

**Lauderdale City Council
Meeting Minutes
July 27, 2004**

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

2. ROLL

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

Council absent: None

Staff present: Administrator Getschow

3. APPROVAL OF THE AGENDA

A. Approval of Agenda. Motion by McCloskey, second by Gill-Gerbig to approve the agenda with the addition of 7(A)- Day in the Park and 10 (E)- Change the date of the August 24, 2004 City Council meeting. Motion carried unanimously.

4. APPROVAL

A. Approval of Minutes. Motion by Giannetti, second by Christensen to approve the minutes of the July 13, 2004 City Council meeting. Motion carried unanimously.

B. Approval of Claims totaling \$47,767.37. Motion by Gill-Gerbig, second by Christensen to approve the claims totaling \$47,767.37. Motion carried unanimously.

C. Approval of Pay Request #9 for the 2003 Street and Utility Improvements for S.M. Hentges and Sons in the amount of \$129,628.67. Motion by Christensen, second by McCloskey to approve Pay Request #9 for the 2003 Street and Utility Improvements in the amount of \$129,628.67. 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

A. Day in the Park. Mayor Dains and Council member Giannetti thanked everyone involved in the Day in the Park event for making it a success. The weather was great. The parade went very well and the event overall was well attended. Special thanks were given to the PCIC, staff, and all volunteers.

8. PUBLIC HEARINGS
9. INFORMATIONAL PRESENTATIONS
10. ACTION

A. Consideration of a front-yard fence application for 2387 Larpenteur Avenue. The property owner of 2387 Larpenteur Avenue is requesting City Council approval to construct a fence in the front setback area of her property.

A new, 6-foot tall, 4 feet long, wood privacy fence is proposed to be constructed approximately 3 feet from the front of the house. The purpose of the fence is to keep headlights from vehicles from shining into her bedroom window as they approach Larpenteur Avenue from the South.

Council member Gill-Gerbig stated that purpose of the fence is reasonable based on the lights from Larpenteur Avenue traffic.

Mayor Dains concurred and noted that the short length of the fence (4 feet) also makes this a reasonable request.

Motion by Christensen, second by McCloskey to approve the request to construct a six-foot high, four feet long, wood privacy fence located in the front setback area at 2387 Larpenteur Avenue per the site plan. Roll: Yes: all. Motion carried.

B. Approval of the 2004 2nd Quarter Financial and Investment Report.
Motion by Gill-Gerbig, second by Giannetti to approve the 2004 2nd Quarter Financial and Investment Report. Roll: Yes: all. Motion carried.

C. Resolution 072704A: A Resolution Proclaiming National Night Out 2004.
Administrator Getschow stated that this year's National Night Out event would be on Tuesday, August 3, 2004. Motion by Christensen, second by Giannetti to approve Resolution 072704A: A Resolution Proclaiming National Night Out 2004. Roll: Yes. All. Motion carried.

D. Resolution 072704B: A Resolution Declaring Cost to be Assessed for the 2003 Street and Utility Improvements and Ordering Preparation of Proposed Assessment. The City Administrator stated that the first step in undertaking the assessment for the 2003 Street and Utility Improvements is to pass a resolution declaring that costs be assessed and then ordering the Administrator to prepare an assessment roll. A schedule of the process for assessing these improvements was discussed, with the next step involving receiving the assessment roll and setting a public hearing at the next City Council meeting.

Motion by Giannetti, second by Gill-Gerbig to approve Resolution 072704B: A Resolution Declaring Costs to be Assessed for the 2003 Street and Utility Improvements and Ordering the Preparation of a Proposed Assessment. Roll: Yes: all. Motion carried.

E. Change the date of the regular August 24, 2004 City Council meeting to August 31, 2004. Motion by Christensen, second by Gill-Gerbig to change the date of the regular August 24, 2004 City Council meeting to August 31, 2004. Roll: Yes: all. Motion carried.

11. 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 7:23 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 8:03 p.m.

Motion by Giannetti, second by McCloskey to approve the mediated settlement on pending litigation involving the Karkoc parcel. Roll: Yes: all. Motion carried.

Council member Gill-Gerbig thanked all those persons involved in the settlement and mediation discussions related to this litigation.

12. ADDITIONAL ITEMS

13. SET AGENDA FOR THE NEXT MEETING

1. Resolution to Receive the Assessment Roll for the 2003 Improvements and Set a Public Hearing Date
2. Appointment of Election Judges for the 2004 Primary and General Elections
3. 2004-2005 City Insurance Policy Renewal
4. City Code Revision approvals for winter parking and abandoned vehicle parking
5. Consideration of the Larpenteur Avenue redevelopment proposals for redevelopment services
6. Appointment of new PCIC members
7. 2005 Budget Discussion

A break was taken at 8:05 p.m. to transition into a work session discussion.

14. WORK SESSION DISCUSSION

The meeting resumed at 8:10 p.m.

A. Refuse Collection Task Force Update. The City Council continued to discuss the organized collection of solid waste and recycling and the proposals that were forwarded from the Refuse Collection Task Force.

B. Social Room Fees. The City Council continued to discuss changing the social room fees following the improvements that were completed on the room.

C. Driveway Ordinance Enforcement. The City Council discussed the enforcement of the driveway ordinance based on driveway permits applied for during the 2000-2003 Improvements

15. ADJOURNMENT

Motion by Christensen, second by Gill-Gerbig to adjourn at 9:24 P.M. Ayes: All