

**- MINUTES -**  
**CHASKA CITY COUNCIL**  
**JUNE 1, 2009**

1. Call to Order

The meeting was called to order by Mayor Van Eyll at 7:10 pm, due to technical difficulties.

2. Pledge of Allegiance

3. Roll Call

Roll call was taken. Present: Councilmembers Schulz, Boe, Ford, Businaro, and Mayor Van Eyll.  
Absent: None.

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

4. Adopt the Agenda

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

Motion carried.

5. Visitor

Introduction of Boy Scout Troop # 174. Kyle Wetzel, the Troop Leader, presented information to the Council on the activities of the troop.

Recognition of House Fire Rescuers – Corey Bell, Blake Griffin, Joseph Nelson & Victim, Steve Schmidt.

Tim Wiebe, Chaska Fire Chief, introduced the Second Assistant Fire Chief Bill Lainhart, who provided information on the fire and rescue. The Mayor and Council recognized the heroics of Bell, Griffin, and Nelson, in rescuing Schmidt from a mobile home fire in Riverview Terrace. The Mayor also asked Chief Wiebe to expound on the recent house fire in the Chevalle development that spread to two other homes and how smoke alarms save lives.

Recognition of Gang Expert Officers Trent Wurtz & Mike Kleber.

Police Chief Scott Knight presented Officer Trent Wurtz and Mike Kleber to the Council and recognized them for being international experts on gang activities. The officers have conducted training locally, regionally, nationally, and internationally.

Downtown Business Council – Les Dahlberg

Les Dahlberg, owner of Wally's Sports World, and resident of Chaska, addressed the Council on the activities of the Downtown Business Council and introduced Donna Lund, of 762 Ashley Drive and owner of Mixed Company who updated the Council on the status of the mission statement and desired business atmosphere of the Downtown Council.

Jessica and Veronica Martinez, residents of Jackson Heights Mobile Home Park in Shakopee, appeared before the Council to state their concerns regarding the future river bridge crossing

and the effect it may have on their neighborhood. Crystal Klein, an advocate for the neighborhood, translated the girls' statements to the Council and also asked that a letter of support be written to MnDOT regarding the bridge and its location relative to Jackson Heights.

The City Administrator explained the City's involvement in the Highway 41 river bridge crossing skateholders' meetings and advised the group that the City would take the letter of support into consideration.

#### 6. Minutes

Motion by Councilmember Schulz, second by Councilmember Ford to approve the minutes of the May 4, 2009 City Council meeting, with a correction to the fourth item in Other Business to read that the Teacher of the Year Recognition event was held at the High School, but sponsored by Councilmember Ford's Insurance Agency.

Motion carried.

#### 7. Consent Agenda

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

- a. Approve Minutes of the May 13, 2009 Planning Commission meeting
- b. Adopt Resolution Nos. 09- 28, 09-29, and 09-32 Approving Transient and Solicitor's Permits for Sever's Farm Market, Giant Contractors, and Clean Water Action  
Motion to adopt Resolution No. 09-28 approving Transient Permit No. TRA. 09-02 for Nicola Peterson of Sever's Farm Market, for the period June 19 through August 30, 2009; and Resolution No. 09-29 approving Solicitor's Permit No. 09-14 for Tristan McCollam of Giant Contractors; and Resolution No. 09-32 approving Solicitor Permit Nos. 09-15 through 09-26 for Rebecca Thierret, Erik Lowry, Anna Waugh, Erin Bogle, Cassandra Foster, Teresa Clark, Christopher Phoel, Ifedilichukwu Obidiegwu, Rachelle Gordon, Neil Urbanski, Alexis Pennie, and Cody Smiglewski for the year 2009 and effective upon publication in the Chaska Herald, Thursday, June 11, 2009.
- c. Approve Temporary 3.2% Liquor License for Chaska Legion Post 57 Wooden Bat Tourney  
Motion to approve Temporary On-Sale 3.2% Malt Liquor License T32.09-04 for the American Legion Post 57, for the Wooden Bat Tournament to be held at Lions Park, 1300 Crosstown Boulevard, during the day and evening hours of Friday, Saturday and Sunday, June 19, 20, & 21, 2009.
- d. Approve Refuse Hauler License for Organic Disposal LLC  
Motion to approve Refuse Hauler Permit RH.09-09.01 for Organic Disposal of 9735 Shady Oak Drive, Chaska, Minnesota 55318 through December 31, 2009.

Motion carried.

#### 8. Public Hearing: Adopt Ordinance No. 831 Amending Chapter 3, Articles II and III of the Alcoholic Beverages Code of Ordinances Liquor License Fee Adjustments

The City Administrator presented the item to the Council.

Discussion was held regarding the raising of liquor license fees.

The Public Hearing was opened at 8:12 pm.

No one appeared before the Council.

The Public Hearing was closed at 8:12 pm.

Councilmember Businaro made a motion to round off the fees to even dollar amounts, but discussion was held and determined the fees would remain at 3% across the board. However, should the issue come before the Council in the future, it was suggested the fees be rounded off to even dollar amounts. Motion died for lack of a second.

Motion by Councilmember Schulz, second by Councilmember Businaro to adopt Ordinance No. 831 amending Chapter 3, Articles II and III of the Alcoholic Beverages Code of Ordinances with the following liquor license increases:

Type of License	Current Fee	Proposed Fee	Increase
Off Sale Intoxicating	\$150.00	\$155.00	\$5.00
On Sale Intoxicating	\$4450.00	\$4605.00	\$155.00
Club On Sale	\$500.00	\$515.00	\$15.00
3.2% On Sale	\$300.00	\$310.00	\$10.00
3.2% Off Sale	\$50.00	\$52.00	\$2.00
Wine On Sale	\$750.00	\$775.00	\$25.00

Motion carried.

9. Riverwoods 6<sup>th</sup> Addition

a. Preliminary Plat

PC No. 09-03/DDK Construction

The City Administrator introduced the item to the Council.

The City Planner presented the item to the Council.

The Council discussed the item.

Dave Pokorney, a representative of DDK Construction, appeared before the Council to present some facts on the project and answer questions.

Motion by Councilmember Boe, second by Councilmember Schulz to adopt Resolution # 09-30, approving the Preliminary Plat for Riverwoods 4<sup>th</sup> Addition, subject to the stipulations and conditions listed in said resolution.

Motion carried.

10. Hazeltine National Golf Course Clubhouse

a. Preliminary Site & Building Plans

PC No. 09-04/Rehn Hassell

The City Administrator introduced the item to the Council.

The City Planner presented the item to the Council.

Dan Johnson, a member of Hazeltine's Board appeared before the Council to present information and answer questions.

Martha Younger, a architect for the project, appear before the Council to answer their questions.

Bill Monk, City Engineer, addressed the Council concerning engineering issues.

Motion by Councilmember Businaro, second by Councilmember Ford to adopt Resolution #09-31, approving the Preliminary Site/Building Plans for the Hazeltine National Golf Club, subject to the stipulations and conditions listed in said resolution.

Motion carried.

11. Consider Appeal to Storm Sewer Utility Charge for Riverview Terrace from 05-04-09

The City Administrator introduced the item to the Council.

The City Engineer presented the item to the Council.

Alan and Dustin Brakemeir, owners of Riverview Terrace, appeared before the Council to comment.

Councilmember Boe presented an option of a discounted rate.

Motion by Councilmember Ford, second by Councilmember Boe to refer the matter back to Staff to review the entire system and come back with an equitable recommendation.

Motion carried.

12. Bills

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

Motion carried.

13. Other Business

Councilmember Schulz:

- Inquired about the status of the landscaping along new Highway 212 and the City Administrator addressed the issue.
- Reminded residents of the neighborhood Home Town Wind Power Meeting on June 4<sup>th</sup>, with a formal presentation at 6:45 pm.
- Advised the Council of a wine tasting event/fund raiser for the Sexual Violence Center, hosted by Dolce Vita Wine Shop.

- Offered congratulations to John Kellin and the Town Course Staff on being named #28 in the country for municipal golf courses.
- Inquired as to when the plaza at Snyders would be finished and the City Engineer addressed the issue.
- Gave praise to the new restaurant, Mi Casa Mexican Cuisine and Cantina.

Councilmember Boe:

- Advised that after 15 rounds of questions and answers in the National Quiz Bowl, Matt Hart (12), Jordan Hiller (11), Scott Miller (12), Sam Peterson (12), and Trevor Vossberg (11) placed 7<sup>th</sup> out of 192 teams at Chicago.
- Noted that the Klein Mansion appears to have further deterioration.
- Commented on the 212 corridor landscaping, which the City Engineer addressed.

Councilmember Ford:

- Reminded the Council of an Open House discussion sponsored by the Downtown Business Council at the River Bend Best Western Inns and Suites on Friday at 7:30 am regarding the new stoplight at Highway 41 and Second Street.

Councilmember Businaro:

- Asked for an update on the Commitment to Community Task Force and the City Administrator addressed the request.
- Inquired about the opening on the Planning Commission, which the City Administrator addressed.
- Requested an update on the Legislative matters at the Council meeting.
- Requested an update at the next council meeting on the purchase of the railway through the downtown.

Mayor Van Eyll:

- Congratulated City Engineer, Bill Monk, on receiving a safety award from the Jonathan Elementary School for his work on the stop light at Pioneer Trail and Village Road.

14. Adjourn

Motion by Councilmember Ford, second by Councilmember Businaro to adjourn the meeting at 10:10 p.m.

Motion carried.