

**MINUTES FROM A JOINT WORKING SESSION OF THE ROCKVILLE CITY COUNCIL,
PLANNING COMMISSION, EDA, PARK & RECREATION, TRAILS & STAFF HELD
WEDNESDAY, JANUARY 31, 2007 – 6:00 P.M. – ROCKVILLE CITY HALL**

The meeting was called to order by Mayor Brian Herberg. Attending the meeting was:
City Council: Brian Herberg, Vern Ahles, Jeff Hagen, Susan Palmer, Jim Pflapsen, Don Simon & Randy Volkmuth
Planning Commission: Jerry Bechtold, Dale Borgmann, Dan Hansen, Jerry Tippelt & Toni Honer
EDA: Duane Willenbring & Ed Karls
Park & Recreation/Trails: Lori Anderson & Steve Heying
Staff Members present: Rena Weber, Julie Zimmerman, Judy Neu, Rick Hansen, Randy Dingmann, Bob Froehling, Ralph Walz, Mike Hofmann & Dani Kesteloot
Attorneys: Jim Mogen, Igor Lenzner, David Meyer & Jerry Von Korff

Mayor Herberg thanked the attorneys for being present and at no cost to the city.

OPEN MEETING LAW – Jim Mogen spoke on the open meeting law and how it would affect us. He presented written documentation on:

- a) Definition of the meeting – notice, quorum (4) for the council
- b) Committees – how does quorum play into this and meeting must be noticed
- c) Closed meetings can be held only for: labor relations, potential lawsuit, employee hiring and discipline & very limited non-public data

CASE STUDIES – written report presented

- a) Employee Discipline
- b) Hiring
- c) Holiday Party
- d) Development Proposal
- e) Voting by Secret Ballot
- f) Real Estate Offers
- g) Labor Negotiations
- h) Consensus Building
- i) E-Mail

CONFLICT OF INTEREST – Jerry Von Korff presented a written report and cited a specific instance where he chose not to vote on a question regarding his law partner's wife. Mr. Von Korff stated that you may sometimes choose not to vote because of how it looks and feels to you.

- a) Contractual prohibition – personal financial interest
- b) Non-contractual prohibition
- c) Disclosure is the key to determine whether or not vote. This will put more trust back into the public.
- d) Appearance Abstentions
- e) How to Resolve Potential Conflicts
- f) Seek Neutral Advice
- g) If you cannot vote, then you should refrain also from participating in the discussion.

BUDGET PROCESS OVERVIEW – TNT PROCESS & LGA – Julie Zimmerman and Rena Weber presented information on these issues.

PLANNING & ZONING PROCESS – OVERVIEW – David Meyers presented information on the process.

- a) Subdivision Ordinances
- b) Developer Agreements
- c) Conditional Use Permits – goes with the land
- d) Variances

ROADS – ASSESSING POLICY – Igor Lenzner explained the difference between a new development vs. an existing development and the benefits received from improvements. Igor also spoke about:

- The need for an assessment policy
- The fact that you can have different policies for different areas
- That the policy should cover deferments

Discussion was held regarding setting up a sub-committee to review this with the attorneys and to finalize the policy.

Sub-committee to review the assessment policy: Rena Weber, Julie Zimmerman, Jim Mogen, Brian Herberg, Dan Hansen, Randy Volkmuth, Jim Pflapsen, Susan Palmer, Rick Hansen, Don Simon & Scott Hedlund.

APO MEMBERSHIP – Brian Herberg reported that Rockville used to be included in Region 7W which was our funding source for regional projects and now we have been routed to the St. Cloud APO. Membership dues are 1.1% of the current population which is approximately \$2952.40. Mayor Herberg reported that by not being a member would put us at the bottom of the totem pole and he was looking for approval from the council to join and pay the dues. No action was taken.

ST. CLOUD AREA JOINT PLANNING DISTRICT – Brian Herberg reported on this organization and the possible need to join this group also.

Meeting adjourned at 9:06 p.m.

VERENA M. WEBER-CMC
ADMINISTRATOR/CLERK

BRIAN HERBERG
MAYOR