

**Lauderdale City Council  
Meeting Minutes  
September 24, 2002**

1. Meeting called to order at 7:35 P.M.
  
2. ROLL  
  
Council present: Giannetti, Christensen, McCloskey, Gill-Gerbig and Mayor Dains  
  
Staff present: Getschow and Bownik
  
3. APPROVAL OF THE AGENDA  
  
*A. Approval of Agenda.* Motion by Gill-Gerbig, 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 September 10, 2002. Motion carried unanimously.  
  
*B. Approval of Claims totaling \$48,545.03.* Motion by Gill-Gerbig, second by Christensen to approve the claims totaling \$48,545.03. Motion carried unanimously.
  
5. OPPORTUNITY FOR THE PUBLIC TO ADDRESS ITEMS NOT ON THE AGENDA
  
6. CONSENT
  
7. SPECIAL ORDER OF BUSINESS/RECOGNITIONS/PROCLAMATIONS  
  
*A. Primary Election.* The Mayor and City Council thanked the election judges and election staff for a job well done with the primary.

8. INFORMATIONAL PRESENTATIONS

9. PUBLIC HEARINGS

A. *2001 Street and Utility Improvements Special Assessment Roll.* The Mayor stated that the Council is considering the assessment roll for the 2001 Street and Utility Improvement project and that the Council, by simple majority, may approve the assessment roll following the public hearing.

Glenn Cook, City Engineer, provided a summary of the construction that occurred for the 2001 Street and Utility Improvements.

The City Administrator then provided a background on the timeline that led to this assessment hearing and the details of the project financing. He then summarized relevant sections of the assessment policy that covered such issues as assessment methods, assessment rates, senior citizen deferments, and payment options.

The Mayor opened the public hearing at 7:52 p.m.

The following residents addressed the Mayor and City Council:

*Barbara DeRosier, 1836 Carl,* asked if and when her alley would be paved.

*Ole Ruschmeyer, 1798 Carl,* asked about the process for determining whether sanitary sewer lines are repaired, replaced, or left untouched.

The City Engineer and the City Administrator answered the above questions.

The Mayor closed the public hearing at 7:58 p.m.

The City Council took a break at 7:58 p.m.

The meeting resumed at 8:15 p.m.

*B. Phillips Holdings, L.L.C. (Boyer Ford): Zoning Amendment Application.* Administrative Analyst Bownik stated that the applicant and owner of the property, Phillips Holdings, is proposing to relocate their own Boyer Ford Sterling Trucks business from its current location at 2811 Broadway Street in Minneapolis to 2520 Broadway in Lauderdale. The proposed business involves the sale, service, and repair of heavy trucks. According to Title 10-6-1 of the Lauderdale City Code, auto sales, service & repair facilities are not specifically listed as a permitted use or as an approved conditional use in the I-1 District. Thus, this use is currently not allowed in this district. However, auto sales, service, and repair is specifically listed as an approved conditional use in the B-1 District. Phillips Holdings is requesting that auto sales, service, and repair also be specifically listed as an approved conditional use in the I-1 District.

Bownik discussed the process and procedures involved with considering the zoning amendment that is covered under the Lauderdale Zoning Ordinance and Minnesota State Statutes.

Based upon Bownik's submittal of packet information to the Plan Commission members, Wayne Sisel of the Plan Commission submitted a letter to the Council, which Bownik summarized.

The Mayor opened the public hearing at 8:30 p.m.

No one wished to address the City Council

The Mayor closed the public hearing at 8:30 p.m.

## 10. ACTION

*A. Phillips Holdings, L.L.C. (Boyer Ford): Zoning Amendment Application.* Motion by Giannetti, second by Gill-Gerbig to approve the zoning amendment request for Phillips Holdings, L.L.C. (Boyer Ford). Roll: Yes: all. Motion carried.

*B. Resolution 092402B: A Resolution Authorizing Publication of City Code Title 10, Chapter 6 by Title and Summary.* This resolution allows the publishing of a summary of the zoning amendment as opposed to publishing of the entire ordinance. Motion by Gill-Gerbig, second by Giannetti to approve Resolution 092402B: A Resolution Authorizing Publication of City Code Title 10, Chapter 6 by Title and Summary. Roll: Yes: all. Motion carried.

C. *Resolution 092402A: A Resolution Approving the 2001 Street and Utility Improvements Assessment Roll.* Motion by Christensen, second by McCloskey to approve Resolution 092402A: A Resolution Approving the 2001 Street and Utility Improvements Assessment Roll. Roll: Yes: all. Motion carried.

D. *Consideration of City-Wide Tree Trimming Quotations.* The City Administrator stated that this fall is the time to conduct contracted city-wide tree trimming. The last time this was completed was in 1998, and since that time many of the trees are beginning to be a bit overgrown and are obstructing intersections in the City. There are also few trees in the city park that are dead or dying and could pose a hazard at some point if they are not removed. Two proposals were received for the trimming:

Precision Tree Company. They bid \$180/hour, for a three-person crew with a bucket truck and a chipper.

Northeast Tree and Timber. They bid \$165/hour, for a three-person crew with a chipper. Instead of a bucket truck, they plan on climbing the trees.

Northeast's proposal is lower, but city staff feels that Precision would be able to accomplish more with the overall amount budgeted for tree trimming, as a bucket truck simply makes tree trimming more efficient. Also, Precision conducted the trimming in 1998, and received a positive recommendation.

Motion by Giannetti, second by Gill-Gerbig, to approve Precision to do the tree trimming for 2002, for the quoted amount of \$180/hour for a three-person crew with a bucket truck and chipper. Roll: Yes: all. Motion carried.

E. *Move the Start time of the October 8, 2002 regular City Council meeting.* The City Administrator stated that the City Council has discussed holding a work session with Ramsey County officials regarding the county road turnbacks. Since there would be a field visit on the county roads, it would be more appropriate to hold the work session before the regular part of the meeting and before darkness.

Motion by Christensen, second by McCloskey to approve moving the start time of the October 8, 2002 City Council meeting from 7:30 p.m. to 6:00 p.m. to accommodate a work session with Ramsey County for the purpose of county road turnbacks. Roll: Yes: all. Motion carried.

11. EXECUTIVE SESSION RELATING TO ATTORNEY/CLIENT PRIVILEGE  
TO DISCUSS PENDING LITIGATION AGAINST THE CITY OF  
LAUDERDALE

The City Council went into executive session at 8:40 p.m. for the purpose of attorney-client privilege to discuss pending litigation against the City of Lauderdale.

The Council came back into open session at 9:53 p.m.

12. DISCUSSION

13. ITEMS REMOVED FROM THE CONSENT AGENDA

14. ADDITIONAL ITEMS

*A. Refuse Collection Task Force.* The Mayor stated that the community meeting on organized collection that will be hosted by the Task Force is being rescheduled to either October 28 or October 29.

15. SET AGENDA FOR NEXT MEETING

1. County Road Turnback Work Session
2. MNDOT Highway 280 Public Hearing
3. Boyer Ford: Conditional Use Permit
4. Boyer Ford: Storm Water Management Plan

16. ADJOURNMENT

Motion by Christensen, second by Gill-Gerbig to adjourn at 9:56 P.M. Ayes: All.