



**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  
SEPTEMBER 10, 2013, 7:00p.m.  
STACY CITY HALL**

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**Call to Order**

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

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**Roll Call**

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**Present:** Jim Ness, Mark Utecht, and Michael Carlson

**Absent:** Cindy Bruss, and Charles Lucia

**Others Present:** Anne Thom, Tanner Jones, Peter Grundhoefer, Mark Statz, Mel Aslakson, Paul Witkowski, Kathi Lawrence, Bruce Lawrence, Jim Keacher, Ken Cummings, Gary Reed, Ben Montzka, Joe Myer, Scott Selman, and Perry Schneller

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**Additions to the Agenda**

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Additions to the Agenda:

- Emergency Management Plan – Joe Myer

Motion by Ness to approve the agenda as amended. Second by Carlson. Ness, Carlson, and Utecht voted yes. Mayor Utecht declared the motion carried.

Motion by Ness to amend the agenda to include the Snowmobile Ordinance. Second by Carlson. Ness, Carlson, and Utecht voted yes. Mayor Utecht declared the motion carried.

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**Public Comment**

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**Ben Montzka:** Mr. Montzka updated the council on the activities of the County Board; one of which was that the County levy was reduced by \$50,000 – the levy has been lowered or kept the same for the past six years.

**Paul Witkowski:** Mr. Witkowski asked what the status was regarding his nuisance complaint; he also asked who is on the Stacy's Board of Public Health, he said that the city is required to have this Board.

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**Consent Agenda**

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Motion by Ness to approve the consent agenda as presented. Second by Carlson. Ness, Carlson, and Utecht voted yes. Mayor Utecht declared the motion carried.

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**Staff Reports**

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**Maintenance Department  
Tanner Jones**

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**Utility Report**

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The clerk presented the report from the Utility Billing Department:

- 21 meters are not reading properly; they are working on getting those meters fixed.



- The issues experienced with Banyon have greatly decreased since the new computer purchase.
- Shutting off water services is working to get accounts paid.
- The reconciliation of the gallons pumped vs. billed for August: 2,243,010 billed and 3,199,000 pumped. The discrepancy could be due to Stacy Daze water fight, and sewer televising.

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**City Attorney – Peter Grundhoefer**

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**North Branch Hockey Association Purchase Agreement**

Mr. Grundhoefer has made some written comments on the draft purchase agreement however, not all the details are included in the agreement; no action required by the council at this time.

**Closed Meeting Minutes, Brief Closed Session 8:20-8:25pm.**

Motion by Ness to go into brief closed session to review the closed meeting minutes. Second by Carlson. Ness, Carlson, and Utecht voted yes. Mayor Utecht declared the motion carried.

Motion by Utecht to approve the Closed Meeting Minutes as presented. Second by Ness. Utecht, Ness, and Carlson voted yes. Mayor Utecht declared the motion carried.

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**City Engineer**

**Mark Statz**

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**No Parking Areas County Road 30 and County Road 19**

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

Several members of the public (namely Jim Keacher, Gary Reed, Kathi Lawrence, Bruce Lawrence, Mel Aslakson, Perry Schneller, and Ken Cummings) were present to discuss the no parking areas on Stacy Trail and Forest Boulevard.

The area in front of Mr. Schneller's business, 30138 Forest Boulevard, was accidentally painted as a no parking zone. It was determined to establish no parking in front of the property five feet from the North and South aprons, to allow for proper visibility exiting the parking lot.

Motion by Ness that Mr. Jones correct the parking area in front of 30138 Forest Boulevard tomorrow. Second by Utecht. Ness, Utecht, and Carlson voted yes. Mayor Utecht declared the motion carried.

To not allow on street parking in the Central Business District (CBD) is in violation of our City Code as well as the Comprehensive Plan.

Member Carlson said that it would be beneficial to have some overlay maps done:

- Map 1 – Existing Parking
- Map 2 – Proposed County Project without Parking
- Map 3 – Proposed County Project with Parking

This item will be discussed again at the October 10<sup>th</sup> regular Council Meeting.

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**City Clerk**  
**Sharon Payne**

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**Certify the 2014 Budget**

The clerk indicated that the estimated sales tax savings for 2014 is \$3,700 based upon 2012 expenses.

Motion by Ness to approve Resolution Number 2013-9-1, Resolution Approving the 2014 September Levy Certification. Second by Carlson. Ness, Carlson, and Utecht voted yes. Mayor Utecht declared the motion carried.

**Set Truth in Taxation Date**

Motion by Utecht to hold the Truth-in-Taxation hearing on December 10, 2013, at 6:00pm. Second by Ness. Utecht, Ness, and Carlson voted yes. Mayor Utecht declared the motion carried.

**Posting Notices at the Mobile Home Park**

The clerk will contact the mobile home park to see if it is possible to post the meeting notices there; if approved then go ahead and start posting at this location.

**Holiday Gathering**

The annual holiday gathering will be December 17, 2013, at 6:00pm.

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**Committees Commissions**

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**Public Information Committee**

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The clerk reported that the quarterly radium notice will go out at the end of the month.

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**Park and Recreation Committee**

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Due to Council Member Bruss' absence Mayor Utecht appointed Tony Olivolo as chair of the Park and Recreation Committee until such a time Member Bruss is able to return.

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**EDA**

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**Business Retention and Expansion**

Mayor Utecht brought the Business Retention and Expansion form to the Stacy EDA for consideration. Basically it is going out an interviewing the businesses in Stacy and compiling the results. The data then can be used to market our community and help our current businesses. He is hoping he can get the EDA to take this project on.

**Industrial and Economic Summit**

Mayor Utecht met with Nancy Hoffman from the County EDA, she will be attending the Industrial and Economic Summit. Stacy can host their own booth at the event for \$1,500, is this something the council wants to do? Ms. Hoffman will market Stacy as well as every other city in the county.

The council decided not to host our own booth; and directed the city clerk to see if Ms. Hoffman has everything she needs to represent Stacy. Also, if she would be willing to display a poster of our business park.

**Discover Fun on Hwy 61**

This initiative is to promote tourism on Highway 61 from Wyoming to Duluth. Jim Kultala will attend the next meeting for Stacy.

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**Planning Commission**

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**Upcoming Meetings**

Member Ness stated the next meeting of the Planning Commission will be on Monday, September 16<sup>th</sup>. He also indicated that a Special Meeting of the Commission will be held on September 24<sup>th</sup> after the Public Hearing on the application for a Conditional Use Permit for Kwik Trip.

**Alternative Energy Systems Ordinance**

Motion by Utecht to adopt Ordinance Number 2013-9-2, "An Ordinance Establishing Section 153.034 of the Stacy City Code Regulating Alternative Energy Systems;" with summary publication. Second by Carlson. Utecht, Carlson, and Ness voted yes. Mayor Utecht declared the motion carried.

**Snowmobile Ordinance**

Motion by Utecht to approve Ordinance Number 2013-9-3, "An Ordinance Amending Chapter 73 of the Stacy City Code Snowmobile Regulations, Section 73.02 and 73.07;" with summary publication. Second by Carlson. Utecht and Carlson voted yes. Ness voted no. Mayor Utecht declared the motion carried.

Motion by Ness to have Mr. Jones install "No Snowmobile" signs at the ends of all sidewalks in the city and have them installed before the snow falls. Second by Utecht. Ness, Utecht, and Carlson voted yes. Mayor Carlson declared the motion carried.

The city clerk will notify the snowmobile clubs in the area of the change to the ordinance.

**Old Business**

None

**New Business**

**Stacy Lions Club**

**Liquor License Fire Bash:**

Motion by Ness to approve the one day liquor license for the Stacy Lions Club for October 5, 2013, at the Stacy Lent Fire Hall contingent upon Lent's approval. Second by Utecht. Ness, Utecht, and Carlson voted yes. Mayor Utecht declared the motion carried.

**Christmas Banners:**

The clerk presented information regarding replacement of the Christmas lights with banners due to the large expense associated with the Christmas lights. The banners would be sponsored by area businesses. The council said that there also may be residents that would like to sponsor a banner. The question they had is if the banners could be mounted on the Xcel poles. They are in support of the idea.

**MNDOT Steering Committee**

Mayor Utecht will attend these meetings as they parallel the Rushline Corridor meetings.

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**Emergency Management Plan – Joe Myer**

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Mr. Myer and Scott Selman (County Emergency Management Director) updated the council on the Emergency Management Plan.

The County's plan has been submitted to the State for approval. Once the plan is approved by the State the County Board will approve; the city can then approve the plan by Resolution for Stacy. The city meets the requirements of the law as long as we have a plan. Mr. Myer said at this time the city is covered under the county's plan.

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**Mayor/Council**

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**Member Bruss' Absence**

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Mayor Utecht stated that Member Bruss is dealing with significant health issues at this time and is unsure when she will return.

Motion by Utecht to solicit letters of interest for a potential temporary appointment to the City Council until such a time Member Bruss is able to return. Second by Ness. Utecht, Ness, and Carlson voted yes. Mayor Carlson declared the motion carried.

The council made it clear that it is not their intention to remove Member Bruss from her seat; this is a temporary appointment to have a full council while Member Bruss is dealing with much more important issues.

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**Board of Public Health**

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Mr. Witkowski brought up the need for the city to have a Board of Public Health, the clerk was directed to research this. Also, to find out who the contact is at the county if they have one.

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**Adjourned at 9:28pm**

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Mayor Utecht declared the meeting adjourned at 9:28pm.

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Sharon MT Payne