

City Council
Date: 6/19/07
REGULAR
Item: 7
Motion

ITEM: Consider referring the Ziertman's, 5761 Keats Avenue, concerns to the League of Minnesota Cities for independent review, evaluation and recommendations

SUBMITTED BY: Susan Hoyt, City Administrator

SUMMARY AND ACTION REQUESTED: The city council is being asked to authorize the city administrator to request the League of Minnesota Cities Insurance Trust (LMCIT) to independently review, evaluate and make recommendations on the concerns expressed by the Ziertmans at the June 5, 2007 city council meeting. The League would not be undertaking this activity to defend the city of Lake Elmo in a law suit because one does not exist at this time, but to independently assess the Ziertmans's concerns and how they have been managed by the city with the understanding that the city is interested in this independent audit. The League will also be asked to provide recommendations on what, if any, measures the city should consider undertaking to address the concerns should the investigation find some or all of them to be valid. The League is expert in city issues, codes, laws and practices and it is very well positioned to evaluate the concerns. The cost of the independent assessment would be covered by the city's insurance rates paid to the LMCIT. The source of funds for any possible remedies would need to be determined upon the recommendation.

ADDITIONAL INFORMATION

Administrator Hoyt spoke to League General Counsel Tom Grundhoefer about the League's services in this regard with an emphasis that the city is looking for an assessment of how this has been managed and not looking to be defended in its past actions.

All parties concerned would be alerted to this request.

The League is being directed to be thorough and, as always, respectful of all parties and property when doing this evaluation. This would include notifying property owners about when their property would be viewed by the League representatives so they could be there.

SUGGESTED ORDER OF BUSINESS:

Introduction/Report	Susan Hoyt, City Administrator
Questions from the council to staff	Mayor and Council Members
Questions from the public, if any (3 minute maximum)	Mayor facilitates
Call for a motion	Mayor facilitates
Discussion	Mayor and Council Members
Action	City Council

ATTACHMENT:

1 Draft letter to Mr. Grundhoefer, League of Minnesota Cities