

**Lakeland Shores City Council Meeting
August 7, 2003
Lakeland City Hall**

Present:

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| Acting Mayor Judy Savage | City Attorney Timothy Kelley |
| Council Member Sandy Wilke | City Treasurer Tom Niedzwiecki |
| Council Member Joella Givens | City Clerk Joan Heldt |

Absent:

Mayor Bob Harvey, Council Member Dave Jarvis

Also Present:

Tom Savage, Theresa Shannon, Cary Schroeder

August City Council Meeting Call to Order

Acting Mayor Savage opened the City Council meeting at 7:00 p.m.

Review and Approve July Minutes

Wilke motioned to approve the July minutes as corrected; Givens seconded the motion; all ayes; motion carried.

Additions to Agenda

Cary Schroeder, 33 Quinlan – concerned about dogs running throughout the city. Givens will draft a letter to the residents regarding the City’s dog ordinance. Officer Becky Engel said residents can call the Washington County Sheriff’s Office at 439-9381. Kelley mentioned reporting dog bites to the Sheriff’s Office.

Cary Schroeder, 33 Quinlan – asked who is responsible for the big lawnmower in the City. Schroeder mentioned that someone cut along her property and she wanted to know why it was cut; in the seven years she lived in the City this was the first time it had been cut. Tom Savage, Street Commissioner, mentioned the City takes care of the brush along the streets. He also discussed the 60 foot right-of-way and stated he doesn’t know why it hasn’t been mowed previously. Wilke said it is City property and needs to be mowed. Acting Mayor Savage stated the City has an obligation to maintain the streets right-of-way.

Theresa Shannon – concerned about a safety issue north of Division Street on the bike path. The kids in the neighborhood have built jumps and it has become a safety issue as some people have almost hit the kids when driving on Division. Property owner Mr. Schneider has done many things to keep the kids off the property. He is concerned about the liability issue. Tom Savage spoke with Mr. Schneider and suggested a temporary snow fence. Kelley suggests the owner contact the Washington County Sheriff’s Department. Kelley mention it is a concern for the City but the liability issue is the owner’s responsibility. Savage will provide Kelley with Mr. Schneider’s address and Kelley will send a letter. Kelley and Savage will follow-up with Mr. Schneider. Givens suggested trimming trees on the bike trail.

New Business

Washington County Sheriff Report – Officer Becky Engel provided the council with the July report. A total of 10 calls were received. No citations were issued. Officer Engel mentioned a few of the calls received: three 911 hang-ups; two auto alarms; one theft in a vehicle; stop sign violation; possible illegal burn.

Fire Representative Report – Shannon said the August meeting is scheduled for next week.

Treasurer Report –

- Niedzwiecki reviewed the financial report from July.
- Reviewed the Summary of 2004 Budgets and Certified Levy. *Follow-up:* Council should review budget and provide comments to Tom before next month's meeting.

Attorney Report –

- Kelley mentioned the Church of the Incarnation's application to sell pull-tabs at Schmig's Bar & Grill. Currently, the City does not have an ordinance regulating charitable gambling in the City. The City could also require that 10 percent of the net profits derived from lawful gambling be directed to a specified category of recipients such as, St. Croix Valley fund, environmental protection charities, the poor, educational institutions, etc. Kelley will prepare a draft ordinance for the September meeting.
- Dave and Shannon Jarvis submitted an Application for Amendments to a Variance Permit. The City Council scheduled a public hearing for September 4, 2003 at 6:30 p.m.
- Kelley discussed Codification - Ordinance 2003-1 adopting the new municipal code, and the public notice that must be published for two consecutive weeks. By adopting this ordinance, the City is adopting the municipal code provided to the Council in the July packet. Givens motion to approve Ordinance 2003-1; Wilke seconded; all ayes; motioned carried with changes made by Tom Savage.
- Whitcomb Variance Permit. At the last meeting the council approved the application. Tom Savage provided comments on the permit regarding the 45 foot height were to be verified the structure should not exceed 35 feet. Kelley will make the appropriate changes to the permit.
- Schmig amended CUP will be sent to Steve Schmig.
- CUP for cable business located on St. Croix Trail – complaints received by the City regarding the storage outside the business. Kelley suggests the City write a letter. The CUP has the two lots and generic offices. They are using the second lot for heavy equipment. The offices are the principle use. The storing of the vehicles outside is not in the CUP which means the company would need to amend the CUP. Concerns are looks, complaints they are driving the heavy equipment on the City right-of-way creating holes in the roads. Kelley will send a letter to the property owner with the City's concerns. Tom Savage mentioned the equipment on the vacant lot which is the problem. The City Council directed the City Attorney to write a letter.
- John and Carrie Kaplan submitted an Application for a Variance. The City Council scheduled a public hearing for September 4, 2003 at 6:30 p.m.

Road Commissioner Report –

- Tom Savage provided the council with new city residential maps and street inventory. Savage suggests the Lakeland Shores residential map be updated with names. City Clerk and Council Member Savage will update map.
- Discussed the 3rd Street N and Upper 3rd Street North which legally are in the City of Lakeland. Lakeland feels Lakeland Shores should pay for half street maintenance because Lakeland Shores has residents living on the streets. Savage reviewed past minutes; Lakeland does not want to move the boundary but would like Lakeland Shores to share the cost of maintenance. Givens ask what our legal obligation is. Givens is concerned we are getting billed double, once by the County and by Lakeland. Kelley will research the issue and report back next month.
- Savage reported the bike trail and 2nd Street North is overgrown with buckthorn. Estimated cost is \$644 from St. Croix Tree Service for trimming trees and removing buckthorn. Givens motioned to approve trimming trees and removing buckthorn; Wilke seconded; all in favor; motion carried.

Clerk Report – reported on the School Board elections and upcoming City Clerk training.

Council Reports

Givens –

- Mentioned the Watershed meeting is next week.
- There was no dog report for the past month.

Wilke – mentioned her neighbor has a dog and it is not licensed. Givens will draft a letter to send to the residents regarding dogs and mention the City’s leash law.

Acting Mayor Savage –

- Received information from MN Association of Small Cities – Wilke remembers discussing this before and the council decided not to be apart of this because Lakeland Shores is a small City. Wilke advises against giving money to the association.
- Acting Mayor Savage addressed Cary Schroeder’s concern about the lawn mowing. Acting Mayor Savage suggested the City calling Schroeder prior to any trimming near her property.

Review and Approve Bills and Invoices

Wilke motioned to approve the bills and invoices excluding check number 3579 Pioneer Press \$1,686.24 and number 3585 Pioneer Press \$54.24; Givens seconded; motion carried.

Adjourn

Wilke motioned to adjourn the meeting; Givens seconded the motion; all ayes; motion carried. Acting Mayor Savage adjourned the meeting at 8:48 p.m.

Respectfully submitted,

Joan Heldt
City Clerk

Judith Savage
Acting Mayor