

**MINUTES OF A REGULAR MEETING OF THE PRINCETON CITY COUNCIL HELD ON  
MAY 22, 2008, 7:00 P.M. IN THE CITY HALL COUNCIL CHAMBERS**

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Mayor Riddle called the meeting to order and led the Pledge of Allegiance to the Flag. Council members present were Mayor Jeremy Riddle and Councilors Paul Whitcomb, Dick Dobson, Victoria Hallin, and Lee Steinbrecher. Staff present was Mark Karnowski, Joe Backlund, Tom Mismash, and Ann Bien. Also present were City Attorneys Dick Schieffer and Damien Toven.

**AGENDA ADDITIONS/DELETIONS**

IT WAS THE CONSENSUS OF THE COUNCIL TO ADD THE FOLLOWING ITEMS TO THE AGENDA:

Under Ordinances and Resolutions:

- A. Resolution #08-19, Authorizing Street Closing

Under Miscellaneous:

- D. Public Works Award

IT WAS THE CONSENSUS OF THE COUNCIL TO DELETE THE FOLLOWING ITEM FROM THE AGENDA:

Under Petitions, Requests, and Communications:

- A. Historical Society Assessments

**APPROVAL OF MINUTES OF THE REGULAR MEETING OF MAY 8, AND SPECIAL MEETING OF MAY 12, 2008**

WHITCOMB MOVED TO APPROVE THE MINUTES OF THE REGULAR MEETING OF MAY 8 AND SPECIAL MEETING OF MAY 12, 2008, AS WRITTEN. HALLIN SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

**CONSENT AGENDA**

**A. Permits and Licenses**

- 1. First Congregational Church UCC, Sale of Fireworks at Pamida parking lot 06-20-08 thru 07-05-08
- 2. T.A.P. Enterprises, Inc. – transient merchant permit for tool sale on July 3-4, 2008 at Civic Center

**B. Personnel**

- 1. Public Works
  - a. Kristopher Macko, Summer Help @ \$9.50/hr. eff. 05-19-08
  - b. Devon Laiho, Summer Help @ \$8.50/hr. eff. 05-19-08
  - c. Ashley Hansmann, Splash Park Attendant @ \$7.00/hr. eff. 05-23-08
  - d. Robert Darwin, Riverside Park Attendant eff. 05-22-08 (no pay)
- 2. Police Department
  - a. Brian Payne, Step 6 Increase to \$66,430/yr.

**C. Donations/Designations**

- 1. Princeton VFW Auxiliary No. 806, \$500 for Fireworks

HALLIN MOVED TO APPROVE THE CONSENT AGENDA. DOBSON SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

## **OPEN FORUM**

Vicki Warren, representing Neighbors to Nations Church, requested permission to set up a table outside of the municipal liquor store over the next two weekends to raise funds for their youth group's trip to Mexico.

Karnowski stated the City had no policy but in the past there has been concern of encouraging youth at or around the liquor store. Warren stated that was understandable and they would only have adults at that location. She explained they thought the location would generate a lot of traffic.

Steinbrecher stated he was concerned that people will stay away from the store as they seem to do when other church people stand out in front of a business. He stated he would be uncomfortable with starting a precedence no matter who the group is. Dobson stated he was hesitant also because Liquor Manager Campbell is not present and he does not know how she feels. Hallin stated she was uncomfortable with opening that doorway for other groups to seek donations in front of the liquor store, although she thinks it is a wonderful project.

Riddle asked if the Council would feel the same way for a donation jar. Dobson answered he would like input from the manager. Steinbrecher asked if there have been other donation jars. Karnowski stated there had been one at the former liquor store, but there had been a problem with finding the organization to pick up the monies.

Dobson stated he felt it puts our employees responsible for someone else's funds; he was not against the project, but did not want to set a precedent.

Steinbrecher stated he wouldn't be opposed to a donation jar if it was okay with Campbell.

Riddle suggest the best action may be no action by the Council and have Karnowski discuss the option of a donation jar with Campbell.

## **PUBLIC HEARINGS**

### **A. Fairview Health Services Revenue Bonds**

Karnowski explained the City of Princeton is being asked to authorize the City of Minneapolis to issue refunding bonds under MN Statutes to refund revenue bonds previously issued in 2005 by the City of Minneapolis, with the prior approval of the City of Princeton, to finance the construction of an approximately 47,500 square foot addition to Fairview Northland Medical Center in the City of Princeton. There was no one present for the public hearing. A public hearing had been held on March 27, 2008, but publication requirements had not been met so this public hearing was called. There was no one from the public with comments nor were any written comments received.

WHITCOMB MOVED TO CLOSE THE PUBLIC HEARING. STEINBRECHER SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

DOBSON MOVED TO APPROVE RESOLUTION #08-18, A RESOLUTION APPROVING THE ISSUANCE OF BONDS BY THE CITY OF MINNEAPOLIS ON BEHALF OF FAIRVIEW HEALTH SERVICES TO REFUND BONDS ISSUED TO FINANCE IMPROVEMENTS TO FAIRVIEW NORTHLAND MEDICAL CENTER UNDER MINNESOTA STATUTES, SECTIONS 469.152 TO 469.165, AND TO FINANCE AND REFINANCE OTHER FACILITIES OF FAIRVIEW HEALTH SERVICES OR ITS AFFILIATES. WHITCOMB SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

## **REPORTS OF OFFICERS, BOARDS, AND COMMITTEES**

### **A. Airport Advisory Board**

#### **1. Draft Minutes of 5/12/08**

The above minutes were reviewed.

#### **2. Hangar Lot Waiting List Memo**

Karnowski reported the Airport Advisory Board is recommending that the City institute a \$100 "earnest money fee" for individuals who are interested in leasing airport hangar space from the City. He stated he does not feel it is necessary and should have made the argument that if a person does not want the lot when it becomes available, we would just go to the next name on the list. He stated two lots by the t-hangers will become available once MNDOT approves the amended ALP, and two lots will be available once electrical boxes are moved.

Dobson stated he was not sure what their thinking is behind the deposit and does not see the necessity. Karnowski suggested the Airport Board be asked to write out their rationale. Hallin asked if the individual would lose their deposit if they backed out and Karnowski stated that in the past the City has not kept earnest money. Riddle stated he thought the City might have to pay interest if the deposit is just for a waiting list. Whitcomb stated he also does not see any need for a deposit.

DOBSON MOVED TO TABLE THIS ITEM UNTIL STAFF HAS TALKED FURTHER WITH THE AIRPORT ADVISORY BOARD TO GET BETTER CLARIFICATION. HALLIN SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

### **B. Fire Advisory Board**

#### **1. Draft Minutes of May 6, 2008**

The above minutes were reviewed.

### **C. Planning Commission**

#### **1. Draft Minutes of April 21, 2008**

The above minutes were reviewed.

#### **2. Variance for 202 8<sup>th</sup> Avenue South**

Karnowski reported the Planning Commission approved a variance for Robert and Roseanne Beattie, 202 8<sup>th</sup> Avenue South, to allow a side yard setback of 8'3".

#### **3. Zoning Ordinance Amendment**

Karnowski reported the Planning Commission was asked to consider allowing recycling centers in the A-1 Agricultural zoning district with an interim use permit. He stated the owner of 1946 107<sup>th</sup> Avenue is currently operating a recycling center and has also requested his property be rezoned to A-1 (see following item). The Planning Commission held a public hearing on May 19, 2008, and approved recycling centers as an interim use in the A-1 zoning district. Karnowski also explained that an interim use permit does not run with the land or ownership, as a conditional use permit does.

Hallin asked if vehicles would be included in the permit. Steinbrecher stated he was told the permit would not include vehicles.

Riddle stated he thought "source separated" might exclude vehicles, and questioned the purpose of the landfill definition since there is no further reference. Steinbrecher thought it might be to clarify that the ordinance does not include a landfill.

Hallin stated she was concerned the ordinance does not specifically state vehicles are not allowed. Riddle asked if the ordinance specifically excludes vehicles, does it mean it includes everything else.

City Attorney Schieffer stated he thinks language could be included to address these concerns.

Dobson stated he was concerned about the adjacent township road and heavy traffic, stating the township does not want to maintain the road for city business. He was told the owner said the business would mostly be private citizens dropping off appliances and larger trucks would only come about once a week.

Dobson also suggested an inspection be conducted every six months, rather than once a year.

Hallin asked if there was any potential to create hazardous groundwater from the appliances. Riddle stated that would be handled under State permits.

Schieffer asked if this was going to be outdoor storage and Riddle answered yes, with a 6'-10" high fence. Schieffer recommended appliances be required to have their doors removed if stored outdoors. He stated recommended conditions be set with the permit. He also stated inspections can be made more often even if the ordinance states annually.

STEINBRECHER MOVED TO INTRODUCE ORDINANCE #618, AN ORDINANCE AMENDING CITY ZONING ORDINANCE #538, CHAPTER II, DEFINITIONS, AND CHAPTER V, ZONING DISTRICTS, A-1 AGRICULTURAL AND HAVE STAFF CLARIFY THE LANGUAGE. DOBSON SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

#### **4. Rezoning from R-2 Residential to A-1 Agricultural**

Karnowski reported Richard Savitski requested a rezoning of his property located at 1946 107<sup>th</sup> Avenue. The site was part of the former Heritage Village Residential development proposed in 2004. As part of that application, the property was annexed into the City and given an A-1 Agricultural zoning designation. It was later rezoned to R-2 Medium Density Residential as the platting processed continued. Since the final plat was not completed, the property remains a 5.8 acre tract with the original farmstead buildings. Surrounding land uses are mostly agricultural and rural residential in character. A small contractor business is situated along TH 95 just north of the subject property. The Planning Commission held a public hearing on May 19, 2008, and approved the rezoning request. If the Council approves the rezoning, Mr. Savitski will be applying for an interim use permit to continue his recycling center business.

DOBSON MOVED TO INTRODUCE ORDINANCE #619, AN ORDINANCE ZONING LAND WITHIN THE CITY OF PRINCETON. WHITCOMB SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

**PETITIONS, REQUESTS, AND COMMUNICATIONS:** None

**ORDINANCES AND RESOLUTIONS**

**A. Resolution #08-19, Authorizing Street Closing**

Karnowski explained Mille Lacs County Highway Dept. requires a resolution and signed agreement from the City to close the county roads for the Rum River Festival parade.

WHITCOMB MOVED TO APPROVE RESOLUTION #08-19, A RESOLUTION AUTHORIZING STREET CLOSING APPLICATION AND AGREEMENT WITH MILLE LACS COUNTY. HALLIN SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

**UNFINISHED BUSINESS**

**A. Police Investigator Position**

Karnowski reported the City advertised internally for the position of Police Investigator and received only one application from Officer Todd Frederick. Police Chief Payne recommended the Council approve Officer Frederick for this position. This is a non-supervisory position and will be part of the LELS Union contract.

Dobson pointed out the required response time was not included in the job description. Chief Payne stated most departments this size have a 15 minute time rule.

DOBSON MOVED TO APPOINT TODD FREDERICK TO THE POSITION OF POLICE INVESTIGATOR WITH A PROPOSED WAGE OF \$24.52/HR. (50 CENTS HIGHER THAN A POLICE OFFICER) EFFECTIVE 05-22-08 AND AMEND THE JOB DESCRIPTION TO INCLUDE A 15 MINUTE RESPONSE TIME. STEINBRECHER SECONDED THE MOTION.

**B. Employee Wellness and Recognition Policy**

Karnowski explained the Council approved funding for an employee well and recognition policy by approving Resolution #07-41. However, the City's auditors recommended a written policy stating what exactly the money can be used for.

STEINBRECHER MOVED TO APPROVE THE EMPLOYEE WELLNESS AND RECOGNITION POLICY. WHITCOMB SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

**C. Municipal Builders, Inc. Payment Request for WWTP Phosphorus Removal Modifications**

HALLIN MOVED TO APPROVE PAYMENT NUMBER 9 IN THE AMOUNT OF \$11,875.00 TO MUNICIPAL BUILDERS, INC. FOR THE WWTP PHOSPHORUS REMOVAL MODIFICATIONS. WHITCOMB SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

**NEW BUSINESS**

**A. Aluminum Recycling Request**

Karnowski reported the City has received a request from the Princeton Rotary Club to place an aluminum recycling "roll-off" in the Princeton Wine & Spirits parking lot. He ex-

plained while the Club is aware that there is another recycling trailer in the Pamida parking lot that benefits the Kinship program, the group feels the new trailer – because of the distance separating the two locations – should not be a conflict. Further, the Rotary Club has entered into an agreement with Kinship to reimburse Kinship should the Rotary's aluminum collection efforts impacts the increasing income Kinship gets from their recycling operation. Rotary feels the money Rotary receives for the aluminum recycling efforts will allow Rotary to increase its contribution to Kinship and also allow Rotary to contribute more toward other causes – including one of the club's ongoing projects, Pioneer Park.

The proposed location would be in the far northeast corner of the parking lot. Rotary will be solely responsible for its maintenance. Staff has discussed the proposal with the Liquor Store manager and received her acquiescence. The Public Works Director indicated his concern that such a facility could become a garbage dump site and that additional patrolling may be necessary to keep the area clean. Karnowski stated the "roll-off" will be removed if it becomes a problem.

Riddle stated he did not think this request was much different than the earlier request from the Neighbors to Nations Church at open forum. Steinbrecher stated he thought it was very similar but still different. He stated he was concerned with setting precedent of the liquor store becoming an avenue for fundraising. Riddle stated he would like to see some consistency and thought it could be revisited at another meeting. Hallin stated she thought it was important to recycle, but did not know if the liquor store was optimum site. Steinbrecher was concerned with future similar requests. Dobson suggested a policy could be adopted as to what organizations would be allowed. Whitcomb was also concerned with the roll off damaging the parking lot during hot summer days.

Staff will gather more information for a possible policy and bring it back to the Council at a future meeting.

## **B. Public Works – Hiring of Summer Help**

Mismash reported two former summer employees have returned for 2008 and he would like to hire an additional summer employee. He stated he interviewed three applicants and recommends the hiring of Devon Soule at \$8.25/hr. effective 05-27-08.

WHITCOMB MOVED TO APPROVE THE HIRING OF DEVON SOULE AS A SEASONAL PUBLIC WORKS EMPLOYEE AT \$8.25/HR. EFFECTIVE 05-27-08. HALLIN SECONDED THE MOTION. ON THE VOTE: AYES – 5; NAYS – 0. THE MOTION CARRIED UNANIMOUSLY.

## **MISCELLANEOUS**

### **A. June Council Meeting Dates**

Karnowski suggested that since the Rum River parade falls on the Council meeting date of June 12<sup>th</sup>, the meeting be cancelled. He suggested approving bills at the June 5<sup>th</sup> study session.

STEINBRECHER MOVED TO APPROVE BILLS AT THE JUNE 5<sup>TH</sup> STUDY SESSION AND CANCEL THE JUNE 12<sup>TH</sup> REGULAR MEETING. DOBSON SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

**B. Public Works Award**

Dobson reported the Girl Scouts gave an award to the Public works department for their assistance in building their flag poles, garden, benches, etc, Mismash explained the Park Board matched 50% of the bench funding.

**BILL LIST – \$248,517.97**

HALLIN MOVED TO APPROVE MANUAL CHECKS NUMBERING 58670 AND 58745 FOR A TOTAL OF \$63,908.26 AND THE ITEMS LISTED ON THE LIQUOR BILL LIST AND GENERAL CITY BILL LIST, WHICH WILL BE CHECKS NUMBERING 58747-58825, FOR A TOTAL OF \$184,609.71 AS SHOWN ON THE BILL LIST. WHITCOMB SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

There being no further business, STEINBRECHER MOVED TO ADJOURN AT 8:00 P.M. HALLIN SECONDED THE MOTION. ON THE VOTE: AYES - 5; NAYS - 0. THE MOTION CARRIED UNANIMOUSLY.

Respectfully Submitted,

Ann Bien, Deputy City Clerk

ATTEST:

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Jeremy Riddle, Mayor