



**MINUTES  
CITY COUNCIL MEETING  
March 1, 2011**

**CALL TO ORDER**

The meeting was called to order at 6:30 pm.

**Present:** Mayor: Tim Hultmann; Council: Donny Chillstrom, Brian Carpenter, and Liz Olson

**Staff Present:** City Administrator: Terrance Post; Public Works Director: Marv Wurzer; City Attorney: Bill Clelland; and City Clerk: Jeanette Moeller

**Absent:** Council: Tom Skjaret (with prior notice)

**PLEDGE OF ALLEGIANCE**

**CITY OF LONG LAKE UPDATE**

Mayor Hultmann reported that the new True Value store in the Long Lake Town Center is still on track for opening on March 14 at 8:00 am. The owners intend to have a grand opening celebration later on June 4.

Mayor Hultmann also highlighted the "Flea Market Under Glass" special event to be held at Otten Bros. on March 3 through March 5.

**APPROVE AGENDA**

*A motion was made by Chillstrom, seconded by Carpenter, to approve the Agenda as presented. Ayes: all.*

**CONSENT AGENDA**

The Consent Agenda consisted of:

- A. Approve Minutes of February 15, 2011 City Council Work Session
- B. Approve Minutes of February 15, 2011 City Council Meeting
- C. Receive Unofficial Draft Minutes of February 8, 2011 Planning Commission Meeting
- D. Approve Vendor Claims and Payroll
- E. Approve Request by Audi Club North America to Conduct a Raffle Drawing at Shavlik Financial, an Accounting Firm in Long Lake

*A motion was made by Carpenter, seconded by Olson, to approve the Consent Agenda as presented. Ayes: all.*

**OPEN CORRESPONDENCE**

No one was in attendance to address the Council during Open Correspondence.

## **BUSINESS ITEMS**

### **Update From Wayzata Police Department**

Police Chief Mike Risvold began his presentation by sharing information about his personal background, work experience, and leadership philosophies for the benefit of the viewing audience.

Chief Risvold continued on to update the Council regarding:

- Wayzata Police Department's hiring of an additional officer;
- Efforts undertaken in advance to facilitate the Police services transition;
- The addition of Long Lake residents to Wayzata's Crime Prevention Coalition group;
- The crime alert email network;
- Attendance at local community organization meetings including the Chamber of Commerce;
- Crime prevention sessions with Lake Community Bank;
- Positive feedback received from the community about the Wayzata Police Department's presence in Long Lake; and
- Accident and criminal activity reporting and statistics for the first two months of 2011.

Chief Risvold indicated he would be concentrating time and effort on seeking assistance for improving the emergency access gate to the Highway 12 bypass. His goal would be to see the gate become an electronic gate able to be opened by touch pad or opticon technology, at no expense to Long Lake. Chief Risvold stated he had contacted Hennepin County Emergency Preparedness and would be meeting with Mn/DOT to begin conversations about improving the gate. In a recent accident situation, the gate was unable to be opened and snow had not been plowed.

Council members complimented Chief Risvold on the WPD's presence in Long Lake; and asked questions regarding further traffic calming or speed reduction tools, as well as whether Chief Risvold saw a need for improvement in the City's current ordinances relating to law enforcement.

Chief Risvold encouraged the Council to consider adding administrative penalties for violations to the City's alcoholic beverages ordinances. In addition to being an 'attention getter' for license holders, Police Departments can only apply for grant funds to cover the expense of conducting compliance checks if administrative penalties are in place.

City Clerk Moeller informed the Council that she had a working draft of an administrative penalties ordinance that would establish presumptive penalties for both alcohol and tobacco licensee violations. She committed to work towards completion of a draft for the Council to review.

### **Discussion of 875 W Wayzata Boulevard Request to Terminate Water License Agreement**

City Administrator Post stated that the City of Long Lake entered into a license agreement with the owners of 875 W Wayzata Boulevard in 1987 to provide water for a daycare facility development. The Agreement was recorded with Hennepin County on the title to the property. The City was recently contacted by a legal representative of the 875 WBC LLC to terminate the current water license agreement.

Paragraph seven in the agreement, "Termination", indicates that licensees shall remove all property or structures from licensor's lands following termination date. Public Works Director expressed support for enforcing the termination language of this agreement. The source of the water is a connection of a six inch water line from Hardin Park going underneath state and utility easement property to the building structure. Wurzer is concerned about future deterioration of the line being a future liability issue.

City Attorney Bill Clelland commented that he had reviewed the document and could not see any reason why it would not be in the City's best interest to agree to the termination; however the 'Terminate Water License Agreement' document requires some revision. The developer purchasing the property in Orono feels the current water license agreement is an impediment on title. Their intended future use of the property would not be drawing water from Long Lake. Clelland indicated if the Council was in favor of entering into a Terminate Water License Agreement, he would work with the developer's attorney to draft a final agreement for the Council to review. Language should be included establishing timelines for capping or removal of water lines, assuring any necessary permits are pulled and inspections conducted, and stating that restoration must be completed.

It was the consensus of the Council to direct Attorney Clelland to proceed with revision of the Terminate Water License Agreement.

## **OTHER BUSINESS**

**LMC Conference for Newly Elected Officials** – Council member Chillstrom reported he had attended the League of Minnesota Cities Conference for Newly Elected Officials educational seminar and it had been enlightening experience. Council member Skjaret and Mayor Hultmann were also present at the conference.

**LMCC Commissioners Orientation Meeting** – Council member Carpenter stated he had recently attended an orientation meeting for LMCC commissioners. Although the LMCC's commission meetings conflict with the City Council's meeting schedule making it difficult for the Council liaison to be actively involved, he had learned a great deal about the LMCC during the orientation meeting and may opt to attend LMCC meetings at times when the City Council has a light business agenda. Council member Carpenter noted that the City's resident representative to the LMCC, Paul Mahoney, attends meetings regularly. Two big projects are currently underway at the LMCC – beginning the three-year process of renewing the cable franchise with Mediacom, and ongoing exploration of the TonkaConnect fiber installation project. Council member Carpenter encouraged residents with comments about Mediacom's service provision to contact the LMCC and share their feedback, as such commentary is tracked by the LMCC and cable franchise negotiations will seek to improve service provision.

**Unofficial Draft Planning Commission Minutes** – Council member Olson had reviewed the unofficial draft minutes from the Planning Commission's last meeting and questioned why the Planning Commission had been discussing whether the Council should be focusing on purchase of the Virginia Avenue property or an alternate site. She emphasized that kind of discussion would be the role of the EDA to undertake. Mayor Hultmann clarified that Council member Skjaret in his role as Planning Commission Liaison had likely been informing the Commission of a previous Council discussion. City Clerk Moeller also advised that the unofficial draft minutes had not yet been reviewed or edited by staff for clarity and accuracy.

**Dog Park Project** – Council member Olson questioned whether staff had begun researching LAWCON rules in preparation for discussing a potential dog park project at Nelson Lakeside Park. She expressed interest in seeing other locations be considered as a dog park is discussed. City Clerk Moeller stated that the Park Board would be meeting on March 8 and would be having a broad discussion regarding a dog park project scope and potential locations.

**Audit Process** – Administrator Post indicated that the City's auditors were currently on site working on the 2010 audit.

**Planning Case Update** – Administrator Post stated that the Planning Commission would be reviewing a land use application from the Pioneer Museum to allow the addition of a storage building on their site at their March 8 meeting.

**Prosecuting Attorney Update** – Attorney Bill Clelland commented that he had met with Police Chief Risvold in the last quarter of 2010 in preparation for taking on the role of Prosecuting Attorney for the City. Communication has been very positive.

Making Life Better Together Efforts – Council member Olson questioned the status of progress on implementation of the “Making Life Better Together” initiative. Mayor Hultmann and Administrator Post had recently met with CEL and at this point it is up to the Chamber of Commerce to take action and continue forward. Mayor Hultmann indicated that Chamber member Steve Albers had volunteered to take on a communications coordinator role until the Chamber determines their level of interest for hiring a part time employee. He also reported the Chamber has some visions of sponsoring a festival type event in June, beginning this year or the following year. Council member Chillstrom noted that the Orono Lions were holding off on setting a date for their annual carp fishing contest until the Chamber’s plans for June are known. Mayor Hultmann continues to try and attract economic interest in Long Lake, and to communicate with organizations with a goal of working together to achieve positive results.

**ADJOURN**

Hearing no objection, Mayor Hultmann adjourned the meeting by general consent at 7:26 pm.

Respectfully submitted,

Jeanette Moeller  
City Clerk