

CITY OF ST. FRANCIS
ST. FRANCIS, MN
ANOKA COUNTY

CITY COUNCIL MINUTES

APRIL 16, 2012

5:00 pm: Board of Review: Anoka County Assessor's Office: Mayor Jerry Tveit opened the Board of Review at 5:00 pm and turned it over to the Anoka County Assessors Randy DeJong and John Leone. Council present were Mayor Jerry Tveit, Councilmembers Tim Brown and Chris McClish. Councilmembers Jeff Sandoval and Steve Kane were absent. Randy DeJong stated that due to the absence of Councilmember Kane who is the only member currently certified with the Department of Revenue, any resident here contesting their property value would need to attend the open book session at Anoka County. The open book session will be held on April 26th and 27th at the County. Compliance requirements are all cities and towns must certify to the county assessor and all counties must certify to the Commissioner of Revenue by December 1st of each year that:

- At least one voting member at each board meeting has attended the appeals and equalization course within the last four years; and
- A quorum was present at each board meeting for that assessment year.

Any city or town that fails to meet the compliance requirements by December 1st of each year is deemed to transfer its powers to the County Board of Appeal and Equalization for the following assessment year. The jurisdiction would lose its local board for two assessment years at a minimum, until proof of compliance and a resolution to the County Assessor are completed. DeJong gave a brief overview of the Anoka County 2011 Local Board of Appeal and Equalization-County Assessor's Report. Each year's assessment is based on arms-length transactions (sales that meet the criteria of an open market transaction that occurred the previous October through September. In accordance with current state law, Anoka County physically reviews all properties at least once every five years. Each year they also inspect all properties with new construction.

The Board of Review adjourned at 5:07 pm.

Regular City Council Meeting:

1. **Call to Order/Pledge of Allegiance:** The regular City Council Meeting was called to order by Mayor Jerry Tveit at 6:00 p m.
2. **Roll Call:** Present were Mayor Jerry Tveit, Council members Jeff Sandoval, Tim Brown, and Chris McClish. Steve Kane excused. Also present were Police Chief Jeff Harapat, Assistant Public Works Director Eric Peterson, Finance Director Darcy Mulvihill, City Administrator Matt Hylan and City Clerk Barb Held.
3. **Adopt Agenda:** MOTION BY McCLISH SECOND BROWN TO ADOPT THE APRIL 16, 2012 CITY COUNCIL AGENDA. Motion carried 4-0.

4. **Consent Agenda:** Amend the April 2, 2012 City Council Minutes under 7 b. Ordinance 169, Second Series, the vote should read 4-1 Motion failed (unanimous vote required). MOTION BY BROWN SECOND SANDOVAL TO APPROVE THE APRIL 16, 2012, CITY COUNCIL CONSENT AGENDA-F AS FOLLOWS:

- a. Approve the City Council Minutes of April 2, 2012.
 - b. Authorize the trade of the old Bobcat Skid Loader for a new Bobcat Skid Loader for \$1,610.00 from Crawford's Equipment.
 - c. Approve a Temporary On-Sale Liquor License for the St. Francis Jaycees during Pioneer Days June 7-10, 2012.
 - d. Approve the Agreement between Allina Hospitals and Clinics ("Allina Medical Transportation") and the ST. Francis Fire Department
 - e. Approved Pay Estimate No. 5 from Amcon Construction Management for Gopher State Contractors, Inc. \$32,286; McDowall Company \$103,650; SCR, Inc.-St Cloud \$65,592; Heartland Glass Co, Inc. \$21,327; and Electrical Solutions Inc. \$14,250.
 - f. Approve the Payment of Claims for \$373,511.06 (63474-63551 – includes Pay Estimate No. 5 payments.)
- Motion carried 4-0.

5. **Meeting Open to the Public:** Bill Gardner, 5304-238th Avenue NW, I spoke to the CEO of Fairview Clinic. He said he never spoke to Councilmember Kane. Next I talked to the State Board of Pharmacy; LPN's do not have authority to pass out medication. I have over 300 emails from employees saying they will not attend the school clinic. I am encouraging you to vote this down. Again, Fairview Clinic said they are not in favor of this.

Maureen Ness, 24443 Verdin Street NW St. Francis, I also am not for the clinic. New business in town is Fairview Clinic. The school is no place for a clinic.

Michelle Johnson, representing Goodrich Pharmacy located at 23122 St. Francis Blvd. We do not have an opinion one way or the other in regards to the placement of a clinic in the high school. I just want to clarify that we do not have a contract right now with the school district. We did have a representative meet with the school district but again there is no contract.

6. **Petitions, Requests, Applications:**

a. **ISD #15 – School Clinic 3325 Bridge Street NW (Ordinance and Resolution):** At the last City Council meeting the Council requested that Staff bring back finding of approval for the St. Francis School District's request for an ordinance amendment and conditional use permit to open up a clinic for school staff and dependents in the high school building. The High School building is located in the R-2, Single Family Residential District and accessory medical clinics are not currently allowed in this district. MOTION BY McCLISH SECOND TVEIT TO TABLE THE APPLICATION FOR A FULL COUNCIL. Brown stated let's vote on this. Tveit said Council member Kane will also be absent the next city council meeting. 1-3 Motion failed. Sandoval, Brown and Tveit voting nay. MOTION BY McCLISH SECOND TVEIT TO APPROVE THE FIRST READING OF ORDINANCE 165, SECOND SERIES AN ORDINANCE CONDITIONALLY PERMITTING CLINICS ACCESSORY TO SCHOOLS IN THE R-2, URBAN SINGLE FAMILY RESIDENTIAL DISTRICT. Tveit said there are a

number of businesses that have clinics at their business. I see this as a benefit for the employees and the reason they choose St. Francis is that the majority of the employees live here. I am in favor of it. Sandoval said the difference is that you work for a private company this is a public entity. Not all employees will benefit from this. I do not think this is ready to go. I am not for this because it does not benefit everyone. Brown said we have been hearing this for some time. We hear one thing one time and two weeks later we hear something else. That raises suspicion that we are not hearing everything. Roll Call: Ayes: McClish and Tveit Nays: Sandoval, Brown. Motion failed for the lack of a 4/5th vote.

7. **Ordinances & Resolution: None.**

8. **Reports of Consultants & Staff Members:**

a. **Engineer:**

b. **Attorney: Closed Meeting to discuss Labor Negotiation Strategy Pursuant to MN Statute 13D.03:** City Administrator asked the City Council to go into Close Session to discuss Labor Negotiation strategy pursuant to MN State Statute 13D.03. The City Council went into a Closed Session at 6:17 pm. The City Council was back in session at 6:47. Hysten reported the direction from the City Council is to continue discussion with the two open union contracts.

c. **Staff: Fire Department: Update on the Joint Fire Study Group:** Last Thursday night we had the five-city Joint Fire Study Group meeting. We should have a video of the session soon and will put it on our website. If you have any questions regarding the report please forward them to the group by May 10, 2012. The committee would like to have the cities report back by June 1, 2012 whether or not to proceed to the next step. One option is to hire an outside consultant group to conduct the next step. Tveit asked if we should put together a work session to discuss this further and be ready to vote on this by June 1. Hysten said I am not sure if there needs to be a work session. Brown and Sandoval agreed not to have a work session and said the committee did a good job with the report.

Public Works: No report.

Liquor Store: No report.

Police Dept.: Police Chief Harapat was present to talk about a park located off 229th and Makah and the vandalism that is occurring. We have had numerous calls from City staff on all the damage to the park by four wheelers, to park equipment and fires that have been started. Unfortunately, we seem to only have one report of damage in the area by residents. The property owned by the City of Oak Grove, just south of the park known as the Wickstrom Forest has had the most damage. There does not seem to be a concern with the people in the area to call us and report the vandalism. If we cannot get the residents to help us why not get rid of the park property. The potential of a huge fire is there. I am here to make you aware and it is effecting all the departments of the City. Let's try and figure out how we can get the word out to help us catch the vandals. McClish asked if there were any crime alerts issued in the neighborhood. Chief Harapat said no we have not. There are about eight houses that surround this area and when a couple of four wheelers were driving around the playground equipment and no one calls us, I do not know if a crime alert would make a difference. Hysten said trees have been cut down

and some larger fires have been set in the woods. The fire department said there is no way to get vehicles back there, if a large fire starts. Tveit stated these are our neighborhood parks and they need to take some ownership. I am in favor of not throwing good money after bad and taking out the equipment if it keeps up. Tveit asked if we could put out a mass message. Hylen said what about a letter to the surrounding residents stating we will have a meeting on the closing of their neighborhood park. The fires are actually happening in the City of Oak Grove property.

City Administrator Report: Reminder to the City Council of the Business Expo this Saturday, April 21, 2012 from 10 am to 3:00 pm at the St. Francis High School.

9. **Reports from Council Members:** Brown said I was really impressed with the Joint Fire Study Group Report, good work. Brown also stated Matt did a good job presenting of the report.

10. **Report from Mayor:** Pioneer Day Meeting June 19, 2012 at the American Legion, 7:00 pm. Noted already by Hylen, reminder of the Community Business Expo this Saturday.

11. **Old Business:** None.

12. **New Business:**

a. Efficiency Report Card-Public Works: Assistant Public Works Director Eric Peterson reminded everyone that May 5th is our Recycling Day. Peterson reported on how even Recycling Day is becoming more efficient by having private companies and non-profit groups come into help out with the day.

b. Mayor Tveit said he likes the technology the school has with being able to contact residents by phone and in a short time frame if needed. I do not know if the City could be tag on to something like that. Hylen said he would contact the school district to see how it works. Sandoval said Minneapolis uses text messaging and maybe we could look into that too.

13. **Adjournment:** The City Council adjourned the meeting at 7:23 pm.