

**Lauderdale City Council
Meeting Minutes
November 12, 2003**

1. Meeting called to order at 8:00 P.M.

2. ROLL

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

Staff present: Administrator Getschow, Assistant to the Administrator Bownik

3. APPROVAL OF THE AGENDA

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

4. APPROVAL

A. Approval of Minutes. Motion by Gill-Gerbig, second by McCloskey to approve the minutes of the October 28, 2003 City Council meeting. Motion carried unanimously.

B. Approval of Claims totaling \$15,903.65. Motion by McCloskey, second by Christensen to approve the claims totaling \$15,903.65. Motion carried unanimously.

C. Approval of Pay Request #7 for the 2003 Street and Utility Improvements for S.M. Hentges and Sons in the amount of \$5,133.99. Motion by Giannetti, second by McCloskey to approve Pay Request #7 for the 2003 Street and Utility Improvements in the amount of \$5,133.99. Motion carried unanimously.

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

6. CONSENT
7. SPECIAL ORDER OF BUSINESS/RECOGNITIONS/PROCLAMATIONS/
CITIZENS ADDRESSING STREET AND UTILITY IMPROVEMENTS
8. INFORMATIONAL PRESENTATIONS

A. City Prosecution Presentation- Martin Costello. Martin Costello, the Lauderdale City Prosecutor with Hughes and Costello, gave a presentation to the City Council on prosecution services. The presentation included: an explanation of municipal prosecution, the duties of a municipal prosecutor, and the work of the municipal prosecutor in the City of Lauderdale.

Council member McCloskey asked for Mr. Costello's thoughts on the recent news regarding the potential closure of the suburban court in Maplewood. Costello stated that he, as most municipal prosecutors; strongly favors the need for a suburban court presence. In fact, Costello hopes that the suburban court facility is not only retained, but also improved.

9. REPORTS
10. PUBLIC HEARINGS
11. ACTION

A. Resolution 111203A: Resolution Certifying the Election Returns of the November 4, 2003 General Election and the November 12, 2003 Recount Results for the Office of City Council. Bownik presented the resolution canvassing the municipal election of November 4, 2003 and the requested recount of November 12, 2003 that occurred at 5:00 p.m. that day.

Bownik stated that during the recount, the ballots were hand-counted by two election judges. The recount results are the same results as the machine-counted ballots from regular November 4 election- 194 votes for Karen Gill-Gerbig and 193 votes for Leanne Lemire for the second City Council position.

Motion by McCloskey, second by Gill-Gerbig to approve Resolution 111203A: Resolution Certifying the Election Returns of the November 4, 2003 General Election and the November 12, 2003 Recount Results for the Office of City Council. Roll: Yes: all. Motion carried

B. Consideration of a revision to the Lauderdale City Code Title 6 (Motor Vehicles), Chapter 1 (Parking Restrictions). The City Administrator stated that there was a discussion at the October 14th City Council meeting regarding the parking of recreation vehicles, boats, etc. on the street that are over 20 feet in length. There was a discussion on whether the parking ordinance should apply to the parking of recreation vehicles, boats, etc. of all lengths on the street. The Council could not reconcile the rationale for why 20 feet is the barometer for why a recreation vehicle can or cannot be parked on the street indefinitely.

Consensus at the October Council meeting was to draft an ordinance revision that includes parking regulations for all recreation vehicles and boats, not just those 20 feet and over. The Administrator stated that the draft ordinance was placed on the website for the past 2-3 weeks for informal notice and comment purposes.

Motion by Gill-Gerbig, second by Giannetti to approve the included revision to the Lauderdale City Code Title 6 (Motor Vehicles), Chapter 1 (Parking Restrictions). Roll: Yes: all. Motion carried.

12. DISCUSSION

A. Consideration of a revision to the Lauderdale City Code Title 3 (Business Regulations), Chapter 2 (Liquor Control)- civil penalty schedule for liquor licensees. The City Administrator stated that the Council has discussed revising the liquor control ordinance as it relates to civil penalties for licensee violations at both of the October City Council meetings. At the last meeting, the Council discussed adopting penalties that are more stringent than the Saint Anthony and Falcon Heights ordinance and requested further clarification on a few components of the penalties. The Council then discussed whether the penalties should sunset after ownership changes or after a certain number of consecutive years of being without any violations.

The City Attorney is still reviewing the draft and should provide final comment within the next few weeks. The Administrator requested that the Council can still provide feedback on the components of the penalty schedule. Staff can then draft a final proposed ordinance revision based on that feedback and Attorney review for approval at a future meeting.

13. ITEMS REMOVED FROM THE CONSENT AGENDA

13. ADDITIONAL ITEMS

14. SET AGENDA FOR NEXT MEETING

1. 2004 Recycling Contract Extension
2. 2004 Recycling Rates
3. 2004 Sanitary Sewer Rates
4. 2004 Storm Sewer Rates
5. 2004 Budget Discussion in preparation for December meeting approval
6. 2004 Audit and Financial Services Agreement
7. Zoning Ordinance Revision-shoreline setback regulations

15. ADJOURNMENT

Motion by McCloskey, second by Gill-Gerbig to adjourn at 9:03 P.M. Ayes: All.