in the Personnel Report dated May 22, 2014. Ayes - 5 - Nays - 0.

END OF CONSENT AGENDA

POLICE DEPARTMENT RETIREMENTS

Police Chief Rehtzigel announced the retirements of Police Officers Doug Baird, Eve Rudolph and K-9 Radar.

The Council thanked them for their service and wished them a happy retirement.

2014 SPECIAL ASSESSMENT ROLL NO. 625

Mr. Hedberg described Assessment Roll No. 625, totaling \$168,682.71, for delinquent utility accounts. He noted the hearing notice was published according to law and confirmed receipt of the Affidavit of Publication. No written objections have been received. The City has received several prepayments.

Mayor Hamann-Roland called the public hearing to order, at 7:22 p.m., on Special Assessment Roll No. 625. The Mayor asked for questions or comments from the Council and the audience. There were none and the hearing was declared closed at 7:23 p.m.

MOTION: of Bergman, seconded by Hooppaw, adopting **Resolution No. 2014-72** approving and levying 2014 Special Assessment Roll No. 625, delinquent utility accounts, in the amount of \$168,682.71, minus any prepayments. Ayes - 5 - Nays - 0.

2014 SPECIAL ASSESSMENT ROLL NO. 626

Mr. Hedberg described Assessment Roll No. 626, totaling \$1,470.00, for delinquent false alarms charges. He noted the hearing notice was published according to law and confirmed receipt of the Affidavit of Publication. No written objections have been received. To date, there have been no prepayments.

Mayor Hamann-Roland called the public hearing to order, at 7:24 p.m., on Special Assessment Roll No. 626. The Mayor asked for questions or comments from the Council and the audience. There were none and the hearing was declared closed at 7:25 p.m.

MOTION: of Grendahl, seconded by Hooppaw, adopting **Resolution No. 2014-73** approving and levying 2014 Special Assessment Roll No. 626, for delinquent false alarms, in the amount of \$1,470.00, minus any prepayments. Ayes - 5 - Nays - 0.

2014 SPECIAL ASSESSMENT ROLL NO. 627

Mr. Hedberg described Assessment Roll No. 627, totaling \$1,142.45, for delinquent mowing and snow removal charges. He noted the hearing notice was published according to law and confirmed receipt of the Affidavit of Publication. No written objections have been received. To date, there have been no prepayments.

Mayor Hamann-Roland called the public hearing to order, at 7:26 p.m., on Special Assessment Roll No. 627. The Mayor asked for questions or comments from the Council and the audience. There were none and the hearing was declared closed at 7:27 p.m.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2014-74** approving and levying 2014 Special Assessment Roll No. 627, for delinquent mowing and snow removal charges, in the amount of \$1,142.45, minus any prepayments. Ayes - 5 - Nays - 0.

ORDINANCE AMENDMENT REGULATING RIGHTS-OF-WAY

Mr. Blomstrom gave the first reading of an ordinance amending City Code Section 96.06 regulating obstructions and excavations within public rights-of-way. The Council accepted the first reading. The second reading will be June 12, 2014.

CALENDAR OF UPCOMING EVENTS

MOTION: of Hooppaw, seconded by Bergman, approving the calendar of upcoming events as included in the City Clerk's memo dated May 22, 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 Goodwin, to pay the claims and bills, check registers dated May 15, 2014, in the amount of \$762,834.67; and May 22, 2014, in the amount of \$671,134.98. Ayes - 5 - Nays - 0.

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

The meeting was adjourned at 7:37 o'clock p.m.

Respectfully Submitted,

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

Approved by the Apple Valley City Council on 6-12-14.