

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD WEDNESDAY, AUGUST 18, 2010 - 6:00 P.M. – ROCKVILLE CITY HALL.

The meeting was called to order by Mayor Jeff Hagen. Roll Call was taken and the following members were found to be present: Mayor Hagen, Council Members: Bill Becker, John Koerber, Susan Palmer, Jerry Schmitt, Randy Volkmuth & Duane Willenbring. Absent

Staff members present were: Administrator/Clerk Rena Weber

Others present were: Tудie Hermanutz, Dave Volkmuth, Aaron Cheeley, Toni Honer, Don Simon, Ev Balko, Bill Molitor, Sam DeLeo, C Chanthakhammy, Vern Salzl, Darwin Voigt, Vince Schaefer, Diane Willenbring, Marie Skaja, Randy & Mary Stensrud, Steve Merten, Kathleen Stanger, Carol Dietman & Mike Hofmann.

ADDITION TO THE AGENDA: Motion by Member Volkmuth, second by Member Palmer, to approve the addition to the agenda for discussion purposes.

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.

OPEN FORUM

Councilor Schmitt reported that he received a complaint that someone is trapping raccoons in the core city and dumping them in the country. No specifics were given when asked.

CONSENT AGENDA: Motion by Member Volkmuth, second by Member Willenbring, to approve the consent agenda as presented:

- a) **Approve minutes of 07/21/10 & 07/29/10**
- b) **Approve Treasurer's Report of 08/18/10**
- c) **Approve List of Bills and Additions of 08/18/10**

Account Payable Ck #012188 & 012283 -012359	\$153,430.26
Payroll CK #003798 – 003811	10,892.08
EFT #000325-000330	5,378.12
EFT #000347-000352	5,603.49

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.

BOARD/STAFF REPORTS

POLICE DEPARTMENT – There was no one here to report on the monthly calls, but 36 contract hours were recorded in the monthly statement.

PUBLIC WORKS – Rick Hansen reported previously that Kramer Electric of Watkins would charge \$55.00 per hour and the time would start when they leave the shop. Also, the \$55.00/hour is for emergency repairs. Planned service would be billed at \$45.00/hour.

ELECTRICAL CONTRACT – **Motion by Member Volkmuth, second by Member Palmer, to approve the electrical services contract with Kramer Electric of Watkins as bid.**

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.

PLANNING COMMISSION – Chair Toni Honer reported on the following:

WILLIAM & MARY MOLITOR/C CHANTHAKHAMMY CONDITIONAL USE PERMIT: The Planning Commission held a public hearing to consider the request of William & Mary Molitor/C. Chanthakhammy for a Conditional Use Permit. The address of the property is: 1380 Prairie Drive with a legal description of: Lot 6, Block 2, Prairie Business Park in the City of Rockville.

SECTION 22: I -1 LIGHT INDUSTRIAL SUBDIVISION 4: CONDITIONAL USES (4) READS:

Uses the City Council determined to be substantially similar to those listed in this zoning district and not detrimental to the City's general health and welfare.

The request is to operate an auto recycling business in the I-1 District.

STAFF REPORT:

Conditional Use Permit Requested:

1. Conditional use permit is requested to operate an auto recycling business.
2. The request is being asked under "Uses the City Council determined to be substantially similar to those listed in this zoning district and not detrimental to the City's general health and welfare.

Relevant Information:

1. This property is located in the I-1 District.
2. Property contains 1.012 acres more or less.
3. 5 notices of public hearing were sent out.
4. I-2 General Industrial CUP (4) says "The use is entirely enclosed, in a roofed structure with concrete floor, storage of junk and salvage including automobile salvage, scrap metal, paper, rags, household appliances, or recyclables"
5. The only difference in the intent between I-1 & I-2 is that I-1 has sewer/water and I-2 doesn't.
6. Also – this is mainly to be an internet business.

Recommendations:

1. Get in writing exactly when the petitioner will construct his building.
2. Review the Development plan.
3. Maintain existing drainage patterns over, under, and across their property.
4. No additional driveways will be allowed.
5. Proper temporary and permanent erosion control measures (BMP's) shall be implemented during and after construction to minimize sediment leaving the site; this would include proper installation of silt fence or bio-rolls on the down gradient side(s) of any excavations or earth disturbing activities, and subsequent re-vegetation of the disturbed areas soon after work is completed.
6. Approve with these conditions.

Chair Honer reported on the following:

- ◆ That two letters were received and read into record at the Public Hearing
- ◆ A revised drawing was requested by the Planning Commission placing the addition to the front of the property – not the rear
- ◆ The property will be fenced in and that will block the visual aspects

The Planning Commission voted, to recommend approval that the building be turned the width of the lot, Maintain existing drainage patterns over, under, and across their property, the easement on lot 6 and 7 be recorded, no more than 40 cars on the lot at one time, no additional driveway added, no dismantling until building is up.

Mayor Hagen asked if Phase I is going to be fenced temporarily. Sam DeLeo stated it will be fenced. The addition is for cold storage. The fence will be chain link with earth tone to soften the look. There will be barbed wire on the top of the fence and they would use the kind that goes straight up and tilts inward.

Mayor Hagen indicated that Kip Cameron's concern is how it will look from the highway. Sam DeLeo stated he understands the highway is higher, but the area should be kept clean and there will not be a bunch of cars stacked up.

Member Volkmuth questioned the collection of fluids. It was reported to be in the business plan that all fluids will be removed inside the building.

C. Chanthakhammy stated he has been in the business for 10 years plus his partner is his brother with as many years of experience.

Member Becker asked what it will look like from the road.

Member Palmer asked if the landscaping can be done right away to make it look more finished. Sam DeLeo indicated the area in front of the fence is not very wide.

Mayor Hagen stated he would like to see a berm with pine trees on it. He would also like the fence to be 8' high with screening. He wants it to look a lot better.

Toni Honer reported this permit will be reviewed in two years.

Mayor Hagen stated he would really like to see more pine trees planted in a u shape.

Member Koerber stated he would like to see the fence 8' high.

Member Schmitt asked if C. would take in trades. C. Chanthakhammy spoke on how he will run this business. He will build a nationwide data base; will not really be in the dealer portion of it, it is more of an internet business where he will sell used auto parts. He will not take domestic cars in trade.

Darwin Voigt – Voigt Bus Company owner had a few questions:

1. Will any of the salvage cars be damaged cars? C. Chanthakhammy replied there will be minimal damage cars as there is no cutting or welding. His main focus is Internet parts.
2. Would he agree that he can't sell damaged cars?
3. The lot should be had surfaced. Their lot is mostly clay and he has concern of this in regards to fluids leaking.
4. Will there be any cars repaired on the street? No
5. Screening - Arborvitaes would be good. With some pine you don't get a lot of screening from.

His main three concerns are: an 8' fence, no repairs on the street, and hard surface lot.

C. Chanthakhammy stated that they will plug up the leaks before they get to the yard. They will do their best to make sure there are no more than 10 cars waiting in line. He does not want to get hit with a fine for leaks.

Toni Honer stated that she is frustrated that she and the Planning Commission spent the time reviewing this. It was discussed in great length and there will be a 2 year review.

Bill Molitor, developer, stated that so far this is the only salvage business on Hwy. 23. He does not think it is a bad idea. C. has to be certified and licensed by MPCA and they have a bigger stick when it comes to pollution.

Rena Weber asked Bill Molitor if the assessment and back taxes would be paid with this sale. Bill Molitor indicated that they would be paid.

***Member Becker introduced the following resolution and moved for its adoption:
Resolution No. 2010-16***

RESOLUTION APPROVING A CONDITIONAL USE PERMIT TO OPERATE AUTO SALVAGE BUSINESS IN THE I-1 INDUSTRIAL DISTRICT IN THE CITY OF ROCKVILLE.

WHEREAS, Bill Molitor/C. Chanthakhammy have requested a conditional use permit in order to operate an auto salvage business in the I-1 Industrial District, and;

WHEREAS, The address of the property is: 1380 Prairie Drive with a legal description of: Lot 6, Block 2, Prairie Business Park in the City of Rockville.

WHEREAS SECTION 22: I -1 LIGHT INDUSTRIAL SUBDIVISION 4: CONDITIONAL USES (4) READS:

Uses the City Council determined to be substantially similar to those listed in this zoning district and not detrimental to the City's general health and welfare.

**NOW, THEREFORE BE IT RESOLVED BY THE ROCKVILLE CITY COUNCIL,
STEARNS COUNTY, MINNESOTA:**

1. Said request is hereby approved as presented and amended
2. Said approval is not a burden on public facilities, is compatible with existing and planned adjacent uses, has no adverse affect on adjacent properties, the use is related to the needs of the city, is consistent with the Comprehensive Plan, is not a traffic hazard, there is adequate parking and loading
3. The granting of the conditional use permit will not be detrimental to the public health, safety and general welfare of the City

4. That the building be turned the width of the lot
5. Maintain existing drainage patterns over, under, and across their property
6. The easement on lot 6 and 7 be recorded
7. No more than 40 cars on the lot at one time
8. No additional driveway added
9. No dismantling until building is up
10. 8' high opaque fence with horizontal wire on top of that
11. Trees-4' minimum arborvitaes or similar along east, west & south side of lot
12. Unload and load as quickly as possible

Toni Honer asked the council to please remember that he is doing both – trees and fence and this could get very expensive.

Member Volkmuth stated this is our premier corridor.

Member Palmer stated that one is for security and one for looks.

The motion was seconded by Member Willenbring with accepting the friendly amendments.

Rena Weber asked Member Willenbring if he should recues himself from this vote.

Member Willenbring replied that he did not feel there will be any financial bearing in this instance, but Bill Molitor is his brother-in-law and this could be viewed as a conflict of interest.

***AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.***

PUBLIC HEARINGS

ORDINANCE NO. 2010-65 – Mayor Hagen announced that a public hearing would now be held to consider adoption of an ordinance to reduce the size of the city council.

Rena Weber reported that this is part of the process in order to get the question put on the ballot in November which explains the process of how the elimination would occur if approved by the voters.

No one came forward to address the council.

Motion by Member Volkmuth, second by Member Willenbring, to close the public hearing at 6:48 p.m.

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

Ordinance No. 2010-65

AN ORDINANCE REDUCING COUNCIL SIZE

(A copy of the entire ordinance is hereby attached and marked exhibit A)

The motion for the foregoing ordinance was duly seconded by Member Willenbring with the following vote being taken.

***AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.***

BUSINESS SUBSIDY AGREEMENT -Rena Weber explained that each of our JOBZ recipients has to file certain documents with DEED (State of MN) each year indicating how many people they employed as a result of the designation and also how much they are paid per hour. Stonecrafter's failed to make the required number of five new employees being paid \$14.81 (including benefits). They have hired 2.75 equivalent persons. DEED is offering businesses that achieved at least 51% of the goal a one time opportunity to amend their business subsidy agreement. The BSA will be shortened by 45% or 35 months until 12/5/2011.

Member Becker commended Vern Salzl for doing what he could in light of the economy.

Member Willenbring agreed that based on the economy it was hard for companies to make goal.

Vern Salzl stated that they have met more than what most companies have. He is willing to go along with the requirements. He received a letter today from the federal government.

Mayor Hagen asked Mr. Salzl if he felt these subsidies really do help you hire people. Mayor Hagen also stated that he does not personally feel people expand because of tax subsidies.

Motion by Member Volkmuth, second by Member Willenbring, to close the hearing at 7:01 p.m.

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring

Motion passed on a 7 to 0 vote.

Member Volkmuth indicated that the EDA did a good job in its review and therefore recommend approval of Resolution No. 2010-18

AMENDMENT TO JOB OPPORTUNITY BUILDING ZONE BUSINESS SUBSIDY AGREEMENT BETWEEN CITY OF ROCKVILLE AND STONECRAFTERS/SALZL FLOOR CENTER, INC.

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

The motion was duly seconded by Member Palmer with the following vote being

taken:

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring

Motion passed on a 7 to 0 vote.

WATER RATE AMENDMENT – ORDINANCE NO. 2010-66 Mayor Hagen announced that a public hearing has now been called to consider an amendment to the water rate ordinance.

Rena Weber and Susan Palmer reported that the Finance Committee reviewed the information and recommends the following:

MNRWA FORMULA FOR RATE STUDY

10% OF WATER TOWER RENT TO BE REIMBURSED TO THE WATER FUND

ALL WATER THAN CAN BE METERED – METER – AND PAY FROM GENERAL FUND

INCREASE THE RATE \$3.32.

Member Volkmuth agreed that the need is there to increase the rates as there are more repairs occurring and there is not enough revenue to cover it.

Mary Stensrud - 241 Broadway Street West stated that she is speaking for John Clark Senior Housing. Concerns were:

- a. Understands the need for the increase, but this increase plus the 23 base rates is a heavy burden for people living on a set income
- b. The complex has one 2" pipe coming in where a normal is 3/4"
- c. She can't justify why they have to pay 23 base rates for one pipe
- d. They want to pay what is fair.
- e. Encouraged the council to look at this issue
- f. There is one business in town that has multiple businesses and pays one base fee

Tudie Hermanutz- 211 1st St West – On the bottom of page 3 of the financial notes Rena gave the committee information that there were \$242,000 in revenue with \$177,000 in expenses. To me that looks like a surplus. It was reported that this was referring to the sewer fund not the water.

Tudie indicated that she did not see figures. She had asked for those figures beforehand. Rena indicated that they were available.

Motion by Member Volkmuth, second by Member Palmer, to close the public hearing. More discussion was held.

Vince Schaefer – 541 Caroline Lane in regards to the spreadsheet he does not see any revenues. All I see is the O & M costs. What is the water fund balance?

Rena Weber explained that the spreadsheet takes into account what is charged and what is needed to make it work.

Vince Schaefer stated there should information available that people can understand. This is not very transparent.

It was determined that this information would be put in the next newsletter showing revenues/ expenditures.

Mayor Hagen indicated this formula shows that we would have had to raise rates to \$3.71 per thousand and the Finance Commission has reduced the rate to \$3.32.

Member Willenbring reported that he did spend a lot of time using this formula. He got a sour taste in his mouth because some of the council members thought he was using too much staff time. He assured all that from this point going forward there will be an enormous amount of review/analysis of what the total cost is particularly bond interest which is up from last year. Part of that was the cost of re-financing. That should be spread out over many years.

There is a mandate coming that says we have to establish conservation rates in place by 2012.

He strongly urges that since none of the group sitting up here gets city water then we need to get together and create a task force that reviews the pros and cons of the water rates.

Member Volkmuth agreed with this but in regards to the bond interest he understands the costs are included and spread out over the life of the bond.

Member Palmer stated that we did look at this in depth in 2008. It is not that we are all using water. Our responsibility is that we are charging fairly.

Member Willenbring does not agree that a 45% increase was warranted. He is not saying it is wrong, but it is not 100% right. We need a task force made up of business, family and apartments.

Member Koerber stated that nobody from Brentwood Hills is complaining about the water rate.

Member Willenbring reported that last Mr. Schaefer asked for an accounting of the bills and he feels that right now the core city is cross subsidizing the lake area. Further he feels the 10% should be 15%.

Motion by Member Volkmuth, second by Member Palmer, to close the public hearing at 7:20 p.m.

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring

Motion passed on a 7 to 0 vote.

Member Becker introduced the following Ordinance and moved for its adoption:

ORDINANCE NO. 2010-66

AN ORDINANCE AMENDING THE WATER RATE FOR THE CITY OF ROCKVILLE, MINNESOTA:

The Rockville City Council on 3/5/08 passed Ordinance No. 2008-48 setting water rate fees with a 15% increase each year for the years 2008, 2009, & 2010. This was subject to a review each year.

Having reviewed the current status of the Water Fund the Rockville City Council seeks to adjust the rates provided for by Ordinance No. 2008-48.

Therefore, the Rockville City Council amends Basic Code Section 52.51 (Water Rates, Fees & Charges), as previously amended by Ordinance No. 2008-48 & 2009-57. Section 52.51 is now to read:

Subd. 1: Water Availability Charges. Water Availability Charges will be \$9.20/month flat fee. This amount shall be comprised of charges for the Operations, Maintenance & Replacement of the system (OM&R). This amount is not the Water Access Charge (WAC) that is a charge for the connection of a structure or use to the water system.

Subd. 2: Water Rate Charges

A. Water rate charges shall be \$3.32/1000 gallons.

B. Effective June 1, 2010, water rate charges shall be \$3.32/1000 gallons.

The motion includes the following:

10% OF WATER TOWER RENT TO BE REIMBURSED TO THE WATER FUND

ALL WATER THAN CAN BE METERED – METER – AND PAY FROM GENERAL

FUND

The motion for the foregoing ordinance was duly seconded by Member Palmer.

Member Willenbring motioned to amend the approval of the ordinance to increase the 10% water tower rent to 15%. This motion was seconded by Member Volkmuth so it was discussed.

Rena Weber cited Roberts Rules of Order that would allow this motion to supersede the original motion to approve.

Member Willenbring then pulled his motion, with Member Volkmuth agreeing to pulling the motion as well.

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.

JAMES & NORLENE THEISEN/STEVE MERTEN CONDITIONAL USE PERMIT: Mayor Hagen announced that consideration for the request of James & Norlene Theisen/Steve Merten for a **Conditional Use Permit** for a hunting/shooting preserve would now be held. The address of the property is: 8630 County Road 141, Kimball, MN 55353 with a legal description of:

95.87 A N2SE4 Less E 1 ROD, Also SW4SE4 Less 23.63 Acres sold. Old #28.17062.005

SECTION 16 Subdivision 4: Conditional Uses (7) reads:

The following uses may be allowed as conditional uses following the procedures set forth.

(7) Hunting Clubs and shooting preserve

The request is to release raised pheasants on property and shoot them with clients.

STAFF REPORT:

Conditional Use Permit Requested:

1. Conditional use permit is requested to release raised pheasants on the property and shoot them with clients. CUP approval is required under Section 16. Subd. 4 (7) Hunting Clubs and shooting preserves.

Relevant Information:

1. This property is located in the SP-1 District.
2. Property contains 95.9 acres more or less.
3. 11 notices of public hearing were sent out.

Recommendations:

Chair Honer reported the Planning Commission reviewed this request and recommends approval with conditions: Chair Honer read the staff report recommendations. Discussion was held and added more conditions.

1. Steve Merten is the operator of this business. He has indicated that there will be no structures built, no concessions, just private shooting events.
2. Mr. Merten is leasing the property from the Theisen's for shooting pheasants. This will occur mostly on weekends during shooting hours.
3. Staff had recommended that he contact all abutting neighbors for their approval.
4. If the neighbors are fine with this – it could be allowed as a CUP.
5. Season would run from September 1st – January 1st.
6. A license from the State or the Department of Resource (DNR) would be required to be on file with the City.
7. Property line is designated and posted.
8. Parking area posted.
9. No shooting in the wetland.
10. To follow the Ten Commandments of Fire Arm and Safety Rules.
11. Hours of Operation - 9:00 a.m. – Sunset (follow Department of Resource-DNR guideline)
12. Gate the area.
13. Review the reports at the February 2011 meeting.

Toni Honer reported that Mr. Merten operates a business in Kimball where he raises pheasants, offers controlled hunts for parties from 2 – 8 or 10. The hunters buy the birds, he releases and they hunt. He will provide a report on the number of hunts, hunters, and birds that were released. The land will be posted and continue to be posted 500' setback from surrounding property. The Planning Commission will do one year and review.

Rena Weber reported that she checked on the liability insurance requirement. It is not public land so the city is not going to be listed as additionally insured, but it would be recommended that Mr. Merten provide a \$1,000,000 certificate of insurance or whatever the DNR recommends.

***Member Becker introduced the following resolution and moved for its adoption:
RESOLUTION NO. 2010-17***

RESOLUTION GRANTING A CONDITIONAL USE PERMIT FOR A HUNTING PRESERVE
WHEREAS, The City Council of the City of Rockville, Stearns County, Minnesota has received a request for a conditional use permit from James & Norlene Theisen/Steve Merten to operate a hunting preserve in the A-40 District, and;

WHEREAS, this request would not affect the wetland, and;

WHEREAS, proper notification and publication had been given, and;

WHEREAS, all persons were given an opportunity to be heard on said request.

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

1. Said request is hereby approved to allow a hunting preserve in the A-40 District with the conditions as presented.

2. Said approval is not a burden on public facilities, is compatible with existing and planned adjacent uses, has no adverse affect on adjacent properties, the use is related to the needs of the city, is consistent with the Comprehensive Plan, is not a traffic hazard, there is adequate parking and loading, and;

3. The granting of the conditional use permit will not be detrimental to the public health, safety and general welfare of the City.

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

***AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.***

NEW BUSINESS

ROCKFEST UPDATE – Kathleen Stanger presented a written report listing the pros and cons about this years' festival.

Member Palmer extended thanks to Kathleen and everyone who helped stating this is a great event for the city.

APPRECIATION EVENT –Kathleen reported the event will be held on 8/21/10 at 4 PM – Lion's park and they will be serving food at 5 p.m.

ROCK FEST 2011 – will be held on July 9th

- ◆ Rocori pageant will be in Rockville next year
- ◆ Pickups 'n Power Sports will hold their event on Sunday

COMMITTEE REPORTS

MAYOR – Mayor Hagen had nothing to report.

FINANCE COMMITTEE –Chair Palmer reported that the Finance Committee has reviewed the proposed tax levy and is recommending approval of \$1,005,724. The Finance Committee did recommend putting the \$4500 back into the fund for street improvements. They will be meeting on August 31st with department heads.

RTCB – Member Willenbring reported that BLM (Board of Land Management) claims there are 460 acres that still need to be written off before we can go through with the abandonment. The RTCB would also like to see a stencil painted on the trail that has already been built.

Rena Weber reported the stencil has been painted.

PUBLIC WORKS – Chair Volkmuth reported that public works issues were handled at the Council meeting on 7/29/10 and all things were approved.

ADMINISTRATOR'S REPORT

SUPPORT OF ST. CLOUD – Rena Weber reported that the City of St. Cloud is seeking support of other cities in their efforts to secure a \$500,000 grant to create financial incentives necessary to attract commercial air service back to the airport.

Member Palmer introduced the following resolution and moved for its adoption:
RESOLUTION NO. 2010-19

RESOLUTION OF SUPPORT FOR AN APPLICATION TO THE US DOT FOR A SMALL COMMUNITY AIR SERVICE DEVELOPMENT GRANT TO HELP ENHANCE AIR SERVICE AT THE ST. CLOUD REGIONAL AIRPORT

WHEREAS, The St. Cloud Regional Airport lost regularly scheduled commercial air service on December 31, 2009, when Delta Air Lines withdrew service, and;

WHEREAS, Many studies throughout the United States have confirmed that commercial air service is critical to the economic growth and stability of a region, and;

WHEREAS, The St. Cloud Regional Airport (STC) has been identified in a 2003 MN DOT Aeronautics study as a Tier 2 airport and the most likely airport to relieve traffic from Minneapolis/St. Paul Airport, and;

WHEREAS, The Small Community Air Service Development (SCASD) program is designed to provide financial assistance to help small communities, which are underserved, enhance their air service, and;

WHEREAS, The grant will aid in raising pledges as part of the 2010 air service initiative that is currently underway by the St. Cloud Regional Airport, and;

WHEREAS, MN DOT Office of Aeronautics is in full support of this SCASD application as evidenced by the attached letter, and;

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

That the City of Rockville, hereby supports the application of a \$500,000 Small Community Air Service Development grant to the US DOT to help enhance air service at the St. Cloud Regional Airport.

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

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring

Motion passed on a 7 to 0 vote.

ADDITION TO THE AGENDA

FIREWORKS PERMIT - David Sorum, a certified pyrotechnic (St. Cloud) is seeking approval to display fireworks on 9/18/10 for a wedding at the 400 Club. All paperwork was provided and this needs sheriff's signature.

Member Volkmuth voiced his concern on using the parks for these activities.

Member Becker stated he is not sure about them using 5" shells because you need 500' clearance from any property line.

Member Volkmuth suggested the park rental fee be charged and that the display be within legal ramifications.

Motion by Member Becker, second by Member Willenbring, to approve the request to rent the park for a fireworks display subject to the sheriff's department approval and provision for traffic control if needed. Further display shall be no larger than 4".

AYES: Becker, Hagen, Koerber, Palmer, Schmitt, Volkmuth & Willenbring
Motion passed on a 7 to 0 vote.

Member Volkmuth wanted to thank the Lion's members for filling in around the walking path.

Member Willenbring thanked Member Volkmuth for his help as well. \$9500 was the total anticipated cost, but by the Lion's Club donating their time this should amount to approximately an \$8,300 savings to the city.

OPEN FORUM

Toni Honer – 23467 88th Avenue, stated the finance report just blew over the \$4500 for the Rock Fest now going into street improvements.

Chair Palmer indicated this was decided over 6 months ago that the city would not fund the Rock Fest.

Toni Honer stated the liability insurance will be an issue. The City needs to be open minded and work with them. Liability Insurance used to cost \$200 under the cities cost as opposed to the Rock Fest committee getting their own insurance which will be thousands.

Member Willenbring agreed that may need to be looked at.

Don Simon – 600 Othmar Lane, questioned who paid the cost to band aid the oak tree at City Hall. Mayor Hagen responded that the City determined the tree was worth saving and the cost was \$650.

Don Simon stated we could have planted 10 trees.

Don Simon hoped that all people heard the sirens during the recent storm. He also warned that the person shooting the fireworks to make sure he is checking the weather at the time of the event.

Don Simon urged the citizens to thank the firemen for what they are doing.

Mike Hofmann – EMS Director stated that we have had bad weather this summer with over 74 storms. The sirens will blow when bad weather is threatening within 10 miles of town. There were times when we blew the siren twice. This is an all hazard siren so Stearns County could blow the sirens if it could be imminent danger. People need to take shelter and listen to their radios.

Tudie Hermanutz – 211 1st St W, asked who had filed for office. Rena Weber reported the following people had filed for council: Randy Volkmuth, Susan Palmer, Ron Westrup, Toni Honer, Don Simon and Jeff Howe.

Thanks the firemen for what they are doing.

Carol Dietman – 10059 County Road 47, stated that people want to bring in a new business and the council is putting requirements on them such as a double fence and tarred driveway. Pickup Power'n Sports does not have a tarred driveway. Let's be reasonable with new businesses. If we are cutting expenses – then why do we keep two voting places?

ADJOURNMENT – Motion by Member Becker, second by Member Volkmuth, to adjourn the meeting at 8:15 p.m. Motion carried.

VERENA M. WEBER-CMC
ADMINISTRATOR/CLERK

JEFF HAGEN
MAYOR