

Mayor Beyer, called the September 28, 2010 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 6031 Main Street, Rockford, MN.

**ROLL CALL**

Roll call was taken, the following members were present: Beyer, Graner, Hafften, Martinson and Nichols. Also in attendance were: Administrator Carswell and Public Works Supervisor Peterson.

The Pledge of Allegiance to the Flag was given.

**\*CONSENT AGENDA**

MOTION was made by Nichols, seconded by Graner to approve all items on the consent agenda.

MOTION CARRIED-VOTING IN FAVOR: BEYER, GRANER, HAFFTEN, MARTINSON AND NICHOLS

**\*Approve Minutes/September 14, 2010**

MOTION was made by Nichols, seconded by Graner to approve the minutes of the September 14, 2010 regular Council Meeting.

MOTION CARRIED-VOTING IN FAVOR: BEYER, GRANER, HAFFTEN, MARTINSON AND NICHOLS

**\*Approve Payment of Claims**

MOTION was made by Nichols, seconded by Graner to approve the payment of claims #18214 to #18256 in the amount of \$56,706.88.

MOTION CARRIED-VOTING IN FAVOR: BEYER, GRANER, HAFFTEN, MARTINSON AND NICHOLS

**\*Resolution 10-47 Approve Investment Policy Amendment**

MOTION was made by Nichols, seconded by Graner to approve Resolution #10-47 approve investment policy amendment to reflect the changes according to the MN State Statues Chapter 234 H.F. 3065.

MOTION CARRIED-VOTING IN FAVOR: BEYER, GRANER, HAFFTEN, MARTINSON AND NICHOLS

**\*Resolution #10-48 Establishing a Slate from Which to Choose Election Judges For the General Election November 2, 2010 and Establishing Fees for the Same**

MOTION was made by Nichols, seconded by Graner to adopt Resolution #10-48 establishing a Slate from Which to Choose Election Judges for the General Election November 2, 2010 and Establishing Fees for the same.

MOTION CARRIED-VOTING IN FAVOR: BEYER, GRANER, HAFFTEN, MARTINSON AND NICHOLS

**OPEN FORUM/Wright County Deputy Adam Fournier**

Mayor Beyer called Open Forum. Deputy Fournier stated that things have been slow in town. The administrator noted that cars were vandalized last week along Bridge Street. Council requested Wright County Deputies watch for children crossing Highway 55 at Ash Street and ticket them. Graner stated she would talk to the school about the safety concern.

**Economic Development Report/Joanne Foust**

Joanne Foust reviewed economic development related activities which have occurred during the past three months: Chamber Development/Meetings, Grocer, Business Development, Grant Opportunities, Resident Survey and Manufacturers Week.

**Resolution #10-49 Adopt a Minimum Maintenance Policy for the South End of Ash Street**

The staff was directed by council to submit a policy for a minimum maintenance road on the south dead end of Ash Street. The policy was sent to the three property owners for their information that the city will no

longer fill cracks or pot holes along this stretch of road. The property owners may petition the city for road improvements as regulated by Minnesota Statutes 429.

Motion was made by Nichols, seconded by Graner to adopt Resolution #10-49 to adopt a minimum maintenance policy for the south end of Ash Street.

MOTION CARRIED-VOTING IN FAVOR: BEYER, GRANER, HAFFTEN, MARTINSON AND NICHOLS

**RES #10-50/Adopting Assessment for Development Cost Incurred For the Wagner's Parkwood Project Costs**

Motion was made by Martinson, seconded by Nichols to adopt Resolution #10-50 to adopt a five year assessment at 4.25 % interest rate that will start accruing on the date of adoption for development cost incurred for the Wagner's Parkwood project costs.

MOTION CARRIED-VOTING IN FAVOR: GRANER, HAFFTEN, MARTINSON AND NICHOLS  
OPPOSED- BEYER

**Parkwood Park Grading**

One of the items listed in the Parkwood Development Agreement dated January 31, 2006 was that park land was to be conveyed to the city via a warranty deed within one year from the date of the agreement. Prior to conveyance of the park property to the City, Wagner's and US Homes shall grade and seed the park property to the elevations shown on the preliminary plat documents approved by the city. Trails were to also be completed by the developer as part of the park dedication and easements for such trails were to be provided to the city.

The park land has not been graded or seeded, nor have the trails been completed. Park Commission met on September 27<sup>th</sup> to review the grading of the park with a large sledding hill on the west side. The park commission after hearing from residents from the Parkwood Development does not recommend a sledding hill be part of the park design. Therefore, the city council stated that they want the park graded this fall. Engineer Statz stated that Lennar Corporation will not grade the park land until after the public hearing is held by the planning commission September 30, 2010 to ensure that there is no recommendation about a western access. The city council requested staff contact Lennar to inform them that the city council expects the park grading to begin as soon as possible after the public hearing. Staff recommends 20 parking spaces be part of the park land and it makes sense to grade these now as the park land is almost 10 acres and will require at least 20 spaces.

Council asked that the engineers inspect the grading of the park to ensure that top soil is installed and that a two year warranty is obtained for the seeding that is installed. Statz stated that even if the park is graded this fall that residents probably won't be able to use the park until fall of 2011.

**Liquor at the Lion's Building in Riverside Park**

During a recent call to the MN Department of Public Safety – Alcohol and Gambling Enforcement Division to see if an upcoming event could include wine with the dinner being sold, staff became aware of an issue with liquor being served at the Lion's Building in Riverside Park. After discussion with the enforcement coordinator, staff was told that alcohol could not be sold unless a State of Minnesota licensed caterer served the liquor or a current On-Sale liquor license holder could serve liquor. Attorney Couri stated that the city should require an insurance rider to people who bring their own alcohol when leasing the building or gazebo. This should apply to all city buildings that are used by outside parties where alcohol is being served, insurance should be provide. There was a discussion about the Lions Club needing a license if they serve alcohol that is bought from the dues. The fire department's annual dinner people bring their own bottle, and this will be researched as to the requirements. The city council issued a license for each month that they meet as a non profit. More information will be submitted by the attorney and staff at the next council meeting including the amount of insurance rider required and a new rental policy.

**Change Order #1 Street/Sidewalk Improvement**

The engineer submitted a change order for a 70' curb and catch basin replacement along Bridge Street in front of the Café and Red Vest. Staff is recommending this improvement be added to the 2010 Street Project as this is in need of repair.

Council asked Dennis Peterson Public Works Supervisor if the city crew could take care of this repair and he responded that they could but they have never completed a curb replacement of this size and thought that the price was fair.

MOTION was made by Nichols, seconded by Martinson to approve the change order #1 in the amount of \$1,846.98 as part of the 2010 Street/Sidewalk Project.

MOTION CARRIED-VOTING IN FAVOR: BEYER, GRANER, HAFFTEN, MARTINSON AND NICHOLS.

**Ongoing Directives**

The ongoing directives were reviewed.

**Administrator's Report**

Council reviewed the administrator's report including the following information: several meetings are scheduled this week including a public hearing for the Parkwood revised plat, revised developer's agreement for Parkwood has been sent to the Wagner's and Lennar Development, Joanne Foust and Administrator Carswell meet with a grocer, the City of Greenfield is looking for a follow-up regarding the proposed Fire Charge Ordinance and they would like the Fire Chief to attend one of their upcoming meetings-staff recommends a Council Member attend, staff has researched the fee schedule and will be submitting recommendations at an upcoming meeting and staff has been discussing the requirements for an annual fire inspection for all commercial and industrial buildings.

**Finance Report**

Council reviewed the Financial Report submitted by Mary Huettl. The taxes paid in July this year total 49% of the budget amount for taxes. The cash balances, expenses, revenues and investments were all reviewed for each fund.

**Employee Recognition/Longevity Pay**

The city council received information from staff regarding employee recognition from the League of MN Cities. This had been discussed previously by the city council and wondered if they could award an employee with a gift card. The Personnel Committee will submit a recommendation after their final meeting which is scheduled for October 13, 2010.

FLSA states that longevity pay should be made part of the non exempt employee's wages so that overtime is figured including the longevity as part of the employee's wages. Staff will check this further and provide information to the personnel committee prior to their meeting.

**Adjournment**

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

Mayor Beyer adjourned the meeting at 9:17 p.m.

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Michael Beyer, Mayor

ATTEST:

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Nancy Carswell, Administrator