



City of Albertville Council Agenda

April 5, 2010

7:00 PM

PUBLIC COMMENTS -The City of Albertville welcomes and encourages public input on issues listed on the agenda or of general community interest. Advertised public hearings are scheduled as such so that the public is afforded an opportunity to speak. Citizens wishing to address the Mayor and Council regarding specific agenda items, other than public hearings should indicate so and will be afforded an opportunity during the discussion of said item, Council willing and time permitting. Citizens wishing to speak on matters not listed on the agenda (or items on the agenda that did not include an opportunity to speak) are always afforded the opportunity to do so under the heading "Citizens Addressing the Council", usually scheduled at the beginning and end of the agenda. Presentations are limited to five (5) minutes. In any case, citizens are asked to complete a '**Request to Speak Card**'.

- 1. PLEDGE OF ALLEGIANCE**
- 2. CALL TO ORDER – ROLL CALL**
- 3. RECOGNITIONS – PRESENTATIONS – INTRODUCTIONS**
- 4. CITIZENS OPEN FORUM – (time reserved 5 minutes)**
- 5. AMENDMENTS TO THE AGENDA**
- 6. APPROVE MONDAY, MARCH 15, 2010 REGULAR CITY COUNCIL MINUTES**
(pgs. 1-12)

7. * CONSENT AGENDA

All items with an asterisk (*) are considered to be routine in nature by the City staff and will be enacted by one motion. There will be no separate discussion of these items unless a Council member, staff, or citizen so requests. In such event, the item will be removed from the Consent Agenda; a separate discussion will take place during the General Order of Business and considered in its normal sequence on the agenda that will require a separate motion.

Items

- * **8.E.1. Finance – Semi-monthly Payment of Claims (bills)** (pgs. 19-29)
- * **8.E.2. Finance – Resolution No. 2010-008 STMA Soccer donation**
(pgs. 30-31)
- * **8.F.1. City Clerk – One-Day 3.2% Malt Liquor License** (pgs. 44-45)
- * **8.F.2. City Clerk – 3 One-Day 3.2% Malt Liquor Licenses** (pgs. 46-47)

8. DEPARTMENT BUSINESS

A. Fire Department

- 1). Accept the Fire Department Chief's 2009 Final Quarter Report dated February 5, 2010 (pgs. 13)

B. Public Works Department

- 1). Accept the Public Works Supervisor's Report dated March 22, 2010 (pgs.15)

C. Utilities Department (WWTP)

- 1). Approve the City of Albertville entering into a Five (5) Year Tier II Electric Service Agreement with Xcel Energy which requires the City to run our backup generator when Xcel Energy notifies us they are at peak demand, and in exchange receive a discount electric rate at the wastewater treatment plant (pgs.17-18)

D. Building Department

E. Finance Department

- 1). Authorize the Monday, April 5, 2010 Payment of Claims (bills) for check numbers 027949 to 028010 as presented except the bills specifically pulled, which are passed by separate motion (pgs. 19-29)
- 2). Approve **Resolution No. 2010-008** entitled a Resolution Accepting a \$1,200 Donation from the STMA Soccer Club for the Maintenance of the Albertville Soccer Fields (pgs. 30-31)
- 3). Accept the Finance Director's 2009 Year-end Report dated March 30, 2010 (pgs. 32-34)
- 4). Approve **Resolution No. 2010-011** entitled a Resolution to Transfer Funds (pgs. 36-38):

Transfer \$807.00 from the General Fund # 101 to Fund # 500 New Ice Sheet Capital Project Fund to fund negative balance and close out project; and

Transfer \$205.00 from the General Fund # 101 to Fund # 410 TIF #10 Mold Tech to fund negative balance; and

Transfer \$6,389.00 from the General Fund # 101 to fund # 408 TIF Vetsch Cabinets to fund negative balance; and

Transfer \$190,686 from the Sewer Access Fund (SAC) # 204 to Fund # 501 Phil Morris Lift Station to close out project; and

Transfer \$36,050 from the Sewer Access Fund (SAC) # 204 to Fund # 357 2003A Capital Improvement Project Bond Fund to fund negative balance; and

Transfer \$30,075 from the Sewer Access Fund (SAC) # 204 to Fund # 359 2005B City Hall Bond Fund to close out project with final phase in using SAC funds; and

Transfer \$91,830 from the Sewer Access Fund (SAC) # 204 to Fund # 601 2000A G.O. Sewer Revenue Refunding Bond Fund, annual transfer SAC funds were part of the bond payment structure

- 5). a. Approve **Resolution No. 2010-012** entitled a Resolution Authorizing and Documenting Inter-Fund Loan to Fund Negative Fund balances (pgs. 40-42)

Inter-Fund Loan from Sewer Access Fund (204) to 1999 Lease Revenue Bond Fund (354) in the amount of \$7,826.00 to fund the negative balance in the debt service fund; and,

Inter-Fund Loan from Sewer Access Fund (204) to 2003A GO Imp Bond Fund (357) in the amount of \$1,337,887.00 to fund the negative balance in the debt service fund; and,

Inter-Fund Loan from Sewer Access Fund (204) to I-94 Capital Project Fund (468) in the amount of \$366,592.00 to fund the negative balance in the debt service fund; and,

Inter-Fund Loan from Sewer Access Fund (204) to Prairie Run Capital Project Fund (473) in the amount of \$787,159.00 to fund the negative balance in the capital project fund; and,

Inter-Fund Loan from Sewer Access Fund (204) to Industrial Park Capital Project Fund (492) in the amount of \$19,011.00 to fund the negative balance in the capital project fund; and,

Inter-Fund Loan from Sewer Access Fund (204) to CSAH 19 & 50th St., South 19 (494) Capital Project Fund in the amount of \$112,697.00 to fund the negative balance in the capital project fund; and,

Inter-Fund Loan from Sewer Access Fund (204) to MacIver Capital Project Fund (502) in the amount of \$290,967.00 to fund the negative balance in the capital project fund; and,

Inter-Fund Loan from Sewer Access Fund (204) to CSAH 37 Utilities Capital Project Fund (503) in the amount of \$408,912.00 to fund the negative balance in the capital project fund

F. City Clerk

- 1). **■** Approve a One-Day 3.2% Malt Liquor License application that has been submitted by the Albertville Lions for a Benefit-Dinner to be held at St. Albert Parish Center on Saturday, May 8, 2010 from 4:00 p.m. to 10:00 p.m. (pgs. 44-45)

- 2). **■** Approve three (3) One-Day 3.2% Malt Liquor License applications that have been submitted by the Albertville Lions for the annual Friendly City Days event to be held in Central-City Park from Friday, June 11 thru to Sunday, June 13. The hours of operation are: June 11, 2010 from 3:00 p.m. to 1:00 a.m.; June 12, 2010 from 9:00 a.m. to 1:00 a.m.; and, June 13, 2010 from 10:00 a.m. to 7:00 p.m. (pgs. 46-47)
- 3). Approve the 2010-2011 Renewal Off-Sale Intoxicating Liquor License to Hackenmueller’s Inc. for Hack’s Liquor at the address of 11850 – 62nd Street NE in Albertville (pgs. 48-49)
- 4). Approve the 2010-2011 Off-Sale Intoxicating Liquor License to Holm Holdings Inc. for the 152 Club; and, 2010-2011 On-Sale Intoxicating Liquor License to Holm Holdings Inc. for the 152 Club; and, 2010-2011 Special Sunday Liquor License to Holm Holdings Inc. for the 152 Club (pgs. 50-51)
- 5). Approve the request submitted by the Albertville Lions for a four (4) Temporary Outdoor Music Permits for the fourth Thursday of June, July, August, and September for the hours of 5:00 p.m. to 8:00 p.m. that will be within the Albertville Lions Park located off of Main Avenue NE (not Central-City Park) (pgs. 52-54)
- 6). Approve Friendly City Days Committee request to extend the hours in the Central-City Park on Thursday, June 10 to 10:30 p.m.; Friday, June 11 to 1:30 a.m., and Saturday, June 12 to 1:30 a.m.; and, closing down the following streets for the annual Friendly City Days celebration as follows (pgs. 56-58)):

Street	Date(s)	Time(s)
58 th St. NE (Main Ave. NE to Lander Ave. NE)	June 7-14	All Day
Lander Ave. NE (58 th St. NE to 11435 58 th St. NE)	June 7-14	All Day
Main Ave. NE (57 th St. NE to 59 th St. NE)	June 11	6:00 p.m. – 2:30 a.m. Fri. Activities
Lachman Ave (57 th Street to 60 th Street)	June 11	Fireworks display
Lander Ave. NE (57 th St. NE to 58 th St. NE)	June 12	All Day for Sat. Activities
Main Ave. NE (57 th St. NE to 59 th St. NE)	June 12	3:00 p.m. – 2:30 a.m. Sat. Activities
Lachman Ave, Lamont Ave, 57 th Street	June 12	Kiddie Parade
Main Ave. NE (50 th St. NE to 60 th St. NE)	June 13	1:00 p.m. – 4:00 p.m. Grande Day Parade
59 th St. NE (Barthel Ind. Dr. NE to Main Ave. NE)	June 13	1:00 p.m. – 4:00 p.m. Grande Day Parade
Barthel Ind. Dr. NE (51 st St. NE to 59 th St. NE)	June 13	1:00 p.m. – 4:00 p.m. Grande Day Parade
51 st St. NE (Barthel Ind. Dr. NE to Main Ave. NE)	June 13	1:00 p.m. – 4:00 p.m. Grande Day Parade
60 th St. NE (CSAH 37 to Main Ave. NE)	June 13	1:00 p.m. – 4:00 p.m. Grande Day Parade

G. City Council

- 1). Oral update on Joint Powers Water Board meeting (March 22, 2010)
- 2). Recycling - discussion (Council member Wagner)

- 3). Re-schedule the March 25, 2010 joint Albertville-Otsego meeting – below are dates Otsego is recommending:
Thursday April 15th at 7:00 p.m. (Larry Sorensen not available)
Wednesday, April 21st at 7:00 p.m. (Larry Sorensen not available)
Thursday, April 22nd at 7:00 p.m.
An alternative less preferred date would be to meet after our regular council meeting on Monday, April 19th at 8:15 p.m.
- 4). Friendly City Days 2010 challenge – FCD Committee would like the Council to think about what type of challenge they want to consider – previous years it was a softball tournament (report back at the April 19 meeting)

H. Planning and Zoning

- 1). Adopt (approve) **Resolution Number 2010-010** entitled a Resolution entitled Approving a Variance to allow a Temporary Seasonal Sales Operation on a Property without Designated Excess Parking; a Variance to allow a Temporary Sign in Excess of Six Feet in Height; and Two (2) Consecutive Administrative Permits for a Temporary Seasonal Sales Operation Located within the Promenade Shops of the Albertville Premium Outlets Second Phase Parking Lot located at 6500 LaBeaux Ave NE within the City of Albertville (pgs. 60-68)
- 2). Adopt (approve) **Resolution Number 2010-009 (1)**, approving a variance to allow a billboard be placed closer than 1,000 feet to another such advertising device and approving a variance to the required 20 foot side and rear yard setbacks, located at 5701 Mackenzie Avenue within the City of Albertville
OR
Adopt (approve) **Resolution Number 2010-009 (2)**, denying a variance to allow a billboard be placed closer than 1,000 feet to another such advertising device and denying a variance to the required 20 foot side and rear yard setbacks, located at 5701 Mackenzie Avenue within the City of Albertville (pgs.70-83)

I. Engineering

J. Legal

- 1). Accept the City Attorney's Report dated April 1, 2010 (pgs. 84-85)

K. Administration

- 1). Approve entering into a Consulting Services Agreement with the Tinklenberg Group not to exceed an average monthly cost of \$1,500 or \$18,000 annually plus expenses with the contract term of April 1, 2010 through March 30, 2010 as detailed in the Tinklenberg Group's March 24th proposal letter on file in the office of the City Clerk with funds coming from the 2010 and 2011 budgeted

transportation account. Such contract including expenses shall not exceed \$25,000 including expenses (pgs. 86-92)

- 2). 5975 Main Avenue NE City Building Lease – Acting Out letter of intent (discussion) (attachment)

9. ANNOUNCEMENTS and or UPCOMING MEETINGS

April 2010

- 10 8:00 a.m. Albertville Town Hall meeting**
- 12 6:00 p.m. STMA Ice Arena Board meeting**
- 13 7:00 p.m. Planning and Zoning Commission meeting**
- 19 7:00 p.m. City Council meeting**
- 26 6:00 p.m. Joint Powers Water Board meeting**

May 2010

- 3 5:30 p.m. 2010 Board of Equalization (Board of Review)**
- 3 7:00 p.m. City Council meeting**
- 10 6:00 p.m. STMA Ice Arena Board meeting**
- 11 7:00 p.m. Planning and Zoning Commission meeting**
- 17 7:00 p.m. City Council meeting**
- 25 6:00 p.m. Joint Powers Water Board meeting TUESDAY**
- 31 all day Memorial Day observed – City offices closed**

- 1). Primary Election has been moved up to Tuesday, August 10, 2010 (per Minnesota Secretary of States Office)
- 2). General Election is remains the first Tuesday in November (November 2, 2010) - seats open on Council for the General Election are:
 - a. Mayor (Klecker) – filing for candidacy opens at 8:00 a.m. August 3, 2010
 - b. Council member (Wagner) – filing for candidacy opens at 8:00 a.m. August 3, 2010
 - c. Council member (Fay) – filing for candidacy opens at 8:00 a.m. August 3, 2010

10. ADJOURNMENT