



**MINUTES
CITY COUNCIL MEETING
May 19, 2015**

CALL TO ORDER

The meeting was called to order at 6:31 pm.

Present: Mayor: Donny Chillstrom; Council: Jahn Dyvik, Marty Schneider, and Liz Olson

Staff Present: City Administrator: Scott Weske; Public Works Director: Marv Wurzer; Engineering Consultants: Chris Labounty, Jesse Carlson; Fire Chief: James VanEyll; and City Clerk: Jeanette Moeller

Absent: Council: Kurt Kaminski (with prior notice)

PLEDGE OF ALLEGIANCE

LONG LAKE NEWS UPDATE AND WORK SESSION REVIEW

Mayor Chillstrom offered the following updates:

- The Economic Development Authority held their first meeting tonight prior to the Council work session and regular meeting.
- In a work session prior to the regular meeting, Council members continued discussion regarding the purchase of a dump truck to replace the Public Works 1994 dump truck; a Watertown Road improvement project; and the burial of utility lines in the CSAH 112 corridor.
- As a reminder to everyone, please shop local as often as possible.
- Work continues to move forward at both the former Burger King property and the new Birch's on the Lake site.

APPROVE AGENDA

A motion was made by Dyvik, seconded by Schneider, to approve the Agenda as presented. Ayes: all.

CONSENT AGENDA

The Consent Agenda consisted of:

- A. Approve Minutes of May 5, 2015 City Council Work Session
- B. Approve Minutes of May 5, 2015 City Council Meeting
- C. Receive Unofficial Draft Minutes of May 12, 2015 Planning Commission Meeting
- D. Approve Vendor Claims and Payroll

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

OPEN CORRESPONDENCE

Dan MacDonald, 335 Russell Lane – Mr. MacDonald questioned whether there has been further discussion of moving the speed notification sign at the east end of Wayzata Boulevard to a straighter section of roadway, and whether any progress has been made regarding Wayzata Boulevard roadway restriping. Council member Schneider discussed a possible sign alternative to the speed notification sign currently in place, and Council commented on the current sign's inaccuracy. Mayor Chillstrom indicated he had been in communication with the Police Chief to discuss these issues and is awaiting more information at this time.

BUSINESS ITEMS

Appointment of New Firefighters to the Long Lake Fire Department

Fire Chief Van Eyll stated that after completion of an application and interview process, staff recommends that conditional job offers for the position of paid on call firefighter be made to applicants Matthew Smiley, Lukas Stuemke and John Paszkiewicz. The conditions of the offer are that each new firefighter passes a physical exam, physiological exam, agility test and probationary period. The interview panel consisted of Fire Lieutenants, District Captain and Assistant Chief. Van Eyll indicated that Mr. Smiley would be a responder to Station 2, while Mr. Stuemke and Mr. Paszkiewicz would be responding to Station 1.

A motion was made by Dyvik, seconded by Schneider, to adopt Resolution No. 2015-13 appointing candidates Matthew Smiley, Lukas Stuemke and John Paszkiewicz to the position of paid on-call Firefighter for the City of Long Lake, subject to conditions contained in the resolution. Ayes: all.

Ratification of Long Lake Fire Relief Association Fire Pension Benefit Level Change

VanEyll reported that policy established by a previous Council in August of 2004 attempted to provide pension benefit increases at 3% level in future years. In 2008, the Fire Relief Association investment portfolio took a severe downturn and by 2009, it was apparent that the automatic 3% pension increase policy was not sustainable. During 2009 through 2011, the pension investment portfolio largely recovered from the 2008 major losses and was once again in a position of having pension assets exceed pension liability. Action taken by the Long Lake City Council in 2012 ratified a 1.0% increase from \$2,889 to 2,918 per year of service. Action was also taken by the Long Lake City Council in 2013 ratifying a 1.0% increase from \$2,918 to \$2,947.

In 2012 the State Legislators enacted special funding that increased the 2% State Aid given to municipalities to fund their fire departments relief associations pensions. The 2% State Aid is a percentage of the insurance premiums on commercial properties. This special legislation increased this aid by about 30 percent for all municipalities. The result of this increased was a large jump in our funded ratio. We went from 111% to 129% even after a 1% increase in the benefit level.

In 2013, the Long Lake Fire Relief Association Board of Trustees worked with our auditors and created a worksheet showing what a 16% increase in the benefit level would have on the funded ratio. The funded level decreased slightly to 120% at the end of 2014.

The Long Lake Fire Relief Association Board of Trustees has again engaged their external auditors to prepare a pro forma as of December 31, 2015 to identify funding levels of net assets relative to plan liabilities for both standard assumptions used by the State in their funding guideline as well as more conservative assumptions. It should be noted that the recommendation by the Board of Trustees and Relief Association membership for a 2015 pension increase is \$400, as approved by the membership at their May 11 meeting. Bear in mind that the liability of any future pension shortfall resides with the City of Long Lake. This is why the municipal ratification/approval step of Relief

Association Board pension benefit change actions are required by State Statute because of the "guarantee" responsibility aspect the City is assuming.

Staff support for this \$400 pension benefit level increase is conditioned on Council's comfort level for the asset to liability funding level being above 110%. VanEyll also provided clarification as to the level of responsibility contract cities would share in resolving a funding level shortfall, and at what point a City contribution would be required. He also commented on a number of upcoming retirements the Department is anticipating in the next three to five year period.

A motion was made by Schneider, seconded by Olson, to approve Resolution No. 2015-14 establishing municipal ratification of a pension benefit level change for the Long Lake Fire Relief Association from \$3,400 to \$3,800 per year of service. Ayes: all.

Planning Case #2015-04 / Stormwater Management Ordinance Amendment, Section 17A: Water Management

Engineer LaBounty stated that the ordinance proposed for the Council's consideration relates to the MPCA's requirement that all municipalities that own and operate storm sewer systems obtain a MS4 Permit on a 5-year cycle. With the recent reauthorization of the City's permit, the City is mandated to come into compliance with the most current MPCA requirements and update their Stormwater Pollution Prevention Plan (SWPPP). At their regular meeting on May 12, 2015, the Long Lake Planning Commission held a public hearing, reviewed the proposed ordinance amendment and voted to recommend that the City Council adopt the proposed ordinance with one modification. The Planning Commission's recommendation included that the words "prevention measures" be added to the end of the last sentence of Subd. 4, G, 2, a. in order to add clarity to the intent of the sentence. This change has been updated in the version of the ordinance included in this packet.

Engineer Jesse Carlson reviewed the draft ordinance and detailed the revisions proposed, with a focus on preventing dumping pollutants and illicit discharge, addressing construction site sediment and erosion control, post-construction stormwater management, and enforcement language establishing a process for violations. He responded to Council member questions regarding staff monitoring and identification of illegal dumping/illicit discharge, the role of the MCWD regarding stormwater management and monitoring, and the potential impact of the ordinance revisions that would be felt by homeowners and commercial property owners looking to improve their properties.

Council members expressed some concern that perhaps including thresholds triggering ordinance provisions may be warranted to prevent discouraging homeowner remodeling and smaller scale projects from being undertaken. Engineer LaBounty suggested the Council consider adopting the ordinance as is, and as the MS4 update process is not yet complete, there are still opportunities for WSB to bring forth recommendations and examples of project thresholds to a future work session for discussion by the Council.

Engineer Carlson confirmed that adoption of the proposed ordinance will place the City in compliance with the requirements of the new MS4 permit.

A motion was made by Olson, seconded by Schneider, to approve the proposed amendment to Section 17A: Water Management of the Long Lake Zoning Ordinance as outlined in Ordinance No. 2015-03 included in the City Council Packet for May 19, 2015. Ayes: all.

C.S.A.H. 112 Improvements, Phase 1 – No Parking Resolutions

LaBounty reported that Hennepin County is currently preparing project plans and specifications for the C.S.A.H. 112 Improvements – Phase 1 project which includes roadway improvements from

Willow Drive to Wolf Pointe Trail. The project is proposed to utilize State funds, and thus no parking resolutions have been requested by Hennepin County to include in their State Aid submittal.

The design for C.S.A.H. 112 includes parking restrictions between Willow Drive and Wolf Pointe Trail. The roadway sections between Willow Drive and Brown Road and Lake Street and Martha Lane are proposed to have restricted parking on the south side of the roadway, and the sections between Brown Road and Lake Street, and Martha Lane and Wolf Pointe Trail are proposed to have restricted parking on both sides of the roadway. This is consistent with current restrictions and with the preliminary C.S.A.H. 112 geometrics that were previously approved by the City. Staff recommends adoption of these resolutions.

LaBounty indicated that no parking signage would likely be installed in the future.

A motion was made by Schneider, seconded by Dyvik, to adopt Resolution No. 2015-15 to restrict parking on the eastbound right side of Wayzata Boulevard (C.S.A.H. 112), between Willow Drive and Brown Road (County Road 146); to adopt Resolution No. 2015-16 to restrict parking on both sides of Wayzata Boulevard (C.S.A.H. 112), between Brown Road (County Road 146) and Lake Street; to adopt Resolution No. 2015-17 to restrict parking on the eastbound right side of Wayzata Boulevard (C.S.A.H. 112), between Lake Street and Martha Lane; and to adopt Resolution No. 2015-18 to restrict parking on both sides of Wayzata Boulevard (C.S.A.H. 112), between Martha Lane to Wolf Pointe Trail. Ayes: all.

Watertown Road Improvement Project – Preparation of Feasibility Report, Consider Joint Powers Agreement, Award Contract for Appraisal Services

LaBounty stated that the Watertown Road Improvement Project is programmed for construction in 2016 and is proposed to include the complete reconstruction of approximately 2,200 feet of roadway and associated utilities from Brown Road to the westerly municipal boundary. The City of Long Lake is proposing to special assess benefiting property owners consistent with MN Statute 429.

At the City Council's November 18, 2014 work session, the Council directed staff to begin coordinating with the City of Orono to determine project scope and funding cost split for the Watertown Road Project. Staff reported back to the Council at their March 3, 2015 regular meeting and the City Council made a motion to prepare a draft Joint Powers Agreement with the City of Orono for the Watertown Road Improvement Project and to request quotes for the preparation of a benefit appraisal for the purposes of special assessments. Staff recommends that the City Council order the preparation of a feasibility report for the Watertown Road Improvement Project. Orono will contribute to the cost of the feasibility report preparation.

The City of Orono has indicated they are willing to enter into a Joint Powers Agreement with the City of Long Lake for \$133,800 (29.5%) of pavement reclamation, storm sewer, and stormwater management improvements associated with the project. A draft Joint Powers Agreement was prepared by the City Attorney and preliminary reviewed by the City of Orono. Staff recommends the City of Long Lake enter into the Joint Powers Agreement to cooperate on this project.

The City of Long Lake has received quotes from three appraisers to perform special benefit appraisal services for the Watertown Road Improvement Project consistent with the City's Assessment Policy. Staff recommends awarding a contract to BRKW Appraisals, Inc. to complete a special benefit appraisal to assist staff in the preparation of a preliminary assessment roll for this project.

LaBounty clarified that the feasibility study will detail the proposed Watertown Road project improvements in terms of curb and gutter options, to be reviewed by the City Council once

prepared. A neighborhood meeting will also be held to obtain feedback from impacted property owners for the Council's future consideration.

Council member Olson emphasized that the proposed project is for reclamation and a good mill and overlay at this time. Complete reconstruction would be more advisable 30 years in the future when utility infrastructure also warrants replacement.

A motion was made by Schneider, seconded by Olson, to adopt Resolution No. 2015-19 to order the preparation of a feasibility report for the Watertown Road Improvement Project. Ayes: all.

A motion was made by Schneider, seconded by Dyvik, to enter into a Joint Powers Agreement with the City of Orono to cooperate in the development and construction of a roadway improvement project of Watertown Road. Ayes: all.

A motion was made by Schneider, seconded by Olson, to award contract to BRKW Appraisals, Inc. in the amount of \$5,500.00 for the purpose of providing professional appraisal services for the purposes of special benefit assessment on the Watertown Road Improvement Project. Ayes: all.

OTHER BUSINESS

CSAH 112 Turnback Meeting – Council member Dyvik noted the Project Advisory Committee for the CSAH 112 turnback project will be meeting tomorrow morning, and it will be an opportunity for the Council to ask questions about project items previously discussed in a work session meeting.

Thank You to Orono Lions – Council member Olson thanked members of the Orono Lions Club for their help in cleanup activities at Union Cemetery the previous Saturday in preparation for Memorial Day ceremonies.

Observing Memorial Day – Council and staff highlighted activities scheduled to observe Memorial Day, including a ceremony beginning between 9:15 am and 9:30 am at Union Cemetery, and a ceremony at the Long Lake Veterans Memorial beginning at 11:15 am. The Pioneer Museum will be open following Memorial Day observances through 2:30 pm.

ADJOURN

A motion was made by Dyvik, seconded by Olson, to adjourn the meeting. Ayes: all. The meeting was adjourned at 7:48 pm.

Respectfully submitted,

Jeanette Moeller
City Clerk