

**Lauderdale City Council
Meeting Minutes
April 13, 2004**

1. Meeting called to order at 7:00 P.M.

2. ROLL

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

Staff present: Administrator Getschow

3. APPROVAL OF THE AGENDA

A. Approval of Agenda. Motion by Christensen, second by McCloskey 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 March 23, 2004 City Council meeting including the correction regarding the lot coverage (5% not 6%) variance item. Motion carried unanimously.

B. Approval of Claims totaling \$44,301.77. Motion by Gill-Gerbig, second by McCloskey to approve the claims totaling \$44,301.77. 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. PUBLIC HEARINGS
9. INFORMATIONAL PRESENTATIONS

A. 2003 Financial Statements and Audit: Andrew Berg- Abdo, Abdo, Eick and Myers. Andrew Berg of Abdo, Abdo, Eick and Myers presented an overview of the city financial statements and the city audit report. He also discussed the progress that the City has made to implement the Government Accounting and Standards Board (GASB) 34 requirements that must be fully in place for the 2004 financial statements.

11. ACTION

A. 2003 Financial Statements and Audit. Motion by Gill-Gerbig, second by Giannetti to approve 2003 Financial Statements and Audit. Roll: Yes: all. Motion carried.

10. EXECUTIVE SESSION RELATING TO ATTORNEY/CLIENT PRIVILEGE TO DISCUSS PENDING LITIGATION AGAINST THE CITY OF LAUDERDALE (KARKOC PARCEL)

The City Council went into executive session at 7:25 p.m. for the purpose of attorney-client privilege to discuss pending litigation against the City of Lauderdale regarding the Karkoc/Walsh Lake parcel.

The Council came back into open session at 8:20 p.m.

11. ACTION

B. *Resolution 041304A: A Resolution Authorizing Eminent Domain Proceedings to Acquire Certain Real Property.* Motion by Christensen, second by McCloskey to approve Resolution 0411304A as follows:

WHEREAS, the City of Lauderdale is a Minnesota municipal corporation organized and operating under Minnesota law and is authorized by Minnesota Statutes Sections 412.211 and 465.01 to acquire private property for an authorized public purpose, using the procedure prescribed in Minnesota Statutes, Chapter 117; and

WHEREAS, the City desires to preserve significant portions of open space within the City for park, natural resources, recreation and open space purposes; and

WHEREAS, the Subject Property contains approximately 0.25 acres, is partially wooded lake- front property adjacent to similar city-owned property and would be desirable for the City and its citizens to use for park, natural resources, recreation and open space purpose; and

WHEREAS, the Subject Property is designated as not buildable under the City's zoning and subdivision ordinances and applicable City and State shoreline setback requirements; and

WHEREAS, the Subject Property is currently guided for open space under the City's Comprehensive Plan; and

WHEREAS, the City owns property adjacent to the Subject Property and thus, the acquisition of the Subject Property would provide a contiguous area of open space.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lauderdale, Minnesota, as follows:

1. It is convenient, desirable and necessary to acquire the Subject Property for the City for park, recreation, natural resources and open space purposes.
2. Acquisition of the Subject Property for such purposes by eminent domain, in the manner provided by Minnesota Statutes, Chapter 117, is for public purposes and is hereby authorized.

3. Due to the nature of the Subject Property, specifically that is unavailable for private development, the City has determined that it would be an excellent parcel for addition to the City's open space.

4. The City has been unable to reach a negotiated agreement with the owner of the Subject Property.

5. The Property is in private ownership and use. There is no existing public use on the Property.

6. The City Council determines that it is necessary, convenient and reasonable to acquire the Subject Property for park, natural resources, recreation and open space purposes. The City Council further determines that it is in the public interest to authorize and direct the acquisition of the Subject Property for such purposes.

7. The City attorney and staff are authorized and directed on behalf of the City to acquire fee simple title to the Subject Property as legally described below by the exercise of the power of eminent domain pursuant to Minnesota Statutes Chapter 117.

8. The Subject Property is legally described as follows:

GARCELON'S ADDITION TO ST. PAUL N 1/2 OF
LOT 5 AND AL OF LOT 4 BLK 3

Roll: Yes: all. Motion carried.

C. Consideration of the 2005-2006 Joint Powers Agreement for Police Services with the City of Saint Anthony. The City Administrator stated that the current police contract expires at the end of 2004. This agreement proposes a 3% cost increase to the contract for 2005, and a 3.25% increase for 2006. These percentages are lower than the percentage increases for the past eight years of the agreement.

Motion by McCloskey, second by Christensen to approve the 2005-2006 Joint Powers Agreement for Police Services with the City of Saint Anthony.

Roll: Yes: all. Motion carried.

D. Set a Date for Spring Clean-up. Motion by Giannetti, second by Gill-Gerbig to set April 26-30 as Spring Clean-up Week and May 3- May 7 as Inspection Week. Roll: Yes: all. Motion carried.

12. ADDITIONAL ITEMS

13. SET AGENDA FOR THE NEXT MEETING

1. County Commissioner Jan Weissner
2. Social Room Lighting and Windows Quotations
3. 1st Quarter 2004 Financial and Investment Report

A break was taken at 8:25 p.m. to transition into a work session discussion.

15. WORK SESSION DISCUSSION

The meeting resumed at 8:30 p.m.

A. Draft Zoning Ordinance. The City Council discussed Chapters 4-6 of the draft zoning ordinance.

B. Fulham Street County Improvement Project. The City Council discussed the timing and the scheduling of the recycle and overlay project planned to be undertaken by Ramsey County on Fulham Street this summer.

C. Larpentour Avenue Redevelopment. The City Council discussed bringing in a redevelopment consultant to provide a presentation on their services at the next City Council work session.

16. ADJOURNMENT

Motion by Gill-Gerbig, second by McCloskey to adjourn at 9:45 P.M. Ayes: All.