

**MINUTES OF A REGULAR MEETING OF THE PRINCETON CITY COUNCIL HELD ON  
OCTOBER 13, 2011, 7:00 P.M. IN THE CITY HALL COUNCIL CHAMBERS**

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Mayor Jeremy Riddle called the meeting to order and led the Pledge of Allegiance to the Flag. Council members present were Vicki Hallin, Dick Dobson, and Thom Walker. Councilor Paul Whitcomb was absent.

Staff present was Administrator Mark Karnowski, Finance Director Steve Jackson, Community Development Director Carie Fuhrman, Police Chief Brian Payne, and Public Works Director Bob Gerold. Also present: City Attorney Dick Schieffer and Damien Toven.

**CONSIDERATION OF REGULAR CITY COUNCIL MINUTES OF SEPTEMBER 22, 2011**

HALLIN MOVED TO APPROVE THE REGULAR CITY COUNCIL MINUTES OF SEPTEMBER 22, 2011. WALKER SECONDED THE MOTION. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

**CONSENT AGENDA**

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- A. Permits and Licenses**
- B. Personnel**
  - 1. Fire Department
    - a. Hiring of James Oliver and Brian Mellgren as Volunteer Firefighters at \$9/Hour
- C. Donations/Designations**

DOBSON MOTIONED TO ACCEPT THE ITEMS ON THE CONSENT AGENDA. HALLIN SECONDED THE MOTION. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

**OPEN FORUM** - No one spoke for the Open Forum.

**PUBLIC HEARINGS** - None.

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

- 7. Reports of Officers, Boards, and Committees**
  - A.** Parks and Recreation Board Minutes September 26, 2011
  - B.** Princeton Area Visionary Committee Minutes of September 12, 2011
  - C.** Princeton Area Visionary Committee Minutes of September 26, 2011
  - D.** EDA Board Minutes of September 15, 2011
  - E.** Park Board Special Meeting of Tuesday October 11, 2011 – to be handed out at the meeting
    - 1. Trail Legacy Grant Resolution 11-60**

Gerold stated that the Park Board would like to apply for the Trail Legacy Grant through the DNR. There is a 10 percent match required. The trail will go from the PUC water treatment plant at Rum River Drive, follow the railroad grade down, down to 313<sup>th</sup> Ave. The Park Board would like to apply for the grant to show the importance of a trail system to the City of Princeton and to show that this would be a good venue to start with. The Park Board is asking for authorization from Council for staff to apply for the Legacy Grant.

Hallin asked if it was a 10 or 25 percent match requirement?

Gerold responded that it is a 10 percent match requirement; the 25 percent match is required of another grant that had been discussed at the Park Board level.

Walker asked how much 10 percent was.

Gerold responded that it was approximately \$10,000, which would come out of the Park Dedication fund.

WALKER MOVED TO APPROVE RESOLUTION #11-60, SUPPORTING THE GRANT APPLICATION MADE TO THE MINNESOTA DNR FOR THE PARKS AND TRAILS LEGACY GRANT PROGRAM. DOBSON SECONDED THE MOTION.

Riddle asked when they are planning on moving forward with the project.

Gerold responded that, if the grant is awarded, they would have until 2014 to use the funds. The application is due October 31, 2011.

CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

The rest of the above minutes were reviewed with no further comment from the Council.

**PETITIONS, REQUESTS, AND COMMUNICATIONS** - none

**ORDINANCES AND RESOLUTIONS**

**A. Ordinance 670: Nuisance Amendment (First Reading)**

Karnowski introduced the issue and explained that the proposed Ordinance adds "food vendor" to the Ordinance. There have been some door to door people selling food, and at this point in time, these food vendors are not covered by the Ordinance. Staff recommends Council introduce the Ordinance.

Hallin asked if companies like Schwans would need a permit?

Karnowski responded yes, but they could get an annual permit.

Riddle asked what the fee was for that?

Karnowski responded that he could not recall off the top of his head, but thought it was approximately \$25.

Hallin asked if other cities require a similar permit and will we notify these companies of the requirement? Hallin then asked if Girl Scouts selling cookies would also require a permit and other similar groups selling stuff for schools, fundraisers, etc?

Karnowski stated that he would yield to the City Attorney on that question.

Schieffer stated that if the Council wants to adopt this Ordinance as a first reading tonight, he could take a look at the Ordinance to be politically delicate. We can figure out a way to affect

the people we want to affect and not affect those people who are fundraising.

Dobson asked if this would affect those food vendors that go to different restaurants and bars?

Karnowski stated that this was just for residential areas.

HALLIN MOTIONED TO INTRODUCE THE FIRST READING OF ORDINANCE #670, AMENDING CH. 670 OF THE CITY OF PRINCETON ORDINANCES, PEDDLERS, HAWKERS, SOLICITORS, AND TRANSIENT MERCHANTS, WITH ADDITIONAL RESEARCH ON SLIGHT MODIFICATIONS TO THE ORDINANCE IF POSSIBLE. DOBSON SECONDED THE MOTION. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

**B. Ordinance 674: Zoning Ordinance Amendment – Crushed Material as an IUP in the B-3 District (Second Reading)**

Fuhrman stated that this was the second reading of the proposed Ordinance, which adds the storage of crushed material as an Interim Use Permit in the B-3 Zoning District. She pointed out that as an Interim Use Permit, an end date or event would be specified by the Planning Commission and City Council with each specific application.

Hallin clarified that the Ordinance does not specify a sunset date, but is determined by each individual case.

Fuhrman replied yes, that is correct.

Walker asked what happens if the City inadvertently misses establishing an end date – is there a default end date?

Karnowski responded that it is the nature of an Interim Use Permit for an end date or event to be established. It does not have to be a specific date; it could be, for example, when the property is sold or subdivided.

WALKER MOVED TO APPROVE ORDINANCE #674 AMENDING CHAPTER V (ZONING DISTRICTS) OF TITLE 11 (ZONING) OF THE PRINCETON CODE OF ORDINANCES IN ORDER TO ADD THE OUTDOOR STORAGE OF APPROVED MATERIAL, SUCH AS SAND, GRAVEL, FILL DIRT, OR CRUSHED MATERIAL, AS AN INTERIM USE PERMIT IN THE B-3 (GENERAL COMMERCIAL) ZONING DISTRICT, PROVIDED A NUMBER OF CONDITIONS ARE MET. HALLIN SECONDED THE MOTION. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

**UNFINISHED BUSINESS** - None.

**NEW BUSINESS**

**A. Cable Commission Joint Powers Agreement (JPA)**

Karnowski stated that attached was a copy of the new Joint Powers Agreement with the Cable Commission. Some of the members indicated a desire to drop out.

Hallin stated that there were three communities that chose to drop out, and January first was the drop-out date. She went on to state that the original agreement was passed on September 14, 1981. It was a very lengthy contract and there were a lot of language changes needed. It was overfull and had too many voters. It also was not a standard board of directors and alternates.

We spent several hours working to modify the joint powers agreement. The current cities are on page 2. There is a recruiting system going on right now, so there may be an amendment adding additional members. What passing this Joint Powers Agreement does is it binds the cities that are involved so if we go to negotiations with our new cable distributor (Mid Continent now owns US Cable), we can negotiate as strength in numbers for different things to get into the cities, Pell grants, and things like that. It would be as a group, rather than as individual cities.

Hallin also stated that an alternate for the Cable Commission needs to be established. She had talked to Walker earlier, and he was in agreement that he would be the alternate. So, there are two actions to take tonight.

WALKER MOTIONED TO APPROVE THE CABLE COMMISSION JOINT POWERS AGREEMENT. SECONDED BY DOBSON. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

HALLIN MOTIONED TO APPOINT THOM WALKER AS ALTERNATE TO THE CABLE COMMISSION. DOBSON SECONDED THE MOTION. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

**B. WWTP Partial Pay Estimate #3**

Karnowski introduced the partial pay estimate number three from Rice Lake Construction for the work done thus far at the wastewater treatment plant. They are really moving on it. The recommendation of the City Engineer and USDA Rural, who also reviews the pay estimates, is to authorize the pay estimate.

Hallin asked if this was over and above what we anticipated?

Mark stated no.

HALLIN MOTIONED TO APPROVE THE WWTP PARTIAL PAY ESTIMATE #3. WALKER SECONDED THE MOTION. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

**C. Sherburne State Bank Parking Contract**

Karnowski stated that Sherburne Bank has been leasing a portion of the municipal parking lot for their use for a long time. It is a five-year contract, and we have been increasing it by about three percent each year.

DOBSON MOTIONED TO APPROVE THE SHERBURNE STATE BANK PARKING CONTRACT. HALLIN SECONDED THE MOTION. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

**MISCELLANEOUS** - None.

**BILL LIST – \$1,322,944.11**

HALLIN MOVED TO APPROVE THE BILL LIST, WHICH INCLUDES THE MANUAL CHECKS AS LISTED ON THE MANUAL BILL LIST FOR A TOTAL OF \$395,409.65 AND THE ITEMS LISTED ON THE LIQUOR BILL LIST AND GENERAL CITY BILL LIST, WHICH WILL BE CHECKS 64902 TO 65041, FOR A TOTAL OF \$1,322,944.11. DOBSON SECONDED THE MOTION. CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

**ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS:

WALKER MOVED TO ADJOURN THE MEETING AT 7:20 PM. DOBSON SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY (4 AYES, 0 NAYS).

Respectfully Submitted,

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Carie Fuhrman  
Community Development Director

ATTEST:

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Jeremy Riddle, Mayor