

**DUNDAS CITY COUNCIL
REGULAR MEETING MINUTES
Monday, February 22, 2010
7:00 p.m.
Dundas City Hall**

PRESENT: Mayor Glenn Switzer; Councilors Chad Pribyl, Nathan Ryan, John Zander
ABSENT: Councilor John Cruz

OTHERS PRESENT: Chuck DeMann, City Engineer Tom McMahon, City Attorney Paula Callies,
Deputy Clerk/Treasurer Linda Ripka

CALL TO ORDER

Mayor Switzer called the meeting to order at 7:00 p.m. with the Pledge of Allegiance. Roll Call taken; a quorum was present.

APPROVAL OF AGENDA

Motion by Ryan, second by Pribyl , to approve Agenda with the addition of Bridgewater Holdings, LLC, under Old Business. Motion Carried Unanimously (MCU).

CONSENT AGENDA

Motion by Ryan, second by Pribyl, to approve the Consent Agenda with Mayor Switzer requesting removal of Expenditures:

Regular Meeting Minutes of February 8, 2010

MCU

Motion by Ryan, second by Pribyl to approve expenditures of \$44,716.70. Mayor discussed the Bridgewater Township invoice for snow removal and sand noting part of the bill is for 2009. **MCU**

OLD BUSINESS

County Market Building Materials Update

Councilor John Zander recused himself at 7:08 p.m.

Engineer McMahon reported on the email received from John Zander informing the City there is no longer an intent to erect the County Mart building materials on the property. McMahon stated Council may want to determine what requirements may need to be considered due to the current intent of the property owner.

John Zander indicated he will remove the materials by July 31, 2010, in accordance with the CUP.

Titan Supply Update

Engineer McMahon indicated the administrator (John McCarthy) and he met with Dan Zander and John Zander on February 11, 2010, regarding a building permit to erect tanks/bins on the property owned by Titan Supply. Building official Benny Svien was also present. McMahon reviewed the meeting and noted Dan Zander was informed on what constitutes a building permit requirement along with the fact the cost is determined by standardized State guidelines used by the building official.

Mayor Switzer asked John Zander for a timeline on getting the building permit and tanks erected with John Zander replying to talk to his brother, Dan Zander, about it.

Engineer McMahon recommended a timeline of six months or the CUP expires. Callies indicated would require a hearing and timelines were addressed in the CUP.

Mayor Switzer, Councilors Ryan and Pribyl requested a timeline be developed by the administrator and attorney with stated consequences if not met and presented to Dan Zander. Administrator directed to setup a meeting next week and communicate exclusively to Dan Zander.

Councilor John Zander returned to Council at 7:20 p.m.

OLD BUSINESS (con't)

Bridgewater Holdings LLC

Councilor Pribyl expressed concern on the status of the Bridgewater Holdings LLC letter of credit inquiring if it expired or was it renewed. McMahon reviewed communications with the partners. Council requested an update on the status from the administrator at the next Council meeting.

Liability Coverage Waiver

Attorney Callies explained the statutory tort limits and the question for Council is whether or not to waive the limits indicating most cities elect not to waive the limit.

Motion by Ryan, second by Pribyl, that the City of Dundas does not waive the monetary limits on municipal tort liability as established by Minnesota Statutes §466.04. MCU

Proposed Fee Schedule – Call for Public Hearing

Motion by Ryan, second by Pribyl, to call for a Public Hearing on Proposed Fee Schedule for Section City Code §101.02 at 7:00 p.m. or thereafter on Monday, March 29, 2010. MCU

REPORTS OF OFFICERS, BOARD AND COMMITTEES

City Attorney – Paula Callies

Interim Annexation Ordinance: Attorney Callies indicated the interim Ordinance expires on March 1, 2010. Mayor Switzer will ask Bridgewater Supervisor Norton-Doran for the final draft so it can be reviewed at the next Council meeting.

Administrator Report

Council Pribyl reported the skating Open House went well on Saturday, February 13, and the Northfield Hockey team was there on Sunday. The Park Board would like to move forward on the lighting at the Bridgewater Heights rink with consideration to add a general rink. The goal would be to have fund raising for the lighting and other works.

CLOSED MEETING

Motion by Switzer, second by Ryan, to close the meeting of the Dundas City Council as permitted by Minnesota Statutes 13.D.05.Subd.3(b), Attorney/Client Privilege, to develop strategy concerning the Notice of Reversion regarding the “Kor” property. MCU.

Regular meeting closed at 7:50 p.m.

REOPENED MEETING

Motion by Ryan, second by Zander, to reopen the Regular Meeting of the Council at 8:13 p.m.

Mayor Switzer stated the Dundas City Council held a closed meeting as permitted by Attorney/Client Privilege. He further stated present at the Closed Meeting were Mayor Glenn Switzer, Councilors Chad Pribyl, Nate Ryan, John Zander; City Attorney Paula Callies; City Engineer Tom McMahon; and Deputy Clerk Linda Ripka.

ADJOURNMENT

Motion by Pribyl, second by Ryan to adjourn the Regular Meeting at 8:14 p.m. MCU

Respectfully submitted,

Attest: