

- MINUTES -
CHASKA CITY COUNCIL
JANUARY 4, 2010

1. Call to Order

The meeting was called to order by Mayor Pro Tem Schulz at 7:00 p.m.

2. Pledge of Allegiance

3. Roll Call

Roll call was taken. Present: Councilmembers Boe, Ford, Businaro, and Mayor Pro Tem Schulz.
Absent:

Also Present: Luke Melchert, City Attorney; Kevin Ringwald, Planning Director; Melissa Duchinsky, City Planner; Bill Monk, City Engineer; Bart Fischer, Assistant City Administrator; and Matt Podhradsky, City Administrator.

4. Adopt the Agenda

Motion by Councilmember Boe, second by Councilmember Ford to adopt the agenda as presented.

Motion carried.

5. Visitor

Senator Julianne Ortman appeared before the Council and presented a preview of the upcoming 2010 Legislative Session and answered various questions from the Council.

6. Minutes

Motion by Councilmember Ford, second by Councilmember Boe to approve the minutes of the December 21, 2009 City Council meeting.

Motion carried.

7. Consent Agenda

Motion by Councilmember Businaro, second by Councilmember Boe to approve the Consent Agenda Items a through f:

- a. Approve the Minutes of the December 21, 2009 EDA Meeting
- b. Approve the "Chaska Herald" as the official newspaper of the City of Chaska for 2010
Motion to appoint the "Chaska Herald" as the official newspaper of the City of Chaska for 2010.
- c. Adopt Resolution No. 10-01 Appointing Judges of Election for the Special Election on January 19, 2010.
Motion to adopt Resolution No. 10-01 appointing those persons listed on Exhibit A as Judges of Election for the Special Election on January 19, 2010.
- d. Appoint Luke Melchert of the law firm Melchert, Hubert, Sjodin, as the Chaska City Attorney for 2010.
Motion to appoint Luke Melchert of the law firm Melchert, Hubert, Sjodin, as the Chaska City Attorney for 2010.
- e. Appoint City Engineer, Bill Monk, as Chaska's representative to Carver County Water, Environment, and Natural Resources Committee
Motion to re-appoint City Engineer, Bill Monk, as Chaska's representative to Carver County Water, Environment, and Natural Resources Committee.

- f. Designation of City Depositories, Investment Institutions, and Authorized Signatories
Motion to designate the official depositories, financial institutions, and authorized account signatories.

Motion carried.

8. Approval of Resolution No. 10-03 Appeal to City Council for HPC Decision of HPC Case No. 09-02; Approval of a Site Alteration Permit for the Construction of a New Garage at 321 West Second Street

The City Administrator introduced the item to the Council.

The City Planner and Planning Director presented the item to the Council and went through the process for filing an appeal. They also presented the history and structure of the Heritage Preservation Commission as it relates to this item.

Patricia Shanley and Frank Lisa, appellants, of 315 West Second Street, Chaska presented her viewpoint and stance on the situation.

Jeff and Janette Smrcka, of 321 West Second Street, Chaska, presented their view of the issue.

Jean Madigan, of 300 West Second Street, inquired about historical relevance, which the Planning Director addressed.

Zaneta Larson, of 112 North Elm Street, a neighborhood resident, presented her views on the matter.

The Council asked various questions about the process and decision of the HPC, which City Staff addressed.

Motion by Councilmember Businaro, second by Councilmember Boe to delay the decision to the January 25, 2010 Council meeting.

Motion failed. Councilmembers Businaro and Boe voting aye. Councilmember Ford and Mayor Pro Tem Schulz voting nay. 2-2

Motion by Councilmember Ford, second by Councilmember Boe to adopt Resolution No. 10-03, denying the appeal and accepting the decision of the Heritage Preservation Commission approving the Site Alteration Permit for the demolition of the existing garage and the new construction garage at 321 West Second Street, based on the findings listed in said resolution. Motion passed. 3-0. Councilmember Businaro abstaining.

Motion by Councilmember Ford, second by Councilmember Boe that the City be involved in a mitigation process with all involved parties and any decisions be brought back to the Council for informational purposes and any necessary approvals.

Motion carried. 4-0.

9. Adopt Resolution No. 10-02 Regarding Cooperative Project Agreement No. 95518 with MnDOT for Construction of TH41 Project and Approve the Construction Documents for TH41 Median and Second Street Signal State Project 1008-67 as Prepared by Bonestroo, and Authorize Solicitation of Public Bids

The City Administrator introduced the item to the Council.

The City Engineer presented the item to the Council and answered various questions.

Motion by Councilmember Businaro, second by Councilmember Boe to approve the construction documents for the TH41 Median and Second Street Signal State Project 1008-67 as prepared by Bonestroo; and further authorize solicitation of public bids on January 22, 2010; and

Adopt Resolution No. 10-02 regarding Cooperative Project Agreement No. 95518 with MnDOT for Construction of said TH41 Project.

Motion carried.

10. Consider Approval of 2010-2011 Police Officer Bargaining Unit Contract

The City Administrator presented the item to the Council and answered questions.

Councilmember Businaro expressed concern over giving any wage increases due to hard economic conditions.

Motion by Councilmember Ford, second by Councilmember Boe to approve the 2010-2011 Police Officer Unit Contract.

Motion passed. 3-1. Councilmember Businaro voting nay.

11. Consider Approval of 2010 Non-Union Pay Classification Plan, Salary Adjustment Guide and Employer Benefit Contribution Amounts

The City Administrator introduced the item to the Council.

The Assistant Administrator presented the item to the Council and answered questions.

Councilmember Businaro expressed concern over giving any wage increases due to hard economic conditions.

Motion by Councilmember Ford, second by Councilmember Boe to approve the 2010 Pay Classification Plan and Salary Adjustment Guide for 2009.

Motion passed. 3-1. Councilmember Businaro voting nay.

12. Bills

Motion by Councilmember Businaro, second by Councilmember Ford to approve the bills as presented. Roll call was taken. Voting aye: Councilmembers Boe, Ford, Businaro, and Mayor Pro Tem Schulz. Voting nay: None

Motion carried.

13. Other Business

Councilmember Boe:

- ✓ Reminded residents of the Special Election for Mayor on January 19th and the League of Women Voter's Forum on January 12th at City Hall. (Correction to location of forum – Community Room at Community Center.)
- ✓ Inquired about web streamlining meetings on the web site, which the City Administrator addressed.

Councilmember Businaro:

- ✓ Inquired about consolidating positions on the Downtown Master Planning Task Force and the Council discussed having member Rick Ford on the Task Force.
- ✓ Reminded Councilmembers of the January and February Council meeting date changes due to holidays.
- ✓ Asked a question about the zoning ordinance, which was addressed, and requested a list of outstanding projects from City Staff.

City Administrator Podhradsky:

- ✓ Reminded residents that absentee voting would be open on Saturday, January 16th from 9:00 am to 3:00 pm. (Correction on time – 10:00 am to 3:00 pm.)

Mayor Pro Tem Schulz:

- ✓ Reminded residents of the monthly Coffee with the Mayor from 9:00-10:00 am at the Community Center on January 9th.
- ✓ Reiterated the information about the upcoming Special Election and encouraged residents to have a strong turn out.
- ✓ Offered thanks for the support he has received as Mayor Pro Tem.

Councilmember Businaro moved to close the Council meeting at 10:40 pm to perform the City Administrator's review, and to reopen the meeting after the review. Councilmember Boe seconded the motion.

Motion carried.

Closed meeting began at 10:45 pm, after a short break, to perform the City Administrator's review.

The Council meeting was reopened at 12:34 am.

14. Adjourn

Motion by Councilmember Boe, second by Councilmember Ford to adjourn the meeting at 12:35 am.

Motion carried.