

**MINUTES OF THE REGULAR MEETING
OF THE ZIMMERMAN CITY COUNCIL
MONDAY, MAY 7, 2012**

CALL TO ORDER

The regular meeting of the Zimmerman City Council was called to order at 7:02 p.m. at City Hall by Mayor Earenfight, followed by the Pledge of Allegiance.

ROLL CALL

Present: Mayor Earenfight, Council Members Kowalski, Laney and Mathison. Member Brisbin was excused tardy. Also present were Administrator Piasecki, Clerk/Treasurer Tillmann, Public Works Director Horvath, and Engineer Bittner.

AGENDA APPROVAL

Mathison/Kowalski unanimous to approve the agenda with the following additions:

- Consent Agenda - Application to Display Fireworks
- Mayor/Council Items -- Upcoming Events

APPROVAL OF MINUTES

Mathison/Laney unanimous to approve the following meeting minutes:

- April 16, 2012 Regular Meeting as presented
- April 18, 2012 Emergency Meeting as presented

CONSENT AGENDA

Mathison/Kowalski unanimous to approve the consent agenda as follows:

- a. Approve the payment of claims (check #34133 - #34175 in the amount of \$53,503.89 and electronic payments (e-check #770 - #775) in the amount of \$56,105.03 as presented.
- b. Accept the Building Permit Summary Report of April 2012 as presented.
- c. Approve the permit application for fireworks sales for Jim Kreml Fireworks, 25660 – 3rd Street West, Apt 109, Zimmerman, MN 55398, at the location of Angeno’s Pizza and Pasta/Zimmerman Bar & Grill, 13100 Fremont Avenue, Zimmerman, for the period of May 18 – August 1, 2012, as presented.
- d. Adopt **RESOLUTION #12-05-01**, approving a Temporary On-Sale Liquor License for Christ Our Light Catholic Parish for an event to be held July 21, 2012, in the parking lot on the property located at 25909 4th Street West, Zimmerman.
- e. Approve the application for fireworks/pyrotechnics display by Curt Serbus, as requested by the Zimmerman American Legion Post 560, 12674 Fremont Avenue, Zimmerman, for a fireworks/pyrotechnics display at Wild West Days, to be held on May 27, 2012, as presented, contingent upon review and approval by the Fire Chief, and receipt of current insurance documentation.

OPEN FORUM

Tom Wilkinson, 26545 Lake Avenue, Zimmerman – advised Council that the Park Board had scheduled a dedication of Horvath Park – Woodland Meadows North for Saturday, May 12, 2012 at 12 Noon at the park located at 26322 - 22nd Street West.

Member Brisbin was present at 7:06 p.m.

Michael McShane, 25776 - 10th Street West – wished to discuss his water bill dated April 30, 2012. It appears that 31,000 gallons of water passed through his meter last month. He travels 15 days of each month and is surprised that much water could have gone through the meter. Public Works staff walked through his home on May 3 and nothing appeared to be leaking or broken. McShane requested Council consider a reduction to his

water bill, since his bill usually averages \$16 per month. Council deferred any action until the June 4, 2012 meeting.

SHERIFF'S DEPARTMENT REPORT

Patrol Captain Don Starry reported that earlier in the day, the Sheriff's Department received information that a female bear with 3 cubs had killed a dog at a residential property in Livonia Township. Starry encouraged residents in the area to remove bird feeders, garbage can and barbeque grills from outside areas during the night.

Starry provided an overview of activities for the month of April 2012. There were 286 calls for service in April, 2012, compared to 270 during the same time period in 2011. Reported incidents included 4 residential thefts, 1 thefts from a vehicle, 3 property damage reports, 1 attempted burglary, 4 motor vehicle accidents. Starry reported that in the near future, officers will also be patrolling on bikes throughout the City and the department is gearing up for Wild West Days activities at the end of the month.

Brief discussion was held regarding the draft nuisance regulations currently under review. No action taken.

Council accepted the Sheriff's Department Report for April 2012 as presented.

FIRE DEPARTMENT REPORT

Fire Chief Ryan Maloney presented the Fire Department report for the month of April 2012. The Department responded to 2 medical call, 2 injury accidents with extrication, 1 fire alarm, 3 carbon monoxide alarms, a downed power line, 2 grass fires, a haz mat fire, a vehicle fire and 2 structure fires. Maloney reported that the Department will receive decontamination equipment valued at approximately \$25,000 from the Monticello Power Plant to assist with radiation screening in the event of a nuclear emergency. We have been having issues with the civil defense siren near Lake Fremont. Nelcomm has been out to check it and determined the problem. It will be repaired shortly.

Council accepted the Fire Department Report for February 2012 as presented.

PUBLIC WORKS REPORT

CSAH 4 Project – Bids & Specs

Engineer Bittner reported that plans and specifications for the reconstruction of CSAH 4/Fremont Avenue from County Road 45 to TH 169 are finished and ready for review. Bid opening has tentatively been scheduled for May 30, should council approve the plans and specs and authorize advertisement for bidding. If bids are approved at the June 4 meeting, the project will tentatively begin shortly after July 4 with completion by August 31. There will be a pre-construction meeting on May 10 at 9:30 a.m.

Brisbin/Laney unanimous to approve plans and specifications for the CSAH 4/Fremont Avenue improvement project and authorize the City Engineer to advertise for bids, with bid opening scheduled for May 30, 2012 at 10:00 a.m. at City Hall.

Public Works Director Horvath provided the following updates:

- SBR Digester Cover Project – the first of three advertisements for bids appeared in Saturday's Elk River Star News.
- OSHA Pre-Inspection – An OSHA Pre-Inspection has been scheduled for May 16 & 17. All City buildings, including the Fire Station will be inspected.
- Leachate Test Results -- Phase 1 is complete and we're ready to move on to Phase 2. The City will be reimbursed by Waste Management for testing expenses.

- Emergency Management Plan – The Emergency Management Plan is about 500 pages long and will take at least 6 more months to complete.
- Compost site – The compost is all gone and grinding will be done in 2 weeks.
- Water Main Break – The water main is still broken. Engineer Bittner is drafting plans for the repair, which will be ready in about 2 weeks.

ADMINISTRATOR’S REPORT – presented by Administrator Piasecki

Draft Nuisance Regulations

Mayor Earenfight suggested Council consider Captain Starry’s comments and further review the draft nuisance ordinance. Attorney Mattick will be at the June 4 meeting to discuss draft regulations and Council should be prepared to discuss the regulations in detail at that time. No action taken.

MSAS System – Proposed Annexation

Council approved modifications to the Municipal State Aid Street (MSAS) system at the April 16th meeting. Engineer Bittner recommended the City consider the annexation of a portion of the 120th and 136th Street right-of-ways lying outside current city limits, so they may be included in the MSAS system and generate increased aid revenues. Since only half of each section of right-of-way is currently in city limits, the city cannot collect funding for the full value of the right-of-way. A portion of both lie in Livonia Township.

The Livonia Town Board is amenable to the annexation and requested formal documentation be submitted for the annexation process. Staff will work with the Township on this proposed annexation, with action anticipated on the June 4 meeting agenda.

MAYOR/COUNCIL ITEMS

Passing the Bread served 90 families at the April 28 food distribution event. The next one will be held on May 19, which is the last one to be held until October. Seniors and shut-ins will continue to receive deliveries through the summer months.

Due to a lack of agenda items, the Committee of the Whole Meeting for May 14 was cancelled.

Upcoming Events

- May 10 -- Arts and Talent Night at Westwood Elementary School -- 5:30 – 8 p.m.
- May 24 – 28 -- Wild West Days events throughout the City
- June 2 -- Fire Department Golf Tournament
- June 15 – Chamber of Commerce Golf Tournament

Before adjourning, Mayor Earenfight asked for a moment of silence in honor of US Military Personnel.

Brisbin/Mathison unanimous to adjourn the meeting at 7:57 p.m. Motion carried.

Approved this 21st day of May, 2012.

Kary Tillmann, Clerk/Treasurer