

LAUDERDALE CITY COUNCIL
MEETING MINUTES
Lauderdale City Hall
1891 Walnut Street
Lauderdale, MN 55113

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October 27, 2015

Mayor Dains called the Regular City Council meeting to order at 7:33 p.m.

Councilors present: Mayor Jeff Dains, Mary Gaasch, Roxanne Grove, Denise Hawkinson, and Lara Mac Lean.

Councilors absent: None.

Staff present: Heather Butkowski, City Administrator; Jim Bownik, Assistant City Administrator; and Terry Berg, Deputy City Clerk.

Others present: Police Chief John Ohl, Bond Counsel Julie Eddington, Cor Wilson and Patrick Haggerty.

Approvals

Mayor Dains asked for changes to the meeting agenda. Councilor Mac Lean requested the topic of group homes be added. Motion was made by Councilor Hawkinson to approve the agenda with the group homes topic added under Discussion/Action Items, seconded by Councilor Grove and carried unanimously.

Councilor Grove moved to approve the City Council meeting minutes of October 13, 2015. Councilor Mac Lean seconded the motion and carried unanimously.

Councilor Hawkinson moved and seconded by Councilor Gaasch to approve the claims totaling \$31,991.67. Motion carried unanimously.

Consent

Mayor Dains asked if any Councilors wished to remove items from the Consent Agenda. There being none, Councilor Hawkinson moved and seconded by Councilor Mac Lean to approve the Consent Agenda thereby approving the September Financial Report, Quarterly Investment Report, PCIC Minutes and Resolution 102715C the SCORE Grant Request. Motion carried unanimously.

Informational Presentations / Reports

A. Halloween Event on October 31

Assistant City Administrator Bownik updated the council on the event progress for Saturday, October 31 from 5:00 p.m. until 7:00 p.m. with free food, activities, and treat bags.

Councilor Grove expressed disappointment with the volunteer turnout on Sunday to decorate and set-up for the event. Mayor Dains suggested a joint meeting with the Park and Community Involvement Committee with City Administrator Butkowski suggesting a note inserted in gift bags on volunteerism.

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Public Hearings

A. CenturyLink Cable Franchise Application

Cor Wilson, Executive Director of the North Suburban Cable Commission, addressed the council regarding the CenturyLink Cable Franchise Application with a PowerPoint presentation. The proposed cable franchise is for a term of five years and addresses build-out.

The franchise closely resembles the Comcast franchise with the term shorter and reasonable build-out in each city and prohibiting cherry picking. Franchise terms were explained in detail.

Patrick Haggerty, of the Government Affairs office with CenturyLink, emphasized that build-out will be handled as direct marketing to areas that will be served; not mass marketing due to existing frequency. Mr. Haggerty reviewed their partnership with Direct TV and CenturyLink product, Prism.

Mayor Dains opened the public hearing at 8:14 p.m.

There being no public comment, Mayor Dains closed the public hearing at 8:15 p.m.

Administrator Butkowski noted that the Ordinance would be placed on the November 10 agenda with no action required at this time.

B. Resolution 102715A Levying Special Assessments for Miscellaneous Delinquent Accounts Receivable

Administrator Butkowski reported that 1701 Carl Street has three delinquent accounts receivable for mowing, weeds and pest control nuisance abatements. Each of these invoices is more than 60-days delinquent with collection efforts unsuccessful. The special assessment would be for one year payable 2016 with interest of \$25.00 or 8%, whichever is greater.

Mayor Dains opened the public hearing at 8:17 p.m.

There being no public comment, Mayor Dains closed the public hearing at 8:18 p.m.

Motion was made by Councilor Gaasch and seconded by Councilor Hawkinson to adopt Resolution 102715A Levying Special Assessments for Miscellaneous Delinquent Accounts Receivable. Motion carried unanimously on a roll call vote.

C. Ordinance No15-07 Amending Title 9, Chapter 10 of the Code of Ordinances Regarding Driveway and Parking Pad Requirements

City Administrator Butkowski highlighted the ordinance from previous council discussions noting the ordinance had been reviewed by City Attorney Batty, who added the enforcement section.

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Mayor Dains opened the public hearing at 8:19 p.m.

There being no public comment, Mayor Dains closed the public hearing at 8:19 p.m.

Motion was made by Councilor Mac Lean and seconded by Councilor Gaasch to adopt Ordinance No. 15-07 Amending Title 9, Chapter 10 of the Code of Ordinances Regarding Driveway and Parking Pad Requirements. Motion carried unanimously on a roll call vote.

Discussion / Action Items

A. Resolution 102715B Calling a Public Hearing on the Issuance of Revenue Notes and Providing Preliminary Approval to the Proposed Issuance Thereof

Julie Eddington, Bond Counsel with Kennedy & Graven, addressed the city council regarding conduit financing for Benedictine Health System, who intend to refinance four facilities with the sale of Duluth and Plainview facilities. The schedule calls for the public hearing at the November 24 council meeting with the nine million in bonds to close in December before year-end. Ms. Eddington noted that the real estate sales could impact the bond closing. While the City has no bonding plans for 2016, the council hoped the closing would be in 2015 so the City might assist another with conduit financing next year should the opportunity arise.

Motion was made by Councilor Gaasch and seconded by Councilor Hawkinson to adopt Resolution 102715B Calling a Public Hearing on the Issuance of Revenue Notes and Providing Preliminary Approval to the Proposed Issuance Thereof. Motion carried unanimously on a roll call vote.

B. Group Homes

Councilor Mac Lean expressed frustration with no change in the group home situation on Eustis Street and the number of calls since the council discussion and lack of response from Ramsey County commissioner or staff. Administrator Butkowski noted that the group home on Walnut Street has relocated outside of Lauderdale.

Police Chief Ohl stated that his department has not received any communication but noted that his department is capable of responding with no assistance needed. The issue with the group homes is the quality of life with area residents.

Discussion ensued with Mayor Dains stating that he would contact the county board chair and county administrator to assist.

City administrator noted the next meeting may include the CenturyLink Cable Franchise, 2016 Budget including Special Revenue, Capital Improvement and Enterprise Funds, 2016 Utility Rates, and Amendments to the Animal Control Ordinance.

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Work Session

A. Public Comment.

None.

B. Sex Offender Residency Restrictions

City Administrator Butkowski introduced the topic and reviewed discussions with City Attorney Batty. Police Chief Ohl reviewed the various levels of sex offenders and data practices requirements. Besides the sex offender levels, there is the Predatory Offender Registration (POR) that are not assigned a level. To his knowledge, there is one predatory offender in Lauderdale.

Councilor Gaasch left the meeting at 8:52 p.m.

Administrator Butkowski noted that she has a model ordinance that has a 2,000 feet distance requirement. For Lauderdale, 2,000 feet from the community park and daycares would limit sex offenders locating in Lauderdale. Following council discussion, the administrator was directed to contact the League of Minnesota Cities regarding the 2,000 foot distance. In closing, Chief Ohl noted that the three cities of Lauderdale, Falcon Heights and St. Anthony work closely together so the other cities would probably follow with similar ordinances.

C. Community Development Update

None.

Closed Session

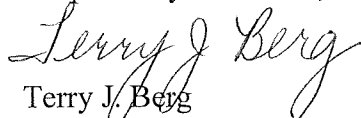
A. 1821 Eustis Street

Mayor Dains called the closed session of the City Council at 8:56 p.m. The purpose of the closed session was to review confidential data and consider strategies for purchase of real property at 1821 Eustis Street conducted pursuant to Minnesota Statutes Sections 13D.05, subdivision 3 and 13.44, subdivision 3.

Mayor Dains closed the session at 9:12 p.m.

There being no further business on the council agenda, motion was made by Councilor Hawkinson and seconded by Councilor Mac Lean, carried unanimously, to adjourn the meeting at 9:13 p.m.

Respectfully submitted,


Terry J. Berg
Deputy City Clerk