

CITY OF APPLE VALLEY
Dakota County, Minnesota
October 23, 2014

Minutes of the regular meeting of the City Council of Apple Valley, Dakota County, Minnesota, held October 23, 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 Dykes, Assistant City Administrator Grawe, Human Resources Manager Haas, Finance Director Hedberg, Community Development Director Nordquist, and Police Chief Rehtzigel.

Mayor Hamann-Roland 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 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 Goodwin, approving all items on the consent agenda with no exceptions. Ayes - 5 - Nays - 0.

CONSENT AGENDA ITEMS

MOTION: of Bergman, seconded by Goodwin, approving the minutes of the regular meeting of October 9, 2014, as written. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, Bergman, approving renewal of a Currency Exchange License by the Minnesota Department of Commerce to Madison Financial Companies, Inc., d/b/a Money Xchange, for premises at 15465 Cedar Avenue, Ste. 170. Ayes - 5 - Nays - 0.

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MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2014-149** setting a public hearing, at 7:00 p.m., on November 25, 2014, on renewal applications for On-Sale Intoxicating Liquor, Wine, and 3.2 Percent Malt Liquor Licenses for 2015. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Truth-in-Taxation notice as attached to the Finance Director's memo dated October 16, 2014. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2014-150** to Release Encumbrances on Gabella Property and Galante Property. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2014-151** amending the Conditional Use Permit for a 3,500 square foot child care facility in a "LB" (Limited Business) zoning district on Lot 7, Block 2, Valley Commercial Park 2nd Addition (14510 Pennock Avenue), for Miss Marie's Learning Center, with conditions as recommended by the Planning Commission. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving Change Order No. 1 to the contract with Designing Earth Contracting, Inc., for AV Project 2013-149, Regents Point Street and Utility Improvements, in the amount of an additional \$34,030.50. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, accepting AV Project 2012-107, 2012 Pond Cleanouts, as complete and authorizing final payment on the contract with Kevin Casey, LLC, in the amount of \$521.98. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving the Memorandum of Agreement for 2015 Insurance Contribution with Law Enforcement Labor Services, Inc., (LELS), Local No. 71, as attached to the Human Resources Manager's memo, and authorizing execution of the necessary documents. Ayes - 5 - Nays - 0.

MOTION: of Bergman, seconded by Goodwin, approving hiring the seasonal and part time employees and resignation of employee, as listed in the Personnel Report dated October 23, 2014. Ayes - 5 - Nays - 0.

END OF CONSENT AGENDA

TRUTH-IN-TAXATION INSERT

Councilmember Goodwin commented on the Truth-in-Taxation insert and the pie chart which depicts street maintenance costs. He pointed out the City Council made a decision a few years ago not to specially assess property owners for street maintenance. He believes it is one of the

most important decisions made by the City Council and is proud of its positive impact on Apple Valley's residents and businesses.

Mayor Hamann-Roland added that it helps keep the citizens' and businesses' budgets predictable.

EXPANSION OF MISS MARIE'S LEARNING CENTER FACILITY

Ms. Marie Zurick, from Miss Marie's Learning Center, noted this is the third time she has been before the City Council for an expansion of her learning center. She commented on her business and her love for the children she teaches.

GENERAL ELECTION UPDATE

Ms. Gackstetter provided the Council an update on election preparations and reminded the public about the upcoming City and General Election on Tuesday, November 4. Polls will be open from 7:00 a.m. to 8:00 p.m. She encouraged everyone to exercise their right to vote.

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 October 20, 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 October 15, 2014, in the amount of \$801,617.93; and October 22, 2014, in the amount of \$1,455,884.19. Ayes - 5 - Nays - 0.

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

The meeting was adjourned at 7:26 o'clock p.m.

Respectfully Submitted,

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

Approved by the Apple Valley City Council on 11-13-14.