

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD WEDNESDAY, JUNE 20, 2007 – 6:00 P.M. – ROCKVILLE CITY HALL.

Roll Call was taken and the following members were found to be present: Mayor Herberg, Council Members: Vern Ahles, Jeff Hagen, Jim Pflapsen, Don Simon & Randy Volkmuth. Absent: Susan Palmer.

Staff Members present were: Administrator/Clerk Rena Weber, Park & Recreation Chair Scott Stenseth, Building Official Jeff Howe, Attorney Jim Mogen, and Engineer Scott Hedlund.

Planning Commission members present were: Jerry Bechtold & Dale Borgmann.

Others present were: Aaron Cheeley, Mary Ann Hermanutz, Dave Volkmuth, Greg & Angie Berg, Vince & Audrey Schaefer, Bill Schnettler, Vincent Joel Meyer, Judy Neu, Julie Zimmerman, Paul Wirth, Ron Welter, Bill Becker, Bonnie & Jeanna Ring, Amanda Marquart, Rick Schmit, Ed Karls, Ron & Jill Grand, John Peck, Edmund & Mary Jane Kalla, Barbara Iverslie, Doris Smith, Mike Kosloski, Joe Prom, Charles Driver, Pat Sell, George Bechtold, Steve Pfannenstein, Harold Jungels, Ray Schreiner, Jennifer Diedrich, Jackie & Earl Pierskalla, and Brian Hatten.

ADDITIONS TO THE AGENDA – Motion by Member Volkmuth, second by Member Simon, to approve the additions to the agenda for discussion purposes.
AYES: Ahles, Hagen, Herberg, Pflapsen, Simon & Volkmuth
Motion passed on a 6 to 0 vote.

CONSENT AGENDA – Member Volkmuth asked if we needed to re-schedule the 7/4 meeting.
Motion by Mayor Herberg, second by Member Volkmuth, to cancel the 7/4 meeting and also the 7/11/07 meeting.
AYES: Ahles, Hagen, Herberg, Pflapsen, Simon & Volkmuth
Motion passed on a 6 to 0 vote.

Motion by Member Volkmuth, second by Member Ahles, to approve the remaining consent agenda as presented:

- a) **Minutes of 06/06/07**
- b) **Treasurer's Report of 06/20/07**
- c) **List of Bills and additions of 06/20/07**

Accounts Payable CK 009162 to 009219	\$79,013.54
Payroll CK #002732 to #002741	5,125.73
EFT CK 000113	348.44
- d) **Approve Fireworks Display for 7/3 & 7/4 (Pleasant and Grand Lakes)**

AYES: Ahles, Hagen, Herberg, Pflapsen, Simon & Volkmuth
Motion passed on a 6 to 0 vote.

BOARD/STAFF REPORTS

POLICE REPORT – Deputy Hao Nguyen from the Stearns County Sheriff's Department was present to review the number of calls and types citing 71.5 contract hours.

Member Simon asked that the Sheriff's Department do a few extra trips around the lake areas during the July 4th holiday.

PLANNING COMMISSION – Rena Weber reported on the following:

VINCENT JOEL MEYER VARIANCE APPROVAL – Rena Weber reported the Planning Commission denied this request again. A copy of the findings of fact was enclosed for council review. Mr. Schnettler (representing Vincent Meyer) faxed a new proposal to the city the day after the Planning Commission meeting. This was reviewed by members of the Planning Commission and some would be agreeable to the reduction.

Member Volkmuth stated that he would be in favor of a reduced structure.

Motion by Member Pflapsen, second by Member Hagen, to approve a structure of up to 3200 square feet and also a rain garden plan approved by the city engineer:

Rena Weber read the email from Susan Palmer citing the fact that she was agreeable to reducing the house by 10%, the garage stall and removing the patio and existing boat house. Her calculations did not include the sidewalk and driveway so the final impervious calculations with the sidewalk and driveway would be around 22%. Member Palmer did ask Mr. Schnettler if they would consider using a more pervious surface for the sidewalk and driveway than concrete as planned and he seemed open to considering this. Member Palmer also felt they should have an approved storm water runoff plan by Soil & Water or someone else qualified to do it. It would not be acceptable to her if they tried to design it themselves. With these changes, Member Palmer felt their plan is acceptable.

Rena Weber also read the proposed changes from Mr. Meyer:

Lot Area: 14,527.3 Square Feet
Total Impervious: 3,582.9 Square Feet =24.663% of lot

(Assumes either eliminating the lake side patio pavers or acknowledging the pervious design pavers as pervious)

Mr. Meyer's proposed compromise would eliminate the garage stall, some house, and other impervious area to reduce the Total Impervious area to 3,102.9 square feet (21.359% of lot area). Further they will continue to be willing to work on an approved drainage plan with representatives of Rockville and Stearns County.

Member Volkmuth indicated that we were looking for a compromise and this is at least something. This is a valid compromise.

Member Pflapsen questioned if getting down to the 3102 square feet is eliminating the front patio, reducing the size of the garage or if the boathouse is in the deal.

Bill Schnettler indicated that the 3102 square feet would provide a 24' x 21' garage and asked for an additional 40 square feet.

Member Pflapsen indicated that all members have been out to the site and this will be the poster child for future projects.

Scott Hedlund questioned the storm water plans.

Bill Schnettler reported that the rain gardens are in. They will create a no mow zone in the Shoreland and also vegetative plantings.

Mayor Herberg indicated the motion be amended to add a rain garden plan approved by the city engineer.

Bill Schnettler asked who would approve the rain garden plan. Mayor Herberg indicated the city engineer would give final approval.

Member Pflapsen agreed to amend his motion to include the rain garden approval.

Scott Hedlund indicated that the cost of approval for the rain garden plan should be under \$500.

Discussion was held regarding not having the rain garden approved by the engineer due to the extra cost.

Jim Mogen stated that a written document of what will be required and what the agreement is should be completed so that everything is clearly identified. A new set of plans needs to be provided.

Member Volkmuth questioned if we could approve the variance contingent upon this information being provided.

Member Hagen asked if we could lay out the parameters and the plans could be redrawn and then we rely on the building official to verify that the rain gardens is in and the building does not exceed the 3200 square feet.

Jim Mogen indicated that they need to provide a new a map showing that the pervious pavers are removed and dated so that a year from now we clearly know what was approved.

Member Hagen indicated the berm is important to the decision.

The motion was amended to indicate the berm stays, a drainage plan is approved by the city engineer, the pervious pavers are eliminated, and the house/garage does not exceed 3200' square feet.

AYES: Ahles, Hagen, Herberg, Pflapsen, Simon & Volkmuth

Motion passed on a 6 to 0 vote.

REGISTERED LAND SURVEY NO. 10 – Rena Weber reported that this survey is for the land purchased from the Voigt's for the well site. The Stearns County Recorder's office needs the document in this format for recording purposes.

Motion by Member Ahles, second by Member Hagen, to approve the Registered Land Survey No. 10 as presented.

AYES: Ahles, Hagen, Herberg, Pflapsen, Simon & Volkmuth

Motion passed on a 6 to 0 vote.

GREG & ANGIE BERG - Rena Weber reported that the Planning Commission reviewed the site plan for the Berg's and approved the site plan as presented. Rena Weber read the roll call vote, staff report, and further reported that a petition had been filed by a number of residents opposed to the siding.

Rena Weber suggested the following:

- a) Revise the ordinance to delete the requirement of the PC & CC approving site plans or require full sets of plans with the site plan. This is an extra cost.
- b) Either make the accessory buildings "homogeneous" or require the accessory buildings be the same as the principal structure. Areas that need to be cleaned up:
 - Section 9 Subdivision 2 reads "Unpainted or Uncolored corrugated steel metal is prohibited. This does not apply in the A-40 Agriculture District."
 - Section 9 Sub 2 G – Design/Exterior reads "Except for those within the A-40 District; all accessory buildings greater than 120 square feet shall have exterior materials which are similar to the principal structure when viewed from adjacent property lines. In addition, accessory building designs and exterior finishes shall be homogeneous in architectural design, roof pitch and appearance to the principal structure.
 - Section 17 Sub 3 – Permitted Accessory Use – "Private garages are permitted in all residential districts on the following accelerated structure and only if the exterior covering materials on the roof and side walls are the same as the roof and side wall materials on the principal structure.
 - Section 17 Sub 5 –8 Lot, Area & Height Requirements –"Corrugated metal siding is not permitted" This is for the main structure.
 - Section 17 Sub 6 3 Accessory Building 3 Exterior "All Accessory Buildings must be compatible in design and be homogeneous in appearance to the principal structure and the same or higher quality of materials as the principal structure. Corrugated metal siding is not permitted.
- c) Get definitions for homogeneous and steel siding in the ordinance and any others that refer to buildings.

Member Volkmuth stated that he would like to stick with the fact that pole barns are not allowed in our ordinance.

Jeff Howe, Building Official indicated that the building code does allow for standing seam steel siding and steel roofs are also allowed.

Member Volkmuth asked if it is of greater or equal value. Jeff Howe stated that is was.

Member Volkmuth stated that corrugated steel is not permitted except in A-40.

Mayor Herberg noted three "pole barn" structures that are in the area: one on Lena Lane, Burg Street, and Alvin Court.

Member Volkmuth stated they were approved, but Pleasant Lake changed their zoning code to not allow any pole barn structures. Two of them were approved and then we merged, but that was our intent.

Member Pflapsen indicated the petition clearly identifies that people don't want this type of structure.

Member Ahles stated that there are ways that you can put horizontal siding on buildings. The issue is not the roof, but the siding. If there was a way he could put horizontal siding on it would be okay.

Member Pflapsen suggested that side and front facing Ron & Jill Grand be changed to horizontal. That way the Grand's would be happy and maybe we could negotiate the cost.

Member Volkmuth indicated it would be okay if we can find a compromise, but the big thing is the ordinance needs to be changed. It has to be exactly the same as the house.

Mayor Herberg expressed concern that the word homogeneous can be misleading and people interpret it differently.

Member Simon stated that there are new ways of building. We are debating over steel roof or shingles and he suggested we change the ordinance. Member Simon suggested we let him build the building.

Member Volkmuth did not agree and felt that a compromise should be looked into.

Mayor Herberg suggested people keep in mind that they are putting brick on the front.

Dave Volkmuth –25754 Lake Road stated that as a councilmember from Pleasant Lake they had real challenging situations on metal Vs what was going on in the community. We have the same situation here. What fits into the decor of the residences in the same area? Pleasant Lake had an impact on this before the consolidation and he is not sure what the City of Rockville has done. Mr. Volkmuth's concern is whether this is what the city wants to do.

Member Volkmuth asked if this goes through what kind of precedent does this set. Jim Mogen indicated that there is none set.

Member Hagen stated that he was on the Planning Commission when this was considered. He feels very comfortable that there was a meeting of the minds at that time and corrugated siding was not what we wanted to see on accessory structures. A couple of suggestions were made and he would like to hear about a compromise. He was wondering if the two parties are here and if they would care to comment.

Greg and Angie Berg – 8615 County Road 6, were present at the meeting and Greg stated that they would not have spent this much if they did not feel it met the ordinance. They presented a chronology of events for review. They did move the building further back to accommodate the neighbor's request. They did have the plans approved by the Planning Commission. There was a request for additional copies which they provided.

In regards to a compromise Greg Berg got some numbers for tonight's meeting. They purchased all the materials which are cut and on the site and they cannot return them. Greg Berg stated that to change to horizontal it would cost \$8,230 to do the whole building

Member Pflapsen stated that the front has the overhead door.

Member Hagen asked what the cost would be for just the siding had they been required to install horizontal siding.

Greg Berg responded that about \$4,115 on just the siding (if doing 2 sides) would be wasted and they can't afford that.

Greg Berg stated it would look rather silly to have steel siding going one way on two sides and another way on the other two sides and asked how could you sell it?

Mayor Herberg reported that the steel comes on a roll and is cut at the factory, and then delivered to the site.

Angie Berg stated they did go ahead in good faith on this project and did not want to be the subject of controversy in the neighborhood.

Member Pflapsen asked if they considered a reduction in size. Greg Berg stated that they purchased the materials and labor and they would have to pay somebody to take that down and reconstruct.

Ron Grand – 8687 County Road 6, stated the Berg's did move it back, but we should not have been put in this position. Yes, there are some structures that were built, but how do you interpret it? Their house has new shingles and now there is a steel roof glaring at his house and he just does not want a pole barn next to his house.

Jill Grand stated there is a decrease in their property value to have this next to them. They should not have gone through this. Member Pflapsen has a good suggestion, but she agrees with Greg on the cost. She also agreed that when the Planning Commission looked at it, it would be horizontal steel siding.

Member Pflapsen asked if the Grand's would consider a living fence with 8 or 10' blue spruce trees. Ron Grand stated they can't grow.

Jill Grand thought the compromise was the horizontal steel siding that would match the house.

Member Volkmuth asked what happens if we put a timeline on the sidings and also on a shingled roof.

Member Hagen that steel roofing is permitted and we are not in a position to deny this request. It may shine today, but the shine leaves in a hurry. In regards to a hip roof Vs a gable roof it is a mute issue. Member Hagen stated that he is inclined to require horizontal siding and does not feel that the Berg's can't recover the cost of having to match the house.

Member Volkmuth suggested we put a timeline on now.

Motion by Member Hagen, second by Member Volkmuth, to require horizontal steel siding complementary to the color of the house and leave the roof as is.

AYES: Ahles, Hagen & Volkmuth

NAYS: Herberg, Pfllepsen & Simon

Motion tied on a 3 to 3 vote.

Member Hagen indicated that we also need to clean the ordinance up

Greg Berg stated they will have to abandon the project if the council makes them put on horizontal siding. Mr. Berg offered to put on vertical siding on the house, but he was not excited about it. In regards to green fence trees they would be willing to do this.

Member Pfllepsen estimated the cost of a living fence would be about \$3000 to mitigate this.

Motion by Member Hagen, second by Member Volkmuth, to require the Berg's to install horizontal siding on two or more sides (with two sides being the front and the Grand's side) and further to do all four sides (as an option), and further still to leave the roof as is.

Member Simon stated that people are afraid to build here as we make the permit process so difficult.

Member Volkmuth disagreed stating that getting a permit is not that hard to do and this was clearly not allowed.

Member Ahles stated the siding is the real issue and this can be addressed.

Mayor Herberg suggested they put cedar siding on the side of Grand's which is vertical and would be a lot cheaper; it could go right on the structure that is there.

Greg Berg did not price that out.

AYES: Ahles, Hagen, Pfllepsen, Simon & Volkmuth

NAYS: Herberg

Motion passed on a 5 to 1 vote.

PAUL WIRTH SITE PLAN – 8317 COUNTY ROAD 6 – Rena Weber reported the Planning Commission reviewed this site plan which is 150' square feet (a copy of which was in the packets) and the appearance is a barn structure. Mr. Wirth is using 1/4" masonry type board on the sides.

Paul Wirth was present and reported the roof is shingled and will match the house.

Member Hagen asked Mr. Wirth if he would consider lap siding. Mr. Wirth stated he was open to changing the siding to lap siding.

Mayor Herberg asked if members were okay with a barn type structure.

Member Volkmuth stated that he was okay with this barn type appearance as it is a storage shed and it is totally different from what was just discussed and is not a pole barn.

Mayor Herberg stated this is a barn style and he has an issue with this.

Jeff Howe indicated that he would enforce the building code to the T.

More discussion was held regarding the ordinance and the need to clean it up.

Motion by Member Hagen, second by Member Volkmuth, to approve the horizontal lap siding matching the house in color and look and shingling that matches the house also.

AYES: Ahles, Hagen, Herberg, Pfllepsen, Simon & Volkmuth

Motion passed on a 6 to 0 vote.

MAINTENANCE REPORT – There was no report.

PARK & RECREATION BOARD – Scott Stenseth was present to request approval to purchase a new field drag to level out the ball fields. Cost is \$918.73 from Collegiate Pacific.

Member Ahles informed Mr. Stenseth that they will have to drag the field after every game to keep up the appearance.

Motion by Member Volkmuth, second by Member Hagen, to approve the purchase of the field drag in the amount of \$918.73.

AYES: Ahles, Hagen, Pflapsen, Simon & Volkmuth

ABSTAINING: Herberg

Motion passed on a 5 to 1 vote.

Scott Stenseth reported the ball program was going well and the numbers are up.

EAGLE PARK – John Peck updated the council on the progress made at Eagle Park stating that they held two very successful days developing the park using volunteer help. On 5/19/07 30 people were present and on 6/2/07 20 people showed up.

Many trees were planted which Leroy Weber and Jan Mick have been watering. They hope to have 90% survival. Stearns County Parks has provided the mulch.

1000' of granite trail was put in and John Peck thanked Duane Willenbring, Floyd Beumer, Roger Klein, and Ralph Sieben who provided the equipment to get this done.

The Park is a work in progress which will be sprayed again and burned this fall. They hope to install the gardens this fall and in the future mowed paths will be going in.

OLD BUSINESS

COUNTY ROAD 82 – RESOLUTION APPROVING PROJECT – Street Committee Chair Don Simon reported that at the 6/12/07 meeting Mitch Anderson was present. The committee discussed the possibility of reclaiming the tar on the CR 82 project. Mitch Anderson indicated that is a one time shot for the County to get this type of funding and reclaiming the tar will not work. Discussion was held at the committee level about the policy. The city share consists of: \$132,000 for storm sewer, sidewalk, lighting conduit, changes to Elm Street, bike trail, drainage issues by the concession stand, and installation of a hydrant to the rear of City Hall.

Member Simon reported the Street Committee motioned to recommend cutting the assessment down to 15% instead of 30%.

Mayor Herberg explained the 10% of the cost to the city of which \$40,000 was for lighting conduit to be placed under the sidewalk. That could be deleted as it is a bid option. If we delete the \$40,000 it would put us down near the 10% or about \$240,000 to \$250,000 including soft costs.

Member Volkmuth introduced the following resolution and moved for its adoption:

RESOLUTION NO. 2007-14

CITY OF ROCKVILLE

RESOLUTION ORDERING IMPROVEMENT

(CR 82 TURNBACK)

(A complete copy of the resolution is hereby attached and marked Exhibit A)

The motion for the foregoing resolution was duly seconded by Member Ahles, with the following vote being taken.

AYES: Ahles, Herberg, Simon & Volkmuth

NAYS: Hagen and Pflapsen

Motion passed on a 4 to 2 vote.

NEW BUSINESS

2006 AUDIT –Accountant Joe Prom (KDV) was present to review the 2006 audit with the city council.

Joe Prom indicated the management letter requires more in statements and he presented graphs for consideration.

Member Volkmuth asked in general if he feel pretty good with the city finances. Joe Prom stated yes as the general fund is good.

Member Volkmuth questioned how high the Sewer Fund is. Joe Prom indicated the Sewer Fund is high but is hesitant to decrease any rates. He reminded the council that they have an investment there and you will have repairs and maintenance. Some rates are needed to cover these repairs. It is easier to increase the rates slowly. The Water Fund is on a break even basis and rates should be reviewed.

Member Hagen questioned if the sewer fund is mixed with the lakes area and core area. Julie Zimmerman indicated that we do separate the sewer sales revenue in the sewer fund for both the lakes and core city area. The monthly bill to Cold Spring is separated for the lakes area and the core city area. The City also will have a lot more expense with sewer around the lakes than the core city due to the grinder stations.

Julie Zimmerman also reminded the council that \$1.5 million has to be paid yet and the fund will look different when this is done. Julie agreed with the accountant and suggested that we maintain the rates at where they are.

Member Volkmuth and Member Hagen stated that they would like to see where the revenue and expenditures are for the lakes and core city.

Mayor Herberg thanked staff and KDV for the great work.

Motion by Mayor Herberg, second by Member Ahles, to accept the 2006 Financial Audit as presented.

AYES: Ahles, Hagen, Herberg, Pflepsen, Simon & Volkmuth

Motion passed on a 6 to 0 vote.

ADDITIONS TO THE AGENDA

GAMBLING PERMIT – Rena Weber reported that a new Gambling license premise permit is being requested at The Double Deuce. Any time there is a change in ownership a new lease agreement needs to be presented and approved. City Ordinance calls for only one organization to be permitted in an establishment. This is considered on a first come first served basis. Rena Weber reported that three organizations had contacted her: Boxers Club, Rocori Band Boosters and also Rockville Lion's Club. All three organizations had someone present at the meeting.

Jennifer Diedrich (new owner) stated that she would allow the Boxer's Club in until 9/1/07 (when their lease would have run out) and then she would like to see the Rocori Band Boosters.

Motion by Member Hagen, second by Member Pflepsen, to approve the premise permits (contingent upon the sale of the building from the Sportsman's Club to Jim & Jennifer Diedrich) to Boxers Club until 8/31/07 and then Rocori Band Boosters on 9/1/07.

Ron Welter –Gambling Manager for Rocori Band Boosters reported that in the last 4 years Rocori Band paid Rocori \$50,000.

Scott Kelm – Boxers Club stated they just want to know where the city wants them to go. He also appreciates the opportunity to be here.

Member Hagen requested staff to do research to change the ordinance and bring back for consideration.

AYES: Ahles, Hagen, Herberg, Pflepsen, Simon & Volkmuth

Motion passed on a 6 to 0 vote.

GRANITEMAN TRIATHALON – Rena Weber reported that approval is needed for the annual Graniteman Triathlon to be held on July 7th at the 400 Club.

Motion by Member Volkmuth, second by Member Hagen, to approve the event as presented.

AYES: Ahles, Hagen, Herberg, Pflepsen, Simon & Volkmuth

Motion passed on a 6 to 0 vote.

ROGER SCHMIDT RESIGNATION – Mayor Herberg indicated that discussion would now be held regarding Roger Schmidt's resignation and replacement.

Member Simon suggested this be posted in the paper and we take applications.

Mayor Herberg asked if that excludes any more members from this council.

Member Volkmuth asked if we should reduce the size down to 5 members.

Member Hagen asked Jerry Bechtold if he has heard any comments over the past few months. Jerry Bechtold stated the council is not respecting the Planning Commission's role. They review the applications and make recommendations. You people are responsible to make the board of adjustment decisions.

Mayor Herberg suggested the City Council & Planning Commission sit down and work this out.

Motion by Member Hagen, second by Member Volkmuth, to schedule a working session with the Planning Commission on 6/26/07 – 7:00 p.m. and further to leave the filling of the position open.

AYES: Hagen, Herberg, Pflepsen, Simon & Volkmuth

NAYS: Ahles

Motion passed on a 5 to 1 vote.

ENGINEER'S REPORT

COUNTY ROAD 8 IMPROVEMENT – Scott Hedlund reported that he learned about the County Road 8 reclaim project at the 6/12/07 Street Committee meeting and asked the council to schedule a public hearing and also to request the county delay bid opening until the assessment hearing is held. Scott indicated this falls under the new assessment policy.

Member Simon stated that he does not agree with this policy.

Rena Weber also indicated that a public hearing needs to be held for the Lake Improvement District and asked if the two should be held together. It was reported that there needs to be a 21 day publication notice and therefore could not be held in conjunction with this meeting.

Mayor Herberg introduced the following resolution and moved for its adoption:

RESOLUTION NO. 2007-15

City of Rockville, Minnesota

Resolution Receiving Report and Calling Hearing on Improvement

(CSAH 8 Reclaim)

WHEREAS, pursuant to resolution of the council, a (verbal) report has been prepared by Short Elliott Hendrickson Inc. with reference to the proposed improvement of C.S.A.H. 8 from T.H. 23 to the south City Limits by reclaiming the road, and this report was received by the council at a committee meeting on June 12, 2007 and council meeting on June 20, 2007, and

WHEREAS, the report provides information regarding whether the proposed project is necessary, cost- effective, and feasible, and

WHEREAS, a (written) report will be presented at the public hearing.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ROCKVILLE, MINNESOTA:

1. The council will consider the improvements in accordance with the report and the assessment of abutting property to be served by the improvements, for all or a portion of the cost of the improvement pursuant to Minnesota Statutes, Chapter 429 at an estimated total cost of the improvement of \$660,000.

2. A public hearing shall be held on such proposed improvement on the 9th day of July, 2007, in the council chambers of the city hall at 7:00 PM., and the clerk shall give mailed and published notice of such hearing and improvement as required by law.

The motion for the foregoing resolution was duly seconded by Member Volkmuth with the following vote being taken:

AYES: Ahles, Hagen, Herberg, Pflepsen, Simon & Volkmuth

Motion passed on a 6 to 0 vote.

COMMITTEE REPORTS

MAYOR'S REPORT – Mayor Herberg had nothing to report.

STREET COMMITTEE – Chair Don Simon reported that copies of the 6/12/07 meeting minutes are in the packets and if anybody had questions they could ask. They have also scheduled the next meeting for 6/21/07 to meet with the insurance adjuster.

ADMINISTRATOR’S REPORT

FINANCE COMMITTEE – Rena Weber reported that the Finance Committee needs to re-schedule their meeting. It was determined that this should occur after July 4th.

COMPLAINT ISSUE – Rena Weber reported that she received a complaint on horse owners riding through town along the railroad tracks and they are not “picking” up after the horses.

WATER FUND TRANSFER REQUEST – Rena Weber/Julie Zimmerman requested approval to transfer water funds.

Annual Transfer from Water Fund to Debt Service Fund 303 (GO Water Revenue Bond Fund)

E 601-49440-702	Transfer-Wtr Bond Pmt	(Debit)	\$42,732
G 601-10600	Cash Code	(Credit)	\$42,732

G 303-10600	Cash Code	(Debit)	\$42,732
R 303-47000-39203	Transfer From Other Fund	(Credit)	\$42,732

Annual Transfer from Water Fund to Debt Service Fund 306 (2005 Prairie Industrial Park Additional Project Payment)

E 601-49440-703	Transfer-PIP Add'l to Fund 306	(Debit)	\$3,328
G 601-10600	Cash Code	(Credit)	\$3,328
G 306-10600	Cash Code	(Debit)	\$3,328
R 306-47000-39203	Transfer from Other Fund	(Credit)	\$3,328

Motion by Mayor Herberg, second by Member Volkmuth to approve the request as presented.

AYES: Ahles, Hagen, Herberg, Pflepsen, Simon & Volkmuth
Motion passed on a 6 to 0 vote.

Member Volkmuth asked that the ordinance be amended as it needs to be air tight not homogeneous. This should be sent to the Planning Commission first for their input.

OPEN FORUM –

Tudie Hermanutz - 211 1st St West, voiced concern regarding the adoption of the resolution ordering the County Road 82 Improvement. She cited the letter from attorney Jim Mogen where he stated “the council needs to decide if it wishes to assess for this project. Since this project is almost exclusively being reimbursed through state and county turnback funds, the project arguably could be financed using solely ad valorem tax funds.”

Tudie Hermanutz indicated that 10% is to be paid by the whole city, not the 10% assessment to owners on projects like this. There are no other projects like this.

ADJOURNMENT – Motion by Member Ahles, second by Member Volkmuth, to adjourn the meeting at 9:09 p.m. Motion carried unanimously.

VERENA M. WEBER-CMC
ADMINISTRATOR/CLERK

BRIAN HERBERG
MAYOR

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