

## OCTOBER 10, 2006

### **1. Roll call:**

The regular meeting of the Common Council was called to order at 7:30 p.m. by Mayor Larry Fanta with Alderpersons David Tryggstad, Marc Polsean, John Bjerke, Weston Mack, Roger Hatlem, Gail Frie, and Terry Noble present. Also present were City Administrator Jeff Gohlke, Deputy Clerk Jodie Olson, Assistant Police Chief Daron Jefson, City Attorney David Jenkins, Vernie Smith, David Olson, Lynn Chakoian, Tim Hundt, Steve Solverson, Roger and Jackie Getter, Dr. Kumlin, and Dr. Bass. Absent were Alderperson Gary Krause and Alderperson Bob Suhr.

### **2. Approval of the September 26, 2006 Regular Council Meeting.**

Motion by Alderperson Polsean to approve the minutes of the September 26th, 2006 meeting. Seconded by Alderperson Tryggstad. All voted aye on voice vote. Motion carries.

### **3. First period for public comment.**

Vernie Smith stated he would like extra copies of agenda's on the table for the public.

### **4. Vig and Associates LLC –Engagement letter, 2006 Audit.**

Motion by Alderperson Hatlem to approve the engagement letter for a cost of \$12,300-\$13,700 for the 2006 audit. Seconded by Alderperson Tryggstad. All voted aye on voice vote with Alderperson Suhr and Krause absent. Motion carries.

### **5. Proposed Ordinance amending the Sign Ordinance – first reading. (06OR011)**

At the August 23<sup>rd</sup> meeting for Public Property they forwarded the amended sign ordinance to the Plan Commission. The Plan Commission recommended a version of the ordinance to the council. The Council discussed concerns as to the hours of operation, frequency of message changes, the radius between signs, the distance from a residential district and hours that the signs should not be used. A motion was made by Alderperson Frie and seconded by Alderperson Tryggstad to send the proposal back to committee. All voted aye, motion carries.

### **6. Public hearing – vacate and discontinue East Gillette Street. (06RS036)**

At the October 2<sup>nd</sup> meeting the Plan Commission recommended approval. The owners of the land would like to consolidate ownership and build anywhere from one to three homes. They would have a private drive and put in their own holding tank for sewer that would be pumped up to Defreeze Street. No city services would need to be extended to provide the utilities needed to develop the site. The hearing was closed. A motion was made by Alderperson Frie to vacate and discontinue East Gillette. Seconded by Alderperson Mack, all aye, motion carries.

### **7. Proposed Ordinance rezoning land in the Industrial Park. (06OR012)**

There is a strip of land on the west side of Favor Drive that is part of the Peterson Motors property that is currently shown as being zoned B-4 industrial park. The zoning map is incorrect, it was rezoned to B-2 in 1998, along with the rest of the Peterson Motors property. The first part of this resolution is correcting the zoning map, the other part is to rezone from B-4 to B-2 the two parcels of land between Favor Drive and Nelson Road and between Nelson Road and the Tobacco Warehouses. They are both vacant land owned by the VDA. The Plan Commission recommended approval at their October 2<sup>nd</sup> meeting. Motion made by Alderperson Hatlem and seconded by Alderperson Tryggstad to rezone the land in the industrial park. All voted aye on roll call vote. Motion carries.

### **8. Public Hearing – conditional use of property (veterinary office adjacent to Fairlane Drive) (06RS037)**

The conditional use is on the N ½ of the east block of Nelson Road, parcel 1 of the CSM. It is in B-2 currently, but requires a conditional use according to the zoning code. The VDA recommends it go forward, and the Plan Board already approved the conditional use. The public hearing was closed. Motion made by Alderperson Frie to approve the conditional use for the Animal Tracks Veterinary Services. The motion was seconded by Alderperson Hatlem. All voted aye on roll call vote. Motion carries.

**9. Offer to purchase Lot 1 adjacent on the south side of Fairlane Drive – Animal Tracks Veterinary Services. (06RS038)**

The offer to purchase was approved at the August 23<sup>th</sup> meeting of the VDA. The sale is of 1.2 acres for \$25,000.00. A motion was made by Alderperson Hatlem and seconded by Alderperson Tryggestad to accept the offer to purchase lot 1 adjacent on the south side of Fairlane Drive. A roll call vote was taken with all voting aye and Aldpersons Krause and Suhr absent.

**10. Certified survey map Fairlane Drive and Nelson Road. (06RS039)**

The CSM is to split a parcel into a north and south half. This will allow for 210 feet of frontage on Nelson Road for both properties. Motion by Alderperson Mack seconded by Alderperson Frie to accept resolution 06RS039. All voted aye on roll call vote. Motion carries.

**11. Resolution regarding leased land. (06RS040)**

The lease was discussed at the public property committee meeting. The city leases land at the industrial park and at the airport to three farmers who manage the land for the city. The farmers pay \$65 per acre per year if it's paid at the beginning of the year and \$70 if paid at year end. The leases are on the second year of a five year lease that ends in the year 2008. Wild west days also leases some land and this year had worked out an agreement with Joe Vesbach to use an additional three and a half acres of land just north of the Wild West day's grounds. Wild West Days is now asking for that parcel of land that is leased by Joe Vesbach. This land would be added to Wild West days lease and subtracted from Vesbach's lease. The lease states that if the farmer loses the land during the growing season, because the city needs it for another transaction they are allowed to recover the cost of production up to a cap of \$120 per acre. Joe Vesbach asked that we look at the rate for the future, because of the increased costs in fuel. Motion made by Alderperson Frie, seconded by Alderperson Polsean to accept resolution 06RS040. A roll call vote was taken with all voting aye, with Alderperson's Suhr and Krause absent.

**12. Appointment to Library Board – Gary Krause.**

Motion made by Alderperson Mack , seconded by Alderperson Tryggestad to appoint Gary Krause to the Library Board. All voted aye, motion carries.

**13. Payment of bills.**

Motion by Alderperson Frie to approve payment of the bills as recommended by the Finance Committee. Seconded by Alderperson Bjerke. All voted aye on roll call vote. Motion carries.

**14. Second Period for Public Comment.**

None.

**15. Adjournment.**

Motion made by Alderperson Polsean, seconded by Alderperson Bjerke to adjourn at 8:40 p.m.

Jodie Olson  
Deputy Clerk