

**- MINUTES -
CHASKA CITY COUNCIL
OCTOBER 4, 2010**

1. Call to Order

The meeting was called to order by Mayor Windschitl at 7:00 p.m.

2. Pledge of Allegiance

3. Roll Call

Roll call was taken. Present: Councilmembers Schulz, Boe, Ford, Businaro, and Mayor Windschitl. Absent: None.

Also Present: Luke Melchert, City Attorney; Bart Fischer, Assistant City Administrator; Bill Monk, City Engineer.

4. Adopt the Agenda

Motion by Councilmember Businaro, second by Councilmember Chris Schulz, to adopt the agenda as presented with the addition of Item #10: Chaska Response to Metropolitan Council Transportation Policy Plan.

Motion carried.

5. Visitor

No visitor presentations.

Mayor Windschitl announced that Matt Podhradsky, City Administrator, was not present due to an illness in the family. Bart Fischer, Assistant City Administrator, and Bill Monk, City Engineer, took his place.

6. Minutes

Motion by Councilmember Ford, second by Councilmember Businaro, to approve the minutes of the September 20, 2010 City Council meeting.

Motion carried.

7. Consent Agenda

Motion by Councilmember Boe, second by Councilmember Ford, to approve the Consent Agenda Items a through d:

- a. Approve Tobacco Licenses for Northern Tier Retail, LLC, DBA as SuperAmerica
Motion to approve Tobacco License Nos. TOB.11-01 and TOB.11-02 for Northern Tier Retail LLC, doing business as Super America through December 31, 2011.
- b. Adopt Resolution No. 10-74 Approving the City of Prior Lake as a Member of the Suburban Transit Association
Motion to offer and approve a motion adopting Resolution No. 10-74 approving Prior Lake becoming a Party to the STA agreement, and paying pro-rated dues for 2010.
- c. Adopt Resolution No. 10-75 Appointing Judges of Election for the November 2, 2010 General Election

Motion to adopt Resolution No. 10-75 appointing those persons listed on Exhibit A as Judges of Election for the General Election, Tuesday, November 2, 2010.

d. Adopt Resolution No. 10-76 Approving Transient Permit for Cooper's New Market

Motion to adopt Resolution No. 10-76 approving Transient Permit No. 10-06 for Gary Cooper of Cooper's County Market for October 2, 2010 from 8:00 am to 4:00 pm.

Prior to motion, Councilmembers thanked the election judges for their willingness to serve.
Motion carried.

8. Public Hearing: Adopt Resolution Nos. 10-77 and 10-78 Approving the Chevalle Assessment Rolls for Parkland Acquisition and Development

The City Engineer presented the item to Council.

Mayor Windschitl asked if some work was going to be done this year, and the engineer said yes.

Mayor Windschitl asked if the final lift on the road would occur this year, and the City Engineer responded possibly not this year.

Councilmember Boe asked who is being assessed, and the City Engineer replied the undeveloped lots owned by the developer.

Councilmember Boe asked if the City provided assistance to the Hospice, and the City Engineer said some funds were used for landscaping around the Hospice Center.

Councilmember Businaro asked at what interest rate the bonds sold, and the City Engineer replied between 2-3%.

Councilmember Businaro asked if we were on target for the road connecting to CR 11, and the City Engineer replied it would be at some point in the future.

Councilmember Businaro then asked who would be responsible for maintaining the islands/medians, and the City Engineer said maintenance would fall to the association.

The Public Hearing was opened by Mayor Windschitl at 7:22 p.m.

No one appeared before Council.

The Public Hearing was closed by Mayor Windschitl at 7:23 p.m.

Motion by Councilmember Businaro, second by Councilmember Ford, to adopt Resolution Nos. 10-77 and 10-78 approving Chevalle assessment rolls for parkland acquisition and parkland development.

Motion carried.

9. Approve Grading Permit for Phase One of Nickel Creek

The City Engineer presented the item to Council.

Mayor Windschitl asked when the work would begin, and the City Engineer said it would begin next week.

Councilmember Schulz asked how this is different from other grading projects, and the City Engineer replied that the Developer has a contractor in place and would like to take advantage of that this year. It is allowed in our City process, but hasn't been done this way before.

Councilmember Businaro asked how we will formalize the conditions, and the City Engineer stated through the permitting process.

Councilmember Boe asked how erosion will be addressed, and the City Engineer said they will have to file a SWPPP.

Motion by Councilmember Ford, second by Councilmember Schulz, to approve a grading permit for Phase One of Nickel Creek with the condition that a surety be posted in the amount of restoration work and a permit be secured from the Carver County Watershed.

Motion carried.

10. Chaska Response to Metropolitan Council Transportation Policy Plan

The City Engineer presented information to Council that was contained in a letter to the Metropolitan Council relative to the 2030 Transportation Policy Plan (TPP).

Councilmember Ford asked how improvements to TH 101 would benefit the entire SW metro area, and the City Engineer explained they would be very important to the region; that funding is the issue. Cooperative funding would have to be looked into.

Councilmember Boe asked where Hwy 101 becomes County Road 101, and the City Engineer replied across the river in Shakopee.

Councilmember Businaro summarized how the area groups would like to get together to show how improvements to 101 can benefit the region.

Councilmember Schulz expressed comments of support to the letter.

Mayor Windschitl also expressed comments of support.

Motion by Councilmember Schulz, second by Councilmember Ford, to approve Chaska's response to the Metropolitan Council Transportation Policy Plan.

Motion Carried.

11. Bills

Motion by Councilmember Businaro, second by Councilmember Schulz, to approve the bills as presented. Roll call was taken. Voting aye: Councilmembers Schulz, Boe, Ford, Businaro, and Mayor Windschitl. Voting nay: None
Motion carried.

12. Other Business

Councilmember Schulz:

- Inquired if the timing of the stoplights on TH 41 in the downtown could be staggered to allow more accessibility for left-hand turns, and the City Engineer said Staff would look into it.

Councilmember Schulz and Mayor Windschitl:

- Inquired about the medians and how they affect movement and access along TH 41 in the downtown, and the City Engineer cited safety concerns, and said that the trade off for the light at 2nd & 41 is the median through the downtown.

Councilmember Businaro:

- What does State Statute mandate regarding a change in Councilmember salaries? The City Attorney stated that Council establishes salary changes whenever they wish to, but the change doesn't take affect until after the next election.
- Expressed thanks to previous leaders of the City for the levy and the flood protection it provides.
- Inquired if MnDOT could improve Highways 101 and 41 to better withstand flood waters, and the City Engineer stated that they were improved with that in mind last time they were rebuilt, and there was not much more that could be done.
- Inquired if repairs would be made to 2nd Street from TH 41 to Walnut Street; and the City Engineer stated that it was set for 2011, but are waiting until recommendations from the Downtown Task Force are available.
- Inquired as to the status of some issues related to Michel's Foods; and the City Engineer stated the City was working with Michel's and making good progress.

Councilmember Ford:

- Inquired of the City Engineer if he knows when TH 41 will re-open from the flooding, and the City Engineer said he didn't know; it is still underwater.
- Go Twins!
- Announced the Chaska Fire Department Open House, Saturday from 1 pm – 3 pm.

Councilmember Boe:

- Stated we should have a high water sign on Hwy 41 as is on Hwy 101.

- Requested Staff look at what cuts would need to be made if we had to keep the tax rate the same.

Assistant City Administrator:

- Mentioned he attended the LCDA meeting at Met Council for the Cooper's grant.
- Also informed people of Carver County's CDA home foreclosure assistance.

City Attorney:

- Also thanked previous leaders for their foresight on flood control.

Mayor Windschitl:

- Wondered what became of the monument into Chaska off of CR 17 near the new Chanhassen High School, and the City Engineer stated it had to be removed for the project and will likely be rebuilt.
- Angel Fest was a success!

13. Adjourn

Motion by Councilmember Schulz, second by Councilmember Boe, to adjourn the meeting at 8:42 p.m.

Motion carried.