

CITY OF APPLE VALLEY  
Dakota County, Minnesota  
January 22, 2015

Minutes of the regular meeting of the City Council of Apple Valley, Dakota County, Minnesota, held January 22, 2015, at 7:00 o'clock p.m., at Apple Valley Municipal Center.

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

ABSENT: Councilmember Grendahl.

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, City Engineer Manson, Community Development Director Nordquist, and Police Chief Rechtzigel.

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 Hooppaw, seconded by Bergman, adding a special informal City Council meeting, at 3:00 p.m., on January 27, 2015, at the Dakota County Western Service Center, for a Cedar Avenue Transitway Implementation Plan Policy Maker Workshop to the calendar of events, and approving the agenda for tonight's meeting, as amended. 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.

Ms. Jan Daker invited the public to attend the "Honoring Choices" seminar on living wills at the Apple Valley Senior Center on February 26, 2015, at 10:00 a.m.

#### 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 Goodwin, seconded by Bergman, approving all items on the consent agenda with no exceptions. Ayes - 4 - Nays - 0.

#### CONSENT AGENDA ITEMS

MOTION: of Goodwin, seconded by Bergman, approving the minutes of the regular meeting of January 8, 2015, as written. Ayes - 4 - Nays - 0.

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- MOTION: of Goodwin, seconded by Bergman, adopting **Resolution No. 2015-11** accepting, with thanks, the donation of cash and prizes from various businesses toward sponsorship of the 2015 Mid-Winter Fest Celebration. Ayes - 4 - Nays - 0.
- MOTION: of Goodwin, seconded by Bergman, approving issuance of a lawful gambling exempt permit, by the State Gambling Control Board, to Minnesota Zoo Foundation, for use on February 28, 2015, at the Minnesota Zoo, 13000 Zoo Boulevard, and waiving any waiting period for State approval. Ayes - 4 - Nays - 0.
- MOTION: of Goodwin, seconded by Bergman, approving issuance of a lawful gambling exempt permit, by the State Gambling Control Board, to Dakota County Voiture 1457, for use on March 17, 2015, at the Apple Valley American Legion, 14521 Granada Drive, and waiving any waiting period for State approval. Ayes - 4 - Nays - 0.
- MOTION: of Goodwin, seconded by Bergman, adopting **Resolution No. 2015-12** amending the Travel and Expense Reimbursement Policy. Ayes - 4 - Nays - 0.
- MOTION: of Goodwin, seconded by Bergman, approving City Council Committee Assignments for 2015, as attached to the City Administrator's memo. Ayes - 4 - Nays - 0.
- MOTION: of Goodwin, seconded by Bergman, adopting **Resolution No. 2015-13** authorizing submittal of Dakota County Community Development Agency (CDA) Redevelopment Incentive Grant Application for Central Village. Ayes - 4 - Nays - 0.
- MOTION: of Goodwin, seconded by Bergman, approving Second Amendment to Lease Agreement for Longridge Reservoir, 8350 160th Street W., as attached to the Public Works Superintendent - Utilities memo dated January 22, 2015, and authorizing the Mayor and City Clerk to sign the same.. Ayes - 4 - Nays - 0.
- MOTION: of Goodwin, seconded by Bergman, approving the Dakota County Multi-Agency Assistance Group (MAAG) 2015 Joint Powers Agreement with the Cities of Farmington, Hastings, Inver Grove Heights, Lakeville, Mendota Heights, Rosemount, South St. Paul, and West St. Paul, and Dakota County, as attached to the Police Chief's memo dated January 15, 2015, and authorizing the Mayor and City Clerk to sign the same. Ayes - 4 - Nays - 0.
- MOTION: of Goodwin, seconded by Bergman, adopting **Resolution No. 2015-14** awarding the contract for AV Project 2015-111, Mowing and Trimming Services 2015-2016, to Executive Outdoor Services, LLC, the lowest responsible bidder, in the amount of \$72,000.00 annually. Ayes - 4 - Nays - 0.

MOTION: of Goodwin, seconded by Bergman, approving Change Order No. 13 to the contract with Magney Construction, Inc., for AV Project 2012-108, Water Treatment Facility Expansion, in the amount of an additional \$19,049.51, and authorizing the Public Works Director to sign the same. Ayes - 4 - Nays - 0.

MOTION: of Goodwin, seconded by Bergman, approving Change Order No. 1 to the agreement with Mulcahy Company, Inc., with a deduction of \$2,417.00, and accepting AV Project 2014-142, Sports Arena Condenser Replacement as complete and authorizing final payment in the amount of \$28,500.00. Ayes - 4 - Nays - 0.

MOTION: of Goodwin, seconded by Bergman, approving hiring the part time and full time employees and resignation of employees, as listed in the Personnel Report and Addendum dated January 22, 2015. Ayes - 4 - Nays - 0.

#### END OF CONSENT AGENDA

#### MID-WINTER FEST 2015

Mr. Bernstein, with Klondike present, reviewed activities planned for this year's Mid-Winter Fest celebration and invited everyone to participate in the activities. Mr. Bernstein read the resolution.

MOTION: of Bergman, seconded by Goodwin, adopting **Resolution No. 2015-15** proclaiming February 7, 2015, as "Apple Valley Mid-Winter Fest 2015" and encouraging citizens to support and participate in the celebration. Ayes - 4 - Nays - 0.

#### ORDINANCE AMENDING CHAPTER 150 REGULATING BUILDING CONSTRUCTION

Mr. Blomstrom and Mr. Dorn gave the first reading of an ordinance amending Chapter 150 of the City Code regulating building construction by amending Section 150.01 regarding adoption of the Minnesota State Building Code. The ordinance was prepared by the City Attorney's office. The second reading is scheduled for February 12, 2015.

Discussion followed.

The City Council accepted the first reading.

#### CALENDAR OF UPCOMING EVENTS

MOTION: of Hooppaw, seconded by Bergman, setting a special informal City Council meeting, at 3:00 p.m., on January 27, 2015, at the Dakota County Western Service Center, for a Cedar Avenue Transitway Implementation Plan Policy Maker Workshop, and approving the calendar of upcoming events as included in the Deputy City Clerk's memo dated January 16, 2015, 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 Hooppaw, to pay the claims and bills, check registers dated January 15, 2015, in the amount of \$925,366.99; January 22, 2015, in the amount of \$832,356.32. Ayes - 4 - Nays - 0.

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

The meeting was adjourned at 7:45 o'clock p.m.

Respectfully Submitted,

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

Approved by the Apple Valley City Council on 2-12-14.