

**OSSEO CITY COUNCIL
REGULAR MEETING MINUTES
JULY 27, 2009**

1. CALL TO ORDER

Mayor John Hall called the regular meeting of the Osseo City Council to order at 7:00 p.m. on Monday, July 27, 2009.

2. ROLL CALL

Members present: Council members Brian Kleven, Steve Menth, Steve Parks, Ken Schreiber, and Mayor John Hall.

Staff present: City Administrator Greg Withers, City Attorney Loren Magsam, and Deputy Clerk LeAnn Larson.

Others present: Susan Blood and Matti Gurney-Northwest Hennepin Human Services, Tim Ryan, Martin Duffy, Sally & Ty Schmidt, Jane Sczeganik, Bob Kohls, Tony Mortinson, Todd Kintzi, Mike Smith, Tina Pomerleau, Matt Regan, Terry McNeil, Mike Ryan, Tom Hartkopf, Tom Brudvis, Eldon Tessman, Alicia Miller, Al & Barb Lindquist, and Ron Barger.

3. PLEDGE OF ALLEGIANCE

Hall led the Pledge of Allegiance.

4. APPROVAL OF AGENDA [Additions - Deletions]

Hall requested item 10.d. Executive Session be removed from the Agenda.

A motion was made by Menth, seconded by Schreiber, to accept the Agenda as amended. The motion carried 5-0.

5. CONSENT AGENDA

- a. Receive American Legion June Gambling Report
- b. Receive Firemen's Relief Association June Gambling Report
- c. Receive Lions club June Gambling Report
- d. Receive Osseo-Maple Grove Hockey Association June Gambling Report
- e. Approve Duffy's Bar & Grill Containment Plan for Lions Roar Festival
- f. Approve Osseo Maple Grove Knights of Columbus Application for Exempt Permit for Lions Roar Festival
- g. Accept donation of \$300 from Maple Grove Community Foundation to Movies in the Park
- h. Adopt Resolution No. 2009-45 Authorizing Execution and Delivery of Satisfaction of Repayment Agreement (408 2nd Avenue NW) for CDBG Rehab Assistance
- i. Approve Accounts Payable (Listing 072709, dated 7/23/09 11:04 AM, for \$45,531.79)

A motion was made by Menth, seconded by Parks, to approve the Consent Agenda as presented. The motion carried 5-0.

6. MATTERS FROM THE FLOOR – None.

7. SPECIAL BUSINESS

a. PRESENTATION BY NORTHWEST HENNEPIN HUMAN SERVICES COUNCIL – Susan Blood and Matti Gurney

Susan Blood, Executive Director for Northwest Hennepin Human Services Council (NWHHSC), presented an annual report on activities for the City of Osseo.

Blood stated NWHHSC is a joint powers agreement of 11 northwest municipalities of Hennepin County. NWHHSC is responsible for the overall research, planning, and coordination of human services for the northwest Hennepin area. NWHHSC received funding from the City of Osseo in 2008 of \$1,059. Total assistance Osseo residents received through all programs in 2008 was \$19,295. That translates into an \$18 return-on-investment ratio.

Key programs include Diverse Populations, Family Homeless Prevention and Assistance, Advisory Commission, Northwest Faith Collaborative, Seniors, Chemical Health, Emergency Services/Affordable Housing, Nonprofit Capacity Building, Research and Planning, Success By 6 Northwest, and Tobacco-Free Youth.

Blood stated Osseo resident, Violet Zumwinkle, is currently serving on the Senior Leadership Committee to help identify issues affecting older adults.

Matti Gurney introduced himself as the new Regional Community Research Coordinator for NWHHSC. He is also the City liaison for Osseo. Gurney noted recent foreclosure statistics and stated the City of Osseo needs to appoint someone to serve on the NWHHSC Advisory Commission.

b. RECOGNIZE STEP TO IT TOP TEN WALKERS IN OSSEO

Withers stated Hennepin County had prepared a list of the Top 10 Step To It Walkers in Osseo. The top ten walkers and number of steps were: Kennedy Ruf 330,909; Lacy Messer 344,980; Chelsey Straight 395,850; Carole Cady 512,845; Ken Schreiber 523,543; Becky Meierhofer 602,032; Stephanie Sibert 655,592; Sue Winick 780,000; Jim Ruf 831,616; and Carrie Pahl 1,018,564. He thanked everyone for making the program a success.

Withers noted Council member Schreiber was on this Top 10 List. These individuals will receive four tickets each to the July 29 Twins baseball game and be recognized at that event.

8. PUBLIC HEARINGS

a. ASSESSMENT HEARING FOR CENTRAL AVENUE PROJECT SUPPLEMENTAL ASSESSMENTS (Resolution)

Withers stated at the June 8 Assessment Hearing for the Central Avenue and the Side Street Lighting projects, one owner (of Celtic Crossing) verbally requested re-

apportionment of the total assessment balance (Side Street Lighting project) to be spread over all the units in the property equally as supplemental assessments. Another request was received in writing for Osseo Commons (Central Avenue project) for the same re-apportionment of the assessment amount over all units equally. Since John Englund's property on Central Avenue is similar to these two requests, it was decided that assessment balance would be re-apportioned over the units within as supplemental assessments, also. The overall project total or amount of assessments does not change; just the re-apportionment of the assessments involves multiple owners. Notices were sent to the owners of the properties involved regarding supplemental assessments.

Special assessment hearings are required for each project.

Hall opened the public hearing at 7:18 p.m.

Tom Brudvis, representing 100 Central Avenue Suite 3, asked a few basic questions about the project.

A motion was made by Menth, seconded by Parks, to close the public hearing at 7:22 p.m. The motion carried 5-0.

A motion was made by Kleven, seconded by Schreiber, to adopt Resolution No. 2009-46 Adopting Supplemental Assessment for 2009 Central Avenue Improvements. The motion carried 5-0.

b. ASSESSMENT HEARING FOR SIDE STREET LIGHTING PROJECT
SUPPLEMENTAL ASSESSMENTS (Resolution)

(See item 8.a. for explanation.)

Hall opened the public hearing at 7:24 p.m. No one offered any public input

A motion was made by Menth, seconded by Schreiber, to close the public hearing at 7:25 p.m. The motion carried 5-0.

A motion was made by Menth, seconded by Parks, to adopt Resolution No. 2009-47 Adopting Supplemental Assessment for 2009 Side Street Lighting Improvements. The motion carried 5-0.

9. OLD BUSINESS – None.

10. NEW BUSINESS

a. CONSIDER CELL PHONE USE POLICIES

Withers stated the Council adopted the first part of the Electronic Communications Policy on June 22. This is a second part and outlines cell phone use. He noted technology is advancing and cell phones are becoming a part of City equipment assigned to certain City employees. The City then needs to adopt policies and procedures governing the use of cell phones.

Kleven asked if all department heads have agreed to and understand this proposed policy. Withers said yes, they have.

Menth asked about the amount of minutes for various plans and suggested cheaper plans might be available. Withers said City employees currently have plans with limits that must be adhered to, and employees need Nextel phones for optimal communication.

A motion was made by Parks, seconded by Schreiber, to approve the Electronic Communications Policy for Cell Phone Use as proposed. The motion carried 5-0.

b. CONSIDER BY-LAW AMENDMENTS FOR OSSEO COMMUNITY FOUNDATION

City Attorney Magsam presented a letter on behalf of the Osseo Community Foundation requesting amending of the by-laws to remove the requirement of City Council appointment of trustees and approval of by-law amendments. Magsam stated he is also a member of the Board of Trustees of the Foundation. The Osseo Community Foundation was founded in 2001 through the disbanding of the local Odd Fellows organization. By-laws were adopted then which included the requirement of City Council appointment of trustees and approval of by-law amendments. Magsam said, typically, once a foundation is up and running, such a board normally doesn't require approval by another body for basic changes. He noted a public foundation must file annual tax reports each year.

Eldon Tessman, Brooklyn Park, said he is one of the original founding members of the Osseo Community Foundation and has been on the Board of Trustees since inception of the Foundation. He thanked the Mayor and Council in 2001 for its assistance in establishing this Foundation. He offered to provide the Council with an annual report each year to outline activities.

A motion was made by Menth, seconded by Schreiber, to approve the amended By-Laws of the Osseo Community Foundation, removing the requirement of City Council appointment of trustees and approval of by-law amendments. The motion carried 5-0 on a roll call vote.

c. CONSIDER WI-FI ANTENNA FOR COUNCIL MEMBER MENTH

Withers stated Council member Menth cannot receive a Wi-Fi signal at his home. Unplugged Cities has tried a Ruckus antenna and a dual zone antenna, both which require a direct line of site which Council Member Menth does not have. The only solution for him to receive a signal is to install an outside antenna. The cost is \$150 for the antenna and \$100 to install it. He says he cannot afford that expenditure.

Withers added if Menth cannot receive a signal for his City owned Laptop computer, he cannot get the electronic council packets that we would like to start sending next month. Having to print a paper copy for him would quickly burn up \$250 in labor and materials. Furthermore, if we do not go the electronic route it would deprive the public from starting to get an electronic packet.

Withers offered the City could finance the outdoor antenna for Council member Menth and depreciate it over a four year period like we are doing with the Laptop Computers. If Council Member Menth leaves the Council before the four year period ends, he would owe the City the value of the antenna or he would take it out and return it to the City.

Kleven said there are other ways for Menth to download a packet that is posted to a website. Kleven asked if approval of this might set a precedent. He said the Council doesn't need to have wireless at home as much as needing it during the Council meeting itself to access the packet of information.

Schreiber said he understood another wireless communication survey was going to be done soon to outline the level of service throughout Osseo.

Parks wondered if more antennas may need to be erected for good service levels to all.

Hall asked Council consensus about waiting to the next Council meeting when more information will be available on the matter. Council consensus was in agreement.

A motion was made by Schreiber, seconded by Park, to postpone any action on this item to the next Council meeting. The motion carried 4-0 (Menth abstained).

11. ADMINISTRATOR-CLERK-TREASURER'S REPORT

Withers noted an update about actions by the Metropolitan Council transitioning regional Dial-a-Ride services (Senior Transportation Program) to a county-wide program, effective February 1, 2010.

Withers stated Police Chief Ryan had received an email from Maple Grove resident expressing gratitude for assistance on County Road 30 from Police Officer Todd Kintzi. Withers thanked Office Kintzi for going above and beyond the call of duty in that situation.

Hall asked that a copy of email go into Kintzi's personnel file. Withers said he would put a copy in the file.

Withers a recent change to the Central Avenue construction plans. Two fire hydrants will be removed from Central Avenue and located instead on a nearby side street.

Menth asked how much this would cost. Withers said about \$2,500 each to move.

12. COUNCIL AND ATTORNEY REPORTS

City Attorney Magsam had no report.

Menth had no report.

Kleven noted several temporary stop signs have been placed on 1st Avenue NE intersections to aid in traffic flow for the detour through the City. He said everyone needs to be aware of these "new" stop signs.

Parks encouraged everyone to patronize Osseo businesses.

Schreiber also encouraged everyone to shop locally. He reminded everyone about Night to Unite on August 4.

Kleven asked about an update on how the Central Avenue project is proceeding and getting the information to the public. Withers said it was, indeed, time for an update from the City Engineers, in the form of another Construction Bulletin.

Hall reminded everyone about the weekly Farmers Markets each Tuesday from 3-7 p.m. He noted the upcoming Lorie Line concert in August 11, and the Relay for Life coming August 7 at Osseo Senior High School.

13. ADJOURNMENT

A motion was made by Menth, seconded by Schreiber, to adjourn the City Council meeting at 8:00 p.m. The motion carried 5-0.

Respectfully submitted,

LeAnn Larson
Deputy Clerk