

Deputy Mayor Graner called the **October 8, 2013** Regular Meeting of the Rockford City Council to order at 7:00 p.m. The meeting was held in the Council Chambers of City Hall at 6031 Main Street, Rockford, MN.

Roll Call

Roll call was taken. The following council members were present: Graner, Kesanen, Martinson and Wenz. Absent: Hafften. Also in attendance were: Attorney Couri, Engineer Ward, Administrator Carswell, and Deputy Clerk Etzel.

The Pledge of Allegiance to the Flag was given.

**Public Hearing/ Bond-Senior Housing Revenue Refunding Note, Series 2013B
(PHS/Chanhassen, Inc. Project)**

Deputy Mayor Graner opened the public hearing at 7:06 pm.

Administrator Carswell stated this public hearing was published in the official paper as required. This conduit bond is similar to the one the city signed last year for a Plymouth project. The city will earn \$6,750 for acting as a conduit.

Mark Beese of Northland Securities was present to speak and answered questions regarding the Refunding Bond for the Chanhassan senior housing project. He noted Rockford, Spring Park and Carver have all agreed to act as conduits on behalf of Chanhassan as cities are limited to \$10 million dollars per calendar year. The City of Rockford incurs no financial liability for this bond. No one from the public was present to speak.

Deputy Mayor Graner closed the public hearing at 7:09 pm.

MOTION was made by Martinson, seconded by Wenz to approve Resolution #13-40 approving the issuance and sale of a senior housing revenue refunding note and authorizing the execution of documents relating thereto (PHS/Chanhassen, Inc. Project).

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

***Approve Consent Agenda/Set Agenda**

MOTION was made by Wenz, seconded by Kesanen to approve all items on the consent agenda and set agenda.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

***Approve Regular Council Minutes/September 24, 2013**

MOTION was made by Wenz, seconded by Kesanen to approve the minutes of the August 27, 2013, Regular Council Meeting.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

***Approve Payment of Claims**

MOTION was made by Wenz, seconded by Kesanen to approve the payment of claims #22395 to #22459 in the amount of \$124,562.81.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

***Approve Building Permits**

MOTION was made by Wenz, seconded by Kesanen to approve the September Building Permits #13-87 to #13-95.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

***Approve 2014 Video Production Contract**

MOTION was made by Wenz, seconded by Kesanen to approve the 2014 video production contract between Brian Stewart and the City of Rockford.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

***Approve Revised Assessment Policy**

MOTION was made by Wenz, seconded by Kesanen to approve the revised assessment policy.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

***Resolution #13-41/Input on Wright County Cost Share Policy**

MOTION was made by Wenz, seconded by Kesanen to approve Resolution #13-41 input on Wright County cost share policy.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

Resolution #13-42/Interim Use Hobby Dog Kennel-6022 Red Oak Drive

On September 26th the Planning Commission held a public hearing to consider an Interim Use Permit for a Hobby Dog Kennel at 6022 Red Oak Drive. The applicants requested to be allowed to operate a hobby kennel that would house six (6) dogs.

The Planning Commission discussed the size and the quantity of dogs. After careful consideration the Commission recommend the city council approve an interim hobby kennel permit for four (4) dogs, the other two will have to be relocated until the family moves in August of 2014. A proposed resolution was attached with conditions for approval as well as the documents that were presented to Planning Commission.

Council asked Attorney Couri if an expiration date could be added as a condition and he agreed since this is an interim permit. Council added an expiration date of September 30, 2014 since the home owners stated they plan to move in August of 2014. The Council also changed condition nine (9) from several complaints to three (3) or more.

MOTION was made by Martinson, seconded by Wenz to approve Resolution #13-42 approving an Interim Use CP Hobby Dog Kennel for 6022 Red Oak Drive with the following conditions:

1. That no more than four (4) dogs are allowed on the premises; and if one dog dies or needs to be put down, it cannot be replaced.
2. That all dogs must be restrained when not inside the premises; either in a kennel, fenced area, or leashed.
3. That all dogs must be licensed with the city and the renewal fee paid.
4. That a kennel license must be submitted every year along with the required kennel fee.
5. Fencing must be maintained as per the ordinance regulations.
6. No noise before 7:00 a.m. or after 10:00 p.m. per the Noise Ordinance 903.
7. All provisions of Section 1001.03 Subd. 5 D are met.
8. A review will be done annually or more frequently if complaints are received by the City.
9. If three (3) or more complaints in the course of a year are made, the permit may be revoked.
10. No more than two dogs can be outside at one time.
11. This interim use hobby dog kennel will expire on September 30, 2014.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

Letter to Wright County Requesting Support of the County Road 32 Realignment

Staff met with MnDOT, Wright County staff, Wright County Commissioner Potter and Engineer Ward to discuss options for realigning the intersection of County Road 32 and State Highway 55. The City would like to move forward with the future industrial park on the west side and feel a safe access to Highway 55 is an important step in moving forward. Staff prepared a letter showing the benefit to the county and the city which included an increased tax base and several jobs.

The council unanimously agreed to send the letter to the Wright County Commissioners seeking support of a safe access off of County Road 32 for the future industrial park and authorized Deputy Mayor Graner to sign the letter.

Deputy Clerk's Report

The Deputy Clerk's report included: Chicken Ordinance – homeowners will voluntarily comply and Wright County is proposing a tobacco ordinance amendment.

Engineer's Report

The Engineer's report included: wastewater treatment facility update, discussion with Big Lake on solids disposal costs, Hurst Woods channel stability update, Elm & Ash Street Sanitary Sewer Re-Direct updates, 2014 street and utility improvement project, and wellhead protection plan meeting.

Council asked how the wastewater issues in Millennium Park were going. Engineer Ward reported the reads are within the limits.

Council wanted to know if Wright County intended to widen County Road 33 next year as part of the project. Engineer Ward believes they do not intend to widen.

Council Reports

Graner – the Rockford Fire Department will be handing out glow sticks on October 31st

Kesanen – RiverWorks steak fundraiser on Saturday, October 26th at the Hanover Community Center starting at 5pm

Martinson – nothing to report

Wenz – Harvest Celebration at the Stork House on Saturday, October 12th from 1pm to 4pm with lots of fun activities and the Stork House Board would like to have a special meeting with the council to discuss the management agreement on Tuesday, October 29th at 6pm at the Public Works Building.

OPEN FORUM

Deputy Mayor Graner called for open forum. No one from the public spoke.

Administrator's Report

The Administrator's report included: clean-up of the Lund's/Byerly's site – date of October 12th, \$1000 building permit discount has been shared with developers and realtors, staff has completed the health survey so bids can be obtained, last Crow River Food Co-op cookout will be on Thursday, October 10th at Riverside Park from 6-7pm, Auditors will be in on October 9th to go over audit items with new staff, city hall roof project is almost done – flashing needs to be installed, and one of the four security cameras had to be removed due to water leaking from the wall, and applications for the fire chief and assistant fire chief are due on October 15th – one application for fire chief has been received.

The new park commission was sworn in on Monday at the most recent meeting. The commission review the budget and capital improvement plan. They would also like to get a sign on State Highway 55 to direct traffic to the Jim Thome Park. The commission will look into costs for the directional sign.

Council noticed the Cross Lutheran Church next to City Hall is adding a retaining wall along Main Street. Staff is aware of the project and plans have been submitted to City Hall.

Recess

Council called for a recess at 7:42 pm.

Council returned from the recess at 8:04 pm.

Closed Session

MOTION was made by Wenz, seconded by Martinson to close the meeting to discuss the legal dispute regarding the Kariniemi vs. the City of Rockford case.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

Council opened the council meeting at 8:53pm.

ADJOURNMENT

MOTION was made by Martinson, seconded by Kesanen to adjourn the meeting.

MOTION CARRIED - Voting in favor: Graner, Kesanen, Martinson and Wenz.

Deputy Mayor Graner adjourned the meeting at 8:55 p.m.

Jeannette Graner, Deputy Mayor

Nancy Carswell, Administrator