

2011 BOARD OF APPEAL & EQUALIZATION
Tuesday, April 12, 2011

MEMBERS PRESENT: Richard Glasgow, Bob Livingston, Joe Paiement, Brian Zeller

CITY STAFF PRESENT: Chris Wallberg

COUNTY STAFF PRESENT: Mike Bjork, Al Labine, Robin Swanson

OTHERS PRESENT: Carol Billig & Mr. Billig/for Thomas Billig, Shayne Orning, Jack Ross, Marjorie Ross

1. Call to Order by Mayor Zeller at 5:02 p.m. to review property evaluation on properties receiving notice from Washington County Assessor's Office. Bjork presented a list of properties for which evaluations have been reviewed and recommendations made for changes. **M/S/P (Zeller/ Livingston) to approve the recommendations for reduction of valuation for the nine parcels on the attached list. Motion passed.**

There was presentation and review of the values at the following properties:

417 Quixote Avenue North / Sean Horning

661 Quixote Avenue North / Thomas Billig

1145 Quentin Avenue South / Jack & Marjorie Ross

Bjork agreed to contact the property owners for review and provide recommendation for the Local Board Continuation on April 19, 2011.

2. **M/S/P (Paiement/Glasgow) at 6:05 p.m. to recess the Local Board of Appeal & Equalization, to reconvene on Tuesday, April 19, 2011 at 6:00 p.m. to continue review of property evaluations. Motion passed.**

BOARD OF APPEAL & EQUALIZATION CONTINUATION
Tuesday, April 19, 2011

MEMBERS PRESENT: Richard Glasgow, Peg Larsen, Bob Livingston, Joe Paiement, Brian Zeller

CITY STAFF PRESENT: Chris Wallberg

COUNTY STAFF PRESENT: Mike Bjork, Al LaBine

OTHERS PRESENT: Carol Billig & Mr. Billig/for Thomas Billig, Shayne Orning, Jack Ross, Marjorie Ross

1. Board of Appeal re-convened at 6:00 p.m.
2. There was presentation and discussion about appeal requests identified on April 12, 2011, and recommendations by the Appraiser for those requests. **M/S/P (RG/PL) to accept the Appraiser's recommendations for amendment for 417 Quixote North and 661 Quixote Avenue North and no change for 1145 Quentin Avenue South as shown on the attached. Passed unanimously.**
3. Adjourn – **M/S/P (RL/JP) to adjourn the Board of Appeal at 6:35 p.m. Passed unanimously.**

Respectfully submitted,

Chris Wallberg

Continued....


We, the undersigned members of the City of Lakeland Board of Appeal and Equalization, hereby certify that we attended at the office of the City Clerk on the 12th and 19th days of April, 2011 – the days set forth in the notice given by the Clerk; and in accordance with the provisions of Minnesota Statutes Section 274.01, we made a change in the 2011 assessments as entered in these minutes.



Brian Zeller, Mayor/Board of Appeal Chairman



Richard Glasgow, City Council/Board of Appeal Member



Peg Larsen, City Council/Board of Appeal Member
Absent April 12, 2011

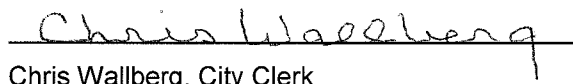


Robert Livingston, City Council/Board of Appeal Member



Joseph Paiement, City Council/Board of Appeal Member

ATTEST:



Chris Wallberg, City Clerk

CITY COUNCIL MEETING
Tuesday, April 19, 2011

CITY COUNCIL PRESENT: Richard Glasgow, Peg Larsen, Bob Livingston, Joe Paiement, Brian Zeller
STAFF PRESENT: Jim Gilles, Tom Niedzwiecki, Nick Vivian, Chris Wallberg
OTHERS PRESENT: Pete DeCorsey, Chris Herman

BOARD OF APPEAL & EQUALIZATION CONTINUANCE – 6:00 p.m.

1. **CALL TO ORDER** by Mayor Zeller at 7:00 p.m. summarizing the Board of Appeal was reconvened at 6:00 p.m. to review and consider assessor's recommendations and adjourned at 6:35 p.m.

2. **PLEDGE OF ALLEGIENCE** was said.

3. **CONSENT AGENDA - M/S/P (Livingston/Larsen) to approve Consent Agenda Items A – I. Glasgow, Larsen, Livingston, Paiement, and Zeller voted aye. Consent Agenda approved.**

A. Minutes of the March 18, 2011 Special City Council meeting

B. Minutes of the March 22, 2011 Regular City Council meeting

C. Treasurer's Report

D. Bills to be Approved

E. Upper Elevation Water System Improvements (Tower 2)

F. 2011 Street Improvements Projects

G. Ordinance amending Chapter 33 affecting Fees

H. Resolution appointing Pete DeCorsey to the Planning Commission, term to expires February 1, 2013 [2011-12]

I. Use of City Hall for AARP Refresher Driver Safety Course – July 12, 2011

Zeller introduced Pete DeCorsey as a new member of the Planning Commission and plans for workshop to establish goals for the City moving forward.

4. LAW ENFORCEMENT REPORT

Livingston reported 61 incident call reports, with 5 citations issued during March. Zeller voiced a potential safety issue with young teens accessing the property through Humphries Park in Lakeland to property located in Afton lighting fires and small tea candles in memory of their friends who passed away. Glasgow suggested perhaps planting a tree at the meeting place. Pertaining to the flooding issue, Livingston reviewed extra patrol assigned to the area in addition to regular patrol and the 13 agency compact available on call for anything in Washington County and small area of Ramsey County.

5. PETITIONS TO THE COUNCIL

Chris Herman, no address given. Mr. Herman addressed property at 84 St. Croix Trail where he would like to locate a used car business, no repair; would like to pursue, but City ordinance will not allow his business in that location due to lot size and less front footage; has been in contact with the Mayor who suggested (1) applying for variance – Legislature is making progress with ordinance statute, or (2) revisit the ordinance itself. Livingston of two minds – not in favor of rewriting ordinance, and it is currently unclear regarding legislation of the variance ordinance; at a disadvantage to businesses across the street in Lakeland Shores where they have a bar, repair shop, and other businesses. Herman stated current ordinance states 16 spaces per acre for customer parking which he felt a hindrance; he has been independent business owner for six years, grew up in Afton. Wallberg noted property does have a buffer, where most properties in same vicinity do not have buffer. Glasgow would like for Larsen to keep them updated on any changes in legislation. City Attorney Vivian reviewed reasonable use and variance under current law won't allow; could wait until variance regulations are relaxed or request text amendment to the ordinance; however, text amendment would affect all properties in the City. Zeller thought either way, the business would still be required to go through conditional use permit application and suggested they could provide Herman with an example of the CUP; procedure is Planning Commission makes recommendations to the City Council.

6. PARKS

Paiement provided an update on teams using the parks and question teams have had in regard to maintenance and park improvements; has talked with former councilmember Bob Craggs who provided information regarding improvement to Cully (fencing), and asked if City funds could be directed to keep this project going. Zeller reviewed that Craggs, Jim Gilles, Mark Nagel, and Matt Klein had been taking notes documenting the project; suggested meeting with them for

preliminary plans. Paiement will meet with Jim Gilles regarding the capital fund plan and bring back to the City Council at the May meeting.

7. CITY STAFF REPORTS

Attorney – Vivian distributed copies of the Joint Powers Agreement between the City of Lakeland and West Lakeland Township providing water service to two houses toward the east side of water tower, the former Ray's Truck Stop property, and possibly Black's Nursery; provided draft at last meeting and has incorporated Gilles' comments; ready to submit to West Lakeland for approval and their comments and/or corrections. **M/S/P (Livingston/Larsen) to approve the Joint Powers Agreement between the City of Lakeland and West Lakeland Township providing water service to designated properties in West Lakeland Township. By roll call, Glasgow, Larsen, Livingston, Paiement, and Zeller voted aye. Approved unanimously.**

City Clerk –

- Spring Cleanup will be held on Saturday, May 7, from 8 to noon; invited CC members to be present just as City representatives; Aggregate Industries will also be open that day from 8 to 11 a.m.; Teens for Christ will be facilitating the heavy lifting.
- Provided brief review of change in fee schedule for animal humane society. Zeller asked that the City consider options.
- The Garden Club obtained approval to hold their annual plant sale at Lakeland Village on May 21 from 9 to 12. Profits will be used to beautify Lakeland parks.
- The City received a request from a parent who lost a child at Humphries Park to advertise a suicide awareness fundraising event 'Spring Flight @ Lucy Winton Bell.' Zeller would be in favor of a community announcement in newsletter.

Engineer – no report

GA Consultant – report on file at City Hall

Public Works –

- Gilles reported Upper Elevation Water System Improvements (Tower 2) under consent agenda; project funded through MPCA that will provide clean water supply to properties near the former Ray's Truck Stop in West Lakeland Township; requests approval to open bids May 16; total estimated project cost is \$409,000 - entirely funded through MPCA.
- Bids received for 2011 Streets Project very favorable; Lakeland has also bid with Lakeland Shores who will be covering their part of the project; cost is \$19,060 that does not include Lakeland Shores, as their engineering will be billed directly to them.
- Beach road still closed; based on engineer's advice, the City needs the road to be completely dried out (with no rain) before it is reopened; public safety/common sense issue; due to some resident frustration, Livingston suggested a letter sent to affected property owners from City Engineer Parotti. City Attorney Vivian explained road closing not just water over the road, but maintaining the integrity of road underneath; liability and maintenance issue and entire structure of that road is City's concern, especially emergency access. Engineer Parotti noted bids received for Streets project lower than they have seen in the past; reputable contractor; bid includes doing both Quixote and 4th Street, having some additional headroom in the budget to do additional projects.

Treasurer – Niedzwiecki reported final delinquency numbers and good news to percentages .5% for 2010; unfortunately have 1.14% delinquent from 2009; additional hours were incurred by Klein, Wallberg and Gilles that will account for additional hours related to flood special emergency that will be expensed against public safety category. Glasgow asked about debt relief association funds – Niedzwiecki has not heard anything official at this time. Zeller brought up issue of fund balances – unbudgeted LGA money – buy budget down – assessments need to be made.

8. COUNCIL MEMBER REPORT/Paiement – Zeller expressed appreciation in Paiement's commitment to Parks - further advising there are resources available.

9. COUNCIL MEMBER REPORT/Glasgow – They had a good Fire District meeting; Fire Department has purchased high visibility jackets with 50% cost covered; will start working on budget next month; looking at new ambulance; had 40 runs last month, EMS calls were bulk of runs at 26; Lakeland had 13 calls.

10. COUNCIL MEMBER REPORT/Larsen – Met yesterday with Jim Gilles, John Parotti, and Mayor Zeller on 2011-12 roads and streets; City will benefit from work Parotti and Gilles have done.

11. COUNCIL MEMBER REPORT/Livingston –

- Had very good discussion that resulted in good change now available for Employee Handbook; 86 pages; would appreciate they review and respond with any comments/corrections; plans to present the first week in May to staff; very conservative on this, but would like feedback; would like it ready to publish before being distributed.
- Washington County was adequately prepared for major flooding that didn't happen; he has sent a letter noting this fact to the County as well as commending emergency management.

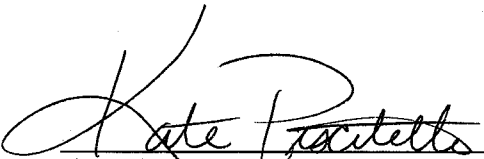
12. MAYOR'S REPORT –

- Gateway Corridor TAC met on March 23; released draft with copy to the City Council; draft includes no station locations in Lakeland so if City is interested in having a stop, they should let the TAC/PAC know; feasibility study large process; impact will be minimal.
- A Vegetative Cutting Ordinance Open House was held on March 30, 2011 with 18 people attending and good input received.
- The City also received funds to update the substandard housing code (non-conforming structures).
- Workshop date scheduled for Tuesday, May 3, 2011, at 5:00 p.m.

13. ADJOURN – M/S/P (Larsen/Glasgow) to adjourn meeting at 8:06 p.m. Glasgow, Larsen, Livingston, Paiement, and Zeller voted aye. Meeting adjourned



Brian Zeller, Mayor



Kate Piscitello, Recording Secretary