



# City Council

## Regular Meeting

~ Minutes ~

1408 Lake Street South  
Forest Lake, MN 55025  
[www.ci.forest-lake.mn.us](http://www.ci.forest-lake.mn.us)

Jolleen Chaika

Monday, August 28, 2017

7:00 PM

Forest Lake City Center

### 1. Call to Order

The meeting was called to order at 7:01 PM.

### 2. Roll Call

Attendee Name	Title	Status	Arrived
Mike Freer	Councilmember	Present	
Ben Winnick	Mayor	Present	
Ed Eigner	Councilmember	Present	
Sam Husnik	Councilmember	Present	
Mara Bain	Councilmember	Present	

### 3. Pledge of Allegiance

### 4. Approve the Agenda (Action)

- Motion To:** approve the agenda

<b>RESULT:</b>	<b>CARRIED [UNANIMOUS]</b>
<b>MOVER:</b>	Mara Bain, Councilmember
<b>SECONDER:</b>	Sam Husnik, Councilmember
<b>AYES:</b>	Freer, Winnick, Eigner, Husnik, Bain

### 5. Open Forum - Citizen Petitions, Requests and Concerns: Please sign in at the front table. The Open Forum is available for residents to express personal opinions for any item of business. Please limit your comments to three (3) minutes.

Pat Tester: Ms. Tester lives on Henna Avenue and who decided to transition Henna back to dirt. She said the road is going to be a problem this winter and asked if Council approved this? City Engineer Ryan Goodman explained that some of the roads with millings had to have the millings removed because they could no longer be shaped and maintained with the millings. He also added that Henna is on the schedule next year for double chip seal and that the reshaping now will allow for proper drainage during the winter. City Engineer Goodman said Public Works has spent a lot of money on patching those roads and continued patching is not a cost effective option. Ms. Tester also asked for a speed limit sign on her road.

Rick Ashback: Mr. Ashback updated the City Council on the Airport Open House which was held on August 20.

## 6. Consent Agenda Considerations (Action Items)\*

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	Mara Bain, Councilmember
<b>SECONDER:</b>	Sam Husnik, Councilmember
<b>AYES:</b>	Mike Freer, Ben Winnick, Sam Husnik, Mara Bain
<b>ABSTAIN:</b>	Ed Eigner

- a. **Approve City Bills**
- b. **Second Quarter Financial Report**
- c. **Approve City Council Meeting Minutes: July 24, 2017**
- d. **Approve City Council Workshop Minutes: August 21, 2017**
- e. **Gambling Permit Application: Family Pathways**
- f. **Massage Therapist License Renewal: Shelly Menne**
- g. **Anoka County Cooperative Fire Protection Agreement**
- h. **Joint and Cooperative Agreement for Public Safety Purchasing and Resolution 08-28-17-01**
- i. **Lakes Center for Youth and Families Contract Renewal**
- j. **Minor Subdivision Agreement and Related Easements: 5810 190th Street North**
- k. **Center for Public Safety Management Contract**
- l. **Airport Ground/Hangar Construction Lease: Lot 29**
- m. **Resolution 08-28-17-02: Requesting Variance from State Aid Rule 88.20.2800 Subpart A for Hardwood Creek Regional Trail Connection at Co. Rd. 50 Project**
- n. **Headwaters and Fenway Improvements: Contractor's Request for Payment No. 1**
- o. **15th Street Utility & Street Improvements: Contractor's Request for Payment No. 6**
- p. **LMCIT Liability Coverage Waiver Form**
- q. **Airport Ground/Hangar Construction Lease: Lot 19**
- r. **Resolution 08-28-17-03 Airport Maintenance and Operating Agreement**
- s. **Resolution 08-28-17-04: Tax Forfeited Parcels**
- t. **Final Project Acceptance: Cherrywood Pointe**
- u. **Final Project Acceptance: Falcon Avenue Subdivision**
- v. **Final Project Acceptance: Fenway/Ice Arena Parking Lot**
- w. **Water Well Payment Agreement – Arbor Ridge**
- x. **Resolution 08-28-17-05: Ordering Continuation of Cartway Petition Hearing Dates**

## 7. Regular Agenda (Action Items)

### a. *Cooperative Agreement for NFL Super Bowl Security – Chief Peterson*

Police Chief Peterson presented a cooperative agreement, drafted by the City of Minneapolis, in cooperation with Bloomington and St. Paul, for Council's consideration. The request is for agencies to aid in public safety services in conjunction with the Super Bowl events in 2018. This agreement was reviewed by LMC and the City Attorney. Chief Peterson emphasized that there will be no reduction in safety or patrol for the City of Forest Lake. If officers are available, they would aid in the event.

Mayor Winnick inquired about reimbursement for wages and vehicles; he also asked about liability insurance. Chief Peterson confirmed the City will be reimbursed for wages and fringe benefits. City Attorney Jay Karlovich explained that the liability is spelled out in the agreement and terms within the agreement are in line with LMC recommendations. Councilmember Freer indicated concerns with the liability terms and indicated that he would like to see the terms provided to the State Patrol for this event; however, he was willing to move forward with the agreement as presented.

Councilmember Bain asked if Super Bowl coverage would be an off-duty assignment and/or on a volunteer basis. Chief Peterson confirmed that any FLPD staff who assist with Super Bowl public safety would be doing so off-duty and on a volunteer basis; there would be no shortage of patrol permitted to cover the event.

1. **Motion To:** approve cooperative agreement

<b>RESULT:</b>	<b>CARRIED [UNANIMOUS]</b>
<b>MOVER:</b>	Mara Bain, Councilmember
<b>SECONDER:</b>	Ed Eigner, Councilmember
<b>AYES:</b>	Freer, Winnick, Eigner, Husnik, Bain

**b. *Streets Maintenance Hiring Recommendation – Dan Udem***

Assistant to the City Administrator Dan Udem presented a recommendation for the hiring of the streets maintenance position; he recommended Dennis Ziehl for position based on Mr. Ziehl's interview, testing, and reference check results. It was also noted that Mr. Ziehl has worked for the City in various seasonal positions. Councilmember Freer expressed concerns that Mr. Ziehl does not presently have a commercial driver's license (CDL). Assistant to the City Administrator Udem explained that Mr. Ziehl is in the process of obtaining his CLD and that the position description requires a CDL be obtained within 30 days of hiring.

1. **Motion To:** approve recommendation of Dennis Ziehl

**COMMENTS - Current Meeting:**

Councilmember Freer further expressed concerns about Mr. Ziehl's lack of a CDL and added that there were likely other qualified candidates who already have a CDL.

Public Works Superintendent Dave Adams indicated that Mr. Ziehl has passed permitting and brakes for his CDL; he now needs to take behind the wheel. He stated the last hire did not have CDL at the time of hiring and that he feels confident in this recommendation. He also highlighted that Mr. Ziehl was previously a volunteer fire fighter and drove fire vehicles which do not require a CDL. Fire Chief Alan Newman confirmed Mr. Ziehl was the head engineer for 15 years and operated all equipment safely and responsibly.

<b>RESULT:</b>	<b>CARRIED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Husnik, Councilmember
<b>SECONDER:</b>	Mara Bain, Councilmember
<b>AYES:</b>	Freer, Winnick, Eigner, Husnik, Bain

**c. *Comfort Lake Forest Lake Watershed District Appointment Recommendation – Mayor Winnick***

Mayor Winnick recommended that the Council recommend to the Washington County Board of Commissioners the reappointment of Steve Schmalz to the Comfort Lake Forest Lake Watershed District Board of Directors.

1. **Motion To:** recommend Steve Schmalz to the Comfort Lake Forest Lake Watershed District Board of Directors

<b>RESULT:</b>	<b>CARRIED [UNANIMOUS]</b>
<b>MOVER:</b>	Mike Freer, Councilmember
<b>SECONDER:</b>	Sam Husnik, Councilmember
<b>AYES:</b>	Freer, Winnick, Eigner, Husnik, Bain

**d. *Parks, Trails, and Lakes Commission Appointment – Mayor Winnick***

Mayor Winnick recommended Terri Steenblock be appointed to fill the vacancy on the Parks, Trails, and Lakes Commission.

- 1. Motion To:** appoint Terri Steenblock to vacancy.

<b>RESULT:</b>	<b>CARRIED [UNANIMOUS]</b>
<b>MOVER:</b>	Mike Freer, Ben Winnick
<b>SECONDER:</b>	Mara Bain, Councilmember
<b>AYES:</b>	Freer, Winnick, Eigner, Husnik, Bain

**e. *Ace Hardware Invoices***

- 1. Motion To:** approve Ace Hardware Invoices

<b>RESULT:</b>	<b>CARRIED [4 TO 0]</b>
<b>MOVER:</b>	Mike Freer, Councilmember
<b>SECONDER:</b>	Mara Bain, Councilmember
<b>AYES:</b>	Mike Freer, Ben Winnick, Ed Eigner, Mara Bain
<b>ABSTAIN:</b>	Sam Husnik

**f. *Winnick Supply Invoices***

- 1. Motion To:** approve Winnick Supply invoices

<b>RESULT:</b>	<b>CARRIED [4 TO 0]</b>
<b>MOVER:</b>	Mara Bain, Councilmember
<b>SECONDER:</b>	Sam Husnik, Councilmember
<b>AYES:</b>	Mike Freer, Ed Eigner, Sam Husnik, Mara Bain
<b>ABSTAIN:</b>	Ben Winnick

**8. Staff Updates**

**9. Mayor and City Council Updates**

**10. CLOSED SESSION pursuant to Minn. Stat. §13D.03: Labor Negotiations (Documents to be provided under separate cover)**

- 1. Motion To:** close session pursuant to Minn. Stat. §13D.03: Labor Negotiations

**COMMENTS - Current Meeting:**

The meeting was closed at 8:08 PM.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Mike Freer, Councilmember  
**SECONDER:** Ed Eigner, Councilmember  
**AYES:** Freer, Winnick, Eigner, Husnik, Bain

**2. Motion To:** reopen session

**COMMENTS - Current Meeting:**

The meeting reopened at 9:05 PM

Councilmember Freer provided a summary of the closed session and indicated the topic discussed was the MAPE contract negotiation and mediation.

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Mike Freer, Councilmember  
**SECONDER:** Ed Eigner, Councilmember  
**AYES:** Freer, Winnick, Eigner, Husnik, Bain

## 11. Adjourn

**1. Motion To:** adjourn

**RESULT:** CARRIED [UNANIMOUS]  
**MOVER:** Sam Husnik, Councilmember  
**SECONDER:** Mara Bain, Councilmember  
**AYES:** Freer, Winnick, Eigner, Husnik, Bain

The meeting concluded at 9:07 PM.