



MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF STACY IN THE COUNTY OF CHISAGO AND THE STATE OF MINNESOTA PURSUANT TO DUE CALL AND NOTICE THEREOF

**REGULAR MEETING
JULY 12, 2016, 7:00p.m.
RICK DOYLE MEMORIAL BUILDING**

Call to Order

The Stacy City Council met in regular session and was called to order by Acting Mayor Ness at 7:00p.m.

Roll Call

Present: Jim Ness, Chuck Lucia, Tony Olivolo, and Samantha Denney
Absent: Mark Utecht
Others Present: Anne Thom, Ted Alliegro, Mark Statz, Tim Friberg, Cindy Vogel, and Paul Vogel

Additions to the Agenda

Additions to the agenda:
• Rustic Inn – Stacy Daze Permit
• Seal Coat Project Update

Motion by Denney to approve the agenda as amended. Second by Olivolo. Denney, Lucia, Ness, and Olivolo voted yes. Acting Mayor Ness declared the motion carried.

Public Comment

Tim Friberg:
Mr. Friberg expressed concern regarding noise and dust from Royal Concrete. Member Lucia said that he has also heard complaints about the dust. Mr. Friberg said that when they are working on Saturday's nothing is being done about the dust; 307th Street needs to be swept again; they are operating beginning at 5am on Saturday and Sunday, the noise on the weekends has gotten worse than the noise during the week.

Member Lucia asked if the city could request elimination of the north exit.

The clerk will have the Maintenance Staff check 307th Street.

Member Ness will contact Royal Concrete regarding Mr. Friberg's concerns.

Consent Agenda

Motion by Denney to approve the consent agenda as presented. Second by Olivolo. Denney, Lucia, Ness, and Olivolo voted yes. Acting Mayor Ness declared the motion carried.

Staff Reports

City Attorney

Ted Alliegro

Frontage Avenue – Quiet Title Action

Attorney Alliegro stated that he does not have the report back from the title company. He has drafted deeds and sent out to the property owners



that he knows about to sign off. Hoping that when the title work is done we will only have to address the properties we don't know about.

This land is unique as no parcel identification number exists. He has requested the title company to give him a statement if they cannot complete the title work so he can use that in court proceedings.

The council agreed with the Vogel's that this process has taken way to long; but the title work is necessary to move forward.

Sunrise Auto

The council directed Attorney Alliegro to move forward with the quiet title action on the property; there has been no response from Mr. Odden on the council's purchase offer.

Resignation of Council Member Denney

Motion by Olivolo to not accept the resignation of Member Denney. Motion fails for lack of a second.

Motion by Ness to approve Resolution Number 2016-7-2, Resolution Accepting Resignation and Declaring a Vacancy." Second by Denney. Ness, Denney, Olivolo, and Lucia voted yes. Acting Mayor Ness declared the motion carried.

Motion by Ness to approve Resolution Number 2016-7-3, Resolution Calling for Special Election. Second by Denney. Ness, Denney, Olivolo, and Lucia voted yes. Acting Mayor Ness declared the motion carried.

The council said they are sorry to see Member Denney leave but understand her choice.

The council directed that letters of interest be accepted for the open seat; letters of interest will be considered at the August 9th meeting for appointment. The length of the appointment will be until the seat is filled.

City Engineer

Mark Statz

Water Treatment Facility – Bid Results

Motion by Ness to award the bid for the water treatment facility to Magney Construction, Inc., for \$2,638,750 contingent upon getting the interim loan from Rural Water. Second by Olivolo. Ness, Olivolo, Denney, and Lucia voted yes. Acting Mayor Ness declared the motion carried.

City Hall ADA Upgrade Project – Pay Request

Motion by Ness to pay Ebert Construction pay request number one in the amount of \$34,533.00 and pay request number two in the amount of \$60,678.89 for the City Hall ADA Upgrade project. Second by Denney. Ness, Denney, Olivolo, and Lucia voted yes. Acting Mayor Ness declared the motion carried.

Seal Coat Project

Mr. Statz reported that the seal coat project in Foxtail Woods is complete.

City Clerk

Sharon Payne

Vacation Request

Motion by Ness to approve the vacation request for the clerk. Second by Olivolo. Ness, Olivolo, Lucia, and Denney voted yes. Acting Mayor Ness declared the motion carried.

August Council Meeting

The clerk reminded the council that the August regular council meeting will be held on Wednesday, August 10th due to the primary election.

Election Judge Compensation

The clerk notified the council that the election judges will be compensated at minimum wage per law; this is fifty cents more an hour than what was budgeted.

Committees Commissions

Chisago Lakes Joint Sewage Treatment Commission

Member Olivolo reported that the final draft agreement for solar energy should be ready for the next commission meeting

Personnel Committee

Member Denney reported that the mobile phone policy, and employee wellness program are being worked on by the committee.

Park and Recreation Committee

Member Olivolo said that the committee has been busy working with the Lions Club on Stacy Daze; he handed out the schedule of events which is quite impressive.

He reported that in researching handicap equipment they have been running into road blocks as most of the equipment requires supervision.

They would like to put a sandbox in Lions Park.

Motion by Lucia to allow the Park and Recreation committee to construct a sandbox in Lions Park for a cost not to exceed \$1,000. Second by Olivolo. Lucia, Olivolo, Denney, and Ness voted yes. Acting Mayor Ness declared the motion carried.

Letter of Interest

Motion by Olivolo to appoint Maganjune Fleming to the Park and Recreation Committee. Second by Denney. Olivolo, Denney, Lucia, and Ness voted yes. Acting Mayor Ness declared the motion carried.

Planning Commission

Member Ness reported that public hearings have been scheduled for:

- The conditional use permit for the fire department sign
- Comprehensive Plan updates

The clerk was directed to post a special meeting on July 26th for the council to take action on the fire department's application for a conditional use permit for a sign.

Old Business

Supervisor Review Forms

Member Ness will handle the scoring of the reviews for the council. Give your completed forms to the city clerk and she will forward to him.

IPads for Council

The clerk was directed to include the IPads in the preliminary budget for the Council and Planning Commission.

New Business

**Lion's Club – Liquor License
for Stacy Daze**

Motion by Olivolo to approve the one day liquor license for Stacy Daze for the Stacy Lions Club contingent upon receipt of the paperwork. Second by Denney. Olivolo, Denney, Lucia, and Ness voted yes. Acting Mayor Ness declared the motion carried.

**Private Driveway – Letter
Aslakson**

The city does not have any control over the barrier (line strong across Sherman Oaks Road); it was placed by Chisago County and they control it. The clerk will send a letter to Mr. Aslakson stating such. Also, the Maintenance Supervisor will be asked to obtain two keys for the barrier, one for him and one for the fire department.

**Temporary Family
Healthcare Dwellings**

This item handled out of order by motion of Ness. Second by Denney and carried.

Mr. Alliegro said he did not see any downside for the city not to opt out of the Minnesota Statute §462.3593 which permit and regulate temporary family healthcare dwellings.

The clerk will prepare the ordinance for the Planning Commission and schedule the public hearing for their August meeting. The council will need to take action at a Special Meeting on August 30th.

**Resolution – Primary
Election Judges**

Motion by Denney to approve Resolution Number 2016-7-1, Resolution Appointing Election Judges for the August 9, 2016, Primary Election. Second by Lucia. Denney, Lucia, Olivolo, and Ness voted yes. Acting Mayor Ness declared the motion carried.

Rustic Inn – Stacy Daze

Motion by Olivolo to approve the Rustic Inn's request for a special liquor license for Stacy Daze. Second by Lucia. Olivolo, Lucia, Denney, and Ness voted yes. Acting Mayor Ness declared the motion carried.

Mayor/Council

2017 Budget

The clerk will add a column to the budget worksheet that will include the actual 2014 amount, 2015 amount and 2016 year to date amounts.

Thank you – Denney

The council thanked Member Denney for her service and expressed their sadness to her going.

Adjourned at 8:17p.m.

Acting Mayor Ness declared the meeting adjourned at 8:17p.m.

Sharon MT Payne