

**Lauderdale City Council  
Meeting Minutes  
December 10, 2002**

1. Meeting called to order at 7:30 P.M.

2. ROLL

Council present: Giannetti, Christensen, McCloskey, Gill-Gerbig and Mayor Dains

Staff present: City Administrator Getschow

3. APPROVAL OF THE AGENDA

*A. Approval of Agenda.* Motion by Giannetti, second by McCloskey to approve the agenda. Motion carried unanimously.

4. APPROVAL

*A. Approval of Minutes.* Motion by Christensen, second by McCloskey to approve the minutes of the regular City Council meeting of the November 26, 2002. Motion carried unanimously.

*B. Approval of Claims totaling \$58,000.06.* Motion by Gill-Gerbig, second by Giannetti to approve the claims totaling \$58,000.06. Motion carried unanimously.

*C. Approval of Pay Request #8 for the 2002 Street and Utility Improvements in the amount of \$38,584.10.* Motion by Giannetti, second by Gill-Gerbig to approve Pay Request #8 for the 2002 Street and Utility Improvements in the amount of \$38,584.10. Motion carried unanimously.

5. OPPORTUNITY FOR THE PUBLIC TO ADDRESS ITEMS NOT ON THE AGENDA

6. CONSENT
7. SPECIAL ORDER OF BUSINESS/RECOGNITIONS/PROCLAMATIONS
8. PUBLIC HEARINGS

*A. Organized Collection of Solid Waste.*

*Kathy Johnson, Lauderdale Refuse Collection Task Force*, provided a background and summary of the research completed and the feedback gathered over the past two years by the task force. She stated that the task force has recommended to the City Council that the City pursue organized collection of solid waste.

The Mayor opened the public hearing at 7:49 p.m.

*George Walters, Walters Refuse and Recycling*, stated that he has several accounts in Lauderdale and is regarded as a small hauler. He is opposed to the enactment of this resolution. He feels that quality customer service is a big part of his business, and cost should not be the only factor. He referred to an Attorney General's report that he will provide to the City on how organized collection is not competitive. He also stated that free enterprise should prevail and garbage trucks should be able to travel where and when they please. In conclusion, he stated that he felt his livelihood was at stake with the introduction of organized collection.

*Dave Weidenfuller, BFI*, stated that he also opposed the resolution. He requested that the Council table the resolution and meet with the haulers at a later date. He asked if the City has thought about everything that is entailed with organized collection such as how the billing would work or who would handle the calls and the complaints. He asked if the City wants to regulate garbage trucks, what is next? Delivery trucks?

The Mayor closed the public hearing at 7:59 p.m.

Council member McCloskey stated that a small hauler could flourish in Lauderdale. There are less than 600 accounts with an organized collection process in Lauderdale and that should not be an impediment to a small hauler. He wants to see the number of garbage trucks limited on the city streets.

Council member Gill-Gerbig stated that the low bid for refuse collection services is not the only criteria that is used. Customer service and other factors are taken into consideration with the request for proposal (RFP) process. She also felt that there was competition with organized collection through a city RFP process.

The Mayor stated that the City and the Refuse Collection Task Force has studied this issue for a long time and is well informed of the process and its components. He stated that the residents and the feedback that the City has received drove this process of initiating organized collection. The passage of this resolution only begins the process of moving towards organized collection- it does not implement organized collection at this time.

10. ACTION

*A. Resolution 121002A: A Resolution to Approve the Intent to Organize Collection of Solid Waste.* The City Administrator stated that if this resolution is approved, a 90-day period of negotiation with the Lauderdale haulers begins. This negotiation process will take place with the refuse collection task force.

Motion by McCloskey, second by Christensen to approve Resolution 121002A: A Resolution to Approve the Intent to Organize Collection of Solid Waste. Roll: Yes: all. Motion carried.

9. INFORMATIONAL PRESENTATIONS

*A. 2003 Street and Utility Improvements Feasibility Report.* City Engineer Tom Kellogg discussed in detail the feasibility report that was presented to the Mayor and City Council outlining the 2003 Street and Utility Improvements. He covered such unique issues in this project such as:

- The fact that the streets will be lowered in this phase more than the other phases. Issues with tree removal will be more known as this project moves to the plans and specification stage.
- All of the alleys that are currently utilized will be paved and have drainage improvements undertaken in varying degrees.
- A portion of storm sewer in the Nature Area will be replaced as part of a joint project with Lauderdale and Falcon Heights.

- A path will be constructed leading to the new recreation land that the City has recently purchased at the end of Walnut Street/Ione Street. Also, the small entrance and parking lot off of Fulham Street near the warming house will be paved.

Kellogg stated that difference in cost estimate for this project from the Capital Improvements Program (CIP) adopted in 1997 that is approximately \$250,000 is due to higher street construction costs throughout the Midwest since 1997 and the additional facets of this proposed project that have been added since 1997 (i.e., alley paving).

10. ACTION

*B. Resolution 121002B: A Resolution Receiving the Feasibility Report and Calling for a Public Hearing on the 2003 Street and Utility Improvements.*

A public hearing on these improvements will be conducted on January 28, 2003 at 7:30 p.m.

Motion by Christensen, second by McCloskey to approve Resolution 121002B: A Resolution Receiving the Feasibility Report and Calling for a Public Hearing on the 2003 Street and Utility Improvements. Roll: Yes: all. Motion carried.

13. ADDITIONAL ITEMS

*A. MNDOT Highway 280 Reconstruction Project.*

Frank Pafko, MNDOT Area Manager, updated the City Council on the actions of the City of Roseville regarding municipal consent. Pafko stated that Roseville approved the municipal consent resolution without conditions. Pafko then stated that MNDOT will appeal the conditional approval of the project that Lauderdale had given at their November 26, 2002 meeting. Since a new MNDOT Commissioner has yet to be appointed, there will be delay in the process of the appeal.

Pafko then provided traffic count information on the roads entering and exiting Highway 280 in the project area, with special emphasis on Roselawn Avenue. He then discussed the funding that he is attempting to program for the reconstruction of the Larpenteur interchange.

Council member McCloskey stated that he did not favor the Roselawn partial open option because too much eastbound traffic will be placed on Roselawn Avenue.

Council member Gill-Gerbig felt that the Roselawn partial open option would call for the need to re-examine the scheduled turnback of Roselawn Avenue. She was also concerned about the viability of the sound wall in this area if there is a gap. Finally, she reiterated the need to form a task force on the reconstruction of the Larpenteur interchange.

Council member Christensen stated that if there are traffic problems on Roselawn Avenue, the City could choose to close the road at a later date.

Mayor Dains reiterated his position that this overall issue is about safety. He feels it is safer to place certain exiting traffic on Roselawn Avenue as opposed to on the Larpenteur interchange. This Roselawn partial open option is only temporary. If MNDOT truly can come though with interchange funding sooner than later, Roselawn can then be completely closed.

Council member McCloskey requested that there be a consideration of the Resolution Approving Layout #2 for Trunk Highway 280 from 1,000 feet north of Larpenteur Avenue to the South of I-35W without the partial Roselawn Avenue open option.

Motion by McCloskey, second by Gill-Gerbig to approve Resolution 121002E: A Resolution Approving Layout #2 for Trunk Highway 280 from 1,000 feet north of Larpenteur Avenue to the South of I-35W (without the partial Roselawn Avenue open option). Yes: McCloskey and Gill-Gerbig. No: Giannetti, Christensen, and Mayor Dains. Motion failed.

A break was taken at 9:30 p.m.

The meeting resumed at 9:40 p.m.

## 9. INFORMATIONAL PRESENTATIONS

*B. 2003 Lauderdale Budget and Property Tax Levy.* The City Administrator gave an overview of the budget process, the 2003 Budget, and the property tax levy and impacts for 2003.

10. ACTION

*D. Approval of Resolution 121002D: A Resolution Adopting the City of Lauderdale 2003 Budget and 2003 Tax Levy.* At the September 10, 2002 meeting, the Council approved a preliminary levy \$488,000 for 2002, a 0% increase from the 2002 levy.

Motion by Gill-Gerbig, second by Christensen to approve Resolution 121002D, adopting the City of Lauderdale Budget for 2003 and certifying the 2003 payable property tax levy to Ramsey County. Roll: Yes: all. Motion carried.

*C. Resolution 121002C: A Resolution Approving Final Contract Acceptance of the 2001 Street and Utility Improvements.* The City Administrator stated that the City Engineer and the contractor have come to agreement on the final quantities associated with the 2001 Street and Utility Improvements. The project can now be closed, and the full two-year warranty can be instituted. A resolution must be passed authorizing final payment and approval of the contract. The final pay request is for \$99,194.35. A majority of these funds are for the release of the retainage.

Motion by Gill-Gerbig, second by McCloskey to approve Resolution 121002C: A Resolution Approving Final Contract Acceptance of the 2001 Street and Utility Improvements. Roll: Yes: all. Motion carried.

*E. 2002 Budget Transfers.* The City Administrator stated that the 2002 fiscal year is almost complete and now is the time to complete the budgeted transfers for the year based upon earlier budgeting, year-end projections, and capital projects. The recommended 2002 transfers are:

\$ 60,000	from	101-45400	to	401-48401
\$ 40,000	from	101-45400	to	403-48403
\$ 10,000	from	101-45400	to	407-48407
\$ 55,000	from	101-45400	to	301-47100
\$ 20,000	from	101-45400	to	303-47200

\$210,000	from	401-48401	to	412-48408	<i>2002 Street/Utility Project Fund</i>
\$140,000	from	403-48403	to	412-48408	
\$160,000	from	405-48500	to	412-48408	
\$ 85,000	from	407-48407	to	412-48408	

Motion by Giannetti, second by Christensen to approve the 2002 transfers as indicated. Roll: Yes: all. Motion carried.

*F. City Code Revision to Title 6- Motor Vehicles, Chapter 1-Parking Restrictions.* The City Administrator stated that Carl Street south of Larpenteur Avenue was widened enough to allow parking on both sides of the street as opposed to allowing parking on only one side of the street at a time with the 2001 Improvements. The current City Code calls for alternate side parking in this part of the City throughout the year. Changing the Code to allow parking on both sides of the street is appropriate for this section of the City, but there also needs to be a change in City Code whereby this part of the City also is part of the 2-inch snow fall winter parking regulations. Previously, the alternate side parking previously allowed the City to clear all of the streets in a 2-day period, but removing this option and not enacting emergency winter parking regulations would not allow the City to properly clear the roads following a snow fall.

The Administrator also stated that that affected apartment property managers on this issue have been involved in this proposal. They will work with the City by informing their residents of the new proposed parking regulations once they are approved and the signage is installed.

Finally, the Administrator summarized another proposed change in the City Code involving odd/even parking on Fulham Street that needs to be revised based on the fact that the east side of Fulham Street is in the City of Falcon Heights.

Motion by Christensen, second by McCloskey to approve and adopt the revisions Title 6- Motor Vehicles, Chapter 1-Parking Restrictions of the Lauderdale City Code. The City Code revisions will take effect following publication in the Roseville Review. Roll: Yes: all. Motion carried.

*G. Set a Date for the 2003 Goal Setting Session.* Motion by McCloskey, second by Gill-Gerbig to set Tuesday, January 14, 2003 as the date for the Goal setting session (This is also the evening of the first regular City Council meeting for January), at 5:00 p.m. at Lauderdale City Hall. Roll: Yes: all. Motion carried.

11. REPORTS

*A. Ice Rink and Warming House Attendant's Report.* The City Administrator reported that he hoped the rinks would be open by the Christmas holidays. Three employees from last year's hockey season are scheduled to be re-hired for this year.

12. ITEMS REMOVED FROM THE CONSENT AGENDA

13. ADDITIONAL ITEMS

*B. Staff Holiday.* Motion by McCloskey, second by Giannetti to grant an additional paid holiday to City Staff, upon the condition that it is used by early January 2003 with the approval of the City Administrator. Roll: Yes: all. Motion carried.

14. SET AGENDA FOR NEXT MEETING

1. Goal Setting Session
2. Investment Policy and Institutions
3. 2003 Staff Compensation
4. Committee Appointments
5. 2003 Appointments
6. 2003 Licenses
7. 2003 Fees
8. City Administrator Review

15. ADJOURNMENT

Motion by McCloskey, second by Giannetti to adjourn at 10:40 P.M. Ayes: All.